

*****DRAFT - NOT FOR FILING*****

1301:3-6-01 Definitions.

- (A) “ASME” means the American society of mechanical engineers. Reference material from this organization can be obtained at www.asme.org or by calling 1-800-THE-ASME.
- (B) “Division” or “Division of Industrial Compliance” or “Industrial Compliance” means the division of industrial compliance in the Ohio department of commerce.
- (C) “Elevator” has the same meaning as defined in division (A) of section 4105.01 of the Revised Code.
- (D) “Elevator section” means the elevator section within the division of industrial compliance in the Ohio department of commerce.

(E) As used in Chapter 1301:3-6 of the Ohio Administrative Code, “disqualifying offense” has the following meaning:

(1) For applicants seeking to renew a certificate of competency, any offense that is a felony.

(2) For initial applicants (those not seeking to renew) of a certificate of competency, any of the following:

(a) A violation of section 2903.01 or 2903.02 of the Revised Code;

(b) A sexually oriented offense as defined in section 2950.01 of the Revised Code;

(c) An offense that is an offense of violence as defined in section 2901.01 of the Revised Code, if the offense is a felony of the first or second degree;

(d) Complicity in committing an offense described in paragraph (E)(2)(a) of this rule;

(e) An attempt or conspiracy to commit or complicity in committing any offense described in paragraph (E)(2)(a), (E)(2)(b), (E)(2)(c), or (E)(2)(d) of this rule if the attempt, conspiracy, or complicity is a felony of the first or second degree;

(f) A violation of any former law of this state, any existing or former law applicable in a military court or in an Indian tribal court, or any existing or former law of any nation other than the United States that is or was substantially equivalent to any offense listed in paragraph (E)(2)(a), (E)(2)(b), (E)(2)(c), (E)(2)(d), or (E)(2)(e) of this rule;

(g) Forgery (R.C. 2913.31);

(h) Trademark counterfeiting (R.C. 2913.34);

(i) Fraud (R.C. 2913.40, R.C. 2913.42, R.C. 2913.45, R.C. 2913.47, R.C. 2913.48, or R.C. 2913.49);

(j) Receiving stolen property (R.C. 2913.51);

(k) Bribery (R.C. 2929.02);

(l) Theft in office (R.C. 2921.41);

(m) Having an unlawful interest in a public contract (R.C. 2921.42);

(n) Engaging in a pattern of corrupt activity (R.C. 2929.32);

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[\(o\) Money laundering \(R.C. 1315.55\(A\)\);](#)

[\(p\) Criminal negligence \(R.C. 2901.21\).](#)