

**As Passed by the House**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**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**

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**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

**Sec. 3304.23.** (A) As used in this section: 11

(1) "Communication disability" means a human condition 12  
involving an impairment in the human's ability to receive, send, 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 card number issued to the person diagnosed with a communication disability, if that person has such a number; 41  
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(5) The license plate number of each vehicle owned, operated, or regularly occupied by the person diagnosed with a communication disability or registered in that person's name; 44  
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(6) A physician, psychiatrist, or psychologist's signed certification that the person has been diagnosed with a communication disability; 47  
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(7) The name, business address, business telephone number, and medical license number of the physician, psychiatrist, or psychologist making the certification; 50  
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(8) The signature of the person diagnosed with a communication disability or the signature of the person completing the form on behalf of such a person. 53  
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(D) Any of the following persons may complete the verification form: 56  
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(1) Any person diagnosed with a communication disability who is eighteen years of age or older; 58  
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(2) The parent or parents of a minor child diagnosed with a communication disability; 60  
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(3) The guardian of a person diagnosed with a communication disability, regardless of the age of the person. 62  
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(E) The opportunities for Ohioans with disabilities agency and the department of public safety shall make the verification form electronically available on each of their respective web sites. 64  
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Sec. 5502.08. (A) As used in this section: 68

(1) "Communication disability" has the same meaning as in 69  
section 3304.23 of the Revised Code. 70

(2) "Guardian" has the same meaning as in section 2111.01 71  
of the Revised Code. 72

(3) "Ward" has the same meaning as in section 2111.01 of 73  
the Revised Code. 74

(B) The department of public safety shall establish and 75  
maintain a database of persons who register under this section 76  
as being diagnosed with a communication disability. 77

(C) Any person diagnosed with a communication disability 78  
who is eighteen years of age or older may register with the 79  
department for inclusion in the database by submitting a 80  
completed verification form provided by the opportunities for 81  
Ohioans with disabilities agency under section 3304.23 of the 82  
Revised Code. 83

(D) Any parent or guardian of a minor child or a ward 84  
diagnosed with a communication disability may register the minor 85  
child or the ward with the department for inclusion in the 86  
database by submitting a completed verification form provided by 87  
the opportunities for Ohioans with disabilities agency under 88  
section 3304.23 of the Revised Code. 89

(E) (1) The department shall include in the database 90  
information provided on a completed verification form that the 91  
department determines is necessary for a law enforcement officer 92  
to identify a person as diagnosed with a communication 93  
disability. The department shall make the database available to 94  
state and local law enforcement officers through the law 95  
enforcement automated data system. 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