

**As Introduced**

**134th General Assembly**

**Regular Session**

**2021-2022**

**H. B. No. 522**

**Representatives Abrams, Fraizer**

**Cosponsors: Representatives Carfagna, Lipps, Patton, Ray, Schmidt, White**

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**A BILL**

To amend sections 149.43, 149.45, 315.25, 317.13, 1  
319.28, 319.54, 2303.12, and 5713.09 and to 2  
enact sections 149.451, 149.452, and 321.25 of 3  
the Revised Code to modify the manner in which 4  
designated public service worker residential and 5  
familial information is protected from 6  
disclosure as a public record. 7

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

**Section 1.** That sections 149.43, 149.45, 315.25, 317.13, 8  
319.28, 319.54, 2303.12, and 5713.09 be amended and sections 9  
149.451, 149.452, and 321.25 of the Revised Code be enacted to 10  
read as follows: 11

**Sec. 149.43.** (A) As used in this section: 12

(1) "Public record" means records kept by any public 13  
office, including, but not limited to, state, county, city, 14  
village, township, and school district units, and records 15  
pertaining to the delivery of educational services by an 16  
alternative school in this state kept by the nonprofit or for- 17  
profit entity operating the alternative school pursuant to 18

section 3313.533 of the Revised Code. "Public record" does not 19  
mean any of the following: 20

(a) Medical records; 21

(b) Records pertaining to probation and parole 22  
proceedings, to proceedings related to the imposition of 23  
community control sanctions and post-release control sanctions, 24  
or to proceedings related to determinations under section 25  
2967.271 of the Revised Code regarding the release or maintained 26  
incarceration of an offender to whom that section applies; 27

(c) Records pertaining to actions under section 2151.85 28  
and division (C) of section 2919.121 of the Revised Code and to 29  
appeals of actions arising under those sections; 30

(d) Records pertaining to adoption proceedings, including 31  
the contents of an adoption file maintained by the department of 32  
health under sections 3705.12 to 3705.124 of the Revised Code; 33

(e) Information in a record contained in the putative 34  
father registry established by section 3107.062 of the Revised 35  
Code, regardless of whether the information is held by the 36  
department of job and family services or, pursuant to section 37  
3111.69 of the Revised Code, the office of child support in the 38  
department or a child support enforcement agency; 39

(f) Records specified in division (A) of section 3107.52 40  
of the Revised Code; 41

(g) Trial preparation records; 42

(h) Confidential law enforcement investigatory records; 43

(i) Records containing information that is confidential 44  
under section 2710.03 or 4112.05 of the Revised Code; 45

(j) DNA records stored in the DNA database pursuant to 46  
section 109.573 of the Revised Code; 47

(k) Inmate records released by the department of 48  
rehabilitation and correction to the department of youth 49  
services or a court of record pursuant to division (E) of 50  
section 5120.21 of the Revised Code; 51

(l) Records maintained by the department of youth services 52  
pertaining to children in its custody released by the department 53  
of youth services to the department of rehabilitation and 54  
correction pursuant to section 5139.05 of the Revised Code; 55

(m) Intellectual property records; 56

(n) Donor profile records; 57

(o) Records maintained by the department of job and family 58  
services pursuant to section 3121.894 of the Revised Code; 59

(p) Designated public service worker residential and 60  
familial information, any request filed under division (B) of 61  
section 149.451 of the Revised Code, and any real property 62  
confidentiality notice submitted under section 149.452 of the 63  
Revised Code; 64

(q) In the case of a county hospital operated pursuant to 65  
Chapter 339. of the Revised Code or a municipal hospital 66  
operated pursuant to Chapter 749. of the Revised Code, 67  
information that constitutes a trade secret, as defined in 68  
section 1333.61 of the Revised Code; 69

(r) Information pertaining to the recreational activities 70  
of a person under the age of eighteen; 71

(s) In the case of a child fatality review board acting 72  
under sections 307.621 to 307.629 of the Revised Code or a 73

review conducted pursuant to guidelines established by the 74  
director of health under section 3701.70 of the Revised Code, 75  
records provided to the board or director, statements made by 76  
board members during meetings of the board or by persons 77  
participating in the director's review, and all work products of 78  
the board or director, and in the case of a child fatality 79  
review board, child fatality review data submitted by the board 80  
to the department of health or a national child death review 81  
database, other than the report prepared pursuant to division 82  
(A) of section 307.626 of the Revised Code; 83

(t) Records provided to and statements made by the 84  
executive director of a public children services agency or a 85  
prosecuting attorney acting pursuant to section 5153.171 of the 86  
Revised Code other than the information released under that 87  
section; 88

(u) Test materials, examinations, or evaluation tools used 89  
in an examination for licensure as a nursing home administrator 90  
that the board of executives of long-term services and supports 91  
administers under section 4751.15 of the Revised Code or 92  
contracts under that section with a private or government entity 93  
to administer; 94

(v) Records the release of which is prohibited by state or 95  
federal law; 96

(w) Proprietary information of or relating to any person 97  
that is submitted to or compiled by the Ohio venture capital 98  
authority created under section 150.01 of the Revised Code; 99

(x) Financial statements and data any person submits for 100  
any purpose to the Ohio housing finance agency or the 101  
controlling board in connection with applying for, receiving, or 102

accounting for financial assistance from the agency, and 103  
information that identifies any individual who benefits directly 104  
or indirectly from financial assistance from the agency; 105

(y) Records listed in section 5101.29 of the Revised Code; 106

(z) Discharges recorded with a county recorder under 107  
section 317.24 of the Revised Code, as specified in division (B) 108  
(2) of that section; 109

(aa) Usage information including names and addresses of 110  
specific residential and commercial customers of a municipally 111  
owned or operated public utility; 112

(bb) Records described in division (C) of section 187.04 113  
of the Revised Code that are not designated to be made available 114  
to the public as provided in that division; 115

(cc) Information and records that are made confidential, 116  
privileged, and not subject to disclosure under divisions (B) 117  
and (C) of section 2949.221 of the Revised Code; 118

(dd) Personal information, as defined in section 149.45 of 119  
the Revised Code; 120

(ee) The confidential name, address, and other personally 121  
identifiable information of a program participant in the address 122  
confidentiality program established under sections 111.41 to 123  
111.47 of the Revised Code, including the contents of any 124  
application for absent voter's ballots, absent voter's ballot 125  
identification envelope statement of voter, or provisional 126  
ballot affirmation completed by a program participant who has a 127  
confidential voter registration record, and records or portions 128  
of records pertaining to that program that identify the number 129  
of program participants that reside within a precinct, ward, 130  
township, municipal corporation, county, or any other geographic 131

area smaller than the state. As used in this division, 132  
"confidential address" and "program participant" have the 133  
meaning defined in section 111.41 of the Revised Code. 134

(ff) Orders for active military service of an individual 135  
serving or with previous service in the armed forces of the 136  
United States, including a reserve component, or the Ohio 137  
organized militia, except that, such order becomes a public 138  
record on the day that is fifteen years after the published date 139  
or effective date of the call to order; 140

(gg) The name, address, contact information, or other 141  
personal information of an individual who is less than eighteen 142  
years of age that is included in any record related to a traffic 143  
accident involving a school vehicle in which the individual was 144  
an occupant at the time of the accident; 145

(hh) Protected health information, as defined in 45 C.F.R. 146  
160.103, that is in a claim for payment for a health care 147  
product, service, or procedure, as well as any other health 148  
claims data in another document that reveals the identity of an 149  
individual who is the subject of the data or could be used to 150  
reveal that individual's identity; 151

(ii) Any depiction by photograph, film, videotape, or 152  
printed or digital image under either of the following 153  
circumstances: 154

(i) The depiction is that of a victim of an offense the 155  
release of which would be, to a reasonable person of ordinary 156  
sensibilities, an offensive and objectionable intrusion into the 157  
victim's expectation of bodily privacy and integrity. 158

(ii) The depiction captures or depicts the victim of a 159  
sexually oriented offense, as defined in section 2950.01 of the 160

Revised Code, at the actual occurrence of that offense. 161

(jj) Restricted portions of a body-worn camera or 162  
dashboard camera recording; 163

(kk) In the case of a fetal-infant mortality review board 164  
acting under sections 3707.70 to 3707.77 of the Revised Code, 165  
records, documents, reports, or other information presented to 166  
the board or a person abstracting such materials on the board's 167  
behalf, statements made by review board members during board 168  
meetings, all work products of the board, and data submitted by 169  
the board to the department of health or a national infant death 170  
review database, other than the report prepared pursuant to 171  
section 3707.77 of the Revised Code. 172

(ll) Records, documents, reports, or other information 173  
presented to the pregnancy-associated mortality review board 174  
established under section 3738.01 of the Revised Code, 175  
statements made by board members during board meetings, all work 176  
products of the board, and data submitted by the board to the 177  
department of health, other than the biennial reports prepared 178  
under section 3738.08 of the Revised Code; 179

(mm) Except as otherwise provided in division (A) (1) (oo) 180  
of this section, telephone numbers for a victim, as defined in 181  
section 2930.01 of the Revised Code or a witness to a crime that 182  
are listed on any law enforcement record or report. 183

(nn) A preneed funeral contract, as defined in section 184  
4717.01 of the Revised Code, and contract terms and personally 185  
identifying information of a preneed funeral contract, that is 186  
contained in a report submitted by or for a funeral home to the 187  
board of embalmers and funeral directors under division (C) of 188  
section 4717.13, division (J) of section 4717.31, or section 189

4717.41 of the Revised Code. 190

(oo) Telephone numbers for a party to a motor vehicle 191  
accident subject to the requirements of section 5502.11 of the 192  
Revised Code that are listed on any law enforcement record or 193  
report, except that the telephone numbers described in this 194  
division are not excluded from the definition of "public record" 195  
under this division on and after the thirtieth day after the 196  
occurrence of the motor vehicle accident. 197

A record that is not a public record under division (A) (1) 198  
of this section and that, under law, is permanently retained 199  
becomes a public record on the day that is seventy-five years 200  
after the day on which the record was created, except for any 201  
record protected by the attorney-client privilege, a trial 202  
preparation record as defined in this section, a statement 203  
prohibiting the release of identifying information signed under 204  
section 3107.083 of the Revised Code, a denial of release form 205  
filed pursuant to section 3107.46 of the Revised Code, or any 206  
record that is exempt from release or disclosure under section 207  
149.433 of the Revised Code. If the record is a birth 208  
certificate and a biological parent's name redaction request 209  
form has been accepted under section 3107.391 of the Revised 210  
Code, the name of that parent shall be redacted from the birth 211  
certificate before it is released under this paragraph. If any 212  
other section of the Revised Code establishes a time period for 213  
disclosure of a record that conflicts with the time period 214  
specified in this section, the time period in the other section 215  
prevails. 216

(2) "Confidential law enforcement investigatory record" 217  
means any record that pertains to a law enforcement matter of a 218  
criminal, quasi-criminal, civil, or administrative nature, but 219



only to the extent that the release of the record would create a 220  
high probability of disclosure of any of the following: 221

(a) The identity of a suspect who has not been charged 222  
with the offense to which the record pertains, or of an 223  
information source or witness to whom confidentiality has been 224  
reasonably promised; 225

(b) Information provided by an information source or 226  
witness to whom confidentiality has been reasonably promised, 227  
which information would reasonably tend to disclose the source's 228  
or witness's identity; 229

(c) Specific confidential investigatory techniques or 230  
procedures or specific investigatory work product; 231

(d) Information that would endanger the life or physical 232  
safety of law enforcement personnel, a crime victim, a witness, 233  
or a confidential information source. 234

(3) "Medical record" means any document or combination of 235  
documents, except births, deaths, and the fact of admission to 236  
or discharge from a hospital, that pertains to the medical 237  
history, diagnosis, prognosis, or medical condition of a patient 238  
and that is generated and maintained in the process of medical 239  
treatment. 240

(4) "Trial preparation record" means any record that 241  
contains information that is specifically compiled in reasonable 242  
anticipation of, or in defense of, a civil or criminal action or 243  
proceeding, including the independent thought processes and 244  
personal trial preparation of an attorney. 245

(5) "Intellectual property record" means a record, other 246  
than a financial or administrative record, that is produced or 247  
collected by or for faculty or staff of a state institution of 248

higher learning in the conduct of or as a result of study or 249  
research on an educational, commercial, scientific, artistic, 250  
technical, or scholarly issue, regardless of whether the study 251  
or research was sponsored by the institution alone or in 252  
conjunction with a governmental body or private concern, and 253  
that has not been publicly released, published, or patented. 254

(6) "Donor profile record" means all records about donors 255  
or potential donors to a public institution of higher education 256  
except the names and reported addresses of the actual donors and 257  
the date, amount, and conditions of the actual donation. 258

(7) "Designated public service worker" means a peace 259  
officer, parole officer, probation officer, bailiff, prosecuting 260  
attorney, assistant prosecuting attorney, correctional employee, 261  
county or multicounty corrections officer, community-based 262  
correctional facility employee, designated Ohio national guard 263  
member, protective services worker, youth services employee, 264  
firefighter, EMT, medical director or member of a cooperating 265  
physician advisory board of an emergency medical service 266  
organization, state board of pharmacy employee, investigator of 267  
the bureau of criminal identification and investigation, 268  
emergency service telecommunicator, forensic mental health 269  
provider, mental health evaluation provider, regional 270  
psychiatric hospital employee, judge, magistrate, or federal law 271  
enforcement officer. 272

(8) "Designated public service worker residential and 273  
familial information" means any information that discloses any 274  
of the following about a designated public service worker: 275

(a) The address of the actual personal residence of a 276  
designated public service worker, except for the following 277  
information: 278

(i) The address of the actual personal residence of a 279  
prosecuting attorney or judge; and 280

(ii) The state or political subdivision in which a 281  
designated public service worker resides. 282

(b) Information compiled from referral to or participation 283  
in an employee assistance program; 284

(c) The social security number, the residential telephone 285  
number, any bank account, debit card, charge card, or credit 286  
card number, or the emergency telephone number of, or any 287  
medical information pertaining to, a designated public service 288  
worker; 289

(d) The name of any beneficiary of employment benefits, 290  
including, but not limited to, life insurance benefits, provided 291  
to a designated public service worker by the designated public 292  
service worker's employer; 293

(e) The identity and amount of any charitable or 294  
employment benefit deduction made by the designated public 295  
service worker's employer from the designated public service 296  
worker's compensation, unless the amount of the deduction is 297  
required by state or federal law; 298

(f) The name, the residential address, the name of the 299  
employer, the address of the employer, the social security 300  
number, the residential telephone number, any bank account, 301  
debit card, charge card, or credit card number, or the emergency 302  
telephone number of the spouse, a former spouse, or any child of 303  
a designated public service worker; 304

(g) A photograph of a peace officer who holds a position 305  
or has an assignment that may include undercover or plain 306  
clothes positions or assignments as determined by the peace 307

officer's appointing authority. 308

(9) As used in divisions (A) (7) and (15) to (17) of this 309  
section: 310

"Peace officer" has the meaning defined in section 109.71 311  
of the Revised Code and also includes the superintendent and 312  
troopers of the state highway patrol; it does not include the 313  
sheriff of a county or a supervisory employee who, in the 314  
absence of the sheriff, is authorized to stand in for, exercise 315  
the authority of, and perform the duties of the sheriff. 316

"Correctional employee" means any employee of the 317  
department of rehabilitation and correction who in the course of 318  
performing the employee's job duties has or has had contact with 319  
inmates and persons under supervision. 320

"County or multicounty corrections officer" means any 321  
corrections officer employed by any county or multicounty 322  
correctional facility. 323

"Designated Ohio national guard member" means a member of 324  
the Ohio national guard who is participating in duties related 325  
to remotely piloted aircraft, including, but not limited to, 326  
pilots, sensor operators, and mission intelligence personnel, 327  
duties related to special forces operations, or duties related 328  
to cybersecurity, and is designated by the adjutant general as a 329  
designated public service worker for those purposes. 330

"Protective services worker" means any employee of a 331  
county agency who is responsible for child protective services, 332  
child support services, or adult protective services. 333

"Youth services employee" means any employee of the 334  
department of youth services who in the course of performing the 335  
employee's job duties has or has had contact with children 336

committed to the custody of the department of youth services. 337

"Firefighter" means any regular, paid or volunteer, member 338  
of a lawfully constituted fire department of a municipal 339  
corporation, township, fire district, or village. 340

"EMT" means EMTs-basic, EMTs-I, and paramedics that 341  
provide emergency medical services for a public emergency 342  
medical service organization. "Emergency medical service 343  
organization," "EMT-basic," "EMT-I," and "paramedic" have the 344  
meanings defined in section 4765.01 of the Revised Code. 345

"Investigator of the bureau of criminal identification and 346  
investigation" has the meaning defined in section 2903.11 of the 347  
Revised Code. 348

"Emergency service telecommunicator" has the meaning 349  
defined in section 4742.01 of the Revised Code. 350

"Forensic mental health provider" means any employee of a 351  
community mental health service provider or local alcohol, drug 352  
addiction, and mental health services board who, in the course 353  
of the employee's duties, has contact with persons committed to 354  
a local alcohol, drug addiction, and mental health services 355  
board by a court order pursuant to section 2945.38, 2945.39, 356  
2945.40, or 2945.402 of the Revised Code. 357

"Mental health evaluation provider" means an individual 358  
who, under Chapter 5122. of the Revised Code, examines a 359  
respondent who is alleged to be a mentally ill person subject to 360  
court order, as defined in section 5122.01 of the Revised Code, 361  
and reports to the probate court the respondent's mental 362  
condition. 363

"Regional psychiatric hospital employee" means any 364  
employee of the department of mental health and addiction 365

services who, in the course of performing the employee's duties, 366  
has contact with patients committed to the department of mental 367  
health and addiction services by a court order pursuant to 368  
section 2945.38, 2945.39, 2945.40, or 2945.402 of the Revised 369  
Code. 370

"Federal law enforcement officer" has the meaning defined 371  
in section 9.88 of the Revised Code. 372

(10) "Information pertaining to the recreational 373  
activities of a person under the age of eighteen" means 374  
information that is kept in the ordinary course of business by a 375  
public office, that pertains to the recreational activities of a 376  
person under the age of eighteen years, and that discloses any 377  
of the following: 378

(a) The address or telephone number of a person under the 379  
age of eighteen or the address or telephone number of that 380  
person's parent, guardian, custodian, or emergency contact 381  
person; 382

(b) The social security number, birth date, or 383  
photographic image of a person under the age of eighteen; 384

(c) Any medical record, history, or information pertaining 385  
to a person under the age of eighteen; 386

(d) Any additional information sought or required about a 387  
person under the age of eighteen for the purpose of allowing 388  
that person to participate in any recreational activity 389  
conducted or sponsored by a public office or to use or obtain 390  
admission privileges to any recreational facility owned or 391  
operated by a public office. 392

(11) "Community control sanction" has the meaning defined 393  
in section 2929.01 of the Revised Code. 394

(12) "Post-release control sanction" has the meaning 395  
defined in section 2967.01 of the Revised Code. 396

(13) "Redaction" means obscuring or deleting any 397  
information that is exempt from the duty to permit public 398  
inspection or copying from an item that otherwise meets the 399  
definition of a "record" in section 149.011 of the Revised Code. 400

(14) "Designee," "elected official," and "future official" 401  
have the meanings defined in section 109.43 of the Revised Code. 402

(15) "Body-worn camera" means a visual and audio recording 403  
device worn on the person of a peace officer while the peace 404  
officer is engaged in the performance of the peace officer's 405  
duties. 406

(16) "Dashboard camera" means a visual and audio recording 407  
device mounted on a peace officer's vehicle or vessel that is 408  
used while the peace officer is engaged in the performance of 409  
the peace officer's duties. 410

(17) "Restricted portions of a body-worn camera or 411  
dashboard camera recording" means any visual or audio portion of 412  
a body-worn camera or dashboard camera recording that shows, 413  
communicates, or discloses any of the following: 414

(a) The image or identity of a child or information that 415  
could lead to the identification of a child who is a primary 416  
subject of the recording when the law enforcement agency knows 417  
or has reason to know the person is a child based on the law 418  
enforcement agency's records or the content of the recording; 419

(b) The death of a person or a deceased person's body, 420  
unless the death was caused by a peace officer or, subject to 421  
division (H)(1) of this section, the consent of the decedent's 422  
executor or administrator has been obtained; 423

(c) The death of a peace officer, firefighter, paramedic, 424  
or other first responder, occurring while the decedent was 425  
engaged in the performance of official duties, unless, subject 426  
to division (H) (1) of this section, the consent of the 427  
decedent's executor or administrator has been obtained; 428

(d) Grievous bodily harm, unless the injury was effected 429  
by a peace officer or, subject to division (H) (1) of this 430  
section, the consent of the injured person or the injured 431  
person's guardian has been obtained; 432

(e) An act of severe violence against a person that 433  
results in serious physical harm to the person, unless the act 434  
and injury was effected by a peace officer or, subject to 435  
division (H) (1) of this section, the consent of the injured 436  
person or the injured person's guardian has been obtained; 437

(f) Grievous bodily harm to a peace officer, firefighter, 438  
paramedic, or other first responder, occurring while the injured 439  
person was engaged in the performance of official duties, 440  
unless, subject to division (H) (1) of this section, the consent 441  
of the injured person or the injured person's guardian has been 442  
obtained; 443

(g) An act of severe violence resulting in serious 444  
physical harm against a peace officer, firefighter, paramedic, 445  
or other first responder, occurring while the injured person was 446  
engaged in the performance of official duties, unless, subject 447  
to division (H) (1) of this section, the consent of the injured 448  
person or the injured person's guardian has been obtained; 449

(h) A person's nude body, unless, subject to division (H) 450  
(1) of this section, the person's consent has been obtained; 451

(i) Protected health information, the identity of a person 452



in a health care facility who is not the subject of a law 453  
enforcement encounter, or any other information in a health care 454  
facility that could identify a person who is not the subject of 455  
a law enforcement encounter; 456

(j) Information that could identify the alleged victim of 457  
a sex offense, menacing by stalking, or domestic violence; 458

(k) Information, that does not constitute a confidential 459  
law enforcement investigatory record, that could identify a 460  
person who provides sensitive or confidential information to a 461  
law enforcement agency when the disclosure of the person's 462  
identity or the information provided could reasonably be 463  
expected to threaten or endanger the safety or property of the 464  
person or another person; 465

(l) Personal information of a person who is not arrested, 466  
cited, charged, or issued a written warning by a peace officer; 467

(m) Proprietary police contingency plans or tactics that 468  
are intended to prevent crime and maintain public order and 469  
safety; 470

(n) A personal conversation unrelated to work between 471  
peace officers or between a peace officer and an employee of a 472  
law enforcement agency; 473

(o) A conversation between a peace officer and a member of 474  
the public that does not concern law enforcement activities; 475

(p) The interior of a residence, unless the interior of a 476  
residence is the location of an adversarial encounter with, or a 477  
use of force by, a peace officer; 478

(q) Any portion of the interior of a private business that 479  
is not open to the public, unless an adversarial encounter with, 480

or a use of force by, a peace officer occurs in that location. 481

As used in division (A) (17) of this section: 482

"Grievous bodily harm" has the same meaning as in section 483  
5924.120 of the Revised Code. 484

"Health care facility" has the same meaning as in section 485  
1337.11 of the Revised Code. 486

"Protected health information" has the same meaning as in 487  
45 C.F.R. 160.103. 488

"Law enforcement agency" has the same meaning as in 489  
section 2925.61 of the Revised Code. 490

"Personal information" means any government-issued 491  
identification number, date of birth, address, financial 492  
information, or criminal justice information from the law 493  
enforcement automated data system or similar databases. 494

"Sex offense" has the same meaning as in section 2907.10 495  
of the Revised Code. 496

"Firefighter," "paramedic," and "first responder" have the 497  
same meanings as in section 4765.01 of the Revised Code. 498

(B) (1) Upon request by any person and subject to division 499  
(B) (8) of this section, all public records responsive to the 500  
request shall be promptly prepared and made available for 501  
inspection to the requester at all reasonable times during 502  
regular business hours. Subject to division (B) (8) of this 503  
section, upon request by any person, a public office or person 504  
responsible for public records shall make copies of the 505  
requested public record available to the requester at cost and 506  
within a reasonable period of time. If a public record contains 507  
information that is exempt from the duty to permit public 508

inspection or to copy the public record, the public office or 509  
the person responsible for the public record shall make 510  
available all of the information within the public record that 511  
is not exempt. When making that public record available for 512  
public inspection or copying that public record, the public 513  
office or the person responsible for the public record shall 514  
notify the requester of any redaction or make the redaction 515  
plainly visible. A redaction shall be deemed a denial of a 516  
request to inspect or copy the redacted information, except if 517  
federal or state law authorizes or requires a public office to 518  
make the redaction. 519

(2) To facilitate broader access to public records, a 520  
public office or the person responsible for public records shall 521  
organize and maintain public records in a manner that they can 522  
be made available for inspection or copying in accordance with 523  
division (B) of this section. A public office also shall have 524  
available a copy of its current records retention schedule at a 525  
location readily available to the public. If a requester makes 526  
an ambiguous or overly broad request or has difficulty in making 527  
a request for copies or inspection of public records under this 528  
section such that the public office or the person responsible 529  
for the requested public record cannot reasonably identify what 530  
public records are being requested, the public office or the 531  
person responsible for the requested public record may deny the 532  
request but shall provide the requester with an opportunity to 533  
revise the request by informing the requester of the manner in 534  
which records are maintained by the public office and accessed 535  
in the ordinary course of the public office's or person's 536  
duties. 537

(3) If a request is ultimately denied, in part or in 538  
whole, the public office or the person responsible for the 539

requested public record shall provide the requester with an 540  
explanation, including legal authority, setting forth why the 541  
request was denied. If the initial request was provided in 542  
writing, the explanation also shall be provided to the requester 543  
in writing. The explanation shall not preclude the public office 544  
or the person responsible for the requested public record from 545  
relying upon additional reasons or legal authority in defending 546  
an action commenced under division (C) of this section. 547

(4) Unless specifically required or authorized by state or 548  
federal law or in accordance with division (B) of this section, 549  
no public office or person responsible for public records may 550  
limit or condition the availability of public records by 551  
requiring disclosure of the requester's identity or the intended 552  
use of the requested public record. Any requirement that the 553  
requester disclose the requester's identity or the intended use 554  
of the requested public record constitutes a denial of the 555  
request. 556

(5) A public office or person responsible for public 557  
records may ask a requester to make the request in writing, may 558  
ask for the requester's identity, and may inquire about the 559  
intended use of the information requested, but may do so only 560  
after disclosing to the requester that a written request is not 561  
mandatory, that the requester may decline to reveal the 562  
requester's identity or the intended use, and when a written 563  
request or disclosure of the identity or intended use would 564  
benefit the requester by enhancing the ability of the public 565  
office or person responsible for public records to identify, 566  
locate, or deliver the public records sought by the requester. 567

(6) If any person requests a copy of a public record in 568  
accordance with division (B) of this section, the public office 569

or person responsible for the public record may require the 570  
requester to pay in advance the cost involved in providing the 571  
copy of the public record in accordance with the choice made by 572  
the requester under this division. The public office or the 573  
person responsible for the public record shall permit the 574  
requester to choose to have the public record duplicated upon 575  
paper, upon the same medium upon which the public office or 576  
person responsible for the public record keeps it, or upon any 577  
other medium upon which the public office or person responsible 578  
for the public record determines that it reasonably can be 579  
duplicated as an integral part of the normal operations of the 580  
public office or person responsible for the public record. When 581  
the requester makes a choice under this division, the public 582  
office or person responsible for the public record shall provide 583  
a copy of it in accordance with the choice made by the 584  
requester. Nothing in this section requires a public office or 585  
person responsible for the public record to allow the requester 586  
of a copy of the public record to make the copies of the public 587  
record. 588

(7) (a) Upon a request made in accordance with division (B) 589  
of this section and subject to division (B) (6) of this section, 590  
a public office or person responsible for public records shall 591  
transmit a copy of a public record to any person by United 592  
States mail or by any other means of delivery or transmission 593  
within a reasonable period of time after receiving the request 594  
for the copy. The public office or person responsible for the 595  
public record may require the person making the request to pay 596  
in advance the cost of postage if the copy is transmitted by 597  
United States mail or the cost of delivery if the copy is 598  
transmitted other than by United States mail, and to pay in 599  
advance the costs incurred for other supplies used in the 600

mailing, delivery, or transmission. 601

(b) Any public office may adopt a policy and procedures 602  
that it will follow in transmitting, within a reasonable period 603  
of time after receiving a request, copies of public records by 604  
United States mail or by any other means of delivery or 605  
transmission pursuant to division (B) (7) of this section. A 606  
public office that adopts a policy and procedures under division 607  
(B) (7) of this section shall comply with them in performing its 608  
duties under that division. 609

(c) In any policy and procedures adopted under division 610  
(B) (7) of this section: 611

(i) A public office may limit the number of records 612  
requested by a person that the office will physically deliver by 613  
United States mail or by another delivery service to ten per 614  
month, unless the person certifies to the office in writing that 615  
the person does not intend to use or forward the requested 616  
records, or the information contained in them, for commercial 617  
purposes; 618

(ii) A public office that chooses to provide some or all 619  
of its public records on a web site that is fully accessible to 620  
and searchable by members of the public at all times, other than 621  
during acts of God outside the public office's control or 622  
maintenance, and that charges no fee to search, access, 623  
download, or otherwise receive records provided on the web site, 624  
may limit to ten per month the number of records requested by a 625  
person that the office will deliver in a digital format, unless 626  
the requested records are not provided on the web site and 627  
unless the person certifies to the office in writing that the 628  
person does not intend to use or forward the requested records, 629  
or the information contained in them, for commercial purposes. 630

(iii) For purposes of division (B)(7) of this section, 631  
"commercial" shall be narrowly construed and does not include 632  
reporting or gathering news, reporting or gathering information 633  
to assist citizen oversight or understanding of the operation or 634  
activities of government, or nonprofit educational research. 635

(8) A public office or person responsible for public 636  
records is not required to permit a person who is incarcerated 637  
pursuant to a criminal conviction or a juvenile adjudication to 638  
inspect or to obtain a copy of any public record concerning a 639  
criminal investigation or prosecution or concerning what would 640  
be a criminal investigation or prosecution if the subject of the 641  
investigation or prosecution were an adult, unless the request 642  
to inspect or to obtain a copy of the record is for the purpose 643  
of acquiring information that is subject to release as a public 644  
record under this section and the judge who imposed the sentence 645  
or made the adjudication with respect to the person, or the 646  
judge's successor in office, finds that the information sought 647  
in the public record is necessary to support what appears to be 648  
a justiciable claim of the person. 649

(9) (a) Upon written request made and signed by a 650  
journalist, a public office, or person responsible for public 651  
records, having custody of the records of the agency employing a 652  
specified designated public service worker shall disclose to the 653  
journalist the address of the actual personal residence of the 654  
designated public service worker and, if the designated public 655  
service worker's spouse, former spouse, or child is employed by 656  
a public office, the name and address of the employer of the 657  
designated public service worker's spouse, former spouse, or 658  
child. The request shall include the journalist's name and title 659  
and the name and address of the journalist's employer and shall 660  
state that disclosure of the information sought would be in the 661

public interest. 662

(b) Division (B) (9) (a) of this section also applies to 663  
journalist requests for: 664

(i) Customer information maintained by a municipally owned 665  
or operated public utility, other than social security numbers 666  
and any private financial information such as credit reports, 667  
payment methods, credit card numbers, and bank account 668  
information; 669

(ii) Information about minors involved in a school vehicle 670  
accident as provided in division (A) (1) (gg) of this section, 671  
other than personal information as defined in section 149.45 of 672  
the Revised Code. 673

(c) As used in division (B) (9) of this section, 674  
"journalist" means a person engaged in, connected with, or 675  
employed by any news medium, including a newspaper, magazine, 676  
press association, news agency, or wire service, a radio or 677  
television station, or a similar medium, for the purpose of 678  
gathering, processing, transmitting, compiling, editing, or 679  
disseminating information for the general public. 680

(10) Upon a request made by a victim, victim's attorney, 681  
or victim's representative, as that term is used in section 682  
2930.02 of the Revised Code, a public office or person 683  
responsible for public records shall transmit a copy of a 684  
depiction of the victim as described in division (A) (1) (ii) of 685  
this section to the victim, victim's attorney, or victim's 686  
representative. 687

(C) (1) If a person allegedly is aggrieved by the failure 688  
of a public office or the person responsible for public records 689  
to promptly prepare a public record and to make it available to 690



the person for inspection in accordance with division (B) of 691  
this section or by any other failure of a public office or the 692  
person responsible for public records to comply with an 693  
obligation in accordance with division (B) of this section, the 694  
person allegedly aggrieved may do only one of the following, and 695  
not both: 696

(a) File a complaint with the clerk of the court of claims 697  
or the clerk of the court of common pleas under section 2743.75 698  
of the Revised Code; 699

(b) Commence a mandamus action to obtain a judgment that 700  
orders the public office or the person responsible for the 701  
public record to comply with division (B) of this section, that 702  
awards court costs and reasonable attorney's fees to the person 703  
that instituted the mandamus action, and, if applicable, that 704  
includes an order fixing statutory damages under division (C) (2) 705  
of this section. The mandamus action may be commenced in the 706  
court of common pleas of the county in which division (B) of 707  
this section allegedly was not complied with, in the supreme 708  
court pursuant to its original jurisdiction under Section 2 of 709  
Article IV, Ohio Constitution, or in the court of appeals for 710  
the appellate district in which division (B) of this section 711  
allegedly was not complied with pursuant to its original 712  
jurisdiction under Section 3 of Article IV, Ohio Constitution. 713

(2) If a requester transmits a written request by hand 714  
delivery, electronic submission, or certified mail to inspect or 715  
receive copies of any public record in a manner that fairly 716  
describes the public record or class of public records to the 717  
public office or person responsible for the requested public 718  
records, except as otherwise provided in this section, the 719  
requester shall be entitled to recover the amount of statutory 720

damages set forth in this division if a court determines that 721  
the public office or the person responsible for public records 722  
failed to comply with an obligation in accordance with division 723  
(B) of this section. 724

The amount of statutory damages shall be fixed at one 725  
hundred dollars for each business day during which the public 726  
office or person responsible for the requested public records 727  
failed to comply with an obligation in accordance with division 728  
(B) of this section, beginning with the day on which the 729  
requester files a mandamus action to recover statutory damages, 730  
up to a maximum of one thousand dollars. The award of statutory 731  
damages shall not be construed as a penalty, but as compensation 732  
for injury arising from lost use of the requested information. 733  
The existence of this injury shall be conclusively presumed. The 734  
award of statutory damages shall be in addition to all other 735  
remedies authorized by this section. 736

The court may reduce an award of statutory damages or not 737  
award statutory damages if the court determines both of the 738  
following: 739

(a) That, based on the ordinary application of statutory 740  
law and case law as it existed at the time of the conduct or 741  
threatened conduct of the public office or person responsible 742  
for the requested public records that allegedly constitutes a 743  
failure to comply with an obligation in accordance with division 744  
(B) of this section and that was the basis of the mandamus 745  
action, a well-informed public office or person responsible for 746  
the requested public records reasonably would believe that the 747  
conduct or threatened conduct of the public office or person 748  
responsible for the requested public records did not constitute 749  
a failure to comply with an obligation in accordance with 750

division (B) of this section; 751

(b) That a well-informed public office or person 752  
responsible for the requested public records reasonably would 753  
believe that the conduct or threatened conduct of the public 754  
office or person responsible for the requested public records 755  
would serve the public policy that underlies the authority that 756  
is asserted as permitting that conduct or threatened conduct. 757

(3) In a mandamus action filed under division (C) (1) of 758  
this section, the following apply: 759

(a) (i) If the court orders the public office or the person 760  
responsible for the public record to comply with division (B) of 761  
this section, the court shall determine and award to the relator 762  
all court costs, which shall be construed as remedial and not 763  
punitive. 764

(ii) If the court makes a determination described in 765  
division (C) (3) (b) (iii) of this section, the court shall 766  
determine and award to the relator all court costs, which shall 767  
be construed as remedial and not punitive. 768

(b) If the court renders a judgment that orders the public 769  
office or the person responsible for the public record to comply 770  
with division (B) of this section or if the court determines any 771  
of the following, the court may award reasonable attorney's fees 772  
to the relator, subject to division (C) (4) of this section: 773

(i) The public office or the person responsible for the 774  
public records failed to respond affirmatively or negatively to 775  
the public records request in accordance with the time allowed 776  
under division (B) of this section. 777

(ii) The public office or the person responsible for the 778  
public records promised to permit the relator to inspect or 779

receive copies of the public records requested within a 780  
specified period of time but failed to fulfill that promise 781  
within that specified period of time. 782

(iii) The public office or the person responsible for the 783  
public records acted in bad faith when the office or person 784  
voluntarily made the public records available to the relator for 785  
the first time after the relator commenced the mandamus action, 786  
but before the court issued any order concluding whether or not 787  
the public office or person was required to comply with division 788  
(B) of this section. No discovery may be conducted on the issue 789  
of the alleged bad faith of the public office or person 790  
responsible for the public records. This division shall not be 791  
construed as creating a presumption that the public office or 792  
the person responsible for the public records acted in bad faith 793  
when the office or person voluntarily made the public records 794  
available to the relator for the first time after the relator 795  
commenced the mandamus action, but before the court issued any 796  
order described in this division. 797

(c) The court shall not award attorney's fees to the 798  
relator if the court determines both of the following: 799

(i) That, based on the ordinary application of statutory 800  
law and case law as it existed at the time of the conduct or 801  
threatened conduct of the public office or person responsible 802  
for the requested public records that allegedly constitutes a 803  
failure to comply with an obligation in accordance with division 804  
(B) of this section and that was the basis of the mandamus 805  
action, a well-informed public office or person responsible for 806  
the requested public records reasonably would believe that the 807  
conduct or threatened conduct of the public office or person 808  
responsible for the requested public records did not constitute 809

a failure to comply with an obligation in accordance with 810  
division (B) of this section; 811

(ii) That a well-informed public office or person 812  
responsible for the requested public records reasonably would 813  
believe that the conduct or threatened conduct of the public 814  
office or person responsible for the requested public records 815  
would serve the public policy that underlies the authority that 816  
is asserted as permitting that conduct or threatened conduct. 817

(4) All of the following apply to any award of reasonable 818  
attorney's fees awarded under division (C) (3) (b) of this 819  
section: 820

(a) The fees shall be construed as remedial and not 821  
punitive. 822

(b) The fees awarded shall not exceed the total of the 823  
reasonable attorney's fees incurred before the public record was 824  
made available to the relator and the fees described in division 825  
(C) (4) (c) of this section. 826

(c) Reasonable attorney's fees shall include reasonable 827  
fees incurred to produce proof of the reasonableness and amount 828  
of the fees and to otherwise litigate entitlement to the fees. 829

(d) The court may reduce the amount of fees awarded if the 830  
court determines that, given the factual circumstances involved 831  
with the specific public records request, an alternative means 832  
should have been pursued to more effectively and efficiently 833  
resolve the dispute that was subject to the mandamus action 834  
filed under division (C) (1) of this section. 835

(5) If the court does not issue a writ of mandamus under 836  
division (C) of this section and the court determines at that 837  
time that the bringing of the mandamus action was frivolous 838

conduct as defined in division (A) of section 2323.51 of the Revised Code, the court may award to the public office all court costs, expenses, and reasonable attorney's fees, as determined by the court.

(D) Chapter 1347. of the Revised Code does not limit the provisions of this section.

(E) (1) To ensure that all employees of public offices are appropriately educated about a public office's obligations under division (B) of this section, all elected officials or their appropriate designees shall attend training approved by the attorney general as provided in section 109.43 of the Revised Code. A future official may satisfy the requirements of this division by attending the training before taking office, provided that the future official may not send a designee in the future official's place.

(2) All public offices shall adopt a public records policy in compliance with this section for responding to public records requests. In adopting a public records policy under this division, a public office may obtain guidance from the model public records policy developed and provided to the public office by the attorney general under section 109.43 of the Revised Code. Except as otherwise provided in this section, the policy may not limit the number of public records that the public office will make available to a single person, may not limit the number of public records that it will make available during a fixed period of time, and may not establish a fixed period of time before it will respond to a request for inspection or copying of public records, unless that period is less than eight hours.

The public office shall distribute the public records

policy adopted by the public office under this division to the 869  
employee of the public office who is the records custodian or 870  
records manager or otherwise has custody of the records of that 871  
office. The public office shall require that employee to 872  
acknowledge receipt of the copy of the public records policy. 873  
The public office shall create a poster that describes its 874  
public records policy and shall post the poster in a conspicuous 875  
place in the public office and in all locations where the public 876  
office has branch offices. The public office may post its public 877  
records policy on the internet web site of the public office if 878  
the public office maintains an internet web site. A public 879  
office that has established a manual or handbook of its general 880  
policies and procedures for all employees of the public office 881  
shall include the public records policy of the public office in 882  
the manual or handbook. 883

(F) (1) The bureau of motor vehicles may adopt rules 884  
pursuant to Chapter 119. of the Revised Code to reasonably limit 885  
the number of bulk commercial special extraction requests made 886  
by a person for the same records or for updated records during a 887  
calendar year. The rules may include provisions for charges to 888  
be made for bulk commercial special extraction requests for the 889  
actual cost of the bureau, plus special extraction costs, plus 890  
ten per cent. The bureau may charge for expenses for redacting 891  
information, the release of which is prohibited by law. 892

(2) As used in division (F) (1) of this section: 893

(a) "Actual cost" means the cost of depleted supplies, 894  
records storage media costs, actual mailing and alternative 895  
delivery costs, or other transmitting costs, and any direct 896  
equipment operating and maintenance costs, including actual 897  
costs paid to private contractors for copying services. 898

(b) "Bulk commercial special extraction request" means a 899  
request for copies of a record for information in a format other 900  
than the format already available, or information that cannot be 901  
extracted without examination of all items in a records series, 902  
class of records, or database by a person who intends to use or 903  
forward the copies for surveys, marketing, solicitation, or 904  
resale for commercial purposes. "Bulk commercial special 905  
extraction request" does not include a request by a person who 906  
gives assurance to the bureau that the person making the request 907  
does not intend to use or forward the requested copies for 908  
surveys, marketing, solicitation, or resale for commercial 909  
purposes. 910

(c) "Commercial" means profit-seeking production, buying, 911  
or selling of any good, service, or other product. 912

(d) "Special extraction costs" means the cost of the time 913  
spent by the lowest paid employee competent to perform the task, 914  
the actual amount paid to outside private contractors employed 915  
by the bureau, or the actual cost incurred to create computer 916  
programs to make the special extraction. "Special extraction 917  
costs" include any charges paid to a public agency for computer 918  
or records services. 919

(3) For purposes of divisions (F) (1) and (2) of this 920  
section, "surveys, marketing, solicitation, or resale for 921  
commercial purposes" shall be narrowly construed and does not 922  
include reporting or gathering news, reporting or gathering 923  
information to assist citizen oversight or understanding of the 924  
operation or activities of government, or nonprofit educational 925  
research. 926

(G) A request by a defendant, counsel of a defendant, or 927  
any agent of a defendant in a criminal action that public 928



records related to that action be made available under this 929  
section shall be considered a demand for discovery pursuant to 930  
the Criminal Rules, except to the extent that the Criminal Rules 931  
plainly indicate a contrary intent. The defendant, counsel of 932  
the defendant, or agent of the defendant making a request under 933  
this division shall serve a copy of the request on the 934  
prosecuting attorney, director of law, or other chief legal 935  
officer responsible for prosecuting the action. 936

(H) (1) Any portion of a body-worn camera or dashboard 937  
camera recording described in divisions (A) (17) (b) to (h) of 938  
this section may be released by consent of the subject of the 939  
recording or a representative of that person, as specified in 940  
those divisions, only if either of the following applies: 941

(a) The recording will not be used in connection with any 942  
probable or pending criminal proceedings; 943

(b) The recording has been used in connection with a 944  
criminal proceeding that was dismissed or for which a judgment 945  
has been entered pursuant to Rule 32 of the Rules of Criminal 946  
Procedure, and will not be used again in connection with any 947  
probable or pending criminal proceedings. 948

(2) If a public office denies a request to release a 949  
restricted portion of a body-worn camera or dashboard camera 950  
recording, as defined in division (A) (17) of this section, any 951  
person may file a mandamus action pursuant to this section or a 952  
complaint with the clerk of the court of claims pursuant to 953  
section 2743.75 of the Revised Code, requesting the court to 954  
order the release of all or portions of the recording. If the 955  
court considering the request determines that the filing 956  
articulates by clear and convincing evidence that the public 957  
interest in the recording substantially outweighs privacy 958

interests and other interests asserted to deny release, the 959  
court shall order the public office to release the recording. 960

**Sec. 149.45.** (A) As used in this section: 961

(1) "Personal information" means any of the following: 962

(a) An individual's social security number; 963

(b) An individual's state or federal tax identification 964  
number; 965

(c) An individual's driver's license number or state 966  
identification number; 967

(d) An individual's checking account number, savings 968  
account number, credit card number, or debit card number; 969

(e) An individual's demand deposit account number, money 970  
market account number, mutual fund account number, or any other 971  
financial or medical account number. 972

(2) "Public record," ~~"designated public service worker,"~~ 973  
~~and "designated public service worker residential and familial-~~ 974  
~~information" have~~ has the ~~meanings~~ meaning defined in section 975  
149.43 of the Revised Code. 976

(3) "Truncate" means to redact all but the last four 977  
digits of an individual's social security number. 978

(B) (1) No public office or person responsible for a public 979  
office's public records shall make available to the general 980  
public on the internet any document that contains an 981  
individual's social security number without otherwise redacting, 982  
encrypting, or truncating the social security number. 983

(2) A public office or person responsible for a public 984  
office's public records that, prior to October 17, 2011, made 985

available to the general public on the internet any document 986  
that contains an individual's social security number shall 987  
redact, encrypt, or truncate the social security number from 988  
that document. 989

(3) Divisions (B)(1) and (2) of this section do not apply 990  
to documents that are only accessible through the internet with 991  
a password. 992

(C)(1) An individual may request that a public office or a 993  
person responsible for a public office's public records redact 994  
personal information of that individual from any record made 995  
available to the general public on the internet. An individual 996  
who makes a request for redaction pursuant to this division 997  
shall make the request in writing on a form developed by the 998  
attorney general and shall specify the personal information to 999  
be redacted and provide any information that identifies the 1000  
location of that personal information within a document that 1001  
contains that personal information. 1002

(2) Upon receiving a request for a redaction pursuant to 1003  
division (C)(1) of this section, a public office or a person 1004  
responsible for a public office's public records shall act 1005  
within five business days in accordance with the request to 1006  
redact the personal information of the individual from any 1007  
record made available to the general public on the internet, if 1008  
practicable. If a redaction is not practicable, the public 1009  
office or person responsible for the public office's public 1010  
records shall verbally or in writing within five business days 1011  
after receiving the written request explain to the individual 1012  
why the redaction is impracticable. 1013

(3) The attorney general shall develop a form to be used 1014  
by an individual to request a redaction pursuant to division (C) 1015

(1) of this section. The form shall include a place to provide 1016  
any information that identifies the location of the personal 1017  
information to be redacted. 1018

~~(D) (1) A designated public service worker may request that 1019  
a public office, other than a county auditor, or a person 1020  
responsible for the public records of a public office, other 1021  
than a county auditor, redact the designated public service 1022  
worker's address from any record made available to the general 1023  
public on the internet that includes designated public service 1024  
worker residential and familial information of the designated 1025  
public service worker making the request. A designated public 1026  
service worker who makes a request for a redaction pursuant to 1027  
this division shall make the request in writing and on a form 1028  
developed by the attorney general. 1029~~

~~(2) Upon receiving a written request for a redaction 1030  
pursuant to division (D) (1) of this section, a public office, 1031  
other than a county auditor, or a person responsible for the 1032  
public records of a public office, other than a county auditor, 1033  
shall act within five business days in accordance with the 1034  
request to redact the address of the designated public service 1035  
worker making the request from any record made available to the 1036  
general public on the internet that includes designated public 1037  
service worker residential and familial information of the 1038  
designated public service worker making the request, if 1039  
practicable. If a redaction is not practicable, the public 1040  
office or person responsible for the public office's public 1041  
records shall verbally or in writing within five business days 1042  
after receiving the written request explain to the designated 1043  
public service worker why the redaction is impracticable. 1044~~

~~(3) Except as provided in this section and section 319.28 1045~~

~~of the Revised Code, a public office, other than an employer of~~ 1046  
~~a designated public service worker, or a person responsible for~~ 1047  
~~the public records of the employer, is not required to redact~~ 1048  
~~designated public service worker residential and familial~~ 1049  
~~information of the designated public service worker from other~~ 1050  
~~records maintained by the public office.~~ 1051

~~(4) The attorney general shall develop a form to be used~~ 1052  
~~by a designated public service worker to request a redaction~~ 1053  
~~pursuant to division (D) (1) of this section. The form shall~~ 1054  
~~include a place to provide any information that identifies the~~ 1055  
~~location of the address of the designated public service worker~~ 1056  
~~to be redacted.~~ 1057

~~(E) (1)~~ If a public office or a person responsible for a 1058  
public office's public records becomes aware that an electronic 1059  
record of that public office that is made available to the 1060  
general public on the internet contains an individual's social 1061  
security number that was mistakenly not redacted, encrypted, or 1062  
truncated as required by division (B) (1) or (2) of this section, 1063  
the public office or person responsible for the public office's 1064  
public records shall redact, encrypt, or truncate the 1065  
individual's social security number within a reasonable period 1066  
of time. 1067

(2) A public office or a person responsible for a public 1068  
office's public records is not liable in damages in a civil 1069  
action for any harm an individual allegedly sustains as a result 1070  
of the inclusion of that individual's personal information on 1071  
any record made available to the general public on the internet 1072  
~~or any harm a designated public service worker sustains as a~~ 1073  
~~result of the inclusion of the designated public service~~ 1074  
~~worker's address on any record made available to the general~~ 1075

~~public on the internet~~ in violation of this section, unless the 1076  
public office or person responsible for the public office's 1077  
public records acted with malicious purpose, in bad faith, or in 1078  
a wanton or reckless manner or unless division (A) (6) (a) or (c) 1079  
of section 2744.03 of the Revised Code applies. 1080

Sec. 149.451. (A) As used in this section and section 1081  
149.452 of the Revised Code, "designated public service worker" 1082  
and "designated public service worker residential and familial 1083  
information" have the meanings defined in section 149.43 of the 1084  
Revised Code. 1085

(B) (1) Except as otherwise provided in section 149.452 of 1086  
the Revised Code, a designated public service worker or the 1087  
spouse, former spouse, or child of a designated public service 1088  
worker may request that a public office redact the applicant's 1089  
designated public service worker residential and familial 1090  
information from any record the public office makes available to 1091  
the public. 1092

(2) A request under division (B) (1) of this section shall 1093  
be submitted in writing on a form prescribed by the attorney 1094  
general. The form shall include spaces for the applicant to 1095  
provide all of the following: 1096

(a) The designated public service worker's full name, 1097  
occupation, and employer; 1098

(b) The applicant's full name, if the applicant is not the 1099  
designated public service worker; 1100

(c) The applicant's relationship to the designated public 1101  
service worker, if applicable; 1102

(d) The applicant's contact information; 1103

(e) The nature and location of the designated public 1104  
service worker residential and familial information to be 1105  
redacted. 1106

(3) Not later than five business days after receiving a 1107  
request under division (B)(1) of this section, the public office 1108  
shall redact the designated public service worker residential 1109  
and familial information. 1110

(4) If either of the following occur, the public office 1111  
shall restore the previously redacted information: 1112

(a) The public office becomes aware that the designated 1113  
public service worker no longer qualifies as a designated public 1114  
service worker. 1115

(b) The applicant under division (B)(1) of this section 1116  
submits a notarized revocation to the public office on a form 1117  
prescribed by the attorney general. 1118

(C) A public office or a person responsible for a public 1119  
office's public records is not liable in damages in a civil 1120  
action for any harm a designated public service worker or the 1121  
spouse, former spouse, or child of a designated public service 1122  
worker sustains as a result of the inclusion of designated 1123  
public service worker residential and familial information on 1124  
any record made available to the public in violation of this 1125  
section, unless the public office or person responsible for the 1126  
public office's public records acted with malicious purpose, in 1127  
bad faith, or in a wanton or reckless manner or unless division 1128  
(A)(6)(a) or (c) of section 2744.03 of the Revised Code applies. 1129

**Sec. 149.452.** (A)(1) Any of the following persons who has 1130  
an ownership interest in real property in this state that is the 1131  
person's actual personal residence may submit a real property 1132

confidentiality notice to the county recorder of the county in 1133  
which the real property is located: 1134

(a) A designated public service worker, other than a judge 1135  
or a prosecuting attorney, or the designated public service 1136  
worker's spouse, former spouse, or child; 1137

(b) The spouse, former spouse, or child of a judge or a 1138  
prosecuting attorney, if the real property is not the actual 1139  
personal residence of the judge or prosecuting attorney. 1140

(2) The real property confidentiality notice shall be on a 1141  
form prescribed by the attorney general and shall include all of 1142  
the following: 1143

(a) The designated public service worker's full name, 1144  
occupation, and employer; 1145

(b) The applicant's full name, if the applicant is not the 1146  
designated public service worker; 1147

(c) The applicant's relationship to the designated public 1148  
service worker, if applicable; 1149

(d) The full name of any other person who has an ownership 1150  
interest in the real property and who is a designated public 1151  
service worker or the spouse, former spouse, or child of a 1152  
designated public service worker; 1153

(e) The last four digits of the applicant's social 1154  
security number; 1155

(f) The legal description and street address of the real 1156  
property, which shall be the same as the legal description and 1157  
street address included on any instrument concerning the real 1158  
property that includes the applicant's name and that has been 1159  
presented to the county recorder for recording; 1160



(g) The applicant's preferred mailing address, if 1161  
different from the address of the real property; 1162

(h) The applicant's notarized signature. 1163

(B) When the county recorder receives a properly completed 1164  
real property confidentiality notice under division (A) of this 1165  
section, the county recorder promptly shall do both of the 1166  
following: 1167

(1) Obscure the name of the applicant and, if applicable, 1168  
any other person with an ownership interest in the real property 1169  
who is a designated public service worker or the spouse, former 1170  
spouse, or child of a designated public service worker by one of 1171  
the following methods: 1172

(a) Assigning a fictitious name to each such person and 1173  
adding the fictitious name or names to the notice; 1174

(b) Changing the name of each such person to the person's 1175  
initials and noting that fact on the notice. 1176

(2) Transmit copies of the notice to the county auditor, 1177  
treasurer, and engineer. 1178

(C) (1) Except as otherwise provided in this section, after 1179  
a person has submitted a properly completed real property 1180  
confidentiality notice under division (A) of this section, the 1181  
county recorder, auditor, treasurer, and engineer shall not 1182  
disclose any of the following to any person: 1183

(a) The name, telephone number, or electronic mail address 1184  
of any person named in the notice, or any other information that 1185  
may be used to identify a person named in the notice, in 1186  
conjunction with the legal description, parcel identification 1187  
number, or street address of the real property or any other 1188

information that may be used to identify the real property; 1189

(b) Any image of the signature of a person named in the 1190  
notice, regardless of whether the signature is presented in 1191  
conjunction with other information about the person or the 1192  
person's real property. 1193

(2) Not later than five business days after receiving a 1194  
real property confidentiality notice under this section, the 1195  
county recorder, auditor, treasurer, and engineer shall bring 1196  
any existing publicly available records or databases into 1197  
conformity with this section. 1198

(3) If a designated public service worker or the 1199  
designated public service worker's spouse, former spouse, or 1200  
child is a party to a court of common pleas proceeding, the 1201  
person may provide a properly completed real property 1202  
confidentiality notice to the clerk of the court of common 1203  
pleas. Upon such notice, the clerk shall not disclose to any 1204  
person the information described in division (C)(1)(a) of this 1205  
section. 1206

(D) The county recorder, auditor, treasurer, or engineer 1207  
or the clerk of the court of common pleas may disclose the 1208  
information described in division (C)(1) of this section if any 1209  
of the following apply: 1210

(1) The information is disclosed to the staff of the 1211  
county recorder, auditor, treasurer, or engineer or the staff of 1212  
the clerk of the court of common pleas in order to carry out the 1213  
duties of the office. 1214

(2) The person who submitted the notice is the person to 1215  
whom the information is to be disclosed. 1216

(3) The person who submitted the notice provides a 1217

notarized statement authorizing the disclosure to another person 1218  
for a specific purpose described in the statement. 1219

(4) The person to whom the information is to be disclosed 1220  
is authorized under division (E) of this section to perform a 1221  
title examination. 1222

(5) A court of competent jurisdiction orders the 1223  
disclosure. 1224

(E) (1) A person who requires access to the information 1225  
described in division (C) (1) of this section for the purpose of 1226  
performing a title examination may apply to the county recorder 1227  
for authorization. 1228

(2) The person shall submit to the county recorder, on a 1229  
form prescribed by the attorney general, a written application 1230  
that includes all of the following: 1231

(a) The applicant's name, title, address, and affiliated 1232  
organization, if any; 1233

(b) The purpose for which the applicant is requesting 1234  
access to the information; 1235

(c) The applicant's relationship to the designated public 1236  
service worker or the designated public service worker's spouse, 1237  
former spouse, or child, if any; 1238

(d) A legal description of the real property subject to 1239  
the title examination; 1240

(e) A statement that the applicant will treat the 1241  
information as confidential and will use the information only 1242  
for the purpose identified in the application; 1243

(f) The applicant's signature; 1244

(g) Any other information required by the attorney 1245  
general. 1246

(3) Within ten business days after receiving an 1247  
application under division (E) of this section, the county 1248  
recorder shall approve or deny the application. The county 1249  
recorder shall approve the application if the county recorder 1250  
determines that the application is properly completed; that the 1251  
information the applicant seeks is subject to division (C) of 1252  
this section; and that the applicant is seeking the information 1253  
only for the purpose of performing a bona fide title 1254  
examination. 1255

(F) A real property confidentiality notice is valid for a 1256  
period of five years after it is submitted to the county 1257  
recorder and may be renewed in writing, on a form prescribed by 1258  
the attorney general, for additional periods of five years. Not 1259  
later than six months before a real property confidentiality 1260  
notice is scheduled to expire under this division, the county 1261  
recorder shall mail a notice of expiration, along with a renewal 1262  
form, to the person who submitted the notice at the address of 1263  
the real property or, if the person indicated a preferred 1264  
mailing address on the notice, at that address. 1265

(G) If any of the following occur, the county recorder, 1266  
auditor, treasurer, and engineer and the clerk of the court of 1267  
common pleas shall cease to keep confidential the information 1268  
described in division (C)(1) of this section and shall make the 1269  
information available to the public in the same manner as other 1270  
information concerning real property: 1271

(1) The person who submitted the notice ceases to hold a 1272  
recorded ownership interest in the real property that is the 1273  
subject of the real property confidentiality notice. When the 1274

county recorder receives notice that the person who submitted 1275  
the notice has ceased to hold that ownership interest, the 1276  
county recorder promptly shall revoke the real property 1277  
confidentiality notice and notify the county auditor, treasurer, 1278  
and engineer and the clerk of the court of common pleas of that 1279  
revocation. 1280

(2) The real property confidentiality notice expires under 1281  
division (F) of this section. 1282

(3) A court of competent jurisdiction so orders. 1283

(H) Nothing in this section precludes a person's name from 1284  
being recorded and indexed for the purpose of giving notice of 1285  
an ownership interest, lien, or other encumbrance on real 1286  
property. On such records, if the record contains the 1287  
information described in division (C)(1) of this section, the 1288  
county auditor, recorder, treasurer, or engineer, or the clerk 1289  
of the court of common pleas, as applicable, shall redact the 1290  
legal description, parcel identification number, or street 1291  
address of the real property, along with any other information 1292  
that may be used to identify the real property, on any versions 1293  
of the documents available to the public. The county auditor, 1294  
recorder, treasurer, or engineer, for the purpose of indexing a 1295  
person's records, may use the person's fictitious name or 1296  
initials listed in the real property confidentiality notice, as 1297  
applicable. 1298

(I) No real estate broker or real estate salesperson as 1299  
defined in section 4735.01 of the Revised Code, land 1300  
professional under section 4735.023 of the Revised Code, title 1301  
examiner, attorney, or county official shall be held liable for 1302  
damages resulting from the failure to discover a defect in 1303  
title, failure to properly index or record a person's interest 1304

in property, or failure to alert a professional to rely on 1305  
confidential information, when such failure was the proximate 1306  
result of a person being a designated public service worker or 1307  
the spouse, former spouse, or child of a designated public 1308  
service worker, notwithstanding the negligence of the real 1309  
estate broker, real estate salesperson, land professional, title 1310  
examiner, attorney, or county official. 1311

(J) A public office or a person responsible for a public 1312  
office's public records is not liable in damages in a civil 1313  
action for any harm a designated public service worker or the 1314  
spouse, former spouse, or child of a designated public service 1315  
worker sustains as a result of the disclosure of information 1316  
described in division (C)(1) of this section in violation of 1317  
this section, unless the public office or person responsible for 1318  
the public office's public records acted with malicious purpose, 1319  
in bad faith, or in a wanton or reckless manner or unless 1320  
division (A)(6)(a) or (c) of section 2744.03 of the Revised Code 1321  
applies. 1322

**Sec. 315.25.** (A) The county engineer shall make and keep, 1323  
in a book provided for that purpose, an accurate record of all 1324  
surveys made by ~~him~~ the engineer or ~~his~~ the engineer's deputies 1325  
for the purpose of locating any land or road lines, or fixing 1326  
any corner or monument by which it may be determined, whether 1327  
official or otherwise. Such surveys shall include corners, 1328  
distances, azimuths, angles, calculations, plats, and a 1329  
description of the monuments set up, with such references 1330  
thereto as will aid in finding the names of the parties for whom 1331  
the surveys are made, and the date of making such surveys. Such 1332  
book shall be kept as a public record by the engineer at ~~his~~ the 1333  
engineer's office, and it shall be at all proper times open to 1334  
inspection and examination by all persons interested therein. 1335

Any other surveys made in the county by competent surveyors, 1336  
certified by such surveyor to be correct and deemed worthy of 1337  
preservation, may, by order of the board of county 1338  
commissioners, be recorded by the engineer. 1339

(B) The county engineer shall keep confidential 1340  
information that is subject to a real property confidentiality 1341  
notice under section 149.452 of the Revised Code, in accordance 1342  
with that section. 1343

**Sec. 317.13.** (A) Except as otherwise provided in division 1344  
(B) of this section, the county recorder shall record in the 1345  
official records, in legible handwriting, typewriting, or 1346  
printing, or by any authorized photographic or electronic 1347  
process, all deeds, mortgages, plats, or other instruments of 1348  
writing that are required or authorized by the Revised Code to 1349  
be recorded and that are presented to the county recorder for 1350  
that purpose. The county recorder shall record the instruments 1351  
in regular succession, according to the priority of 1352  
presentation, and shall enter the file number at the beginning 1353  
of the record. On the record of each instrument, the county 1354  
recorder shall record the date and precise time the instrument 1355  
was presented for record. All records made, prior to July 28, 1356  
1949, by means authorized by this section or by section 9.01 of 1357  
the Revised Code shall be deemed properly made. 1358

(B) The county recorder may refuse to record an instrument 1359  
of writing presented for recording if the instrument is not 1360  
required or authorized by the Revised Code to be recorded or the 1361  
county recorder has reasonable cause to believe the instrument 1362  
is materially false or fraudulent. This division does not create 1363  
a duty upon a recorder to inspect, evaluate, or investigate an 1364  
instrument of writing that is presented for recording. 1365

(C) If a person presents an instrument of writing to the  
county recorder for recording and the county recorder, pursuant  
to division (B) of this section, refuses to record the  
instrument, the person has a cause of action for an order from  
the court of common pleas in the county that the county recorder  
serves, to require the county recorder to record the instrument.  
If the court determines that the instrument is required or  
authorized by the Revised Code to be recorded and is not  
materially false or fraudulent, it shall order the county  
recorder to record the instrument.

(D) The county recorder shall keep confidential  
information that is subject to a real property confidentiality  
notice under section 149.452 of the Revised Code, in accordance  
with that section. A copy of the real property confidentiality  
notice shall accompany subsequent recordings of the property  
unless the notice is no longer valid, as described in division  
(G) of section 149.452 of the Revised Code.

**Sec. 319.28.** (A) Except as otherwise provided in division  
(B) of this section, on or before the first Monday of August,  
annually, the county auditor shall compile and make up a general  
tax list of real and public utility property in the county,  
either in tabular form and alphabetical order, or, with the  
consent of the county treasurer, by listing all parcels in a  
permanent parcel number sequence to which a separate  
alphabetical index is keyed, containing the names of the several  
persons, companies, firms, partnerships, associations, and  
corporations in whose names real property has been listed in  
each township, municipal corporation, special district, or  
separate school district, or part of either in the auditor's  
county, placing separately, in appropriate columns opposite each  
name, the description of each tract, lot, or parcel of real



estate, the value of each tract, lot, or parcel, the value of 1397  
the improvements thereon, and of the names of the several public 1398  
utilities whose property, subject to taxation on the general tax 1399  
list and duplicate, has been apportioned by the department of 1400  
taxation to the county, and the amount so apportioned to each 1401  
township, municipal corporation, special district, or separate 1402  
school district or part of either in the auditor's county, as 1403  
shown by the certificates of apportionment of public utility 1404  
property. If the name of the owner of any tract, lot, or parcel 1405  
of real estate is unknown to the auditor, "unknown" shall be 1406  
entered in the column of names opposite said tract, lot, or 1407  
parcel. Such lists shall be prepared in duplicate. On or before 1408  
the first Monday of September in each year, the auditor shall 1409  
correct such lists in accordance with the additions and 1410  
deductions ordered by the tax commissioner and by the county 1411  
board of revision, and shall certify and on the first day of 1412  
October deliver one copy thereof to the county treasurer. The 1413  
copies prepared by the auditor shall constitute the auditor's 1414  
general tax list and treasurer's general duplicate of real and 1415  
public utility property for the current year. 1416

Once a permanent parcel numbering system has been 1417  
established in any county as provided by the preceding 1418  
paragraph, such system shall remain in effect until otherwise 1419  
agreed upon by the county auditor and county treasurer. 1420

~~(B) (1) An individual, or the spouse of that individual, 1421~~  
~~whose residential and familial information is not a public 1422~~  
~~record under divisions (A) (1) (p) and (A) (7) of section 149.43 of 1423~~  
~~the Revised Code may submit an affidavit to the county auditor 1424~~  
~~requesting the county auditor to remove the name of the 1425~~  
~~individual filing the affidavit from any record made available 1426~~  
~~to the general public on the internet or a publicly accessible 1427~~

database, and from the general tax list and duplicate of real- 1428  
and public utility property, and to instead insert the- 1429  
individual's initials on any such record, and on the general tax- 1430  
list and duplicate of real and public utility property as the- 1431  
name of the individual that appears on the deed. 1432

~~(2) Upon receiving an affidavit described in division (B)- 1433  
(1) of this section, the county auditor shall act within five- 1434  
business days in accordance with the request to remove the- 1435  
individual's name from any record made available to the general- 1436  
public on the internet or a publicly accessible database, and- 1437  
from the general tax list and duplicate of real and public- 1438  
utility property and insert the individual's initials on any- 1439  
such record and on the general tax list and duplicate of real- 1440  
and public utility property, if practicable. If the removal and- 1441  
insertion is not practicable, the county auditor shall verbally- 1442  
or in writing within five business days after receiving the- 1443  
affidavit explain to the individual why the removal and- 1444  
insertion is impracticable. 1445~~

(B) The county auditor shall keep confidential information 1446  
that is subject to a real property confidentiality notice under 1447  
section 149.452 of the Revised Code, in accordance with that 1448  
section. 1449

**Sec. 319.54.** (A) On all moneys collected by the county 1450  
treasurer on any tax duplicate of the county, other than estate 1451  
tax duplicates, and on all moneys received as advance payments 1452  
of personal property and classified property taxes, the county 1453  
auditor, on settlement with the treasurer and tax commissioner, 1454  
on or before the date prescribed by law for such settlement or 1455  
any lawful extension of such date, shall be allowed as 1456  
compensation for the county auditor's services the following 1457

percentages: 1458

(1) On the first one hundred thousand dollars, two and 1459  
one-half per cent; 1460

(2) On the next two million dollars, eight thousand three 1461  
hundred eighteen ten-thousandths of one per cent; 1462

(3) On the next two million dollars, six thousand six 1463  
hundred fifty-five ten-thousandths of one per cent; 1464

(4) On all further sums, one thousand six hundred sixty- 1465  
three ten-thousandths of one per cent. 1466

If any settlement is not made on or before the date 1467  
prescribed by law for such settlement or any lawful extension of 1468  
such date, the aggregate compensation allowed to the auditor 1469  
shall be reduced one per cent for each day such settlement is 1470  
delayed after the prescribed date. No penalty shall apply if the 1471  
auditor and treasurer grant all requests for advances up to 1472  
ninety per cent of the settlement pursuant to section 321.34 of 1473  
the Revised Code. The compensation allowed in accordance with 1474  
this section on settlements made before the dates prescribed by 1475  
law, or the reduced compensation allowed in accordance with this 1476  
section on settlements made after the date prescribed by law or 1477  
any lawful extension of such date, shall be apportioned ratably 1478  
by the auditor and deducted from the shares or portions of the 1479  
revenue payable to the state as well as to the county, 1480  
townships, municipal corporations, and school districts. 1481

(B) For the purpose of reimbursing county auditors for the 1482  
expenses associated with the increased number of applications 1483  
for reductions in real property taxes under sections 323.152 and 1484  
4503.065 of the Revised Code that result from the amendment of 1485  
those sections by Am. Sub. H.B. 119 of the 127th general 1486

assembly, there shall be paid from the state's general revenue 1487  
fund to the county treasury, to the credit of the real estate 1488  
assessment fund created by section 325.31 of the Revised Code, 1489  
an amount equal to one per cent of the total annual amount of 1490  
property tax relief reimbursement paid to that county under 1491  
sections 323.156 and 4503.068 of the Revised Code for the 1492  
preceding tax year. Payments made under this division shall be 1493  
made at the same times and in the same manner as payments made 1494  
under section 323.156 of the Revised Code. 1495

(C) From all moneys collected by the county treasurer on 1496  
any tax duplicate of the county, other than estate tax 1497  
duplicates, and on all moneys received as advance payments of 1498  
personal property and classified property taxes, there shall be 1499  
paid into the county treasury to the credit of the real estate 1500  
assessment fund created by section 325.31 of the Revised Code, 1501  
an amount to be determined by the county auditor, which shall 1502  
not exceed the percentages prescribed in divisions (C)(1) and 1503  
(2) of this section. 1504

(1) For payments made after June 30, 2007, and before 1505  
2011, the following percentages: 1506

(a) On the first five hundred thousand dollars, four per 1507  
cent; 1508

(b) On the next five million dollars, two per cent; 1509

(c) On the next five million dollars, one per cent; 1510

(d) On all further sums not exceeding one hundred fifty 1511  
million dollars, three-quarters of one per cent; 1512

(e) On amounts exceeding one hundred fifty million 1513  
dollars, five hundred eighty-five thousandths of one per cent. 1514

(2) For payments made in or after 2011, the following 1515  
percentages: 1516

(a) On the first five hundred thousand dollars, four per 1517  
cent; 1518

(b) On the next ten million dollars, two per cent; 1519

(c) On amounts exceeding ten million five hundred thousand 1520  
dollars, three-fourths of one per cent. 1521

Such compensation shall be apportioned ratably by the 1522  
auditor and deducted from the shares or portions of the revenue 1523  
payable to the state as well as to the county, townships, 1524  
municipal corporations, and school districts. 1525

(D) Each county auditor shall receive four per cent of the 1526  
amount of tax collected and paid into the county treasury, on 1527  
property omitted and placed by the county auditor on the tax 1528  
duplicate. 1529

(E) On all estate tax moneys collected by the county 1530  
treasurer, the county auditor, on settlement annually with the 1531  
tax commissioner, shall be allowed, as compensation for the 1532  
auditor's services under Chapter 5731. of the Revised Code, two 1533  
per cent of the amount collected and reported that year in 1534  
excess of refunds distributed, for the use of the general fund 1535  
of the county. 1536

(F) On all cigarette license moneys collected by the 1537  
county treasurer, the county auditor, on settlement semiannually 1538  
with the treasurer, shall be allowed as compensation for the 1539  
auditor's services in the issuing of such licenses one-half of 1540  
one per cent of such moneys, to be apportioned ratably and 1541  
deducted from the shares of the revenue payable to the county 1542  
and subdivisions, for the use of the general fund of the county. 1543

(G) The county auditor shall charge and receive fees as 1544  
follows: 1545

(1) For deeds of land sold for taxes to be paid by the 1546  
purchaser, five dollars; 1547

(2) For the transfer or entry of land, lot, or part of 1548  
lot, or the transfer or entry on or after January 1, 2000, of a 1549  
used manufactured home or mobile home as defined in section 1550  
5739.0210 of the Revised Code, fifty cents for each transfer or 1551  
entry, to be paid by the person requiring it; 1552

(3) For receiving statements of value and administering 1553  
section 319.202 of the Revised Code, one dollar, or ten cents 1554  
for each one hundred dollars or fraction of one hundred dollars, 1555  
whichever is greater, of the value of the real property 1556  
transferred or, for sales occurring on or after January 1, 2000, 1557  
the value of the used manufactured home or used mobile home, as 1558  
defined in section 5739.0210 of the Revised Code, transferred, 1559  
except no fee shall be charged when the transfer is made: 1560

(a) To or from the United States, this state, or any 1561  
instrumentality, agency, or political subdivision of the United 1562  
States or this state; 1563

(b) Solely in order to provide or release security for a 1564  
debt or obligation; 1565

(c) To confirm or correct a deed previously executed and 1566  
~~recorded or when a current owner on any record made available to~~ 1567  
~~the general public on the internet or a publicly accessible~~ 1568  
~~database and the general tax list of real and public utility~~ 1569  
~~property and the general duplicate of real and public utility~~ 1570  
~~property is a peace officer, parole officer, prosecuting~~ 1571  
~~attorney, assistant prosecuting attorney, correctional employee,~~ 1572

~~youth services employee, firefighter, EMT, or investigator of~~ 1573  
~~the bureau of criminal identification and investigation and is~~ 1574  
~~changing the current owner name listed on any record made~~ 1575  
~~available to the general public on the internet or a publicly~~ 1576  
~~accessible database and the general tax list of real and public~~ 1577  
~~utility property and the general duplicate of real and public~~ 1578  
~~utility property to the initials of the current owner as~~ 1579  
~~prescribed in division (B)(1) of section 319.28 of the Revised~~ 1580  
~~Code;~~ 1581

(d) To evidence a gift, in trust or otherwise and whether 1582  
revocable or irrevocable, between husband and wife, or parent 1583  
and child or the spouse of either; 1584

(e) On sale for delinquent taxes or assessments; 1585

(f) Pursuant to court order, to the extent that such 1586  
transfer is not the result of a sale effected or completed 1587  
pursuant to such order; 1588

(g) Pursuant to a reorganization of corporations or 1589  
unincorporated associations or pursuant to the dissolution of a 1590  
corporation, to the extent that the corporation conveys the 1591  
property to a stockholder as a distribution in kind of the 1592  
corporation's assets in exchange for the stockholder's shares in 1593  
the dissolved corporation; 1594

(h) By a subsidiary corporation to its parent corporation 1595  
for no consideration, nominal consideration, or in sole 1596  
consideration of the cancellation or surrender of the 1597  
subsidiary's stock; 1598

(i) By lease, whether or not it extends to mineral or 1599  
mineral rights, unless the lease is for a term of years 1600  
renewable forever; 1601

(j) When the value of the real property or the 1602  
manufactured or mobile home or the value of the interest that is 1603  
conveyed does not exceed one hundred dollars; 1604

(k) Of an occupied residential property, including a 1605  
manufactured or mobile home, being transferred to the builder of 1606  
a new residence or to the dealer of a new manufactured or mobile 1607  
home when the former residence is traded as part of the 1608  
consideration for the new residence or new manufactured or 1609  
mobile home; 1610

(l) To a grantee other than a dealer in real property or 1611  
in manufactured or mobile homes, solely for the purpose of, and 1612  
as a step in, the prompt sale of the real property or 1613  
manufactured or mobile home to others; 1614

(m) To or from a person when no money or other valuable 1615  
and tangible consideration readily convertible into money is 1616  
paid or to be paid for the real estate or manufactured or mobile 1617  
home and the transaction is not a gift; 1618

(n) Pursuant to division (B) of section 317.22 of the 1619  
Revised Code, or section 2113.61 of the Revised Code, between 1620  
spouses or to a surviving spouse pursuant to section 5302.17 of 1621  
the Revised Code as it existed prior to April 4, 1985, between 1622  
persons pursuant to section 5302.17 or 5302.18 of the Revised 1623  
Code on or after April 4, 1985, to a person who is a surviving, 1624  
survivorship tenant pursuant to section 5302.17 of the Revised 1625  
Code on or after April 4, 1985, or pursuant to section 5309.45 1626  
of the Revised Code; 1627

(o) To a trustee acting on behalf of minor children of the 1628  
deceased; 1629

(p) Of an easement or right-of-way when the value of the 1630



interest conveyed does not exceed one thousand dollars; 1631

(q) Of property sold to a surviving spouse pursuant to 1632  
section 2106.16 of the Revised Code; 1633

(r) To or from an organization exempt from federal income 1634  
taxation under section 501(c)(3) of the "Internal Revenue Code 1635  
of 1986," 100 Stat. 2085, 26 U.S.C.A. 1, as amended, provided 1636  
such transfer is without consideration and is in furtherance of 1637  
the charitable or public purposes of such organization; 1638

(s) Among the heirs at law or devisees, including a 1639  
surviving spouse, of a common decedent, when no consideration in 1640  
money is paid or to be paid for the real property or 1641  
manufactured or mobile home; 1642

(t) To a trustee of a trust, when the grantor of the trust 1643  
has reserved an unlimited power to revoke the trust; 1644

(u) To the grantor of a trust by a trustee of the trust, 1645  
when the transfer is made to the grantor pursuant to the 1646  
exercise of the grantor's power to revoke the trust or to 1647  
withdraw trust assets; 1648

(v) To the beneficiaries of a trust if the fee was paid on 1649  
the transfer from the grantor of the trust to the trustee or if 1650  
the transfer is made pursuant to trust provisions which became 1651  
irrevocable at the death of the grantor; 1652

(w) To a corporation for incorporation into a sports 1653  
facility constructed pursuant to section 307.696 of the Revised 1654  
Code; 1655

(x) Between persons pursuant to section 5302.18 of the 1656  
Revised Code; 1657

(y) From a county land reutilization corporation organized 1658

under Chapter 1724. of the Revised Code, or its wholly owned 1659  
subsidiary, to a third party. 1660

(4) For the cost of publishing the delinquent manufactured 1661  
home tax list, the delinquent tax list, and the delinquent 1662  
vacant land tax list, a flat fee, as determined by the county 1663  
auditor, to be charged to the owner of a home on the delinquent 1664  
manufactured home tax list or the property owner of land on the 1665  
delinquent tax list or the delinquent vacant land tax list. 1666

The auditor shall compute and collect the fee. The auditor 1667  
shall maintain a numbered receipt system, as prescribed by the 1668  
tax commissioner, and use such receipt system to provide a 1669  
receipt to each person paying a fee. The auditor shall deposit 1670  
the receipts of the fees on conveyances in the county treasury 1671  
daily to the credit of the general fund of the county, except 1672  
that fees charged and received under division (G) (3) of this 1673  
section for a transfer of real property to a county land 1674  
reutilization corporation shall be credited to the county land 1675  
reutilization corporation fund established under section 321.263 1676  
of the Revised Code. 1677

The real property transfer fee provided for in division 1678  
(G) (3) of this section shall be applicable to any conveyance of 1679  
real property presented to the auditor on or after January 1, 1680  
1968, regardless of its time of execution or delivery. 1681

The transfer fee for a used manufactured home or used 1682  
mobile home shall be computed by and paid to the county auditor 1683  
of the county in which the home is located immediately prior to 1684  
the transfer. 1685

Sec. 321.25. The county treasurer shall keep confidential 1686  
information that is subject to a real property confidentiality 1687

notice under section 149.452 of the Revised Code, in accordance  
with that section.

**Sec. 2303.12.** (A) The clerk of the court of common pleas shall keep at least four books. They shall be called the appearance docket, trial docket and printed duplicates of the trial docket for the use of the court and the officers thereof, journal, and execution docket.~~He~~ The clerk shall also keep a record in book form or ~~he~~ the clerk may prepare a record by using any photostatic, photographic, miniature photographic, film, microfilm, or microphotographic process, electrostatic process, perforated tape, magnetic tape, or other electromagnetic means, electronic data processing, machine readable media, graphic or video display, or any combination thereof, which correctly and accurately copies or reproduces the original document, paper, or instrument in writing.~~He~~ The clerk shall use materials that comply with the minimum standards of quality for permanent photographic records prescribed by the National Bureau of Standards.~~He~~ The clerk shall keep an index to the trial docket and to the printed duplicates of the trial docket and of the journal direct, and to the appearance docket, record, and execution docket, direct and reverse. All clerks keeping records and information by the methods described in this section shall keep and make readily available to the public the machine and equipment necessary to reproduce the records and information in a readable form.

(B) The clerk of the court of common pleas shall keep  
confidential information that is subject to a real property  
confidentiality notice under section 149.452 of the Revised  
Code, in accordance with that section.

**Sec. 5713.09.** (A) The board of county commissioners may

designate the county engineer to provide for making, correcting, 1718  
and keeping up to date a complete set of tax maps of the county, 1719  
and shall employ the necessary number of assistants. ~~Such-Except~~ 1720  
as otherwise provided in division (B) of this section, such maps 1721  
shall show all original lots and parcels of land, and all 1722  
divisions, subdivisions, and allotments thereof, with the name 1723  
of the owner of each original lot or parcel and of each 1724  
division, subdivision, or lot, all new divisions, subdivisions, 1725  
or allotments made in the county, all transfers of property, 1726  
showing the lot or parcel of land transferred, the name of the 1727  
grantee, and the date of the transfer so that such maps shall 1728  
furnish the county auditor, for entering on the tax duplicate, a 1729  
correct and proper description of each lot or parcel of land 1730  
offered for transfer. Such maps shall be for the use of the 1731  
county board of revision and the auditor, and shall be kept in 1732  
the office of the auditor. 1733

(B) For any property that is subject to a real property 1734  
confidentiality notice under section 149.452 of the Revised 1735  
Code, any version of the tax maps that is available to the 1736  
public shall include the current owner's initials or fictitious 1737  
name, as indicated on the notice, instead of the person's name. 1738

**Section 2.** That existing sections 149.43, 149.45, 315.25, 1739  
317.13, 319.28, 319.54, 2303.12, and 5713.09 of the Revised Code 1740  
are hereby repealed. 1741

**Section 3.** (A) As soon as practicable after the effective 1742  
date of this section, for each tract, lot, or parcel of real 1743  
property concerning which a county auditor has redacted the name 1744  
of an owner under division (B) of section 319.28 of the Revised 1745  
Code, as it existed before the effective date of this section, 1746  
the county auditor shall do all of the following: 1747

(1) Create a real property confidentiality notice 1748  
concerning the tract, lot, or parcel, on a form prescribed by 1749  
the Attorney General, that includes as much of the information 1750  
described in division (B) (2) of section 149.451 of the Revised 1751  
Code, as enacted by this act, as is reasonably available to the 1752  
county auditor; 1753

(2) If the county auditor intends to assign fictitious 1754  
names to individuals under division (B) (1) of section 149.452 of 1755  
the Revised Code, as enacted by this act, assign a fictitious 1756  
name to each individual whose name was redacted from the 1757  
property record, to be used for internal indexing purposes; add 1758  
the fictitious name or names to the notice; and replace each 1759  
individual's initials in the county auditor's redacted records 1760  
with the individual's assigned fictitious name; 1761

(3) Transmit copies of the notice to the county recorder, 1762  
treasurer, and engineer. 1763

(B) (1) The county recorder, auditor, treasurer, and 1764  
engineer shall treat the notice created by the county auditor 1765  
under division (A) (3) of this section as a valid notice 1766  
submitted by an applicant under section 149.452 of the Revised 1767  
Code, as enacted by this act. 1768

(2) Notwithstanding division (C) (2) of section 149.452 of 1769  
the Revised Code, as enacted by this act, the county recorder, 1770  
treasurer, and engineer shall redact the information in any 1771  
existing publicly available records or databases with respect to 1772  
the notice as soon as practicable after receiving it. 1773