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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
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Office

H.B. 440
136th General Assembly

Fiscal Note & Local Impact Statement

[Click here for H.B. 440's Bill Analysis](#)

Version: As Introduced

Primary Sponsors: Reps. Deeter and Stewart

Local Impact Statement Procedure Required: No

Ryan Sherrock, Senior Economist

The bill should not have a significant fiscal impact on the part of the state or local political subdivisions. The bill revises the law governing the Ohio Board of Nursing and criminal records checks. The bill consolidates, in one statute, references to the types of individuals required to undergo Board-related checks. The bill also specifically requires an individual, when requesting a criminal records check for Board purposes, to submit one complete set of fingerprint impressions directly to the Superintendent of the Bureau of Criminal Identification and Investigation (BCI) (current law requires this but it is not explicitly stated). Additionally, the bill establishes a specific duty on the BCI Superintendent to request any information that the FBI has with respect to an individual when that individual seeks a Board-related criminal records check. The bill also establishes a specific duty on BCI to report to the Board any information that the FBI provided to BCI about an individual subject to a criminal records check. The bill exempts from Ohio's public records law Board of Nursing-related criminal records check results and any information provided by the FBI to BCI, along with any report containing FBI information. Finally, the bill eliminates the Board of Nursing's authority to make criminal records check results and reports containing those results available to the representative of an individual who is subject to a Board-related check, and clarifies that records check results, information provided by the FBI, and any reports containing records check results or FBI information are not to be made available to any person or government entity except for the individual who is the subject of the check and the Board of Nursing. If the bill's provisions result in any administrative changes for BCI or the Board, any related costs should be negligible.