



## Ohio Administrative Code

### Rule 4757-1-08 Military provisions related to licensure for counselors, social workers and/or marriage and family therapists.

Effective: April 19, 2021

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(A) Definitions.

(1) "Armed forces" means:

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

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

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

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

(e) The merchant marine service during wartime; or

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

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

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

(4) "Temporary Military License" means a license issued in accordance with RC 4743.041.

(5) "Military Spouse" means a person legally married to a person serving on active duty in the United States armed forces.



(6) "Qualifying license" means a license or certification issued by a state or jurisdiction.

(B) Eligibility for a non-Military License when the applicant relies upon qualifying service in the armed forces.

In accordance with section 5903.03 of the Revised Code, the following military programs of training, military primary specialties, and lengths of service are substantially equivalent to or exceed the educational and experience requirements for licensure as an:

(1) Independent social workers.

(a) Military programs of training.

There are no military programs of training that are substantially equivalent to or exceed the educational and experience requirements for licensure as a independent social worker. An individual serving in a military primary specialty listed in paragraph (B)(1)(b) of this rule must be a graduate of a master's in social work program accredited by the council for social work education (CSWE) to serve in that specialty.

(b) Military primary specialties for independent social workers.

(i) Army: social worker (AOC 73A)

(ii) Navy: social worker (NOBC none)

(iii) Air force: clinical social worker (AFSC 42SX)

(c) Lengths of service.

There are no minimal lengths of service that would be substantially equivalent to or exceed the educational and experience requirements for licensure as a licensed professional clinical counselor, independent social worker or independent marriage and family therapist.



(2) Social work assistant.

(a) Military programs of training.

There are no military programs of training that are substantially equivalent to or exceed the educational and experience requirements for registration as a social work assistant. There are no military primary specialties for social work assistant registration.

Military primary specialties: none.

(b) Lengths of service.

There are no minimal lengths of service that would be substantially equivalent to or exceed the educational and experience requirements for registration as a social work assistant.

(3) Licensed professional clinical counselor.

(a) Military programs of training.

There are no military programs of training that are substantially equivalent to or exceed the educational and experience requirements for licensure as a licensed professional clinical counselor.

Military primary specialties: none.

(4) Independent marriage and family therapist.

(a) Military programs of training.

There are no military programs of training that are substantially equivalent to or exceed the educational and experience requirements for licensure as an independent marriage and family therapist. There are no military primary specialties for licensure as an independent marriage and family therapist.



Military primary specialties: none.

(b) Lengths of service.

There are no minimal lengths of service that would be substantially equivalent to or exceed the educational and experience requirements for registration as a social work assistant.

(C) License renewal and continuing education for a non-Military License held by a member of the armed forces.

(1) Per section 5903.10 of the Revised Code, a licensee or registrant shall be granted a renewal of the license or certificate by the board at the usual fee without a late fee as required by rule 4757-1-05 of the Administrative Code, if not otherwise disqualified because of mental or physical disability, and if either paragraph (C)(1)(a) or (C)(1)(b) of this rule applies:

(a) The license or registration was not renewed because of the holder's service in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard.

(b) The license or certificate was not renewed because the holder's spouse served in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard, and the service resulted in the holder's absence from this state.

(c) A renewal shall not be granted under this paragraph unless the holder or the holder's spouse, whichever is applicable, has presented satisfactory evidence of the service member's discharge under honorable conditions or release under honorable conditions from active duty or national guard duty within six months after the discharge or release.

(2) Military members on active duty outside of Ohio may receive a complete or partial waiver of all continuing education hours upon providing proof of orders outside of Ohio. Military members in Ohio may provide proof that they are unable to complete continuing education in order to receive a full or partial waiver of continuing education hours required.



(3) Per section 5903.12 of the Revised Code, a licensee or registrant upon application that is accompanied by proper documentation certifying that the licensee has been called to active duty as described in paragraph (D)(3)(a) and/or (D)(3)(b) of this rule during the current or a prior reporting period and certifying the length of that active duty, shall have the continuing education response time extended for the current reporting period by an amount of time equal to the total number of months that the licensee spent on active duty during the current reporting period. For purposes of this rule, any portion of a month served on active duty shall be considered one full month.

(a) The person is a member of the Ohio national guard, the Ohio military reserve, the Ohio naval militia, or a reserve component of the armed forces of the United States.

(b) The person has been called to active duty, whether inside or outside the United States, because of an executive order issued by the president of the United States or an act of congress, or upon the order of the governor, for a period in excess of thirty-one days.

(D) Waiver of license application fee - permanent license for a member of the armed forces.

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

(2) Paragraph (D) of this rule applies to the following application fee types:

(a) Initial licensure by examination, outlined in rules 4757-13-01, 4757-13-03, 4757-19-01, 4757-19-02, 4757-19-03, 4757-25-01 and 4757-25-03 of the Administrative Code.

(b) Initial licensure by endorsement, outlined in rules 4757-13-06, 4757-19-07 and 4757-25-06 of the Administrative Code.

(c) Reinstatement of an expired license, outlined in rule 4757-7-01 of the Administrative Code.

(d) Restoration of a license in an inactive status, outlined in rule 4757-7-03 of the Administrative Code.



(E) Application process - permanent license for a member of the armed forces or their spouse.

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

(2) When the board receives an application from an individual identified in paragraph (E)(1) of this rule, the processing of that application shall be prioritized, with a goal of ensuring that a license is issued the same day that the application is complete.

(F) Application for a Temporary Military License

(1) In accordance with division (C) of section 4743.041 of the Revised Code, a person who presents the following qualifications by applying using an application required by the board is eligible for a temporary military license to practice as a counselor, social worker, or marriage and family therapist Ohio.

(a) The person holds a valid license issued by another state to practice as a social worker, counselor, or marriage and family therapist;

(b) The person is in good standing in the state of licensure or certification;

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

(d) The person complies with the criminal records check requirements in section 4755.70 of the Revised Code. The results of the criminal records check shall be received by the board prior to the issuance of a license to practice.

(2) The license issued to the applicant under this rule will be the license that has the scope of practice comparable to the license held in the state issuing the qualifying license.

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



license.

(4) An application for a military license must include:

(a) Proof of either of the following:

(i) The applicant is an active duty member of the armed forces of the United States who is stationed in Ohio; or

(ii) The applicant is married to an active duty member of the armed forces of the United States who is stationed in Ohio.

(b) Proof the applicant holds a valid unrestricted license to practice as a counselor, social worker, or marriage and family therapist in another state;

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

(d) Attestation the applicant will notify the Board if they become unqualified for temporary military license as defined in 4757-1-08 (F)(4)(e) or if the member is no longer stationed in Ohio.

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

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

(ii) For a licensee who is a military spouse, six months have elapsed since the divorce, dissolution, or annulment of the marriage to a person in the military who qualified the licensee for a temporary military license;

(iii) The licensee is disqualified from obtaining a license because of a conviction, judicial finding of guilt, or plea of guilty to a disqualifying criminal offense.



- (5) To document, track, prioritize, and expedite the issuance of licenses under this rule, the Board shall process the application in the following manner:
- (a) After initial review by the license examiner assigned to complete an initial review of submitted applications, route the application via the eLicense system to the board staff member responsible for reviewing and issuing under this rule;
  - (b) If the application is complete, issue the license immediately;
  - (c) Communicate with the applicant regarding the status of the application, including what information is needed to complete the application;
  - (d) Prioritize the application for approval even if it was received later than applications requiring general processing.
- (6) A temporary military license shall expire six years after the date of issuance and is not renewable. A licensee may apply for a regular license by endorsement or examination while the temporary military license is active.
- (7) The board shall waive all license application associated with a temporary military license.
- (8) An individual holding a temporary military license must practice within the appropriate scope of practice for social work, counseling, and marriage and family therapy in the state of Ohio.