

As Introduced

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H. B. No. 29

Representatives Wiggam, Miller, A.

**Cosponsors: Representatives Lipps, Seitz, Lampton, Ghanbari, Young, T.,
Weinstein**

A BILL

To amend sections 317.24 and 317.241 of the Revised 1
Code to allow a person who was discharged from 2
the United States Public Health Service or the 3
National Oceanic and Atmospheric Administration 4
to obtain an Ohio veterans identification card. 5

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

Section 1. That sections 317.24 and 317.241 of the Revised 6
Code be amended to read as follows: 7

Sec. 317.24. (A) As used in this section: 8

(1) "Authorized party" means any of the following: 9

(a) The person who is the subject of the record of 10
discharge; 11

(b) A county veterans service officer who is certified by 12
the department of veterans services; 13

(c) An attorney-in-fact, agent, or other representative of 14
the person who is the subject of the record of discharge, if 15
authorized to inspect or copy the record of discharge by that 16

person in a power of attorney or other document; 17

(d) A person authorized, for good cause shown, by a court 18
of record to inspect or copy the record of discharge; 19

(e) If the person who is the subject of the record of 20
discharge is deceased, the executor or administrator, or an 21
heir, legatee, or devisee, of the person's estate or a funeral 22
director who is to perform the funeral for the deceased person. 23

(2) "Separation code" or "separation program number" means 24
the coded number or numbers used to specify the reasons for a 25
person's separation from active duty, as contained in one of the 26
following: 27

(a) Regarding a separation code, as contained in line 23 28
or 26 of a veteran's discharge paper, United States department 29
of defense form DD-214; 30

(b) Regarding a separation program number, as contained in 31
line 9(c) or line 11(c) of a veteran's discharge paper, under 32
prior versions of United States department of defense form DD- 33
214. 34

(3) "Service-related document" means any United States 35
department of defense form DD-215 or DD-220, or any National 36
Guard Bureau form NGB-22 or NGB-22A. 37

(4) "Armed forces of the United States" means the army, 38
navy, air force, marine corps, space force, coast guard, the 39
national guard of any state, or any other reserve components of 40
those forces. 41

(5) "Uniformed services" means the armed forces of the 42
United States; the commissioned corps of the national oceanic 43
and atmospheric administration; the commissioned corps of the 44

public health service; or any reserve components of those 45
forces; and such other service as may be designated by congress. 46

(B) (1) Upon request of any discharged member of the ~~armed-~~ 47
~~forces of the United States~~ uniformed services and presentation 48
of the member's discharge, the county recorder shall record the 49
discharge in a book to be furnished by the board of county 50
commissioners for that purpose. There shall be no fee for the 51
recording. The record of discharge, or a certified copy of the 52
record, shall be received in evidence in all cases where the 53
original discharge would be received. 54

(2) (a) A discharge recorded under division (B) (1) or (D) 55
of this section is not a public record under section 149.43 of 56
the Revised Code for a period of seventy-five years after the 57
date of the recording. During that period, the county recorder's 58
office shall make the record of discharge available only to an 59
authorized party or to a person other than an authorized party 60
as provided by division (B) (2) (b) of this section. Except as 61
provided in section 317.27 of the Revised Code, the authorized 62
party shall pay the reasonable costs of copying the record of 63
discharge. 64

(b) A person other than an authorized party may request to 65
view or receive a copy of a discharge record recorded under 66
division (B) (1) or (D) of this section. Upon such a person's 67
request, the county recorder's office shall provide a copy of 68
the discharged record to the person that shall be redacted to 69
contain only the name, rank, date of birth, date of discharge, 70
and type of discharge of the person who is the subject of the 71
discharge record. Except as provided in section 317.27 of the 72
Revised Code, a person other than an authorized party shall pay 73
the reasonable costs of copying the record of discharge. 74

(3) A county veterans service officer, who is an 75
authorized party, may request to receive, from a county 76
recorder's office, a record of discharge if the veterans service 77
officer has a need for access to the record of discharge for the 78
purpose of supporting a veteran's claim for benefits, and the 79
county recorder's office shall make the record available to the 80
county veterans service officer. 81

(C) Upon application by a person whose discharge has been 82
recorded pursuant to this section, the county recorder shall, 83
without fee, expunge the person's record of discharge, expunge 84
the person's separation program number or separation code from 85
the person's record of discharge and from any of the person's 86
other service-related documents that have been recorded, or 87
expunge the person's social security number from the person's 88
record of discharge and from any of the person's other service- 89
related documents that have been recorded. The application shall 90
be in the following form: 91

"APPLICATION FOR EXPUNGEMENT 92

OF DISCHARGE RECORD OR OTHER INFORMATION 93

I, _____ (Name of Applicant), the undersigned, 94
hereby request the County Recorder of the County of _____ 95
(Name of County), state of Ohio, to expunge my _____ 96
(Insert Record of Discharge, Separation Program Number or 97
Separation Code from my Record of Discharge and other service- 98
related documents, or Social Security Number from my Record of 99
Discharge and other service-related documents). 100

Dated this _____ day of _____, _____ 101

_____ 102

(Signature of Applicant) 103

Sworn to and subscribed before me by _____ (Name of Applicant) on _____, _____

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Notary Public

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My commission expires _____, _____"

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(D) Upon the request of any person who served during World War I or World War II as a member of any armed force of the government of Poland or Czechoslovakia and participated while so serving in armed conflict with an enemy of the United States and who has been a citizen of the United States for at least ten years, and the presentation of the person's discharge, the county recorder shall record the person's discharge in a book to be furnished by the board of county commissioners for that purpose. No fee shall be charged for the recording. The record, or a certified copy of it, shall be received in evidence in all cases where the original would be received.

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Sec. 317.241. (A) The board of county commissioners may by resolution allow the county recorder or county veterans service office to issue Ohio veterans identification cards to individuals who have met the following requirements:

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(1) Presented the individual's ~~armed forces~~ uniformed services discharge record for recording in the record of discharges in the office of the county recorder;

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(2) Provided, while appearing in person at a county recorder's office or county veterans service office, two forms of current and valid identification, at least one of which bears a photograph of the individual;

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(3) Paid a fee, if a fee has been established by the

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county. 132

A board of county commissioners may, by resolution, 133
authorize a county recorder or county veterans service office to 134
collect a fee from individuals requesting a veterans 135
identification card. The fee may not exceed two dollars. 136

If a county veterans service office maintains access to 137
the state and federal military service verification system, the 138
county veterans service office or county recorder, by consulting 139
the county veterans service office, shall confirm before issuing 140
a veterans identification card that the individual's ~~armed-~~ 141
~~forces-uniformed services~~ discharge record exists in the 142
system's database and does not indicate the individual was 143
dishonorably discharged. 144

(B) A county recorder or county veterans service office 145
who has in operation, ~~before the effective date of this section-~~ 146
September 8, 2016, a program to issue veterans identification 147
cards may continue to issue veterans identification cards 148
without a resolution of the board of county commissioners, if 149
the county recorder or county veterans service office conforms 150
the program, as necessary, so that it otherwise is in compliance 151
with this section. 152

(C) An Ohio veterans identification card expires ten years 153
after the date of issuance. A veteran whose identification card 154
has expired may apply to a county recorder or county veterans 155
service office for the issuance of a new identification card, 156
and a veteran whose current card has been lost or damaged may 157
apply to a county recorder or county veterans service office for 158
a replacement identification card, by meeting the requirements 159
described in this section. 160

(D) The following documents are valid forms of	161
identification for the purposes of this section:	162
(1) An original or a certified birth certificate;	163
(2) An identification card issued by the United States	164
department of veterans affairs;	165
(3) A United States military identification card;	166
(4) A social security card;	167
(5) A license or permit to carry a concealed weapon issued	168
by this state or any other state;	169
(6) A motor vehicle operator's license issued by this	170
state or any other state that bears a photograph of the	171
licensee;	172
(7) An identification card issued by this state or any	173
other state that bears a photograph of the individual	174
identified;	175
(8) A valid passport that bears a photograph of the	176
individual to whom the passport was issued;	177
(9) A United States armed forces <u>uniformed services</u>	178
discharge record.	179
(E) Fees collected under this section shall be deposited	180
into the county treasury to the credit of the county general	181
fund.	182
(F) (1) An Ohio veterans identification card shall conform	183
to the material and design standards established by the Ohio	184
recorders association in consultation with the county	185
commissioners' association of Ohio and Ohio state association of	186
county veterans service officers. All issuing entities shall	187

follow the design standards established pursuant to ~~Sec.~~section 188
317.242 of the Revised Code. 189

(2) An applicant for an Ohio veterans identification card 190
shall be photographed in color at the time the application for 191
the card is made. A county recorder or county veterans service 192
office that issues identification cards shall provide the 193
necessary equipment to take a color photograph of an applicant 194
for an Ohio veterans identification card. Photographic records 195
of a county recorder's office or county veterans service office 196
that are obtained under this section are the property of the 197
county recorder's office or county veterans service office. 198

(G) All application materials, including applications, 199
photographs, documents, or other information submitted with an 200
application or obtained by a county recorder or county veterans 201
service office are not public records under section 149.43 of 202
the Revised Code. The county recorder or county veterans service 203
office may only release application materials as follows: 204

(1) To a state, local, or federal governmental agency for 205
criminal justice purposes or to a court for any purpose arising 206
in the court; 207

(2) To the department of veterans services, but only if 208
the veteran gives prior signed written approval; 209

(3) To a county veterans service commission, but only if 210
the veteran gives prior signed written approval. 211

A governmental agency, a court, the department of veterans 212
services, or a county veterans service commission to which 213
application materials have been released shall maintain the 214
confidentiality of those materials. 215

(H) A county recorder or county veterans service office 216

may contract with any other political subdivision of the state 217
for Ohio veterans identification card production services. 218

(I) A county recorder or county veterans service office 219
may accept donations, in the form of supplies and equipment, to 220
be used in the production of Ohio veterans identification cards. 221

(J) For purposes of this section, "uniformed services" has 222
the meaning defined in section 317.24 of the Revised Code. 223

Section 2. That existing sections 317.24 and 317.241 of 224
the Revised Code are hereby repealed. 225