

As Introduced

133rd General Assembly

Regular Session

2019-2020

H. B. No. 710

Representatives Upchurch, Denson

**Cosponsors: Representatives Brent, Leland, Kelly, Galonski, Miranda, Crawley,
Howse, Russo, Boyd, Sykes**

A BILL

To amend sections 109.73, 109.77, 109.79, 109.80, 1
109.803, and 5503.05 and to enact sections 2
109.805, 109.806, 2933.84, 2933.85, 2933.86, 3
2933.87, and 2933.88 of the Revised Code to 4
prohibit police officers from engaging in biased 5
policing and other status-based profiling and to 6
require the attorney general's office to 7
establish rules regarding such police practices. 8

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

Section 1. That sections 109.73, 109.77, 109.79, 109.80, 9
109.803, and 5503.05 be amended and sections 109.805, 109.806, 10
2933.84, 2933.85, 2933.86, 2933.87, and 2933.88 of the Revised 11
Code be enacted to read as follows: 12

Sec. 109.73. (A) The Ohio peace officer training 13
commission shall recommend rules to the attorney general with 14
respect to all of the following: 15

(1) The approval, or revocation of approval, of peace 16
officer training schools administered by the state, counties, 17

municipal corporations, public school districts, technical 18
college districts, and the department of natural resources; 19

(2) Minimum courses of study, attendance requirements, and 20
equipment and facilities to be required at approved state, 21
county, municipal, and department of natural resources peace 22
officer training schools; 23

(3) Minimum qualifications for instructors at approved 24
state, county, municipal, and department of natural resources 25
peace officer training schools; 26

(4) The requirements of minimum basic training that peace 27
officers appointed to probationary terms shall complete before 28
being eligible for permanent appointment, which requirements 29
shall include training in the handling of the offense of 30
domestic violence, other types of domestic violence-related 31
offenses and incidents, and protection orders and consent 32
agreements issued or approved under section 2919.26 or 3113.31 33
of the Revised Code; crisis intervention training; ~~and~~ training 34
in the handling of missing children and child abuse and neglect 35
cases; ~~and~~ training in handling violations of section 2905.32 of 36
the Revised Code; training in performing law enforcement duties 37
and handling law enforcement matters without engaging in biased 38
policing or status-based profiling as described in section 39
2933.85 of the Revised Code; and the time within which such 40
basic training shall be completed following appointment to a 41
probationary term; 42

(5) The requirements of minimum basic training that peace 43
officers not appointed for probationary terms but appointed on 44
other than a permanent basis shall complete in order to be 45
eligible for continued employment or permanent appointment, 46
which requirements shall include training in the handling of the 47

offense of domestic violence, other types of domestic violence- 48
related offenses and incidents, and protection orders and 49
consent agreements issued or approved under section 2919.26 or 50
3113.31 of the Revised Code~~;~~; crisis intervention training~~, and;~~ 51
training in the handling of missing children and child abuse and 52
neglect cases~~, and;~~ training in handling violations of section 53
2905.32 of the Revised Code~~;~~ training in performing law 54
enforcement duties and handling law enforcement matters without 55
engaging in biased policing or status-based profiling as 56
described in section 2933.85 of the Revised Code; and the time 57
within which such basic training shall be completed following 58
appointment on other than a permanent basis; 59

(6) Categories or classifications of advanced in-service 60
training programs for peace officers, including programs in the 61
handling of the offense of domestic violence, other types of 62
domestic violence-related offenses and incidents, and protection 63
orders and consent agreements issued or approved under section 64
2919.26 or 3113.31 of the Revised Code~~;~~; in crisis intervention~~, and;~~ 65
~~and;~~ in the handling of missing children and child abuse and 66
neglect cases~~, and;~~ in handling violations of section 2905.32 of 67
the Revised Code~~;~~ training in performing law enforcement duties 68
and handling law enforcement matters without engaging in biased 69
policing or status-based profiling as described in section 70
2933.85 of the Revised Code; and minimum courses of study and 71
attendance requirements with respect to such categories or 72
classifications; 73

(7) Permitting persons, who are employed as members of a 74
campus police department appointed under section 1713.50 of the 75
Revised Code; who are employed as police officers by a qualified 76
nonprofit corporation police department pursuant to section 77
1702.80 of the Revised Code; who are appointed and commissioned 78

as bank, savings and loan association, savings bank, credit 79
union, or association of banks, savings and loan associations, 80
savings banks, or credit unions police officers, as railroad 81
police officers, or as hospital police officers pursuant to 82
sections 4973.17 to 4973.22 of the Revised Code; or who are 83
appointed and commissioned as amusement park police officers 84
pursuant to section 4973.17 of the Revised Code, to attend 85
approved peace officer training schools, including the Ohio 86
peace officer training academy, and to receive certificates of 87
satisfactory completion of basic training programs, if the 88
private college or university that established the campus police 89
department; qualified nonprofit corporation police department; 90
bank, savings and loan association, savings bank, credit union, 91
or association of banks, savings and loan associations, savings 92
banks, or credit unions; railroad company; hospital; or 93
amusement park sponsoring the police officers pays the entire 94
cost of the training and certification and if trainee vacancies 95
are available; 96

(8) Permitting undercover drug agents to attend approved 97
peace officer training schools, other than the Ohio peace 98
officer training academy, and to receive certificates of 99
satisfactory completion of basic training programs, if, for each 100
undercover drug agent, the county, township, or municipal 101
corporation that employs that undercover drug agent pays the 102
entire cost of the training and certification; 103

(9) (a) The requirements for basic training programs for 104
bailiffs and deputy bailiffs of courts of record of this state 105
and for criminal investigators employed by the state public 106
defender that those persons shall complete before they may carry 107
a firearm while on duty; 108

(b) The requirements for any training received by a 109
bailiff or deputy bailiff of a court of record of this state or 110
by a criminal investigator employed by the state public defender 111
prior to June 6, 1986, that is to be considered equivalent to 112
the training described in division (A) (9) (a) of this section. 113

(10) Establishing minimum qualifications and requirements 114
for certification for dogs utilized by law enforcement agencies; 115

(11) Establishing minimum requirements for certification 116
of persons who are employed as correction officers in a full- 117
service jail, five-day facility, or eight-hour holding facility 118
or who provide correction services in such a jail or facility; 119

(12) Establishing requirements for the training of agents 120
of a county humane society under section 1717.06 of the Revised 121
Code, including, without limitation, a requirement that the 122
agents receive instruction on traditional animal husbandry 123
methods and training techniques, including customary owner- 124
performed practices; 125

(13) Permitting tactical medical professionals to attend 126
approved peace officer training schools, including the Ohio 127
peace officer training academy, to receive training of the type 128
described in division (A) (14) of this section and to receive 129
certificates of satisfactory completion of training programs 130
described in that division; 131

(14) The requirements for training programs that tactical 132
medical professionals shall complete to qualify them to carry 133
firearms while on duty under section 109.771 of the Revised 134
Code, which requirements shall include at least the firearms 135
training specified in division (A) of section 109.748 of the 136
Revised Code. 137

(15) Regarding the training about biased policing and 138
status-based profiling described in divisions (A) (4), (5), and 139
(6) of this section, methods to make such training available 140
online. 141

(B) The commission shall appoint an executive director, 142
with the approval of the attorney general, who shall hold office 143
during the pleasure of the commission. The executive director 144
shall perform such duties assigned by the commission. The 145
executive director shall receive a salary fixed pursuant to 146
Chapter 124. of the Revised Code and reimbursement for expenses 147
within the amounts available by appropriation. The executive 148
director may appoint officers, employees, agents, and 149
consultants as the executive director considers necessary, 150
prescribe their duties, and provide for reimbursement of their 151
expenses within the amounts available for reimbursement by 152
appropriation and with the approval of the commission. 153

(C) The commission may do all of the following: 154

(1) Recommend studies, surveys, and reports to be made by 155
the executive director regarding the carrying out of the 156
objectives and purposes of sections 109.71 to 109.77 of the 157
Revised Code; 158

(2) Visit and inspect any peace officer training school 159
that has been approved by the executive director or for which 160
application for approval has been made; 161

(3) Make recommendations, from time to time, to the 162
executive director, the attorney general, and the general 163
assembly regarding the carrying out of the purposes of sections 164
109.71 to 109.77 of the Revised Code; 165

(4) Report to the attorney general from time to time, and 166

to the governor and the general assembly at least annually, 167
concerning the activities of the commission; 168

(5) Establish fees for the services the commission offers 169
under sections 109.71 to 109.79 of the Revised Code, including, 170
but not limited to, fees for training, certification, and 171
testing; 172

(6) Perform such other acts as are necessary or 173
appropriate to carry out the powers and duties of the commission 174
as set forth in sections 109.71 to 109.77 of the Revised Code. 175

(D) In establishing the requirements, under division (A) 176
(12) of this section, the commission may consider any portions 177
of the curriculum for instruction on the topic of animal 178
husbandry practices, if any, of the Ohio state university 179
college of veterinary medicine. No person or entity that fails 180
to provide instruction on traditional animal husbandry methods 181
and training techniques, including customary owner-performed 182
practices, shall qualify to train a humane agent for appointment 183
under section 1717.06 of the Revised Code. 184

Sec. 109.77. (A) As used in this section: 185

(1) "Felony" has the same meaning as in section 109.511 of 186
the Revised Code. 187

(2) "Companion animal" has the same meaning as in section 188
959.131 of the Revised Code. 189

(B) (1) Notwithstanding any general, special, or local law 190
or charter to the contrary, and except as otherwise provided in 191
this section, no person shall receive an original appointment on 192
a permanent basis as any of the following unless the person 193
previously has been awarded a certificate by the executive 194
director of the Ohio peace officer training commission attesting 195

to the person's satisfactory completion of an approved state, 196
county, municipal, or department of natural resources peace 197
officer basic training program: 198

(a) A peace officer of any county, township, municipal 199
corporation, regional transit authority, or metropolitan housing 200
authority; 201

(b) A natural resources law enforcement staff officer, 202
forest-fire investigator, wildlife officer, or natural resources 203
officer of the department of natural resources; 204

(c) An employee of a park district under section 511.232 205
or 1545.13 of the Revised Code; 206

(d) An employee of a conservancy district who is 207
designated pursuant to section 6101.75 of the Revised Code; 208

(e) A state university law enforcement officer; 209

(f) A special police officer employed by the department of 210
mental health and addiction services pursuant to section 5119.08 211
of the Revised Code or the department of developmental 212
disabilities pursuant to section 5123.13 of the Revised Code; 213

(g) An enforcement agent of the department of public 214
safety whom the director of public safety designates under 215
section 5502.14 of the Revised Code; 216

(h) A special police officer employed by a port authority 217
under section 4582.04 or 4582.28 of the Revised Code; 218

(i) A special police officer employed by a municipal 219
corporation at a municipal airport, or other municipal air 220
navigation facility, that has scheduled operations, as defined 221
in section 119.3 of Title 14 of the Code of Federal Regulations, 222
14 C.F.R. 119.3, as amended, and that is required to be under a 223

security program and is governed by aviation security rules of 224
the transportation security administration of the United States 225
department of transportation as provided in Parts 1542. and 226
1544. of Title 49 of the Code of Federal Regulations, as 227
amended; 228

(j) A gaming agent employed under section 3772.03 of the 229
Revised Code. 230

(2) Every person who is appointed on a temporary basis or 231
for a probationary term or on other than a permanent basis as 232
any of the following shall forfeit the appointed position unless 233
the person previously has completed satisfactorily or, within 234
the time prescribed by rules adopted by the attorney general 235
pursuant to section 109.74 of the Revised Code, satisfactorily 236
completes a state, county, municipal, or department of natural 237
resources peace officer basic training program for temporary or 238
probationary officers and is awarded a certificate by the 239
director attesting to the satisfactory completion of the 240
program: 241

(a) A peace officer of any county, township, municipal 242
corporation, regional transit authority, or metropolitan housing 243
authority; 244

(b) A natural resources law enforcement staff officer, 245
park officer, forest officer, preserve officer, wildlife 246
officer, or state watercraft officer of the department of 247
natural resources; 248

(c) An employee of a park district under section 511.232 249
or 1545.13 of the Revised Code; 250

(d) An employee of a conservancy district who is 251
designated pursuant to section 6101.75 of the Revised Code; 252

(e) A special police officer employed by the department of 253
mental health and addiction services pursuant to section 5119.08 254
of the Revised Code or the department of developmental 255
disabilities pursuant to section 5123.13 of the Revised Code; 256

(f) An enforcement agent of the department of public 257
safety whom the director of public safety designates under 258
section 5502.14 of the Revised Code; 259

(g) A special police officer employed by a port authority 260
under section 4582.04 or 4582.28 of the Revised Code; 261

(h) A special police officer employed by a municipal 262
corporation at a municipal airport, or other municipal air 263
navigation facility, that has scheduled operations, as defined 264
in section 119.3 of Title 14 of the Code of Federal Regulations, 265
14 C.F.R. 119.3, as amended, and that is required to be under a 266
security program and is governed by aviation security rules of 267
the transportation security administration of the United States 268
department of transportation as provided in Parts 1542. and 269
1544. of Title 49 of the Code of Federal Regulations, as 270
amended. 271

(3) For purposes of division (B) of this section, a state, 272
county, municipal, or department of natural resources peace 273
officer basic training program, regardless of whether the 274
program is to be completed by peace officers appointed on a 275
permanent or temporary, probationary, or other nonpermanent 276
basis, shall include training in the handling of the offense of 277
domestic violence, other types of domestic violence-related 278
offenses and incidents, and protection orders and consent 279
agreements issued or approved under section 2919.26 or 3113.31 280
of the Revised Code; crisis intervention training; training, 281
in accordance with the rules adopted under section 109.805 of 282

the Revised Code, in performing law enforcement duties and 283
handling law enforcement matters without engaging in biased 284
policing or status-based profiling as described in section 285
2933.85 of the Revised Code; and training on companion animal 286
encounters and companion animal behavior. The requirement to 287
complete training in the handling of the offense of domestic 288
violence, other types of domestic violence-related offenses and 289
incidents, and protection orders and consent agreements issued 290
or approved under section 2919.26 or 3113.31 of the Revised Code 291
does not apply to any person serving as a peace officer on March 292
27, 1979, ~~and~~ the requirement to complete training in crisis 293
intervention does not apply to any person serving as a peace 294
officer on April 4, 1985, and the requirement to complete 295
training in performing law enforcement duties and handling law 296
enforcement matters without engaging in biased policing or 297
status-based profiling, as described in section 2933.85 of the 298
Revised Code, does not apply to any person serving as a peace 299
officer on the effective date of this amendment. Any person who 300
is serving as a peace officer on April 4, 1985, who terminates 301
that employment after that date, and who subsequently is hired 302
as a peace officer by the same or another law enforcement agency 303
shall complete training in crisis intervention as prescribed by 304
rules adopted by the attorney general pursuant to section 305
109.742 of the Revised Code. Any person who is serving as a 306
peace officer on the effective date of this amendment who 307
terminates that employment after that date and who subsequently 308
is hired as a peace officer by the same or another law 309
enforcement agency shall complete training in performing law 310
enforcement duties and handling law enforcement matters without 311
engaging in biased policing or status-based profiling as 312
described in section 2933.85 of the Revised Code, as prescribed 313
by rules adopted by the attorney general pursuant to section 314

109.805 of the Revised Code. No peace officer shall have 315
employment as a peace officer terminated and then be reinstated 316
with intent to circumvent this section. 317

The training regarding biased policing and status-based 318
profiling described in division (B) (3) of this section shall be 319
made available online. 320

(4) Division (B) of this section does not apply to any 321
person serving on a permanent basis on March 28, 1985, as a park 322
officer, forest officer, preserve officer, wildlife officer, or 323
state watercraft officer of the department of natural resources 324
or as an employee of a park district under section 511.232 or 325
1545.13 of the Revised Code, to any person serving on a 326
permanent basis on March 6, 1986, as an employee of a 327
conservancy district designated pursuant to section 6101.75 of 328
the Revised Code, to any person serving on a permanent basis on 329
January 10, 1991, as a preserve officer of the department of 330
natural resources, to any person employed on a permanent basis 331
on July 2, 1992, as a special police officer by the department 332
of mental health and addiction services pursuant to section 333
5119.08 of the Revised Code or by the department of 334
developmental disabilities pursuant to section 5123.13 of the 335
Revised Code, to any person serving on a permanent basis on May 336
17, 2000, as a special police officer employed by a port 337
authority under section 4582.04 or 4582.28 of the Revised Code, 338
to any person serving on a permanent basis on March 19, 2003, as 339
a special police officer employed by a municipal corporation at 340
a municipal airport or other municipal air navigation facility 341
described in division (A) (19) of section 109.71 of the Revised 342
Code, to any person serving on a permanent basis on June 19, 343
1978, as a state university law enforcement officer pursuant to 344
section 3345.04 of the Revised Code and who, immediately prior 345

to June 19, 1978, was serving as a special police officer 346
designated under authority of that section, or to any person 347
serving on a permanent basis on September 20, 1984, as a liquor 348
control investigator, known after June 30, 1999, as an 349
enforcement agent of the department of public safety, engaged in 350
the enforcement of Chapters 4301. and 4303. of the Revised Code. 351

(5) Division (B) of this section does not apply to any 352
person who is appointed as a regional transit authority police 353
officer pursuant to division (Y) of section 306.35 of the 354
Revised Code if, on or before July 1, 1996, the person has 355
completed satisfactorily an approved state, county, municipal, 356
or department of natural resources peace officer basic training 357
program and has been awarded a certificate by the executive 358
director of the Ohio peace officer training commission attesting 359
to the person's satisfactory completion of such an approved 360
program and if, on July 1, 1996, the person is performing peace 361
officer functions for a regional transit authority. 362

(C) No person, after September 20, 1984, shall receive an 363
original appointment on a permanent basis as a veterans' home 364
police officer designated under section 5907.02 of the Revised 365
Code unless the person previously has been awarded a certificate 366
by the executive director of the Ohio peace officer training 367
commission attesting to the person's satisfactory completion of 368
an approved police officer basic training program. Every person 369
who is appointed on a temporary basis or for a probationary term 370
or on other than a permanent basis as a veterans' home police 371
officer designated under section 5907.02 of the Revised Code 372
shall forfeit that position unless the person previously has 373
completed satisfactorily or, within one year from the time of 374
appointment, satisfactorily completes an approved police officer 375
basic training program. 376

(D) No bailiff or deputy bailiff of a court of record of this state and no criminal investigator who is employed by the state public defender shall carry a firearm, as defined in section 2923.11 of the Revised Code, while on duty unless the bailiff, deputy bailiff, or criminal investigator has done or received one of the following:

(1) Has been awarded a certificate by the executive director of the Ohio peace officer training commission, which certificate attests to satisfactory completion of an approved state, county, or municipal basic training program for bailiffs and deputy bailiffs of courts of record and for criminal investigators employed by the state public defender that has been recommended by the Ohio peace officer training commission;

(2) Has successfully completed a firearms training program approved by the Ohio peace officer training commission prior to employment as a bailiff, deputy bailiff, or criminal investigator;

(3) Prior to June 6, 1986, was authorized to carry a firearm by the court that employed the bailiff or deputy bailiff or, in the case of a criminal investigator, by the state public defender and has received training in the use of firearms that the Ohio peace officer training commission determines is equivalent to the training that otherwise is required by division (D) of this section.

(E) (1) Before a person seeking a certificate completes an approved peace officer basic training program, the executive director of the Ohio peace officer training commission shall request the person to disclose, and the person shall disclose, any previous criminal conviction of or plea of guilty of that person to a felony.

(2) Before a person seeking a certificate completes an 407
approved peace officer basic training program, the executive 408
director shall request a criminal history records check on the 409
person. The executive director shall submit the person's 410
fingerprints to the bureau of criminal identification and 411
investigation, which shall submit the fingerprints to the 412
federal bureau of investigation for a national criminal history 413
records check. 414

Upon receipt of the executive director's request, the 415
bureau of criminal identification and investigation and the 416
federal bureau of investigation shall conduct a criminal history 417
records check on the person and, upon completion of the check, 418
shall provide a copy of the criminal history records check to 419
the executive director. The executive director shall not award 420
any certificate prescribed in this section unless the executive 421
director has received a copy of the criminal history records 422
check on the person to whom the certificate is to be awarded. 423

(3) The executive director of the commission shall not 424
award a certificate prescribed in this section to a person who 425
has been convicted of or has pleaded guilty to a felony or who 426
fails to disclose any previous criminal conviction of or plea of 427
guilty to a felony as required under division (E) (1) of this 428
section. 429

(4) The executive director of the commission shall revoke 430
the certificate awarded to a person as prescribed in this 431
section, and that person shall forfeit all of the benefits 432
derived from being certified as a peace officer under this 433
section, if the person, before completion of an approved peace 434
officer basic training program, failed to disclose any previous 435
criminal conviction of or plea of guilty to a felony as required 436

under division (E) (1) of this section. 437

(F) (1) Regardless of whether the person has been awarded 438
the certificate or has been classified as a peace officer prior 439
to, on, or after October 16, 1996, the executive director of the 440
Ohio peace officer training commission shall revoke any 441
certificate that has been awarded to a person as prescribed in 442
this section if the person does either of the following: 443

(a) Pleads guilty to a felony committed on or after 444
January 1, 1997; 445

(b) Pleads guilty to a misdemeanor committed on or after 446
January 1, 1997, pursuant to a negotiated plea agreement as 447
provided in division (D) of section 2929.43 of the Revised Code 448
in which the person agrees to surrender the certificate awarded 449
to the person under this section. 450

(2) The executive director of the commission shall suspend 451
any certificate that has been awarded to a person as prescribed 452
in this section if the person is convicted, after trial, of a 453
felony committed on or after January 1, 1997. The executive 454
director shall suspend the certificate pursuant to division (F) 455
(2) of this section pending the outcome of an appeal by the 456
person from that conviction to the highest court to which the 457
appeal is taken or until the expiration of the period in which 458
an appeal is required to be filed. If the person files an appeal 459
that results in that person's acquittal of the felony or 460
conviction of a misdemeanor, or in the dismissal of the felony 461
charge against that person, the executive director shall 462
reinstate the certificate awarded to the person under this 463
section. If the person files an appeal from that person's 464
conviction of the felony and the conviction is upheld by the 465
highest court to which the appeal is taken or if the person does 466

not file a timely appeal, the executive director shall revoke 467
the certificate awarded to the person under this section. 468

(G) (1) If a person is awarded a certificate under this 469
section and the certificate is revoked pursuant to division (E) 470
(4) or (F) of this section, the person shall not be eligible to 471
receive, at any time, a certificate attesting to the person's 472
satisfactory completion of a peace officer basic training 473
program. 474

(2) The revocation or suspension of a certificate under 475
division (E) (4) or (F) of this section shall be in accordance 476
with Chapter 119. of the Revised Code. 477

(H) (1) A person who was employed as a peace officer of a 478
county, township, or municipal corporation of the state on 479
January 1, 1966, and who has completed at least sixteen years of 480
full-time active service as such a peace officer, or equivalent 481
service as determined by the executive director of the Ohio 482
peace officer training commission, may receive an original 483
appointment on a permanent basis and serve as a peace officer of 484
a county, township, or municipal corporation, or as a state 485
university law enforcement officer, without complying with the 486
requirements of division (B) of this section. 487

(2) Any person who held an appointment as a state highway 488
trooper on January 1, 1966, may receive an original appointment 489
on a permanent basis and serve as a peace officer of a county, 490
township, or municipal corporation, or as a state university law 491
enforcement officer, without complying with the requirements of 492
division (B) of this section. 493

(I) No person who is appointed as a peace officer of a 494
county, township, or municipal corporation on or after April 9, 495

1985, shall serve as a peace officer of that county, township, 496
or municipal corporation unless the person has received training 497
in the handling of missing children and child abuse and neglect 498
cases from an approved state, county, township, or municipal 499
police officer basic training program or receives the training 500
within the time prescribed by rules adopted by the attorney 501
general pursuant to section 109.741 of the Revised Code. 502

(J) No part of any approved state, county, or municipal 503
basic training program for bailiffs and deputy bailiffs of 504
courts of record and no part of any approved state, county, or 505
municipal basic training program for criminal investigators 506
employed by the state public defender shall be used as credit 507
toward the completion by a peace officer of any part of the 508
approved state, county, or municipal peace officer basic 509
training program that the peace officer is required by this 510
section to complete satisfactorily. 511

(K) This section does not apply to any member of the 512
police department of a municipal corporation in an adjoining 513
state serving in this state under a contract pursuant to section 514
737.04 of the Revised Code. 515

Sec. 109.79. (A) The Ohio peace officer training 516
commission shall establish and conduct a training school for law 517
enforcement officers of any political subdivision of the state 518
or of the state public defender's office. The school shall be 519
known as the Ohio peace officer training academy. No bailiff or 520
deputy bailiff of a court of record of this state and no 521
criminal investigator employed by the state public defender 522
shall be permitted to attend the academy for training unless the 523
employing court of the bailiff or deputy bailiff or the state 524
public defender, whichever is applicable, has authorized the 525

bailiff, deputy bailiff, or investigator to attend the academy. 526

The Ohio peace officer training commission shall develop 527
the training program, which shall include courses in both the 528
civil and criminal functions of law enforcement officers, a 529
course in crisis intervention with six or more hours of 530
training, training in the handling of missing children and child 531
abuse and neglect cases, training in performing law enforcement 532
duties and handling law enforcement matters without engaging in 533
biased policing or status-based profiling as described in 534
section 2933.85 of the Revised Code, and training on companion 535
animal encounters and companion animal behavior, and shall 536
establish rules governing qualifications for admission to the 537
academy. The training regarding biased policing and status-based 538
profiling shall be consistent with the training specified in the 539
rules adopted under section 109.805 of the Revised Code, and 540
shall be available online. The commission may require 541
competitive examinations to determine fitness of prospective 542
trainees, so long as the examinations or other criteria for 543
admission to the academy are consistent with the provisions of 544
Chapter 124. of the Revised Code. 545

The Ohio peace officer training commission shall determine 546
tuition costs sufficient in the aggregate to pay the costs of 547
operating the academy. The costs of acquiring and equipping the 548
academy shall be paid from appropriations made by the general 549
assembly to the Ohio peace officer training commission for that 550
purpose, from gifts or grants received for that purpose, or from 551
fees for goods related to the academy. 552

The Ohio peace officer training commission shall create a 553
gaming-related curriculum for gaming agents. The Ohio peace 554
officer training commission shall use money distributed to the 555

Ohio peace officer training academy from the Ohio law 556
enforcement training fund to first support the academy's 557
training programs for gaming agents and gaming-related 558
curriculum. The Ohio peace officer training commission may 559
utilize existing training programs in other states that 560
specialize in training gaming agents. 561

The law enforcement officers, during the period of their 562
training, shall receive compensation as determined by the 563
political subdivision that sponsors them or, if the officer is a 564
criminal investigator employed by the state public defender, as 565
determined by the state public defender. The political 566
subdivision may pay the tuition costs of the law enforcement 567
officers they sponsor and the state public defender may pay the 568
tuition costs of criminal investigators of that office who 569
attend the academy. 570

If trainee vacancies exist, the academy may train and 571
issue certificates of satisfactory completion to peace officers 572
who are employed by a campus police department pursuant to 573
section 1713.50 of the Revised Code, by a qualified nonprofit 574
corporation police department pursuant to section 1702.80 of the 575
Revised Code, or by a railroad company, who are amusement park 576
police officers appointed and commissioned by a judge of the 577
appropriate municipal court or county court pursuant to section 578
4973.17 of the Revised Code, or who are bank, savings and loan 579
association, savings bank, credit union, or association of 580
banks, savings and loan associations, savings banks, or credit 581
unions, or hospital police officers appointed and commissioned 582
by the secretary of state pursuant to sections 4973.17 to 583
4973.22 of the Revised Code, provided that no such officer shall 584
be trained at the academy unless the officer meets the 585
qualifications established for admission to the academy and the 586

qualified nonprofit corporation police department; bank, savings 587
and loan association, savings bank, credit union, or association 588
of banks, savings and loan associations, savings banks, or 589
credit unions; railroad company; hospital; or amusement park or 590
the private college or university that established the campus 591
police department prepays the entire cost of the training. A 592
qualified nonprofit corporation police department; bank, savings 593
and loan association, savings bank, credit union, or association 594
of banks, savings and loan associations, savings banks, or 595
credit unions; railroad company; hospital; or amusement park or 596
a private college or university that has established a campus 597
police department is not entitled to reimbursement from the 598
state for any amount paid for the cost of training the bank, 599
savings and loan association, savings bank, credit union, or 600
association of banks, savings and loan associations, savings 601
banks, or credit unions peace officers; the railroad company's 602
peace officers; or the peace officers of the qualified nonprofit 603
corporation police department, campus police department, 604
hospital, or amusement park. 605

The academy shall permit investigators employed by the 606
state medical board to take selected courses that the board 607
determines are consistent with its responsibilities for initial 608
and continuing training of investigators as required under 609
sections 4730.26 and 4731.05 of the Revised Code. The board 610
shall pay the entire cost of training that investigators receive 611
at the academy. 612

The academy shall permit tactical medical professionals to 613
attend training courses at the academy that are designed to 614
qualify the professionals to carry firearms while on duty under 615
section 109.771 of the Revised Code and that provide training 616
comparable to training mandated under the rules required by 617

division (A) of section 109.748 of the Revised Code. The 618
executive director of the Ohio peace officer training commission 619
may certify tactical medical professionals who satisfactorily 620
complete the training courses. The law enforcement agency served 621
by a tactical medical professional who attends the academy may 622
pay the tuition costs of the professional. 623

(B) As used in this section: 624

(1) "Law enforcement officers" include any undercover drug 625
agent, any bailiff or deputy bailiff of a court of record, and 626
any criminal investigator who is employed by the state public 627
defender. 628

(2) "Undercover drug agent" means any person who: 629

(a) Is employed by a county, township, or municipal 630
corporation for the purposes set forth in division (B) (2) (b) of 631
this section but who is not an employee of a county sheriff's 632
department, of a township constable, or of the police department 633
of a municipal corporation or township; 634

(b) In the course of the person's employment by a county, 635
township, or municipal corporation, investigates and gathers 636
information pertaining to persons who are suspected of violating 637
Chapter 2925. or 3719. of the Revised Code, and generally does 638
not wear a uniform in the performance of the person's duties. 639

(3) "Crisis intervention training" has the same meaning as 640
in section 109.71 of the Revised Code. 641

(4) "Missing children" has the same meaning as in section 642
2901.30 of the Revised Code. 643

(5) "Companion animal" has the same meaning as in section 644
959.131 of the Revised Code. 645

Sec. 109.80. (A) The Ohio peace officer training 646
commission shall develop and conduct a basic training course 647
lasting at least three weeks for appointed and newly elected 648
sheriffs appointed or elected on or after January 1, 1988, and 649
shall establish criteria for what constitutes successful 650
completion of the course. The basic training course shall 651
include instruction in contemporary law enforcement, criminal 652
investigations, the judicial process, civil rules, corrections, 653
and other topics relevant to the duties and operations of the 654
office of sheriff. The basic training course also shall include 655
training in performing law enforcement duties and handling law 656
enforcement matters without engaging in biased policing or 657
status-based profiling as described in section 2933.85 of the 658
Revised Code. Such training shall be consistent with the 659
training specified in the rules adopted under division (B) (4) of 660
section 109.803 and section 109.805 of the Revised Code and be 661
made available online. The commission shall offer the course 662
every four years within six months after the general election of 663
sheriffs in each county and at other times when it is needed to 664
permit sheriffs to attend within six months after appointment or 665
election. The course shall be conducted by the Ohio peace 666
officer training academy. The council commission shall provide 667
that not less than two weeks of the course conducted within six 668
months after the general election of sheriffs in each county 669
shall be conducted prior to the first Monday in January next 670
after that general election. 671

(B) The attorney general shall appoint a continuing 672
education committee, consisting of not fewer than five nor more 673
than seven members, including but not limited to, members of the 674
Ohio peace officer training commission and sheriffs. The 675
commission and the committee jointly shall determine the type of 676

continuing education required for sheriffs to complete the 677
requirements of division (E) of section 311.01 of the Revised 678
Code, shall include as a required part of that continuing 679
education training in performing law enforcement duties and 680
handling law enforcement matters without engaging in biased 681
policing or status-based profiling as described in section 682
2933.85 of the Revised Code, and shall establish criteria for 683
what constitutes successful completion of the requirement. The 684
training in performing law enforcement duties and handling law 685
enforcement matters without engaging in biased policing or 686
status-based profiling shall be consistent with the training 687
specified in the rules adopted under division (B) (4) of section 688
109.803 and section 109.805 of the Revised Code and shall be 689
made available online. The committee shall approve the courses 690
that sheriffs may attend to complete the continuing education 691
requirement and shall publish an approved list of those courses. 692
The commission shall maintain a list of approved training 693
schools that sheriffs may attend to complete the continuing 694
education requirement. Upon request, the committee may approve 695
courses other than those courses conducted as part of a 696
certified law enforcement manager program. 697

(C) Upon presentation of evidence by a sheriff that 698
because of medical disability or for other good cause ~~that~~ the 699
sheriff is unable to complete the basic or continuing education 700
requirement, the commission may waive the requirement until the 701
disability or cause terminates. 702

(D) As used in this section, "newly elected sheriff" means 703
a person who did not hold the office of sheriff of a county on 704
the date the person was elected sheriff of that county. 705

Sec. 109.803. (A) (1) Subject to divisions (A) (2) and (B) 706

of this section, every appointing authority shall require each 707
of its appointed peace officers and troopers to complete up to 708
twenty-four hours of continuing professional training each 709
calendar year, as directed by the Ohio peace officer training 710
commission. The number of hours directed by the commission, up 711
to twenty-four hours, is intended to be a minimum requirement, 712
and appointing authorities are encouraged to exceed the number 713
of hours the commission directs as the minimum. The commission 714
shall set the required minimum number of hours based upon 715
available funding for reimbursement as described in this 716
division. If no funding for the reimbursement is available, no 717
continuing professional training will be required. 718

(2) An appointing authority may submit a written request 719
to the peace officer training commission that requests for a 720
calendar year because of emergency circumstances an extension of 721
the time within which one or more of its appointed peace 722
officers or troopers must complete the required minimum number 723
of hours of continuing professional training set by the 724
commission, as described in division (A)(1) of this section. A 725
request made under this division shall set forth the name of 726
each of the appointing authority's peace officers or troopers 727
for whom an extension is requested, identify the emergency 728
circumstances related to that peace officer or trooper, include 729
documentation of those emergency circumstances, and set forth 730
the date on which the request is submitted to the commission. A 731
request shall be made under this division not later than the 732
fifteenth day of December in the calendar year for which the 733
extension is requested. 734

Upon receipt of a written request made under this 735
division, the executive director of the commission shall review 736
the request and the submitted documentation. If the executive 737

director of the commission is satisfied that emergency 738
circumstances exist for any peace officer or trooper for whom a 739
request was made under this division, the executive director may 740
approve the request for that peace officer or trooper and grant 741
an extension of the time within which that peace officer or 742
trooper must complete the required minimum number of hours of 743
continuing professional training set by the commission. An 744
extension granted under this division may be for any period of 745
time the executive director believes to be appropriate, and the 746
executive director shall specify in the notice granting the 747
extension the date on which the extension ends. Not later than 748
thirty days after the date on which a request is submitted to 749
the commission, for each peace officer and trooper for whom an 750
extension is requested, the executive director either shall 751
approve the request and grant an extension or deny the request 752
and deny an extension and shall send to the appointing authority 753
that submitted the request written notice of the executive 754
director's decision. 755

If the executive director grants an extension of the time 756
within which a particular appointed peace officer or trooper of 757
an appointing authority must complete the required minimum 758
number of hours of continuing professional training set by the 759
commission, the appointing authority shall require that peace 760
officer or trooper to complete the required minimum number of 761
hours of training not later than the date on which the extension 762
ends. 763

(B) With the advice of the Ohio peace officer training 764
commission, the attorney general shall adopt in accordance with 765
Chapter 119. of the Revised Code rules setting forth minimum 766
standards for continuing professional training for peace 767
officers and troopers and governing the administration of 768

continuing professional training programs for peace officers and 769
troopers. The rules adopted by the attorney general under 770
division (B) of this section shall do all of the following: 771

(1) Allow peace officers and troopers to earn credit for 772
up to four hours of continuing professional training for time 773
spent while on duty providing drug use prevention education 774
training that utilizes evidence-based curricula to students in 775
school districts, community schools established under Chapter 776
3314., STEM schools established under Chapter 3326., and 777
college-preparatory boarding schools established under Chapter 778
3328. of the Revised Code. 779

(2) Allow a peace officer or trooper appointed by a law 780
enforcement agency to earn hours of continuing professional 781
training for other peace officers or troopers appointed by the 782
law enforcement agency by providing drug use prevention 783
education training under division (B)(1) of this section so that 784
hours earned by the peace officer or trooper providing the 785
training in excess of four hours may be applied to offset the 786
number of continuing professional training hours required of 787
another peace officer or trooper appointed by that law 788
enforcement agency. 789

(3) Prohibit the use of continuing professional training 790
hours earned under division (B)(1) or (2) of this section from 791
being used to offset any mandatory hands-on training 792
requirement. 793

(4) Require training in performing law enforcement duties 794
and handling law enforcement matters without engaging in biased 795
policing and status-based profiling, as described in section 796
2933.85 of the Revised Code, and make such training available 797
online. The training shall include the following: 798

(a) Training on how law enforcement officers and officials 799
should perform law enforcement duties and handle law enforcement 800
matters without engaging in biased policing or status-based 801
profiling; 802

(b) Educational materials that provide an understanding of 803
the historical and cultural systems that perpetuate biased 804
policing and status-based profiling, assistance in identifying 805
biased policing and status-based profiling practices, and self- 806
evaluation strategies for officers to preempt biased policing 807
and status-based profiling prior to stopping an individual. 808

(C) The attorney general shall transmit a certified copy 809
of any rule adopted under this section to the secretary of 810
state. 811

Sec. 109.805. The attorney general shall do all of the 812
following: 813

(A) Adopt, in accordance with Chapter 119. or pursuant to 814
section 109.74 of the Revised Code, rules governing the training 815
of peace officers in performing law enforcement duties and 816
handling law enforcement matters without engaging in biased 817
policing or status-based profiling, including biased policing 818
and status-based profiling of the type described in section 819
2933.85 of the Revised Code. The rules shall specify the amount 820
of that training necessary for the satisfactory completion of 821
basic training programs at approved peace officer training 822
schools other than the Ohio peace officer training academy. The 823
rules shall require that the training include, but not be 824
limited to, materials that provide an understanding of the 825
historical and cultural systems that perpetuate biased policing 826
and status-based profiling, assistance in identifying biased 827
policing and status-based profiling practices, and self- 828

evaluation strategies for officers to preempt biased policing or 829
status-based profiling prior to stopping an individual. The 830
rules shall require that such training be made available online. 831

(B) Adopt reasonable rules under Chapter 119. of the 832
Revised Code prescribing the format and timing of the submission 833
by law enforcement agencies under division (C) (1) of section 834
2933.87 of the Revised Code of information gathered under 835
divisions (A) and (B) of that section. 836

(C) In accordance with division (C) of section 2933.87 of 837
the Revised Code, analyze all data submitted to the attorney 838
general pursuant to that division, publish the data and the 839
analysis of the data in a report, and distribute copies of the 840
report as required by that section. 841

Sec. 109.806. (A) There is hereby created within the 842
office of the attorney general the racial and identity profiling 843
advisory board. The board is established for the purpose of 844
eliminating biased policing and status-based profiling as 845
described in section 2933.85 of the Revised Code, and improving 846
diversity and racial and identity sensitivity in law 847
enforcement. 848

(B) Unless otherwise stated in this division, the governor 849
shall appoint members to the board with the advice and consent 850
of the senate. The board shall consist of the following members: 851

(1) The attorney general, the state public defender, and 852
the superintendent of the state highway patrol, or their 853
designees; 854

(2) The president of the Ohio association of chiefs of 855
police, or the president's designee; 856

(3) The president of the buckeye state sheriffs' 857

association, or the president's designee; 858

(4) Two members of the senate, one appointed by the 859
president of the senate and one appointed by the minority leader 860
of the senate; 861

(5) Two members of the house of representatives, one 862
appointed by the speaker of the house of representatives and one 863
appointed by the minority leader of the house of 864
representatives; 865

(6) A member of the general assembly appointed by the Ohio 866
legislative black caucus; 867

(7) A university professor who specializes in policing and 868
racial and identity equity; 869

(8) Two representatives of civil or human rights nonprofit 870
organizations who specialize in civil or human rights; 871

(9) Two representatives of community organizations who 872
specialize in civil or human rights and criminal justice and who 873
work with victims of biased policing or status-based profiling, 874
with at least one of the representatives being between sixteen 875
and twenty-four years of age; 876

(10) Two religious clergy members with experience in 877
addressing and reducing racial and identity bias toward 878
individuals and groups. 879

(C) The board shall have the following annual duties: 880

(1) Assist the attorney general in analyzing the data 881
reported by law enforcement agencies pursuant to division (C) of 882
section 2933.87 of the Revised Code; 883

(2) Assess state and local law enforcement training 884

regarding biased policing and status-based profiling; 885

(3) Work in partnership with state and local law 886
enforcement agencies to review and analyze biased policing and 887
status-based profiling policies and practices across geographic 888
areas in Ohio; 889

(4) Conduct evidence-based research or consult available 890
research on intentional and implicit biases and law enforcement 891
stop, search, and seizure tactics; 892

(5) Hold at least three public meetings across the state 893
to discuss biased policing and status-based profiling and 894
potential reforms to prevent those practices, and provide public 895
notice of each meeting at least sixty days before each meeting; 896

(6) Issue an annual report that provides the board's 897
assessment of biased policing and status-based profiling in the 898
state, detailed findings on the past and current status of 899
racial and identity profiling, and policy recommendations to 900
eliminate biased policing and status-based profiling. 901

(D) The annual report of the board is a public record and 902
shall be posted on the attorney general's web site. Previous 903
annual reports shall be retained and kept available on the web 904
site. 905

(E) (1) Members of the board shall serve initial four-year 906
terms. At the end of each term the original appointing authority 907
may renew the member's appointment. Any vacancy that occurs on 908
the board shall be filled in the same manner as the original 909
appointment. 910

(2) The board shall annually elect two of its members as 911
co-chairpersons. No action of the board shall be valid unless 912
agreed to by a majority of its members. 913

(3) Members of the board shall serve without compensation. 914

Sec. 2933.84. (A) As used in sections 2933.84 to 2933.88 915
of the Revised Code: 916

(A) "Gender identity" means the gender-related identity, 917
appearance, or mannerisms or other gender-related 918
characteristics of an individual, with or without regard to the 919
individual's designated gender at birth. 920

(B) "Minority group" means any of the following: 921

(1) African Americans, including, but not limited to, 922
persons of African descent; 923

(2) Latinos, including, but not limited to, persons of 924
Hispanic descent; 925

(3) Persons of Arab or Middle Eastern descent or 926
appearance; 927

(4) Asians; 928

(5) Native Americans; 929

(6) Pacific Islanders; 930

(7) Any persons not described in division (A) (2) (a), (b), 931
(c), (d), (e), or (f) of this section who are members of a 932
socially or economically disadvantaged group, whose disadvantage 933
arises from discrimination on the basis of race, religion, sex, 934
disability, military status, national origin, ancestry, or other 935
similar cause. 936

(C) Except as otherwise provided in this division, "minor 937
traffic violation" means any violation of a prohibition set 938
forth in Title XLV of the Revised Code or of an ordinance of a 939
municipal corporation that is substantially equivalent to any 940

prohibition set forth in Title XLV of the Revised Code. "Minor 941
traffic violation" does not include any violation that is a 942
moving violation as defined in section 2743.70 of the Revised 943
Code. 944

(D) "Sexual orientation" means actual or perceived 945
heterosexuality, homosexuality, or bisexuality. 946

(F) "Traffic stop" means a law enforcement officer's stop 947
of a motor vehicle, bicycle, or pedestrian for any minor traffic 948
violation. 949

Sec. 2933.85. (A) No law enforcement officer shall do any 950
of the following: 951

(1) Engage in a practice of targeting or stopping an 952
individual who is a motorist, bicyclist, or pedestrian on the 953
basis, in whole or in part, of the ethnic, minority group, 954
religious affiliation, sexual orientation, or gender identity 955
status of the individual by means of detention, interdiction, or 956
other disparate treatment, unless that status is used in 957
combination with one or more other identifying factors seeking 958
to apprehend a specific suspect whose ethnic, minority group, 959
religious affiliation, sexual orientation, or gender identity 960
status as perceived by the officer is part of the description of 961
the suspect and that description is timely and reliable; 962

(2) Use any violation of any state or local traffic law as 963
a pretense for stopping a motor vehicle, bicycle, or pedestrian 964
for any reason, unless the reason for the stop is the occurrence 965
of an offense that the officer can explicitly articulate; 966

(3) Request an operator of a motor vehicle or bicycle that 967
is stopped solely for a minor traffic violation, or a pedestrian 968
who is stopped solely for a minor traffic violation, to consent 969

to a search by the officer of the motor vehicle or bicycle or of
the pedestrian;

(4) After a traffic stop of a motor vehicle, bicycle, or
pedestrian, detain the motor vehicle, its operator, or its
passengers, the bicycle or its operator, or the pedestrian to
provide time for arrival of a canine unit or any other animal
used in an inspection or sniffing of a motor vehicle, bicycle,
or person, or otherwise extend the traffic stop beyond the time
reasonably necessary to address the traffic violation that is
the basis of the stop, unless there exists probable cause to
believe that the operator of the vehicle or bicycle, one or more
passengers of the vehicle, or the pedestrian has been involved
in criminal activity.

(B) No official of a law enforcement agency shall engage
in, or authorize or allow the law enforcement officers the
agency employs or is served by to engage in a practice of
targeting or stopping an individual who is a motorist,
bicyclist, or pedestrian on the basis, in whole or in part, of
the ethnic, minority group, religious affiliation, sexual
orientation, or gender identity status of the individual by
means of detention, interdiction, or other disparate treatment,
unless that status is used in combination with one or more other
identifying factors seeking to apprehend a specific suspect
whose ethnic, minority group, religious affiliation, sexual
orientation, or gender identity status as perceived by the
officer is part of the description of the suspect and that
description is timely and reliable.

Sec. 2933.86. Within one year of the effective date of
this section, each law enforcement agency in this state that
employs or is served by any law enforcement officer shall do all

of the following: 1000

(A) Develop and maintain a policy that is designed to 1001
eliminate biased policing and status-based profiling by the 1002
agency and its law enforcement officers, including biased 1003
policing and status-based profiling of the type described in 1004
section 2933.85 of the Revised Code, and to cease existing 1005
practices by the agency and its officers that permit, 1006
perpetuate, or encourage biased policing and status-based 1007
profiling; 1008

(B) Require a law enforcement officer or official, who is 1009
employed by or serves the agency and violates section 2933.85 of 1010
the Revised Code, to retake the biased policing and status-based 1011
profiling training offered under section 109.80 or 109.803, as 1012
applicable, within a reasonable period of time after the 1013
violation. 1014

Sec. 2933.87. (A) (1) Whenever a law enforcement officer 1015
causes the stop, delay, or questioning of the operator of a 1016
motor vehicle, the operator of a bicycle, or a pedestrian, the 1017
law enforcement agency that employs or is served by the law 1018
enforcement officer shall obtain from the law enforcement 1019
officer and record all of the following data: 1020

(a) Regarding a motor vehicle or bicycle, a description of 1021
the motor vehicle or bicycle, including its manufacturer and 1022
model; 1023

(b) Regarding a motor vehicle, the identifying numerals, 1024
letters, or numerals and letters that appear on the motor 1025
vehicle's license plate; 1026

(c) The race, ethnicity, approximate age, and gender of 1027
the operator and all passengers of the motor vehicle, the 1028

operator of the bicycle, or the pedestrian; 1029

(d) The location of the stop, delay, or questioning, 1030
including the street and address number; 1031

(e) The approximate duration of the stop, delay, or 1032
questioning; 1033

(f) The basis for the stop, delay, or questioning, 1034
including any local, state, or federal offense alleged to have 1035
been committed by the operator or any passenger of the motor 1036
vehicle, the operator of the bicycle, or the pedestrian; 1037

(g) The date on which and exact time at which the stop, 1038
delay, or questioning occurred. 1039

(2) A law enforcement officer conducting a stop, delay, or 1040
questioning shall base the identification of the characteristics 1041
described in divisions (A) (1) (a) to (g) of this section on the 1042
observation and perception of the law enforcement officer. The 1043
law enforcement officer shall not ask the operator of or a 1044
passenger in the involved motor vehicle, the operator of the 1045
involved bicycle, or the involved pedestrian, whichever is 1046
applicable, to provide the information regarding those 1047
characteristics. 1048

(B) Whenever a law enforcement officer conducts a search 1049
or inventory of a motor vehicle or bicycle, or otherwise causes 1050
a motor vehicle, bicycle, or pedestrian to be inspected or 1051
sniffed by a canine unit or any other animal for the detection 1052
of illegal drugs or contraband, the law enforcement agency that 1053
employs or is served by the law enforcement officer shall obtain 1054
from the law enforcement officer and record all of the following 1055
data: 1056

(1) The legal basis and rationale for the stop, search, 1057

inventory, or sniffing of the motor vehicle, bicycle, or 1058
pedestrian; 1059

(2) The nature of any contraband that was discovered in 1060
the course of the search, inventory, or sniffing; 1061

(3) The exact oral or written warning or instructions 1062
given to the operator of or passenger in the motor vehicle, the 1063
operator of the bicycle, or the pedestrian prior to the search, 1064
inventory, or sniffing; 1065

(4) The charge or charges, if any, that were filed against 1066
the operator of or passenger in the motor vehicle, the operator 1067
of the bicycle, or the pedestrian as a result of the search, 1068
inventory, or sniffing; 1069

(5) The reason as to why the search, inventory, or 1070
sniffing was instituted. 1071

(C) (1) Each law enforcement agency that collects data 1072
under division (A) or (B) of this section shall annually submit 1073
the data collected to the attorney general. The agency shall 1074
submit the data not later than the first day of February of the 1075
calendar year following the year for which the data is 1076
collected, in accordance with the rules adopted by the attorney 1077
general under division (B) of section 109.805 of the Revised 1078
Code. 1079

(2) Upon receipt of the data, the attorney general shall 1080
analyze the data in accordance with general statistical 1081
standards to determine whether disparities exist in the stopping 1082
and searching of motor vehicles, bicycles, or pedestrians that 1083
cause a disproportionately adverse effect on a particular 1084
minority group or groups or any other group of persons linked by 1085
ethnic, religious affiliation, sexual orientation, or gender 1086

identity status. 1087

(3) Not later than the first day of April of the calendar 1088
year in which the attorney general receives the data under this 1089
division, the attorney general shall publish the data and the 1090
analysis conducted under this division in a report that the 1091
attorney general prepares annually and shall distribute copies 1092
of the report in accordance with this section. 1093

(4) The attorney general shall distribute copies of the 1094
report published under division (C) (3) of this section to the 1095
general assembly, the governor, and law enforcement agencies. 1096
The reports are public records under section 149.43 of the 1097
Revised Code and shall be made readily available to the public. 1098

(5) The attorney general shall exclude from the report 1099
described in division (C) (3) of this section all information 1100
that would personally identify any motor vehicle operator or 1101
passenger, any bicycle operator, or any pedestrian who is the 1102
subject of any stop, search, inventory, or sniffing described in 1103
this section or any law enforcement officer who conducts any 1104
stop, search, inventory, or sniffing described in this section. 1105
The attorney general and local law enforcement agencies shall 1106
maintain the information so excluded for a reasonable period of 1107
time. 1108

(6) Information of the nature described in this division 1109
that is excluded from the report described in division (C) (3) of 1110
this section is not a public record for purposes of section 1111
149.43 of the Revised Code, and the attorney general or law 1112
enforcement agency shall redact all information of that nature 1113
from any records released by the attorney general or law 1114
enforcement agency. 1115

(7) The attorney general or a law enforcement agency may 1116
disclose information of that nature for purposes of a civil 1117
proceeding brought under division (B) or (C) of section 2933.88 1118
of the Revised Code and may release information of that nature 1119
to relevant parties of a motion seeking to exclude from 1120
admission as evidence any information obtained through a 1121
potentially unconstitutional or unlawful search. 1122

Sec. 2933.88. (A) If the attorney general determines in 1123
the analysis conducted under division (C) of section 2933.87 of 1124
the Revised Code that the statistical data collected and 1125
analyzed under this section shows any pattern of disparate 1126
traffic and law enforcement practices by a law enforcement 1127
agency or its officers or officials, that has a 1128
disproportionately adverse effect on a particular minority group 1129
or groups or any other group of persons linked by ethnicity, 1130
religious affiliation, sexual orientation, or gender identity 1131
status, the law enforcement agency shall take immediate remedial 1132
actions to eradicate the practices by the agency or its officers 1133
or officials. 1134

(B) (1) An individual who is a victim of a violation of 1135
section 2933.85 of the Revised Code has a cause of action 1136
against the law enforcement agency that employs or is served by 1137
the law enforcement officer or official who committed the 1138
violation. 1139

(2) The individual may file a civil action asserting the 1140
cause under section 2307.60 of the Revised Code. In the action, 1141
the individual may seek appropriate and equitable relief in a 1142
court of record in this state having jurisdiction. The court 1143
shall award reasonable attorneys' fees, including expert fees as 1144
part of the attorneys' fee, to the prevailing party as costs. 1145

(C) (1) The attorney general may institute civil 1146
proceedings for injunctive relief against a law enforcement 1147
agency that employs or is served by a law enforcement officer or 1148
official who violates section 2933.85 of the Revised Code to 1149
compel the termination of the violation and prevent future 1150
violations. The attorney general may bring the proceedings in 1151
any court of competent jurisdiction. 1152

(2) If the attorney general proves in the proceedings that 1153
a law enforcement officer or official that the agency employs or 1154
is served by has committed or is committing the violation, the 1155
court shall order the agency to discontinue all biased policing 1156
and status-based profiling, to discontinue all practices that 1157
permit, perpetuate, or encourage biased policing or status-based 1158
profiling, and to submit to the attorney general a corrective 1159
action plan for discontinuing all biased policing or status- 1160
based profiling and all such practices. The court shall order 1161
the agency to submit the corrective action plan to the attorney 1162
general by a specified date that is agreed upon by the agency 1163
and the attorney general and approved by the court. 1164

Sec. 5503.05. The superintendent of the state highway 1165
patrol, with the approval of the director of public safety, may 1166
conduct training schools for prospective state highway patrol 1167
troopers. The training provided at the training schools shall 1168
include, but not be limited to, training in performing law 1169
enforcement duties and handling law enforcement matters without 1170
engaging in status-based profiling as described in section 1171
2933.85 of the Revised Code. Training on the subject of status- 1172
based profiling shall be consistent with the training specified 1173
in the rules adopted under section 109.805 of the Revised Code, 1174
and shall be made available online. The prospective troopers, 1175
during the period of their training and as members of the state 1176

patrol school, shall be paid a reasonable salary out of highway 1177
funds. The superintendent may furnish the necessary supplies and 1178
equipment for the use of the prospective troopers during the 1179
training period. 1180

The superintendent may establish rules governing the 1181
qualifications for admission to training schools for prospective 1182
troopers and provide for competitive examinations to determine 1183
the fitness of the students and prospective troopers, not 1184
inconsistent with the rules of the director of administrative 1185
services. 1186

Section 2. That existing sections 109.73, 109.77, 109.79, 1187
109.80, 109.803, and 5503.05 of the Revised Code are hereby 1188
repealed. 1189