



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Cody Weisbrodt

Am. H.B. 8

132nd General Assembly
(As Passed by the House)

Reps. Hambley and Rezabek, Brenner, Thompson, Koehler, Riedel, Dean, Blessing, Goodman, Anielski, Antonio, Arndt, Barnes, Boccieri, Boyd, Conditt, Dever, Edwards, Faber, Fedor, Galonski, Gavarone, Green, Greenspan, Holmes, Householder, Ingram, Kick, Landis, Leland, Manning, O'Brien, Patmon, Patterson, Patton, Pelanda, Perales, Ramos, Reineke, Rogers, Ryan, Schaffer, Slaby, K. Smith, Stein, Sweeney, West, Young

BILL SUMMARY

- Exempts from the Public Records Law certain personal information concerning a minor in a record related to a school vehicle traffic accident.
- Establishes a process under which the parent or guardian of a minor whose personal information is included in a record related to a school vehicle traffic accident may request a copy of the record.

CONTENT AND OPERATION

Public Records Law exemption for minors in school vehicles involved in an accident

The bill exempts the name, address, contact information, and other personal information of a person who is under 18 (a minor) from the Public Records Law under certain conditions. A minor's personal information is exempt if it is included in the record of a school vehicle traffic accident and the minor was in the vehicle at the time of the accident.

Under continuing Public Records Law, any person may request to inspect or obtain copies of public records from a public office. When it receives a public records request, and unless part or all of a record is exempt from release, a public office must provide inspection of the requested records promptly and at no cost, or provide copies at cost within a reasonable period of time. Therefore, under the bill, if a person makes a

public records request for a record of a school vehicle traffic accident, the public office may withhold or redact the record as the bill's exemption requires.¹

Parent or guardian of minor in school vehicle involved in an accident may request record

The bill allows the parent or guardian of a minor who was an occupant of a school vehicle involved in a traffic accident to request a copy of a record of the accident that contains the personal information of the minor. The parent or guardian must submit a written request that identifies the minor on whose behalf the record is requested and also identify the recipient of the record. A public office or person responsible for a record that contains this information must respond to the parent's request, but only as it pertains to the minor on whose behalf the record was requested. The personal information of any other minor who may have been an occupant of the school vehicle involved in the accident must be redacted from the record before it is provided to the recipient identified in the request.²

HISTORY

ACTION	DATE
Introduced	02-01-17
Reported, H. Gov't Accountability & Oversight	05-01-17
Passed House (95-2)	05-24-17

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¹ R.C. 149.43(A)(1)(ff) and (B).

² R.C. 149.436.

