

**As Introduced**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**H. B. No. 710**

**Representatives Upchurch, Denson**

**Cosponsors: Representatives Brent, Leland, Kelly, Galonski, Miranda, Crawley,  
Howse, Russo, Boyd, Sykes**

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**A BILL**

To amend sections 109.73, 109.77, 109.79, 109.80, 1  
109.803, and 5503.05 and to enact sections 2  
109.805, 109.806, 2933.84, 2933.85, 2933.86, 3  
2933.87, and 2933.88 of the Revised Code to 4  
prohibit police officers from engaging in biased 5  
policing and other status-based profiling and to 6  
require the attorney general's office to 7  
establish rules regarding such police practices. 8

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

**Section 1.** That sections 109.73, 109.77, 109.79, 109.80, 9  
109.803, and 5503.05 be amended and sections 109.805, 109.806, 10  
2933.84, 2933.85, 2933.86, 2933.87, and 2933.88 of the Revised 11  
Code be enacted to read as follows: 12

**Sec. 109.73.** (A) The Ohio peace officer training 13  
commission shall recommend rules to the attorney general with 14  
respect to all of the following: 15

(1) The approval, or revocation of approval, of peace 16  
officer training schools administered by the state, counties, 17

municipal corporations, public school districts, technical 18  
college districts, and the department of natural resources; 19

(2) Minimum courses of study, attendance requirements, and 20  
equipment and facilities to be required at approved state, 21  
county, municipal, and department of natural resources peace 22  
officer training schools; 23

(3) Minimum qualifications for instructors at approved 24  
state, county, municipal, and department of natural resources 25  
peace officer training schools; 26

(4) The requirements of minimum basic training that peace 27  
officers appointed to probationary terms shall complete before 28  
being eligible for permanent appointment, which requirements 29  
shall include training in the handling of the offense of 30  
domestic violence, other types of domestic violence-related 31  
offenses and incidents, and protection orders and consent 32  
agreements issued or approved under section 2919.26 or 3113.31 33  
of the Revised Code; crisis intervention training; ~~and~~ training 34  
in the handling of missing children and child abuse and neglect 35  
cases; ~~and~~ training in handling violations of section 2905.32 of 36  
the Revised Code; training in performing law enforcement duties 37  
and handling law enforcement matters without engaging in biased 38  
policing or status-based profiling as described in section 39  
2933.85 of the Revised Code; and the time within which such 40  
basic training shall be completed following appointment to a 41  
probationary term; 42

(5) The requirements of minimum basic training that peace 43  
officers not appointed for probationary terms but appointed on 44  
other than a permanent basis shall complete in order to be 45  
eligible for continued employment or permanent appointment, 46  
which requirements shall include training in the handling of the 47

offense of domestic violence, other types of domestic violence- 48  
related offenses and incidents, and protection orders and 49  
consent agreements issued or approved under section 2919.26 or 50  
3113.31 of the Revised Code~~;~~ crisis intervention training~~;~~and; 51  
training in the handling of missing children and child abuse and 52  
neglect cases~~;~~and; training in handling violations of section 53  
2905.32 of the Revised Code~~;~~ training in performing law 54  
enforcement duties and handling law enforcement matters without 55  
engaging in biased policing or status-based profiling as 56  
described in section 2933.85 of the Revised Code; and the time 57  
within which such basic training shall be completed following 58  
appointment on other than a permanent basis; 59

(6) Categories or classifications of advanced in-service 60  
training programs for peace officers, including programs in the 61  
handling of the offense of domestic violence, other types of 62  
domestic violence-related offenses and incidents, and protection 63  
orders and consent agreements issued or approved under section 64  
2919.26 or 3113.31 of the Revised Code~~;~~ in crisis intervention~~;~~ 65  
and; in the handling of missing children and child abuse and 66  
neglect cases~~;~~ and; in handling violations of section 2905.32 of 67  
the Revised Code~~;~~ training in performing law enforcement duties 68  
and handling law enforcement matters without engaging in biased 69  
policing or status-based profiling as described in section 70  
2933.85 of the Revised Code; and minimum courses of study and 71  
attendance requirements with respect to such categories or 72  
classifications; 73

(7) Permitting persons, who are employed as members of a 74  
campus police department appointed under section 1713.50 of the 75  
Revised Code; who are employed as police officers by a qualified 76  
nonprofit corporation police department pursuant to section 77  
1702.80 of the Revised Code; who are appointed and commissioned 78

as bank, savings and loan association, savings bank, credit 79  
union, or association of banks, savings and loan associations, 80  
savings banks, or credit unions police officers, as railroad 81  
police officers, or as hospital police officers pursuant to 82  
sections 4973.17 to 4973.22 of the Revised Code; or who are 83  
appointed and commissioned as amusement park police officers 84  
pursuant to section 4973.17 of the Revised Code, to attend 85  
approved peace officer training schools, including the Ohio 86  
peace officer training academy, and to receive certificates of 87  
satisfactory completion of basic training programs, if the 88  
private college or university that established the campus police 89  
department; qualified nonprofit corporation police department; 90  
bank, savings and loan association, savings bank, credit union, 91  
or association of banks, savings and loan associations, savings 92  
banks, or credit unions; railroad company; hospital; or 93  
amusement park sponsoring the police officers pays the entire 94  
cost of the training and certification and if trainee vacancies 95  
are available; 96

(8) Permitting undercover drug agents to attend approved 97  
peace officer training schools, other than the Ohio peace 98  
officer training academy, and to receive certificates of 99  
satisfactory completion of basic training programs, if, for each 100  
undercover drug agent, the county, township, or municipal 101  
corporation that employs that undercover drug agent pays the 102  
entire cost of the training and certification; 103

(9) (a) The requirements for basic training programs for 104  
bailiffs and deputy bailiffs of courts of record of this state 105  
and for criminal investigators employed by the state public 106  
defender that those persons shall complete before they may carry 107  
a firearm while on duty; 108

(b) The requirements for any training received by a	109
bailiff or deputy bailiff of a court of record of this state or	110
by a criminal investigator employed by the state public defender	111
prior to June 6, 1986, that is to be considered equivalent to	112
the training described in division (A) (9) (a) of this section.	113
(10) Establishing minimum qualifications and requirements	114
for certification for dogs utilized by law enforcement agencies;	115
(11) Establishing minimum requirements for certification	116
of persons who are employed as correction officers in a full-	117
service jail, five-day facility, or eight-hour holding facility	118
or who provide correction services in such a jail or facility;	119
(12) Establishing requirements for the training of agents	120
of a county humane society under section 1717.06 of the Revised	121
Code, including, without limitation, a requirement that the	122
agents receive instruction on traditional animal husbandry	123
methods and training techniques, including customary owner-	124
performed practices;	125
(13) Permitting tactical medical professionals to attend	126
approved peace officer training schools, including the Ohio	127
peace officer training academy, to receive training of the type	128
described in division (A) (14) of this section and to receive	129
certificates of satisfactory completion of training programs	130
described in that division;	131
(14) The requirements for training programs that tactical	132
medical professionals shall complete to qualify them to carry	133
firearms while on duty under section 109.771 of the Revised	134
Code, which requirements shall include at least the firearms	135
training specified in division (A) of section 109.748 of the	136
Revised Code.	137

(15) Regarding the training about biased policing and 138  
status-based profiling described in divisions (A) (4), (5), and 139  
(6) of this section, methods to make such training available 140  
online. 141

(B) The commission shall appoint an executive director, 142  
with the approval of the attorney general, who shall hold office 143  
during the pleasure of the commission. The executive director 144  
shall perform such duties assigned by the commission. The 145  
executive director shall receive a salary fixed pursuant to 146  
Chapter 124. of the Revised Code and reimbursement for expenses 147  
within the amounts available by appropriation. The executive 148  
director may appoint officers, employees, agents, and 149  
consultants as the executive director considers necessary, 150  
prescribe their duties, and provide for reimbursement of their 151  
expenses within the amounts available for reimbursement by 152  
appropriation and with the approval of the commission. 153

(C) The commission may do all of the following: 154

(1) Recommend studies, surveys, and reports to be made by 155  
the executive director regarding the carrying out of the 156  
objectives and purposes of sections 109.71 to 109.77 of the 157  
Revised Code; 158

(2) Visit and inspect any peace officer training school 159  
that has been approved by the executive director or for which 160  
application for approval has been made; 161

(3) Make recommendations, from time to time, to the 162  
executive director, the attorney general, and the general 163  
assembly regarding the carrying out of the purposes of sections 164  
109.71 to 109.77 of the Revised Code; 165

(4) Report to the attorney general from time to time, and 166

to the governor and the general assembly at least annually,	167
concerning the activities of the commission;	168
(5) Establish fees for the services the commission offers	169
under sections 109.71 to 109.79 of the Revised Code, including,	170
but not limited to, fees for training, certification, and	171
testing;	172
(6) Perform such other acts as are necessary or	173
appropriate to carry out the powers and duties of the commission	174
as set forth in sections 109.71 to 109.77 of the Revised Code.	175
(D) In establishing the requirements, under division (A)	176
(12) of this section, the commission may consider any portions	177
of the curriculum for instruction on the topic of animal	178
husbandry practices, if any, of the Ohio state university	179
college of veterinary medicine. No person or entity that fails	180
to provide instruction on traditional animal husbandry methods	181
and training techniques, including customary owner-performed	182
practices, shall qualify to train a humane agent for appointment	183
under section 1717.06 of the Revised Code.	184
<b>Sec. 109.77.</b> (A) As used in this section:	185
(1) "Felony" has the same meaning as in section 109.511 of	186
the Revised Code.	187
(2) "Companion animal" has the same meaning as in section	188
959.131 of the Revised Code.	189
(B) (1) Notwithstanding any general, special, or local law	190
or charter to the contrary, and except as otherwise provided in	191
this section, no person shall receive an original appointment on	192
a permanent basis as any of the following unless the person	193
previously has been awarded a certificate by the executive	194
director of the Ohio peace officer training commission attesting	195

to the person's satisfactory completion of an approved state,	196
county, municipal, or department of natural resources peace	197
officer basic training program:	198
(a) A peace officer of any county, township, municipal	199
corporation, regional transit authority, or metropolitan housing	200
authority;	201
(b) A natural resources law enforcement staff officer,	202
forest-fire investigator, wildlife officer, or natural resources	203
officer of the department of natural resources;	204
(c) An employee of a park district under section 511.232	205
or 1545.13 of the Revised Code;	206
(d) An employee of a conservancy district who is	207
designated pursuant to section 6101.75 of the Revised Code;	208
(e) A state university law enforcement officer;	209
(f) A special police officer employed by the department of	210
mental health and addiction services pursuant to section 5119.08	211
of the Revised Code or the department of developmental	212
disabilities pursuant to section 5123.13 of the Revised Code;	213
(g) An enforcement agent of the department of public	214
safety whom the director of public safety designates under	215
section 5502.14 of the Revised Code;	216
(h) A special police officer employed by a port authority	217
under section 4582.04 or 4582.28 of the Revised Code;	218
(i) A special police officer employed by a municipal	219
corporation at a municipal airport, or other municipal air	220
navigation facility, that has scheduled operations, as defined	221
in section 119.3 of Title 14 of the Code of Federal Regulations,	222
14 C.F.R. 119.3, as amended, and that is required to be under a	223

security program and is governed by aviation security rules of 224  
the transportation security administration of the United States 225  
department of transportation as provided in Parts 1542. and 226  
1544. of Title 49 of the Code of Federal Regulations, as 227  
amended; 228

(j) A gaming agent employed under section 3772.03 of the 229  
Revised Code. 230

(2) Every person who is appointed on a temporary basis or 231  
for a probationary term or on other than a permanent basis as 232  
any of the following shall forfeit the appointed position unless 233  
the person previously has completed satisfactorily or, within 234  
the time prescribed by rules adopted by the attorney general 235  
pursuant to section 109.74 of the Revised Code, satisfactorily 236  
completes a state, county, municipal, or department of natural 237  
resources peace officer basic training program for temporary or 238  
probationary officers and is awarded a certificate by the 239  
director attesting to the satisfactory completion of the 240  
program: 241

(a) A peace officer of any county, township, municipal 242  
corporation, regional transit authority, or metropolitan housing 243  
authority; 244

(b) A natural resources law enforcement staff officer, 245  
park officer, forest officer, preserve officer, wildlife 246  
officer, or state watercraft officer of the department of 247  
natural resources; 248

(c) An employee of a park district under section 511.232 249  
or 1545.13 of the Revised Code; 250

(d) An employee of a conservancy district who is 251  
designated pursuant to section 6101.75 of the Revised Code; 252

(e) A special police officer employed by the department of mental health and addiction services pursuant to section 5119.08 of the Revised Code or the department of developmental disabilities pursuant to section 5123.13 of the Revised Code;	253 254 255 256
(f) An enforcement agent of the department of public safety whom the director of public safety designates under section 5502.14 of the Revised Code;	257 258 259
(g) A special police officer employed by a port authority under section 4582.04 or 4582.28 of the Revised Code;	260 261
(h) A special police officer employed by a municipal corporation at a municipal airport, or other municipal air navigation facility, that has scheduled operations, as defined in section 119.3 of Title 14 of the Code of Federal Regulations, 14 C.F.R. 119.3, as amended, and that is required to be under a security program and is governed by aviation security rules of the transportation security administration of the United States department of transportation as provided in Parts 1542. and 1544. of Title 49 of the Code of Federal Regulations, as amended.	262 263 264 265 266 267 268 269 270 271
(3) For purposes of division (B) of this section, a state, county, municipal, or department of natural resources peace officer basic training program, regardless of whether the program is to be completed by peace officers appointed on a permanent or temporary, probationary, or other nonpermanent basis, shall include training in the handling of the offense of domestic violence, other types of domestic violence-related offenses and incidents, <u>and protection orders and consent agreements issued or approved under section 2919.26 or 3113.31 of the Revised Code</u> , <u>crisis intervention training</u> ; <u>training, in accordance with the rules adopted under section 109.805 of</u>	272 273 274 275 276 277 278 279 280 281 282

the Revised Code, in performing law enforcement duties and 283  
handling law enforcement matters without engaging in biased 284  
policing or status-based profiling as described in section 285  
2933.85 of the Revised Code; and training on companion animal 286  
encounters and companion animal behavior. The requirement to 287  
complete training in the handling of the offense of domestic 288  
violence, other types of domestic violence-related offenses and 289  
incidents, and protection orders and consent agreements issued 290  
or approved under section 2919.26 or 3113.31 of the Revised Code 291  
does not apply to any person serving as a peace officer on March 292  
27, 1979, ~~and~~ the requirement to complete training in crisis 293  
intervention does not apply to any person serving as a peace 294  
officer on April 4, 1985, and the requirement to complete 295  
training in performing law enforcement duties and handling law 296  
enforcement matters without engaging in biased policing or 297  
status-based profiling, as described in section 2933.85 of the 298  
Revised Code, does not apply to any person serving as a peace 299  
officer on the effective date of this amendment. Any person who 300  
is serving as a peace officer on April 4, 1985, who terminates 301  
that employment after that date, and who subsequently is hired 302  
as a peace officer by the same or another law enforcement agency 303  
shall complete training in crisis intervention as prescribed by 304  
rules adopted by the attorney general pursuant to section 305  
109.742 of the Revised Code. Any person who is serving as a 306  
peace officer on the effective date of this amendment who 307  
terminates that employment after that date and who subsequently 308  
is hired as a peace officer by the same or another law 309  
enforcement agency shall complete training in performing law 310  
enforcement duties and handling law enforcement matters without 311  
engaging in biased policing or status-based profiling as 312  
described in section 2933.85 of the Revised Code, as prescribed 313  
by rules adopted by the attorney general pursuant to section 314

109.805 of the Revised Code. No peace officer shall have 315  
employment as a peace officer terminated and then be reinstated 316  
with intent to circumvent this section. 317

The training regarding biased policing and status-based 318  
profiling described in division (B)(3) of this section shall be 319  
made available online. 320

(4) Division (B) of this section does not apply to any 321  
person serving on a permanent basis on March 28, 1985, as a park 322  
officer, forest officer, preserve officer, wildlife officer, or 323  
state watercraft officer of the department of natural resources 324  
or as an employee of a park district under section 511.232 or 325  
1545.13 of the Revised Code, to any person serving on a 326  
permanent basis on March 6, 1986, as an employee of a 327  
conservancy district designated pursuant to section 6101.75 of 328  
the Revised Code, to any person serving on a permanent basis on 329  
January 10, 1991, as a preserve officer of the department of 330  
natural resources, to any person employed on a permanent basis 331  
on July 2, 1992, as a special police officer by the department 332  
of mental health and addiction services pursuant to section 333  
5119.08 of the Revised Code or by the department of 334  
developmental disabilities pursuant to section 5123.13 of the 335  
Revised Code, to any person serving on a permanent basis on May 336  
17, 2000, as a special police officer employed by a port 337  
authority under section 4582.04 or 4582.28 of the Revised Code, 338  
to any person serving on a permanent basis on March 19, 2003, as 339  
a special police officer employed by a municipal corporation at 340  
a municipal airport or other municipal air navigation facility 341  
described in division (A)(19) of section 109.71 of the Revised 342  
Code, to any person serving on a permanent basis on June 19, 343  
1978, as a state university law enforcement officer pursuant to 344  
section 3345.04 of the Revised Code and who, immediately prior 345

to June 19, 1978, was serving as a special police officer 346  
designated under authority of that section, or to any person 347  
serving on a permanent basis on September 20, 1984, as a liquor 348  
control investigator, known after June 30, 1999, as an 349  
enforcement agent of the department of public safety, engaged in 350  
the enforcement of Chapters 4301. and 4303. of the Revised Code. 351

(5) Division (B) of this section does not apply to any 352  
person who is appointed as a regional transit authority police 353  
officer pursuant to division (Y) of section 306.35 of the 354  
Revised Code if, on or before July 1, 1996, the person has 355  
completed satisfactorily an approved state, county, municipal, 356  
or department of natural resources peace officer basic training 357  
program and has been awarded a certificate by the executive 358  
director of the Ohio peace officer training commission attesting 359  
to the person's satisfactory completion of such an approved 360  
program and if, on July 1, 1996, the person is performing peace 361  
officer functions for a regional transit authority. 362

(C) No person, after September 20, 1984, shall receive an 363  
original appointment on a permanent basis as a veterans' home 364  
police officer designated under section 5907.02 of the Revised 365  
Code unless the person previously has been awarded a certificate 366  
by the executive director of the Ohio peace officer training 367  
commission attesting to the person's satisfactory completion of 368  
an approved police officer basic training program. Every person 369  
who is appointed on a temporary basis or for a probationary term 370  
or on other than a permanent basis as a veterans' home police 371  
officer designated under section 5907.02 of the Revised Code 372  
shall forfeit that position unless the person previously has 373  
completed satisfactorily or, within one year from the time of 374  
appointment, satisfactorily completes an approved police officer 375  
basic training program. 376

(D) No bailiff or deputy bailiff of a court of record of this state and no criminal investigator who is employed by the state public defender shall carry a firearm, as defined in section 2923.11 of the Revised Code, while on duty unless the bailiff, deputy bailiff, or criminal investigator has done or received one of the following:

(1) Has been awarded a certificate by the executive director of the Ohio peace officer training commission, which certificate attests to satisfactory completion of an approved state, county, or municipal basic training program for bailiffs and deputy bailiffs of courts of record and for criminal investigators employed by the state public defender that has been recommended by the Ohio peace officer training commission;

(2) Has successfully completed a firearms training program approved by the Ohio peace officer training commission prior to employment as a bailiff, deputy bailiff, or criminal investigator;

(3) Prior to June 6, 1986, was authorized to carry a firearm by the court that employed the bailiff or deputy bailiff or, in the case of a criminal investigator, by the state public defender and has received training in the use of firearms that the Ohio peace officer training commission determines is equivalent to the training that otherwise is required by division (D) of this section.

(E) (1) Before a person seeking a certificate completes an approved peace officer basic training program, the executive director of the Ohio peace officer training commission shall request the person to disclose, and the person shall disclose, any previous criminal conviction of or plea of guilty of that person to a felony.

(2) Before a person seeking a certificate completes an approved peace officer basic training program, the executive director shall request a criminal history records check on the person. The executive director shall submit the person's fingerprints to the bureau of criminal identification and investigation, which shall submit the fingerprints to the federal bureau of investigation for a national criminal history records check.

Upon receipt of the executive director's request, the bureau of criminal identification and investigation and the federal bureau of investigation shall conduct a criminal history records check on the person and, upon completion of the check, shall provide a copy of the criminal history records check to the executive director. The executive director shall not award any certificate prescribed in this section unless the executive director has received a copy of the criminal history records check on the person to whom the certificate is to be awarded.

(3) The executive director of the commission shall not award a certificate prescribed in this section to a person who has been convicted of or has pleaded guilty to a felony or who fails to disclose any previous criminal conviction of or plea of guilty to a felony as required under division (E)(1) of this section.

(4) The executive director of the commission shall revoke the certificate awarded to a person as prescribed in this section, and that person shall forfeit all of the benefits derived from being certified as a peace officer under this section, if the person, before completion of an approved peace officer basic training program, failed to disclose any previous criminal conviction of or plea of guilty to a felony as required

under division (E) (1) of this section. 437

(F) (1) Regardless of whether the person has been awarded 438  
the certificate or has been classified as a peace officer prior 439  
to, on, or after October 16, 1996, the executive director of the 440  
Ohio peace officer training commission shall revoke any 441  
certificate that has been awarded to a person as prescribed in 442  
this section if the person does either of the following: 443

(a) Pleads guilty to a felony committed on or after 444  
January 1, 1997; 445

(b) Pleads guilty to a misdemeanor committed on or after 446  
January 1, 1997, pursuant to a negotiated plea agreement as 447  
provided in division (D) of section 2929.43 of the Revised Code 448  
in which the person agrees to surrender the certificate awarded 449  
to the person under this section. 450

(2) The executive director of the commission shall suspend 451  
any certificate that has been awarded to a person as prescribed 452  
in this section if the person is convicted, after trial, of a 453  
felony committed on or after January 1, 1997. The executive 454  
director shall suspend the certificate pursuant to division (F) 455  
(2) of this section pending the outcome of an appeal by the 456  
person from that conviction to the highest court to which the 457  
appeal is taken or until the expiration of the period in which 458  
an appeal is required to be filed. If the person files an appeal 459  
that results in that person's acquittal of the felony or 460  
conviction of a misdemeanor, or in the dismissal of the felony 461  
charge against that person, the executive director shall 462  
reinstate the certificate awarded to the person under this 463  
section. If the person files an appeal from that person's 464  
conviction of the felony and the conviction is upheld by the 465  
highest court to which the appeal is taken or if the person does 466

not file a timely appeal, the executive director shall revoke 467  
the certificate awarded to the person under this section. 468

(G) (1) If a person is awarded a certificate under this 469  
section and the certificate is revoked pursuant to division (E) 470  
(4) or (F) of this section, the person shall not be eligible to 471  
receive, at any time, a certificate attesting to the person's 472  
satisfactory completion of a peace officer basic training 473  
program. 474

(2) The revocation or suspension of a certificate under 475  
division (E) (4) or (F) of this section shall be in accordance 476  
with Chapter 119. of the Revised Code. 477

(H) (1) A person who was employed as a peace officer of a 478  
county, township, or municipal corporation of the state on 479  
January 1, 1966, and who has completed at least sixteen years of 480  
full-time active service as such a peace officer, or equivalent 481  
service as determined by the executive director of the Ohio 482  
peace officer training commission, may receive an original 483  
appointment on a permanent basis and serve as a peace officer of 484  
a county, township, or municipal corporation, or as a state 485  
university law enforcement officer, without complying with the 486  
requirements of division (B) of this section. 487

(2) Any person who held an appointment as a state highway 488  
trooper on January 1, 1966, may receive an original appointment 489  
on a permanent basis and serve as a peace officer of a county, 490  
township, or municipal corporation, or as a state university law 491  
enforcement officer, without complying with the requirements of 492  
division (B) of this section. 493

(I) No person who is appointed as a peace officer of a 494  
county, township, or municipal corporation on or after April 9, 495

1985, shall serve as a peace officer of that county, township, 496  
or municipal corporation unless the person has received training 497  
in the handling of missing children and child abuse and neglect 498  
cases from an approved state, county, township, or municipal 499  
police officer basic training program or receives the training 500  
within the time prescribed by rules adopted by the attorney 501  
general pursuant to section 109.741 of the Revised Code. 502

(J) No part of any approved state, county, or municipal 503  
basic training program for bailiffs and deputy bailiffs of 504  
courts of record and no part of any approved state, county, or 505  
municipal basic training program for criminal investigators 506  
employed by the state public defender shall be used as credit 507  
toward the completion by a peace officer of any part of the 508  
approved state, county, or municipal peace officer basic 509  
training program that the peace officer is required by this 510  
section to complete satisfactorily. 511

(K) This section does not apply to any member of the 512  
police department of a municipal corporation in an adjoining 513  
state serving in this state under a contract pursuant to section 514  
737.04 of the Revised Code. 515

**Sec. 109.79.** (A) The Ohio peace officer training 516  
commission shall establish and conduct a training school for law 517  
enforcement officers of any political subdivision of the state 518  
or of the state public defender's office. The school shall be 519  
known as the Ohio peace officer training academy. No bailiff or 520  
deputy bailiff of a court of record of this state and no 521  
criminal investigator employed by the state public defender 522  
shall be permitted to attend the academy for training unless the 523  
employing court of the bailiff or deputy bailiff or the state 524  
public defender, whichever is applicable, has authorized the 525

bailiff, deputy bailiff, or investigator to attend the academy. 526

The Ohio peace officer training commission shall develop 527  
the training program, which shall include courses in both the 528  
civil and criminal functions of law enforcement officers, a 529  
course in crisis intervention with six or more hours of 530  
training, training in the handling of missing children and child 531  
abuse and neglect cases, training in performing law enforcement 532  
duties and handling law enforcement matters without engaging in 533  
biased policing or status-based profiling as described in 534  
section 2933.85 of the Revised Code, and training on companion 535  
animal encounters and companion animal behavior, and shall 536  
establish rules governing qualifications for admission to the 537  
academy. The training regarding biased policing and status-based 538  
profiling shall be consistent with the training specified in the 539  
rules adopted under section 109.805 of the Revised Code, and 540  
shall be available online. The commission may require 541  
competitive examinations to determine fitness of prospective 542  
trainees, so long as the examinations or other criteria for 543  
admission to the academy are consistent with the provisions of 544  
Chapter 124. of the Revised Code. 545

The Ohio peace officer training commission shall determine 546  
tuition costs sufficient in the aggregate to pay the costs of 547  
operating the academy. The costs of acquiring and equipping the 548  
academy shall be paid from appropriations made by the general 549  
assembly to the Ohio peace officer training commission for that 550  
purpose, from gifts or grants received for that purpose, or from 551  
fees for goods related to the academy. 552

The Ohio peace officer training commission shall create a 553  
gaming-related curriculum for gaming agents. The Ohio peace 554  
officer training commission shall use money distributed to the 555

Ohio peace officer training academy from the Ohio law 556  
enforcement training fund to first support the academy's 557  
training programs for gaming agents and gaming-related 558  
curriculum. The Ohio peace officer training commission may 559  
utilize existing training programs in other states that 560  
specialize in training gaming agents. 561

The law enforcement officers, during the period of their 562  
training, shall receive compensation as determined by the 563  
political subdivision that sponsors them or, if the officer is a 564  
criminal investigator employed by the state public defender, as 565  
determined by the state public defender. The political 566  
subdivision may pay the tuition costs of the law enforcement 567  
officers they sponsor and the state public defender may pay the 568  
tuition costs of criminal investigators of that office who 569  
attend the academy. 570

If trainee vacancies exist, the academy may train and 571  
issue certificates of satisfactory completion to peace officers 572  
who are employed by a campus police department pursuant to 573  
section 1713.50 of the Revised Code, by a qualified nonprofit 574  
corporation police department pursuant to section 1702.80 of the 575  
Revised Code, or by a railroad company, who are amusement park 576  
police officers appointed and commissioned by a judge of the 577  
appropriate municipal court or county court pursuant to section 578  
4973.17 of the Revised Code, or who are bank, savings and loan 579  
association, savings bank, credit union, or association of 580  
banks, savings and loan associations, savings banks, or credit 581  
unions, or hospital police officers appointed and commissioned 582  
by the secretary of state pursuant to sections 4973.17 to 583  
4973.22 of the Revised Code, provided that no such officer shall 584  
be trained at the academy unless the officer meets the 585  
qualifications established for admission to the academy and the 586

qualified nonprofit corporation police department; bank, savings 587  
and loan association, savings bank, credit union, or association 588  
of banks, savings and loan associations, savings banks, or 589  
credit unions; railroad company; hospital; or amusement park or 590  
the private college or university that established the campus 591  
police department prepays the entire cost of the training. A 592  
qualified nonprofit corporation police department; bank, savings 593  
and loan association, savings bank, credit union, or association 594  
of banks, savings and loan associations, savings banks, or 595  
credit unions; railroad company; hospital; or amusement park or 596  
a private college or university that has established a campus 597  
police department is not entitled to reimbursement from the 598  
state for any amount paid for the cost of training the bank, 599  
savings and loan association, savings bank, credit union, or 600  
association of banks, savings and loan associations, savings 601  
banks, or credit unions peace officers; the railroad company's 602  
peace officers; or the peace officers of the qualified nonprofit 603  
corporation police department, campus police department, 604  
hospital, or amusement park. 605

The academy shall permit investigators employed by the 606  
state medical board to take selected courses that the board 607  
determines are consistent with its responsibilities for initial 608  
and continuing training of investigators as required under 609  
sections 4730.26 and 4731.05 of the Revised Code. The board 610  
shall pay the entire cost of training that investigators receive 611  
at the academy. 612

The academy shall permit tactical medical professionals to 613  
attend training courses at the academy that are designed to 614  
qualify the professionals to carry firearms while on duty under 615  
section 109.771 of the Revised Code and that provide training 616  
comparable to training mandated under the rules required by 617

division (A) of section 109.748 of the Revised Code. The 618  
executive director of the Ohio peace officer training commission 619  
may certify tactical medical professionals who satisfactorily 620  
complete the training courses. The law enforcement agency served 621  
by a tactical medical professional who attends the academy may 622  
pay the tuition costs of the professional. 623

(B) As used in this section: 624

(1) "Law enforcement officers" include any undercover drug 625  
agent, any bailiff or deputy bailiff of a court of record, and 626  
any criminal investigator who is employed by the state public 627  
defender. 628

(2) "Undercover drug agent" means any person who: 629

(a) Is employed by a county, township, or municipal 630  
corporation for the purposes set forth in division (B)(2)(b) of 631  
this section but who is not an employee of a county sheriff's 632  
department, of a township constable, or of the police department 633  
of a municipal corporation or township; 634

(b) In the course of the person's employment by a county, 635  
township, or municipal corporation, investigates and gathers 636  
information pertaining to persons who are suspected of violating 637  
Chapter 2925. or 3719. of the Revised Code, and generally does 638  
not wear a uniform in the performance of the person's duties. 639

(3) "Crisis intervention training" has the same meaning as 640  
in section 109.71 of the Revised Code. 641

(4) "Missing children" has the same meaning as in section 642  
2901.30 of the Revised Code. 643

(5) "Companion animal" has the same meaning as in section 644  
959.131 of the Revised Code. 645

**Sec. 109.80.** (A) The Ohio peace officer training 646  
commission shall develop and conduct a basic training course 647  
lasting at least three weeks for appointed and newly elected 648  
sheriffs appointed or elected on or after January 1, 1988, and 649  
shall establish criteria for what constitutes successful 650  
completion of the course. The basic training course shall 651  
include instruction in contemporary law enforcement, criminal 652  
investigations, the judicial process, civil rules, corrections, 653  
and other topics relevant to the duties and operations of the 654  
office of sheriff. The basic training course also shall include 655  
training in performing law enforcement duties and handling law 656  
enforcement matters without engaging in biased policing or 657  
status-based profiling as described in section 2933.85 of the 658  
Revised Code. Such training shall be consistent with the 659  
training specified in the rules adopted under division (B)(4) of 660  
section 109.803 and section 109.805 of the Revised Code and be 661  
made available online. The commission shall offer the course 662  
every four years within six months after the general election of 663  
sheriffs in each county and at other times when it is needed to 664  
permit sheriffs to attend within six months after appointment or 665  
election. The course shall be conducted by the Ohio peace 666  
officer training academy. ~~The council~~ commission shall provide 667  
that not less than two weeks of the course conducted within six 668  
months after the general election of sheriffs in each county 669  
shall be conducted prior to the first Monday in January next 670  
after that general election. 671

(B) The attorney general shall appoint a continuing 672  
education committee, consisting of not fewer than five nor more 673  
than seven members, including but not limited to, members of the 674  
Ohio peace officer training commission and sheriffs. The 675  
commission and the committee jointly shall determine the type of 676

continuing education required for sheriffs to complete the 677  
requirements of division (E) of section 311.01 of the Revised 678  
Code, shall include as a required part of that continuing 679  
education training in performing law enforcement duties and 680  
handling law enforcement matters without engaging in biased 681  
policing or status-based profiling as described in section 682  
2933.85 of the Revised Code, and shall establish criteria for 683  
what constitutes successful completion of the requirement. The 684  
training in performing law enforcement duties and handling law 685  
enforcement matters without engaging in biased policing or 686  
status-based profiling shall be consistent with the training 687  
specified in the rules adopted under division (B)(4) of section 688  
109.803 and section 109.805 of the Revised Code and shall be 689  
made available online. The committee shall approve the courses 690  
that sheriffs may attend to complete the continuing education 691  
requirement and shall publish an approved list of those courses. 692  
The commission shall maintain a list of approved training 693  
schools that sheriffs may attend to complete the continuing 694  
education requirement. Upon request, the committee may approve 695  
courses other than those courses conducted as part of a 696  
certified law enforcement manager program. 697

(C) Upon presentation of evidence by a sheriff that 698  
because of medical disability or for other good cause ~~that~~ the 699  
sheriff is unable to complete the basic or continuing education 700  
requirement, the commission may waive the requirement until the 701  
disability or cause terminates. 702

(D) As used in this section, "newly elected sheriff" means 703  
a person who did not hold the office of sheriff of a county on 704  
the date the person was elected sheriff of that county. 705

**Sec. 109.803.** (A) (1) Subject to divisions (A) (2) and (B) 706

of this section, every appointing authority shall require each 707  
of its appointed peace officers and troopers to complete up to 708  
twenty-four hours of continuing professional training each 709  
calendar year, as directed by the Ohio peace officer training 710  
commission. The number of hours directed by the commission, up 711  
to twenty-four hours, is intended to be a minimum requirement, 712  
and appointing authorities are encouraged to exceed the number 713  
of hours the commission directs as the minimum. The commission 714  
shall set the required minimum number of hours based upon 715  
available funding for reimbursement as described in this 716  
division. If no funding for the reimbursement is available, no 717  
continuing professional training will be required. 718

(2) An appointing authority may submit a written request 719  
to the peace officer training commission that requests for a 720  
calendar year because of emergency circumstances an extension of 721  
the time within which one or more of its appointed peace 722  
officers or troopers must complete the required minimum number 723  
of hours of continuing professional training set by the 724  
commission, as described in division (A)(1) of this section. A 725  
request made under this division shall set forth the name of 726  
each of the appointing authority's peace officers or troopers 727  
for whom an extension is requested, identify the emergency 728  
circumstances related to that peace officer or trooper, include 729  
documentation of those emergency circumstances, and set forth 730  
the date on which the request is submitted to the commission. A 731  
request shall be made under this division not later than the 732  
fifteenth day of December in the calendar year for which the 733  
extension is requested. 734

Upon receipt of a written request made under this 735  
division, the executive director of the commission shall review 736  
the request and the submitted documentation. If the executive 737

director of the commission is satisfied that emergency 738  
circumstances exist for any peace officer or trooper for whom a 739  
request was made under this division, the executive director may 740  
approve the request for that peace officer or trooper and grant 741  
an extension of the time within which that peace officer or 742  
trooper must complete the required minimum number of hours of 743  
continuing professional training set by the commission. An 744  
extension granted under this division may be for any period of 745  
time the executive director believes to be appropriate, and the 746  
executive director shall specify in the notice granting the 747  
extension the date on which the extension ends. Not later than 748  
thirty days after the date on which a request is submitted to 749  
the commission, for each peace officer and trooper for whom an 750  
extension is requested, the executive director either shall 751  
approve the request and grant an extension or deny the request 752  
and deny an extension and shall send to the appointing authority 753  
that submitted the request written notice of the executive 754  
director's decision. 755

If the executive director grants an extension of the time 756  
within which a particular appointed peace officer or trooper of 757  
an appointing authority must complete the required minimum 758  
number of hours of continuing professional training set by the 759  
commission, the appointing authority shall require that peace 760  
officer or trooper to complete the required minimum number of 761  
hours of training not later than the date on which the extension 762  
ends. 763

(B) With the advice of the Ohio peace officer training 764  
commission, the attorney general shall adopt in accordance with 765  
Chapter 119. of the Revised Code rules setting forth minimum 766  
standards for continuing professional training for peace 767  
officers and troopers and governing the administration of 768

continuing professional training programs for peace officers and 769  
troopers. The rules adopted by the attorney general under 770  
division (B) of this section shall do all of the following: 771

(1) Allow peace officers and troopers to earn credit for 772  
up to four hours of continuing professional training for time 773  
spent while on duty providing drug use prevention education 774  
training that utilizes evidence-based curricula to students in 775  
school districts, community schools established under Chapter 776  
3314., STEM schools established under Chapter 3326., and 777  
college-preparatory boarding schools established under Chapter 778  
3328. of the Revised Code. 779

(2) Allow a peace officer or trooper appointed by a law 780  
enforcement agency to earn hours of continuing professional 781  
training for other peace officers or troopers appointed by the 782  
law enforcement agency by providing drug use prevention 783  
education training under division (B) (1) of this section so that 784  
hours earned by the peace officer or trooper providing the 785  
training in excess of four hours may be applied to offset the 786  
number of continuing professional training hours required of 787  
another peace officer or trooper appointed by that law 788  
enforcement agency. 789

(3) Prohibit the use of continuing professional training 790  
hours earned under division (B) (1) or (2) of this section from 791  
being used to offset any mandatory hands-on training 792  
requirement. 793

(4) Require training in performing law enforcement duties 794  
and handling law enforcement matters without engaging in biased 795  
policing and status-based profiling, as described in section 796  
2933.85 of the Revised Code, and make such training available 797  
online. The training shall include the following: 798

(a) Training on how law enforcement officers and officials should perform law enforcement duties and handle law enforcement matters without engaging in biased policing or status-based profiling; 799  
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(b) Educational materials that provide an understanding of the historical and cultural systems that perpetuate biased policing and status-based profiling, assistance in identifying biased policing and status-based profiling practices, and self-evaluation strategies for officers to preempt biased policing and status-based profiling prior to stopping an individual. 803  
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(c) The attorney general shall transmit a certified copy of any rule adopted under this section to the secretary of state. 809  
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**Sec. 109.805.** The attorney general shall do all of the following: 812  
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(A) Adopt, in accordance with Chapter 119. or pursuant to section 109.74 of the Revised Code, rules governing the training of peace officers in performing law enforcement duties and handling law enforcement matters without engaging in biased policing or status-based profiling, including biased policing and status-based profiling of the type described in section 2933.85 of the Revised Code. The rules shall specify the amount of that training necessary for the satisfactory completion of basic training programs at approved peace officer training schools other than the Ohio peace officer training academy. The rules shall require that the training include, but not be limited to, materials that provide an understanding of the historical and cultural systems that perpetuate biased policing and status-based profiling, assistance in identifying biased policing and status-based profiling practices, and self- 814  
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evaluation strategies for officers to preempt biased policing or 829  
status-based profiling prior to stopping an individual. The 830  
rules shall require that such training be made available online. 831

(B) Adopt reasonable rules under Chapter 119. of the 832  
Revised Code prescribing the format and timing of the submission 833  
by law enforcement agencies under division (C) (1) of section 834  
2933.87 of the Revised Code of information gathered under 835  
divisions (A) and (B) of that section. 836

(C) In accordance with division (C) of section 2933.87 of 837  
the Revised Code, analyze all data submitted to the attorney 838  
general pursuant to that division, publish the data and the 839  
analysis of the data in a report, and distribute copies of the 840  
report as required by that section. 841

**Sec. 109.806.** (A) There is hereby created within the 842  
office of the attorney general the racial and identity profiling 843  
advisory board. The board is established for the purpose of 844  
eliminating biased policing and status-based profiling as 845  
described in section 2933.85 of the Revised Code, and improving 846  
diversity and racial and identity sensitivity in law 847  
enforcement. 848

(B) Unless otherwise stated in this division, the governor 849  
shall appoint members to the board with the advice and consent 850  
of the senate. The board shall consist of the following members: 851

(1) The attorney general, the state public defender, and 852  
the superintendent of the state highway patrol, or their 853  
designees; 854

(2) The president of the Ohio association of chiefs of 855  
police, or the president's designee; 856

(3) The president of the buckeye state sheriffs' 857

- association, or the president's designee; 858
- (4) Two members of the senate, one appointed by the 859  
president of the senate and one appointed by the minority leader 860  
of the senate; 861
- (5) Two members of the house of representatives, one 862  
appointed by the speaker of the house of representatives and one 863  
appointed by the minority leader of the house of 864  
representatives; 865
- (6) A member of the general assembly appointed by the Ohio 866  
legislative black caucus; 867
- (7) A university professor who specializes in policing and 868  
racial and identity equity; 869
- (8) Two representatives of civil or human rights nonprofit 870  
organizations who specialize in civil or human rights; 871
- (9) Two representatives of community organizations who 872  
specialize in civil or human rights and criminal justice and who 873  
work with victims of biased policing or status-based profiling, 874  
with at least one of the representatives being between sixteen 875  
and twenty-four years of age; 876
- (10) Two religious clergy members with experience in 877  
addressing and reducing racial and identity bias toward 878  
individuals and groups. 879
- (C) The board shall have the following annual duties: 880
- (1) Assist the attorney general in analyzing the data 881  
reported by law enforcement agencies pursuant to division (C) of 882  
section 2933.87 of the Revised Code; 883
- (2) Assess state and local law enforcement training 884

regarding biased policing and status-based profiling; 885

(3) Work in partnership with state and local law 886  
enforcement agencies to review and analyze biased policing and 887  
status-based profiling policies and practices across geographic 888  
areas in Ohio; 889

(4) Conduct evidence-based research or consult available 890  
research on intentional and implicit biases and law enforcement 891  
stop, search, and seizure tactics; 892

(5) Hold at least three public meetings across the state 893  
to discuss biased policing and status-based profiling and 894  
potential reforms to prevent those practices, and provide public 895  
notice of each meeting at least sixty days before each meeting; 896

(6) Issue an annual report that provides the board's 897  
assessment of biased policing and status-based profiling in the 898  
state, detailed findings on the past and current status of 899  
racial and identity profiling, and policy recommendations to 900  
eliminate biased policing and status-based profiling. 901

(D) The annual report of the board is a public record and 902  
shall be posted on the attorney general's web site. Previous 903  
annual reports shall be retained and kept available on the web 904  
site. 905

(E) (1) Members of the board shall serve initial four-year 906  
terms. At the end of each term the original appointing authority 907  
may renew the member's appointment. Any vacancy that occurs on 908  
the board shall be filled in the same manner as the original 909  
appointment. 910

(2) The board shall annually elect two of its members as 911  
co-chairpersons. No action of the board shall be valid unless 912  
agreed to by a majority of its members. 913

<u>(3) Members of the board shall serve without compensation.</u>	914
<u>Sec. 2933.84. (A) As used in sections 2933.84 to 2933.88</u>	915
<u>of the Revised Code:</u>	916
<u>(A) "Gender identity" means the gender-related identity,</u>	917
<u>appearance, or mannerisms or other gender-related</u>	918
<u>characteristics of an individual, with or without regard to the</u>	919
<u>individual's designated gender at birth.</u>	920
<u>(B) "Minority group" means any of the following:</u>	921
<u>(1) African Americans, including, but not limited to,</u>	922
<u>persons of African descent;</u>	923
<u>(2) Latinos, including, but not limited to, persons of</u>	924
<u>Hispanic descent;</u>	925
<u>(3) Persons of Arab or Middle Eastern descent or</u>	926
<u>appearance;</u>	927
<u>(4) Asians;</u>	928
<u>(5) Native Americans;</u>	929
<u>(6) Pacific Islanders;</u>	930
<u>(7) Any persons not described in division (A) (2) (a), (b),</u>	931
<u>(c), (d), (e), or (f) of this section who are members of a</u>	932
<u>socially or economically disadvantaged group, whose disadvantage</u>	933
<u>arises from discrimination on the basis of race, religion, sex,</u>	934
<u>disability, military status, national origin, ancestry, or other</u>	935
<u>similar cause.</u>	936
<u>(C) Except as otherwise provided in this division, "minor</u>	937
<u>traffic violation" means any violation of a prohibition set</u>	938
<u>forth in Title XLV of the Revised Code or of an ordinance of a</u>	939
<u>municipal corporation that is substantially equivalent to any</u>	940

prohibition set forth in Title XLV of the Revised Code. "Minor traffic violation" does not include any violation that is a moving violation as defined in section 2743.70 of the Revised Code. 941  
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(D) "Sexual orientation" means actual or perceived heterosexuality, homosexuality, or bisexuality. 945  
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(F) "Traffic stop" means a law enforcement officer's stop of a motor vehicle, bicycle, or pedestrian for any minor traffic violation. 947  
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Sec. 2933.85. (A) No law enforcement officer shall do any of the following: 950  
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(1) Engage in a practice of targeting or stopping an individual who is a motorist, bicyclist, or pedestrian on the basis, in whole or in part, of the ethnic, minority group, religious affiliation, sexual orientation, or gender identity status of the individual by means of detention, interdiction, or other disparate treatment, unless that status is used in combination with one or more other identifying factors seeking to apprehend a specific suspect whose ethnic, minority group, religious affiliation, sexual orientation, or gender identity status as perceived by the officer is part of the description of the suspect and that description is timely and reliable; 952  
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(2) Use any violation of any state or local traffic law as a pretense for stopping a motor vehicle, bicycle, or pedestrian for any reason, unless the reason for the stop is the occurrence of an offense that the officer can explicitly articulate; 963  
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(3) Request an operator of a motor vehicle or bicycle that is stopped solely for a minor traffic violation, or a pedestrian who is stopped solely for a minor traffic violation, to consent 967  
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to a search by the officer of the motor vehicle or bicycle or of 970  
the pedestrian; 971

(4) After a traffic stop of a motor vehicle, bicycle, or 972  
pedestrian, detain the motor vehicle, its operator, or its 973  
passengers, the bicycle or its operator, or the pedestrian to 974  
provide time for arrival of a canine unit or any other animal 975  
used in an inspection or sniffing of a motor vehicle, bicycle, 976  
or person, or otherwise extend the traffic stop beyond the time 977  
reasonably necessary to address the traffic violation that is 978  
the basis of the stop, unless there exists probable cause to 979  
believe that the operator of the vehicle or bicycle, one or more 980  
passengers of the vehicle, or the pedestrian has been involved 981  
in criminal activity. 982

(B) No official of a law enforcement agency shall engage 983  
in, or authorize or allow the law enforcement officers the 984  
agency employs or is served by to engage in a practice of 985  
targeting or stopping an individual who is a motorist, 986  
bicyclist, or pedestrian on the basis, in whole or in part, of 987  
the ethnic, minority group, religious affiliation, sexual 988  
orientation, or gender identity status of the individual by 989  
means of detention, interdiction, or other disparate treatment, 990  
unless that status is used in combination with one or more other 991  
identifying factors seeking to apprehend a specific suspect 992  
whose ethnic, minority group, religious affiliation, sexual 993  
orientation, or gender identity status as perceived by the 994  
officer is part of the description of the suspect and that 995  
description is timely and reliable. 996

**Sec. 2933.86.** Within one year of the effective date of 997  
this section, each law enforcement agency in this state that 998  
employs or is served by any law enforcement officer shall do all 999

of the following: 1000

(A) Develop and maintain a policy that is designed to 1001  
eliminate biased policing and status-based profiling by the 1002  
agency and its law enforcement officers, including biased 1003  
policing and status-based profiling of the type described in 1004  
section 2933.85 of the Revised Code, and to cease existing 1005  
practices by the agency and its officers that permit, 1006  
perpetuate, or encourage biased policing and status-based 1007  
profiling; 1008

(B) Require a law enforcement officer or official, who is 1009  
employed by or serves the agency and violates section 2933.85 of 1010  
the Revised Code, to retake the biased policing and status-based 1011  
profiling training offered under section 109.80 or 109.803, as 1012  
applicable, within a reasonable period of time after the 1013  
violation. 1014

**Sec. 2933.87.** (A)(1) Whenever a law enforcement officer 1015  
causes the stop, delay, or questioning of the operator of a 1016  
motor vehicle, the operator of a bicycle, or a pedestrian, the 1017  
law enforcement agency that employs or is served by the law 1018  
enforcement officer shall obtain from the law enforcement 1019  
officer and record all of the following data: 1020

(a) Regarding a motor vehicle or bicycle, a description of 1021  
the motor vehicle or bicycle, including its manufacturer and 1022  
model; 1023

(b) Regarding a motor vehicle, the identifying numerals, 1024  
letters, or numerals and letters that appear on the motor 1025  
vehicle's license plate; 1026

(c) The race, ethnicity, approximate age, and gender of 1027  
the operator and all passengers of the motor vehicle, the 1028

<u>operator of the bicycle, or the pedestrian;</u>	1029
<u>(d) The location of the stop, delay, or questioning,</u>	1030
<u>including the street and address number;</u>	1031
<u>(e) The approximate duration of the stop, delay, or</u>	1032
<u>questioning;</u>	1033
<u>(f) The basis for the stop, delay, or questioning,</u>	1034
<u>including any local, state, or federal offense alleged to have</u>	1035
<u>been committed by the operator or any passenger of the motor</u>	1036
<u>vehicle, the operator of the bicycle, or the pedestrian;</u>	1037
<u>(g) The date on which and exact time at which the stop,</u>	1038
<u>delay, or questioning occurred.</u>	1039
<u>(2) A law enforcement officer conducting a stop, delay, or</u>	1040
<u>questioning shall base the identification of the characteristics</u>	1041
<u>described in divisions (A) (1) (a) to (g) of this section on the</u>	1042
<u>observation and perception of the law enforcement officer. The</u>	1043
<u>law enforcement officer shall not ask the operator of or a</u>	1044
<u>passenger in the involved motor vehicle, the operator of the</u>	1045
<u>involved bicycle, or the involved pedestrian, whichever is</u>	1046
<u>applicable, to provide the information regarding those</u>	1047
<u>characteristics.</u>	1048
<u>(B) Whenever a law enforcement officer conducts a search</u>	1049
<u>or inventory of a motor vehicle or bicycle, or otherwise causes</u>	1050
<u>a motor vehicle, bicycle, or pedestrian to be inspected or</u>	1051
<u>sniffed by a canine unit or any other animal for the detection</u>	1052
<u>of illegal drugs or contraband, the law enforcement agency that</u>	1053
<u>employs or is served by the law enforcement officer shall obtain</u>	1054
<u>from the law enforcement officer and record all of the following</u>	1055
<u>data:</u>	1056
<u>(1) The legal basis and rationale for the stop, search,</u>	1057

inventory, or sniffing of the motor vehicle, bicycle, or 1058  
pedestrian; 1059

(2) The nature of any contraband that was discovered in 1060  
the course of the search, inventory, or sniffing; 1061

(3) The exact oral or written warning or instructions 1062  
given to the operator of or passenger in the motor vehicle, the 1063  
operator of the bicycle, or the pedestrian prior to the search, 1064  
inventory, or sniffing; 1065

(4) The charge or charges, if any, that were filed against 1066  
the operator of or passenger in the motor vehicle, the operator 1067  
of the bicycle, or the pedestrian as a result of the search, 1068  
inventory, or sniffing; 1069

(5) The reason as to why the search, inventory, or 1070  
sniffing was instituted. 1071

(C) (1) Each law enforcement agency that collects data 1072  
under division (A) or (B) of this section shall annually submit 1073  
the data collected to the attorney general. The agency shall 1074  
submit the data not later than the first day of February of the 1075  
calendar year following the year for which the data is 1076  
collected, in accordance with the rules adopted by the attorney 1077  
general under division (B) of section 109.805 of the Revised 1078  
Code. 1079

(2) Upon receipt of the data, the attorney general shall 1080  
analyze the data in accordance with general statistical 1081  
standards to determine whether disparities exist in the stopping 1082  
and searching of motor vehicles, bicycles, or pedestrians that 1083  
cause a disproportionately adverse effect on a particular 1084  
minority group or groups or any other group of persons linked by 1085  
ethnic, religious affiliation, sexual orientation, or gender 1086

identity status. 1087

(3) Not later than the first day of April of the calendar 1088  
year in which the attorney general receives the data under this 1089  
division, the attorney general shall publish the data and the 1090  
analysis conducted under this division in a report that the 1091  
attorney general prepares annually and shall distribute copies 1092  
of the report in accordance with this section. 1093

(4) The attorney general shall distribute copies of the 1094  
report published under division (C) (3) of this section to the 1095  
general assembly, the governor, and law enforcement agencies. 1096  
The reports are public records under section 149.43 of the 1097  
Revised Code and shall be made readily available to the public. 1098

(5) The attorney general shall exclude from the report 1099  
described in division (C) (3) of this section all information 1100  
that would personally identify any motor vehicle operator or 1101  
passenger, any bicycle operator, or any pedestrian who is the 1102  
subject of any stop, search, inventory, or sniffing described in 1103  
this section or any law enforcement officer who conducts any 1104  
stop, search, inventory, or sniffing described in this section. 1105  
The attorney general and local law enforcement agencies shall 1106  
maintain the information so excluded for a reasonable period of 1107  
time. 1108

(6) Information of the nature described in this division 1109  
that is excluded from the report described in division (C) (3) of 1110  
this section is not a public record for purposes of section 1111  
149.43 of the Revised Code, and the attorney general or law 1112  
enforcement agency shall redact all information of that nature 1113  
from any records released by the attorney general or law 1114  
enforcement agency. 1115

(7) The attorney general or a law enforcement agency may 1116  
disclose information of that nature for purposes of a civil 1117  
proceeding brought under division (B) or (C) of section 2933.88 1118  
of the Revised Code and may release information of that nature 1119  
to relevant parties of a motion seeking to exclude from 1120  
admission as evidence any information obtained through a 1121  
potentially unconstitutional or unlawful search. 1122

**Sec. 2933.88.** (A) If the attorney general determines in 1123  
the analysis conducted under division (C) of section 2933.87 of 1124  
the Revised Code that the statistical data collected and 1125  
analyzed under this section shows any pattern of disparate 1126  
traffic and law enforcement practices by a law enforcement 1127  
agency or its officers or officials, that has a 1128  
disproportionately adverse effect on a particular minority group 1129  
or groups or any other group of persons linked by ethnicity, 1130  
religious affiliation, sexual orientation, or gender identity 1131  
status, the law enforcement agency shall take immediate remedial 1132  
actions to eradicate the practices by the agency or its officers 1133  
or officials. 1134

(B) (1) An individual who is a victim of a violation of 1135  
section 2933.85 of the Revised Code has a cause of action 1136  
against the law enforcement agency that employs or is served by 1137  
the law enforcement officer or official who committed the 1138  
violation. 1139

(2) The individual may file a civil action asserting the 1140  
cause under section 2307.60 of the Revised Code. In the action, 1141  
the individual may seek appropriate and equitable relief in a 1142  
court of record in this state having jurisdiction. The court 1143  
shall award reasonable attorneys' fees, including expert fees as 1144  
part of the attorneys' fee, to the prevailing party as costs. 1145

(C) (1) The attorney general may institute civil 1146  
proceedings for injunctive relief against a law enforcement 1147  
agency that employs or is served by a law enforcement officer or 1148  
official who violates section 2933.85 of the Revised Code to 1149  
compel the termination of the violation and prevent future 1150  
violations. The attorney general may bring the proceedings in 1151  
any court of competent jurisdiction. 1152

(2) If the attorney general proves in the proceedings that 1153  
a law enforcement officer or official that the agency employs or 1154  
is served by has committed or is committing the violation, the 1155  
court shall order the agency to discontinue all biased policing 1156  
and status-based profiling, to discontinue all practices that 1157  
permit, perpetuate, or encourage biased policing or status-based 1158  
profiling, and to submit to the attorney general a corrective 1159  
action plan for discontinuing all biased policing or status- 1160  
based profiling and all such practices. The court shall order 1161  
the agency to submit the corrective action plan to the attorney 1162  
general by a specified date that is agreed upon by the agency 1163  
and the attorney general and approved by the court. 1164

**Sec. 5503.05.** The superintendent of the state highway 1165  
patrol, with the approval of the director of public safety, may 1166  
conduct training schools for prospective state highway patrol 1167  
troopers. The training provided at the training schools shall 1168  
include, but not be limited to, training in performing law 1169  
enforcement duties and handling law enforcement matters without 1170  
engaging in status-based profiling as described in section 1171  
2933.85 of the Revised Code. Training on the subject of status- 1172  
based profiling shall be consistent with the training specified 1173  
in the rules adopted under section 109.805 of the Revised Code, 1174  
and shall be made available online. The prospective troopers, 1175  
during the period of their training and as members of the state 1176

patrol school, shall be paid a reasonable salary out of highway 1177  
funds. The superintendent may furnish the necessary supplies and 1178  
equipment for the use of the prospective troopers during the 1179  
training period. 1180

The superintendent may establish rules governing the 1181  
qualifications for admission to training schools for prospective 1182  
troopers and provide for competitive examinations to determine 1183  
the fitness of the students and prospective troopers, not 1184  
inconsistent with the rules of the director of administrative 1185  
services. 1186

**Section 2.** That existing sections 109.73, 109.77, 109.79, 1187  
109.80, 109.803, and 5503.05 of the Revised Code are hereby 1188  
repealed. 1189