



# OHIO LEGISLATIVE SERVICE COMMISSION

---

## Bill Analysis

Cody Weisbrodt

### **H.B. 451**

132nd General Assembly  
(As Introduced)

**Reps.** Retherford, Thompson, Seitz, Johnson, Carfagna, DeVitis, Hill, Ryan, Becker, Householder, Butler, Edwards, Sprague, Wiggam, Young, Arndt, Brinkman, Patton, Schaffer, Romanchuk, Dean, Greenspan, Hambley, Riedel, Koehler, Lanese, Blessing, Dever, Anielski, R. Smith, Reineke, LaTourette, Hood, Manning, Gavarone, Merrin, Rezabek, Perales, Zeltwanger, Stein, Cupp, Hagan, Scherer, Roegner, Green, Brenner, Keller, Ginter, Lipps, Huffman, Sweeney, Cera, Sykes, Kick, Kelly, Henne, Gonzales, Celebrezze, Strahorn, Fedor, Patterson, Galonski, Lepore-Hagan, Schuring, Howse, Boyd, Ashford, Barnes, Rogers, Boggs

---

## **BILL SUMMARY**

- Exempts from the Public Records Law a depiction of a crime victim if the release of the depiction would be an objectionable intrusion of a reasonable person's expectation of bodily privacy, or if the depiction contains or captures the victim of a sexually oriented offense at the actual occurrence of the offense.

---

## **CONTENT AND OPERATION**

The bill exempts certain depictions of victims of crime under specified circumstances from the definition of public records in the Public Records Law. Under the bill, any depiction by photograph, film, videotape, digital image, or visual or printed material is not a public record if: (1) it depicts a victim of an offense and the release of the depiction would be an offensive and objectionable intrusion of a reasonable person's expectation of bodily privacy and integrity, or (2) it depicts or captures the victim of a sexually oriented offense, as defined in the Sex Offender Registration and Notification (SORN) Law located in R.C. Chapter 2950., at the actual occurrence of the offense.<sup>1</sup>

---

<sup>1</sup> R.C. 149.43(A)(1)(gg); R.C. 2950.01, not in the bill.

Under continuing Public Records Law, any person may request to inspect or obtain copies of public records from a public office. When it receives a public records request, and unless part or all of a record is exempt from release, a public office must provide inspection of the requested records promptly and at no cost, or provide copies at cost within a reasonable period of time. Therefore, under the bill, if a person makes a public records request for a record that contains a depiction of a victim of an offense the release of which would cause an objectionable intrusion of the victim's bodily privacy, or a depiction of a victim of a sexually oriented offense at the occurrence of the offense, the public office may withhold or redact the record as the bill requires.<sup>2</sup>

---

## HISTORY

ACTION	DATE
Introduced	12-13-17

H0451-I-132.docx/ts

---

<sup>2</sup> R.C. 149.43(A)(1)(gg) and (B).

