

**As Reported by the House Agriculture and Rural Development Committee**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**Sub. S. B. No. 57**

**Senators Hill, Huffman, S.**

**Cosponsors: Senators O'Brien, Uecker, Eklund, Schuring, Hackett, Brenner,  
Fedor, Antonio, Hoagland, Coley, Craig, Dolan, Gavarone, Huffman, M., Kunze,  
Lehner, Manning, Peterson, Sykes, Thomas, Williams, Wilson, Yuko  
Representatives Koehler, Clites, Jones**

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**A BILL**

To amend sections 109.572, 924.01, 3719.01, 1  
3719.41, 4729.01, 4776.01, and 5713.30, to enact 2  
sections 924.212, 928.01, 928.02, 928.03, 3  
928.04, 928.05, 928.06, 928.07, and 928.99 of 4  
the Revised Code to establish conditions and 5  
requirements governing the regulation of hemp 6  
and hemp products, to amend the version of 7  
section 109.572 that is scheduled to take effect 8  
on September 20, 2019, and the versions of 9  
sections 3719.01, 3719.41, and 4729.01 of the 10  
Revised Code that are scheduled to take effect 11  
on March 22, 2020, to continue the provisions of 12  
this act on and after those dates. 13

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

**Section 1.** That sections 109.572, 924.01, 3719.01, 14  
3719.41, 4729.01, 4776.01, and 5713.30 be amended and sections 15  
924.212, 928.01, 928.02, 928.03, 928.04, 928.05, 928.06, 928.07, 16  
and 928.99 of the Revised Code be enacted to read as follows: 17

**Sec. 109.572.** (A) (1) Upon receipt of a request pursuant to 18  
section 121.08, 3301.32, 3301.541, or 3319.39 of the Revised 19  
Code, a completed form prescribed pursuant to division (C) (1) of 20  
this section, and a set of fingerprint impressions obtained in 21  
the manner described in division (C) (2) of this section, the 22  
superintendent of the bureau of criminal identification and 23  
investigation shall conduct a criminal records check in the 24  
manner described in division (B) of this section to determine 25  
whether any information exists that indicates that the person 26  
who is the subject of the request previously has been convicted 27  
of or pleaded guilty to any of the following: 28

(a) A violation of section 2903.01, 2903.02, 2903.03, 29  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 30  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 31  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 32  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 33  
2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 34  
2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 35  
2925.05, 2925.06, or 3716.11 of the Revised Code, felonious 36  
sexual penetration in violation of former section 2907.12 of the 37  
Revised Code, a violation of section 2905.04 of the Revised Code 38  
as it existed prior to July 1, 1996, a violation of section 39  
2919.23 of the Revised Code that would have been a violation of 40  
section 2905.04 of the Revised Code as it existed prior to July 41  
1, 1996, had the violation been committed prior to that date, or 42  
a violation of section 2925.11 of the Revised Code that is not a 43  
minor drug possession offense; 44

(b) A violation of an existing or former law of this 45  
state, any other state, or the United States that is 46  
substantially equivalent to any of the offenses listed in 47  
division (A) (1) (a) of this section; 48

(c) If the request is made pursuant to section 3319.39 of 49  
the Revised Code for an applicant who is a teacher, any offense 50  
specified in section 3319.31 of the Revised Code. 51

(2) On receipt of a request pursuant to section 3712.09 or 52  
3721.121 of the Revised Code, a completed form prescribed 53  
pursuant to division (C)(1) of this section, and a set of 54  
fingerprint impressions obtained in the manner described in 55  
division (C)(2) of this section, the superintendent of the 56  
bureau of criminal identification and investigation shall 57  
conduct a criminal records check with respect to any person who 58  
has applied for employment in a position for which a criminal 59  
records check is required by those sections. The superintendent 60  
shall conduct the criminal records check in the manner described 61  
in division (B) of this section to determine whether any 62  
information exists that indicates that the person who is the 63  
subject of the request previously has been convicted of or 64  
pleaded guilty to any of the following: 65

(a) A violation of section 2903.01, 2903.02, 2903.03, 66  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 67  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 68  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 69  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 70  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 71  
2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 72  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 73  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 74

(b) An existing or former law of this state, any other 75  
state, or the United States that is substantially equivalent to 76  
any of the offenses listed in division (A)(2)(a) of this 77  
section. 78

(3) On receipt of a request pursuant to section 173.27, 79  
173.38, 173.381, 3701.881, 5164.34, 5164.341, 5164.342, 80  
5123.081, or 5123.169 of the Revised Code, a completed form 81  
prescribed pursuant to division (C) (1) of this section, and a 82  
set of fingerprint impressions obtained in the manner described 83  
in division (C) (2) of this section, the superintendent of the 84  
bureau of criminal identification and investigation shall 85  
conduct a criminal records check of the person for whom the 86  
request is made. The superintendent shall conduct the criminal 87  
records check in the manner described in division (B) of this 88  
section to determine whether any information exists that 89  
indicates that the person who is the subject of the request 90  
previously has been convicted of, has pleaded guilty to, or 91  
(except in the case of a request pursuant to section 5164.34, 92  
5164.341, or 5164.342 of the Revised Code) has been found 93  
eligible for intervention in lieu of conviction for any of the 94  
following, regardless of the date of the conviction, the date of 95  
entry of the guilty plea, or (except in the case of a request 96  
pursuant to section 5164.34, 5164.341, or 5164.342 of the 97  
Revised Code) the date the person was found eligible for 98  
intervention in lieu of conviction: 99

(a) A violation of section 959.13, 959.131, 2903.01, 100  
2903.02, 2903.03, 2903.04, 2903.041, 2903.11, 2903.12, 2903.13, 101  
2903.15, 2903.16, 2903.21, 2903.211, 2903.22, 2903.34, 2903.341, 102  
2905.01, 2905.02, 2905.05, 2905.11, 2905.12, 2905.32, 2905.33, 103  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 104  
2907.09, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 2907.31, 105  
2907.32, 2907.321, 2907.322, 2907.323, 2907.33, 2909.02, 106  
2909.03, 2909.04, 2909.22, 2909.23, 2909.24, 2911.01, 2911.02, 107  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.05, 108  
2913.11, 2913.21, 2913.31, 2913.32, 2913.40, 2913.41, 2913.42, 109

2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 2913.48, 110  
2913.49, 2913.51, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12, 111  
2919.121, 2919.123, 2919.22, 2919.23, 2919.24, 2919.25, 2921.03, 112  
2921.11, 2921.12, 2921.13, 2921.21, 2921.24, 2921.32, 2921.321, 113  
2921.34, 2921.35, 2921.36, 2921.51, 2923.12, 2923.122, 2923.123, 114  
2923.13, 2923.161, 2923.162, 2923.21, 2923.32, 2923.42, 2925.02, 115  
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.09, 2925.11, 116  
2925.13, 2925.14, 2925.141, 2925.22, 2925.23, 2925.24, 2925.36, 117  
2925.55, 2925.56, 2927.12, or 3716.11 of the Revised Code; 118

(b) Felonious sexual penetration in violation of former 119  
section 2907.12 of the Revised Code; 120

(c) A violation of section 2905.04 of the Revised Code as 121  
it existed prior to July 1, 1996; 122

(d) A violation of section 2923.01, 2923.02, or 2923.03 of 123  
the Revised Code when the underlying offense that is the object 124  
of the conspiracy, attempt, or complicity is one of the offenses 125  
listed in divisions (A) (3) (a) to (c) of this section; 126

(e) A violation of an existing or former municipal 127  
ordinance or law of this state, any other state, or the United 128  
States that is substantially equivalent to any of the offenses 129  
listed in divisions (A) (3) (a) to (d) of this section. 130

(4) On receipt of a request pursuant to section 2151.86 of 131  
the Revised Code, a completed form prescribed pursuant to 132  
division (C) (1) of this section, and a set of fingerprint 133  
impressions obtained in the manner described in division (C) (2) 134  
of this section, the superintendent of the bureau of criminal 135  
identification and investigation shall conduct a criminal 136  
records check in the manner described in division (B) of this 137  
section to determine whether any information exists that 138

indicates that the person who is the subject of the request 139  
previously has been convicted of or pleaded guilty to any of the 140  
following: 141

(a) A violation of section 959.13, 2903.01, 2903.02, 142  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.15, 2903.16, 143  
2903.21, 2903.211, 2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 144  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 145  
2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 146  
2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2909.22, 147  
2909.23, 2909.24, 2911.01, 2911.02, 2911.11, 2911.12, 2913.49, 148  
2917.01, 2917.02, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 149  
2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, 150  
2927.12, or 3716.11 of the Revised Code, a violation of section 151  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 152  
a violation of section 2919.23 of the Revised Code that would 153  
have been a violation of section 2905.04 of the Revised Code as 154  
it existed prior to July 1, 1996, had the violation been 155  
committed prior to that date, a violation of section 2925.11 of 156  
the Revised Code that is not a minor drug possession offense, 157  
two or more OVI or OVUAC violations committed within the three 158  
years immediately preceding the submission of the application or 159  
petition that is the basis of the request, or felonious sexual 160  
penetration in violation of former section 2907.12 of the 161  
Revised Code; 162

(b) A violation of an existing or former law of this 163  
state, any other state, or the United States that is 164  
substantially equivalent to any of the offenses listed in 165  
division (A) (4) (a) of this section. 166

(5) Upon receipt of a request pursuant to section 5104.013 167  
of the Revised Code, a completed form prescribed pursuant to 168

division (C) (1) of this section, and a set of fingerprint 169  
impressions obtained in the manner described in division (C) (2) 170  
of this section, the superintendent of the bureau of criminal 171  
identification and investigation shall conduct a criminal 172  
records check in the manner described in division (B) of this 173  
section to determine whether any information exists that 174  
indicates that the person who is the subject of the request has 175  
been convicted of or pleaded guilty to any of the following: 176

(a) A violation of section 2151.421, 2903.01, 2903.02, 177  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 178  
2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 2905.11, 2905.32, 179  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 180  
2907.09, 2907.19, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 181  
2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 182  
2909.03, 2909.04, 2909.05, 2911.01, 2911.02, 2911.11, 2911.12, 183  
2913.02, 2913.03, 2913.04, 2913.041, 2913.05, 2913.06, 2913.11, 184  
2913.21, 2913.31, 2913.32, 2913.33, 2913.34, 2913.40, 2913.41, 185  
2913.42, 2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 186  
2913.48, 2913.49, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12, 187  
2919.22, 2919.224, 2919.225, 2919.24, 2919.25, 2921.03, 2921.11, 188  
2921.13, 2921.14, 2921.34, 2921.35, 2923.01, 2923.12, 2923.13, 189  
2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 190  
3716.11 of the Revised Code, felonious sexual penetration in 191  
violation of former section 2907.12 of the Revised Code, a 192  
violation of section 2905.04 of the Revised Code as it existed 193  
prior to July 1, 1996, a violation of section 2919.23 of the 194  
Revised Code that would have been a violation of section 2905.04 195  
of the Revised Code as it existed prior to July 1, 1996, had the 196  
violation been committed prior to that date, a violation of 197  
section 2925.11 of the Revised Code that is not a minor drug 198  
possession offense, a violation of section 2923.02 or 2923.03 of 199

the Revised Code that relates to a crime specified in this 200  
division, or a second violation of section 4511.19 of the 201  
Revised Code within five years of the date of application for 202  
licensure or certification. 203

(b) A violation of an existing or former law of this 204  
state, any other state, or the United States that is 205  
substantially equivalent to any of the offenses or violations 206  
described in division (A) (5) (a) of this section. 207

(6) Upon receipt of a request pursuant to section 5153.111 208  
of the Revised Code, a completed form prescribed pursuant to 209  
division (C) (1) of this section, and a set of fingerprint 210  
impressions obtained in the manner described in division (C) (2) 211  
of this section, the superintendent of the bureau of criminal 212  
identification and investigation shall conduct a criminal 213  
records check in the manner described in division (B) of this 214  
section to determine whether any information exists that 215  
indicates that the person who is the subject of the request 216  
previously has been convicted of or pleaded guilty to any of the 217  
following: 218

(a) A violation of section 2903.01, 2903.02, 2903.03, 219  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 220  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 221  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 222  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 223  
2909.02, 2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 224  
2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 225  
2925.03, 2925.04, 2925.05, 2925.06, or 3716.11 of the Revised 226  
Code, felonious sexual penetration in violation of former 227  
section 2907.12 of the Revised Code, a violation of section 228  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 229



a violation of section 2919.23 of the Revised Code that would 230  
have been a violation of section 2905.04 of the Revised Code as 231  
it existed prior to July 1, 1996, had the violation been 232  
committed prior to that date, or a violation of section 2925.11 233  
of the Revised Code that is not a minor drug possession offense; 234

(b) A violation of an existing or former law of this 235  
state, any other state, or the United States that is 236  
substantially equivalent to any of the offenses listed in 237  
division (A) (6) (a) of this section. 238

(7) On receipt of a request for a criminal records check 239  
from an individual pursuant to section 4749.03 or 4749.06 of the 240  
Revised Code, accompanied by a completed copy of the form 241  
prescribed in division (C) (1) of this section and a set of 242  
fingerprint impressions obtained in a manner described in 243  
division (C) (2) of this section, the superintendent of the 244  
bureau of criminal identification and investigation shall 245  
conduct a criminal records check in the manner described in 246  
division (B) of this section to determine whether any 247  
information exists indicating that the person who is the subject 248  
of the request has been convicted of or pleaded guilty to a 249  
felony in this state or in any other state. If the individual 250  
indicates that a firearm will be carried in the course of 251  
business, the superintendent shall require information from the 252  
federal bureau of investigation as described in division (B) (2) 253  
of this section. Subject to division (F) of this section, the 254  
superintendent shall report the findings of the criminal records 255  
check and any information the federal bureau of investigation 256  
provides to the director of public safety. 257

(8) On receipt of a request pursuant to section 1321.37, 258  
1321.53, or 4763.05 of the Revised Code, a completed form 259

prescribed pursuant to division (C)(1) of this section, and a 260  
set of fingerprint impressions obtained in the manner described 261  
in division (C)(2) of this section, the superintendent of the 262  
bureau of criminal identification and investigation shall 263  
conduct a criminal records check with respect to any person who 264  
has applied for a license, permit, or certification from the 265  
department of commerce or a division in the department. The 266  
superintendent shall conduct the criminal records check in the 267  
manner described in division (B) of this section to determine 268  
whether any information exists that indicates that the person 269  
who is the subject of the request previously has been convicted 270  
of or pleaded guilty to any of the following: a violation of 271  
section 2913.02, 2913.11, 2913.31, 2913.51, or 2925.03 of the 272  
Revised Code; any other criminal offense involving theft, 273  
receiving stolen property, embezzlement, forgery, fraud, passing 274  
bad checks, money laundering, or drug trafficking, or any 275  
criminal offense involving money or securities, as set forth in 276  
Chapters 2909., 2911., 2913., 2915., 2921., 2923., and 2925. of 277  
the Revised Code; or any existing or former law of this state, 278  
any other state, or the United States that is substantially 279  
equivalent to those offenses. 280

(9) On receipt of a request for a criminal records check 281  
from the treasurer of state under section 113.041 of the Revised 282  
Code or from an individual under section 928.03, 4701.08, 283  
4715.101, 4717.061, 4725.121, 4725.501, 4729.071, 4729.53, 284  
4729.90, 4729.92, 4730.101, 4730.14, 4730.28, 4731.081, 4731.15, 285  
4731.171, 4731.222, 4731.281, 4731.296, 4731.531, 4732.091, 286  
4734.202, 4740.061, 4741.10, 4747.051, 4753.061, 4755.70, 287  
4757.101, 4759.061, 4760.032, 4760.06, 4761.051, 4762.031, 288  
4762.06, 4774.031, 4774.06, 4776.021, 4778.04, 4778.07, 289  
4779.091, or 4783.04 of the Revised Code, accompanied by a 290

completed form prescribed under division (C) (1) of this section 291  
and a set of fingerprint impressions obtained in the manner 292  
described in division (C) (2) of this section, the superintendent 293  
of the bureau of criminal identification and investigation shall 294  
conduct a criminal records check in the manner described in 295  
division (B) of this section to determine whether any 296  
information exists that indicates that the person who is the 297  
subject of the request has been convicted of or pleaded guilty 298  
to any criminal offense in this state or any other state. 299  
Subject to division (F) of this section, the superintendent 300  
shall send the results of a check requested under section 301  
113.041 of the Revised Code to the treasurer of state and shall 302  
send the results of a check requested under any of the other 303  
listed sections to the licensing board specified by the 304  
individual in the request. 305

(10) On receipt of a request pursuant to section 124.74, 306  
1121.23, 1315.141, 1733.47, or 1761.26 of the Revised Code, a 307  
completed form prescribed pursuant to division (C) (1) of this 308  
section, and a set of fingerprint impressions obtained in the 309  
manner described in division (C) (2) of this section, the 310  
superintendent of the bureau of criminal identification and 311  
investigation shall conduct a criminal records check in the 312  
manner described in division (B) of this section to determine 313  
whether any information exists that indicates that the person 314  
who is the subject of the request previously has been convicted 315  
of or pleaded guilty to any criminal offense under any existing 316  
or former law of this state, any other state, or the United 317  
States. 318

(11) On receipt of a request for a criminal records check 319  
from an appointing or licensing authority under section 3772.07 320  
of the Revised Code, a completed form prescribed under division 321

(C) (1) of this section, and a set of fingerprint impressions 322  
obtained in the manner prescribed in division (C) (2) of this 323  
section, the superintendent of the bureau of criminal 324  
identification and investigation shall conduct a criminal 325  
records check in the manner described in division (B) of this 326  
section to determine whether any information exists that 327  
indicates that the person who is the subject of the request 328  
previously has been convicted of or pleaded guilty or no contest 329  
to any offense under any existing or former law of this state, 330  
any other state, or the United States that is a disqualifying 331  
offense as defined in section 3772.07 of the Revised Code or 332  
substantially equivalent to such an offense. 333

(12) On receipt of a request pursuant to section 2151.33 334  
or 2151.412 of the Revised Code, a completed form prescribed 335  
pursuant to division (C) (1) of this section, and a set of 336  
fingerprint impressions obtained in the manner described in 337  
division (C) (2) of this section, the superintendent of the 338  
bureau of criminal identification and investigation shall 339  
conduct a criminal records check with respect to any person for 340  
whom a criminal records check is required under that section. 341  
The superintendent shall conduct the criminal records check in 342  
the manner described in division (B) of this section to 343  
determine whether any information exists that indicates that the 344  
person who is the subject of the request previously has been 345  
convicted of or pleaded guilty to any of the following: 346

(a) A violation of section 2903.01, 2903.02, 2903.03, 347  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 348  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 349  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 350  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 351  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 352

2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 353  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 354  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 355

(b) An existing or former law of this state, any other 356  
state, or the United States that is substantially equivalent to 357  
any of the offenses listed in division (A)(12)(a) of this 358  
section. 359

(13) On receipt of a request pursuant to section 3796.12 360  
of the Revised Code, a completed form prescribed pursuant to 361  
division (C)(1) of this section, and a set of fingerprint 362  
impressions obtained in a manner described in division (C)(2) of 363  
this section, the superintendent of the bureau of criminal 364  
identification and investigation shall conduct a criminal 365  
records check in the manner described in division (B) of this 366  
section to determine whether any information exists that 367  
indicates that the person who is the subject of the request 368  
previously has been convicted of or pleaded guilty to the 369  
following: 370

(a) A disqualifying offense as specified in rules adopted 371  
under division (B)(2)(b) of section 3796.03 of the Revised Code 372  
if the person who is the subject of the request is an 373  
administrator or other person responsible for the daily 374  
operation of, or an owner or prospective owner, officer or 375  
prospective officer, or board member or prospective board member 376  
of, an entity seeking a license from the department of commerce 377  
under Chapter 3796. of the Revised Code; 378

(b) A disqualifying offense as specified in rules adopted 379  
under division (B)(2)(b) of section 3796.04 of the Revised Code 380  
if the person who is the subject of the request is an 381  
administrator or other person responsible for the daily 382

operation of, or an owner or prospective owner, officer or 383  
prospective officer, or board member or prospective board member 384  
of, an entity seeking a license from the state board of pharmacy 385  
under Chapter 3796. of the Revised Code. 386

(14) On receipt of a request required by section 3796.13 387  
of the Revised Code, a completed form prescribed pursuant to 388  
division (C)(1) of this section, and a set of fingerprint 389  
impressions obtained in a manner described in division (C)(2) of 390  
this section, the superintendent of the bureau of criminal 391  
identification and investigation shall conduct a criminal 392  
records check in the manner described in division (B) of this 393  
section to determine whether any information exists that 394  
indicates that the person who is the subject of the request 395  
previously has been convicted of or pleaded guilty to the 396  
following: 397

(a) A disqualifying offense as specified in rules adopted 398  
under division (B)(8)(a) of section 3796.03 of the Revised Code 399  
if the person who is the subject of the request is seeking 400  
employment with an entity licensed by the department of commerce 401  
under Chapter 3796. of the Revised Code; 402

(b) A disqualifying offense as specified in rules adopted 403  
under division (B)(14)(a) of section 3796.04 of the Revised Code 404  
if the person who is the subject of the request is seeking 405  
employment with an entity licensed by the state board of 406  
pharmacy under Chapter 3796. of the Revised Code. 407

(15) On receipt of a request pursuant to section 4768.06 408  
of the Revised Code, a completed form prescribed under division 409  
(C)(1) of this section, and a set of fingerprint impressions 410  
obtained in the manner described in division (C)(2) of this 411  
section, the superintendent of the bureau of criminal 412

identification and investigation shall conduct a criminal 413  
records check in the manner described in division (B) of this 414  
section to determine whether any information exists indicating 415  
that the person who is the subject of the request has been 416  
convicted of or pleaded guilty to a felony in this state or in 417  
any other state. 418

(16) On receipt of a request pursuant to division (B) of 419  
section 4764.07 of the Revised Code, a completed form prescribed 420  
under division (C) (1) of this section, and a set of fingerprint 421  
impressions obtained in the manner described in division (C) (2) 422  
of this section, the superintendent of the bureau of criminal 423  
identification and investigation shall conduct a criminal 424  
records check in the manner described in division (B) of this 425  
section to determine whether any information exists indicating 426  
that the person who is the subject of the request has been 427  
convicted of or pleaded guilty to any crime of moral turpitude, 428  
a felony, or an equivalent offense in any other state or the 429  
United States. 430

(B) Subject to division (F) of this section, the 431  
superintendent shall conduct any criminal records check to be 432  
conducted under this section as follows: 433

(1) The superintendent shall review or cause to be 434  
reviewed any relevant information gathered and compiled by the 435  
bureau under division (A) of section 109.57 of the Revised Code 436  
that relates to the person who is the subject of the criminal 437  
records check, including, if the criminal records check was 438  
requested under section 113.041, 121.08, 124.74, 173.27, 173.38, 439  
173.381, 928.03, 1121.23, 1315.141, 1321.37, 1321.53, 1733.47, 440  
1761.26, 2151.86, 3301.32, 3301.541, 3319.39, 3701.881, 3712.09, 441  
3721.121, 3772.07, 3796.12, 3796.13, 4729.071, 4729.53, 4729.90, 442

4729.92, 4749.03, 4749.06, 4763.05, 4764.07, 4768.06, 5104.013, 443  
5164.34, 5164.341, 5164.342, 5123.081, 5123.169, or 5153.111 of 444  
the Revised Code, any relevant information contained in records 445  
that have been sealed under section 2953.32 of the Revised Code; 446

(2) If the request received by the superintendent asks for 447  
information from the federal bureau of investigation, the 448  
superintendent shall request from the federal bureau of 449  
investigation any information it has with respect to the person 450  
who is the subject of the criminal records check, including 451  
fingerprint-based checks of national crime information databases 452  
as described in 42 U.S.C. 671 if the request is made pursuant to 453  
section 2151.86 or 5104.013 of the Revised Code or if any other 454  
Revised Code section requires fingerprint-based checks of that 455  
nature, and shall review or cause to be reviewed any information 456  
the superintendent receives from that bureau. If a request under 457  
section 3319.39 of the Revised Code asks only for information 458  
from the federal bureau of investigation, the superintendent 459  
shall not conduct the review prescribed by division (B) (1) of 460  
this section. 461

(3) The superintendent or the superintendent's designee 462  
may request criminal history records from other states or the 463  
federal government pursuant to the national crime prevention and 464  
privacy compact set forth in section 109.571 of the Revised 465  
Code. 466

(4) The superintendent shall include in the results of the 467  
criminal records check a list or description of the offenses 468  
listed or described in division (A) (1), (2), (3), (4), (5), (6), 469  
(7), (8), (9), (10), (11), (12), (13), (14), (15), or (16) of 470  
this section, whichever division requires the superintendent to 471  
conduct the criminal records check. The superintendent shall 472



exclude from the results any information the dissemination of 473  
which is prohibited by federal law. 474

(5) The superintendent shall send the results of the 475  
criminal records check to the person to whom it is to be sent 476  
not later than the following number of days after the date the 477  
superintendent receives the request for the criminal records 478  
check, the completed form prescribed under division (C)(1) of 479  
this section, and the set of fingerprint impressions obtained in 480  
the manner described in division (C)(2) of this section: 481

(a) If the superintendent is required by division (A) of 482  
this section (other than division (A)(3) of this section) to 483  
conduct the criminal records check, thirty; 484

(b) If the superintendent is required by division (A)(3) 485  
of this section to conduct the criminal records check, sixty. 486

(C)(1) The superintendent shall prescribe a form to obtain 487  
the information necessary to conduct a criminal records check 488  
from any person for whom a criminal records check is to be 489  
conducted under this section. The form that the superintendent 490  
prescribes pursuant to this division may be in a tangible 491  
format, in an electronic format, or in both tangible and 492  
electronic formats. 493

(2) The superintendent shall prescribe standard impression 494  
sheets to obtain the fingerprint impressions of any person for 495  
whom a criminal records check is to be conducted under this 496  
section. Any person for whom a records check is to be conducted 497  
under this section shall obtain the fingerprint impressions at a 498  
county sheriff's office, municipal police department, or any 499  
other entity with the ability to make fingerprint impressions on 500  
the standard impression sheets prescribed by the superintendent. 501

The office, department, or entity may charge the person a 502  
reasonable fee for making the impressions. The standard 503  
impression sheets the superintendent prescribes pursuant to this 504  
division may be in a tangible format, in an electronic format, 505  
or in both tangible and electronic formats. 506

(3) Subject to division (D) of this section, the 507  
superintendent shall prescribe and charge a reasonable fee for 508  
providing a criminal records check under this section. The 509  
person requesting the criminal records check shall pay the fee 510  
prescribed pursuant to this division. In the case of a request 511  
under section 1121.23, 1155.03, 1163.05, 1315.141, 1733.47, 512  
1761.26, 2151.33, 2151.412, or 5164.34 of the Revised Code, the 513  
fee shall be paid in the manner specified in that section. 514

(4) The superintendent of the bureau of criminal 515  
identification and investigation may prescribe methods of 516  
forwarding fingerprint impressions and information necessary to 517  
conduct a criminal records check, which methods shall include, 518  
but not be limited to, an electronic method. 519

(D) The results of a criminal records check conducted 520  
under this section, other than a criminal records check 521  
specified in division (A) (7) of this section, are valid for the 522  
person who is the subject of the criminal records check for a 523  
period of one year from the date upon which the superintendent 524  
completes the criminal records check. If during that period the 525  
superintendent receives another request for a criminal records 526  
check to be conducted under this section for that person, the 527  
superintendent shall provide the results from the previous 528  
criminal records check of the person at a lower fee than the fee 529  
prescribed for the initial criminal records check. 530

(E) When the superintendent receives a request for 531

information from a registered private provider, the 532  
superintendent shall proceed as if the request was received from 533  
a school district board of education under section 3319.39 of 534  
the Revised Code. The superintendent shall apply division (A) (1) 535  
(c) of this section to any such request for an applicant who is 536  
a teacher. 537

(F) (1) Subject to division (F) (2) of this section, all 538  
information regarding the results of a criminal records check 539  
conducted under this section that the superintendent reports or 540  
sends under division (A) (7) or (9) of this section to the 541  
director of public safety, the treasurer of state, or the 542  
person, board, or entity that made the request for the criminal 543  
records check shall relate to the conviction of the subject 544  
person, or the subject person's plea of guilty to, a criminal 545  
offense. 546

(2) Division (F) (1) of this section does not limit, 547  
restrict, or preclude the superintendent's release of 548  
information that relates to the arrest of a person who is 549  
eighteen years of age or older, to an adjudication of a child as 550  
a delinquent child, or to a criminal conviction of a person 551  
under eighteen years of age in circumstances in which a release 552  
of that nature is authorized under division (E) (2), (3), or (4) 553  
of section 109.57 of the Revised Code pursuant to a rule adopted 554  
under division (E) (1) of that section. 555

(G) As used in this section: 556

(1) "Criminal records check" means any criminal records 557  
check conducted by the superintendent of the bureau of criminal 558  
identification and investigation in accordance with division (B) 559  
of this section. 560

(2) "Minor drug possession offense" has the same meaning 561  
as in section 2925.01 of the Revised Code. 562

(3) "OVI or OVUAC violation" means a violation of section 563  
4511.19 of the Revised Code or a violation of an existing or 564  
former law of this state, any other state, or the United States 565  
that is substantially equivalent to section 4511.19 of the 566  
Revised Code. 567

(4) "Registered private provider" means a nonpublic school 568  
or entity registered with the superintendent of public 569  
instruction under section 3310.41 of the Revised Code to 570  
participate in the autism scholarship program or section 3310.58 571  
of the Revised Code to participate in the Jon Peterson special 572  
needs scholarship program. 573

**Sec. 924.01.** As used in sections 924.01 to 924.16 and 574  
924.40 to 924.55 of the Revised Code: 575

(A) "Agricultural commodity" means any food, fiber, feed, 576  
animal, or plant, or group of foods, fibers, feeds, animals, or 577  
plants that the director of agriculture determines to be of the 578  
same nature, in either a natural or a processed state. 579  
"Agricultural commodity" does not include ~~grain~~ any of the 580  
following: 581

(1) Grain, as defined in section 924.20 of the Revised 582  
Code ~~or soybeans;~~ 583

(2) Soybeans; 584

(3) Hemp, as defined in section 928.01 of the Revised 585  
Code. 586

(B) "Distributor" means any person who sells, offers for 587  
sale, markets, or distributes an agricultural commodity that the 588

person has purchased or acquired directly from a producer, or 589  
that the person markets on behalf of a producer. 590

(C) "Handler" means any person who is in the business of 591  
packing, grading, selling, offering for sale, or marketing any 592  
agricultural commodity in commercial quantities as defined in a 593  
marketing program. 594

(D) "Marketing program" means a program that is 595  
established by order of the director pursuant to this chapter, 596  
to improve or expand the market for an agricultural commodity. 597

(E) "Operating committee" means a committee established to 598  
administer a marketing program for an agricultural commodity. 599

(F) "Person" means any natural person, partnership, sole 600  
proprietorship, limited liability company, corporation, society, 601  
agricultural cooperative as defined in section 1729.01 of the 602  
Revised Code, association, or fiduciary. 603

(G) "Processor" means any person who is in the business of 604  
grading, packaging, packing, canning, freezing, dehydrating, 605  
fermenting, distilling, extracting, preserving, grinding, 606  
crushing, juicing, or in any other way preserving or changing 607  
the form of any agricultural commodity. 608

(H) "Producer" means any person who is in the business of 609  
producing, or causing to be produced, any agricultural commodity 610  
for commercial sale, except that when used in reference to 611  
nursery stock, "producer" also means a distributor, processor, 612  
handler, or retailer of nursery stock. 613

Sec. 924.212. (A) There is hereby established the hemp 614  
marketing program. Except as provided under divisions (B) and 615  
(C) of this section, the procedures, requirements, and other 616  
provisions that are established under sections 924.20 to 924.30 617

of the Revised Code and rules that apply to the grain marketing 618  
program shall apply to the hemp marketing program. For purposes 619  
of that application, references in those sections to "grain" are 620  
deemed to be replaced with references to "hemp." 621

(B) The hemp marketing program operating committee shall 622  
consist of eighteen members. Fourteen of those members shall be 623  
elected in accordance with section 924.22 of the Revised Code. 624  
The director of agriculture shall appoint the remaining four 625  
members. The appointed members of the board shall be voting 626  
members of the committee. 627

(C) With regard to the levying of assessments under 628  
section 924.26 of the Revised Code, the assessment on hemp shall 629  
be one-half of one per cent of the value of hemp seed, fiber, or 630  
flower at the first point of sale. 631

**Sec. 928.01.** As used in this chapter: 632

(A) "Cannabidiol" means the cannabidiol compound, 633  
containing a delta-9 tetrahydrocannabinol concentration of not 634  
more than three-tenths per cent, derived from hemp. 635

(B) "Cultivate" or "cultivating" means to plant, water, 636  
grow, fertilize, till, or harvest a plant or crop. "Cultivating" 637  
includes possessing or storing a plant or crop on a premises 638  
where the plant or crop was cultivated until transported to the 639  
first point of sale. 640

(C) "Hemp" means the plant Cannabis sativa L. and any part 641  
of that plant, including the seeds thereof and all derivatives, 642  
extracts, cannabinoids, isomers, acids, salts, and salts of 643  
isomers, whether growing or not, with a delta-9 644  
tetrahydrocannabinol concentration of not more than three-tenths 645  
per cent on a dry weight basis. 646

(D) "Hemp cultivation license" means a license to 647  
cultivate hemp issued under section 928.02 of the Revised Code. 648

(E) "Hemp processing license" means a license to process 649  
hemp issued under section 928.02 of the Revised Code. 650

(F) "Hemp product" means any product, containing a delta-9 651  
tetrahydrocannabinol concentration of not more than three-tenths 652  
per cent, that is made with hemp. "Hemp product" includes 653  
cosmetics, personal care products, dietary supplements or food 654  
intended for animal or human consumption, cloth, cordage, fiber, 655  
fuel, paint, paper, particleboard, and any other product 656  
containing one or more cannabinoids derived from hemp, including 657  
cannabidiol. 658

(G) "Marihuana" has the same meaning as in section 3719.01 659  
of the Revised Code. 660

(H) "Medical marijuana" has the same meaning as in section 661  
3796.01 of the Revised Code. 662

(I) "Process" or "processing" means converting hemp into a 663  
hemp product. 664

(J) "Delta-9 tetrahydrocannabinol" means the sum of the 665  
percentage by weight of tetrahydrocannabinolic acid multiplied 666  
by 0.877 plus the percentage by weight of delta-9 667  
tetrahydrocannabinol. 668

(K) "University" means an institution of higher education 669  
as defined in section 3345.12 of the Revised Code and a private 670  
nonprofit institution with a certificate of authorization issued 671  
pursuant to Chapter 1713. of the Revised Code. 672

(L) "USDA" means the United States department of 673  
agriculture. 674

Sec. 928.02. (A) (1) The director of agriculture shall 675  
establish a program to monitor and regulate hemp cultivation and 676  
processing in this state. Under the program, the director shall 677  
issue hemp cultivation licenses and hemp processing licenses in 678  
accordance with rules adopted under section 928.03 of the 679  
Revised Code. 680

(2) As authorized by the director, the department of 681  
agriculture or a university may cultivate or process hemp 682  
without a hemp cultivation license or hemp processing license 683  
for research purposes. 684

(B) Except as authorized under division (A) (2) of this 685  
section, any person that wishes to cultivate hemp shall apply 686  
for and obtain a hemp cultivation license from the director in 687  
accordance with rules adopted under section 928.03 of the 688  
Revised Code. Except as authorized under division (A) (2) of this 689  
section, any person that wishes to process hemp shall apply for 690  
and obtain a hemp processing license from the director in 691  
accordance with those rules. Such licenses are valid for three 692  
years unless earlier suspended or revoked by the director. 693

(C) The department, a university, or any person may, 694  
without a hemp cultivation license or hemp processing license, 695  
possess, buy, or sell hemp or a hemp product. 696

(D) Notwithstanding any other provision of the Revised 697  
Code to the contrary, the addition of hemp or a hemp product to 698  
any other product does not adulterate that other product. 699

Sec. 928.03. The director of agriculture, in consultation 700  
with the governor and attorney general, shall adopt rules in 701  
accordance with Chapter 119. of the Revised Code establishing 702  
standards and procedures for the regulation of hemp cultivation 703



and processing. The rules shall include all of the following: 704

(A) The form of an application for a hemp cultivation 705  
license and hemp processing license and the information required 706  
to be included in each license application; 707

(B) The amount of an initial application fee that an 708  
applicant shall submit along with an application for a hemp 709  
cultivation license or a hemp processing license, and the amount 710  
of an annual license fee that a licensee shall submit for a hemp 711  
cultivation license or a hemp processing license. In adopting 712  
rules under division (B) of this section, the director shall 713  
ensure both of the following: 714

(1) That the amount of the application fee and annual 715  
license fee does not exceed an amount sufficient to cover the 716  
costs incurred by the department of agriculture to administer 717  
and enforce this chapter; 718

(2) That there is one uniform application fee and one 719  
uniform annual license fee that applies to all applicants for a 720  
hemp cultivation license. 721

(C) Requirements and procedures concerning background 722  
investigations of each applicant for a hemp cultivation license 723  
and each applicant for a hemp processing license. The director 724  
shall include both of the following in the rules adopted under 725  
this division: 726

(1) A requirement that each applicant comply with sections 727  
4776.01 to 4776.04 of the Revised Code; 728

(2) Provisions that prohibit the director from issuing a 729  
hemp cultivation license or hemp processing license to an 730  
applicant that has not complied with those sections. 731

(D) Requirements regarding the experience, equipment, 732  
facilities, or land necessary to obtain a hemp cultivation 733  
license; 734

(E) Requirements and procedures regarding standards of 735  
financial responsibility for each applicant for a hemp 736  
processing license. 737

(F) Procedures and requirements for the issuance, renewal, 738  
denial, suspension, and revocation of a hemp cultivation license 739  
and hemp processing license, including providing for a hearing 740  
under Chapter 119. of the Revised Code with regard to such a 741  
denial, suspension, or revocation; 742

(G) Grounds for the denial, suspension, and revocation of 743  
a hemp cultivation license and of a hemp processing license, 744  
including a requirement that the director revoke a hemp 745  
cultivation license or hemp processing license, for a period of 746  
ten years, of any person who pleads guilty to or is convicted of 747  
a felony relating to a controlled substance; 748

(H) A requirement that the director shall not issue a hemp 749  
cultivation license or hemp processing license to any person who 750  
has pleaded guilty to or been convicted of a felony relating to 751  
a controlled substance in the ten years immediately prior to the 752  
submission of the application for a license; 753

(I) A requirement that any person that materially 754  
falsifies information in an application for a hemp cultivation 755  
license or hemp processing license is ineligible to receive 756  
either license; 757

(J) A practice for maintaining relevant information 758  
regarding land on which hemp is cultivated by hemp cultivation 759  
licensees, including a legal description of the land, in 760

accordance with applicable federal law; 761

(K) Requirements prohibiting a hemp cultivation licensee 762  
and a hemp processing licensee from cultivating or processing 763  
marihuana; 764

(L) A procedure for testing, using post-decarboxylation or 765  
other similarly reliable methods, delta-9 tetrahydrocannabinol 766  
concentration levels of plants and products for purposes of 767  
determining compliance with this chapter and rules adopted under 768  
it; 769

(M) Requirements and procedures for the issuance, 770  
administration, and enforcement of corrective action plans 771  
issued under this chapter; 772

(N) A procedure for conducting annual inspections of, at a 773  
minimum, a random sample of hemp cultivation license holders to 774  
verify that plants are not being cultivated in violation of this 775  
chapter or rules adopted under it; 776

(O) A procedure for conducting annual inspections of, at a 777  
minimum, a random sample of hemp processing license holders to 778  
verify that such license holders are not operating in violation 779  
of this chapter or rules adopted under it; 780

(P) A procedure for complying with enforcement procedures 781  
required under federal law; 782

(Q) A procedure for the effective disposal of all of the 783  
following: 784

(1) Plants, whether growing or not, cultivated in 785  
violation of this chapter or rules adopted under it; 786

(2) Products derived from plants cultivated in violation 787  
of this chapter or rules adopted under it; 788

<u>(3) Products produced in violation of this chapter or</u>	789
<u>rules adopted under it.</u>	790
<u>(R) Requirements and procedures governing the production,</u>	791
<u>storage, and disposal of hemp byproducts.</u>	792
<u>For the purposes of this chapter and notwithstanding any</u>	793
<u>provision of law to the contrary, "hemp product" includes a</u>	794
<u>byproduct, produced as a result of processing hemp, that</u>	795
<u>contains a delta-9 tetrahydrocannabinol concentration of more</u>	796
<u>than three-tenths per cent, provided that the byproduct is</u>	797
<u>produced, stored, and disposed of in accordance with rules</u>	798
<u>adopted under division (R) of this section.</u>	799
<u>(S) Procedures for sharing information regarding hemp</u>	800
<u>cultivation license holders with the secretary of the USDA;</u>	801
<u>(T) A setback distance requirement that specifies the</u>	802
<u>distance that a hemp cultivation license holder shall locate</u>	803
<u>hemp plants from a location where medical marijuana is being</u>	804
<u>cultivated. The requirement does not apply to a hemp cultivation</u>	805
<u>license holder with regard to a medical marijuana cultivator</u>	806
<u>that locates medical marijuana within the established setback</u>	807
<u>distance requirement after the hemp cultivation license holder</u>	808
<u>begins operation.</u>	809
<u>(U) Annual reporting requirements and procedures for hemp</u>	810
<u>cultivation license holders and hemp processing license holders;</u>	811
<u>(V) Recordkeeping and documentation maintenance</u>	812
<u>requirements and procedures for hemp cultivation license holders</u>	813
<u>and hemp processing license holders;</u>	814
<u>(W) Fees for the laboratory testing of plants and</u>	815
<u>products;</u>	816

(X) Standards for the testing and labeling of hemp and 817  
hemp products; 818

(Y) Requirements prohibiting the processing of hemp in a 819  
building used as a personal residence or on land that is zoned 820  
for residential use; 821

(Z) Production standards and manufacturing practices for 822  
processing hemp; 823

(AA) Procedures and requirements for the transportation 824  
and storage of both hemp and hemp products; 825

(BB) Any other requirements or procedures necessary to 826  
administer and enforce this chapter. 827

**Sec. 928.04.** (A) Except as authorized under division (A) 828  
(2) of section 928.02 of the Revised Code, no person shall 829  
cultivate hemp without a hemp cultivation license or process 830  
hemp without a hemp processing license issued by the director of 831  
agriculture under this chapter. 832

(B) No person who holds a hemp cultivation license or hemp 833  
processing license shall violate this chapter or rules adopted 834  
under it. 835

(C) No person subject to a corrective action plan issued 836  
by the director of agriculture under section 928.05 of the 837  
Revised Code shall fail to comply with the plan. 838

(D) No person shall transport hemp or a hemp product in 839  
violation of rules adopted under section 928.03 of the Revised 840  
Code. 841

**Sec. 928.05.** (A) The director of agriculture shall issue a 842  
corrective action plan to any person that the director 843  
determines has negligently violated section 928.04 of the 844

Revised Code. The director shall include in the corrective 845  
action plan both of the following: 846

(1) A reasonable date by which the person shall correct 847  
the violation; 848

(2) A requirement that the person report to the director 849  
regarding the person's compliance with the requirements of this 850  
chapter, rules adopted under it, and the corrective action plan 851  
for two calendar years immediately following the date of the 852  
violation. 853

(B) If the director determines that a person negligently 854  
violated section 928.04 of the Revised Code three or more times 855  
in any five-year period, the director shall revoke the person's 856  
hemp cultivation license or hemp processing license, if any, and 857  
shall refuse to issue a hemp cultivation license or hemp 858  
processing license to that person for a period of five years 859  
beginning on the date that the director determines that the 860  
person committed the most recent violation. 861

(C) The director shall report a person who the director 862  
determines has violated section 928.04 of the Revised Code with 863  
a culpable mental state greater than negligence to the attorney 864  
general, the United States attorney general, and the applicable 865  
county prosecutor. 866

**Sec. 928.06.** There is hereby created in the state treasury 867  
the hemp program fund. The fund shall consist of all fees 868  
collected under rules adopted under section 928.03 of the 869  
Revised Code; money appropriated to the fund; and any other 870  
money received from gifts or federal grants. All investment 871  
earnings of the fund shall be credited to the fund. The director 872  
of agriculture shall use money in the fund to administer and 873

enforce this chapter and rules adopted under it.

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Sec. 928.07. (A) The director of agriculture may enter at  
reasonable times upon any public or private property at which  
hemp is being cultivated or processed for the purpose of  
determining compliance with this chapter and rules adopted under  
it. The director may apply for and any judge of an appropriate  
court of record may issue a search warrant, necessary to achieve  
the purposes of this chapter within the court's territorial  
jurisdiction.

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(B) (1) If the director determines that emergency  
conditions exist requiring immediate action necessary to protect  
public health or safety or the environment, the director may  
issue an order stating the existence of such conditions and  
requiring specific actions be taken to mitigate those conditions  
without providing prior notice or an adjudication hearing in  
accordance with Chapter 119. of the Revised Code.

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(2) Any person to whom such an order is issued shall  
immediately comply with that order, and may apply to the  
director for an adjudication hearing. Upon receiving an  
application for an adjudication hearing, the director shall hold  
the hearing as soon as practicable and not later than thirty  
days after receipt of the application. On the basis of the  
hearing, the director shall continue the order in effect, revoke  
it, or modify it.

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(C) In addition to any other available remedies, the  
director of agriculture, the attorney general, or a county  
prosecutor may apply to a court of common pleas in the county  
where any provision of section 928.04 of the Revised Code or an  
order issued under division (B) of this section is being  
violated for an injunction restraining any person from

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continuing the violation. 904

**Sec. 928.99.** (A) Whoever recklessly violates section 905  
928.04 of the Revised Code is guilty of the following: 906

(1) For a first offense, a minor misdemeanor; 907

(2) For each subsequent offense, a misdemeanor of the 908  
fourth degree. 909

The court shall order an offender who is convicted of or 910  
pleads guilty to a third or subsequent offense ineligible to 911  
receive a hemp cultivation license or hemp processing license 912  
under this chapter. The court shall provide written notice of 913  
that order to the director of agriculture. Upon receipt of the 914  
notice, the director shall revoke any hemp cultivation license 915  
or hemp processing license that the offender holds and shall 916  
refuse to issue a hemp cultivation license or hemp processing 917  
license to the offender beginning on the date of the court 918  
order. 919

(B) The prosecuting attorney of the applicable county or 920  
the attorney general may prosecute an action under this section. 921

**Sec. 3719.01.** As used in this chapter: 922

(A) "Administer" means the direct application of a drug, 923  
whether by injection, inhalation, ingestion, or any other means 924  
to a person or an animal. 925

(B) "Drug enforcement administration" means the drug 926  
enforcement administration of the United States department of 927  
justice or its successor agency. 928

(C) "Controlled substance" means a drug, compound, 929  
mixture, preparation, or substance included in schedule I, II, 930  
III, IV, or V. 931



(D) "Dangerous drug" has the same meaning as in section 4729.01 of the Revised Code.

(E) "Dispense" means to sell, leave with, give away, dispose of, or deliver.

(F) "Distribute" means to deal in, ship, transport, or deliver but does not include administering or dispensing a drug.

(G) "Drug" has the same meaning as in section 4729.01 of the Revised Code.

(H) "Drug abuse offense," "felony drug abuse offense," "cocaine," and "hashish" have the same meanings as in section 2925.01 of the Revised Code.

(I) "Federal drug abuse control laws" means the "Comprehensive Drug Abuse Prevention and Control Act of 1970," 84 Stat. 1242, 21 U.S.C. 801, as amended.

(J) "Hospital" means an institution for the care and treatment of the sick and injured that is certified by the department of health and approved by the state board of pharmacy as proper to be entrusted with the custody of controlled substances and the professional use of controlled substances.

(K) "Hypodermic" means a hypodermic syringe or needle, or other instrument or device for the injection of medication.

(L) "Isomer," except as otherwise expressly stated, means the optical isomer.

(M) "Laboratory" means a laboratory approved by the state board of pharmacy as proper to be entrusted with the custody of controlled substances and the use of controlled substances for scientific and clinical purposes and for purposes of instruction.

(N) "Manufacturer" means a person who manufactures a 960  
controlled substance, as "manufacture" is defined in section 961  
3715.01 of the Revised Code. 962

(O) "Marihuana" means all parts of a plant of the genus 963  
cannabis, whether growing or not; the seeds of a plant of that 964  
type; the resin extracted from a part of a plant of that type; 965  
and every compound, manufacture, salt, derivative, mixture, or 966  
preparation of a plant of that type or of its seeds or resin. 967  
"Marihuana" does not include the mature stalks of the plant, 968  
fiber produced from the stalks, oils or cake made from the seeds 969  
of the plant, or any other compound, manufacture, salt, 970  
derivative, mixture, or preparation of the mature stalks, except 971  
the resin extracted from the mature stalks, fiber, oil or cake, 972  
or the sterilized seed of the plant that is incapable of 973  
germination. "Marihuana" does not include "hemp" or a "hemp 974  
product" as those terms are defined in section 928.01 of the 975  
Revised Code. 976

(P) "Narcotic drugs" means coca leaves, opium, 977  
isonipecaine, amidone, isoamidone, ketobemidone, as defined in 978  
this division, and every substance not chemically distinguished 979  
from them and every drug, other than cannabis, that may be 980  
included in the meaning of "narcotic drug" under the federal 981  
drug abuse control laws. As used in this division: 982

(1) "Coca leaves" includes cocaine and any compound, 983  
manufacture, salt, derivative, mixture, or preparation of coca 984  
leaves, except derivatives of coca leaves, that does not contain 985  
cocaine, ecgonine, or substances from which cocaine or ecgonine 986  
may be synthesized or made. 987

(2) "Isonipecaine" means any substance identified 988  
chemically as 1-methyl-4-phenyl-piperidine-4-carboxylic acid 989

ethyl ester, or any salt thereof, by whatever trade name 990  
designated. 991

(3) "Amidone" means any substance identified chemically as 992  
4-4-diphenyl-6-dimethylamino-heptanone-3, or any salt thereof, 993  
by whatever trade name designated. 994

(4) "Isoamidone" means any substance identified chemically 995  
as 4-4-diphenyl-5-methyl-6-dimethylamino-hexanone-3, or any salt 996  
thereof, by whatever trade name designated. 997

(5) "Ketobemidone" means any substance identified 998  
chemically as 4-(3-hydroxyphenyl)-1-methyl-4-piperidyl ethyl 999  
ketone hydrochloride, or any salt thereof, by whatever trade 1000  
name designated. 1001

(Q) "Official written order" means an order written on a 1002  
form provided for that purpose by the director of the United 1003  
States drug enforcement administration, under any laws of the 1004  
United States making provision for the order, if the order forms 1005  
are authorized and required by federal law. 1006

(R) "Opiate" means any substance having an addiction- 1007  
forming or addiction-sustaining liability similar to morphine or 1008  
being capable of conversion into a drug having addiction-forming 1009  
or addiction-sustaining liability. "Opiate" does not include, 1010  
unless specifically designated as controlled under section 1011  
3719.41 of the Revised Code, the dextrorotatory isomer of 3- 1012  
methoxy-N-methylmorphinan and its salts (dextro-methorphan). 1013  
"Opiate" does include its racemic and levoratory forms. 1014

(S) "Opium poppy" means the plant of the species papaver 1015  
somniferum L., except its seeds. 1016

(T) "Person" means any individual, corporation, 1017  
government, governmental subdivision or agency, business trust, 1018

estate, trust, partnership, association, or other legal entity. 1019

(U) "Pharmacist" means a person licensed under Chapter 1020  
4729. of the Revised Code to engage in the practice of pharmacy. 1021

(V) "Pharmacy" has the same meaning as in section 4729.01 1022  
of the Revised Code. 1023

(W) "Poison" means any drug, chemical, or preparation 1024  
likely to be deleterious or destructive to adult human life in 1025  
quantities of four grams or less. 1026

(X) "Poppy straw" means all parts, except the seeds, of 1027  
the opium poppy, after mowing. 1028

(Y) "Licensed health professional authorized to prescribe 1029  
drugs," "prescriber," and "prescription" have the same meanings 1030  
as in section 4729.01 of the Revised Code. 1031

(Z) "Registry number" means the number assigned to each 1032  
person registered under the federal drug abuse control laws. 1033

(AA) "Sale" includes delivery, barter, exchange, transfer, 1034  
or gift, or offer thereof, and each transaction of those natures 1035  
made by any person, whether as principal, proprietor, agent, 1036  
servant, or employee. 1037

(BB) "Schedule I," "schedule II," "schedule III," 1038  
"schedule IV," and "schedule V" mean controlled substance 1039  
schedules I, II, III, IV, and V, respectively, established 1040  
pursuant to section 3719.41 of the Revised Code, as amended 1041  
pursuant to section 3719.43 or 3719.44 of the Revised Code. 1042

(CC) "Wholesaler" means a person who, on official written 1043  
orders other than prescriptions, supplies controlled substances 1044  
that the person has not manufactured, produced, or prepared 1045  
personally and includes a "wholesale distributor of dangerous 1046

drugs" as defined in section 4729.01 of the Revised Code. 1047

(DD) "Animal shelter" means a facility operated by a 1048  
humane society or any society organized under Chapter 1717. of 1049  
the Revised Code or a dog pound operated pursuant to Chapter 1050  
955. of the Revised Code. 1051

(EE) "Terminal distributor of dangerous drugs" has the 1052  
same meaning as in section 4729.01 of the Revised Code. 1053

(FF) "Category III license" means a license issued to a 1054  
terminal distributor of dangerous drugs as set forth in section 1055  
4729.54 of the Revised Code. 1056

(GG) "Prosecutor" has the same meaning as in section 1057  
2935.01 of the Revised Code. 1058

(HH) (1) "Controlled substance analog" means, except as 1059  
provided in division (HH) (2) of this section, a substance to 1060  
which both of the following apply: 1061

(a) The chemical structure of the substance is 1062  
substantially similar to the structure of a controlled substance 1063  
in schedule I or II. 1064

(b) One of the following applies regarding the substance: 1065

(i) The substance has a stimulant, depressant, or 1066  
hallucinogenic effect on the central nervous system that is 1067  
substantially similar to or greater than the stimulant, 1068  
depressant, or hallucinogenic effect on the central nervous 1069  
system of a controlled substance in schedule I or II. 1070

(ii) With respect to a particular person, that person 1071  
represents or intends the substance to have a stimulant, 1072  
depressant, or hallucinogenic effect on the central nervous 1073  
system that is substantially similar to or greater than the 1074

stimulant, depressant, or hallucinogenic effect on the central 1075  
nervous system of a controlled substance in schedule I or II. 1076

(2) "Controlled substance analog" does not include any of 1077  
the following: 1078

(a) A controlled substance; 1079

(b) Any substance for which there is an approved new drug 1080  
application; 1081

(c) With respect to a particular person, any substance if 1082  
an exemption is in effect for investigational use for that 1083  
person pursuant to federal law to the extent that conduct with 1084  
respect to that substance is pursuant to that exemption; 1085

(d) Any substance to the extent it is not intended for 1086  
human consumption before the exemption described in division 1087  
(HH) (2) (b) of this section takes effect with respect to that 1088  
substance. 1089

(II) "Benzodiazepine" means a controlled substance that 1090  
has United States food and drug administration approved labeling 1091  
indicating that it is a benzodiazepine, benzodiazepine 1092  
derivative, triazolobenzodiazepine, or triazolobenzodiazepine 1093  
derivative, including the following drugs and their varying salt 1094  
forms or chemical congeners: alprazolam, chlordiazepoxide 1095  
hydrochloride, clobazam, clonazepam, clorazepate, diazepam, 1096  
estazolam, flurazepam hydrochloride, lorazepam, midazolam, 1097  
oxazepam, quazepam, temazepam, and triazolam. 1098

(JJ) "Opioid analgesic" means a controlled substance that 1099  
has analgesic pharmacologic activity at the opioid receptors of 1100  
the central nervous system, including the following drugs and 1101  
their varying salt forms or chemical congeners: buprenorphine, 1102  
butorphanol, codeine (including acetaminophen and other 1103

combination products), dihydrocodeine, fentanyl, hydrocodone 1104  
(including acetaminophen combination products), hydromorphone, 1105  
meperidine, methadone, morphine sulfate, oxycodone (including 1106  
acetaminophen, aspirin, and other combination products), 1107  
oxymorphone, tapentadol, and tramadol. 1108

(KK) "Emergency facility" means a hospital emergency 1109  
department or any other facility that provides emergency care. 1110

**Sec. 3719.41.** Controlled substance schedules I, II, III, 1111  
IV, and V are hereby established, which schedules include the 1112  
following, subject to amendment pursuant to section 3719.43 or 1113  
3719.44 of the Revised Code. 1114

SCHEDULE I 1115

(A) Narcotics-opiates 1116

Any of the following opiates, including their isomers, 1117  
esters, ethers, salts, and salts of isomers, esters, and ethers, 1118  
unless specifically excepted under federal drug abuse control 1119  
laws, whenever the existence of these isomers, esters, ethers, 1120  
and salts is possible within the specific chemical designation: 1121

(1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2- 1122  
phenethyl)-4-piperidinyl]-N-phenylacetamide); 1123

(2) Acetylmethadol; 1124

(3) Allylprodine; 1125

(4) Alphacetylmethadol (except levo-alphacetylmethadol, 1126  
also known as levo-alpha-acetylmethadol, levomethadyl acetate, 1127  
or LAAM); 1128

(5) Alphameprodine; 1129

(6) Alphamethadol; 1130

(7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine);	1131 1132 1133
(8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-piperidinyl]-N- phenylpropanamide);	1134 1135
(9) Benzethidine;	1136
(10) Betacetylmethadol;	1137
(11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl-4-piperidinyl]-N- phenylpropanamide);	1138 1139
(12) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide);	1140 1141 1142
(13) Betameprodine;	1143
(14) Betamethadol;	1144
(15) Betaprodine;	1145
(16) Clonitazene;	1146
(17) Dextromoramide;	1147
(18) Diampromide;	1148
(19) Diethylthiambutene;	1149
(20) Difenoxin;	1150
(21) Dimenoxadol;	1151
(22) Dimepheptanol;	1152
(23) Dimethylthiambutene;	1153
(24) Dioxaphetyl butyrate;	1154



(25) Dipipanone;	1155
(26) Ethylmethylthiambutene;	1156
(27) Etonitazene;	1157
(28) Etoxeridine;	1158
(29) Furethidine;	1159
(30) Hydroxypethidine;	1160
(31) Ketobemidone;	1161
(32) Levomoramide;	1162
(33) Levophenacymorphan;	1163
(34) 3-methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N- phenylpropanamide);	1164 1165
(35) 3-methylthiofentanyl (N-[3-methyl-1-[2-(thienyl)ethyl]-4-piperidinyl]-N- phenylpropanamide);	1166 1167
(36) Morpheridine;	1168
(37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine);	1169
(38) Noracymethadol;	1170
(39) Norlevorphanol;	1171
(40) Normethadone;	1172
(41) Norpipanone;	1173
(42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl]propanamide;	1174 1175
(43) PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine;	1176
(44) Phenadoxone;	1177

(45) Phenampromide;	1178
(46) Phenomorphan;	1179
(47) Phenoperidine;	1180
(48) Piritramide;	1181
(49) Proheptazine;	1182
(50) Properidine;	1183
(51) Propiram;	1184
(52) Racemoramide;	1185
(53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-	1186
piperidinyl]-propanamide;	1187
(54) Tilidine;	1188
(55) Trimeperidine.	1189
(56) Except as otherwise provided in this section, any	1190
compound that meets all of the following fentanyl pharmacophore	1191
requirements to bind at the mu receptor, as identified by a	1192
report from an established forensic laboratory:	1193
(a) A chemical scaffold consisting of both of the	1194
following:	1195
(i) A five, six, or seven member ring structure containing	1196
a nitrogen, whether or not further substituted;	1197
(ii) An attached nitrogen to the ring, whether or not that	1198
nitrogen is enclosed in a ring structure, including an attached	1199
aromatic ring or other lipophilic group to that nitrogen;	1200
(b) A polar functional group attached to the chemical	1201
scaffold, including but not limited to, a hydroxyl, ketone,	1202

amide, or ester;	1203
(c) An alkyl or aryl substitution off the ring nitrogen of	1204
the chemical scaffold; and	1205
(d) The compound has not been approved for medical use by	1206
the United States food and drug administration.	1207
(B) Narcotics-opium derivatives	1208
Any of the following opium derivatives, including their	1209
salts, isomers, and salts of isomers, unless specifically	1210
excepted under federal drug abuse control laws, whenever the	1211
existence of these salts, isomers, and salts of isomers is	1212
possible within the specific chemical designation:	1213
(1) Acetorphine;	1214
(2) Acetyldihydrocodeine;	1215
(3) Benzylmorphine;	1216
(4) Codeine methylbromide;	1217
(5) Codeine-n-oxide;	1218
(6) Cyprenorphine;	1219
(7) Desomorphine;	1220
(8) Dihydromorphine;	1221
(9) Drotebanol;	1222
(10) Etorphine (except hydrochloride salt);	1223
(11) Heroin;	1224
(12) Hydromorphenol;	1225
(13) Methyldesorphine;	1226

(14) Methyldihydromorphine;	1227
(15) Morphine methylbromide;	1228
(16) Morphine methylsulfonate;	1229
(17) Morphine-n-oxide;	1230
(18) Myrophine;	1231
(19) Nicocodeine;	1232
(20) Nicomorphine;	1233
(21) Normorphine;	1234
(22) Pholcodine;	1235
(23) Thebacon.	1236
(C) Hallucinogens	1237
Any material, compound, mixture, or preparation that	1238
contains any quantity of the following hallucinogenic	1239
substances, including their salts, isomers, and salts of	1240
isomers, unless specifically excepted under federal drug abuse	1241
control laws, whenever the existence of these salts, isomers,	1242
and salts of isomers is possible within the specific chemical	1243
designation. For the purposes of this division only, "isomer"	1244
includes the optical isomers, position isomers, and geometric	1245
isomers.	1246
(1) Alpha-ethyltryptamine (some trade or other names:	1247
etryptamine; Monase; alpha-ethyl-1H-indole-3-ethanamine; 3-(2-	1248
aminobutyl) indole; alpha-ET; and AET);	1249
(2) 4-bromo-2,5-dimethoxyamphetamine (some trade or other	1250
names: 4-bromo-2,5-dimethoxy-alpha-methyphenethylamine; 4-bromo-	1251
2,5-DMA);	1252

(3) 4-bromo-2,5-dimethoxyphenethylamine (some trade or	1253
other names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane;	1254
alpha-desmethyl DOB; 2C-B, Nexus);	1255
(4) 2,5-dimethoxyamphetamine (some trade or other names:	1256
2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA);	1257
(5) 2,5-dimethoxy-4-ethylamphetamine (some trade or other	1258
names: DOET);	1259
(6) 4-methoxyamphetamine (some trade or other names: 4-	1260
methoxy-alpha-methylphenethylamine; paramethoxyamphetamine;	1261
PMA);	1262
(7) 5-methoxy-3,4-methylenedioxy-amphetamine;	1263
(8) 4-methyl-2,5-dimethoxy-amphetamine (some trade or	1264
other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine;	1265
"DOM" and "STP");	1266
(9) 3,4-methylenedioxy amphetamine (MDA);	1267
(10) 3,4-methylenedioxymethamphetamine (MDMA);	1268
(11) 3,4-methylenedioxy-N-ethylamphetamine (also known as	1269
N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl	1270
MDA, MDE, MDEA);	1271
(12) N-hydroxy-3,4-methylenedioxyamphetamine (also known	1272
as N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine and	1273
N-hydroxy MDA);	1274
(13) 3,4,5-trimethoxy amphetamine;	1275
(14) Bufotenine (some trade or other names: 3-(beta-	1276
dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-	1277
indolol; N, N-dimethylserotonin; 5-hydroxy-N, N-	1278
dimethyltryptamine; mappine);	1279

(15) Diethyltryptamine (some trade or other names: N, N-	1280
diethyltryptamine; DET);	1281
(16) Dimethyltryptamine (some trade or other names: DMT);	1282
(17) Ibogaine (some trade or other names: 7-ethyl-	1283
6,6beta,7,8,9,10,12,13-octahydro-2-methoxy-6,9-methano- 5H-	1284
pyrido[1',2':1,2] azepino [5, 4-b] indole; tabernanthe iboga);	1285
(18) Lysergic acid diethylamide;	1286
(19) Marihuana;	1287
(20) Mescaline;	1288
(21) Parahexyl (some trade or other names: 3-hexyl-1-	1289
hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-	1290
dibenzo[b,d]pyran; synhexyl);	1291
(22) Peyote (meaning all parts of the plant presently	1292
classified botanically as "Lophophora williamsii Lemaire,"	1293
whether growing or not, the seeds of that plant, any extract	1294
from any part of that plant, and every compound, manufacture,	1295
salts, derivative, mixture, or preparation of that plant, its	1296
seeds, or its extracts);	1297
(23) N-ethyl-3-piperidyl benzilate;	1298
(24) N-methyl-3-piperidyl benzilate;	1299
(25) Psilocybin;	1300
(26) Psilocyn;	1301
(27) Tetrahydrocannabinols (synthetic equivalents of the	1302
substances contained in the plant, or in the resinous	1303
extractives of Cannabis, sp. and/or synthetic substances,	1304
derivatives, and their isomers with similar chemical structure	1305
and pharmacological activity such as the following: delta-1-cis	1306

or trans tetrahydrocannabinol, and their optical isomers; delta-1307  
6-cis or trans tetrahydrocannabinol, and their optical isomers;1308  
delta-3,4-cis or trans tetrahydrocannabinol, and its optical1309  
isomers. (Since nomenclature of these substances is not1310  
internationally standardized, compounds of these structures,1311  
regardless of numerical designation of atomic positions, are1312  
covered.), excluding tetrahydrocannabinols found in "hemp" and1313  
"hemp products" as those terms are defined in section 928.01 of1314  
the Revised Code;1315

(28) Ethylamine analog of phencyclidine (some trade or1316  
other names: N-ethyl-1-phenylcyclohexylamine; (1-1317  
phenylcyclohexyl)ethylamine; N-(1-phenylcyclohexyl)ethylamine;1318  
cyclohexamine; PCE);1319

(29) Pyrrolidine analog of phencyclidine (some trade or1320  
other names: 1-(1-phenylcyclohexyl)pyrrolidine; PCPy; PHP);1321

(30) Thiophene analog of phencyclidine (some trade or1322  
other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine; 2-thienyl1323  
analog of phencyclidine; TPCP; TCP);1324

(31) 1-[1-(2-thienyl)cyclohexyl]pyrrolidine;1325

(32) Hashish;1326

(33) Salvia divinorum;1327

(34) Salvinorin A;1328

(35) (1-pentylindol-3-yl)-(2,2,3,3-1329  
tetramethylcyclopropyl)methanone (UR-144);1330

(36) 1-pentyl-3-(1-adamantoyl)indole (AB-001);1331

(37) N-adamantyl-1-pentylindole-3-carboxamide;1332

(38) N-adamantyl-1-pentylindazole-3-carboxamide (AKB48);1333

(39) 2-ethylamino-2-(3-methoxyphenyl)cyclohexanone	1334
(methoxetamine);	1335
(40) N,N-diallyl-5-methoxytryptamine (5MeO-DALT);	1336
(41) [1-(5-fluoropentylindol-3-yl)]-(2,2,3,3-	1337
tetramethylcyclopropyl)methanone (5-fluoropentyl-UR-144; XLR11);	1338
(42) [1-(5-chloropentylindol-3-yl)]-(2,2,3,3-	1339
tetramethylcyclopropyl)methanone (5-chloropentyl-UR-144);	1340
(43) [1-(5-bromopentylindol-3-yl)]-(2,2,3,3-	1341
tetramethylcyclopropyl)methanone (5-bromopentyl-UR-144);	1342
(44) {1-[2-(4-morpholinyl)ethyl]indol-3-yl}-(2,2,3,3-	1343
tetramethylcyclopropyl) methanone (A-796,260);	1344
(45) 1-[(N-methylpiperidin-2-yl)methyl]-3-(1-	1345
adamantoyl)indole (AM1248);	1346
(46) N-adamantyl-1-(5-fluoropentylindole)-3-carboxamide;	1347
(47) 5-(2-aminopropyl)benzofuran (5-APB);	1348
(48) 6-(2-aminopropyl)benzofuran (6-APB);	1349
(49) 5-(2-aminopropyl)-2,3-dihydrobenzofuran (5-APDB);	1350
(50) 6-(2-aminopropyl)-2,3-dihydrobenzofuran (6-APDB);	1351
(51) Benzothiophenylcyclohexylpiperidine (BTCP);	1352
(52) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E);	1353
(53) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (2C-D);	1354
(54) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C);	1355
(55) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I);	1356
(56) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine (2C-	1357



T-2) ;	1358
(57) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine	1359
(2C-T-4) ;	1360
(58) 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H) ;	1361
(59) 2-(2,5-Dimethoxy-4-nitro-phenyl)ethanamine (2C-N) ;	1362
(60) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-	1363
P) ;	1364
(61) 4-methoxymethamphetamine (PMMA) ;	1365
(62) 5,6 - Methylenedioxy-2-aminoindane (MDAI) ;	1366
(63) 5-iodo-2-aminoindane (5-IAI) ;	1367
(64) 2-(4-iodo-2,5-dimethoxyphenyl)-N- [(2-	1368
methoxyphenyl)methyl]ethanamine (25I-NBOMe) ;	1369
(65) Diphenylprolinol (diphenyl(pyrrolidin-2-yl)methanol,	1370
D2PM) ;	1371
(66) Desoxypipradrol (2-benzhydrylpiperidine) ;	1372
(67) Synthetic cannabinoids - unless specifically excepted	1373
or unless listed in another schedule, any material, compound,	1374
mixture, or preparation that contains any quantity of a	1375
synthetic cannabinoid found to be in any of the following	1376
chemical groups or any of those groups which contain any	1377
synthetic cannabinoid salts, isomers, or salts of isomers,	1378
whenever the existence of such salts, isomers, or salts of	1379
isomers is possible within the specific chemical groups:	1380
(a) Naphthoylindoles: any compound containing a 3-(1-	1381
naphthoyl)indole structure with or without substitution at the	1382
nitrogen atom of the indole ring by an alkyl, haloalkyl,	1383
alkenyl, cycloalkylmethyl, cycloalkylethyl, (N-methylpiperidin-	1384

2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin-2-yl)methyl, 1385  
(tetrahydropyran-4-yl)methyl, ((N-methyl)-3-morpholinyl)methyl, 1386  
or 2-(4-morpholinyl)ethyl group, whether or not further 1387  
substituted on the indole ring to any extent or whether or not 1388  
substituted on the naphthyl group to any extent. 1389  
Naphthoylindoles include, but are not limited to, 1-[2-(4- 1390  
morpholinyl)ethyl]-3-(1-naphthoyl)indole (JWH-200); 1-(5- 1391  
fluoropentyl)-3-(1-naphthoyl)indole (AM2201), 1-pentyl-3-(1- 1392  
naphthoyl)indole (JWH-018), and 1-butyl-3-(1-naphthoyl)indole 1393  
(JWH-073). 1394

(b) Naphthylmethylinindoles: any compound containing a 1H- 1395  
indol-3-yl-(1-naphthyl)methane structure with or without 1396  
substitution at the nitrogen atom of the indole ring by an 1397  
alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1398  
(N-methylpiperidin-2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin- 1399  
2-yl)methyl, (tetrahydropyran-4-yl)methyl, ((N-methyl)-3- 1400  
morpholinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or 1401  
not further substituted on the indole ring to any extent or 1402  
whether or not substituted on the naphthyl group to any extent. 1403  
Naphthylmethylinindoles include, but are not limited to, (1- 1404  
pentylindol-3-yl)(1-naphthyl)methane (JWH-175). 1405

(c) Naphthoylpyrroles: any compound containing a 3-(1- 1406  
naphthoyl)pyrrole structure with or without substitution at the 1407  
nitrogen atom of the pyrrole ring by an alkyl, haloalkyl, 1408  
alkenyl, cycloalkylmethyl, cycloalkylethyl, (N-methylpiperidin- 1409  
2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin-2-yl)methyl, 1410  
(tetrahydropyran-4-yl)methyl, ((N-methyl)-3-morpholinyl)methyl, 1411  
or 2-(4-morpholinyl)ethyl group, whether or not further 1412  
substituted on the pyrrole ring to any extent or whether or not 1413  
substituted on the naphthyl group to any extent. 1414  
Naphthoylpyrroles include, but are not limited to, 1-hexyl-2- 1415

phenyl-4-(1-naphthoyl)pyrrole (JWH-147). 1416

(d) Naphthylmethylindenes: any compound containing a 1417  
naphthylmethylindeneindene structure with or without substitution 1418  
at the 3-position of the indene ring by an alkyl, haloalkyl, 1419  
alkenyl, cycloalkylmethyl, cycloalkylethyl, (N-methylpiperidin- 1420  
2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin-2-yl)methyl, 1421  
(tetrahydropyran-4-yl)methyl, ((N-methyl)-3-morpholinyl)methyl, 1422  
or 2-(4-morpholinyl)ethyl group, whether or not further 1423  
substituted on the indene group to any extent or whether or not 1424  
substituted on the naphthyl group to any extent. 1425  
Naphthylmethylindenes include, but are not limited to, (1-[(3- 1426  
pentyl)-1H-inden-1-ylidene)methyl]naphthalene (JWH-176). 1427

(e) Phenylacetylindoles: any compound containing a 3- 1428  
phenylacetylindole structure with or without substitution at the 1429  
nitrogen atom of the indole ring by an alkyl, haloalkyl, 1430  
alkenyl, cycloalkylmethyl, cycloalkylethyl, (N-methylpiperidin- 1431  
2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin-2-yl)methyl, 1432  
(tetrahydropyran-4-yl)methyl, ((N-methyl)-3-morpholinyl)methyl, 1433  
or 2-(4-morpholinyl)ethyl group, whether or not further 1434  
substituted on the indole ring to any extent or whether or not 1435  
substituted on the phenyl group to any extent. 1436  
Phenylacetylindoles include, but are not limited to, 1-pentyl-3- 1437  
(2-methoxyphenylacetyl)indole (JWH-250), and 1-(2- 1438  
cyclohexylethyl)-3-(2-methoxyphenylacetyl)indole (RCS-8); 1- 1439  
pentyl-3-(2-chlorophenylacetyl)indole (JWH-203). 1440

(f) Cyclohexylphenols: any compound containing a 2-(3- 1441  
hydroxycyclohexyl)phenol structure with or without substitution 1442  
at the 5-position of the phenolic ring by an alkyl, haloalkyl, 1443  
alkenyl, cycloalkylmethyl, cycloalkylethyl, (N-methylpiperidin- 1444  
2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin-2-yl)methyl, 1445

(tetrahydropyran-4-yl)methyl, ((N-methyl)-3-morpholinyl)methyl, 1446  
or 2-(4-morpholinyl)ethyl group, whether or not further 1447  
substituted on the cyclohexyl group to any extent. 1448  
Cyclohexylphenols include, but are not limited to, 5-(1,1- 1449  
dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol (some 1450  
trade or other names: CP-47,497) and 5-(1,1-dimethyloctyl)-2- 1451  
[(1R,3S)-3-hydroxycyclohexyl]-phenol (some trade or other names: 1452  
cannabicyclohexanol; CP-47,497 C8 homologue). 1453

(g) Benzoylindoles: any compound containing a 3-(1- 1454  
benzoyl)indole structure with or without substitution at the 1455  
nitrogen atom of the indole ring by an alkyl, haloalkyl, 1456  
alkenyl, cycloalkylmethyl, cycloalkylethyl, (N-methylpiperidin- 1457  
2-yl)methyl, cyanoalkyl, (N-methylpyrrolidin-2-yl)methyl, 1458  
(tetrahydropyran-4-yl)methyl, ((N-methyl)-3-morpholinyl)methyl 1459  
or 2-(4-morpholinyl)ethyl group, whether or not further 1460  
substituted on the indole ring to any extent or whether or not 1461  
substituted on the phenyl group to any extent. Benzoylindoles 1462  
include, but are not limited to, 1-pentyl-3-(4- 1463  
methoxybenzoyl)indole (RCS-4), 1-[2-(4-morpholinyl)ethyl]-2- 1464  
methyl-3-(4-methoxybenzoyl)indole (Pravadoline or WIN 48, 098). 1465

(D) Depressants 1466

Any material, compound, mixture, or preparation that 1467  
contains any quantity of the following substances having a 1468  
depressant effect on the central nervous system, including their 1469  
salts, isomers, and salts of isomers, unless specifically 1470  
excepted under federal drug abuse control laws, whenever the 1471  
existence of these salts, isomers, and salts of isomers is 1472  
possible within the specific chemical designation: 1473

(1) Mecloqualone; 1474

(2) Methaqualone.	1475
(E) Stimulants	1476
Unless specifically excepted or unless listed in another	1477
schedule, any material, compound, mixture, or preparation that	1478
contains any quantity of the following substances having a	1479
stimulant effect on the central nervous system, including their	1480
salts, isomers, and salts of isomers:	1481
(1) Aminorex (some other names: aminoxaphen; 2-amino-5-	1482
phenyl-2-oxazoline; or 4,5-dihydro-5-phenyl-2-oxazamine);	1483
(2) Fenethylamine;	1484
(3) (+/-)cis-4-methylaminorex ((+/-)cis-4,5-dihydro-4-	1485
methyl-5-phenyl-2-oxazamine);	1486
(4) N-ethylamphetamine;	1487
(5) N,N-dimethylamphetamine (also known as N,N-alpha-	1488
trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine);	1489
(6) N-methyl-1-(thiophen-2-yl) propan-2-amine	1490
(Methiopropamine);	1491
(7) Substituted cathinones - any compound except bupropion	1492
or compounds listed under a different schedule, structurally	1493
derived from 2-aminopropan-1-one by substitution at the 1-	1494
position with either phenyl, naphthyl, or thiophene ring	1495
systems, whether or not the compound is further modified in any	1496
of the following ways:	1497
(a) By substitution in the ring system to any extent with	1498
alkyl, alkylendioxy, alkoxy, haloalkyl, hydroxyl, or halide	1499
substituents, whether or not further substituted in the ring	1500
system by one or more other univalent substituents;	1501

(b) By substitution at the 3-position with an acyclic  
alkyl substituent;

(c) By substitution at the 2-amino nitrogen atom with  
alkyl, dialkyl, benzyl, or methoxybenzyl groups;

(d) By inclusion of the 2-amino nitrogen atom in a cyclic  
structure.

Examples of substituted cathinones include, but are not  
limited to, methyldone (3,4-methylenedioxymethcathinone), MDPV  
(3,4-methylenedioxypyrovalerone), mephedrone (4-  
methylethylmethcathinone), 4-methoxymethcathinone, 4-  
fluoromethcathinone, 3-fluoromethcathinone, Pentadrone (2-  
(methylamino)-1-phenyl-1-pentanone), pentylone (1-(1,3-  
benzodioxol-5-yl)-2-(methylamino)-1-pentanone), 2-(1-  
pyrrolidinyl)-1-(4-methylphenyl)-1-propanone, alpha-PVP (1-  
phenyl-2-(1-pyrrolidinyl)-1-pentanone), cathinone (2-amino-1-  
phenyl-1-propanone), and methcathinone (2-(methylamino)-  
propylphenone).

## SCHEDULE II

### (A) Narcotics-opium and opium derivatives

Unless specifically excepted under federal drug abuse  
control laws or unless listed in another schedule, any of the  
following substances whether produced directly or indirectly by  
extraction from substances of vegetable origin, independently by  
means of chemical synthesis, or by a combination of extraction  
and chemical synthesis:

(1) Opium and opiate, and any salt, compound, derivative,  
or preparation of opium or opiate, excluding apomorphine,  
thebaine-derived butorphanol, dextrorphan, nalbuphine,  
nalmefene, naloxone, and naltrexone, and their respective salts,

but including the following:	1531
(a) Raw opium;	1532
(b) Opium extracts;	1533
(c) Opium fluid extracts;	1534
(d) Powdered opium;	1535
(e) Granulated opium;	1536
(f) Tincture of opium;	1537
(g) Codeine;	1538
(h) Ethylmorphine;	1539
(i) Etorphine hydrochloride;	1540
(j) Hydrocodone;	1541
(k) Hydromorphone;	1542
(l) Metopon;	1543
(m) Morphine;	1544
(n) Oxycodone;	1545
(o) Oxymorphone;	1546
(p) Thebaine.	1547
(2) Any salt, compound, derivative, or preparation thereof	1548
that is chemically equivalent to or identical with any of the	1549
substances referred to in division (A) (1) of this schedule,	1550
except that these substances shall not include the isoquinoline	1551
alkaloids of opium;	1552
(3) Opium poppy and poppy straw;	1553
(4) Coca leaves and any salt, compound, derivative, or	1554

preparation of coca leaves (including cocaine and ecgonine, 1555  
their salts, isomers, and derivatives, and salts of those 1556  
isomers and derivatives), and any salt, compound, derivative, or 1557  
preparation thereof that is chemically equivalent to or 1558  
identical with any of these substances, except that the 1559  
substances shall not include decocainized coca leaves or 1560  
extraction of coca leaves, which extractions do not contain 1561  
cocaine or ecgonine; 1562

(5) Concentrate of poppy straw (the crude extract of poppy 1563  
straw in either liquid, solid, or powder form that contains the 1564  
phenanthrene alkaloids of the opium poppy). 1565

(B) Narcotics-opiates 1566

Unless specifically excepted under federal drug abuse 1567  
control laws or unless listed in another schedule, any of the 1568  
following opiates, including their isomers, esters, ethers, 1569  
salts, and salts of isomers, esters, and ethers, whenever the 1570  
existence of these isomers, esters, ethers, and salts is 1571  
possible within the specific chemical designation, but excluding 1572  
dextrophan and levopropoxyphene: 1573

(1) Alfentanil; 1574

(2) Alphaprodine; 1575

(3) Anileridine; 1576

(4) Bezitramide; 1577

(5) Bulk dextropropoxyphene (non-dosage forms); 1578

(6) Carfentanil; 1579

(7) Dihydrocodeine; 1580

(8) Diphenoxylate; 1581



(9) Fentanyl;	1582
(10) Isomethadone;	1583
(11) Levo-alpha-acetylmethadol (some other names: levo-alpha-acetylmethadol; levomethadyl acetate; LAAM);	1584 1585
(12) Levomethorphan;	1586
(13) Levorphanol;	1587
(14) Metazocine;	1588
(15) Methadone;	1589
(16) Methadone-intermediate, 4-cyano-2-dimethylamino-4,4-diphenyl butane;	1590 1591
(17) Moramide-intermediate, 2-methyl-3-morpholino-1,1-diphenylpropane-carboxylic acid;	1592 1593
(18) Pethidine (meperidine);	1594
(19) Pethidine-intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;	1595 1596
(20) Pethidine-intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;	1597 1598
(21) Pethidine-intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;	1599 1600
(22) Phenazocine;	1601
(23) Piminodine;	1602
(24) Racemethorphan;	1603
(25) Racemorphan;	1604
(26) Remifentanyl;	1605

(27) Sufentanil.	1606
(C) Stimulants	1607
Unless specifically excepted under federal drug abuse	1608
control laws or unless listed in another schedule, any material,	1609
compound, mixture, or preparation that contains any quantity of	1610
the following substances having a stimulant effect on the	1611
central nervous system:	1612
(1) Amphetamine, its salts, its optical isomers, and salts	1613
of its optical isomers;	1614
(2) Methamphetamine, its salts, its isomers, and salts of	1615
its isomers;	1616
(3) Methylphenidate;	1617
(4) Phenmetrazine and its salts;	1618
(5) Lisdexamfetamine, its salts, isomers, and salts of its	1619
isomers.	1620
(D) Depressants	1621
Unless specifically excepted under federal drug abuse	1622
control laws or unless listed in another schedule, any material,	1623
compound, mixture, or preparation that contains any quantity of	1624
the following substances having a depressant effect on the	1625
central nervous system, including their salts, isomers, and	1626
salts of isomers, whenever the existence of these salts,	1627
isomers, and salts of isomers is possible within the specific	1628
chemical designation:	1629
(1) Amobarbital;	1630
(2) Gamma-hydroxy-butyrate;	1631
(3) Glutethimide;	1632

(4) Pentobarbital;	1633
(5) Phencyclidine (some trade or other names: 1-(1-phenylcyclohexyl)piperidine; PCP);	1634 1635
(6) Secobarbital;	1636
(7) 1-aminophenylcyclohexane and all N-mono-substituted and/or all N-N-disubstituted analogs including, but not limited to, the following:	1637 1638 1639
(a) 1-phenylcyclohexylamine;	1640
(b) (1-phenylcyclohexyl) methylamine;	1641
(c) (1-phenylcyclohexyl) dimethylamine;	1642
(d) (1-phenylcyclohexyl) methylethylamine;	1643
(e) (1-phenylcyclohexyl) isopropylamine;	1644
(f) 1-(1-phenylcyclohexyl) morpholine.	1645
(E) Hallucinogenic substances	1646
(1) Nabilone (another name for nabilone: (+)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1- hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one).	1647 1648 1649
(F) Immediate precursors	1650
Unless specifically excepted under federal drug abuse control laws or unless listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances:	1651 1652 1653 1654
(1) Immediate precursor to amphetamine and methamphetamine:	1655 1656
(a) Phenylacetone (some trade or other names: phenyl-2-	1657

propanone; P2P; benzyl methyl ketone; methyl benzyl ketone); 1658

(2) Immediate precursors to phencyclidine (PCP): 1659

(a) 1-phenylcyclohexylamine; 1660

(b) 1-piperidinocyclohexanecarbonitrile (PCC). 1661

SCHEDULE III 1662

(A) Stimulants 1663

Unless specifically excepted under federal drug abuse 1664  
control laws or unless listed in another schedule, any material, 1665  
compound, mixture, or preparation that contains any quantity of 1666  
the following substances having a stimulant effect on the 1667  
central nervous system, including their salts, their optical 1668  
isomers, position isomers, or geometric isomers, and salts of 1669  
these isomers, whenever the existence of these salts, isomers, 1670  
and salts of isomers is possible within the specific chemical 1671  
designation: 1672

(1) All stimulant compounds, mixtures, and preparations 1673  
included in schedule III pursuant to the federal drug abuse 1674  
control laws and regulations adopted under those laws; 1675

(2) Benzphetamine; 1676

(3) Chlorphentermine; 1677

(4) Clortermine; 1678

(5) Phendimetrazine. 1679

(B) Depressants 1680

Unless specifically excepted under federal drug abuse 1681  
control laws or unless listed in another schedule, any material, 1682  
compound, mixture, or preparation that contains any quantity of 1683

the following substances having a depressant effect on the	1684
central nervous system:	1685
(1) Any compound, mixture, or preparation containing	1686
amobarbital, secobarbital, pentobarbital, or any salt of any of	1687
these drugs, and one or more other active medicinal ingredients	1688
that are not listed in any schedule;	1689
(2) Any suppository dosage form containing amobarbital,	1690
secobarbital, pentobarbital, or any salt of any of these drugs	1691
and approved by the food and drug administration for marketing	1692
only as a suppository;	1693
(3) Any substance that contains any quantity of a	1694
derivative of barbituric acid or any salt of a derivative of	1695
barbituric acid;	1696
(4) Chlorhexadol;	1697
(5) Ketamine, its salts, isomers, and salts of isomers	1698
(some other names for ketamine: (+/-)-2-(2-chlorophenyl)-2-	1699
(methylamino)-cyclohexanone);	1700
(6) Lysergic acid;	1701
(7) Lysergic acid amide;	1702
(8) Methyprylon;	1703
(9) Sulfondiethylmethane;	1704
(10) Sulfonethylmethane;	1705
(11) Sulfonmethane;	1706
(12) Tiletamine, zolazepam, or any salt of tiletamine or	1707
zolazepam (some trade or other names for a tiletamine-zolazepam	1708
combination product: Telazol); (some trade or other names for	1709
tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone); (some	1710

trade or other names for zolazepam: 4-(2-fluorophenyl)-6,8- 1711  
dihydro-1,3,8-trimethylpyrazolo-[3, 4-e][1,4]-diazepin-7(1H)- 1712  
one; flupyrzapon). 1713

(C) Narcotic antidotes 1714

(1) Nalorphine. 1715

(D) Narcotics-narcotic preparations 1716

Unless specifically excepted under federal drug abuse 1717  
control laws or unless listed in another schedule, any material, 1718  
compound, mixture, or preparation that contains any of the 1719  
following narcotic drugs, or their salts calculated as the free 1720  
anhydrous base or alkaloid, in limited quantities as set forth 1721  
below: 1722

(1) Not more than 1.8 grams of codeine per 100 milliliters 1723  
or not more than 90 milligrams per dosage unit, with an equal or 1724  
greater quantity of an isoquinoline alkaloid of opium; 1725

(2) Not more than 1.8 grams of codeine per 100 milliliters 1726  
or not more than 90 milligrams per dosage unit, with one or more 1727  
active, nonnarcotic ingredients in recognized therapeutic 1728  
amounts; 1729

(3) Not more than 300 milligrams of dihydrocodeinone per 1730  
100 milliliters or not more than 15 milligrams per dosage unit, 1731  
with a fourfold or greater quantity of an isoquinoline alkaloid 1732  
of opium; 1733

(4) Not more than 300 milligrams of dihydrocodeinone per 1734  
100 milliliters or not more than 15 milligrams per dosage unit, 1735  
with one or more active, nonnarcotic ingredients in recognized 1736  
therapeutic amounts; 1737

(5) Not more than 1.8 grams of dihydrocodeine per 100 1738

milliliters or not more than 90 milligrams per dosage unit, with 1739  
one or more active, nonnarcotic ingredients in recognized 1740  
therapeutic amounts; 1741

(6) Not more than 300 milligrams of ethylmorphine per 100 1742  
milliliters or not more than 15 milligrams per dosage unit, with 1743  
one or more active, nonnarcotic ingredients in recognized 1744  
therapeutic amounts; 1745

(7) Not more than 500 milligrams of opium per 100 1746  
milliliters or per 100 grams or not more than 25 milligrams per 1747  
dosage unit, with one or more active, nonnarcotic ingredients in 1748  
recognized therapeutic amounts; 1749

(8) Not more than 50 milligrams of morphine per 100 1750  
milliliters or per 100 grams, with one or more active, 1751  
nonnarcotic ingredients in recognized therapeutic amounts. 1752

(E) Anabolic steroids 1753

Unless specifically excepted under federal drug abuse 1754  
control laws or unless listed in another schedule, any material, 1755  
compound, mixture, or preparation that contains any quantity of 1756  
the following substances, including their salts, esters, 1757  
isomers, and salts of esters and isomers, whenever the existence 1758  
of these salts, esters, and isomers is possible within the 1759  
specific chemical designation: 1760

(1) Anabolic steroids. Except as otherwise provided in 1761  
division (E)(1) of schedule III, "anabolic steroids" means any 1762  
drug or hormonal substance that is chemically and 1763  
pharmacologically related to testosterone (other than estrogens, 1764  
progestins, and corticosteroids) and that promotes muscle 1765  
growth. "Anabolic steroids" does not include an anabolic steroid 1766  
that is expressly intended for administration through implants 1767

to cattle or other nonhuman species and that has been approved 1768  
by the United States secretary of health and human services for 1769  
that administration, unless a person prescribes, dispenses, or 1770  
distributes this type of anabolic steroid for human use. 1771  
"Anabolic steroid" includes, but is not limited to, the 1772  
following: 1773

- (a) Boldenone; 1774
- (b) Chlorotestosterone (4-chlortestosterone); 1775
- (c) Clostebol; 1776
- (d) Dehydrochlormethyltestosterone; 1777
- (e) Dihydrotestosterone (4-dihydrotestosterone); 1778
- (f) Drostanolone; 1779
- (g) Ethylestrenol; 1780
- (h) Fluoxymesterone; 1781
- (i) Formebolone (formebolone); 1782
- (j) Mesterolone; 1783
- (k) Methandienone; 1784
- (l) Methandranone; 1785
- (m) Methandriol; 1786
- (n) Methandrostenolone; 1787
- (o) Methenolone; 1788
- (p) Methyltestosterone; 1789
- (q) Mibolerone; 1790
- (r) Nandrolone; 1791



(s) Norethandrolone;	1792
(t) Oxandrolone;	1793
(u) Oxymesterone;	1794
(v) Oxymetholone;	1795
(w) Stanolone;	1796
(x) Stanozolol;	1797
(y) Testolactone;	1798
(z) Testosterone;	1799
(aa) Trenbolone;	1800
(bb) Any salt, ester, isomer, or salt of an ester or	1801
isomer of a drug or hormonal substance described or listed in	1802
division (E) (1) of schedule III if the salt, ester, or isomer	1803
promotes muscle growth.	1804
(F) Hallucinogenic substances	1805
(1) Dronabinol (synthetic) in sesame oil and encapsulated	1806
in a soft gelatin capsule in a United States food and drug	1807
administration approved drug product (some other names for	1808
dronabinol: (6aR-trans)-6a,7,8,10a-tetrahydro- 6,6,9-trimethyl-	1809
3-pentyl-6H-dibenzo[b,d]pyran-1-ol, or (-)-delta-9-(trans)-	1810
tetrahydrocannabinol).	1811
SCHEDULE IV	1812
(A) Narcotic drugs	1813
Unless specifically excepted by federal drug abuse control	1814
laws or unless listed in another schedule, any material,	1815
compound, mixture, or preparation that contains any of the	1816
following narcotic drugs, or their salts calculated as the free	1817

anhydrous base or alkaloid, in limited quantities as set forth 1818  
below: 1819

(1) Not more than one milligram of difenoxin and not less 1820  
than 25 micrograms of atropine sulfate per dosage unit; 1821

(2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2- 1822  
diphenyl-3-methyl-2- propionoxybutane)[final dosage forms]. 1823

(B) Depressants 1824

Unless specifically excepted under federal drug abuse 1825  
control laws or unless listed in another schedule, any material, 1826  
compound, mixture, or preparation that contains any quantity of 1827  
the following substances, including their salts, isomers, and 1828  
salts of isomers, whenever the existence of these salts, 1829  
isomers, and salts of isomers is possible within the specific 1830  
chemical designation: 1831

(1) Alprazolam; 1832

(2) Barbitol; 1833

(3) Bromazepam; 1834

(4) Camazepam; 1835

(5) Chloral betaine; 1836

(6) Chloral hydrate; 1837

(7) Chlordiazepoxide; 1838

(8) Clobazam; 1839

(9) Clonazepam; 1840

(10) Clorazepate; 1841

(11) Clotiazepam; 1842

(12) Cloxazolam;	1843
(13) Delorazepam;	1844
(14) Diazepam;	1845
(15) Estazolam;	1846
(16) Ethchlorvynol;	1847
(17) Ethinamate;	1848
(18) Ethyl loflazepate;	1849
(19) Fludiazepam;	1850
(20) Flunitrazepam;	1851
(21) Flurazepam;	1852
(22) Halazepam;	1853
(23) Haloxazolam;	1854
(24) Ketazolam;	1855
(25) Loprazolam;	1856
(26) Lorazepam;	1857
(27) Lormetazepam;	1858
(28) Mebutamate;	1859
(29) Medazepam;	1860
(30) Meprobamate;	1861
(31) Methohexital;	1862
(32) Methylphenobarbital (mephobarbital);	1863
(33) Midazolam;	1864

(34) Nimetazepam;	1865
(35) Nitrazepam;	1866
(36) Nordiazepam;	1867
(37) Oxazepam;	1868
(38) Oxazolam;	1869
(39) Paraldehyde;	1870
(40) Petrichloral;	1871
(41) Phenobarbital;	1872
(42) Pinazepam;	1873
(43) Prazepam;	1874
(44) Quazepam;	1875
(45) Temazepam;	1876
(46) Tetrazepam;	1877
(47) Triazolam;	1878
(48) Zaleplon;	1879
(49) Zolpidem.	1880
(C) Fenfluramine	1881
Any material, compound, mixture, or preparation that	1882
contains any quantity of the following substances, including	1883
their salts, their optical isomers, position isomers, or	1884
geometric isomers, and salts of these isomers, whenever the	1885
existence of these salts, isomers, and salts of isomers is	1886
possible within the specific chemical designation:	1887
(1) Fenfluramine.	1888

(D) Stimulants	1889
Unless specifically excepted under federal drug abuse	1890
control laws or unless listed in another schedule, any material,	1891
compound, mixture, or preparation that contains any quantity of	1892
the following substances having a stimulant effect on the	1893
central nervous system, including their salts, their optical	1894
isomers, position isomers, or geometric isomers, and salts of	1895
these isomers, whenever the existence of these salts, isomers,	1896
and salts of isomers is possible within the specific chemical	1897
designation:	1898
(1) Cathine ((+)-norpseudoephedrine);	1899
(2) Diethylpropion;	1900
(3) Fencamfamin;	1901
(4) Fenproporex;	1902
(5) Mazindol;	1903
(6) Mefenorex;	1904
(7) Modafinil;	1905
(8) Pemoline (including organometallic complexes and	1906
chelates thereof);	1907
(9) Phentermine;	1908
(10) Pipradrol;	1909
(11) Sibutramine;	1910
(12) SPA [(-)-1-dimethylamino-1,2-diphenylethane].	1911
(E) Other substances	1912
Unless specifically excepted under federal drug abuse	1913

control laws or unless listed in another schedule, any material, 1914  
compound, mixture, or preparation that contains any quantity of 1915  
the following substances, including their salts: 1916

(1) Pentazocine; 1917

(2) Butorphanol (including its optical isomers). 1918

SCHEDULE V 1919

(A) Narcotic drugs 1920

Unless specifically excepted under federal drug abuse 1921  
control laws or unless listed in another schedule, any material, 1922  
compound, mixture, or preparation that contains any of the 1923  
following narcotic drugs, and their salts, as set forth below: 1924

(1) Buprenorphine. 1925

(B) Narcotics-narcotic preparations 1926

Narcotic drugs containing non-narcotic active medicinal 1927  
ingredients. Any compound, mixture, or preparation that contains 1928  
any of the following narcotic drugs, or their salts calculated 1929  
as the free anhydrous base or alkaloid, in limited quantities as 1930  
set forth below, and that includes one or more nonnarcotic 1931  
active medicinal ingredients in sufficient proportion to confer 1932  
upon the compound, mixture, or preparation valuable medicinal 1933  
qualities other than those possessed by narcotic drugs alone: 1934

(1) Not more than 200 milligrams of codeine per 100 1935  
milliliters or per 100 grams; 1936

(2) Not more than 100 milligrams of dihydrocodeine per 100 1937  
milliliters or per 100 grams; 1938

(3) Not more than 100 milligrams of ethylmorphine per 100 1939  
milliliters or per 100 grams; 1940

(4) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit;	1941 1942
(5) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams;	1943 1944
(6) Not more than 0.5 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.	1945 1946
(C) Stimulants	1947
Unless specifically exempted or excluded under federal drug abuse control laws or unless listed in another schedule, any material, compound, mixture, or preparation that contains any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers, and salts of isomers:	1948 1949 1950 1951 1952 1953
(1) Ephedrine, except as provided in division (K) of section 3719.44 of the Revised Code;	1954 1955
(2) Pyrovalerone.	1956
(D) <del>Approved</del> <u>United States food and drug administration</u> <u>approved</u> cannabidiol drugs	1957 1958
Unless specifically exempted or excluded under federal drug abuse control laws or unless listed in another schedule, any drug product in finished dosage formulation that has been approved by the United States food and drug administration that contains cannabidiol (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol) derived from cannabis and not more than 0.1 per cent (w/w) residual tetrahydrocannabinols.	1959 1960 1961 1962 1963 1964 1965 1966
<b>Sec. 4729.01.</b> As used in this chapter:	1967

(A) "Pharmacy," except when used in a context that refers 1968  
to the practice of pharmacy, means any area, room, rooms, place 1969  
of business, department, or portion of any of the foregoing 1970  
where the practice of pharmacy is conducted. 1971

(B) "Practice of pharmacy" means providing pharmacist care 1972  
requiring specialized knowledge, judgment, and skill derived 1973  
from the principles of biological, chemical, behavioral, social, 1974  
pharmaceutical, and clinical sciences. As used in this division, 1975  
"pharmacist care" includes the following: 1976

(1) Interpreting prescriptions; 1977

(2) Dispensing drugs and drug therapy related devices; 1978

(3) Compounding drugs; 1979

(4) Counseling individuals with regard to their drug 1980  
therapy, recommending drug therapy related devices, and 1981  
assisting in the selection of drugs and appliances for treatment 1982  
of common diseases and injuries and providing instruction in the 1983  
proper use of the drugs and appliances; 1984

(5) Performing drug regimen reviews with individuals by 1985  
discussing all of the drugs that the individual is taking and 1986  
explaining the interactions of the drugs; 1987

(6) Performing drug utilization reviews with licensed 1988  
health professionals authorized to prescribe drugs when the 1989  
pharmacist determines that an individual with a prescription has 1990  
a drug regimen that warrants additional discussion with the 1991  
prescriber; 1992

(7) Advising an individual and the health care 1993  
professionals treating an individual with regard to the 1994  
individual's drug therapy; 1995



(8) Acting pursuant to a consult agreement with one or more physicians authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery, if an agreement has been established;	1996 1997 1998 1999
(9) Engaging in the administration of immunizations to the extent authorized by section 4729.41 of the Revised Code;	2000 2001
(10) Engaging in the administration of drugs to the extent authorized by section 4729.45 of the Revised Code.	2002 2003
(C) "Compounding" means the preparation, mixing, assembling, packaging, and labeling of one or more drugs in any of the following circumstances:	2004 2005 2006
(1) Pursuant to a prescription issued by a licensed health professional authorized to prescribe drugs;	2007 2008
(2) Pursuant to the modification of a prescription made in accordance with a consult agreement;	2009 2010
(3) As an incident to research, teaching activities, or chemical analysis;	2011 2012
(4) In anticipation of orders for drugs pursuant to prescriptions, based on routine, regularly observed dispensing patterns;	2013 2014 2015
(5) Pursuant to a request made by a licensed health professional authorized to prescribe drugs for a drug that is to be used by the professional for the purpose of direct administration to patients in the course of the professional's practice, if all of the following apply:	2016 2017 2018 2019 2020
(a) At the time the request is made, the drug is not commercially available regardless of the reason that the drug is not available, including the absence of a manufacturer for the	2021 2022 2023

drug or the lack of a readily available supply of the drug from 2024  
a manufacturer. 2025

(b) A limited quantity of the drug is compounded and 2026  
provided to the professional. 2027

(c) The drug is compounded and provided to the 2028  
professional as an occasional exception to the normal practice 2029  
of dispensing drugs pursuant to patient-specific prescriptions. 2030

(D) "Consult agreement" means an agreement that has been 2031  
entered into under section 4729.39 of the Revised Code. 2032

(E) "Drug" means: 2033

(1) Any article recognized in the United States 2034  
pharmacopoeia and national formulary, or any supplement to them, 2035  
intended for use in the diagnosis, cure, mitigation, treatment, 2036  
or prevention of disease in humans or animals; 2037

(2) Any other article intended for use in the diagnosis, 2038  
cure, mitigation, treatment, or prevention of disease in humans 2039  
or animals; 2040

(3) Any article, other than food, intended to affect the 2041  
structure or any function of the body of humans or animals; 2042

(4) Any article intended for use as a component of any 2043  
article specified in division (E)(1), (2), or (3) of this 2044  
section; but does not include devices or their components, 2045  
parts, or accessories. 2046

"Drug" does not include "hemp" or a "hemp product" as 2047  
those terms are defined in section 928.01 of the Revised Code. 2048

(F) "Dangerous drug" means any of the following: 2049

(1) Any drug to which either of the following applies: 2050

(a) Under the "Federal Food, Drug, and Cosmetic Act," 52 2051  
Stat. 1040 (1938), 21 U.S.C.A. 301, as amended, the drug is 2052  
required to bear a label containing the legend "Caution: Federal 2053  
law prohibits dispensing without prescription" or "Caution: 2054  
Federal law restricts this drug to use by or on the order of a 2055  
licensed veterinarian" or any similar restrictive statement, or 2056  
the drug may be dispensed only upon a prescription; 2057

(b) Under Chapter 3715. or 3719. of the Revised Code, the 2058  
drug may be dispensed only upon a prescription. 2059

(2) Any drug that contains a schedule V controlled 2060  
substance and that is exempt from Chapter 3719. of the Revised 2061  
Code or to which that chapter does not apply; 2062

(3) Any drug intended for administration by injection into 2063  
the human body other than through a natural orifice of the human 2064  
body; 2065

(4) Any drug that is a biological product, as defined in 2066  
section 3715.01 of the Revised Code. 2067

(G) "Federal drug abuse control laws" has the same meaning 2068  
as in section 3719.01 of the Revised Code. 2069

(H) "Prescription" means all of the following: 2070

(1) A written, electronic, or oral order for drugs or 2071  
combinations or mixtures of drugs to be used by a particular 2072  
individual or for treating a particular animal, issued by a 2073  
licensed health professional authorized to prescribe drugs; 2074

(2) For purposes of sections 2925.61, 4723.488, 4730.431, 2075  
and 4731.94 of the Revised Code, a written, electronic, or oral 2076  
order for naloxone issued to and in the name of a family member, 2077  
friend, or other individual in a position to assist an 2078

individual who there is reason to believe is at risk of 2079  
experiencing an opioid-related overdose. 2080

(3) For purposes of section 4729.44 of the Revised Code, a 2081  
written, electronic, or oral order for naloxone issued to and in 2082  
the name of either of the following: 2083

(a) An individual who there is reason to believe is at 2084  
risk of experiencing an opioid-related overdose; 2085

(b) A family member, friend, or other individual in a 2086  
position to assist an individual who there is reason to believe 2087  
is at risk of experiencing an opioid-related overdose. 2088

(4) For purposes of sections 4723.4810, 4729.282, 2089  
4730.432, and 4731.93 of the Revised Code, a written, 2090  
electronic, or oral order for a drug to treat chlamydia, 2091  
gonorrhea, or trichomoniasis issued to and in the name of a 2092  
patient who is not the intended user of the drug but is the 2093  
sexual partner of the intended user; 2094

(5) For purposes of sections 3313.7110, 3313.7111, 2095  
3314.143, 3326.28, 3328.29, 4723.483, 4729.88, 4730.433, 2096  
4731.96, and 5101.76 of the Revised Code, a written, electronic, 2097  
or oral order for an epinephrine autoinjector issued to and in 2098  
the name of a school, school district, or camp; 2099

(6) For purposes of Chapter 3728. and sections 4723.483, 2100  
4729.88, 4730.433, and 4731.96 of the Revised Code, a written, 2101  
electronic, or oral order for an epinephrine autoinjector issued 2102  
to and in the name of a qualified entity, as defined in section 2103  
3728.01 of the Revised Code. 2104

(I) "Licensed health professional authorized to prescribe 2105  
drugs" or "prescriber" means an individual who is authorized by 2106  
law to prescribe drugs or dangerous drugs or drug therapy 2107

related devices in the course of the individual's professional practice, including only the following:

(1) A dentist licensed under Chapter 4715. of the Revised Code;

(2) A clinical nurse specialist, certified nurse-midwife, or certified nurse practitioner who holds a current, valid license to practice nursing as an advanced practice registered nurse issued under Chapter 4723. of the Revised Code;

(3) An optometrist licensed under Chapter 4725. of the Revised Code to practice optometry under a therapeutic pharmaceutical agents certificate;

(4) A physician authorized under Chapter 4731. of the Revised Code to practice medicine and surgery, osteopathic medicine and surgery, or podiatric medicine and surgery;

(5) A physician assistant who holds a license to practice as a physician assistant issued under Chapter 4730. of the Revised Code, holds a valid prescriber number issued by the state medical board, and has been granted physician-delegated prescriptive authority;

(6) A veterinarian licensed under Chapter 4741. of the Revised Code.

(J) "Sale" or "sell" includes any transaction made by any person, whether as principal proprietor, agent, or employee, to do or offer to do any of the following: deliver, distribute, broker, exchange, gift or otherwise give away, or transfer, whether the transfer is by passage of title, physical movement, or both.

(K) "Wholesale sale" and "sale at wholesale" mean any sale

in which the purpose of the purchaser is to resell the article 2136  
purchased or received by the purchaser. 2137

(L) "Retail sale" and "sale at retail" mean any sale other 2138  
than a wholesale sale or sale at wholesale. 2139

(M) "Retail seller" means any person that sells any 2140  
dangerous drug to consumers without assuming control over and 2141  
responsibility for its administration. Mere advice or 2142  
instructions regarding administration do not constitute control 2143  
or establish responsibility. 2144

(N) "Price information" means the price charged for a 2145  
prescription for a particular drug product and, in an easily 2146  
understandable manner, all of the following: 2147

(1) The proprietary name of the drug product; 2148

(2) The established (generic) name of the drug product; 2149

(3) The strength of the drug product if the product 2150  
contains a single active ingredient or if the drug product 2151  
contains more than one active ingredient and a relevant strength 2152  
can be associated with the product without indicating each 2153  
active ingredient. The established name and quantity of each 2154  
active ingredient are required if such a relevant strength 2155  
cannot be so associated with a drug product containing more than 2156  
one ingredient. 2157

(4) The dosage form; 2158

(5) The price charged for a specific quantity of the drug 2159  
product. The stated price shall include all charges to the 2160  
consumer, including, but not limited to, the cost of the drug 2161  
product, professional fees, handling fees, if any, and a 2162  
statement identifying professional services routinely furnished 2163

by the pharmacy. Any mailing fees and delivery fees may be 2164  
stated separately without repetition. The information shall not 2165  
be false or misleading. 2166

(O) "Wholesale distributor of dangerous drugs" or 2167  
"wholesale distributor" means a person engaged in the sale of 2168  
dangerous drugs at wholesale and includes any agent or employee 2169  
of such a person authorized by the person to engage in the sale 2170  
of dangerous drugs at wholesale. 2171

(P) "Manufacturer of dangerous drugs" or "manufacturer" 2172  
means a person, other than a pharmacist or prescriber, who 2173  
manufactures dangerous drugs and who is engaged in the sale of 2174  
those dangerous drugs. 2175

(Q) "Terminal distributor of dangerous drugs" or "terminal 2176  
distributor" means a person who is engaged in the sale of 2177  
dangerous drugs at retail, or any person, other than a 2178  
manufacturer, repackager, outsourcing facility, third-party 2179  
logistics provider, wholesale distributor, or pharmacist, who 2180  
has possession, custody, or control of dangerous drugs for any 2181  
purpose other than for that person's own use and consumption. 2182  
"Terminal distributor" includes pharmacies, hospitals, nursing 2183  
homes, and laboratories and all other persons who procure 2184  
dangerous drugs for sale or other distribution by or under the 2185  
supervision of a pharmacist or licensed health professional 2186  
authorized to prescribe drugs. 2187

(R) "Promote to the public" means disseminating a 2188  
representation to the public in any manner or by any means, 2189  
other than by labeling, for the purpose of inducing, or that is 2190  
likely to induce, directly or indirectly, the purchase of a 2191  
dangerous drug at retail. 2192

(S) "Person" includes any individual, partnership, 2193  
association, limited liability company, or corporation, the 2194  
state, any political subdivision of the state, and any district, 2195  
department, or agency of the state or its political 2196  
subdivisions. 2197

(T) "Animal shelter" means a facility operated by a humane 2198  
society or any society organized under Chapter 1717. of the 2199  
Revised Code or a dog pound operated pursuant to Chapter 955. of 2200  
the Revised Code. 2201

(U) "Food" has the same meaning as in section 3715.01 of 2202  
the Revised Code. 2203

(V) "Pain management clinic" has the same meaning as in 2204  
section 4731.054 of the Revised Code. 2205

(W) "Investigational drug or product" means a drug or 2206  
product that has successfully completed phase one of the United 2207  
States food and drug administration clinical trials and remains 2208  
under clinical trial, but has not been approved for general use 2209  
by the United States food and drug administration. 2210  
"Investigational drug or product" does not include controlled 2211  
substances in schedule I, as established pursuant to section 2212  
3719.41 of the Revised Code, and as amended. 2213

(X) "Product," when used in reference to an 2214  
investigational drug or product, means a biological product, 2215  
other than a drug, that is made from a natural human, animal, or 2216  
microorganism source and is intended to treat a disease or 2217  
medical condition. 2218

(Y) "Third-party logistics provider" means a person that 2219  
provides or coordinates warehousing or other logistics services 2220  
pertaining to dangerous drugs including distribution, on behalf 2221



of a manufacturer, wholesale distributor, or terminal 2222  
distributor of dangerous drugs, but does not take ownership of 2223  
the drugs or have responsibility to direct the sale or 2224  
disposition of the drugs. 2225

(Z) "Repackager of dangerous drugs" or "repackager" means 2226  
a person that repacks and relabels dangerous drugs for sale or 2227  
distribution. 2228

(AA) "Outsourcing facility" means a facility that is 2229  
engaged in the compounding and sale of sterile drugs and is 2230  
registered as an outsourcing facility with the United States 2231  
food and drug administration. 2232

**Sec. 4776.01.** As used in this chapter: 2233

(A) "License" means an authorization evidenced by a 2234  
license, certificate, registration, permit, card, or other 2235  
authority that is issued or conferred by a licensing agency to a 2236  
licensee or to an applicant for an initial license by which the 2237  
licensee or initial license applicant has or claims the 2238  
privilege to engage in a profession, occupation, or occupational 2239  
activity, or, except in the case of the state dental board, to 2240  
have control of and operate certain specific equipment, 2241  
machinery, or premises, over which the licensing agency has 2242  
jurisdiction. 2243

(B) Except as provided in section 4776.20 of the Revised 2244  
Code, "licensee" means the person to whom the license is issued 2245  
by a licensing agency. "Licensee" includes a person who, for 2246  
purposes of section 3796.13 of the Revised Code, has complied 2247  
with sections 4776.01 to 4776.04 of the Revised Code and has 2248  
been determined by the department of commerce or state board of 2249  
pharmacy, as the applicable licensing agency, to meet the 2250

requirements for employment. 2251

(C) Except as provided in section 4776.20 of the Revised 2252  
Code, "licensing agency" means any of the following: 2253

(1) The board authorized by Chapters 4701., 4717., 4725., 2254  
4729., 4730., 4731., 4732., 4734., 4740., 4741., 4747., 4753., 2255  
4755., 4757., 4759., 4760., 4761., 4762., 4774., 4778., 4779., 2256  
and 4783. of the Revised Code to issue a license to engage in a 2257  
specific profession, occupation, or occupational activity, or to 2258  
have charge of and operate certain specific equipment, 2259  
machinery, or premises. 2260

(2) The state dental board, relative to its authority to 2261  
issue a license pursuant to section 4715.12, 4715.16, 4715.21, 2262  
or 4715.27 of the Revised Code; 2263

(3) The department of commerce or state board of pharmacy, 2264  
relative to its authority under Chapter 3796. of the Revised 2265  
Code and any rules adopted under that chapter with respect to a 2266  
person who is subject to section 3796.13 of the Revised Code; 2267

(4) The director of agriculture, relative to the 2268  
director's authority to issue licenses under Chapter 928. of the 2269  
Revised Code. 2270

(D) "Applicant for an initial license" includes persons 2271  
seeking a license for the first time and persons seeking a 2272  
license by reciprocity, endorsement, or similar manner of a 2273  
license issued in another state. "Applicant for an initial 2274  
license" also includes a person who, for purposes of section 2275  
3796.13 of the Revised Code, is required to comply with sections 2276  
4776.01 to 4776.04 of the Revised Code. 2277

(E) "Applicant for a restored license" includes persons 2278  
seeking restoration of a license under section 4730.14, 2279

4731.281, 4760.06, or 4762.06 of the Revised Code. 2280

(F) "Criminal records check" has the same meaning as in 2281  
section 109.572 of the Revised Code. 2282

**Sec. 5713.30.** As used in sections 5713.31 to 5713.37 and 2283  
5715.01 of the Revised Code: 2284

(A) "Land devoted exclusively to agricultural use" means: 2285

(1) Tracts, lots, or parcels of land totaling not less 2286  
than ten acres to which, during the three calendar years prior 2287  
to the year in which application is filed under section 5713.31 2288  
of the Revised Code, and through the last day of May of such 2289  
year, one or more of the following apply: 2290

(a) The tracts, lots, or parcels of land were devoted 2291  
exclusively to commercial animal or poultry husbandry, 2292  
aquaculture, algaculture meaning the farming of algae, 2293  
apiculture, the cultivation of hemp by a person issued a hemp 2294  
cultivation license under section 928.02 of the Revised Code, 2295  
the production for a commercial purpose of timber, field crops, 2296  
tobacco, fruits, vegetables, nursery stock, ornamental trees, 2297  
sod, or flowers, or the growth of timber for a noncommercial 2298  
purpose, if the land on which the timber is grown is contiguous 2299  
to or part of a parcel of land under common ownership that is 2300  
otherwise devoted exclusively to agricultural use. 2301

(b) The tracts, lots, or parcels of land were devoted 2302  
exclusively to biodiesel production, biomass energy production, 2303  
electric or heat energy production, or biologically derived 2304  
methane gas production if the land on which the production 2305  
facility is located is contiguous to or part of a parcel of land 2306  
under common ownership that is otherwise devoted exclusively to 2307  
agricultural use, provided that at least fifty per cent of the 2308

feedstock used in the production was derived from parcels of 2309  
land under common ownership or leasehold. 2310

(c) The tracts, lots, or parcels of land were devoted to 2311  
and qualified for payments or other compensation under a land 2312  
retirement or conservation program under an agreement with an 2313  
agency of the federal government. 2314

(2) Tracts, lots, or parcels of land totaling less than 2315  
ten acres that, during the three calendar years prior to the 2316  
year in which application is filed under section 5713.31 of the 2317  
Revised Code and through the last day of May of such year, were 2318  
devoted exclusively to commercial animal or poultry husbandry, 2319  
aquaculture, algaculture meaning the farming of algae, 2320  
apiculture, the cultivation of hemp by a person issued a hemp 2321  
cultivation license under section 928.02 of the Revised Code, 2322  
the production for a commercial purpose of field crops, tobacco, 2323  
fruits, vegetables, timber, nursery stock, ornamental trees, 2324  
sod, or flowers where such activities produced an average yearly 2325  
gross income of at least twenty-five hundred dollars during such 2326  
three-year period or where there is evidence of an anticipated 2327  
gross income of such amount from such activities during the tax 2328  
year in which application is made, or were devoted to and 2329  
qualified for payments or other compensation under a land 2330  
retirement or conservation program under an agreement with an 2331  
agency of the federal government; 2332

(3) A tract, lot, or parcel of land taxed under sections 2333  
5713.22 to 5713.26 of the Revised Code is not land devoted 2334  
exclusively to agricultural use. 2335

(4) Tracts, lots, or parcels of land, or portions thereof 2336  
that, during the previous three consecutive calendar years have 2337  
been designated as land devoted exclusively to agricultural use, 2338

but such land has been lying idle or fallow for up to one year 2339  
and no action has occurred to such land that is either 2340  
inconsistent with the return of it to agricultural production or 2341  
converts the land devoted exclusively to agricultural use as 2342  
defined in this section. Such land shall remain designated as 2343  
land devoted exclusively to agricultural use provided that 2344  
beyond one year, but less than three years, the landowner proves 2345  
good cause as determined by the board of revision. 2346

(5) Tracts, lots, or parcels of land, or portions thereof 2347  
that, during the previous three consecutive calendar years have 2348  
been designated as land devoted exclusively to agricultural use, 2349  
but such land has been lying idle or fallow because of dredged 2350  
material being stored or deposited on such land pursuant to a 2351  
contract between the land's owner and the department of natural 2352  
resources or the United States army corps of engineers and no 2353  
action has occurred to the land that is either inconsistent with 2354  
the return of it to agricultural production or converts the land 2355  
devoted exclusively to agricultural use. Such land shall remain 2356  
designated as land devoted exclusively to agricultural use until 2357  
the last year in which dredged material is stored or deposited 2358  
on the land pursuant to such a contract, but not to exceed five 2359  
years. 2360

"Land devoted exclusively to agricultural use" includes 2361  
tracts, lots, or parcels of land or portions thereof that are 2362  
used for conservation practices, provided that the tracts, lots, 2363  
or parcels of land or portions thereof comprise twenty-five per 2364  
cent or less of the total of the tracts, lots, or parcels of 2365  
land that satisfy the criteria established in division (A) (1), 2366  
(2), (4), or (5) of this section together with the tracts, lots, 2367  
or parcels of land or portions thereof that are used for 2368  
conservation practices. 2369

Notwithstanding any other provision of law to the 2370  
contrary, the existence of agritourism on a tract, lot, or 2371  
parcel of land that otherwise meets the definition of "land 2372  
devoted exclusively to agricultural use" as defined in this 2373  
division does not disqualify that tract, lot, or parcel from 2374  
valuation under sections 5713.30 to 5713.37 and 5715.01 of the 2375  
Revised Code. 2376

A tract, lot, parcel, or portion thereof on which medical 2377  
marijuana, as defined by section 3796.01 of the Revised Code, is 2378  
cultivated or processed is not land devoted exclusively to 2379  
agricultural use. 2380

(B) "Conversion of land devoted exclusively to 2381  
agricultural use" means any of the following: 2382

(1) The failure of the owner of land devoted exclusively 2383  
to agricultural use during the next preceding calendar year to 2384  
file a renewal application under section 5713.31 of the Revised 2385  
Code without good cause as determined by the board of revision; 2386

(2) The failure of the new owner of such land to file an 2387  
initial application under that section without good cause as 2388  
determined by the board of revision; 2389

(3) The failure of such land or portion thereof to qualify 2390  
as land devoted exclusively to agricultural use for the current 2391  
calendar year as requested by an application filed under such 2392  
section; 2393

(4) The failure of the owner of the land described in 2394  
division (A) (4) or (5) of this section to act on such land in a 2395  
manner that is consistent with the return of the land to 2396  
agricultural production after three years. 2397

The construction or installation of an energy facility, as 2398

defined in section 5727.01 of the Revised Code, on a portion of 2399  
a tract, lot, or parcel of land devoted exclusively to 2400  
agricultural use shall not cause the remaining portion of the 2401  
tract, lot, or parcel to be regarded as a conversion of land 2402  
devoted exclusively to agricultural use if the remaining portion 2403  
of the tract, lot, or parcel continues to be devoted exclusively 2404  
to agricultural use. 2405

(C) "Tax savings" means the difference between the dollar 2406  
amount of real property taxes levied in any year on land valued 2407  
and assessed in accordance with its current agricultural use 2408  
value and the dollar amount of real property taxes that would 2409  
have been levied upon such land if it had been valued and 2410  
assessed for such year in accordance with Section 2 of Article 2411  
XII, Ohio Constitution. 2412

(D) "Owner" includes, but is not limited to, any person 2413  
owning a fee simple, fee tail, or life estate or a buyer on a 2414  
land installment contract. 2415

(E) "Conservation practices" are practices used to abate 2416  
soil erosion as required in the management of the farming 2417  
operation, and include, but are not limited to, the 2418  
installation, construction, development, planting, or use of 2419  
grass waterways, terraces, diversions, filter strips, field 2420  
borders, windbreaks, riparian buffers, wetlands, ponds, and 2421  
cover crops for that purpose. 2422

(F) "Wetlands" has the same meaning as in section 6111.02 2423  
of the Revised Code. 2424

(G) "Biodiesel" means a mono-alkyl ester combustible 2425  
liquid fuel that is derived from vegetable oils or animal fats 2426  
or any combination of those reagents and that meets the American 2427

society for testing and materials specification D6751-03a for 2428  
biodiesel fuel (B100) blend stock distillate fuels. 2429

(H) "Biologically derived methane gas" means gas from the 2430  
anaerobic digestion of organic materials, including animal waste 2431  
and agricultural crops and residues. 2432

(I) "Biomass energy" means energy that is produced from 2433  
organic material derived from plants or animals and available on 2434  
a renewable basis, including, but not limited to, agricultural 2435  
crops, tree crops, crop by-products, and residues. 2436

(J) "Electric or heat energy" means electric or heat 2437  
energy generated from manure, cornstalks, soybean waste, or 2438  
other agricultural feedstocks. 2439

(K) "Dredged material" means material that is excavated or 2440  
dredged from waters of this state. "Dredged material" does not 2441  
include material resulting from normal farming, silviculture, 2442  
and ranching activities, such as plowing, cultivating, seeding, 2443  
and harvesting, for production of food, fiber, and forest 2444  
products. 2445

~~(K)~~ (L) "Agritourism" has the same meaning as in section 2446  
901.80 of the Revised Code. 2447

**Section 2.** That existing sections 109.572, 924.01, 2448  
3719.01, 3719.41, 4729.01, 4776.01, and 5713.30 of the Revised 2449  
Code are hereby repealed. 2450

**Section 3.** That the version of section 109.572 of the 2451  
Revised Code that is scheduled to take effect on September 20, 2452  
2019, be amended to read as follows: 2453

**Sec. 109.572.** (A) (1) Upon receipt of a request pursuant to 2454  
section 121.08, 3301.32, 3301.541, or 3319.39 of the Revised 2455



Code, a completed form prescribed pursuant to division (C)(1) of 2456  
this section, and a set of fingerprint impressions obtained in 2457  
the manner described in division (C)(2) of this section, the 2458  
superintendent of the bureau of criminal identification and 2459  
investigation shall conduct a criminal records check in the 2460  
manner described in division (B) of this section to determine 2461  
whether any information exists that indicates that the person 2462  
who is the subject of the request previously has been convicted 2463  
of or pleaded guilty to any of the following: 2464

(a) A violation of section 2903.01, 2903.02, 2903.03, 2465  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 2466  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 2467  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 2468  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2469  
2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 2470  
2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2471  
2925.05, 2925.06, or 3716.11 of the Revised Code, felonious 2472  
sexual penetration in violation of former section 2907.12 of the 2473  
Revised Code, a violation of section 2905.04 of the Revised Code 2474  
as it existed prior to July 1, 1996, a violation of section 2475  
2919.23 of the Revised Code that would have been a violation of 2476  
section 2905.04 of the Revised Code as it existed prior to July 2477  
1, 1996, had the violation been committed prior to that date, or 2478  
a violation of section 2925.11 of the Revised Code that is not a 2479  
minor drug possession offense; 2480

(b) A violation of an existing or former law of this 2481  
state, any other state, or the United States that is 2482  
substantially equivalent to any of the offenses listed in 2483  
division (A)(1)(a) of this section; 2484

(c) If the request is made pursuant to section 3319.39 of 2485

the Revised Code for an applicant who is a teacher, any offense 2486  
specified in section 3319.31 of the Revised Code. 2487

(2) On receipt of a request pursuant to section 3712.09 or 2488  
3721.121 of the Revised Code, a completed form prescribed 2489  
pursuant to division (C)(1) of this section, and a set of 2490  
fingerprint impressions obtained in the manner described in 2491  
division (C)(2) of this section, the superintendent of the 2492  
bureau of criminal identification and investigation shall 2493  
conduct a criminal records check with respect to any person who 2494  
has applied for employment in a position for which a criminal 2495  
records check is required by those sections. The superintendent 2496  
shall conduct the criminal records check in the manner described 2497  
in division (B) of this section to determine whether any 2498  
information exists that indicates that the person who is the 2499  
subject of the request previously has been convicted of or 2500  
pleaded guilty to any of the following: 2501

(a) A violation of section 2903.01, 2903.02, 2903.03, 2502  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 2503  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 2504  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 2505  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 2506  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 2507  
2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 2508  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 2509  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 2510

(b) An existing or former law of this state, any other 2511  
state, or the United States that is substantially equivalent to 2512  
any of the offenses listed in division (A)(2)(a) of this 2513  
section. 2514

(3) On receipt of a request pursuant to section 173.27, 2515

173.38, 173.381, 3701.881, 5164.34, 5164.341, 5164.342, 2516  
5123.081, or 5123.169 of the Revised Code, a completed form 2517  
prescribed pursuant to division (C)(1) of this section, and a 2518  
set of fingerprint impressions obtained in the manner described 2519  
in division (C)(2) of this section, the superintendent of the 2520  
bureau of criminal identification and investigation shall 2521  
conduct a criminal records check of the person for whom the 2522  
request is made. The superintendent shall conduct the criminal 2523  
records check in the manner described in division (B) of this 2524  
section to determine whether any information exists that 2525  
indicates that the person who is the subject of the request 2526  
previously has been convicted of, has pleaded guilty to, or 2527  
(except in the case of a request pursuant to section 5164.34, 2528  
5164.341, or 5164.342 of the Revised Code) has been found 2529  
eligible for intervention in lieu of conviction for any of the 2530  
following, regardless of the date of the conviction, the date of 2531  
entry of the guilty plea, or (except in the case of a request 2532  
pursuant to section 5164.34, 5164.341, or 5164.342 of the 2533  
Revised Code) the date the person was found eligible for 2534  
intervention in lieu of conviction: 2535

(a) A violation of section 959.13, 959.131, 2903.01, 2536  
2903.02, 2903.03, 2903.04, 2903.041, 2903.11, 2903.12, 2903.13, 2537  
2903.15, 2903.16, 2903.21, 2903.211, 2903.22, 2903.34, 2903.341, 2538  
2905.01, 2905.02, 2905.05, 2905.11, 2905.12, 2905.32, 2905.33, 2539  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2540  
2907.09, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 2907.31, 2541  
2907.32, 2907.321, 2907.322, 2907.323, 2907.33, 2909.02, 2542  
2909.03, 2909.04, 2909.22, 2909.23, 2909.24, 2911.01, 2911.02, 2543  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.05, 2544  
2913.11, 2913.21, 2913.31, 2913.32, 2913.40, 2913.41, 2913.42, 2545  
2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 2913.48, 2546

2913.49, 2913.51, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12, 2547  
2919.121, 2919.123, 2919.22, 2919.23, 2919.24, 2919.25, 2921.03, 2548  
2921.11, 2921.12, 2921.13, 2921.21, 2921.24, 2921.32, 2921.321, 2549  
2921.34, 2921.35, 2921.36, 2921.51, 2923.12, 2923.122, 2923.123, 2550  
2923.13, 2923.161, 2923.162, 2923.21, 2923.32, 2923.42, 2925.02, 2551  
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.09, 2925.11, 2552  
2925.13, 2925.14, 2925.141, 2925.22, 2925.23, 2925.24, 2925.36, 2553  
2925.55, 2925.56, 2927.12, or 3716.11 of the Revised Code; 2554

(b) Felonious sexual penetration in violation of former 2555  
section 2907.12 of the Revised Code; 2556

(c) A violation of section 2905.04 of the Revised Code as 2557  
it existed prior to July 1, 1996; 2558

(d) A violation of section 2923.01, 2923.02, or 2923.03 of 2559  
the Revised Code when the underlying offense that is the object 2560  
of the conspiracy, attempt, or complicity is one of the offenses 2561  
listed in divisions (A)(3)(a) to (c) of this section; 2562

(e) A violation of an existing or former municipal 2563  
ordinance or law of this state, any other state, or the United 2564  
States that is substantially equivalent to any of the offenses 2565  
listed in divisions (A)(3)(a) to (d) of this section. 2566

(4) On receipt of a request pursuant to section 2151.86 of 2567  
the Revised Code, a completed form prescribed pursuant to 2568  
division (C)(1) of this section, and a set of fingerprint 2569  
impressions obtained in the manner described in division (C)(2) 2570  
of this section, the superintendent of the bureau of criminal 2571  
identification and investigation shall conduct a criminal 2572  
records check in the manner described in division (B) of this 2573  
section to determine whether any information exists that 2574  
indicates that the person who is the subject of the request 2575

previously has been convicted of or pleaded guilty to any of the 2576  
following: 2577

(a) A violation of section 959.13, 2903.01, 2903.02, 2578  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.15, 2903.16, 2579  
2903.21, 2903.211, 2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 2580  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2581  
2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 2582  
2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2909.22, 2583  
2909.23, 2909.24, 2911.01, 2911.02, 2911.11, 2911.12, 2913.49, 2584  
2917.01, 2917.02, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 2585  
2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, 2586  
2927.12, or 3716.11 of the Revised Code, a violation of section 2587  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 2588  
a violation of section 2919.23 of the Revised Code that would 2589  
have been a violation of section 2905.04 of the Revised Code as 2590  
it existed prior to July 1, 1996, had the violation been 2591  
committed prior to that date, a violation of section 2925.11 of 2592  
the Revised Code that is not a minor drug possession offense, 2593  
two or more OVI or OVUAC violations committed within the three 2594  
years immediately preceding the submission of the application or 2595  
petition that is the basis of the request, or felonious sexual 2596  
penetration in violation of former section 2907.12 of the 2597  
Revised Code; 2598

(b) A violation of an existing or former law of this 2599  
state, any other state, or the United States that is 2600  
substantially equivalent to any of the offenses listed in 2601  
division (A) (4) (a) of this section. 2602

(5) Upon receipt of a request pursuant to section 5104.013 2603  
of the Revised Code, a completed form prescribed pursuant to 2604  
division (C) (1) of this section, and a set of fingerprint 2605

impressions obtained in the manner described in division (C) (2) 2606  
of this section, the superintendent of the bureau of criminal 2607  
identification and investigation shall conduct a criminal 2608  
records check in the manner described in division (B) of this 2609  
section to determine whether any information exists that 2610  
indicates that the person who is the subject of the request has 2611  
been convicted of or pleaded guilty to any of the following: 2612

(a) A violation of section 2151.421, 2903.01, 2903.02, 2613  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2614  
2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 2905.11, 2905.32, 2615  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2616  
2907.09, 2907.19, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 2617  
2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 2618  
2909.03, 2909.04, 2909.05, 2911.01, 2911.02, 2911.11, 2911.12, 2619  
2913.02, 2913.03, 2913.04, 2913.041, 2913.05, 2913.06, 2913.11, 2620  
2913.21, 2913.31, 2913.32, 2913.33, 2913.34, 2913.40, 2913.41, 2621  
2913.42, 2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 2622  
2913.48, 2913.49, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12, 2623  
2919.22, 2919.224, 2919.225, 2919.24, 2919.25, 2921.03, 2921.11, 2624  
2921.13, 2921.14, 2921.34, 2921.35, 2923.01, 2923.12, 2923.13, 2625  
2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 2626  
3716.11 of the Revised Code, felonious sexual penetration in 2627  
violation of former section 2907.12 of the Revised Code, a 2628  
violation of section 2905.04 of the Revised Code as it existed 2629  
prior to July 1, 1996, a violation of section 2919.23 of the 2630  
Revised Code that would have been a violation of section 2905.04 2631  
of the Revised Code as it existed prior to July 1, 1996, had the 2632  
violation been committed prior to that date, a violation of 2633  
section 2925.11 of the Revised Code that is not a minor drug 2634  
possession offense, a violation of section 2923.02 or 2923.03 of 2635  
the Revised Code that relates to a crime specified in this 2636

division, or a second violation of section 4511.19 of the Revised Code within five years of the date of application for licensure or certification.

(b) A violation of an existing or former law of this state, any other state, or the United States that is substantially equivalent to any of the offenses or violations described in division (A) (5) (a) of this section.

(6) Upon receipt of a request pursuant to section 5153.111 of the Revised Code, a completed form prescribed pursuant to division (C) (1) of this section, and a set of fingerprint impressions obtained in the manner described in division (C) (2) of this section, the superintendent of the bureau of criminal identification and investigation shall conduct a criminal records check in the manner described in division (B) of this section to determine whether any information exists that indicates that the person who is the subject of the request previously has been convicted of or pleaded guilty to any of the following:

(a) A violation of section 2903.01, 2903.02, 2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code, felonious sexual penetration in violation of former section 2907.12 of the Revised Code, a violation of section 2905.04 of the Revised Code as it existed prior to July 1, 1996, a violation of section 2919.23 of the Revised Code that would

have been a violation of section 2905.04 of the Revised Code as 2667  
it existed prior to July 1, 1996, had the violation been 2668  
committed prior to that date, or a violation of section 2925.11 2669  
of the Revised Code that is not a minor drug possession offense; 2670

(b) A violation of an existing or former law of this 2671  
state, any other state, or the United States that is 2672  
substantially equivalent to any of the offenses listed in 2673  
division (A) (6) (a) of this section. 2674

(7) On receipt of a request for a criminal records check 2675  
from an individual pursuant to section 4749.03 or 4749.06 of the 2676  
Revised Code, accompanied by a completed copy of the form 2677  
prescribed in division (C) (1) of this section and a set of 2678  
fingerprint impressions obtained in a manner described in 2679  
division (C) (2) of this section, the superintendent of the 2680  
bureau of criminal identification and investigation shall 2681  
conduct a criminal records check in the manner described in 2682  
division (B) of this section to determine whether any 2683  
information exists indicating that the person who is the subject 2684  
of the request has been convicted of or pleaded guilty to a 2685  
felony in this state or in any other state. If the individual 2686  
indicates that a firearm will be carried in the course of 2687  
business, the superintendent shall require information from the 2688  
federal bureau of investigation as described in division (B) (2) 2689  
of this section. Subject to division (F) of this section, the 2690  
superintendent shall report the findings of the criminal records 2691  
check and any information the federal bureau of investigation 2692  
provides to the director of public safety. 2693

(8) On receipt of a request pursuant to section 1321.37, 2694  
1321.53, or 4763.05 of the Revised Code, a completed form 2695  
prescribed pursuant to division (C) (1) of this section, and a 2696



set of fingerprint impressions obtained in the manner described 2697  
in division (C)(2) of this section, the superintendent of the 2698  
bureau of criminal identification and investigation shall 2699  
conduct a criminal records check with respect to any person who 2700  
has applied for a license, permit, or certification from the 2701  
department of commerce or a division in the department. The 2702  
superintendent shall conduct the criminal records check in the 2703  
manner described in division (B) of this section to determine 2704  
whether any information exists that indicates that the person 2705  
who is the subject of the request previously has been convicted 2706  
of or pleaded guilty to any of the following: a violation of 2707  
section 2913.02, 2913.11, 2913.31, 2913.51, or 2925.03 of the 2708  
Revised Code; any other criminal offense involving theft, 2709  
receiving stolen property, embezzlement, forgery, fraud, passing 2710  
bad checks, money laundering, or drug trafficking, or any 2711  
criminal offense involving money or securities, as set forth in 2712  
Chapters 2909., 2911., 2913., 2915., 2921., 2923., and 2925. of 2713  
the Revised Code; or any existing or former law of this state, 2714  
any other state, or the United States that is substantially 2715  
equivalent to those offenses. 2716

(9) On receipt of a request for a criminal records check 2717  
from the treasurer of state under section 113.041 of the Revised 2718  
Code or from an individual under section 928.03, 4701.08, 2719  
4715.101, 4717.061, 4725.121, 4725.501, 4729.071, 4729.53, 2720  
4729.90, 4729.92, 4730.101, 4730.14, 4730.28, 4731.081, 4731.15, 2721  
4731.171, 4731.222, 4731.281, 4731.296, 4731.531, 4732.091, 2722  
4734.202, 4740.061, 4741.10, 4747.051, 4753.061, 4755.70, 2723  
4757.101, 4759.061, 4760.032, 4760.06, 4761.051, 4762.031, 2724  
4762.06, 4774.031, 4774.06, 4776.021, 4778.04, 4778.07, 2725  
4779.091, or 4783.04 of the Revised Code, accompanied by a 2726  
completed form prescribed under division (C)(1) of this section 2727

and a set of fingerprint impressions obtained in the manner 2728  
described in division (C) (2) of this section, the superintendent 2729  
of the bureau of criminal identification and investigation shall 2730  
conduct a criminal records check in the manner described in 2731  
division (B) of this section to determine whether any 2732  
information exists that indicates that the person who is the 2733  
subject of the request has been convicted of or pleaded guilty 2734  
to any criminal offense in this state or any other state. 2735  
Subject to division (F) of this section, the superintendent 2736  
shall send the results of a check requested under section 2737  
113.041 of the Revised Code to the treasurer of state and shall 2738  
send the results of a check requested under any of the other 2739  
listed sections to the licensing board specified by the 2740  
individual in the request. 2741

(10) On receipt of a request pursuant to section 124.74, 2742  
1121.23, 1315.141, 1733.47, or 1761.26 of the Revised Code, a 2743  
completed form prescribed pursuant to division (C) (1) of this 2744  
section, and a set of fingerprint impressions obtained in the 2745  
manner described in division (C) (2) of this section, the 2746  
superintendent of the bureau of criminal identification and 2747  
investigation shall conduct a criminal records check in the 2748  
manner described in division (B) of this section to determine 2749  
whether any information exists that indicates that the person 2750  
who is the subject of the request previously has been convicted 2751  
of or pleaded guilty to any criminal offense under any existing 2752  
or former law of this state, any other state, or the United 2753  
States. 2754

(11) On receipt of a request for a criminal records check 2755  
from an appointing or licensing authority under section 3772.07 2756  
of the Revised Code, a completed form prescribed under division 2757  
(C) (1) of this section, and a set of fingerprint impressions 2758

obtained in the manner prescribed in division (C) (2) of this 2759  
section, the superintendent of the bureau of criminal 2760  
identification and investigation shall conduct a criminal 2761  
records check in the manner described in division (B) of this 2762  
section to determine whether any information exists that 2763  
indicates that the person who is the subject of the request 2764  
previously has been convicted of or pleaded guilty or no contest 2765  
to any offense under any existing or former law of this state, 2766  
any other state, or the United States that is a disqualifying 2767  
offense as defined in section 3772.07 of the Revised Code or 2768  
substantially equivalent to such an offense. 2769

(12) On receipt of a request pursuant to section 2151.33 2770  
or 2151.412 of the Revised Code, a completed form prescribed 2771  
pursuant to division (C) (1) of this section, and a set of 2772  
fingerprint impressions obtained in the manner described in 2773  
division (C) (2) of this section, the superintendent of the 2774  
bureau of criminal identification and investigation shall 2775  
conduct a criminal records check with respect to any person for 2776  
whom a criminal records check is required under that section. 2777  
The superintendent shall conduct the criminal records check in 2778  
the manner described in division (B) of this section to 2779  
determine whether any information exists that indicates that the 2780  
person who is the subject of the request previously has been 2781  
convicted of or pleaded guilty to any of the following: 2782

(a) A violation of section 2903.01, 2903.02, 2903.03, 2783  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 2784  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 2785  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 2786  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 2787  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 2788  
2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 2789

2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 2790  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 2791

(b) An existing or former law of this state, any other 2792  
state, or the United States that is substantially equivalent to 2793  
any of the offenses listed in division (A)(12)(a) of this 2794  
section. 2795

(13) On receipt of a request pursuant to section 3796.12 2796  
of the Revised Code, a completed form prescribed pursuant to 2797  
division (C)(1) of this section, and a set of fingerprint 2798  
impressions obtained in a manner described in division (C)(2) of 2799  
this section, the superintendent of the bureau of criminal 2800  
identification and investigation shall conduct a criminal 2801  
records check in the manner described in division (B) of this 2802  
section to determine whether any information exists that 2803  
indicates that the person who is the subject of the request 2804  
previously has been convicted of or pleaded guilty to the 2805  
following: 2806

(a) A disqualifying offense as specified in rules adopted 2807  
under division (B)(2)(b) of section 3796.03 of the Revised Code 2808  
if the person who is the subject of the request is an 2809  
administrator or other person responsible for the daily 2810  
operation of, or an owner or prospective owner, officer or 2811  
prospective officer, or board member or prospective board member 2812  
of, an entity seeking a license from the department of commerce 2813  
under Chapter 3796. of the Revised Code; 2814

(b) A disqualifying offense as specified in rules adopted 2815  
under division (B)(2)(b) of section 3796.04 of the Revised Code 2816  
if the person who is the subject of the request is an 2817  
administrator or other person responsible for the daily 2818  
operation of, or an owner or prospective owner, officer or 2819

prospective officer, or board member or prospective board member 2820  
of, an entity seeking a license from the state board of pharmacy 2821  
under Chapter 3796. of the Revised Code. 2822

(14) On receipt of a request required by section 3796.13 2823  
of the Revised Code, a completed form prescribed pursuant to 2824  
division (C) (1) of this section, and a set of fingerprint 2825  
impressions obtained in a manner described in division (C) (2) of 2826  
this section, the superintendent of the bureau of criminal 2827  
identification and investigation shall conduct a criminal 2828  
records check in the manner described in division (B) of this 2829  
section to determine whether any information exists that 2830  
indicates that the person who is the subject of the request 2831  
previously has been convicted of or pleaded guilty to the 2832  
following: 2833

(a) A disqualifying offense as specified in rules adopted 2834  
under division (B) (8) (a) of section 3796.03 of the Revised Code 2835  
if the person who is the subject of the request is seeking 2836  
employment with an entity licensed by the department of commerce 2837  
under Chapter 3796. of the Revised Code; 2838

(b) A disqualifying offense as specified in rules adopted 2839  
under division (B) (14) (a) of section 3796.04 of the Revised Code 2840  
if the person who is the subject of the request is seeking 2841  
employment with an entity licensed by the state board of 2842  
pharmacy under Chapter 3796. of the Revised Code. 2843

(15) On receipt of a request pursuant to section 4768.06 2844  
of the Revised Code, a completed form prescribed under division 2845  
(C) (1) of this section, and a set of fingerprint impressions 2846  
obtained in the manner described in division (C) (2) of this 2847  
section, the superintendent of the bureau of criminal 2848  
identification and investigation shall conduct a criminal 2849

records check in the manner described in division (B) of this 2850  
section to determine whether any information exists indicating 2851  
that the person who is the subject of the request has been 2852  
convicted of or pleaded guilty to a felony in this state or in 2853  
any other state. 2854

(16) On receipt of a request pursuant to division (B) of 2855  
section 4764.07 of the Revised Code, a completed form prescribed 2856  
under division (C)(1) of this section, and a set of fingerprint 2857  
impressions obtained in the manner described in division (C)(2) 2858  
of this section, the superintendent of the bureau of criminal 2859  
identification and investigation shall conduct a criminal 2860  
records check in the manner described in division (B) of this 2861  
section to determine whether any information exists indicating 2862  
that the person who is the subject of the request has been 2863  
convicted of or pleaded guilty to any crime of moral turpitude, 2864  
a felony, or an equivalent offense in any other state or the 2865  
United States. 2866

(17) On receipt of a request for a criminal records check 2867  
under section 147.022 of the Revised Code, a completed form 2868  
prescribed under division (C)(1) of this section, and a set of 2869  
fingerprint impressions obtained in the manner prescribed in 2870  
division (C)(2) of this section, the superintendent of the 2871  
bureau of criminal identification and investigation shall 2872  
conduct a criminal records check in the manner described in 2873  
division (B) of this section to determine whether any 2874  
information exists that indicates that the person who is the 2875  
subject of the request previously has been convicted of or 2876  
pleaded guilty or no contest to any disqualifying offense, as 2877  
defined in section 147.011 of the Revised Code, or to any 2878  
offense under any existing or former law of this state, any 2879  
other state, or the United States that is substantially 2880

equivalent to such a disqualifying offense. 2881

(B) Subject to division (F) of this section, the 2882  
superintendent shall conduct any criminal records check to be 2883  
conducted under this section as follows: 2884

(1) The superintendent shall review or cause to be 2885  
reviewed any relevant information gathered and compiled by the 2886  
bureau under division (A) of section 109.57 of the Revised Code 2887  
that relates to the person who is the subject of the criminal 2888  
records check, including, if the criminal records check was 2889  
requested under section 113.041, 121.08, 124.74, 173.27, 173.38, 2890  
173.381, 928.03, 1121.23, 1315.141, 1321.37, 1321.53, 1733.47, 2891  
1761.26, 2151.86, 3301.32, 3301.541, 3319.39, 3701.881, 3712.09, 2892  
3721.121, 3772.07, 3796.12, 3796.13, 4729.071, 4729.53, 4729.90, 2893  
4729.92, 4749.03, 4749.06, 4763.05, 4764.07, 4768.06, 5104.013, 2894  
5164.34, 5164.341, 5164.342, 5123.081, 5123.169, or 5153.111 of 2895  
the Revised Code, any relevant information contained in records 2896  
that have been sealed under section 2953.32 of the Revised Code; 2897

(2) If the request received by the superintendent asks for 2898  
information from the federal bureau of investigation, the 2899  
superintendent shall request from the federal bureau of 2900  
investigation any information it has with respect to the person 2901  
who is the subject of the criminal records check, including 2902  
fingerprint-based checks of national crime information databases 2903  
as described in 42 U.S.C. 671 if the request is made pursuant to 2904  
section 2151.86 or 5104.013 of the Revised Code or if any other 2905  
Revised Code section requires fingerprint-based checks of that 2906  
nature, and shall review or cause to be reviewed any information 2907  
the superintendent receives from that bureau. If a request under 2908  
section 3319.39 of the Revised Code asks only for information 2909  
from the federal bureau of investigation, the superintendent 2910

shall not conduct the review prescribed by division (B) (1) of 2911  
this section. 2912

(3) The superintendent or the superintendent's designee 2913  
may request criminal history records from other states or the 2914  
federal government pursuant to the national crime prevention and 2915  
privacy compact set forth in section 109.571 of the Revised 2916  
Code. 2917

(4) The superintendent shall include in the results of the 2918  
criminal records check a list or description of the offenses 2919  
listed or described in division (A) (1), (2), (3), (4), (5), (6), 2920  
(7), (8), (9), (10), (11), (12), (13), (14), (15), (16), or (17) 2921  
of this section, whichever division requires the superintendent 2922  
to conduct the criminal records check. The superintendent shall 2923  
exclude from the results any information the dissemination of 2924  
which is prohibited by federal law. 2925

(5) The superintendent shall send the results of the 2926  
criminal records check to the person to whom it is to be sent 2927  
not later than the following number of days after the date the 2928  
superintendent receives the request for the criminal records 2929  
check, the completed form prescribed under division (C) (1) of 2930  
this section, and the set of fingerprint impressions obtained in 2931  
the manner described in division (C) (2) of this section: 2932

(a) If the superintendent is required by division (A) of 2933  
this section (other than division (A) (3) of this section) to 2934  
conduct the criminal records check, thirty; 2935

(b) If the superintendent is required by division (A) (3) 2936  
of this section to conduct the criminal records check, sixty. 2937

(C) (1) The superintendent shall prescribe a form to obtain 2938  
the information necessary to conduct a criminal records check 2939



from any person for whom a criminal records check is to be 2940  
conducted under this section. The form that the superintendent 2941  
prescribes pursuant to this division may be in a tangible 2942  
format, in an electronic format, or in both tangible and 2943  
electronic formats. 2944

(2) The superintendent shall prescribe standard impression 2945  
sheets to obtain the fingerprint impressions of any person for 2946  
whom a criminal records check is to be conducted under this 2947  
section. Any person for whom a records check is to be conducted 2948  
under this section shall obtain the fingerprint impressions at a 2949  
county sheriff's office, municipal police department, or any 2950  
other entity with the ability to make fingerprint impressions on 2951  
the standard impression sheets prescribed by the superintendent. 2952  
The office, department, or entity may charge the person a 2953  
reasonable fee for making the impressions. The standard 2954  
impression sheets the superintendent prescribes pursuant to this 2955  
division may be in a tangible format, in an electronic format, 2956  
or in both tangible and electronic formats. 2957

(3) Subject to division (D) of this section, the 2958  
superintendent shall prescribe and charge a reasonable fee for 2959  
providing a criminal records check under this section. The 2960  
person requesting the criminal records check shall pay the fee 2961  
prescribed pursuant to this division. In the case of a request 2962  
under section 1121.23, 1155.03, 1163.05, 1315.141, 1733.47, 2963  
1761.26, 2151.33, 2151.412, or 5164.34 of the Revised Code, the 2964  
fee shall be paid in the manner specified in that section. 2965

(4) The superintendent of the bureau of criminal 2966  
identification and investigation may prescribe methods of 2967  
forwarding fingerprint impressions and information necessary to 2968  
conduct a criminal records check, which methods shall include, 2969

but not be limited to, an electronic method. 2970

(D) The results of a criminal records check conducted 2971  
under this section, other than a criminal records check 2972  
specified in division (A)(7) of this section, are valid for the 2973  
person who is the subject of the criminal records check for a 2974  
period of one year from the date upon which the superintendent 2975  
completes the criminal records check. If during that period the 2976  
superintendent receives another request for a criminal records 2977  
check to be conducted under this section for that person, the 2978  
superintendent shall provide the results from the previous 2979  
criminal records check of the person at a lower fee than the fee 2980  
prescribed for the initial criminal records check. 2981

(E) When the superintendent receives a request for 2982  
information from a registered private provider, the 2983  
superintendent shall proceed as if the request was received from 2984  
a school district board of education under section 3319.39 of 2985  
the Revised Code. The superintendent shall apply division (A)(1) 2986  
(c) of this section to any such request for an applicant who is 2987  
a teacher. 2988

(F)(1) Subject to division (F)(2) of this section, all 2989  
information regarding the results of a criminal records check 2990  
conducted under this section that the superintendent reports or 2991  
sends under division (A)(7) or (9) of this section to the 2992  
director of public safety, the treasurer of state, or the 2993  
person, board, or entity that made the request for the criminal 2994  
records check shall relate to the conviction of the subject 2995  
person, or the subject person's plea of guilty to, a criminal 2996  
offense. 2997

(2) Division (F)(1) of this section does not limit, 2998  
restrict, or preclude the superintendent's release of 2999

information that relates to the arrest of a person who is 3000  
eighteen years of age or older, to an adjudication of a child as 3001  
a delinquent child, or to a criminal conviction of a person 3002  
under eighteen years of age in circumstances in which a release 3003  
of that nature is authorized under division (E) (2), (3), or (4) 3004  
of section 109.57 of the Revised Code pursuant to a rule adopted 3005  
under division (E) (1) of that section. 3006

(G) As used in this section: 3007

(1) "Criminal records check" means any criminal records 3008  
check conducted by the superintendent of the bureau of criminal 3009  
identification and investigation in accordance with division (B) 3010  
of this section. 3011

(2) "Minor drug possession offense" has the same meaning 3012  
as in section 2925.01 of the Revised Code. 3013

(3) "OVI or OVUAC violation" means a violation of section 3014  
4511.19 of the Revised Code or a violation of an existing or 3015  
former law of this state, any other state, or the United States 3016  
that is substantially equivalent to section 4511.19 of the 3017  
Revised Code. 3018

(4) "Registered private provider" means a nonpublic school 3019  
or entity registered with the superintendent of public 3020  
instruction under section 3310.41 of the Revised Code to 3021  
participate in the autism scholarship program or section 3310.58 3022  
of the Revised Code to participate in the Jon Peterson special 3023  
needs scholarship program. 3024

**Section 4.** That the existing version of section 109.572 of 3025  
the Revised Code that is scheduled to take effect on September 3026  
20, 2019, is hereby repealed. 3027

**Section 5.** That the versions of sections 3719.01, 3719.41, 3028

and 4729.01 of the Revised Code that are scheduled to take 3029  
effect on March 22, 2020, be amended to read as follows: 3030

**Sec. 3719.01.** As used in this chapter: 3031

(A) "Administer" means the direct application of a drug, 3032  
whether by injection, inhalation, ingestion, or any other means 3033  
to a person or an animal. 3034

(B) "Drug enforcement administration" means the drug 3035  
enforcement administration of the United States department of 3036  
justice or its successor agency. 3037

(C) "Controlled substance" means a drug, compound, 3038  
mixture, preparation, or substance included in schedule I, II, 3039  
III, IV, or V. 3040

(D) "Dangerous drug" has the same meaning as in section 3041  
4729.01 of the Revised Code. 3042

(E) "Dispense" means to sell, leave with, give away, 3043  
dispose of, or deliver. 3044

(F) "Distribute" means to deal in, ship, transport, or 3045  
deliver but does not include administering or dispensing a drug. 3046

(G) "Drug" has the same meaning as in section 4729.01 of 3047  
the Revised Code. 3048

(H) "Drug abuse offense" and "felony drug abuse offense" 3049  
have the same meanings as in section 2925.01 of the Revised 3050  
Code. 3051

(I) "Federal drug abuse control laws" means the 3052  
"Comprehensive Drug Abuse Prevention and Control Act of 1970," 3053  
84 Stat. 1242, 21 U.S.C. 801, as amended. 3054

(J) "Hospital" means a facility registered as a hospital 3055

with the department of health under section 3701.07 of the Revised Code.

(K) "Hypodermic" means a hypodermic syringe or needle, or other instrument or device for the injection of medication.

(L) "Manufacturer" means a person who manufactures a controlled substance, as "manufacture" is defined in section 3715.01 of the Revised Code, and includes a "manufacturer of dangerous drugs" as defined in section 4729.01 of the Revised Code.

(M) "Marihuana" means all parts of a plant of the genus cannabis, whether growing or not; the seeds of a plant of that type; the resin extracted from a part of a plant of that type; and every compound, manufacture, salt, derivative, mixture, or preparation of a plant of that type or of its seeds or resin. "Marihuana" does not include the mature stalks of the plant, fiber produced from the stalks, oils or cake made from the seeds of the plant, or any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, except the resin extracted from the mature stalks, fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. "Marihuana" does not include "hemp" or a "hemp product" as those terms are defined in section 928.01 of the Revised Code.

(N) "Narcotic drugs" means coca leaves, opium, isonipecaine, amidone, isoamidone, ketobemidone, as defined in this division, and every substance not chemically distinguished from them and every drug, other than cannabis, that may be included in the meaning of "narcotic drug" under the federal drug abuse control laws. As used in this division:

(1) "Coca leaves" includes cocaine and any compound, 3085  
manufacture, salt, derivative, mixture, or preparation of coca 3086  
leaves, except derivatives of coca leaves, that does not contain 3087  
cocaine, ecgonine, or substances from which cocaine or ecgonine 3088  
may be synthesized or made. 3089

(2) "Isonipecaine" means any substance identified 3090  
chemically as 1-methyl-4-phenyl-piperidine-4-carboxylic acid 3091  
ethyl ester, or any salt thereof, by whatever trade name 3092  
designated. 3093

(3) "Amidone" means any substance identified chemically as 3094  
4-4-diphenyl-6-dimethylamino-heptanone-3, or any salt thereof, 3095  
by whatever trade name designated. 3096

(4) "Isoamidone" means any substance identified chemically 3097  
as 4-4-diphenyl-5-methyl-6-dimethylaminohexanone-3, or any salt 3098  
thereof, by whatever trade name designated. 3099

(5) "Ketobemidone" means any substance identified 3100  
chemically as 4-(3-hydroxyphenyl)-1-methyl-4-piperidyl ethyl 3101  
ketone hydrochloride, or any salt thereof, by whatever trade 3102  
name designated. 3103

(6) "Cocaine" has the same meaning as in section 2925.01 3104  
of the Revised Code. 3105

(O) "Official written order" means an order written on a 3106  
form provided for that purpose by the director of the United 3107  
States drug enforcement administration, under any laws of the 3108  
United States making provision for the order, if the order forms 3109  
are authorized and required by federal law. 3110

(P) "Person" means any individual, corporation, 3111  
government, governmental subdivision or agency, business trust, 3112  
estate, trust, partnership, association, or other legal entity. 3113

(Q) "Pharmacist" means a person licensed under Chapter 3114  
4729. of the Revised Code to engage in the practice of pharmacy. 3115

(R) "Pharmacy" has the same meaning as in section 4729.01 3116  
of the Revised Code. 3117

(S) "Poison" means any drug, chemical, or preparation 3118  
likely to be deleterious or destructive to adult human life in 3119  
quantities of four grams or less. 3120

(T) "Licensed health professional authorized to prescribe 3121  
drugs," "prescriber," and "prescription" have the same meanings 3122  
as in section 4729.01 of the Revised Code. 3123

(U) "Sale" includes delivery, barter, exchange, transfer, 3124  
or gift, or offer thereof, and each transaction of those natures 3125  
made by any person, whether as principal, proprietor, agent, 3126  
servant, or employee. 3127

(V) "Schedule I," "schedule II," "schedule III," "schedule 3128  
IV," and "schedule V" mean controlled substance schedules I, II, 3129  
III, IV, and V, respectively, as established by rule adopted 3130  
under section 3719.41 of the Revised Code, as amended pursuant 3131  
to section 3719.43 or 3719.44 of the Revised Code, or as 3132  
established by emergency rule adopted under section 3719.45 of 3133  
the Revised Code. 3134

(W) "Wholesaler" means a person who, on official written 3135  
orders other than prescriptions, supplies controlled substances 3136  
that the person has not manufactured, produced, or prepared 3137  
personally and includes a "wholesale distributor of dangerous 3138  
drugs" as defined in section 4729.01 of the Revised Code. 3139

(X) "Animal shelter" means a facility operated by a humane 3140  
society or any society organized under Chapter 1717. of the 3141  
Revised Code or a dog pound operated pursuant to Chapter 955. of 3142

the Revised Code. 3143

(Y) "Terminal distributor of dangerous drugs" has the same 3144  
meaning as in section 4729.01 of the Revised Code. 3145

(Z) (1) "Controlled substance analog" means, except as 3146  
provided in division (Z) (2) of this section, a substance to 3147  
which both of the following apply: 3148

(a) The chemical structure of the substance is 3149  
substantially similar to the structure of a controlled substance 3150  
in schedule I or II. 3151

(b) One of the following applies regarding the substance: 3152

(i) The substance has a stimulant, depressant, or 3153  
hallucinogenic effect on the central nervous system that is 3154  
substantially similar to or greater than the stimulant, 3155  
depressant, or hallucinogenic effect on the central nervous 3156  
system of a controlled substance in schedule I or II. 3157

(ii) With respect to a particular person, that person 3158  
represents or intends the substance to have a stimulant, 3159  
depressant, or hallucinogenic effect on the central nervous 3160  
system that is substantially similar to or greater than the 3161  
stimulant, depressant, or hallucinogenic effect on the central 3162  
nervous system of a controlled substance in schedule I or II. 3163

(2) "Controlled substance analog" does not include any of 3164  
the following: 3165

(a) A controlled substance; 3166

(b) Any substance for which there is an approved new drug 3167  
application; 3168

(c) With respect to a particular person, any substance if 3169



an exemption is in effect for investigational use for that 3170  
person pursuant to federal law to the extent that conduct with 3171  
respect to that substance is pursuant to that exemption; 3172

(d) Any substance to the extent it is not intended for 3173  
human consumption before the exemption described in division (Z) 3174  
(2) (b) of this section takes effect with respect to that 3175  
substance. 3176

(AA) "Benzodiazepine" means a controlled substance that 3177  
has United States food and drug administration approved labeling 3178  
indicating that it is a benzodiazepine, benzodiazepine 3179  
derivative, triazolobenzodiazepine, or triazolobenzodiazepine 3180  
derivative, including the following drugs and their varying salt 3181  
forms or chemical congeners: alprazolam, chlordiazepoxide 3182  
hydrochloride, clobazam, clonazepam, clorazepate, diazepam, 3183  
estazolam, flurazepam hydrochloride, lorazepam, midazolam, 3184  
oxazepam, quazepam, temazepam, and triazolam. 3185

(BB) "Opioid analgesic" means a controlled substance that 3186  
has analgesic pharmacologic activity at the opioid receptors of 3187  
the central nervous system, including the following drugs and 3188  
their varying salt forms or chemical congeners: buprenorphine, 3189  
butorphanol, codeine (including acetaminophen and other 3190  
combination products), dihydrocodeine, fentanyl, hydrocodone 3191  
(including acetaminophen combination products), hydromorphone, 3192  
meperidine, methadone, morphine sulfate, oxycodone (including 3193  
acetaminophen, aspirin, and other combination products), 3194  
oxymorphone, tapentadol, and tramadol. 3195

(CC) "Outsourcing facility," "repackager of dangerous 3196  
drugs," and "third-party logistics provider" have the same 3197  
meanings as in section 4729.01 of the Revised Code. 3198

**Sec. 3719.41.** (A) For purposes of administration, 3199  
enforcement, and regulation of the manufacture, distribution, 3200  
dispensing, and possession of controlled substances, the state 3201  
board of pharmacy shall adopt rules in accordance with Chapter 3202  
119. of the Revised Code establishing schedule I, schedule II, 3203  
schedule III, schedule IV, and schedule V incorporating the five 3204  
schedules of controlled substances under the federal drug abuse 3205  
control laws. 3206

The board may include in the schedules any compound, 3207  
mixture, preparation, or substance that was included in the 3208  
schedules immediately prior to ~~the effective date of this~~ 3209  
~~amendment~~ March 22, 2020, as long as the inclusion does not have 3210  
the effect of providing less stringent control of the compound, 3211  
mixture, preparation, or substance than is provided under the 3212  
federal drug abuse control laws or regulations adopted under 3213  
those laws. 3214

(B) Except as provided in section 3719.45 of the Revised 3215  
Code, the board periodically shall update the schedules by rule 3216  
adopted in accordance with Chapter 119. of the Revised Code to 3217  
correspond to any change in the federal drug abuse control laws 3218  
or regulations adopted under those laws, any addition, transfer, 3219  
or removal by congress or the attorney general of the United 3220  
States as described in section 3719.43 of the Revised Code, and 3221  
any addition, transfer, or removal by the board by rule adopted 3222  
under section 3719.44 of the Revised Code. 3223

(C) Notwithstanding divisions (A) and (B) of this section, 3224  
the board shall not adopt rules including hemp or a hemp product 3225  
in a schedule as a controlled substance. 3226

(D) As used in this section, "hemp" and "hemp product" 3227  
have the same meanings as in section 928.01 of the Revised Code. 3228

Sec. 4729.01. As used in this chapter: 3229

(A) "Pharmacy," except when used in a context that refers 3230  
to the practice of pharmacy, means any area, room, rooms, place 3231  
of business, department, or portion of any of the foregoing 3232  
where the practice of pharmacy is conducted. 3233

(B) "Practice of pharmacy" means providing pharmacist care 3234  
requiring specialized knowledge, judgment, and skill derived 3235  
from the principles of biological, chemical, behavioral, social, 3236  
pharmaceutical, and clinical sciences. As used in this division, 3237  
"pharmacist care" includes the following: 3238

(1) Interpreting prescriptions; 3239

(2) Dispensing drugs and drug therapy related devices; 3240

(3) Compounding drugs; 3241

(4) Counseling individuals with regard to their drug 3242  
therapy, recommending drug therapy related devices, and 3243  
assisting in the selection of drugs and appliances for treatment 3244  
of common diseases and injuries and providing instruction in the 3245  
proper use of the drugs and appliances; 3246

(5) Performing drug regimen reviews with individuals by 3247  
discussing all of the drugs that the individual is taking and 3248  
explaining the interactions of the drugs; 3249

(6) Performing drug utilization reviews with licensed 3250  
health professionals authorized to prescribe drugs when the 3251  
pharmacist determines that an individual with a prescription has 3252  
a drug regimen that warrants additional discussion with the 3253  
prescriber; 3254

(7) Advising an individual and the health care 3255  
professionals treating an individual with regard to the 3256

individual's drug therapy; 3257

(8) Acting pursuant to a consult agreement with one or 3258  
more physicians authorized under Chapter 4731. of the Revised 3259  
Code to practice medicine and surgery or osteopathic medicine 3260  
and surgery, if an agreement has been established; 3261

(9) Engaging in the administration of immunizations to the 3262  
extent authorized by section 4729.41 of the Revised Code; 3263

(10) Engaging in the administration of drugs to the extent 3264  
authorized by section 4729.45 of the Revised Code. 3265

(C) "Compounding" means the preparation, mixing, 3266  
assembling, packaging, and labeling of one or more drugs in any 3267  
of the following circumstances: 3268

(1) Pursuant to a prescription issued by a licensed health 3269  
professional authorized to prescribe drugs; 3270

(2) Pursuant to the modification of a prescription made in 3271  
accordance with a consult agreement; 3272

(3) As an incident to research, teaching activities, or 3273  
chemical analysis; 3274

(4) In anticipation of orders for drugs pursuant to 3275  
prescriptions, based on routine, regularly observed dispensing 3276  
patterns; 3277

(5) Pursuant to a request made by a licensed health 3278  
professional authorized to prescribe drugs for a drug that is to 3279  
be used by the professional for the purpose of direct 3280  
administration to patients in the course of the professional's 3281  
practice, if all of the following apply: 3282

(a) At the time the request is made, the drug is not 3283

commercially available regardless of the reason that the drug is 3284  
not available, including the absence of a manufacturer for the 3285  
drug or the lack of a readily available supply of the drug from 3286  
a manufacturer. 3287

(b) A limited quantity of the drug is compounded and 3288  
provided to the professional. 3289

(c) The drug is compounded and provided to the 3290  
professional as an occasional exception to the normal practice 3291  
of dispensing drugs pursuant to patient-specific prescriptions. 3292

(D) "Consult agreement" means an agreement that has been 3293  
entered into under section 4729.39 of the Revised Code. 3294

(E) "Drug" means: 3295

(1) Any article recognized in the United States 3296  
pharmacopoeia and national formulary, or any supplement to them, 3297  
intended for use in the diagnosis, cure, mitigation, treatment, 3298  
or prevention of disease in humans or animals; 3299

(2) Any other article intended for use in the diagnosis, 3300  
cure, mitigation, treatment, or prevention of disease in humans 3301  
or animals; 3302

(3) Any article, other than food, intended to affect the 3303  
structure or any function of the body of humans or animals; 3304

(4) Any article intended for use as a component of any 3305  
article specified in division (E)(1), (2), or (3) of this 3306  
section; but does not include devices or their components, 3307  
parts, or accessories. 3308

"Drug" does not include "hemp" or a "hemp product" as 3309  
those terms are defined in section 928.01 of the Revised Code. 3310

(F) "Dangerous drug" means any of the following:	3311
(1) Any drug to which either of the following applies:	3312
(a) Under the "Federal Food, Drug, and Cosmetic Act," 52	3313
Stat. 1040 (1938), 21 U.S.C.A. 301, as amended, the drug is	3314
required to bear a label containing the legend "Caution: Federal	3315
law prohibits dispensing without prescription" or "Caution:	3316
Federal law restricts this drug to use by or on the order of a	3317
licensed veterinarian" or any similar restrictive statement, or	3318
the drug may be dispensed only upon a prescription;	3319
(b) Under Chapter 3715. or 3719. of the Revised Code, the	3320
drug may be dispensed only upon a prescription.	3321
(2) Any drug that contains a schedule V controlled	3322
substance and that is exempt from Chapter 3719. of the Revised	3323
Code or to which that chapter does not apply;	3324
(3) Any drug intended for administration by injection into	3325
the human body other than through a natural orifice of the human	3326
body;	3327
(4) Any drug that is a biological product, as defined in	3328
section 3715.01 of the Revised Code.	3329
(G) "Federal drug abuse control laws" has the same meaning	3330
as in section 3719.01 of the Revised Code.	3331
(H) "Prescription" means all of the following:	3332
(1) A written, electronic, or oral order for drugs or	3333
combinations or mixtures of drugs to be used by a particular	3334
individual or for treating a particular animal, issued by a	3335
licensed health professional authorized to prescribe drugs;	3336
(2) For purposes of sections 2925.61, 4723.488, 4730.431,	3337

and 4731.94 of the Revised Code, a written, electronic, or oral 3338  
order for naloxone issued to and in the name of a family member, 3339  
friend, or other individual in a position to assist an 3340  
individual who there is reason to believe is at risk of 3341  
experiencing an opioid-related overdose. 3342

(3) For purposes of section 4729.44 of the Revised Code, a 3343  
written, electronic, or oral order for naloxone issued to and in 3344  
the name of either of the following: 3345

(a) An individual who there is reason to believe is at 3346  
risk of experiencing an opioid-related overdose; 3347

(b) A family member, friend, or other individual in a 3348  
position to assist an individual who there is reason to believe 3349  
is at risk of experiencing an opioid-related overdose. 3350

(4) For purposes of sections 4723.4810, 4729.282, 3351  
4730.432, and 4731.93 of the Revised Code, a written, 3352  
electronic, or oral order for a drug to treat chlamydia, 3353  
gonorrhea, or trichomoniasis issued to and in the name of a 3354  
patient who is not the intended user of the drug but is the 3355  
sexual partner of the intended user; 3356

(5) For purposes of sections 3313.7110, 3313.7111, 3357  
3314.143, 3326.28, 3328.29, 4723.483, 4729.88, 4730.433, 3358  
4731.96, and 5101.76 of the Revised Code, a written, electronic, 3359  
or oral order for an epinephrine autoinjector issued to and in 3360  
the name of a school, school district, or camp; 3361

(6) For purposes of Chapter 3728. and sections 4723.483, 3362  
4729.88, 4730.433, and 4731.96 of the Revised Code, a written, 3363  
electronic, or oral order for an epinephrine autoinjector issued 3364  
to and in the name of a qualified entity, as defined in section 3365  
3728.01 of the Revised Code. 3366

(I) "Licensed health professional authorized to prescribe drugs" or "prescriber" means an individual who is authorized by law to prescribe drugs or dangerous drugs or drug therapy related devices in the course of the individual's professional practice, including only the following:

(1) A dentist licensed under Chapter 4715. of the Revised Code;

(2) A clinical nurse specialist, certified nurse-midwife, or certified nurse practitioner who holds a current, valid license to practice nursing as an advanced practice registered nurse issued under Chapter 4723. of the Revised Code;

(3) An optometrist licensed under Chapter 4725. of the Revised Code to practice optometry under a therapeutic pharmaceutical agents certificate;

(4) A physician authorized under Chapter 4731. of the Revised Code to practice medicine and surgery, osteopathic medicine and surgery, or podiatric medicine and surgery;

(5) A physician assistant who holds a license to practice as a physician assistant issued under Chapter 4730. of the Revised Code, holds a valid prescriber number issued by the state medical board, and has been granted physician-delegated prescriptive authority;

(6) A veterinarian licensed under Chapter 4741. of the Revised Code.

(J) "Sale" or "sell" includes any transaction made by any person, whether as principal proprietor, agent, or employee, to do or offer to do any of the following: deliver, distribute, broker, exchange, gift or otherwise give away, or transfer, whether the transfer is by passage of title, physical movement,



or both. 3396

(K) "Wholesale sale" and "sale at wholesale" mean any sale 3397  
in which the purpose of the purchaser is to resell the article 3398  
purchased or received by the purchaser. 3399

(L) "Retail sale" and "sale at retail" mean any sale other 3400  
than a wholesale sale or sale at wholesale. 3401

(M) "Retail seller" means any person that sells any 3402  
dangerous drug to consumers without assuming control over and 3403  
responsibility for its administration. Mere advice or 3404  
instructions regarding administration do not constitute control 3405  
or establish responsibility. 3406

(N) "Price information" means the price charged for a 3407  
prescription for a particular drug product and, in an easily 3408  
understandable manner, all of the following: 3409

(1) The proprietary name of the drug product; 3410

(2) The established (generic) name of the drug product; 3411

(3) The strength of the drug product if the product 3412  
contains a single active ingredient or if the drug product 3413  
contains more than one active ingredient and a relevant strength 3414  
can be associated with the product without indicating each 3415  
active ingredient. The established name and quantity of each 3416  
active ingredient are required if such a relevant strength 3417  
cannot be so associated with a drug product containing more than 3418  
one ingredient. 3419

(4) The dosage form; 3420

(5) The price charged for a specific quantity of the drug 3421  
product. The stated price shall include all charges to the 3422  
consumer, including, but not limited to, the cost of the drug 3423

product, professional fees, handling fees, if any, and a 3424  
statement identifying professional services routinely furnished 3425  
by the pharmacy. Any mailing fees and delivery fees may be 3426  
stated separately without repetition. The information shall not 3427  
be false or misleading. 3428

(O) "Wholesale distributor of dangerous drugs" or 3429  
"wholesale distributor" means a person engaged in the sale of 3430  
dangerous drugs at wholesale and includes any agent or employee 3431  
of such a person authorized by the person to engage in the sale 3432  
of dangerous drugs at wholesale. 3433

(P) "Manufacturer of dangerous drugs" or "manufacturer" 3434  
means a person, other than a pharmacist or prescriber, who 3435  
manufactures dangerous drugs and who is engaged in the sale of 3436  
those dangerous drugs. 3437

(Q) "Terminal distributor of dangerous drugs" or "terminal 3438  
distributor" means a person who is engaged in the sale of 3439  
dangerous drugs at retail, or any person, other than a 3440  
manufacturer, repackager, outsourcing facility, third-party 3441  
logistics provider, wholesale distributor, or pharmacist, who 3442  
has possession, custody, or control of dangerous drugs for any 3443  
purpose other than for that person's own use and consumption. 3444  
"Terminal distributor" includes pharmacies, hospitals, nursing 3445  
homes, and laboratories and all other persons who procure 3446  
dangerous drugs for sale or other distribution by or under the 3447  
supervision of a pharmacist, licensed health professional 3448  
authorized to prescribe drugs, or other person authorized by the 3449  
state board of pharmacy. 3450

(R) "Promote to the public" means disseminating a 3451  
representation to the public in any manner or by any means, 3452  
other than by labeling, for the purpose of inducing, or that is 3453

likely to induce, directly or indirectly, the purchase of a 3454  
dangerous drug at retail. 3455

(S) "Person" includes any individual, partnership, 3456  
association, limited liability company, or corporation, the 3457  
state, any political subdivision of the state, and any district, 3458  
department, or agency of the state or its political 3459  
subdivisions. 3460

(T) "Animal shelter" means a facility operated by a humane 3461  
society or any society organized under Chapter 1717. of the 3462  
Revised Code or a dog pound operated pursuant to Chapter 955. of 3463  
the Revised Code. 3464

(U) "Food" has the same meaning as in section 3715.01 of 3465  
the Revised Code. 3466

(V) "Pain management clinic" has the same meaning as in 3467  
section 4731.054 of the Revised Code. 3468

(W) "Investigational drug or product" means a drug or 3469  
product that has successfully completed phase one of the United 3470  
States food and drug administration clinical trials and remains 3471  
under clinical trial, but has not been approved for general use 3472  
by the United States food and drug administration. 3473  
"Investigational drug or product" does not include controlled 3474  
substances in schedule I, as defined in section 3719.01 of the 3475  
Revised Code. 3476

(X) "Product," when used in reference to an 3477  
investigational drug or product, means a biological product, 3478  
other than a drug, that is made from a natural human, animal, or 3479  
microorganism source and is intended to treat a disease or 3480  
medical condition. 3481

(Y) "Third-party logistics provider" means a person that 3482

provides or coordinates warehousing or other logistics services 3483  
pertaining to dangerous drugs including distribution, on behalf 3484  
of a manufacturer, wholesale distributor, or terminal 3485  
distributor of dangerous drugs, but does not take ownership of 3486  
the drugs or have responsibility to direct the sale or 3487  
disposition of the drugs. 3488

(Z) "Repackager of dangerous drugs" or "repackager" means 3489  
a person that repacks and relabels dangerous drugs for sale or 3490  
distribution. 3491

(AA) "Outsourcing facility" means a facility that is 3492  
engaged in the compounding and sale of sterile drugs and is 3493  
registered as an outsourcing facility with the United States 3494  
food and drug administration. 3495

(BB) "Laboratory" means a laboratory licensed under this 3496  
chapter as a terminal distributor of dangerous drugs and 3497  
entrusted to have custody of any of the following drugs and to 3498  
use the drugs for scientific and clinical purposes and for 3499  
purposes of instruction: dangerous drugs that are not controlled 3500  
substances, as defined in section 3719.01 of the Revised Code; 3501  
dangerous drugs that are controlled substances, as defined in 3502  
that section; and controlled substances in schedule I, as 3503  
defined in that section. 3504

**Section 6.** That the existing versions of sections 3719.01, 3505  
3719.41, and 4729.01 of the Revised Code that are scheduled to 3506  
take effect on March 22, 2020, are hereby repealed. 3507

**Section 7.** Not later than one hundred eighty days after 3508  
the effective date of this section, the Director of Agriculture, 3509  
in consultation with the Governor and Attorney General, shall 3510  
submit a plan for the regulation of hemp cultivation to the 3511

Secretary of the United States Department of Agriculture for 3512  
approval in accordance with the Agriculture Improvement Act of 3513  
2018, Pub. L. No. 115-334. 3514

**Section 8.** (A) Any person that had hemp or a hemp product 3515  
seized prior to the effective date of this section may request 3516  
the law enforcement agency responsible for the seizure to 3517  
release the hemp or hemp product if the hemp or hemp product has 3518  
not been disposed of in accordance with Chapter 2981. of the 3519  
Revised Code prior to the effective date of this section, 3520  
provided that either of the following apply: 3521

(1) The person requesting its release demonstrates that 3522  
the seized hemp or hemp product was cultivated or processed 3523  
outside Ohio in accordance with federal law; or 3524

(2) The person pays for testing to demonstrate that the 3525  
hemp or hemp product has not more than three-tenths per cent on 3526  
a dry weight basis of delta-9 tetrahydrocannabinol 3527  
concentration, as defined in section 928.01 of the Revised Code. 3528

(B) The state is not liable for damages to any person for 3529  
the seizure or disposition of hemp or a hemp product that 3530  
occurred prior to the effective date of this section. 3531

(C) As used in this section: 3532

(1) "Hemp," "hemp product," "cultivate," and "process" 3533  
have the same meanings as in section 928.01 of the Revised Code. 3534

(2) "Law enforcement agency" has the same meaning as in 3535  
section 2981.01 of the Revised Code. 3536

**Section 9.** Section 109.572 of the Revised Code is 3537  
presented in this act as a composite of the section as amended 3538  
by Am. Sub. H.B. 49, Sub. H.B. 199, Sub. H.B. 213, Am. Sub. S.B. 3539

51, Sub. S.B. 229, and Am. Sub. S.B. 255, all of the 132nd 3540  
General Assembly. The General Assembly, applying the principle 3541  
stated in division (B) of section 1.52 of the Revised Code that 3542  
amendments are to be harmonized if reasonably capable of 3543  
simultaneous operation, finds that the composite is the 3544  
resulting version of the section in effect prior to the 3545  
effective date of the section as presented in this act. 3546

Section 4729.01 of the Revised Code is presented in this 3547  
act as a composite of the section as amended by both Sub. S.B. 3548  
119 and Sub. S.B. 229 of the 132nd General Assembly. The General 3549  
Assembly, applying the principle stated in division (B) of 3550  
section 1.52 of the Revised Code that amendments are to be 3551  
harmonized if reasonably capable of simultaneous operation, 3552  
finds that the composite is the resulting version of the section 3553  
in effect prior to the effective date of the section as 3554  
presented in this act. 3555

Section 5713.30 of the Revised Code is presented in this 3556  
act as a composite of the section as amended by both Sub. S.B. 3557  
75 and Sub. S.B. 523 of the 131st General Assembly. The General 3558  
Assembly, applying the principle stated in division (B) of 3559  
section 1.52 of the Revised Code that amendments are to be 3560  
harmonized if reasonably capable of simultaneous operation, 3561  
finds that the composite is the resulting version of the section 3562  
in effect prior to the effective date of the section as 3563  
presented in this act. 3564

**Section 10.** This act is hereby declared to be an emergency 3565  
measure necessary for the immediate preservation of the public 3566  
peace, health, and safety. The reason for such necessity is that 3567  
changes to Ohio law are necessary to advance and promote hemp 3568  
and hemp products and to achieve consistency and conformity with 3569

federal law regarding hemp. Therefore, this act shall go into  
immediate effect.

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