

**As Introduced**

**127th General Assembly  
Regular Session  
2007-2008**

**S. B. No. 321**

**Senator Stivers**

—

**A BILL**

To amend sections 109.572 and 2151.86 and to enact 1  
section 2151.862 of the Revised Code to require a 2  
criminal records check conducted by the bureau of 3  
criminal identification and investigation to be 4  
completed for each employee of a residential camp 5  
and to require a social security number criminal 6  
records check to be completed for each volunteer 7  
of a residential camp. 8

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

**Section 1.** That sections 109.572 and 2151.86 be amended and 9  
section 2151.862 of the Revised Code be enacted to read as 10  
follows: 11

**Sec. 109.572.** (A)(1) Upon receipt of a request pursuant to 12  
section 121.08, 3301.32, 3301.541, 3319.39, 5104.012, or 5104.013 13  
of the Revised Code, a completed form prescribed pursuant to 14  
division (C)(1) of this section, and a set of fingerprint 15  
impressions obtained in the manner described in division (C)(2) of 16  
this section, the superintendent of the bureau of criminal 17  
identification and investigation shall conduct a criminal records 18  
check in the manner described in division (B) of this section to 19  
determine whether any information exists that indicates that the 20  
person who is the subject of the request previously has been 21

convicted of or pleaded guilty to any of the following: 22

(a) A violation of section 2903.01, 2903.02, 2903.03, 23  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 24  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 25  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 26  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 27  
2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 2919.25, 28  
2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 29  
2925.06, or 3716.11 of the Revised Code, felonious sexual 30  
penetration in violation of former section 2907.12 of the Revised 31  
Code, a violation of section 2905.04 of the Revised Code as it 32  
existed prior to July 1, 1996, a violation of section 2919.23 of 33  
the Revised Code that would have been a violation of section 34  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 35  
had the violation been committed prior to that date, or a 36  
violation of section 2925.11 of the Revised Code that is not a 37  
minor drug possession offense; 38

(b) A violation of an existing or former law of this state, 39  
any other state, or the United States that is substantially 40  
equivalent to any of the offenses listed in division (A)(1)(a) of 41  
this section. 42

(2) On receipt of a request pursuant to section 5123.081 of 43  
the Revised Code with respect to an applicant for employment in 44  
any position with the department of mental retardation and 45  
developmental disabilities, pursuant to section 5126.28 of the 46  
Revised Code with respect to an applicant for employment in any 47  
position with a county board of mental retardation and 48  
developmental disabilities, or pursuant to section 5126.281 of the 49  
Revised Code with respect to an applicant for employment in a 50  
direct services position with an entity contracting with a county 51  
board for employment, a completed form prescribed pursuant to 52  
division (C)(1) of this section, and a set of fingerprint 53

impressions obtained in the manner described in division (C)(2) of 54  
this section, the superintendent of the bureau of criminal 55  
identification and investigation shall conduct a criminal records 56  
check. The superintendent shall conduct the criminal records check 57  
in the manner described in division (B) of this section to 58  
determine whether any information exists that indicates that the 59  
person who is the subject of the request has been convicted of or 60  
pleaded guilty to any of the following: 61

(a) A violation of section 2903.01, 2903.02, 2903.03, 62  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 63  
2903.341, 2905.01, 2905.02, 2905.04, 2905.05, 2907.02, 2907.03, 64  
2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 65  
2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 2907.321, 66  
2907.322, 2907.323, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 67  
2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 68  
2925.03, or 3716.11 of the Revised Code; 69

(b) An existing or former municipal ordinance or law of this 70  
state, any other state, or the United States that is substantially 71  
equivalent to any of the offenses listed in division (A)(2)(a) of 72  
this section. 73

(3) On receipt of a request pursuant to section 173.27, 74  
173.394, 3712.09, 3721.121, or 3722.151 of the Revised Code, a 75  
completed form prescribed pursuant to division (C)(1) of this 76  
section, and a set of fingerprint impressions obtained in the 77  
manner described in division (C)(2) of this section, the 78  
superintendent of the bureau of criminal identification and 79  
investigation shall conduct a criminal records check with respect 80  
to any person who has applied for employment in a position for 81  
which a criminal records check is required by those sections. The 82  
superintendent shall conduct the criminal records check in the 83  
manner described in division (B) of this section to determine 84  
whether any information exists that indicates that the person who 85

is the subject of the request previously has been convicted of or 86  
pleaded guilty to any of the following: 87

(a) A violation of section 2903.01, 2903.02, 2903.03, 88  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 89  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 90  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 91  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 2911.11, 92  
2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 2913.21, 93  
2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 2921.36, 94  
2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 2925.13, 95  
2925.22, 2925.23, or 3716.11 of the Revised Code; 96

(b) An existing or former law of this state, any other state, 97  
or the United States that is substantially equivalent to any of 98  
the offenses listed in division (A)(3)(a) of this section. 99

(4) On receipt of a request pursuant to section 3701.881 of 100  
the Revised Code with respect to an applicant for employment with 101  
a home health agency as a person responsible for the care, 102  
custody, or control of a child, a completed form prescribed 103  
pursuant to division (C)(1) of this section, and a set of 104  
fingerprint impressions obtained in the manner described in 105  
division (C)(2) of this section, the superintendent of the bureau 106  
of criminal identification and investigation shall conduct a 107  
criminal records check. The superintendent shall conduct the 108  
criminal records check in the manner described in division (B) of 109  
this section to determine whether any information exists that 110  
indicates that the person who is the subject of the request 111  
previously has been convicted of or pleaded guilty to any of the 112  
following: 113

(a) A violation of section 2903.01, 2903.02, 2903.03, 114  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 115  
2905.01, 2905.02, 2905.04, 2905.05, 2907.02, 2907.03, 2907.04, 116  
2907.05, 2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.21, 117

2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 118  
2907.323, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 119  
2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 120  
2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code or a 121  
violation of section 2925.11 of the Revised Code that is not a 122  
minor drug possession offense; 123

(b) An existing or former law of this state, any other state, 124  
or the United States that is substantially equivalent to any of 125  
the offenses listed in division (A)(4)(a) of this section. 126

(5) On receipt of a request pursuant to section 5111.032, 127  
5111.033, or 5111.034 of the Revised Code, a completed form 128  
prescribed pursuant to division (C)(1) of this section, and a set 129  
of fingerprint impressions obtained in the manner described in 130  
division (C)(2) of this section, the superintendent of the bureau 131  
of criminal identification and investigation shall conduct a 132  
criminal records check. The superintendent shall conduct the 133  
criminal records check in the manner described in division (B) of 134  
this section to determine whether any information exists that 135  
indicates that the person who is the subject of the request 136  
previously has been convicted of, has pleaded guilty to, or has 137  
been found eligible for intervention in lieu of conviction for any 138  
of the following: 139

(a) A violation of section 2903.01, 2903.02, 2903.03, 140  
2903.04, 2903.041, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 141  
2903.34, 2905.01, 2905.02, 2905.05, 2905.11, 2905.12, 2907.02, 142  
2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2907.09, 143  
2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 2907.31, 2907.32, 144  
2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 2911.11, 2911.12, 145  
2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 2913.21, 2913.31, 146  
2913.40, 2913.43, 2913.47, 2913.48, 2913.49, 2913.51, 2917.11, 147  
2919.12, 2919.22, 2919.24, 2919.25, 2921.13, 2921.36, 2923.02, 148  
2923.12, 2923.13, 2923.161, 2923.32, 2925.02, 2925.03, 2925.04, 149

2925.05, 2925.06, 2925.11, 2925.13, 2925.14, 2925.22, 2925.23, or 150  
3716.11 of the Revised Code, felonious sexual penetration in 151  
violation of former section 2907.12 of the Revised Code, a 152  
violation of section 2905.04 of the Revised Code as it existed 153  
prior to July 1, 1996, a violation of section 2919.23 of the 154  
Revised Code that would have been a violation of section 2905.04 155  
of the Revised Code as it existed prior to July 1, 1996, had the 156  
violation been committed prior to that date; 157

(b) An existing or former law of this state, any other state, 158  
or the United States that is substantially equivalent to any of 159  
the offenses listed in division (A)(5)(a) of this section. 160

(6) On receipt of a request pursuant to section 3701.881 of 161  
the Revised Code with respect to an applicant for employment with 162  
a home health agency in a position that involves providing direct 163  
care to an older adult, a completed form prescribed pursuant to 164  
division (C)(1) of this section, and a set of fingerprint 165  
impressions obtained in the manner described in division (C)(2) of 166  
this section, the superintendent of the bureau of criminal 167  
identification and investigation shall conduct a criminal records 168  
check. The superintendent shall conduct the criminal records check 169  
in the manner described in division (B) of this section to 170  
determine whether any information exists that indicates that the 171  
person who is the subject of the request previously has been 172  
convicted of or pleaded guilty to any of the following: 173

(a) A violation of section 2903.01, 2903.02, 2903.03, 174  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 175  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 176  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 177  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 2911.11, 178  
2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 2913.21, 179  
2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 2921.36, 180  
2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 2925.13, 181

2925.22, 2925.23, or 3716.11 of the Revised Code; 182

(b) An existing or former law of this state, any other state, 183  
or the United States that is substantially equivalent to any of 184  
the offenses listed in division (A)(6)(a) of this section. 185

(7) When conducting a criminal records check upon a request 186  
pursuant to section 3319.39 of the Revised Code for an applicant 187  
who is a teacher, in addition to the determination made under 188  
division (A)(1) of this section, the superintendent shall 189  
determine whether any information exists that indicates that the 190  
person who is the subject of the request previously has been 191  
convicted of or pleaded guilty to any offense specified in section 192  
3319.31 of the Revised Code. 193

(8) On receipt of a request pursuant to section 2151.86 or 194  
division (B) of section 2151.862 of the Revised Code, a completed 195  
form prescribed pursuant to division (C)(1) of this section, and a 196  
set of fingerprint impressions obtained in the manner described in 197  
division (C)(2) of this section, the superintendent of the bureau 198  
of criminal identification and investigation shall conduct a 199  
criminal records check in the manner described in division (B) of 200  
this section to determine whether any information exists that 201  
indicates that the person who is the subject of the request 202  
previously has been convicted of or pleaded guilty to any of the 203  
following: 204

(a) A violation of section 2903.01, 2903.02, 2903.03, 205  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 206  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 207  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 208  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 209  
2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 210  
2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 211  
2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code, a 212  
violation of section 2905.04 of the Revised Code as it existed 213

prior to July 1, 1996, a violation of section 2919.23 of the Revised Code that would have been a violation of section 2905.04 of the Revised Code as it existed prior to July 1, 1996, had the violation been committed prior to that date, a violation of section 2925.11 of the Revised Code that is not a minor drug possession offense, or felonious sexual penetration in violation of former section 2907.12 of the Revised Code;

(b) A violation of an existing or former law of this state, any other state, or the United States that is substantially equivalent to any of the offenses listed in division (A)(8)(a) of this section.

(9) When conducting a criminal records check on a request pursuant to section 5104.013 of the Revised Code for a person who is an owner, licensee, or administrator of a child day-care center or type A family day-care home, an authorized provider of a certified type B family day-care home, or an adult residing in a type A or certified type B home, or when conducting a criminal records check or a request pursuant to section 5104.012 of the Revised Code for a person who is an applicant for employment in a center, type A home, or certified type B home, the superintendent, in addition to the determination made under division (A)(1) of this section, shall determine whether any information exists that indicates that the person has been convicted of or pleaded guilty to any of the following:

(a) A violation of section 2913.02, 2913.03, 2913.04, 2913.041, 2913.05, 2913.06, 2913.11, 2913.21, 2913.31, 2913.32, 2913.33, 2913.34, 2913.40, 2913.41, 2913.42, 2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 2913.48, 2913.49, 2921.11, 2921.13, or 2923.01 of the Revised Code, a violation of section 2923.02 or 2923.03 of the Revised Code that relates to a crime specified in this division or division (A)(1)(a) of this section, or a second violation of section 4511.19 of the Revised Code



within five years of the date of application for licensure or certification. 246  
247

(b) A violation of an existing or former law of this state, 248  
any other state, or the United States that is substantially 249  
equivalent to any of the offenses or violations described in 250  
division (A)(9)(a) of this section. 251

(10) Upon receipt of a request pursuant to section 5153.111 252  
of the Revised Code, a completed form prescribed pursuant to 253  
division (C)(1) of this section, and a set of fingerprint 254  
impressions obtained in the manner described in division (C)(2) of 255  
this section, the superintendent of the bureau of criminal 256  
identification and investigation shall conduct a criminal records 257  
check in the manner described in division (B) of this section to 258  
determine whether any information exists that indicates that the 259  
person who is the subject of the request previously has been 260  
convicted of or pleaded guilty to any of the following: 261

(a) A violation of section 2903.01, 2903.02, 2903.03, 262  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 263  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 264  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 265  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 266  
2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 267  
2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 268  
2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code, 269  
felonious sexual penetration in violation of former section 270  
2907.12 of the Revised Code, a violation of section 2905.04 of the 271  
Revised Code as it existed prior to July 1, 1996, a violation of 272  
section 2919.23 of the Revised Code that would have been a 273  
violation of section 2905.04 of the Revised Code as it existed 274  
prior to July 1, 1996, had the violation been committed prior to 275  
that date, or a violation of section 2925.11 of the Revised Code 276  
that is not a minor drug possession offense; 277

(b) A violation of an existing or former law of this state, 278  
any other state, or the United States that is substantially 279  
equivalent to any of the offenses listed in division (A)(10)(a) of 280  
this section. 281

(11) On receipt of a request for a criminal records check 282  
from an individual pursuant to section 4749.03 or 4749.06 of the 283  
Revised Code, accompanied by a completed copy of the form 284  
prescribed in division (C)(1) of this section and a set of 285  
fingerprint impressions obtained in a manner described in division 286  
(C)(2) of this section, the superintendent of the bureau of 287  
criminal identification and investigation shall conduct a criminal 288  
records check in the manner described in division (B) of this 289  
section to determine whether any information exists indicating 290  
that the person who is the subject of the request has been 291  
convicted of or pleaded guilty to a felony in this state or in any 292  
other state. If the individual indicates that a firearm will be 293  
carried in the course of business, the superintendent shall 294  
require information from the federal bureau of investigation as 295  
described in division (B)(2) of this section. The superintendent 296  
shall report the findings of the criminal records check and any 297  
information the federal bureau of investigation provides to the 298  
director of public safety. 299

(12) On receipt of a request pursuant to section 1322.03, 300  
1322.031, or 4763.05 of the Revised Code, a completed form 301  
prescribed pursuant to division (C)(1) of this section, and a set 302  
of fingerprint impressions obtained in the manner described in 303  
division (C)(2) of this section, the superintendent of the bureau 304  
of criminal identification and investigation shall conduct a 305  
criminal records check with respect to any person who has applied 306  
for a license, permit, or certification from the department of 307  
commerce or a division in the department. The superintendent shall 308  
conduct the criminal records check in the manner described in 309

division (B) of this section to determine whether any information 310  
exists that indicates that the person who is the subject of the 311  
request previously has been convicted of or pleaded guilty to any 312  
of the following: a violation of section 2913.02, 2913.11, 313  
2913.31, 2913.51, or 2925.03 of the Revised Code; any other 314  
criminal offense involving theft, receiving stolen property, 315  
embezzlement, forgery, fraud, passing bad checks, money 316  
laundering, or drug trafficking, or any criminal offense involving 317  
money or securities, as set forth in Chapters 2909., 2911., 2913., 318  
2915., 2921., 2923., and 2925. of the Revised Code; or any 319  
existing or former law of this state, any other state, or the 320  
United States that is substantially equivalent to those offenses. 321

(13) On receipt of a request for a criminal records check 322  
from the treasurer of state under section 113.041 of the Revised 323  
Code or from an individual under section 4701.08, 4715.101, 324  
4717.061, 4725.121, 4725.501, 4729.071, 4730.101, 4730.14, 325  
4730.28, 4731.081, 4731.15, 4731.171, 4731.222, 4731.281, 326  
4731.296, 4731.531, 4732.091, 4734.202, 4740.061, 4741.10, 327  
4755.70, 4757.101, 4759.061, 4760.032, 4760.06, 4761.051, 328  
4762.031, 4762.06, or 4779.091 of the Revised Code, accompanied by 329  
a completed form prescribed under division (C)(1) of this section 330  
and a set of fingerprint impressions obtained in the manner 331  
described in division (C)(2) of this section, the superintendent 332  
of the bureau of criminal identification and investigation shall 333  
conduct a criminal records check in the manner described in 334  
division (B) of this section to determine whether any information 335  
exists that indicates that the person who is the subject of the 336  
request has been convicted of or pleaded guilty to any criminal 337  
offense in this state or any other state. The superintendent shall 338  
send the results of a check requested under section 113.041 of the 339  
Revised Code to the treasurer of state and shall send the results 340  
of a check requested under any of the other listed sections to the 341  
licensing board specified by the individual in the request. 342

343

(14) Not later than thirty days after the date the 344  
superintendent receives a request of a type described in division 345  
(A)(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), or 346  
(12) of this section, the completed form, and the fingerprint 347  
impressions, the superintendent shall send the person, board, or 348  
entity that made the request any information, other than 349  
information the dissemination of which is prohibited by federal 350  
law, the superintendent determines exists with respect to the 351  
person who is the subject of the request that indicates that the 352  
person previously has been convicted of or pleaded guilty to any 353  
offense listed or described in division (A)(1), (2), (3), (4), 354  
(5), (6), (7), (8), (9), (10), (11), or (12) of this section, as 355  
appropriate. The superintendent shall send the person, board, or 356  
entity that made the request a copy of the list of offenses 357  
specified in division (A)(1), (2), (3), (4), (5), (6), (7), (8), 358  
(9), (10), (11), or (12) of this section, as appropriate. If the 359  
request was made under section 3701.881 of the Revised Code with 360  
regard to an applicant who may be both responsible for the care, 361  
custody, or control of a child and involved in providing direct 362  
care to an older adult, the superintendent shall provide a list of 363  
the offenses specified in divisions (A)(4) and (6) of this 364  
section. 365

Not later than thirty days after the superintendent receives 366  
a request for a criminal records check pursuant to section 113.041 367  
of the Revised Code, the completed form, and the fingerprint 368  
impressions, the superintendent shall send the treasurer of state 369  
any information, other than information the dissemination of which 370  
is prohibited by federal law, the superintendent determines exist 371  
with respect to the person who is the subject of the request that 372  
indicates that the person previously has been convicted of or 373  
pleaded guilty to any criminal offense in this state or any other 374

state. 375

(B) The superintendent shall conduct any criminal records 376  
check requested under section 113.041, 121.08, 173.27, 173.394, 377  
1322.03, 1322.031, 2151.86, 3301.32, 3301.541, 3319.39, 3701.881, 378  
3712.09, 3721.121, 3722.151, 4701.08, 4715.101, 4717.061, 379  
4725.121, 4725.501, 4729.071, 4730.101, 4730.14, 4730.28, 380  
4731.081, 4731.15, 4731.171, 4731.222, 4731.281, 4731.296, 381  
4731.531, 4732.091, 4734.202, 4740.061, 4741.10, 4749.03, 4749.06, 382  
4755.70, 4757.101, 4759.061, 4760.032, 4760.06, 4761.051, 383  
4762.031, 4762.06, 4763.05, 4779.091, 5104.012, 5104.013, 384  
5111.032, 5111.033, 5111.034, 5123.081, 5126.28, 5126.281, or 385  
5153.111 of the Revised Code as follows: 386

(1) The superintendent shall review or cause to be reviewed 387  
any relevant information gathered and compiled by the bureau under 388  
division (A) of section 109.57 of the Revised Code that relates to 389  
the person who is the subject of the request, including any 390  
relevant information contained in records that have been sealed 391  
under section 2953.32 of the Revised Code; 392

(2) If the request received by the superintendent asks for 393  
information from the federal bureau of investigation, the 394  
superintendent shall request from the federal bureau of 395  
investigation any information it has with respect to the person 396  
who is the subject of the request and shall review or cause to be 397  
reviewed any information the superintendent receives from that 398  
bureau. 399

(3) The superintendent or the superintendent's designee may 400  
request criminal history records from other states or the federal 401  
government pursuant to the national crime prevention and privacy 402  
compact set forth in section 109.571 of the Revised Code. 403

(C)(1) The superintendent shall prescribe a form to obtain 404  
the information necessary to conduct a criminal records check from 405

any person for whom a criminal records check is requested under 406  
section 113.041 of the Revised Code or required by section 121.08, 407  
173.27, 173.394, 1322.03, 1322.031, 2151.86, 3301.32, 3301.541, 408  
3319.39, 3701.881, 3712.09, 3721.121, 3722.151, 4701.08, 4715.101, 409  
4717.061, 4725.121, 4725.501, 4729.071, 4730.101, 4730.14, 410  
4730.28, 4731.081, 4731.15, 4731.171, 4731.222, 4731.281, 411  
4731.296, 4731.531, 4732.091, 4734.202, 4740.061, 4741.10, 412  
4749.03, 4749.06, 4755.70, 4757.101, 4759.061, 4760.032, 4760.06, 413  
4761.051, 4762.031, 4762.06, 4763.05, 4779.091, 5104.012, 414  
5104.013, 5111.032, 5111.033, 5111.034, 5123.081, 5126.28, 415  
5126.281, or 5153.111 of the Revised Code. The form that the 416  
superintendent prescribes pursuant to this division may be in a 417  
tangible format, in an electronic format, or in both tangible and 418  
electronic formats. 419

(2) The superintendent shall prescribe standard impression 420  
sheets to obtain the fingerprint impressions of any person for 421  
whom a criminal records check is requested under section 113.041 422  
of the Revised Code or required by section 121.08, 173.27, 423  
173.394, 1322.03, 1322.031, 2151.86, 3301.32, 3301.541, 3319.39, 424  
3701.881, 3712.09, 3721.121, 3722.151, 4701.08, 4715.101, 425  
4717.061, 4725.121, 4725.501, 4729.071, 4730.101, 4730.14, 426  
4730.28, 4731.081, 4731.15, 4731.171, 4731.222, 4731.281, 427  
4731.296, 4731.531, 4732.091, 4734.202, 4740.061, 4741.10, 428  
4749.03, 4749.06, 4755.70, 4757.101, 4759.061, 4760.032, 4760.06, 429  
4761.051, 4762.031, 4762.06, 4763.05, 4779.091, 5104.012, 430  
5104.013, 5111.032, 5111.033, 5111.034, 5123.081, 5126.28, 431  
5126.281, or 5153.111 of the Revised Code. Any person for whom a 432  
records check is requested under or required by any of those 433  
sections shall obtain the fingerprint impressions at a county 434  
sheriff's office, municipal police department, or any other entity 435  
with the ability to make fingerprint impressions on the standard 436  
impression sheets prescribed by the superintendent. The office, 437  
department, or entity may charge the person a reasonable fee for 438

making the impressions. The standard impression sheets the 439  
superintendent prescribes pursuant to this division may be in a 440  
tangible format, in an electronic format, or in both tangible and 441  
electronic formats. 442

(3) Subject to division (D) of this section, the 443  
superintendent shall prescribe and charge a reasonable fee for 444  
providing a criminal records check requested under section 445  
113.041, 121.08, 173.27, 173.394, 1322.03, 1322.031, 2151.86, 446  
3301.32, 3301.541, 3319.39, 3701.881, 3712.09, 3721.121, 3722.151, 447  
4701.08, 4715.101, 4717.061, 4725.121, 4725.501, 4729.071, 448  
4730.101, 4730.14, 4730.28, 4731.081, 4731.15, 4731.171, 4731.222, 449  
4731.281, 4731.296, 4731.531, 4732.091, 4734.202, 4740.061, 450  
4741.10, 4749.03, 4749.06, 4755.70, 4757.101, 4759.061, 4760.032, 451  
4760.06, 4761.051, 4762.031, 4762.06, 4763.05, 4779.091, 5104.012, 452  
5104.013, 5111.032, 5111.033, 5111.034, 5123.081, 5126.28, 453  
5126.281, or 5153.111 of the Revised Code. The person making a 454  
criminal records request under section 113.041, 121.08, 173.27, 455  
173.394, 1322.03, 1322.031, 2151.86, 3301.32, 3301.541, 3319.39, 456  
3701.881, 3712.09, 3721.121, 3722.151, 4701.08, 4715.101, 457  
4717.061, 4725.121, 4725.501, 4729.071, 4730.101, 4730.14, 458  
4730.28, 4731.081, 4731.15, 4731.171, 4731.222, 4731.281, 459  
4731.296, 4731.531, 4732.091, 4734.202, 4740.061, 4741.10, 460  
4749.03, 4749.06, 4755.70, 4757.101, 4759.061, 4760.032, 4760.06, 461  
4761.051, 4762.031, 4762.06, 4763.05, 4779.091, 5104.012, 462  
5104.013, 5111.033, 5111.034, 5123.081, 5126.28, 5126.281, or 463  
5153.111 of the Revised Code shall pay the fee prescribed pursuant 464  
to this division. A person making a request under section 3701.881 465  
of the Revised Code for a criminal records check for an applicant 466  
who may be both responsible for the care, custody, or control of a 467  
child and involved in providing direct care to an older adult 468  
shall pay one fee for the request. In the case of a request under 469  
section 5111.032 of the Revised Code, the fee shall be paid in the 470  
manner specified in that section. 471

472

(4) The superintendent of the bureau of criminal 473  
identification and investigation may prescribe methods of 474  
forwarding fingerprint impressions and information necessary to 475  
conduct a criminal records check, which methods shall include, but 476  
not be limited to, an electronic method. 477

(D) A determination whether any information exists that 478  
indicates that a person previously has been convicted of or 479  
pleaded guilty to any offense listed or described in division 480  
(A)(1)(a) or (b), (A)(2)(a) or (b), (A)(3)(a) or (b), (A)(4)(a) or 481  
(b), (A)(5)(a) or (b), (A)(6)(a) or (b), (A)(7), (A)(8)(a) or (b), 482  
(A)(9)(a) or (b), (A)(10)(a) or (b), or (A)(12) of this section, 483  
or that indicates that a person previously has been convicted of 484  
or pleaded guilty to any criminal offense in this state or any 485  
other state regarding a criminal records check of a type described 486  
in division (A)(13) of this section, and that is made by the 487  
superintendent with respect to information considered in a 488  
criminal records check in accordance with this section is valid 489  
for the person who is the subject of the criminal records check 490  
for a period of one year from the date upon which the 491  
superintendent makes the determination. During the period in which 492  
the determination in regard to a person is valid, if another 493  
request under this section is made for a criminal records check 494  
for that person, the superintendent shall provide the information 495  
that is the basis for the superintendent's initial determination 496  
at a lower fee than the fee prescribed for the initial criminal 497  
records check. 498

(E) As used in this section: 499

(1) "Criminal records check" means any criminal records check 500  
conducted by the superintendent of the bureau of criminal 501  
identification and investigation in accordance with division (B) 502  
of this section. 503



(2) "Minor drug possession offense" has the same meaning as 504  
in section 2925.01 of the Revised Code. 505

(3) "Older adult" means a person age sixty or older. 506

**Sec. 2151.86.** (A)(1) ~~The~~ Except as otherwise provided in 507  
section 2151.862 of the Revised Code, the appointing or hiring 508  
officer of any entity that appoints or employs any person 509  
responsible for a child's care in out-of-home care shall request 510  
the superintendent of BCII to conduct a criminal records check 511  
with respect to any person who is under final consideration for 512  
appointment or employment as a person responsible for a child's 513  
care in out-of-home care, except that section 3319.39 of the 514  
Revised Code shall apply instead of this section if the 515  
out-of-home care entity is a public school, educational service 516  
center, or chartered nonpublic school. 517

(2) The administrative director of an agency, or attorney, 518  
who arranges an adoption for a prospective adoptive parent shall 519  
request the superintendent of BCII to conduct a criminal records 520  
check with respect to that prospective adoptive parent and all 521  
persons eighteen years of age or older who reside with the 522  
prospective adoptive parent. 523

(3) Before a recommending agency submits a recommendation to 524  
the department of job and family services on whether the 525  
department should issue a certificate to a foster home under 526  
section 5103.03 of the Revised Code, the administrative director 527  
of the agency shall request that the superintendent of BCII 528  
conduct a criminal records check with respect to the prospective 529  
foster caregiver and all other persons eighteen years of age or 530  
older who reside with the foster caregiver. 531

(B) If a person subject to a criminal records check does not 532  
present proof that the person has been a resident of this state 533  
for the five-year period immediately prior to the date upon which 534

the criminal records check is requested or does not provide 535  
evidence that within that five-year period the superintendent of 536  
BCII has requested information about the person from the federal 537  
bureau of investigation in a criminal records check, the 538  
appointing or hiring officer, administrative director, or attorney 539  
shall request that the superintendent of BCII obtain information 540  
from the federal bureau of investigation as a part of the criminal 541  
records check. If the person subject to the criminal records check 542  
presents proof that the person has been a resident of this state 543  
for that five-year period, the officer, director, or attorney may 544  
request that the superintendent of BCII include information from 545  
the federal bureau of investigation in the criminal records check. 546

An appointing or hiring officer, administrative director, or 547  
attorney required by division (A) of this section to request a 548  
criminal records check shall provide to each person subject to a 549  
criminal records check a copy of the form prescribed pursuant to 550  
division (C)(1) of section 109.572 of the Revised Code and a 551  
standard impression sheet to obtain fingerprint impressions 552  
prescribed pursuant to division (C)(2) of section 109.572 of the 553  
Revised Code, obtain the completed form and impression sheet from 554  
the person, and forward the completed form and impression sheet to 555  
the superintendent of BCII at the time the criminal records check 556  
is requested. 557

Any person subject to a criminal records check who receives 558  
pursuant to this division a copy of the form prescribed pursuant 559  
to division (C)(1) of section 109.572 of the Revised Code and a 560  
copy of an impression sheet prescribed pursuant to division (C)(2) 561  
of that section and who is requested to complete the form and 562  
provide a set of fingerprint impressions shall complete the form 563  
or provide all the information necessary to complete the form and 564  
shall provide the impression sheet with the impressions of the 565  
person's fingerprints. If a person subject to a criminal records 566

check, upon request, fails to provide the information necessary to 567  
complete the form or fails to provide impressions of the person's 568  
fingerprints, the appointing or hiring officer shall not appoint 569  
or employ the person as a person responsible for a child's care in 570  
out-of-home care, a probate court may not issue a final decree of 571  
adoption or an interlocutory order of adoption making the person 572  
an adoptive parent, and the department of job and family services 573  
shall not issue a certificate authorizing the prospective foster 574  
caregiver to operate a foster home. 575

(C)(1) No appointing or hiring officer shall appoint or 576  
employ a person as a person responsible for a child's care in 577  
out-of-home care, the department of job and family services shall 578  
not issue a certificate under section 5103.03 of the Revised Code 579  
authorizing a prospective foster caregiver to operate a foster 580  
home, and no probate court shall issue a final decree of adoption 581  
or an interlocutory order of adoption making a person an adoptive 582  
parent if the person or, in the case of a prospective foster 583  
caregiver or prospective adoptive parent, any person eighteen 584  
years of age or older who resides with the prospective foster 585  
caregiver or prospective adoptive parent previously has been 586  
convicted of or pleaded guilty to any of the ~~following~~ violations 587  
described in division (A)(8) of section 109.572 of the Revised 588  
Code, unless the person meets rehabilitation standards established 589  
in rules adopted under division (F) of this section. 590

~~(a) A violation of section 2903.01, 2903.02, 2903.03,~~ 591  
~~2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34,~~ 592  
~~2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05,~~ 593  
~~2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23,~~ 594  
~~2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02,~~ 595  
~~2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22,~~ 596  
~~2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03,~~ 597  
~~2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code, a~~ 598

~~violation of section 2905.04 of the Revised Code as it existed 599  
prior to July 1, 1996, a violation of section 2919.23 of the 600  
Revised Code that would have been a violation of section 2905.04 601  
of the Revised Code as it existed prior to July 1, 1996, had the 602  
violation been committed prior to that date, a violation of 603  
section 2925.11 of the Revised Code that is not a minor drug 604  
possession offense, or felonious sexual penetration in violation 605  
of former section 2907.12 of the Revised Code; 606~~

~~(b) A violation of an existing or former law of this state, 607  
any other state, or the United States that is substantially 608  
equivalent to any of the offenses described in division (C)(1)(a) 609  
of this section. 610~~

(2) The appointing or hiring officer may appoint or employ a 611  
person as a person responsible for a child's care in out-of-home 612  
care conditionally until the criminal records check required by 613  
this section is completed and the officer receives the results of 614  
the criminal records check. If the results of the criminal records 615  
check indicate that, pursuant to division (C)(1) of this section, 616  
the person subject to the criminal records check does not qualify 617  
for appointment or employment, the officer shall release the 618  
person from appointment or employment. 619

(D) The appointing or hiring officer, administrative 620  
director, or attorney shall pay to the bureau of criminal 621  
identification and investigation the fee prescribed pursuant to 622  
division (C)(3) of section 109.572 of the Revised Code for each 623  
criminal records check conducted in accordance with that section 624  
upon a request pursuant to division (A) of this section. The 625  
officer, director, or attorney may charge the person subject to 626  
the criminal records check a fee for the costs the officer, 627  
director, or attorney incurs in obtaining the criminal records 628  
check. A fee charged under this division shall not exceed the 629  
amount of fees the officer, director, or attorney pays for the 630

criminal records check. If a fee is charged under this division, 631  
the officer, director, or attorney shall notify the person who is 632  
the applicant at the time of the person's initial application for 633  
appointment or employment, an adoption to be arranged, or a 634  
certificate to operate a foster home of the amount of the fee and 635  
that, unless the fee is paid, the person who is the applicant will 636  
not be considered for appointment or employment or as an adoptive 637  
parent or foster caregiver. 638

(E) The report of any criminal records check conducted by the 639  
bureau of criminal identification and investigation in accordance 640  
with section 109.572 of the Revised Code and pursuant to a request 641  
made under division (A) of this section is not a public record for 642  
the purposes of section 149.43 of the Revised Code and shall not 643  
be made available to any person other than the person who is the 644  
subject of the criminal records check or the person's 645  
representative; the appointing or hiring officer, administrative 646  
director, or attorney requesting the criminal records check or the 647  
officer's, director's, or attorney's representative; the 648  
department of job and family services or a county department of 649  
job and family services; and any court, hearing officer, or other 650  
necessary individual involved in a case dealing with the denial of 651  
employment, a final decree of adoption or interlocutory order of 652  
adoption, or a foster home certificate. 653

(F) The director of job and family services shall adopt rules 654  
in accordance with Chapter 119. of the Revised Code to implement 655  
this section. The rules shall include rehabilitation standards a 656  
person who has been convicted of or pleaded guilty to an offense 657  
listed in division ~~(C)(1) of this section~~ (A)(8) of section 658  
109.572 of the Revised Code must meet for an appointing or hiring 659  
officer to appoint or employ the person as a person responsible 660  
for a child's care in out-of-home care, a probate court to issue a 661  
final decree of adoption or interlocutory order of adoption making 662

the person an adoptive parent, or the department to issue a 663  
certificate authorizing the prospective foster caregiver to 664  
operate a foster home. 665

(G) An appointing or hiring officer, administrative director, 666  
or attorney required by division (A) of this section to request a 667  
criminal records check shall inform each person who is the 668  
applicant, at the time of the person's initial application for 669  
appointment or employment, an adoption to be arranged, or a foster 670  
home certificate, that the person subject to the criminal records 671  
check is required to provide a set of impressions of the person's 672  
fingerprints and that a criminal records check is required to be 673  
conducted and satisfactorily completed in accordance with section 674  
109.572 of the Revised Code. 675

(H) The department of job and family services may waive the 676  
requirement that a criminal records check based on fingerprints be 677  
conducted for an adult resident of a prospective adoptive or 678  
foster home or the home of a foster caregiver if the recommending 679  
agency documents to the department's satisfaction that the adult 680  
resident is physically unable to comply with the fingerprinting 681  
requirement and poses no danger to foster children or adoptive 682  
children who may be placed in the home. In such cases, the 683  
recommending or approving agency shall request that the bureau of 684  
criminal identification and investigation conduct a criminal 685  
records check using the person's name and social security number. 686

(I) As used in this section: 687

(1) "Children's hospital" means any of the following: 688

(a) A hospital registered under section 3701.07 of the 689  
Revised Code that provides general pediatric medical and surgical 690  
care, and in which at least seventy-five per cent of annual 691  
inpatient discharges for the preceding two calendar years were 692  
individuals less than eighteen years of age; 693

(b) A distinct portion of a hospital registered under section 3701.07 of the Revised Code that provides general pediatric medical and surgical care, has a total of at least one hundred fifty registered pediatric special care and pediatric acute care beds, and in which at least seventy-five per cent of annual inpatient discharges for the preceding two calendar years were individuals less than eighteen years of age;

(c) A distinct portion of a hospital, if the hospital is registered under section 3701.07 of the Revised Code as a children's hospital and the children's hospital meets all the requirements of division (I)(3)(a) of this section.

(2) "Criminal records check" has the same meaning as in section 109.572 of the Revised Code.

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

(4) "Person responsible for a child's care in out-of-home care" has the same meaning as in section 2151.011 of the Revised Code, except that it does not include a prospective employee of the department of youth services or a person responsible for a child's care in a hospital or medical clinic other than a children's hospital.

(5) "Person subject to a criminal records check" means the following:

(a) A person who is under final consideration for appointment or employment as a person responsible for a child's care in out-of-home care;

(b) A prospective adoptive parent;

(c) A prospective foster caregiver;

(d) A person eighteen years old or older who resides with a prospective foster caregiver or a prospective adoptive parent.

(6) "Recommending agency" means a public children services agency, private child placing agency, or private noncustodial agency to which the department of job and family services has delegated a duty to inspect and approve foster homes.

(7) "Superintendent of BCII" means the superintendent of the bureau of criminal identification and investigation.

Sec. 2151.862. (A) A criminal records check shall be conducted on each employee and volunteer of a residential camp in accordance with this section.

(B)(1) The hiring officer of any residential camp shall request the superintendent of BCII to conduct a criminal records check with respect to any person who is under final consideration for employment by the residential camp.

(2) If a person under final consideration for employment by a residential camp does not present proof that the person has been a resident of this state for the five-year period immediately prior to the date upon which the criminal records check is requested or does not provide evidence that within that five-year period the superintendent of BCII has requested information about the person from the federal bureau of investigation in a criminal records check, the hiring officer shall request that the superintendent of BCII obtain information from the federal bureau of investigation as a part of the criminal records check. If the person presents proof that the person has been a resident of this state for that five-year period, the hiring officer may request that the superintendent of BCII include information from the federal bureau of investigation in the criminal records check.

A hiring officer required by division (B)(1) of this section to request a criminal records check shall provide to each person under final consideration for employment by the residential camp a copy of the form prescribed pursuant to division (C)(1) of section



109.572 of the Revised Code and a standard impression sheet to 755  
obtain fingerprint impressions prescribed pursuant to division 756  
(C)(2) of section 109.572 of the Revised Code, obtain the 757  
completed form and impression sheet from the person, and forward 758  
the completed form and impression sheet to the superintendent of 759  
BCII at the time the criminal records check is requested. 760

Any person under final consideration for employment by a 761  
residential camp who receives pursuant to this division a copy of 762  
the form prescribed pursuant to division (C)(1) of section 109.572 763  
of the Revised Code and a copy of an impression sheet prescribed 764  
pursuant to division (C)(2) of that section and who is requested 765  
to complete the form and provide a set of fingerprint impressions 766  
shall complete the form or provide all the information necessary 767  
to complete the form and shall provide the impression sheet with 768  
the impressions of the person's fingerprints. If a person under 769  
final consideration for employment by a residential camp, upon 770  
request, fails to provide the information necessary to complete 771  
the form or fails to provide impressions of the person's 772  
fingerprints, the hiring officer shall not employ the person. 773

(3)(a) No hiring officer of a residential camp shall employ a 774  
person if the person previously has been convicted of or pleaded 775  
guilty to any of the violations described in division (A)(8) of 776  
section 109.572 of the Revised Code, unless the person meets 777  
rehabilitation standards established in rules adopted under 778  
division (B)(6) of this section. 779

(b) The hiring officer of a residential camp may employ a 780  
person conditionally until the criminal records check required by 781  
division (B) of this section is completed and the officer receives 782  
the results of the criminal records check. If the results of the 783  
criminal records check indicate that, pursuant to division 784  
(B)(3)(a) of this section, the person does not qualify for 785  
employment, the officer shall release the person from employment. 786

(4) The hiring officer shall pay to the bureau of criminal identification and investigation the fee prescribed pursuant to division (C)(3) of section 109.572 of the Revised Code for each criminal records check conducted in accordance with that section upon a request pursuant to division (B)(1) of this section. The hiring officer may charge the person under final consideration for employment by the residential camp a fee for the costs the officer incurs in obtaining the criminal records check. A fee charged under this division shall not exceed the amount of fees the officer pays for the criminal records check. If a fee is charged under this division, the officer shall notify the person at the time of the person's initial application for employment of the amount of the fee and that, unless the fee is paid, the person will not be considered for employment. 787  
788  
789  
790  
791  
792  
793  
794  
795  
796  
797  
798  
799  
800

(5) The report of any criminal records check conducted by the bureau of criminal identification and investigation in accordance with section 109.572 of the Revised Code and pursuant to a request made under division (B)(1) of this section is not a public record for the purposes of section 149.43 of the Revised Code and shall not be made available to any person other than the person who is the subject of the criminal records check or the person's representative; the hiring officer; and any court, hearing officer, or other necessary individual involved in a case dealing with the denial of employment. 801  
802  
803  
804  
805  
806  
807  
808  
809  
810

(6) The director of job and family services shall adopt rules in accordance with Chapter 119. of the Revised Code to implement this section. The rules shall include rehabilitation standards a person who has been convicted of or pleaded guilty to an offense listed in division (A)(8) of section 109.572 of the Revised Code must meet for a hiring officer of a residential camp to employ the person or a director or person responsible for volunteers at a residential camp to permit the person to volunteer at the camp. 811  
812  
813  
814  
815  
816  
817  
818

(7) A hiring officer required by division (B)(1) of this section to request a criminal records check shall inform each person who applies for employment by the residential camp, at the time of the person's initial application for employment, that the person is required to provide a set of impressions of the person's fingerprints and that a criminal records check is required to be conducted and satisfactorily completed in accordance with section 109.572 of the Revised Code. 819  
820  
821  
822  
823  
824  
825  
826

(8) As used in division (B) of this section: 827

(a) "Criminal records check" has the same meaning as in section 109.572 of the Revised Code. 828  
829

(b) "Minor drug possession offense" has the same meaning as in section 2925.01 of the Revised Code. 830  
831

(c) "Superintendent of BCII" has the same meaning as in section 2151.86 of the Revised Code. 832  
833

(C)(1) The director or person responsible for the coordination of volunteers for a residential camp shall request a criminal records check of each person who intends to volunteer at the residential camp. The person's social security number shall be used to conduct the criminal records check required of a proposed volunteer under this division by a private criminal records check provider with whom the director or person responsible for the coordination of volunteers contracts. 834  
835  
836  
837  
838  
839  
840  
841

(2) A person who intends to volunteer at a residential camp shall provide to the director or person responsible for the coordination of volunteers for the camp the proposed volunteer's social security number and any additional information required to complete the criminal records check required under division (C)(1) of this section. 842  
843  
844  
845  
846  
847

(3) No director or person responsible for the coordination of volunteers of a residential camp shall permit a person to 848  
849

volunteer at the residential camp if the person previously has 850  
been convicted of or pleaded guilty to any of the offenses 851  
described in division (A)(8) of section 109.572 of the Revised 852  
Code, unless the person meets rehabilitation standards established 853  
in rules adopted under division (B)(6) of this section. 854

(4) A director or person responsible for the coordination of 855  
volunteers of a residential camp may permit a person to volunteer 856  
at the residential camp conditionally until the criminal records 857  
check required by division (C) of this section is completed and 858  
the director or person responsible for the coordination of 859  
volunteers receives the result of the criminal records check. If 860  
the results of the criminal records check indicate that, pursuant 861  
to division (C)(3) of this section, the person does not qualify as 862  
a volunteer, the director or person responsible for the 863  
coordination of volunteers shall release the person as a volunteer 864  
for the residential camp. 865

(5) The report of any criminal records check conducted 866  
pursuant to a request made under division (C)(1) of this section 867  
is not a public record for the purposes of section 149.43 of the 868  
Revised Code and shall not be made available to any person other 869  
than the person who is the subject of the criminal records check 870  
or the person's representative; the director or person responsible 871  
for the coordination of volunteers of the residential camp; and 872  
any court, hearing officer, or other necessary individual involved 873  
in a case dealing with the denial of the person as a volunteer. 874

(6) The director or person responsible for the coordination 875  
of volunteers of a residential camp shall inform each person who 876  
desires to volunteer at the residential camp, at the time of the 877  
person's initial application to volunteer, that the applicant is 878  
required to provide the applicant's social security number and any 879  
additional information required under division (C)(2) of this 880  
section and that a criminal records check is required to be 881

conducted and satisfactorily completed for the applicant to 882  
volunteer at the residential camp. 883

**Section 2.** That existing sections 109.572 and 2151.86 of the 884  
Revised Code are hereby repealed. 885

**Section 3.** Section 2151.86 of the Revised Code is presented 886  
in this act as a composite of the section as amended by both Am. 887  
Sub. H.B. 106 and Am. Sub. H.B. 117 of the 125th General Assembly. 888  
The General Assembly, applying the principle stated in division 889  
(B) of section 1.52 of the Revised Code that amendments are to be 890  
harmonized if reasonably capable of simultaneous operation, finds 891  
that the composite is the resulting version of the section in 892  
effect prior to the effective date of the section as presented in 893  
this act. 894