

As Passed by the House

135th General Assembly

Regular Session

2023-2024

H. B. No. 167

Representatives Miranda, Abrams

Cosponsors: Representatives Williams, Brennan, Johnson, Seitz, Miller, K., Ghanbari, Creech, Miller, A., Baker, Barhorst, Blackshear, Brent, Brewer, Brown, Carruthers, Dell'Aquila, Denson, Dobos, Forhan, Galonski, Grim, Hall, Hoops, Jarrells, Jones, Kick, Lampton, Lear, Lightbody, Manning, Mathews, McNally, Miller, J., Oelslager, Patton, Pavliga, Ray, Richardson, Robb Blasdel, Rogers, Russo, Schmidt, Sweeney, Thomas, C., Upchurch, White, Willis, Young, T.



A BILL

To amend section 109.804 and to enact section 109.791 of the Revised Code to modify the requirements for chief of police training and to allow advanced training for officers at or above the rank of sergeant and to amend the version of section 109.804 of the Revised Code that is scheduled to take effect December 29, 2023, to continue the change on and after that date.

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

Section 1. That section 109.804 be amended and section 109.791 of the Revised Code be enacted to read as follows:

Sec. 109.791. The Ohio peace officer training commission may establish and conduct police officer training courses in addition to those specified in section 109.79 of the Revised Code to be offered to a law enforcement officer at or above the rank of sergeant.

Sec. 109.804. (A) The Ohio peace officer training 16
commission shall develop and ~~conduct~~ provide a chief of police 17
training course lasting forty hours for newly appointed chiefs 18
of police appointed on or after January 1, 2018. The commission 19
shall determine the course topics, which shall include diversity 20
training with an emphasis on historical perspectives and 21
community-police relations, and shall establish criteria for 22
what constitutes successful completion of the course. The 23
commission shall conduct the course at ~~the Ohio peace officer-~~ 24
~~training academy~~ locations determined by the commission and in a 25
manner prescribed by the commission. The commission shall offer 26
the course at least semiannually. 27

(B) A newly appointed chief of police may request an 28
equivalency exemption from ~~a portion~~ eight hours of the forty 29
hours of the chief of police training course, on topics approved 30
by the executive director, by submitting to the Ohio peace 31
officer training commission, ~~not more than ten calendar days-~~ 32
~~following the person's appointment as a chief of police,~~ 33
evidence of training or qualification in the subject area of the 34
exempted ~~portion~~ topics. 35

A request for equivalency exemption by the newly appointed 36
chief of police shall be provided to the commission not later 37
than fourteen calendar days before the beginning of the course. 38

(C) Upon presentation of evidence by a newly appointed 39
chief of police that because of a medical disability or other 40
good cause the newly appointed chief of police is unable to 41
complete the chief of police training course, the Ohio peace 42
officer training commission may defer the requirement for the 43
newly appointed chief of police to complete the chief of police 44
training course until the disability or cause terminates. 45

(D) A newly appointed chief of police appointed on or 46
after January 1, 2018, shall attend a chief of police training 47
course conducted by the Ohio peace officer training commission 48
pursuant to division (A) of this section not later than six 49
months after the person's appointment as a chief of police. 50
While attending the chief of police training course, a newly 51
appointed chief of police shall receive compensation in the same 52
manner and amounts as if carrying out the powers and duties of 53
the office of chief of police. The costs of conducting the chief 54
of police training course shall be paid from state funds 55
appropriated to the attorney general. The cost of meals, 56
lodging, and travel of a newly appointed chief of police 57
attending the chief of police training course shall be paid from 58
the budget of the entity for which the newly appointed chief of 59
police was appointed. 60

(E) As used in this section: 61

"Newly appointed chief of police" means a person appointed 62
chief of police under section 505.49, 737.05, or 737.15 of the 63
Revised Code or any administrative official that is responsible 64
for the daily administration and supervision of peace officers 65
in a law enforcement agency who ~~did not hold the office~~ has 66
never held the full time position of chief of police ~~on the date~~ 67
before the person was appointed chief of police. 68

"Law enforcement agency" means a municipal or township 69
police department, or any other entity authorized by statute to 70
appoint peace officers to enforce criminal laws and who have the 71
statutory power of arrest. "Law enforcement agency" does not 72
include a county sheriff's office, the state highway patrol, or 73
the bureau of criminal identification and investigation. 74

Section 2. That existing section 109.804 of the Revised 75

Code is hereby repealed. 76

Section 3. That the version of section 109.804 of the 77
Revised Code that is scheduled to take effect December 29, 2023, 78
be amended to read as follows: 79

Sec. 109.804. (A) (1) The Ohio peace officer training 80
commission shall develop and ~~conduct~~ provide a chief of police 81
training course lasting forty hours for newly appointed chiefs 82
of police appointed on or after January 1, 2018. The commission 83
shall determine the course topics, which shall include diversity 84
training with an emphasis on historical perspectives and 85
community-police relations, and shall establish criteria for 86
what constitutes successful completion of the course. The 87
commission shall conduct the course at ~~the Ohio peace officer~~ 88
~~training academy locations determined by the commission and in a~~ 89
manner prescribed by the commission. The commission shall offer 90
the course at least semiannually. 91

(2) The executive director of the commission shall issue a 92
certificate of completion of a training program required under 93
this section in accordance with Chapter 4796. of the Revised 94
Code to a newly appointed chief of police if either of the 95
following applies: 96

(a) The person holds a certificate of completion of such a 97
program in another state. 98

(b) The person has satisfactory work experience, a 99
government certification, or a private certification as 100
described in that chapter as a chief of police in a state that 101
does not require completion of such a training program. 102

(B) A newly appointed chief of police may request an 103
equivalency exemption from ~~a portion~~ eight hours of the forty 104

hours of the chief of police training course, on topics approved 105
by the executive director, by submitting to the Ohio peace 106
officer training commission, ~~not more than ten calendar days~~ 107
~~following the person's appointment as a chief of police,~~ 108
evidence of training or qualification in the subject area of the 109
exempted ~~portion~~ topics. 110

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than fourteen calendar days before the beginning of the course. 113

(C) Upon presentation of evidence by a newly appointed 114
chief of police that because of a medical disability or other 115
good cause the newly appointed chief of police is unable to 116
complete the chief of police training course, the Ohio peace 117
officer training commission may defer the requirement for the 118
newly appointed chief of police to complete the chief of police 119
training course until the disability or cause terminates. 120

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after January 1, 2018, shall attend a chief of police training 122
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manner and amounts as if carrying out the powers and duties of 128
the office of chief of police. The costs of conducting the chief 129
of police training course shall be paid from state funds 130
appropriated to the attorney general. The cost of meals, 131
lodging, and travel of a newly appointed chief of police 132
attending the chief of police training course shall be paid from 133
the budget of the entity for which the newly appointed chief of 134

police was appointed. 135

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Revised Code or any administrative official that is responsible 139
for the daily administration and supervision of peace officers 140
in a law enforcement agency who ~~did not hold the office has~~ 141
never held the full time position of chief of police on the date 142
before the person was appointed chief of police. 143

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police department, or any other entity authorized by statute to 145
appoint peace officers to enforce criminal laws and who have the 146
statutory power of arrest. "Law enforcement agency" does not 147
include a county sheriff's office, the state highway patrol, or 148
the bureau of criminal identification and investigation. 149

Section 4. That the existing version of section 109.804 of 150
the Revised Code that is scheduled to take effect December 29, 151
2023, is hereby repealed. 152

Section 5. Sections 3 and 4 of this act take effect 153
December 29, 2023. 154