

As Introduced

131st General Assembly

Regular Session

2015-2016

H. B. No. 235

Representative Terhar

**Cosponsors: Representatives Antani, Becker, Blessing, Brenner, Dever, Perales,
Johnson, T., LaTourette, Maag, Romanchuk, Schaffer**

A BILL

To amend section 2923.125 of the Revised Code to 1
waive the concealed carry license fee for active 2
members of the armed forces and retired and 3
honorably discharged veterans and to accept 4
military experience with firearms as proof of 5
competency with firearms regardless of when the 6
applicant for a license acquired the experience. 7

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 2923.125 of the Revised Code be 8
amended to read as follows: 9

Sec. 2923.125. It is the intent of the general assembly 10
that Ohio concealed handgun license law be compliant with the 11
national instant criminal background check system, that the 12
bureau of alcohol, tobacco, firearms, and explosives is able to 13
determine that Ohio law is compliant with the national instant 14
criminal background check system, and that no person shall be 15
eligible to receive a concealed handgun license permit under 16
section 2923.125 or 2923.1213 of the Revised Code unless the 17
person is eligible lawfully to receive or possess a firearm in 18

the United States. 19

(A) This section applies with respect to the application 20
for and issuance by this state of concealed handgun licenses 21
other than concealed handgun licenses on a temporary emergency 22
basis that are issued under section 2923.1213 of the Revised 23
Code. Upon the request of a person who wishes to obtain a 24
concealed handgun license with respect to which this section 25
applies or to renew a concealed handgun license with respect to 26
which this section applies, a sheriff, as provided in division 27
(I) of this section, shall provide to the person free of charge 28
an application form and the web site address at which a 29
printable version of the application form that can be downloaded 30
and the pamphlet described in division (B) of section 109.731 of 31
the Revised Code may be found. A sheriff shall accept a 32
completed application form and the fee, items, materials, and 33
information specified in divisions (B) (1) to (5) of this section 34
at the times and in the manners described in division (I) of 35
this section. 36

(B) An applicant for a concealed handgun license who is a 37
resident of this state shall submit a completed application form 38
and all of the material and information described in divisions 39
(B) (1) to (6) of this section to the sheriff of the county in 40
which the applicant resides or to the sheriff of any county 41
adjacent to the county in which the applicant resides. An 42
applicant for a license who resides in another state shall 43
submit a completed application form and all of the material and 44
information described in divisions (B) (1) to (7) of this section 45
to the sheriff of the county in which the applicant is employed 46
or to the sheriff of any county adjacent to the county in which 47
the applicant is employed: 48

(1) (a) A nonrefundable license fee as described in either	49
of the following:	50
(i) For an applicant who has been a resident of this state	51
for five or more years, a fee of sixty-seven dollars;	52
(ii) For an applicant who has been a resident of this	53
state for less than five years or who is not a resident of this	54
state, but who is employed in this state, a fee of sixty-seven	55
dollars plus the actual cost of having a background check	56
performed by the federal bureau of investigation.	57
(b) No sheriff shall require an applicant to pay for the	58
cost of a background check performed by the bureau of criminal	59
identification and investigation.	60
(c) A sheriff shall waive the payment of the license fee	61
described in division (B) (1) (a) of this section in connection	62
with an initial or renewal application for a license that is	63
submitted by an applicant who is <u>an active or reserve member of</u>	64
<u>the armed forces of the United States or has retired from or was</u>	65
<u>honorably discharged from military service in the active or</u>	66
<u>reserve armed forces of the United States,</u> a retired peace	67
officer, a retired person described in division (B) (1) (b) of	68
section 109.77 of the Revised Code, or a retired federal law	69
enforcement officer who, prior to retirement, was authorized	70
under federal law to carry a firearm in the course of duty,	71
unless the retired peace officer, person, or federal law	72
enforcement officer retired as the result of a mental	73
disability.	74
(d) The sheriff shall deposit all fees paid by an	75
applicant under division (B) (1) (a) of this section into the	76
sheriff's concealed handgun license issuance fund established	77

pursuant to section 311.42 of the Revised Code. The county shall 78
distribute the fees in accordance with section 311.42 of the 79
Revised Code. 80

(2) A color photograph of the applicant that was taken 81
within thirty days prior to the date of the application; 82

(3) One or more of the following competency 83
certifications, each of which shall reflect that, regarding a 84
certification described in division (B)(3)(a), (b), (c), (e), or 85
(f) of this section, within the three years immediately 86
preceding the application the applicant has performed that to 87
which the competency certification relates and that, regarding a 88
certification described in division (B)(3)(d) of this section, 89
the applicant currently is an active or reserve member of the 90
armed forces of the United States, the applicant has retired 91
from or was honorably discharged from military service in the 92
active or reserve armed forces of the United States, or within 93
the ten years immediately preceding the application the 94
~~honorable discharge or retirement~~ of the peace officer, person 95
described in division (B)(1)(b) of section 109.77 of the Revised 96
Code, or federal law enforcement officer to which the competency 97
certification relates occurred: 98

(a) An original or photocopy of a certificate of 99
completion of a firearms safety, training, or requalification or 100
firearms safety instructor course, class, or program that was 101
offered by or under the auspices of a national gun advocacy 102
organization and that complies with the requirements set forth 103
in division (G) of this section; 104

(b) An original or photocopy of a certificate of 105
completion of a firearms safety, training, or requalification or 106
firearms safety instructor course, class, or program that 107

satisfies all of the following criteria:	108
(i) It was open to members of the general public.	109
(ii) It utilized qualified instructors who were certified by a national gun advocacy organization, the executive director of the Ohio peace officer training commission pursuant to section 109.75 or 109.78 of the Revised Code, or a governmental official or entity of another state.	110 111 112 113 114
(iii) It was offered by or under the auspices of a law enforcement agency of this or another state or the United States, a public or private college, university, or other similar postsecondary educational institution located in this or another state, a firearms training school located in this or another state, or another type of public or private entity or organization located in this or another state.	115 116 117 118 119 120 121
(iv) It complies with the requirements set forth in division (G) of this section.	122 123
(c) An original or photocopy of a certificate of completion of a state, county, municipal, or department of natural resources peace officer training school that is approved by the executive director of the Ohio peace officer training commission pursuant to section 109.75 of the Revised Code and that complies with the requirements set forth in division (G) of this section, or the applicant has satisfactorily completed and been issued a certificate of completion of a basic firearms training program, a firearms requalification training program, or another basic training program described in section 109.78 or 109.801 of the Revised Code that complies with the requirements set forth in division (G) of this section;	124 125 126 127 128 129 130 131 132 133 134 135
(d) A document that evidences both of the following:	136

(i) That the applicant is an active or reserve member of the armed forces of the United States, has retired from or was honorably discharged from military service in the active or reserve armed forces of the United States, is a retired trooper of the state highway patrol, or is a retired peace officer or federal law enforcement officer described in division (B) (1) of this section or a retired person described in division (B) (1) (b) of section 109.77 of the Revised Code and division (B) (1) of this section;

(ii) That, through participation in the military service or through the former employment described in division (B) (3) (d) (i) of this section, the applicant acquired experience with handling handguns or other firearms, and the experience so acquired was equivalent to training that the applicant could have acquired in a course, class, or program described in division (B) (3) (a), (b), or (c) of this section.

(e) A certificate or another similar document that evidences satisfactory completion of a firearms training, safety, or requalification or firearms safety instructor course, class, or program that is not otherwise described in division (B) (3) (a), (b), (c), or (d) of this section, that was conducted by an instructor who was certified by an official or entity of the government of this or another state or the United States or by a national gun advocacy organization, and that complies with the requirements set forth in division (G) of this section;

(f) An affidavit that attests to the applicant's satisfactory completion of a course, class, or program described in division (B) (3) (a), (b), (c), or (e) of this section and that is subscribed by the applicant's instructor or an authorized representative of the entity that offered the course, class, or

program or under whose auspices the course, class, or program 167
was offered; 168

(g) A document that evidences that the applicant has 169
successfully completed the Ohio peace officer training program 170
described in section 109.79 of the Revised Code. 171

(4) A certification by the applicant that the applicant 172
has read the pamphlet prepared by the Ohio peace officer 173
training commission pursuant to section 109.731 of the Revised 174
Code that reviews firearms, dispute resolution, and use of 175
deadly force matters. 176

(5) A set of fingerprints of the applicant provided as 177
described in section 311.41 of the Revised Code through use of 178
an electronic fingerprint reading device or, if the sheriff to 179
whom the application is submitted does not possess and does not 180
have ready access to the use of such a reading device, on a 181
standard impression sheet prescribed pursuant to division (C) (2) 182
of section 109.572 of the Revised Code. 183

(6) If the applicant is not a citizen or national of the 184
United States, the name of the applicant's country of 185
citizenship and the applicant's alien registration number issued 186
by the United States citizenship and immigration services 187
agency. 188

(7) If the applicant resides in another state, adequate 189
proof of employment in Ohio. 190

(C) Upon receipt of the completed application form, 191
supporting documentation, and, if not waived, license fee of an 192
applicant under this section, a sheriff, in the manner specified 193
in section 311.41 of the Revised Code, shall conduct or cause to 194
be conducted the criminal records check and the incompetency 195

records check described in section 311.41 of the Revised Code. 196

(D) (1) Except as provided in division (D) (3) of this 197
section, within forty-five days after a sheriff's receipt of an 198
applicant's completed application form for a concealed handgun 199
license under this section, the supporting documentation, and, 200
if not waived, the license fee, the sheriff shall make available 201
through the law enforcement automated data system in accordance 202
with division (H) of this section the information described in 203
that division and, upon making the information available through 204
the system, shall issue to the applicant a concealed handgun 205
license that shall expire as described in division (D) (2) (a) of 206
this section if all of the following apply: 207

(a) The applicant is legally living in the United States. 208
For purposes of division (D) (1) (a) of this section, if a person 209
is absent from the United States in compliance with military or 210
naval orders as an active or reserve member of the armed forces 211
of the United States and if prior to leaving the United States 212
the person was legally living in the United States, the person, 213
solely by reason of that absence, shall not be considered to 214
have lost the person's status as living in the United States. 215

(b) The applicant is at least twenty-one years of age. 216

(c) The applicant is not a fugitive from justice. 217

(d) The applicant is not under indictment for or otherwise 218
charged with a felony; an offense under Chapter 2925., 3719., or 219
4729. of the Revised Code that involves the illegal possession, 220
use, sale, administration, or distribution of or trafficking in 221
a drug of abuse; a misdemeanor offense of violence; or a 222
violation of section 2903.14 or 2923.1211 of the Revised Code. 223

(e) Except as otherwise provided in division (D) (4) or (5) 224

of this section, the applicant has not been convicted of or 225
pleaded guilty to a felony or an offense under Chapter 2925., 226
3719., or 4729. of the Revised Code that involves the illegal 227
possession, use, sale, administration, or distribution of or 228
trafficking in a drug of abuse; has not been adjudicated a 229
delinquent child for committing an act that if committed by an 230
adult would be a felony or would be an offense under Chapter 231
2925., 3719., or 4729. of the Revised Code that involves the 232
illegal possession, use, sale, administration, or distribution 233
of or trafficking in a drug of abuse; has not been convicted of, 234
pleaded guilty to, or adjudicated a delinquent child for 235
committing a violation of section 2903.13 of the Revised Code 236
when the victim of the violation is a peace officer, regardless 237
of whether the applicant was sentenced under division (C) (4) of 238
that section; and has not been convicted of, pleaded guilty to, 239
or adjudicated a delinquent child for committing any other 240
offense that is not previously described in this division that 241
is a misdemeanor punishable by imprisonment for a term exceeding 242
one year. 243

(f) Except as otherwise provided in division (D) (4) or (5) 244
of this section, the applicant, within three years of the date 245
of the application, has not been convicted of or pleaded guilty 246
to a misdemeanor offense of violence other than a misdemeanor 247
violation of section 2921.33 of the Revised Code or a violation 248
of section 2903.13 of the Revised Code when the victim of the 249
violation is a peace officer, or a misdemeanor violation of 250
section 2923.1211 of the Revised Code; and has not been 251
adjudicated a delinquent child for committing an act that if 252
committed by an adult would be a misdemeanor offense of violence 253
other than a misdemeanor violation of section 2921.33 of the 254
Revised Code or a violation of section 2903.13 of the Revised 255

Code when the victim of the violation is a peace officer or for 256
committing an act that if committed by an adult would be a 257
misdemeanor violation of section 2923.1211 of the Revised Code. 258

(g) Except as otherwise provided in division (D)(1)(e) of 259
this section, the applicant, within five years of the date of 260
the application, has not been convicted of, pleaded guilty to, 261
or adjudicated a delinquent child for committing two or more 262
violations of section 2903.13 or 2903.14 of the Revised Code. 263

(h) Except as otherwise provided in division (D)(4) or (5) 264
of this section, the applicant, within ten years of the date of 265
the application, has not been convicted of, pleaded guilty to, 266
or adjudicated a delinquent child for committing a violation of 267
section 2921.33 of the Revised Code. 268

(i) The applicant has not been adjudicated as a mental 269
defective, has not been committed to any mental institution, is 270
not under adjudication of mental incompetence, has not been 271
found by a court to be a mentally ill person subject to court 272
order, and is not an involuntary patient other than one who is a 273
patient only for purposes of observation. As used in this 274
division, "mentally ill person subject to court order" and 275
"patient" have the same meanings as in section 5122.01 of the 276
Revised Code. 277

(j) The applicant is not currently subject to a civil 278
protection order, a temporary protection order, or a protection 279
order issued by a court of another state. 280

(k) The applicant certifies that the applicant desires a 281
legal means to carry a concealed handgun for defense of the 282
applicant or a member of the applicant's family while engaged in 283
lawful activity. 284

(l) The applicant submits a competency certification of 285
the type described in division (B) (3) of this section and 286
submits a certification of the type described in division (B) (4) 287
of this section regarding the applicant's reading of the 288
pamphlet prepared by the Ohio peace officer training commission 289
pursuant to section 109.731 of the Revised Code. 290

(m) The applicant currently is not subject to a suspension 291
imposed under division (A) (2) of section 2923.128 of the Revised 292
Code of a concealed handgun license that previously was issued 293
to the applicant under this section or section 2923.1213 of the 294
Revised Code or a similar suspension imposed by another state 295
regarding a concealed handgun license issued by that state. 296

(n) If the applicant resides in another state, the 297
applicant is employed in this state. 298

(o) The applicant certifies that the applicant is not an 299
unlawful user of or addicted to any controlled substance as 300
defined in 21 U.S.C. 802. 301

(p) If the applicant is not a United States citizen, the 302
applicant is an alien and has not been admitted to the United 303
States under a nonimmigrant visa, as defined in the "Immigration 304
and Nationality Act," 8 U.S.C. 1101(a) (26). 305

(q) The applicant has not been discharged from the armed 306
forces of the United States under dishonorable conditions. 307

(r) The applicant certifies that the applicant has not 308
renounced the applicant's United States citizenship, if 309
applicable. 310

(s) The applicant has not been convicted of, pleaded 311
guilty to, or adjudicated a delinquent child for committing a 312
violation of section 2919.25 of the Revised Code or a similar 313

violation in another state. 314

(2) (a) A concealed handgun license that a sheriff issues 315
under division (D) (1) of this section shall expire five years 316
after the date of issuance. 317

If a sheriff issues a license under this section, the 318
sheriff shall place on the license a unique combination of 319
letters and numbers identifying the license in accordance with 320
the procedure prescribed by the Ohio peace officer training 321
commission pursuant to section 109.731 of the Revised Code. 322

(b) If a sheriff denies an application under this section 323
because the applicant does not satisfy the criteria described in 324
division (D) (1) of this section, the sheriff shall specify the 325
grounds for the denial in a written notice to the applicant. The 326
applicant may appeal the denial pursuant to section 119.12 of 327
the Revised Code in the county served by the sheriff who denied 328
the application. If the denial was as a result of the criminal 329
records check conducted pursuant to section 311.41 of the 330
Revised Code and if, pursuant to section 2923.127 of the Revised 331
Code, the applicant challenges the criminal records check 332
results using the appropriate challenge and review procedure 333
specified in that section, the time for filing the appeal 334
pursuant to section 119.12 of the Revised Code and this division 335
is tolled during the pendency of the request or the challenge 336
and review. 337

(c) If the court in an appeal under section 119.12 of the 338
Revised Code and division (D) (2) (b) of this section enters a 339
judgment sustaining the sheriff's refusal to grant to the 340
applicant a concealed handgun license, the applicant may file a 341
new application beginning one year after the judgment is 342
entered. If the court enters a judgment in favor of the 343

applicant, that judgment shall not restrict the authority of a 344
sheriff to suspend or revoke the license pursuant to section 345
2923.128 or 2923.1213 of the Revised Code or to refuse to renew 346
the license for any proper cause that may occur after the date 347
the judgment is entered. In the appeal, the court shall have 348
full power to dispose of all costs. 349

(3) If the sheriff with whom an application for a 350
concealed handgun license was filed under this section becomes 351
aware that the applicant has been arrested for or otherwise 352
charged with an offense that would disqualify the applicant from 353
holding the license, the sheriff shall suspend the processing of 354
the application until the disposition of the case arising from 355
the arrest or charge. 356

(4) If an applicant has been convicted of or pleaded 357
guilty to an offense identified in division (D)(1)(e), (f), or 358
(h) of this section or has been adjudicated a delinquent child 359
for committing an act or violation identified in any of those 360
divisions, and if a court has ordered the sealing or expungement 361
of the records of that conviction, guilty plea, or adjudication 362
pursuant to sections 2151.355 to 2151.358, sections 2953.31 to 363
2953.36, or section 2953.37 of the Revised Code or the applicant 364
has been relieved under operation of law or legal process from 365
the disability imposed pursuant to section 2923.13 of the 366
Revised Code relative to that conviction, guilty plea, or 367
adjudication, the sheriff with whom the application was 368
submitted shall not consider the conviction, guilty plea, or 369
adjudication in making a determination under division (D)(1) or 370
(F) of this section or, in relation to an application for a 371
concealed handgun license on a temporary emergency basis 372
submitted under section 2923.1213 of the Revised Code, in making 373
a determination under division (B)(2) of that section. 374

(5) If an applicant has been convicted of or pleaded 375
guilty to a minor misdemeanor offense or has been adjudicated a 376
delinquent child for committing an act or violation that is a 377
minor misdemeanor offense, the sheriff with whom the application 378
was submitted shall not consider the conviction, guilty plea, or 379
adjudication in making a determination under division (D)(1) or 380
(F) of this section or, in relation to an application for a 381
concealed handgun license on a temporary basis submitted under 382
section 2923.1213 of the Revised Code, in making a determination 383
under division (B)(2) of that section. 384

(E) If a concealed handgun license issued under this 385
section is lost or is destroyed, the licensee may obtain from 386
the sheriff who issued that license a duplicate license upon the 387
payment of a fee of fifteen dollars and the submission of an 388
affidavit attesting to the loss or destruction of the license. 389
The sheriff, in accordance with the procedures prescribed in 390
section 109.731 of the Revised Code, shall place on the 391
replacement license a combination of identifying numbers 392
different from the combination on the license that is being 393
replaced. 394

(F)(1)(a) Except as provided in division (F)(1)(b) of this 395
section, a licensee who wishes to renew a concealed handgun 396
license issued under this section shall do so not earlier than 397
ninety days before the expiration date of the license or at any 398
time after the expiration date of the license by filing with the 399
sheriff of the county in which the applicant resides or with the 400
sheriff of an adjacent county, or in the case of ~~a~~ an applicant 401
who resides in another state with the sheriff of the county that 402
issued the applicant's previous concealed handgun license an 403
application for renewal of the license obtained pursuant to 404
division (D) of this section, a certification by the applicant 405

that, subsequent to the issuance of the license, the applicant 406
has reread the pamphlet prepared by the Ohio peace officer 407
training commission pursuant to section 109.731 of the Revised 408
Code that reviews firearms, dispute resolution, and use of 409
deadly force matters, and a nonrefundable license renewal fee in 410
an amount determined pursuant to division (F) (4) of this section 411
unless the fee is waived. 412

(b) A person on active duty in the armed forces of the 413
United States or in service with the peace corps, volunteers in 414
service to America, or the foreign service of the United States 415
is exempt from the license requirements of this section for the 416
period of the person's active duty or service and for six months 417
thereafter, provided the person was a licensee under this 418
section at the time the person commenced the person's active 419
duty or service or had obtained a license while on active duty 420
or service. The spouse or a dependent of any such person on 421
active duty or in service also is exempt from the license 422
requirements of this section for the period of the person's 423
active duty or service and for six months thereafter, provided 424
the spouse or dependent was a licensee under this section at the 425
time the person commenced the active duty or service or had 426
obtained a license while the person was on active duty or 427
service, and provided further that the person's active duty or 428
service resulted in the spouse or dependent relocating outside 429
of this state during the period of the active duty or service. 430
This division does not prevent such a person or the person's 431
spouse or dependent from making an application for the renewal 432
of a concealed handgun license during the period of the person's 433
active duty or service. 434

(2) A sheriff shall accept a completed renewal 435
application, the license renewal fee, and the information 436

specified in division (F)(1) of this section at the times and in 437
the manners described in division (I) of this section. Upon 438
receipt of a completed renewal application, of certification 439
that the applicant has reread the specified pamphlet prepared by 440
the Ohio peace officer training commission, and of a license 441
renewal fee unless the fee is waived, a sheriff, in the manner 442
specified in section 311.41 of the Revised Code shall conduct or 443
cause to be conducted the criminal records check and the 444
incompetency records check described in section 311.41 of the 445
Revised Code. The sheriff shall renew the license if the sheriff 446
determines that the applicant continues to satisfy the 447
requirements described in division (D)(1) of this section, 448
except that the applicant is not required to meet the 449
requirements of division (D)(1)(1) of this section. A renewed 450
license shall expire five years after the date of issuance. A 451
renewed license is subject to division (E) of this section and 452
sections 2923.126 and 2923.128 of the Revised Code. A sheriff 453
shall comply with divisions (D)(2) and (3) of this section when 454
the circumstances described in those divisions apply to a 455
requested license renewal. If a sheriff denies the renewal of a 456
concealed handgun license, the applicant may appeal the denial, 457
or challenge the criminal record check results that were the 458
basis of the denial if applicable, in the same manner as 459
specified in division (D)(2)(b) of this section and in section 460
2923.127 of the Revised Code, regarding the denial of a license 461
under this section. 462

(3) A renewal application submitted pursuant to division 463
(F) of this section shall only require the licensee to list on 464
the application form information and matters occurring since the 465
date of the licensee's last application for a license pursuant 466
to division (B) or (F) of this section. A sheriff conducting the 467

criminal records check and the incompetency records check 468
described in section 311.41 of the Revised Code shall conduct 469
the check only from the date of the licensee's last application 470
for a license pursuant to division (B) or (F) of this section 471
through the date of the renewal application submitted pursuant 472
to division (F) of this section. 473

(4) An applicant for a renewal concealed handgun license 474
under this section shall submit to the sheriff of the county in 475
which the applicant resides or to the sheriff of any county 476
adjacent to the county in which the applicant resides, or in the 477
case of an applicant who resides in another state to the sheriff 478
of the county that issued the applicant's previous concealed 479
handgun license, a nonrefundable license fee as described in 480
either of the following: 481

(a) For an applicant who has been a resident of this state 482
for five or more years, a fee of fifty dollars; 483

(b) For an applicant who has been a resident of this state 484
for less than five years or who is not a resident of this state 485
but who is employed in this state, a fee of fifty dollars plus 486
the actual cost of having a background check performed by the 487
federal bureau of investigation. 488

(5) The concealed handgun license of a licensee who is no 489
longer a resident of this state or no longer employed in this 490
state, as applicable, is valid until the date of expiration on 491
the license, and the licensee is prohibited from renewing the 492
concealed handgun license. 493

(G) (1) Each course, class, or program described in 494
division (B) (3) (a), (b), (c), or (e) of this section shall 495
provide to each person who takes the course, class, or program 496

the web site address at which the pamphlet prepared by the Ohio
peace officer training commission pursuant to section 109.731 of
the Revised Code that reviews firearms, dispute resolution, and
use of deadly force matters may be found. Each such course,
class, or program described in one of those divisions shall
include at least eight hours of training in the safe handling
and use of a firearm that shall include training, provided as
described in division (G) (3) of this section, on all of the
following:

(a) The ability to name, explain, and demonstrate the
rules for safe handling of a handgun and proper storage
practices for handguns and ammunition;

(b) The ability to demonstrate and explain how to handle
ammunition in a safe manner;

(c) The ability to demonstrate the knowledge, skills, and
attitude necessary to shoot a handgun in a safe manner;

(d) Gun handling training;

(e) A minimum of two hours of in-person training that
consists of range time and live-fire training.

(2) To satisfactorily complete the course, class, or
program described in division (B) (3) (a), (b), (c), or (e) of
this section, the applicant shall pass a competency examination
that shall include both of the following:

(a) A written section, provided as described in division
(G) (3) of this section, on the ability to name and explain the
rules for the safe handling of a handgun and proper storage
practices for handguns and ammunition;

(b) An in-person physical demonstration of competence in

the use of a handgun and in the rules for safe handling and 525
storage of a handgun and a physical demonstration of the 526
attitude necessary to shoot a handgun in a safe manner. 527

(3) (a) Except as otherwise provided in this division, the 528
training specified in division (G) (1) (a) of this section shall 529
be provided to the person receiving the training in person by an 530
instructor. If the training specified in division (G) (1) (a) of 531
this section is provided by a course, class, or program 532
described in division (B) (3) (a) of this section, or it is 533
provided by a course, class, or program described in division 534
(B) (3) (b), (c), or (e) of this section and the instructor is a 535
qualified instructor certified by a national gun advocacy 536
organization, the training so specified, other than the training 537
that requires the person receiving the training to demonstrate 538
handling abilities, may be provided online or as a combination 539
of in-person and online training, as long as the online training 540
includes an interactive component that regularly engages the 541
person. 542

(b) Except as otherwise provided in this division, the 543
written section of the competency examination specified in 544
division (G) (2) (a) of this section shall be administered to the 545
person taking the competency examination in person by an 546
instructor. If the training specified in division (G) (1) (a) of 547
this section is provided to the person receiving the training by 548
a course, class, or program described in division (B) (3) (a) of 549
this section, or it is provided by a course, class, or program 550
described in division (B) (3) (b), (c), or (e) of this section and 551
the instructor is a qualified instructor certified by a national 552
gun advocacy organization, the written section of the competency 553
examination specified in division (G) (2) (a) of this section may 554
be administered online, as long as the online training includes 555

an interactive component that regularly engages the person. 556

(4) The competency certification described in division (B) 557
(3) (a), (b), (c), or (e) of this section shall be dated and 558
shall attest that the course, class, or program the applicant 559
successfully completed met the requirements described in 560
division (G) (1) of this section and that the applicant passed 561
the competency examination described in division (G) (2) of this 562
section. 563

(H) Upon deciding to issue a concealed handgun license, 564
deciding to issue a replacement concealed handgun license, or 565
deciding to renew a concealed handgun license pursuant to this 566
section, and before actually issuing or renewing the license, 567
the sheriff shall make available through the law enforcement 568
automated data system all information contained on the license. 569
If the license subsequently is suspended under division (A) (1) 570
or (2) of section 2923.128 of the Revised Code, revoked pursuant 571
to division (B) (1) of section 2923.128 of the Revised Code, or 572
lost or destroyed, the sheriff also shall make available through 573
the law enforcement automated data system a notation of that 574
fact. The superintendent of the state highway patrol shall 575
ensure that the law enforcement automated data system is so 576
configured as to permit the transmission through the system of 577
the information specified in this division. 578

(I) A sheriff shall accept a completed application form or 579
renewal application, and the fee, items, materials, and 580
information specified in divisions (B) (1) to (5) or division (F) 581
of this section, whichever is applicable, and shall provide an 582
application form or renewal application to any person during at 583
least fifteen hours a week and shall provide the web site 584
address at which a printable version of the application form 585

that can be downloaded and the pamphlet described in division 586
(B) of section 109.731 of the Revised Code may be found at any 587
time, upon request. The sheriff shall post notice of the hours 588
during which the sheriff is available to accept or provide the 589
information described in this division. 590

Section 2. That existing section 2923.125 of the Revised 591
Code is hereby repealed. 592

Section 3. Section 2923.125 of the Revised Code is 593
presented in this act as a composite of the section as amended 594
by both Am. Sub. H.B. 234 and Am. Sub. S.B. 43 of the 130th 595
General Assembly. The General Assembly, applying the principle 596
stated in division (B) of section 1.52 of the Revised Code that 597
amendments are to be harmonized if reasonably capable of 598
simultaneous operation, finds that the composite is the 599
resulting version of the section in effect prior to the 600
effective date of the section as presented in this act. 601