132nd General Assembly

Regular Session **Sub. H. B. No. 115**

2017-2018

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;

(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;

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

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

(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.

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

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

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

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

(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.

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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