

As Passed by the House

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Sub. H. B. No. 115

Representatives Gavarone, Wiggam

Cosponsors: Representatives Ryan, Greenspan, Kick, Goodman, Hambley, Thompson, Arndt, Lipps, Patton, Stein, Riedel, Ginter, Conditt, Boyd, Barnes, Kent, LaTourette, Sheehy, Anielski, Antonio, Boggs, Brenner, Butler, Carfagna, Craig, Cupp, Dever, Duffey, Edwards, Galonski, Green, Hagan, Hill, Holmes, Householder, Howse, Huffman, Hughes, Ingram, Johnson, Keller, Koehler, Landis, Lanese, Leland, Lepore-Hagan, Manning, McColley, Merrin, O'Brien, Patterson, Perales, Reineke, Retherford, Rezabek, Rogers, Romanchuk, Schaffer, Scherer, Schuring, Seitz, Slaby, Smith, K., Smith, R., Sprague, Sweeney, West, Young

A BILL

To enact sections 3304.23 and 5502.08 of the	1
Revised Code to require the Department of Public	2
Safety to establish a database of persons who	3
are diagnosed with a communication disability	4
and to require the Opportunities for Ohioans	5
with Disabilities Agency to establish a	6
verification form for persons to voluntarily	7
register for inclusion in the database.	8

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

Section 1. That sections 3304.23 and 5502.08 of the	9
Revised Code be enacted to read as follows:	10

<u>Sec. 3304.23.</u> (A) As used in this section:	11
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<u>(1) "Communication disability" means a human condition</u>	12
<u>involving an impairment in the human's ability to receive, send,</u>	13

process, or comprehend concepts or verbal, nonverbal, or graphic 14
symbol systems that may result in a primary disability or may be 15
secondary to other disabilities. 16

(2) "Guardian" has the same meaning as in section 2111.01 17
of the Revised Code. 18

(3) "Physician" means a person licensed to practice 19
medicine or surgery or osteopathic medicine and surgery under 20
Chapter 4731. of the Revised Code. 21

(4) "Psychiatrist" has the same meaning as in section 22
5122.01 of the Revised Code. 23

(5) "Psychologist" has the same meaning as in section 24
4732.01 of the Revised Code. 25

(B) The opportunities for Ohioans with disabilities agency 26
shall develop a verification form for a person diagnosed with a 27
communication disability to be submitted voluntarily to the 28
department of public safety in order for that person to be 29
included in the database established under section 5502.08 of 30
the Revised Code. 31

(C) The form shall include the following information: 32

(1) The name of the person diagnosed with a communication 33
disability; 34

(2) The name of the person completing the form on behalf 35
of the person diagnosed with a communication disability, if 36
applicable; 37

(3) The relationship between the person completing the 38
form and the person diagnosed with a communication disability, 39
if applicable; 40

(4) The driver's license number or state identification 41
card number issued to the person diagnosed with a communication 42
disability, if that person has such a number; 43

(5) The license plate number of each vehicle owned, 44
operated, or regularly occupied by the person diagnosed with a 45
communication disability or registered in that person's name; 46

(6) A physician, psychiatrist, or psychologist's signed 47
certification that the person has been diagnosed with a 48
communication disability; 49

(7) The name, business address, business telephone number, 50
and medical license number of the physician, psychiatrist, or 51
psychologist making the certification; 52

(8) The signature of the person diagnosed with a 53
communication disability or the signature of the person 54
completing the form on behalf of such a person. 55

(D) Any of the following persons may complete the 56
verification form: 57

(1) Any person diagnosed with a communication disability 58
who is eighteen years of age or older; 59

(2) The parent or parents of a minor child diagnosed with 60
a communication disability; 61

(3) The guardian of a person diagnosed with a 62
communication disability, regardless of the age of the person. 63

(E) The opportunities for Ohioans with disabilities agency 64
and the department of public safety shall make the verification 65
form electronically available on each of their respective web 66
sites. 67

<u>Sec. 5502.08. (A) As used in this section:</u>	68
<u>(1) "Communication disability" has the same meaning as in</u>	69
<u>section 3304.23 of the Revised Code.</u>	70
<u>(2) "Guardian" has the same meaning as in section 2111.01</u>	71
<u>of the Revised Code.</u>	72
<u>(3) "Ward" has the same meaning as in section 2111.01 of</u>	73
<u>the Revised Code.</u>	74
<u>(B) The department of public safety shall establish and</u>	75
<u>maintain a database of persons who register under this section</u>	76
<u>as being diagnosed with a communication disability.</u>	77
<u>(C) Any person diagnosed with a communication disability</u>	78
<u>who is eighteen years of age or older may register with the</u>	79
<u>department for inclusion in the database by submitting a</u>	80
<u>completed verification form provided by the opportunities for</u>	81
<u>Ohioans with disabilities agency under section 3304.23 of the</u>	82
<u>Revised Code.</u>	83
<u>(D) Any parent or guardian of a minor child or a ward</u>	84
<u>diagnosed with a communication disability may register the minor</u>	85
<u>child or the ward with the department for inclusion in the</u>	86
<u>database by submitting a completed verification form provided by</u>	87
<u>the opportunities for Ohioans with disabilities agency under</u>	88
<u>section 3304.23 of the Revised Code.</u>	89
<u>(E) (1) The department shall include in the database</u>	90
<u>information provided on a completed verification form that the</u>	91
<u>department determines is necessary for a law enforcement officer</u>	92
<u>to identify a person as diagnosed with a communication</u>	93
<u>disability. The department shall make the database available to</u>	94
<u>state and local law enforcement officers through the law</u>	95
<u>enforcement automated data system.</u>	96

<u>(2) Information in the database is not a public record</u>	97
<u>subject to inspection or copying under section 149.43 of the</u>	98
<u>Revised Code.</u>	99