

**As Introduced**

**136th General Assembly**

**Regular Session**

**2025-2026**

**H. B. No. 807**

**Representatives Cockley, Rader**

**Cosponsors: Representatives Brennan, Piccolantonio, Bryant Bailey, Miller, J.,  
Abdullahi, Somani, Brownlee, Brent, Sims, Jarrells, Brewer, Russo, Lett,  
Synenberg, Grim, Upchurch**

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To amend sections 1347.01, 1347.10, and 1347.99 and 1  
to enact section 1347.072 of the Revised Code to 2  
prohibit various government and private entities 3  
from selling sensitive personal data to a data 4  
broker or private entity with the intent of 5  
generating profit, unless used for a permitted 6  
purpose. 7

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

**Section 1.** That sections 1347.01, 1347.10, and 1347.99 be 8  
amended and section 1347.072 of the Revised Code be enacted to 9  
read as follows: 10

**Sec. 1347.01.** As used in this chapter, except as otherwise 11  
provided: 12

(A) "State agency" means the office of any elected state 13  
officer and any agency, board, commission, department, division, 14  
or educational institution of the state. 15

(B) "Local agency" means any municipal corporation, school 16  
district, special purpose district, or township of the state or 17

any elected officer or board, bureau, commission, department, 18  
division, institution, or instrumentality of a county. 19

(C) "Special purpose district" means any geographic or 20  
political jurisdiction that is created by statute to perform a 21  
limited and specific function, and includes, but is not limited 22  
to, library districts, conservancy districts, metropolitan 23  
housing authorities, park districts, port authorities, regional 24  
airport authorities, regional transit authorities, regional 25  
water and sewer districts, sanitary districts, soil and water 26  
conservation districts, and regional planning agencies. 27

(D) "Maintains" means state or local agency ownership of, 28  
control over, responsibility for, or accountability for systems 29  
and includes, but is not limited to, state or local agency 30  
depositing of information with a data processing center for 31  
storage, processing, or dissemination. An agency "maintains" all 32  
systems of records that are required by law to be kept by the 33  
agency. 34

(E) "Personal information" means any information that 35  
describes anything about a person, or that indicates actions 36  
done by or to a person, or that indicates that a person 37  
possesses certain personal characteristics, and that contains, 38  
and can be retrieved from a system by, a name, identifying 39  
number, symbol, or other identifier assigned to a person.\_ 40  
"Personal information" includes sensitive data. 41

(F) "System" means any collection or group of related 42  
records that are kept in an organized manner and that are 43  
maintained by a state or local agency, and from which personal 44  
information is retrieved by the name of the person or by some 45  
identifying number, symbol, or other identifier assigned to the 46  
person. "System" includes both records that are manually stored 47

and records that are stored using electronic data processing 48  
equipment. "System" does not include collected archival records 49  
in the custody of or administered under the authority of the 50  
Ohio history connection, published directories, reference 51  
materials or newsletters, or routine information that is 52  
maintained for the purpose of internal office administration, 53  
the use of which would not adversely affect a person. 54

(G) "Interconnection of systems" means a linking of 55  
systems that belong to more than one agency, or to an agency and 56  
other organizations, which linking of systems results in a 57  
system that permits each agency or organization involved in the 58  
linking to have unrestricted access to the systems of the other 59  
agencies and organizations. 60

(H) "Combination of systems" means a unification of 61  
systems that belong to more than one agency, or to an agency and 62  
another organization, into a single system in which the records 63  
that belong to each agency or organization may or may not be 64  
obtainable by the others. 65

(I) "Sensitive data" includes any information regarding an 66  
individual's name, date of birth, social security number, 67  
telephone number, character, general reputation, personal 68  
characteristics, immigration status, facial recognition data, or 69  
mode of living. 70

(J) "Permitted use" includes the evaluation of credit or 71  
insurance to be used primarily for personal, family, or 72  
household purposes; employment purposes; in the valuation of a 73  
potential investor or servicer; a local child support 74  
enforcement agency establishing an individual's capacity to make 75  
child support payments or determining the appropriate level of 76  
such payment; by the federal deposit insurance corporation or 77

national credit union administration as part of its appointment 78  
process or exercise of its conservator, receiver, or liquidating 79  
agent powers; in response to a court order, subpoena, or 80  
judicial warrant; in accordance with the written instructions of 81  
the consumer to whom it relates; or the investigation of a 82  
criminal offense. 83

**Sec. 1347.072.** (A) No state agency, state official, data 84  
broker, or private entity shall sell, communicate, or otherwise 85  
furnish sensitive data to any data broker or private entity with 86  
the intent of generating profit from that data, unless one of 87  
the following applies: 88

(1) That data will be used for a permitted use. 89

(2) The sharing of that data is done with the informed 90  
consent of the individual, or is required by a warrant, court 91  
order, or subpoena. 92

(3) The sharing of that data is otherwise required by 93  
state or federal law. 94

(B) When sensitive data is sold or communicated for a 95  
permitted use under the exception provided in division (A) (1) of 96  
this section, it may not subsequently be used or communicated 97  
further by the receiving party for any reason other than a 98  
permitted use. 99

**Sec. 1347.10.** (A) A person who is harmed by the use of 100  
personal information that relates to ~~him~~the person harmed and 101  
that is maintained in a personal information system may recover 102  
damages in a civil action from any person who directly and 103  
proximately caused the harm by doing any of the following: 104

(1) Intentionally maintaining personal information that 105  
~~he~~the person knows, or has reason to know, is inaccurate, 106

irrelevant, no longer timely, or incomplete and may result in 107  
such harm; 108

(2) Intentionally using or disclosing the personal 109  
information in a manner prohibited by law; 110

(3) Intentionally supplying personal information for 111  
storage in, or using or disclosing personal information 112  
maintained in, a personal information system, that ~~he~~the person 113  
knows, or has reason to know, is false; 114

(4) Intentionally denying to the person harmed the right 115  
to inspect and dispute the personal information at a time when 116  
inspection or correction might have prevented the harm. 117

An action under this division shall be brought within two 118  
years after the cause of action accrued or within six months 119  
after the wrongdoing is discovered, whichever is later; provided 120  
that no action shall be brought later than six years after the 121  
cause of action accrued. The cause of action accrues at the time 122  
that the wrongdoing occurs. 123

~~(B)~~(B) (1) Any person who is harmed by a person or entity 124  
that violates section 1347.072 of the Revised Code may recover, 125  
in a civil action, statutory damages in the amount of five 126  
hundred dollars, actual damages as determined by the court, and 127  
reasonable attorney's fees. 128

(2) Any person who is harmed by a person or entity that 129  
obtains sensitive data under false pretenses or knowingly 130  
without a permitted use may recover, in a civil action, 131  
statutory damages in the amount of two thousand five hundred 132  
dollars, actual damages or punitive damages as determined by the 133  
court, and reasonable attorney's fees. 134

(C) Any person who, or any state or local agency that, 135

violates or proposes to violate any provision of this chapter 136  
may be enjoined by any court of competent jurisdiction. The 137  
court may issue an order or enter a judgment that is necessary 138  
to ensure compliance with the applicable provisions of this 139  
chapter or to prevent the use of any practice that violates this 140  
chapter. An action for an injunction may be prosecuted by the 141  
person who is the subject of the violation, by the attorney 142  
general, or by any prosecuting attorney. 143

**Sec. 1347.99.** (A) No public official, public employee, or 144  
other person who maintains, or is employed by a person who 145  
maintains, a personal information system for a state or local 146  
agency shall purposely refuse to comply with division (E), (F), 147  
(G), or (H) of section 1347.05, section 1347.071, division (A), 148  
(B), or (C) of section 1347.08, or division (A) or (C) of 149  
section 1347.09 of the Revised Code. Whoever violates this 150  
section is guilty of a minor misdemeanor. 151

(B) Whoever violates division (H) (1) or (2) of section 152  
1347.15 of the Revised Code is guilty of a misdemeanor of the 153  
first degree. 154

(C) Whoever violates section 1347.072 of the Revised Code 155  
is guilty of a felony of the fourth degree if the person is 156  
determined by a court of competent jurisdiction to be a repeat 157  
offender, with prior knowing repeated violations or violations 158  
involving false pretenses under division (B) of section 1347.10 159  
of the Revised Code. An offender under this division shall be 160  
prosecuted by the attorney general in any court of competent 161  
jurisdiction in the state. 162

**Section 2.** That existing sections 1347.01, 1347.10, and 163  
1347.99 of the Revised Code are hereby repealed. 164