

**As Introduced**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**H. B. No. 775**

**Representatives Dean, Perales**

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**A BILL**

To amend sections 109.572 and 2717.01; to amend, 1  
for the purpose of adopting a new section number 2  
as indicated in parentheses, section 2717.01 3  
(2717.03); and to enact new section 2717.01 and 4  
sections 2717.04, 2717.05, 2717.06, 2717.07, 5  
2717.08, 2717.09, 2717.10, 2717.13, 2717.14, 6  
2717.15, 2717.16, 2717.17, 2717.18, 2717.20, 7  
2717.21, and 2717.22 of the Revised Code 8  
regarding probate court procedures to change a 9  
legal name and correct legal name errors in a 10  
person's official identity documents. 11

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

**Section 1.** That sections 109.572 and 2717.01 be amended; 12  
section 2717.01 (2717.03) be amended for the purpose of adopting 13  
a new section number as indicated in parentheses; and new 14  
section 2717.01 and sections 2717.04, 2717.05, 2717.06, 2717.07, 15  
2717.08, 2717.09, 2717.10, 2717.13, 2717.14, 2717.15, 2717.16, 16  
2717.17, 2717.18, 2717.20, 2717.21, and 2717.22 of the Revised 17  
Code be enacted to read as follows: 18

**Sec. 109.572.** (A) (1) Upon receipt of a request pursuant to 19

section 121.08, 3301.32, 3301.541, or 3319.39 of the Revised Code, a completed form prescribed pursuant to division (C)(1) of this section, and a set of fingerprint impressions obtained in the manner described in division (C)(2) of this section, the superintendent of the bureau of criminal identification and investigation shall conduct a criminal records check in the manner described in division (B) of this section to determine whether any information exists that indicates that the person who is the subject of the request previously has been convicted of or pleaded guilty to any of the following:

(a) A violation of section 2903.01, 2903.02, 2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code, felonious sexual penetration in violation of former section 2907.12 of the Revised Code, a violation of section 2905.04 of the Revised Code as it existed prior to July 1, 1996, a violation of section 2919.23 of the Revised Code that would have been a violation of section 2905.04 of the Revised Code as it existed prior to July 1, 1996, had the violation been committed prior to that date, or a violation of section 2925.11 of the Revised Code that is not a minor drug possession offense;

(b) A violation of an existing or former law of this state, any other state, or the United States that is substantially equivalent to any of the offenses listed in division (A)(1)(a) of this section;

(c) If the request is made pursuant to section 3319.39 of 50  
the Revised Code for an applicant who is a teacher, any offense 51  
specified in section 3319.31 of the Revised Code. 52

(2) On receipt of a request pursuant to section 3712.09 or 53  
3721.121 of the Revised Code, a completed form prescribed 54  
pursuant to division (C)(1) of this section, and a set of 55  
fingerprint impressions obtained in the manner described in 56  
division (C)(2) of this section, the superintendent of the 57  
bureau of criminal identification and investigation shall 58  
conduct a criminal records check with respect to any person who 59  
has applied for employment in a position for which a criminal 60  
records check is required by those sections. The superintendent 61  
shall conduct the criminal records check in the manner described 62  
in division (B) of this section to determine whether any 63  
information exists that indicates that the person who is the 64  
subject of the request previously has been convicted of or 65  
pleaded guilty to any of the following: 66

(a) A violation of section 2903.01, 2903.02, 2903.03, 67  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 68  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 69  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 70  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 71  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 72  
2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 73  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 74  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 75

(b) An existing or former law of this state, any other 76  
state, or the United States that is substantially equivalent to 77  
any of the offenses listed in division (A)(2)(a) of this 78  
section. 79

(3) On receipt of a request pursuant to section 173.27, 80  
173.38, 173.381, 3701.881, 5119.34, 5164.34, 5164.341, 5164.342, 81  
5123.081, or 5123.169 of the Revised Code, a completed form 82  
prescribed pursuant to division (C) (1) of this section, and a 83  
set of fingerprint impressions obtained in the manner described 84  
in division (C) (2) of this section, the superintendent of the 85  
bureau of criminal identification and investigation shall 86  
conduct a criminal records check of the person for whom the 87  
request is made. The superintendent shall conduct the criminal 88  
records check in the manner described in division (B) of this 89  
section to determine whether any information exists that 90  
indicates that the person who is the subject of the request 91  
previously has been convicted of, has pleaded guilty to, or 92  
(except in the case of a request pursuant to section 5164.34, 93  
5164.341, or 5164.342 of the Revised Code) has been found 94  
eligible for intervention in lieu of conviction for any of the 95  
following, regardless of the date of the conviction, the date of 96  
entry of the guilty plea, or (except in the case of a request 97  
pursuant to section 5164.34, 5164.341, or 5164.342 of the 98  
Revised Code) the date the person was found eligible for 99  
intervention in lieu of conviction: 100

(a) A violation of section 959.13, 959.131, 2903.01, 101  
2903.02, 2903.03, 2903.04, 2903.041, 2903.11, 2903.12, 2903.13, 102  
2903.15, 2903.16, 2903.21, 2903.211, 2903.22, 2903.34, 2903.341, 103  
2905.01, 2905.02, 2905.05, 2905.11, 2905.12, 2905.32, 2905.33, 104  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 105  
2907.09, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 2907.31, 106  
2907.32, 2907.321, 2907.322, 2907.323, 2907.33, 2909.02, 107  
2909.03, 2909.04, 2909.22, 2909.23, 2909.24, 2911.01, 2911.02, 108  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.05, 109  
2913.11, 2913.21, 2913.31, 2913.32, 2913.40, 2913.41, 2913.42, 110

2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 2913.48,	111
2913.49, 2913.51, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12,	112
2919.121, 2919.123, 2919.22, 2919.23, 2919.24, 2919.25, 2921.03,	113
2921.11, 2921.12, 2921.13, 2921.21, 2921.24, 2921.32, 2921.321,	114
2921.34, 2921.35, 2921.36, 2921.51, 2923.12, 2923.122, 2923.123,	115
2923.13, 2923.161, 2923.162, 2923.21, 2923.32, 2923.42, 2925.02,	116
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.09, 2925.11,	117
2925.13, 2925.14, 2925.141, 2925.22, 2925.23, 2925.24, 2925.36,	118
2925.55, 2925.56, 2927.12, or 3716.11 of the Revised Code;	119
(b) Felonious sexual penetration in violation of former	120
section 2907.12 of the Revised Code;	121
(c) A violation of section 2905.04 of the Revised Code as	122
it existed prior to July 1, 1996;	123
(d) A violation of section 2923.01, 2923.02, or 2923.03 of	124
the Revised Code when the underlying offense that is the object	125
of the conspiracy, attempt, or complicity is one of the offenses	126
listed in divisions (A) (3) (a) to (c) of this section;	127
(e) A violation of an existing or former municipal	128
ordinance or law of this state, any other state, or the United	129
States that is substantially equivalent to any of the offenses	130
listed in divisions (A) (3) (a) to (d) of this section.	131
(4) On receipt of a request pursuant to section 2151.86 or	132
2151.904 of the Revised Code, a completed form prescribed	133
pursuant to division (C) (1) of this section, and a set of	134
fingerprint impressions obtained in the manner described in	135
division (C) (2) of this section, the superintendent of the	136
bureau of criminal identification and investigation shall	137
conduct a criminal records check in the manner described in	138
division (B) of this section to determine whether any	139

information exists that indicates that the person who is the 140  
subject of the request previously has been convicted of or 141  
pleaded guilty to any of the following: 142

(a) A violation of section 959.13, 2903.01, 2903.02, 143  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.15, 2903.16, 144  
2903.21, 2903.211, 2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 145  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 146  
2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 147  
2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2909.22, 148  
2909.23, 2909.24, 2911.01, 2911.02, 2911.11, 2911.12, 2913.49, 149  
2917.01, 2917.02, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 150  
2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, 151  
2927.12, or 3716.11 of the Revised Code, a violation of section 152  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 153  
a violation of section 2919.23 of the Revised Code that would 154  
have been a violation of section 2905.04 of the Revised Code as 155  
it existed prior to July 1, 1996, had the violation been 156  
committed prior to that date, a violation of section 2925.11 of 157  
the Revised Code that is not a minor drug possession offense, 158  
two or more OVI or OVUAC violations committed within the three 159  
years immediately preceding the submission of the application or 160  
petition that is the basis of the request, or felonious sexual 161  
penetration in violation of former section 2907.12 of the 162  
Revised Code; 163

(b) A violation of an existing or former law of this 164  
state, any other state, or the United States that is 165  
substantially equivalent to any of the offenses listed in 166  
division (A) (4) (a) of this section. 167

(5) Upon receipt of a request pursuant to section 5104.013 168  
of the Revised Code, a completed form prescribed pursuant to 169

division (C) (1) of this section, and a set of fingerprint 170  
impressions obtained in the manner described in division (C) (2) 171  
of this section, the superintendent of the bureau of criminal 172  
identification and investigation shall conduct a criminal 173  
records check in the manner described in division (B) of this 174  
section to determine whether any information exists that 175  
indicates that the person who is the subject of the request has 176  
been convicted of or pleaded guilty to any of the following: 177

(a) A violation of section 2151.421, 2903.01, 2903.02, 178  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 179  
2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 2905.11, 2905.32, 180  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 181  
2907.09, 2907.19, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 182  
2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 183  
2909.03, 2909.04, 2909.05, 2911.01, 2911.02, 2911.11, 2911.12, 184  
2913.02, 2913.03, 2913.04, 2913.041, 2913.05, 2913.06, 2913.11, 185  
2913.21, 2913.31, 2913.32, 2913.33, 2913.34, 2913.40, 2913.41, 186  
2913.42, 2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 187  
2913.48, 2913.49, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12, 188  
2919.22, 2919.224, 2919.225, 2919.24, 2919.25, 2921.03, 2921.11, 189  
2921.13, 2921.14, 2921.34, 2921.35, 2923.01, 2923.12, 2923.13, 190  
2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 191  
3716.11 of the Revised Code, felonious sexual penetration in 192  
violation of former section 2907.12 of the Revised Code, a 193  
violation of section 2905.04 of the Revised Code as it existed 194  
prior to July 1, 1996, a violation of section 2919.23 of the 195  
Revised Code that would have been a violation of section 2905.04 196  
of the Revised Code as it existed prior to July 1, 1996, had the 197  
violation been committed prior to that date, a violation of 198  
section 2925.11 of the Revised Code that is not a minor drug 199  
possession offense, a violation of section 2923.02 or 2923.03 of 200

the Revised Code that relates to a crime specified in this 201  
division, or a second violation of section 4511.19 of the 202  
Revised Code within five years of the date of application for 203  
licensure or certification. 204

(b) A violation of an existing or former law of this 205  
state, any other state, or the United States that is 206  
substantially equivalent to any of the offenses or violations 207  
described in division (A) (5) (a) of this section. 208

(6) Upon receipt of a request pursuant to section 5153.111 209  
of the Revised Code, a completed form prescribed pursuant to 210  
division (C) (1) of this section, and a set of fingerprint 211  
impressions obtained in the manner described in division (C) (2) 212  
of this section, the superintendent of the bureau of criminal 213  
identification and investigation shall conduct a criminal 214  
records check in the manner described in division (B) of this 215  
section to determine whether any information exists that 216  
indicates that the person who is the subject of the request 217  
previously has been convicted of or pleaded guilty to any of the 218  
following: 219

(a) A violation of section 2903.01, 2903.02, 2903.03, 220  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 221  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 222  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 223  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 224  
2909.02, 2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 225  
2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 226  
2925.03, 2925.04, 2925.05, 2925.06, or 3716.11 of the Revised 227  
Code, felonious sexual penetration in violation of former 228  
section 2907.12 of the Revised Code, a violation of section 229  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 230



a violation of section 2919.23 of the Revised Code that would 231  
have been a violation of section 2905.04 of the Revised Code as 232  
it existed prior to July 1, 1996, had the violation been 233  
committed prior to that date, or a violation of section 2925.11 234  
of the Revised Code that is not a minor drug possession offense; 235

(b) A violation of an existing or former law of this 236  
state, any other state, or the United States that is 237  
substantially equivalent to any of the offenses listed in 238  
division (A) (6) (a) of this section. 239

(7) On receipt of a request for a criminal records check 240  
from an individual pursuant to section 4749.03 or 4749.06 of the 241  
Revised Code, accompanied by a completed copy of the form 242  
prescribed in division (C) (1) of this section and a set of 243  
fingerprint impressions obtained in a manner described in 244  
division (C) (2) of this section, the superintendent of the 245  
bureau of criminal identification and investigation shall 246  
conduct a criminal records check in the manner described in 247  
division (B) of this section to determine whether any 248  
information exists indicating that the person who is the subject 249  
of the request has been convicted of or pleaded guilty to a 250  
felony in this state or in any other state. If the individual 251  
indicates that a firearm will be carried in the course of 252  
business, the superintendent shall require information from the 253  
federal bureau of investigation as described in division (B) (2) 254  
of this section. Subject to division (F) of this section, the 255  
superintendent shall report the findings of the criminal records 256  
check and any information the federal bureau of investigation 257  
provides to the director of public safety. 258

(8) On receipt of a request pursuant to section 1321.37, 259  
1321.53, or 4763.05 of the Revised Code, a completed form 260

prescribed pursuant to division (C)(1) of this section, and a 261  
set of fingerprint impressions obtained in the manner described 262  
in division (C)(2) of this section, the superintendent of the 263  
bureau of criminal identification and investigation shall 264  
conduct a criminal records check with respect to any person who 265  
has applied for a license, permit, or certification from the 266  
department of commerce or a division in the department. The 267  
superintendent shall conduct the criminal records check in the 268  
manner described in division (B) of this section to determine 269  
whether any information exists that indicates that the person 270  
who is the subject of the request previously has been convicted 271  
of or pleaded guilty to any of the following: a violation of 272  
section 2913.02, 2913.11, 2913.31, 2913.51, or 2925.03 of the 273  
Revised Code; any other criminal offense involving theft, 274  
receiving stolen property, embezzlement, forgery, fraud, passing 275  
bad checks, money laundering, or drug trafficking, or any 276  
criminal offense involving money or securities, as set forth in 277  
Chapters 2909., 2911., 2913., 2915., 2921., 2923., and 2925. of 278  
the Revised Code; or any existing or former law of this state, 279  
any other state, or the United States that is substantially 280  
equivalent to those offenses. 281

(9) On receipt of a request for a criminal records check 282  
from the treasurer of state under section 113.041 of the Revised 283  
Code or from an individual under section 928.03, 4701.08, 284  
4715.101, 4717.061, 4725.121, 4725.501, 4729.071, 4729.53, 285  
4729.90, 4729.92, 4730.101, 4730.14, 4730.28, 4731.081, 4731.15, 286  
4731.171, 4731.222, 4731.281, 4731.531, 4732.091, 4734.202, 287  
4740.061, 4741.10, 4747.051, 4751.20, 4751.201, 4751.202, 288  
4751.21, 4753.061, 4755.70, 4757.101, 4759.061, 4760.032, 289  
4760.06, 4761.051, 4762.031, 4762.06, 4774.031, 4774.06, 290  
4776.021, 4778.04, 4778.07, 4779.091, or 4783.04 of the Revised 291

Code, accompanied by a completed form prescribed under division 292  
(C) (1) of this section and a set of fingerprint impressions 293  
obtained in the manner described in division (C) (2) of this 294  
section, the superintendent of the bureau of criminal 295  
identification and investigation shall conduct a criminal 296  
records check in the manner described in division (B) of this 297  
section to determine whether any information exists that 298  
indicates that the person who is the subject of the request has 299  
been convicted of or pleaded guilty to any criminal offense in 300  
this state or any other state. Subject to division (F) of this 301  
section, the superintendent shall send the results of a check 302  
requested under section 113.041 of the Revised Code to the 303  
treasurer of state and shall send the results of a check 304  
requested under any of the other listed sections to the 305  
licensing board specified by the individual in the request. 306

(10) On receipt of a request pursuant to section 124.74, 307  
718.131, 1121.23, 1315.141, 1733.47, or 1761.26 of the Revised 308  
Code, a completed form prescribed pursuant to division (C) (1) of 309  
this section, and a set of fingerprint impressions obtained in 310  
the manner described in division (C) (2) of this section, the 311  
superintendent of the bureau of criminal identification and 312  
investigation shall conduct a criminal records check in the 313  
manner described in division (B) of this section to determine 314  
whether any information exists that indicates that the person 315  
who is the subject of the request previously has been convicted 316  
of or pleaded guilty to any criminal offense under any existing 317  
or former law of this state, any other state, or the United 318  
States. 319

(11) On receipt of a request for a criminal records check 320  
from an appointing or licensing authority under section 3772.07 321  
of the Revised Code, a completed form prescribed under division 322

(C) (1) of this section, and a set of fingerprint impressions 323  
obtained in the manner prescribed in division (C) (2) of this 324  
section, the superintendent of the bureau of criminal 325  
identification and investigation shall conduct a criminal 326  
records check in the manner described in division (B) of this 327  
section to determine whether any information exists that 328  
indicates that the person who is the subject of the request 329  
previously has been convicted of or pleaded guilty or no contest 330  
to any offense under any existing or former law of this state, 331  
any other state, or the United States that is a disqualifying 332  
offense as defined in section 3772.07 of the Revised Code or 333  
substantially equivalent to such an offense. 334

(12) On receipt of a request pursuant to section 2151.33 335  
or 2151.412 of the Revised Code, a completed form prescribed 336  
pursuant to division (C) (1) of this section, and a set of 337  
fingerprint impressions obtained in the manner described in 338  
division (C) (2) of this section, the superintendent of the 339  
bureau of criminal identification and investigation shall 340  
conduct a criminal records check with respect to any person for 341  
whom a criminal records check is required under that section. 342  
The superintendent shall conduct the criminal records check in 343  
the manner described in division (B) of this section to 344  
determine whether any information exists that indicates that the 345  
person who is the subject of the request previously has been 346  
convicted of or pleaded guilty to any of the following: 347

(a) A violation of section 2903.01, 2903.02, 2903.03, 348  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 349  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 350  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 351  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 352  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 353

2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 354  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 355  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 356

(b) An existing or former law of this state, any other 357  
state, or the United States that is substantially equivalent to 358  
any of the offenses listed in division (A)(12)(a) of this 359  
section. 360

(13) On receipt of a request pursuant to section 3796.12 361  
of the Revised Code, a completed form prescribed pursuant to 362  
division (C)(1) of this section, and a set of fingerprint 363  
impressions obtained in a manner described in division (C)(2) of 364  
this section, the superintendent of the bureau of criminal 365  
identification and investigation shall conduct a criminal 366  
records check in the manner described in division (B) of this 367  
section to determine whether any information exists that 368  
indicates that the person who is the subject of the request 369  
previously has been convicted of or pleaded guilty to the 370  
following: 371

(a) A disqualifying offense as specified in rules adopted 372  
under division (B)(2)(b) of section 3796.03 of the Revised Code 373  
if the person who is the subject of the request is an 374  
administrator or other person responsible for the daily 375  
operation of, or an owner or prospective owner, officer or 376  
prospective officer, or board member or prospective board member 377  
of, an entity seeking a license from the department of commerce 378  
under Chapter 3796. of the Revised Code; 379

(b) A disqualifying offense as specified in rules adopted 380  
under division (B)(2)(b) of section 3796.04 of the Revised Code 381  
if the person who is the subject of the request is an 382  
administrator or other person responsible for the daily 383

operation of, or an owner or prospective owner, officer or 384  
prospective officer, or board member or prospective board member 385  
of, an entity seeking a license from the state board of pharmacy 386  
under Chapter 3796. of the Revised Code. 387

(14) On receipt of a request required by section 3796.13 388  
of the Revised Code, a completed form prescribed pursuant to 389  
division (C)(1) of this section, and a set of fingerprint 390  
impressions obtained in a manner described in division (C)(2) of 391  
this section, the superintendent of the bureau of criminal 392  
identification and investigation shall conduct a criminal 393  
records check in the manner described in division (B) of this 394  
section to determine whether any information exists that 395  
indicates that the person who is the subject of the request 396  
previously has been convicted of or pleaded guilty to the 397  
following: 398

(a) A disqualifying offense as specified in rules adopted 399  
under division (B)(8)(a) of section 3796.03 of the Revised Code 400  
if the person who is the subject of the request is seeking 401  
employment with an entity licensed by the department of commerce 402  
under Chapter 3796. of the Revised Code; 403

(b) A disqualifying offense as specified in rules adopted 404  
under division (B)(14)(a) of section 3796.04 of the Revised Code 405  
if the person who is the subject of the request is seeking 406  
employment with an entity licensed by the state board of 407  
pharmacy under Chapter 3796. of the Revised Code. 408

(15) On receipt of a request pursuant to section 4768.06 409  
of the Revised Code, a completed form prescribed under division 410  
(C)(1) of this section, and a set of fingerprint impressions 411  
obtained in the manner described in division (C)(2) of this 412  
section, the superintendent of the bureau of criminal 413

identification and investigation shall conduct a criminal 414  
records check in the manner described in division (B) of this 415  
section to determine whether any information exists indicating 416  
that the person who is the subject of the request has been 417  
convicted of or pleaded guilty to a felony in this state or in 418  
any other state. 419

(16) On receipt of a request pursuant to division (B) of 420  
section 4764.07 or division (A) of section 4735.143 of the 421  
Revised Code, a completed form prescribed under division (C) (1) 422  
of this section, and a set of fingerprint impressions obtained 423  
in the manner described in division (C) (2) of this section, the 424  
superintendent of the bureau of criminal identification and 425  
investigation shall conduct a criminal records check in the 426  
manner described in division (B) of this section to determine 427  
whether any information exists indicating that the person who is 428  
the subject of the request has been convicted of or pleaded 429  
guilty to any crime of moral turpitude, a felony, or an 430  
equivalent offense in any other state or the United States. 431

(17) On receipt of a request for a criminal records check 432  
under section 147.022 of the Revised Code, a completed form 433  
prescribed under division (C) (1) of this section, and a set of 434  
fingerprint impressions obtained in the manner prescribed in 435  
division (C) (2) of this section, the superintendent of the 436  
bureau of criminal identification and investigation shall 437  
conduct a criminal records check in the manner described in 438  
division (B) of this section to determine whether any 439  
information exists that indicates that the person who is the 440  
subject of the request previously has been convicted of or 441  
pleaded guilty or no contest to any disqualifying offense, as 442  
defined in section 147.011 of the Revised Code, or to any 443  
offense under any existing or former law of this state, any 444

other state, or the United States that is substantially 445  
equivalent to such a disqualifying offense. 446

(18) On receipt of a request pursuant to section 2717.21 447  
of the Revised Code, a completed form prescribed under division 448  
(C) (1) of this section, and a set of fingerprint impressions 449  
obtained in the manner described in division (C) (2) of this 450  
section, the superintendent of the bureau of criminal 451  
identification and investigation shall conduct a criminal 452  
records check in the manner described in division (B) of this 453  
section to determine whether any information exists indicating 454  
that the person who is the subject of the request has been 455  
convicted of or pleaded guilty to any misdemeanor or felony or 456  
an equivalent offense in any other state or the United States. 457

(B) Subject to division (F) of this section, the 458  
superintendent shall conduct any criminal records check to be 459  
conducted under this section as follows: 460

(1) The superintendent shall review or cause to be 461  
reviewed any relevant information gathered and compiled by the 462  
bureau under division (A) of section 109.57 of the Revised Code 463  
that relates to the person who is the subject of the criminal 464  
records check, including, if the criminal records check was 465  
requested under section 113.041, 121.08, 124.74, 173.27, 173.38, 466  
173.381, 718.131, 928.03, 1121.23, 1315.141, 1321.37, 1321.53, 467  
1733.47, 1761.26, 2151.86, 3301.32, 3301.541, 3319.39, 3701.881, 468  
3712.09, 3721.121, 3772.07, 3796.12, 3796.13, 4729.071, 4729.53, 469  
4729.90, 4729.92, 4749.03, 4749.06, 4763.05, 4764.07, 4768.06, 470  
5104.013, 5164.34, 5164.341, 5164.342, 5123.081, 5123.169, or 471  
5153.111 of the Revised Code, any relevant information contained 472  
in records that have been sealed under section 2953.32 of the 473  
Revised Code; 474



(2) If the request received by the superintendent asks for information from the federal bureau of investigation, the superintendent shall request from the federal bureau of investigation any information it has with respect to the person who is the subject of the criminal records check, including fingerprint-based checks of national crime information databases as described in 42 U.S.C. 671 if the request is made pursuant to section 2151.86 or 5104.013 of the Revised Code or if any other Revised Code section requires fingerprint-based checks of that nature, and shall review or cause to be reviewed any information the superintendent receives from that bureau. If a request under section 3319.39 of the Revised Code asks only for information from the federal bureau of investigation, the superintendent shall not conduct the review prescribed by division (B)(1) of this section.

(3) The superintendent or the superintendent's designee may request criminal history records from other states or the federal government pursuant to the national crime prevention and privacy compact set forth in section 109.571 of the Revised Code.

(4) The superintendent shall include in the results of the criminal records check a list or description of the offenses listed or described in division (A)(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), or (17) of this section, whichever division requires the superintendent to conduct the criminal records check. The superintendent shall exclude from the results any information the dissemination of which is prohibited by federal law.

(5) The superintendent shall send the results of the criminal records check to the person to whom it is to be sent

not later than the following number of days after the date the  
superintendent receives the request for the criminal records  
check, the completed form prescribed under division (C) (1) of  
this section, and the set of fingerprint impressions obtained in  
the manner described in division (C) (2) of this section:

(a) If the superintendent is required by division (A) of  
this section (other than division (A) (3) of this section) to  
conduct the criminal records check, thirty;

(b) If the superintendent is required by division (A) (3)  
of this section to conduct the criminal records check, sixty.

(C) (1) The superintendent shall prescribe a form to obtain  
the information necessary to conduct a criminal records check  
from any person for whom a criminal records check is to be  
conducted under this section. The form that the superintendent  
prescribes pursuant to this division may be in a tangible  
format, in an electronic format, or in both tangible and  
electronic formats.

(2) The superintendent shall prescribe standard impression  
sheets to obtain the fingerprint impressions of any person for  
whom a criminal records check is to be conducted under this  
section. Any person for whom a records check is to be conducted  
under this section shall obtain the fingerprint impressions at a  
county sheriff's office, municipal police department, or any  
other entity with the ability to make fingerprint impressions on  
the standard impression sheets prescribed by the superintendent.  
The office, department, or entity may charge the person a  
reasonable fee for making the impressions. The standard  
impression sheets the superintendent prescribes pursuant to this  
division may be in a tangible format, in an electronic format,  
or in both tangible and electronic formats.

(3) Subject to division (D) of this section, the superintendent shall prescribe and charge a reasonable fee for providing a criminal records check under this section. The person requesting the criminal records check shall pay the fee prescribed pursuant to this division. In the case of a request under section 1121.23, 1155.03, 1163.05, 1315.141, 1733.47, 1761.26, 2151.33, 2151.412, or 5164.34 of the Revised Code, the fee shall be paid in the manner specified in that section.

(4) The superintendent of the bureau of criminal identification and investigation may prescribe methods of forwarding fingerprint impressions and information necessary to conduct a criminal records check, which methods shall include, but not be limited to, an electronic method.

(D) The results of a criminal records check conducted under this section, other than a criminal records check specified in division (A)(7) of this section, are valid for the person who is the subject of the criminal records check for a period of one year from the date upon which the superintendent completes the criminal records check. If during that period the superintendent receives another request for a criminal records check to be conducted under this section for that person, the superintendent shall provide the results from the previous criminal records check of the person at a lower fee than the fee prescribed for the initial criminal records check.

(E) When the superintendent receives a request for information from a registered private provider, the superintendent shall proceed as if the request was received from a school district board of education under section 3319.39 of the Revised Code. The superintendent shall apply division (A)(1)(c) of this section to any such request for an applicant who is

a teacher. 565

(F) (1) Subject to division (F) (2) of this section, all 566  
information regarding the results of a criminal records check 567  
conducted under this section that the superintendent reports or 568  
sends under division (A) (7) or (9) of this section to the 569  
director of public safety, the treasurer of state, or the 570  
person, board, or entity that made the request for the criminal 571  
records check shall relate to the conviction of the subject 572  
person, or the subject person's plea of guilty to, a criminal 573  
offense. 574

(2) Division (F) (1) of this section does not limit, 575  
restrict, or preclude the superintendent's release of 576  
information that relates to the arrest of a person who is 577  
eighteen years of age or older, to an adjudication of a child as 578  
a delinquent child, or to a criminal conviction of a person 579  
under eighteen years of age in circumstances in which a release 580  
of that nature is authorized under division (E) (2), (3), or (4) 581  
of section 109.57 of the Revised Code pursuant to a rule adopted 582  
under division (E) (1) of that section. 583

(G) As used in this section: 584

(1) "Criminal records check" means any criminal records 585  
check conducted by the superintendent of the bureau of criminal 586  
identification and investigation in accordance with division (B) 587  
of this section. 588

(2) "Minor drug possession offense" has the same meaning 589  
as in section 2925.01 of the Revised Code. 590

(3) "OVI or OVUAC violation" means a violation of section 591  
4511.19 of the Revised Code or a violation of an existing or 592  
former law of this state, any other state, or the United States 593

that is substantially equivalent to section 4511.19 of the Revised Code. 594  
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(4) "Registered private provider" means a nonpublic school or entity registered with the superintendent of public instruction under section 3310.41 of the Revised Code to participate in the autism scholarship program or section 3310.58 of the Revised Code to participate in the Jon Peterson special needs scholarship program. 596  
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**Sec. 2717.01.** As used in this chapter: 602

(A) "Application" means, as context requires, an application under section 2717.03, 2717.09, 2717.13, or 2717.17 of the Revised Code. 603  
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(B) "Applicant" means, as context requires, a person who makes the filing required under section 2717.03 or 2717.13 of the Revised Code. 606  
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(C) "Official identity document" means a birth record, marriage record, divorce decree, driver's license, state issued identification card, social security card with the social security number redacted, passport, or any other official government-issued document required or commonly used to verify a person's identity. 609  
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(D) "Sexually oriented offense" and "child-victim oriented offense" have the same meanings as in section 2950.01 of the Revised Code. 615  
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**Sec. 2717.01 2717.03.** ~~(A) (1) A person desiring a change of name may file an application in the probate court of the county in which the person resides. The application shall set forth that the applicant has been a bona fide resident of that county for at least one year prior to the filing of the application,~~ 618  
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~~the cause for which the change of name is sought, and the~~ 623  
~~requested new name. The application shall require the applicant~~ 624  
~~to state whether the applicant has been convicted of, pleaded~~ 625  
~~guilty to, or been adjudicated a delinquent child for identity~~ 626  
~~fraud or has a duty to comply with section 2950.04 or 2950.041~~ 627  
~~of the Revised Code because the applicant was convicted of,~~ 628  
~~pleaded guilty to, or was adjudicated a delinquent child for~~ 629  
~~having committed a sexually oriented offense or a child victim~~ 630  
~~oriented offense.~~ 631

~~(2) Except as provided in division (A) (4) of this section,~~ 632  
~~notice of the application shall be given once by publication in~~ 633  
~~a newspaper of general circulation in the county at least thirty~~ 634  
~~days before the hearing on the application. The notice shall set~~ 635  
~~forth the court in which the application was filed, the case~~ 636  
~~number, and the date and time of the hearing.~~ 637

~~(3) Except as provided by division (C) of this section,~~ 638  
~~upon proof that proper notice was given or that notice was~~ 639  
~~waived under division (A) (4) of this section and proof that the~~ 640  
~~facts set forth in the application show reasonable and proper~~ 641  
~~cause for changing the name of the applicant, the court may~~ 642  
~~order the change of name.~~ 643

~~(4) If an applicant for a change of name submits to the~~ 644  
~~court, along with the application described in division (A) (1)~~ 645  
~~of this section, satisfactory proof that the publication of the~~ 646  
~~notice under division (A) (2) of this section would jeopardize~~ 647  
~~the applicant's personal safety, both of the following apply:~~ 648

~~(a) The court shall waive the notice requirement.~~ 649

~~(b) If the court orders the change of name under division~~ 650  
~~(A) (3) of this section, the court shall order the records of the~~ 651

~~change of name proceeding to be sealed and to be opened only by  
order of the court for good cause shown or at the request of the  
applicant for any reason.~~ 652  
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~~(B) An application for change of name may be made on  
behalf of a minor by either of the minor's parents, a legal  
guardian, or a guardian ad litem. When application is made on  
behalf of a minor, in addition to the notice and proof required  
pursuant to division (A) of this section, the consent of both  
living, legal parents of the minor shall be filed, or notice of  
the hearing shall be given to the parent or parents not  
consenting by certified mail, return receipt requested. If there  
is no known father of the minor, the notice shall be given to  
the person who the mother of the minor alleges to be the father.  
If no father is so alleged, or if either parent or the address  
of either parent is unknown, notice pursuant to division (A) of  
this section shall be sufficient as to the father or parent.~~ 655  
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~~Any additional notice required by this division may be  
waived in writing by any person entitled to the notice.~~ 668  
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~~(C) (1) The court shall not order a change of name under  
division (A) of this section if the person applying for a change  
of name or for whom the application for a change of name is made  
has a duty to comply with section 2950.04 or 2950.041 of the  
Revised Code because the applicant or the person on whose behalf  
the application for a change of name is made was convicted of,  
pleaded guilty to, or was adjudicated a delinquent child for  
having committed a sexually oriented offense or a child-victim-  
oriented offense.~~ 670  
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~~(2) The court shall not order a change of name under  
division (A) of this section if the person applying for a change  
of name or for whom the application for a change of name is made~~ 679  
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~~has pleaded guilty to, been convicted of, or been adjudicated a delinquent child for committing a violation of section 2913.49 of the Revised Code unless the guilty plea, conviction, or adjudication has been reversed on appeal.~~

~~(3) As used in this division, "sexually oriented offense" and "child victim oriented offense" have the same meanings as in section 2950.01 of the Revised Code.~~

Sec. 2717.04. Subject to sections 2717.20 and 2717.21 of the Revised Code, an application for a change of name shall set forth all of the following:

(A) That the applicant has been a bona fide resident of the county for at least thirty days prior to the filing of the application;

(B) The reason for which the change of name is sought;

(C) The requested new name.

Sec. 2717.05. The application shall be supported by the applicant's affidavit verifying all of the following:

(A) The applicant's residency in the county for a period of at least thirty days;

(B) That the application is not made for the purpose of evading any creditors or other obligations;

(C) That the applicant is not a debtor in any currently pending bankruptcy proceeding;

(D) That the applicant has not been convicted of, pleaded guilty to, or been adjudicated a delinquent child for identity fraud or has a duty to comply with section 2950.04 or 2950.041 of the Revised Code because the applicant was convicted of,



pleaded guilty to, or was adjudicated a delinquent child for 709  
having committed a sexually oriented offense or a child-victim 710  
oriented offense; 711

(E) That all of the documentary evidence submitted with 712  
the application is true, accurate, and complete; 713

(F) Any other information the court may require. 714

**Sec. 2717.06.** The probate court may hold a hearing on the 715  
application. Except as provided in section 2717.08 of the 716  
Revised Code, if the court requires a hearing, it shall set the 717  
manner, scope, and content of the hearing notice the applicant 718  
must serve. 719

**Sec. 2717.07.** Except as provided under section 2717.10 of 720  
the Revised Code, upon proof that the facts set forth in the 721  
application show reasonable and proper cause for changing the 722  
name of the applicant and, if applicable, upon proof that proper 723  
notice was served, the court may order the change of name. 724

**Sec. 2717.08.** If an applicant for a change of name submits 725  
to the court, along with the application described in section 726  
2717.04 of the Revised Code, satisfactory proof that open 727  
records of the name change or publication of the service of 728  
hearing notice under section 2717.06 of the Revised Code would 729  
jeopardize the applicant's personal safety, both of the 730  
following apply: 731

(A) The court shall waive the hearing notice requirement. 732

(B) If the court orders the change of name under section 733  
2717.07 of the Revised Code, the court shall order the records 734  
of the change of name proceeding to be sealed and to be opened 735  
only by order of the court for good cause shown or at the 736  
request of the applicant for any reason. 737

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Sec. 2717.09. Subject to section 2717.22 of the Revised 739  
Code, an application for change of name may be made on behalf of 740  
a minor by either of the minor's parents, a legal guardian, a 741  
legal custodian, or a guardian ad litem. 742

Sec. 2717.10. (A) The court shall not order a change of 743  
name under section 2717.07 of the Revised Code if the person 744  
applying for a change of name has a duty to comply with section 745  
2950.04 or 2950.041 of the Revised Code because the applicant 746  
was convicted of, pleaded guilty to, or was adjudicated a 747  
delinquent child for having committed a sexually oriented 748  
offense or a child-victim oriented offense. 749

(B) The court shall not order a change of name under 750  
section 2717.07 of the Revised Code if the person applying for a 751  
change of name has pleaded guilty to, been convicted of, or been 752  
adjudicated a delinquent child for committing a violation of 753  
section 2913.49 of the Revised Code unless the guilty plea, 754  
conviction, or adjudication has been reversed on appeal. 755

Sec. 2717.13. A person desiring to correct a misspelling, 756  
inconsistency, or other error of his or her legal name in an 757  
official identity document may file an application in the 758  
probate court of the county in which the person resides to 759  
resolve discrepancies in that official identity document and to 760  
confirm the person's name on the identity document to the 761  
person's current legal name. 762

Sec. 2717.14. Subject to sections 2717.20 and 2717.21 of 763  
the Revised Code, an application to conform a legal name to 764  
correct a misspelling, inconsistency, or other error in an 765  
official identity document shall set forth all of the following: 766

(A) That the applicant has been a bona fide resident of 767  
the county where the applicant is filing for at least thirty 768  
days prior to the filing of the application; 769

(B) An explanation of the misspelling, inconsistency, or 770  
other error in the name; 771

(C) A description of the correction sought to conform the 772  
name on all official identity documents. 773

**Sec. 2717.15.** The court may hold a hearing on the 774  
application under section 2717.13 of the Revised Code. If a 775  
hearing is ordered, the court shall set the manner, scope, and 776  
content of the hearing notice the applicant must serve. 777

**Sec. 2717.16.** Upon proof that the facts set forth in the 778  
application under section 2717.13 of the Revised Code show that 779  
a misspelling, inconsistency, or other error of the applicant's 780  
legal name on an official identity document exists, and that 781  
reasonable and proper cause exists for issuing an order that 782  
resolves the discrepancy and conforms the applicant's legal 783  
name, the court may issue an order to conform the name of the 784  
person. 785

**Sec. 2717.17.** Subject to section 2717.22 of the Revised 786  
Code, an application to conform a legal name to correct a 787  
misspelling, inconsistency, or other error in an official 788  
identity document may be made on behalf of a minor by either of 789  
the minor's parents, a legal guardian, a legal custodian, or a 790  
guardian ad litem. 791

**Sec. 2717.18.** An action to conform the legal name of a 792  
person under sections 2717.13 and 2717.17 of the Revised Code 793  
shall not be permitted in lieu of either of the following: 794

(A) Correction of a birth record under section 3705.15 of 795

<u>the Revised Code;</u>	796
<u>(B) Changing a legal name to a name that is not used in any existing official identity documents.</u>	797 798
<u>Sec. 2717.20. A probate court by local rule or order may require an applicant to submit a copy of any or all of the applicant's official identity documents or other documentary evidence relating to the applicant's identity that the court deems relevant to the application.</u>	799 800 801 802 803
<u>Sec. 2717.21. (A) On receipt of an application, the probate court may do the following:</u>	804 805
<u>(1) Require the applicant to submit one complete set of fingerprint impressions directly to the superintendent of the bureau of criminal identification and investigation for the purpose of conducting a criminal records check. The applicant shall provide the fingerprint impressions using a method the superintendent of the bureau of criminal identification and investigation prescribes and fill out the form the superintendent prescribes pursuant to division (C) of section 109.572 of the Revised Code.</u>	806 807 808 809 810 811 812 813 814
<u>(2) Request the superintendent of the bureau of criminal identification and investigation to conduct a criminal records check based on the applicant's fingerprint impressions under division (A) (18) of section 109.572 of the Revised Code.</u>	815 816 817 818
<u>(3) Request that criminal record information based on the applicant's fingerprints be obtained from the federal bureau of investigation as part of the criminal records check.</u>	819 820 821
<u>(B) Any fee required under division (C) (3) of section 109.572 of the Revised Code shall be paid by the applicant.</u>	822 823

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Sec. 2717.22. (A) When application under section 2717.09 825  
or 2717.17 of the Revised Code is made on behalf of a minor, in 826  
addition to the proof required under section 2717.04 or 2717.14 827  
of the Revised Code and, if applicable, proof of notice, the 828  
consent of both living, legal parents of the minor shall be 829  
filed, or notice of the hearing shall be given to the parent or 830  
parents not consenting by certified mail, return receipt 831  
requested. 832

(B) If there is no known father of the minor, the notice 833  
shall be given to the person who the mother of the minor alleges 834  
to be the father. 835

(C) If no father is so alleged, or if either parent or the 836  
address of either parent is unknown, notice by publication in a 837  
newspaper of general circulation in the county at least thirty 838  
days before the hearing shall be sufficient as to the father or 839  
parent. 840

(D) Any additional notice required by this section may be 841  
waived in writing by any person entitled to the notice. 842

**Section 2.** That existing sections 109.572 and 2717.01 of 843  
the Revised Code are hereby repealed. 844

**Section 3.** Section 109.572 of the Revised Code is 845  
presented in this act as a composite of the section as amended 846  
by both H.B. 166 and S.B. 57 of the 133rd General Assembly. The 847  
General Assembly, applying the principle stated in division (B) 848  
of section 1.52 of the Revised Code that amendments are to be 849  
harmonized if reasonably capable of simultaneous operation, 850  
finds that the composite is the resulting version of the section 851  
in effect prior to the effective date of the section as 852

presented in this act.

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