

As Introduced

131st General Assembly

Regular Session

2015-2016

H. B. No. 344

Representative Pelanda

**Cosponsors: Representatives Becker, Ruhl, Hambley, Rogers, Stinziano,
LaTourette**

A BILL

To amend sections 3107.09, 3107.17, 3107.38, 1
3107.39, 3705.12, and 3705.126 and to enact 2
section 3107.395 of the Revised Code regarding 3
the maintenance of and access to adoption files 4
and social and medical histories. 5

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

Section 1. That sections 3107.09, 3107.17, 3107.38, 6
3107.39, 3705.12, and 3705.126 be amended and section 3107.395 7
of the Revised Code be enacted to read as follows: 8

Sec. 3107.09. (A) The department of job and family 9
services shall prescribe and supply forms for the taking of 10
social and medical histories of the biological parents of a 11
minor available for adoption. 12

(B) An assessor shall record the social and medical 13
histories of the biological parents of a minor available for 14
adoption, unless the minor is to be adopted by the minor's 15
stepparent or grandparent. The assessor shall use the forms 16
prescribed pursuant to division (A) of this section. The 17

assessor shall not include on the forms identifying information 18
about the biological parents or other ancestors of the minor. 19

(C) A social history shall describe and identify the age; 20
ethnic, racial, religious, marital, and physical 21
characteristics; and educational, cultural, talent and hobby, 22
and work experience background of the biological parents of the 23
minor. A medical history shall identify major diseases, 24
malformations, allergies, ear or eye defects, major conditions, 25
and major health problems of the biological parents that are or 26
may be congenital or familial. These histories may include other 27
social and medical information relative to the biological 28
parents and shall include social and medical information 29
relative to the minor's other ancestors. 30

The social and medical histories may be obtained through 31
interviews with the biological parents or other persons and from 32
any available records if a biological parent or any legal 33
guardian of a biological parent consents to the release of 34
information contained in a record. An assessor who considers it 35
necessary may request that a biological parent undergo a medical 36
examination. In obtaining social and medical histories of a 37
biological parent, an assessor shall inform the biological 38
parent, or a person other than a biological parent who provides 39
information pursuant to this section, of the purpose and use of 40
the histories and of the biological parent's or other person's 41
right to correct or expand the histories at any time. 42

(D) A biological parent, or another person who provided 43
information in the preparation of the social and medical 44
histories of the biological parents of a minor, may cause the 45
histories to be corrected or expanded to include different or 46
additional types of information. The biological parent or other 47

person may cause the histories to be corrected or expanded at 48
any time prior or subsequent to the adoption of the minor, 49
including any time after the minor becomes an adult. A 50
biological parent may cause the histories to be corrected or 51
expanded even if the biological parent did not provide any 52
information to the assessor at the time the histories were 53
prepared. 54

To cause the histories to be corrected or expanded, a 55
biological parent or other person who provided information shall 56
provide the information to be included or specify the 57
information to be corrected to whichever of the following is 58
appropriate under the circumstances: 59

(1) Subject to divisions (D) (2) and (3) of this section, 60
to the assessor who prepared the histories if the biological 61
parent or other person knows the assessor; 62

(2) Subject to division (D) (3) of this section, to the 63
court involved in the adoption or, if that court is not known, 64
to the department of health, if the biological parent or person 65
does not know the assessor or finds that the assessor has ceased 66
to perform assessments; 67

(3) To the department of health, if the histories were 68
originally completed by the biological parent pursuant to 69
section 3107.393 of the Revised Code or, regardless of whether 70
the histories were originally completed pursuant to this section 71
or section 3107.091 or 3107.393 of the Revised Code, the 72
biological parent seeks to correct or expand the histories at 73
the same time the biological parent completes a contact 74
preference form pursuant to section 3107.39 of the Revised Code 75
or a biological parent's name redaction request form pursuant to 76
section 3107.391 of the Revised Code. 77

An assessor who receives information from a biological parent or other person pursuant to division (D) (1) of this section shall determine whether the information is of a type that divisions (B) and (C) of this section permit to be included in the histories. If the assessor determines the information is of a permissible type, the assessor shall cause the histories to be corrected or expanded to reflect the information. If, at the time the information is received, the histories have been filed with the court as required by division (E) of this section, the court shall cooperate with the assessor in correcting or expanding the histories.

If the department of health or a court receives information from a biological parent or other person pursuant to division (D) (2) of this section or the department receives information from a biological parent pursuant to division (D) (3) of this section, ~~if the department or court, whichever receives the information,~~ the department or court, whichever receives the information, shall determine whether the information is of a type that divisions (B) and (C) of this section permit to be included in the histories. If the department or a court determines the information is of a permissible type, the department or court shall cause the histories to be corrected or expanded to reflect the information. ~~If the department of health so determines, the court involved shall cooperate with the department in the correcting or expanding of the histories.~~

An assessor or the department of health shall notify a biological parent or other person in writing if the assessor or department determines that information the biological parent or other person provided or specified for inclusion in a history is not of a type that may be included in a history. On receipt of the notice, the biological parent or other person may petition the court involved in the adoption to make a finding as to

whether the information is of a type that may be included in a 109
history. On receipt of the petition, the court shall issue its 110
finding without holding a hearing. If the court finds that the 111
information is of a type that may be included in a history, it 112
shall cause the history to be corrected or expanded, and, if 113
applicable, order the department to correct or expand the 114
history it maintains, to reflect the information. 115

(E) An assessor shall file the social and medical 116
histories of the biological parents prepared pursuant to 117
divisions (B) and (C) of this section with the court with which 118
a petition to adopt the biological parents' child is filed. The 119
court promptly shall provide a copy of the social and medical 120
histories filed with it to the petitioner. In a case involving 121
the adoption of a minor by any person other than the minor's 122
stepparent or grandparent, a court may refuse to issue an 123
interlocutory order or final decree of adoption if the histories 124
of the biological parents have not been so filed, unless the 125
assessor certifies to the court that information needed to 126
prepare the histories is unavailable for reasons beyond the 127
assessor's control. 128

Sec. 3107.17. (A) All hearings held under sections 3107.01 129
to 3107.19 of the Revised Code shall be held in closed court 130
without the admittance of any person other than essential 131
officers of the court, the parties, the witnesses of the 132
parties, counsel, persons who have not previously consented to 133
an adoption but who are required to consent, and representatives 134
of the agencies present to perform their official duties. 135

(B) (1) Except as provided in divisions (B) (2) and (D) of 136
this section, sections 3107.38 and 3107.381, and sections 137
3107.60 to 3107.68 of the Revised Code, no person or 138

governmental entity shall knowingly reveal any information 139
contained in a paper, book, or record pertaining to an adoption 140
that is part of the permanent record of a court or maintained by 141
the department of job and family services, an agency, or 142
attorney without the consent of a court. 143

(2) An agency or attorney may examine the agency's or 144
attorney's own papers, books, and records pertaining to an 145
adoption without a court's consent for official administrative 146
purposes. The department of job and family services may examine 147
its own papers, books, and records pertaining to an adoption, or 148
such papers, books, and records of an agency, without a court's 149
consent for official administrative, certification, and 150
eligibility determination purposes. 151

(C) The petition, the interlocutory order, the final 152
decree of adoption, and other adoption proceedings shall be 153
recorded in a book kept for such purposes and shall be 154
separately indexed. The book shall be a part of the records of 155
the court, and all consents, affidavits, and other papers shall 156
be properly filed. 157

(D) All forms that pertain to the social or medical 158
histories of the biological parents of an adopted person ~~and~~ 159
~~that were completed pursuant to section 3107.09, 3107.091, or~~ 160
~~3107.393 of the Revised Code shall be filed only in the~~ 161
~~permanent record kept by the court as follows:~~ 162

(1) In the permanent record of the probate court if the 163
forms were completed pursuant to section 3107.09, 3107.091, or 164
3107.393 of the Revised Code; 165

(2) With the department of health if: 166

(a) Completed pursuant to division (D) (2) or (D) (3) of 167

section 3107.09 or section 3107.393 of the Revised Code; 168

(b) Received pursuant to division (E) of section 3107.38 169
of the Revised Code. 170

The department shall maintain any blank social and medical 171
history form that it receives. 172

(E) During the minority of the adopted person, only the 173
adoptive parents of the person may inspect the forms. When an 174
adopted person reaches majority, only the adopted person may 175
inspect the forms. Under the circumstances described in this 176
division, an adopted person or the adoptive parents are entitled 177
to inspect the forms upon requesting the clerk of the court or 178
the department to produce them. 179

~~(E) (1)~~ (F) (1) The department of job and family services 180
shall prescribe a form that permits any person who is authorized 181
by division (D) of this section to inspect forms that pertain to 182
the social or medical histories of the biological parents and 183
that were completed pursuant to section 3107.09, 3107.091, or 184
3107.393 of the Revised Code to request notice if any correction 185
or expansion of either such history, made pursuant to division 186
(D) of section 3107.09 of the Revised Code, is made a part of 187
the permanent record kept by the court. The form shall be 188
designed to facilitate the provision of the information and 189
statements described in division (E) (3) of this section. The 190
department shall provide copies of the form to each court. A 191
court shall provide a copy of the request form to each adoptive 192
parent when a final decree of adoption is entered and shall 193
explain to each adoptive parent at that time that an adoptive 194
parent who completes and files the form will be notified of any 195
correction or expansion of either the social or medical history 196
of the biological parents of the adopted person made during the 197

minority of the adopted person that is made a part of the 198
permanent record kept by the court, and that, during the adopted 199
person's minority, the adopted person may inspect the forms that 200
pertain to those histories. Upon request, the court also shall 201
provide a copy of the request form to any adoptive parent during 202
the minority of the adopted person and to an adopted person who 203
has reached the age of majority. 204

(2) Any person who is authorized to inspect forms pursuant 205
to division (D) of this section who wishes to be notified of 206
corrections or expansions pursuant to division (D) of section 207
3107.09 of the Revised Code that are made a part of the 208
permanent record kept by the court shall file with the court, on 209
a copy of the form prescribed by the department of job and 210
family services pursuant to division (E) (1) of this section, a 211
request for such notification that contains the information and 212
statements required by division (E) (3) of this section. A 213
request may be filed at any time if the person who files the 214
request is authorized at that time to inspect forms that pertain 215
to the social or medical histories. 216

(3) A request for notification as described in division 217
(E) (2) of this section shall contain all of the following 218
information: 219

(a) The adopted person's name and mailing address at that 220
time; 221

(b) The name of each adoptive parent, and if the adoptive 222
person is a minor at the time of the filing of the request, the 223
mailing address of each adoptive parent at that time; 224

(c) The adopted person's date of birth; 225

(d) The date of entry of the final decree of adoption; 226

(e) A statement requesting the court to notify the person 227
who files the request, at the address provided in the request, 228
if any correction or expansion of either the social or medical 229
history of the biological parents is made a part of the 230
permanent record kept by the court; 231

(f) A statement that the person who files the request is 232
authorized, at the time of the filing, to inspect the forms that 233
pertain to the social and medical histories of the biological 234
parents; 235

(g) The signature of the person who files the request. 236

(4) Upon the filing of a request for notification in 237
accordance with division (E) (2) of this section, the clerk of 238
the court in which it is filed immediately shall insert the 239
request in the permanent record of the case. A person who has 240
filed the request and who wishes to update it with respect to a 241
new mailing address may inform the court in writing of the new 242
address. Upon its receipt, the court promptly shall insert the 243
new address into the permanent record by attaching it to the 244
request. Thereafter, any notification described in this division 245
shall be sent to the new address. 246

(5) Whenever a social or medical history of a biological 247
parent is corrected or expanded and the correction or expansion 248
is made a part of the permanent record kept by the court, the 249
court shall ascertain whether a request for notification has 250
been filed in accordance with division (E) (2) of this section. 251
If such a request has been filed, the court shall determine 252
whether, at that time, the person who filed the request is 253
authorized, under division (D) of this section, to inspect the 254
forms that pertain to the social or medical history of the 255
biological parents. If the court determines that the person who 256

filed the request is so authorized, it immediately shall notify 257
the person that the social or medical history has been corrected 258
or expanded, that it has been made a part of the permanent 259
record kept by the court, and that the forms that pertain to the 260
records may be inspected in accordance with division (D) of this 261
section. 262

Sec. 3107.38. (A) As used in sections 3107.38 to ~~3107.394~~ 263
3107.395 of the Revised Code: 264

(1) "Adopted person" means a person who was adopted but is 265
not an adopted person as defined in section 3107.45 of the 266
Revised Code. 267

(2) "Adoption file" means a file maintained by the 268
department of health under sections 3705.12 to 3705.124 of the 269
Revised Code. 270

(3) "Biological parent" means a parent, by birth, of a 271
person who is, or is to become, an adopted person. 272

(4) "Biological parent's name redaction request form" 273
means the form prescribed under section 3107.391 of the Revised 274
Code. 275

(5) "Biological sibling" means a sibling, by birth, of a 276
person who is, or is to become, an adopted person. 277

(6) "Contact preference form" means the form prescribed 278
under section 3107.39 of the Revised Code. 279

(7) "File of releases" means the filing system for 280
releases that former section 3107.40 of the Revised Code, as 281
repealed by Sub. S.B. 23 of the 130th general assembly, required 282
the department of health to maintain. 283

(8) "Items of identification" include a motor vehicle 284

driver's or commercial driver's license, an identification card 285
issued under sections 4507.50 to 4507.52 of the Revised Code, a 286
marriage application, a social security card, a credit card, a 287
military identification card, or an employee identification 288
card. 289

(9) "Lineal descendant of an adopted person" means a 290
person who by reason of blood or adoption is a lineal descendant 291
of an adopted person. 292

(10) "Offspring" means a child, by birth, of a person. 293

(11) "Release" means both of the following: 294

(a) A release filed by a biological parent or biological 295
sibling pursuant to former section 3107.40 of the Revised Code, 296
as repealed by Sub. S.B. 23 of the 130th general assembly, that 297
authorized the release of identifying information to the 298
biological parent's offspring or the release of specified 299
information to the biological sibling's adopted sibling pursuant 300
to former section 3107.41 of the Revised Code, as repealed by 301
Sub. S.B. 23 of the 130th general assembly; 302

(b) A withdrawal of release filed by a biological parent 303
or biological sibling pursuant to former section 3107.40 of the 304
Revised Code, as repealed by Sub. S.B. 23 of the 130th general 305
assembly. 306

(B) Subject to division ~~(C)~~ (F) of this section, an 307
adopted person or lineal descendant of an adopted person may 308
submit a written request to the department of health for the 309
department to provide the adopted person or lineal descendant of 310
an adopted person with a copy of the contents of the adopted 311
person's adoption file. The request shall provide the 312
requester's address and notarized signature and be accompanied 313

by two items of identification of the requester. If the 314
requester is a lineal descendant of an adopted person, the 315
request shall also provide notarized documentation evidencing 316
the requester's relationship to the adopted person. 317

(C) (1) On receipt of a request and payment of the fee 318
required by section 3705.241 of the Revised Code, the department 319
shall mail to the requester, at the address provided in the 320
request, a copy of the contents of the adopted person's adoption 321
file if the department has an adoption file, including all 322
releases transferred to the adoption file pursuant to section 323
3107.381 of the Revised Code, for the adopted person. 324

(2) Each copy of adoption file contents that the 325
department mails shall include a notice stating the following: 326
"This copy of adoption file contents represents the entire 327
adoption file the Ohio Department of Health maintains for the 328
adopted person subject of the file." The notice shall also 329
include the date that the copy is mailed and the director's 330
signature. 331

(D) If the adoption file includes a biological parent's 332
name redaction request form from a biological parent, the 333
department shall redact the biological parent's name from the 334
copy of the contents of the adoption file that is mailed to the 335
requester. If the department removes the biological parent's 336
name redaction request form from the adoption file pursuant to 337
division (D) of section 3107.391 of the Revised Code after the 338
department mails the copy of the contents of the adoption file 339
to the requester, the department shall mail to the requester 340
another copy of the contents with the biological parent's name 341
included. 342

(F) If the adoption file does not include a social and 343

medical history, regardless of whether or not the file includes 344
a blank social and medical history form, the department shall 345
request the clerk of the court that entered the interlocutory 346
order or final decree of adoption regarding the requester to 347
provide the history maintained as part of the permanent record 348
kept by the court, if available. Not later than thirty days 349
after the date the request is received, the clerk of the court 350
shall provide to the department a copy of the social and medical 351
history or a notice that no such history is available in the 352
permanent record of the court. The department shall mail to the 353
requestor the history or notice along with the adopted person's 354
adoption file pursuant to division (C) of this section. If the 355
file includes a blank social and medical history form, the 356
department shall mail the blank form to the requester with the 357
copy of the contents of the adoption file. 358

~~(C)~~-(G) An adopted person or lineal descendant of an 359
adopted person may not submit a request under this section until 360
the adopted person or lineal descendant is at least eighteen 361
years of age. 362

Sec. 3107.39. (A) The department of job and family 363
services shall prescribe a contact preference form for 364
biological parents. The form shall include all of the following: 365

(1) A component in which a biological parent is to 366
indicate one of the following regarding a person who receives, 367
under section 3107.38 of the Revised Code, a copy of the 368
contents of the adoption file of the parent's offspring: 369

(a) That the biological parent welcomes the person to 370
contact the parent directly; 371

(b) That the biological parent prefers that the person 372

contact the parent through an intermediary who the parent 373
specifies on the form; 374

(c) That the biological parent prefers that the person not 375
contact the parent directly or through an intermediary. 376

(2) Provisions necessary for the department of health to 377
be able to identify the adoption file of the adopted person to 378
whom the form pertains; 379

(3) The following notices: 380

(a) If a social and medical history for the biological 381
parent was not previously prepared or such a history was 382
prepared but should be corrected or expanded, that the 383
biological parent is encouraged to do the following as 384
appropriate: 385

(i) Complete a social and medical history form in 386
accordance with section 3107.091 or 3107.393 of the Revised 387
Code; 388

(ii) Correct or expand the biological parent's social and 389
medical history in accordance with division (D) of section 390
3107.09 of the Revised Code. 391

(b) That a biological parent's preference regarding 392
contact as indicated on a completed contact preference form is 393
advisory only and therefore unenforceable; 394

(c) That the biological parent may change the parent's 395
indicated preference regarding contact by filing a new contact 396
preference form with the department of health. 397

(4) A space in which the biological parent indicates 398
whether one or more of the following apply: 399

(a) The biological parent knows that a social and medical history was prepared for the biological parent pursuant to section 3107.09 of the Revised Code;

(b) The biological parent completed a social and medical history form in accordance with section 3107.091 or 3107.393 of the Revised Code;

(c) The biological parent corrected or expanded the biological parent's social and medical history in accordance with division (D) of section 3107.09 of the Revised Code.

(5) A notice of both of the following:

(a) That an adopted person may do either or both of the following:

(i) Inspect, pursuant to division (D) of section 3107.17 of the Revised Code, a social and medical history form of a biological parent of the adopted person maintained by the court that entered the interlocutory order or final decree of adoption regarding the adopted person;

(ii) Submit to that court, pursuant to division (E) of section 3107.17 of the Revised Code, a request for notification of a correction or expansion of a social and medical history of a biological parent of the adopted person.

(b) That an adopted person who does not know which court entered the interlocutory order or final decree of adoption regarding the adopted person may seek assistance from the department of health in accordance with section 3107.171 or 3107.38 of the Revised Code.

(B) The department of job and family services shall make the contact preference form prescribed under this section

available to the department of health. 428

(C) The department of health shall make a contact 429
preference form available to a biological parent on request. The 430
department of health may accept a completed contact preference 431
form from a biological parent only if the parent provides it two 432
items of identification of the parent. If the department of 433
health determines that it may accept a completed contact 434
preference form, it shall accept the form. As soon as the 435
department identifies the adoption file of the adopted person to 436
whom the form pertains, it shall place the form in that file. If 437
there is a previously completed contact preference form from the 438
biological parent in the adopted person's adoption file, the 439
department of health shall replace the parent's older form with 440
the parent's new form. 441

(D) Subject to division (C) of this section, a biological 442
parent may file a completed contact preference form with the 443
department of health to change the parent's indicated preference 444
regarding contact as many times as the parent wishes. 445

Sec. 3107.395. If an adoption file contains a redaction 446
request form under section 3107.391 of the Revised Code, the 447
department of health shall redact only the biological parent's 448
name provided on the form. All other information in the adoption 449
file that contains personal indicators and private health 450
information, shall not be redacted. This includes: 451

(A) The biological parent's address, city, and county; 452

(B) The name and address, city, and county of a biological 453
parent who has not submitted a redaction request form; 454

(C) The adopted person's birth name. 455

Sec. 3705.12. Upon receipt of the items sent by a probate 456

court pursuant to section 3107.19 of the Revised Code concerning 457
the adoption of a child born in this state whose adoption was 458
decreed on or after January 1, 1964, the department of health 459
shall issue, unless otherwise requested by the adoptive parents, 460
a new birth record using the child's adopted name and the names 461
of and data concerning the adoptive parents. The new birth 462
record shall have the same overall appearance as the record that 463
would have been issued under section 3705.09 of the Revised Code 464
if the adopted child had been born to the adoptive parents. 465
Where handwriting is required to effect that appearance, the 466
department shall supply the handwriting. 467

Upon the issuance of the new birth record, the original 468
birth record shall cease to be a public record. The index 469
references to the original birth record, including references 470
that were not a public record under this section as it existed 471
prior to the effective date of this amendment, are a public 472
record under section 149.43 of the Revised Code. The department 473
shall place the original birth record and the items sent by the 474
probate court pursuant to section 3107.19 of the Revised Code in 475
an adoption file and seal the file. The contents of the adoption 476
file are not a public record and shall be available only in 477
accordance with section 3705.126 of the Revised Code. ~~For the~~ 478
~~purposes of sections 149.43 and 1347.08 of the Revised Code, the~~ 479
The contents of the adoption file include any contact preference 480
form, biological parent's name redaction request form, or social 481
and medical history accepted and maintained by the department. 482

The department of health shall promptly forward a copy of 483
the new birth record to the local registrar of vital statistics 484
of the district in which the birth occurred. The local registrar 485
shall file a copy of the new birth record along with and in the 486
same manner as the other copies of birth records in the 487

possession of the local registrar. All copies of the original 488
birth record and all other papers, documents, and index 489
references pertaining to the original birth record in the 490
possession of the local registrar or the probate court shall be 491
destroyed, except that the probate court shall retain 492
permanently in the file of the adoption proceedings information 493
that is necessary to enable the court to identify both the 494
child's original birth record and the child's new birth record. 495

Sec. 3705.126. (A) For purposes of this section, "adoption 496
file" contents include any contact preference form, biological 497
parent's name redaction request form, or social and medical 498
history accepted and maintained by the department of health. 499

(B) The department ~~of health~~ shall neither open an 500
adoption file nor make its contents available except as follows: 501

~~(A)~~ (1) The department shall inspect the file to determine 502
the court involved for the purpose of division (D) of section 503
3107.09 or section 3107.091 or 3107.171 of the Revised Code. 504

~~(B)~~ (2) The department shall make the file's contents 505
available to an adopted person or lineal descendant of an 506
adopted person in accordance with section 3107.38 of the Revised 507
Code. 508

~~(C)~~ (3) The department shall open the file to transfer 509
releases to the file in accordance with section 3107.381 of the 510
Revised Code. 511

~~(D)~~ (4) The department shall open the file to file a 512
contact preference form from a biological parent pursuant to 513
section 3107.39 of the Revised Code and remove any previously 514
filed contact preference form from the biological parent. 515

~~(E)~~ (5) The department shall open the file to file a 516

biological parent's name redaction request form pursuant to 517
division (C) of section 3107.391 of the Revised Code or to 518
remove and destroy the form pursuant to division (D) of that 519
section. 520

~~(F)~~ (6) The department shall open the file to file a 521
denial of release form under division (A) of section 3107.46 of 522
the Revised Code or an authorization of release form under 523
division (B) of that section. 524

(7) The department shall open the file to file a social 525
and medical history form or notice it receives from a probate 526
court under division (E) of section 3107.38 of the Revised Code. 527

(8) The department shall open the file to file a 528
biological parent's social and medical history form that it 529
receives pursuant to division (D) (2) or (3) of section 3107.09 530
or 3107.393 of the Revised Code. 531

~~(G)~~ (9) The department shall make the file's contents 532
available to an adopted person or adoptive parent in accordance 533
with section 3107.47 of the Revised Code. 534

~~(H)~~ (10) The department shall open the file to file a 535
request from an adopted person under division (A) of section 536
3107.48 of the Revised Code or to remove and destroy the request 537
pursuant to division (B) of that section. 538

~~(I)~~ (11) The department shall inspect the file to assist a 539
birth parent or birth sibling in finding the adopted person's 540
name by adoption in accordance with section 3107.49 of the 541
Revised Code. 542

~~(J)~~ (12) The court that decreed the adoption may order 543
that the contents be made open for inspection or available for 544
copying. 545

Section 2. That existing sections 3107.09, 3107.17, 546
3107.38, 3107.39, 3705.12, and 3705.126 of the Revised Code are 547
hereby repealed. 548

Section 3. With respect to all copies of adoption file 549
contents sent by the department of health under section 3107.38 550
of the Revised Code in which more than biological parent names 551
were redacted pursuant to a redaction request form, the 552
department shall mail to the adopted persons or lineal 553
descendents of the adopted persons corrected copies of those 554
adoption file contents in which only the biological parent names 555
are redacted. The department shall mail all corrected copies, at 556
no additional charge, not later than ninety days after the 557
effective date of this section. 558

With respect to all copies of adoption file contents sent 559
by the department in which a biological parent's blank social 560
and medical history that is on file was not mailed with the rest 561
of the file, the department shall mail to the adopted persons or 562
lineal descendents of the adopted persons an additional copy of 563
the adoption file that includes the blank social and medical 564
history. The department shall mail the corrected file, at no 565
additional charge, not later than ninety days after the 566
effective date of this section. 567