



Ohio Legislative Service Commission

Sub. Bill Comparative Synopsis

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Sub. H.B. 359

131st General Assembly

(H. Government Accountability and Oversight)

This table summarizes how the (-5) substitute version of the bill, which was adopted at the committee's December 1, 2015, hearing, differs from the "As Introduced" version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Topic	Previous Version (As Introduced)	Sub. Version (LSC 131 1199-5)
Law enforcement access to confidential address	A law enforcement officer, prosecuting attorney, city director of law, or similar chief legal officer who requires access to a program participant's confidential address for a legitimate governmental purpose may petition the court of common pleas of Franklin County to order the Secretary of State to make that confidential address available to the petitioner. ¹	Removes the provision in the As Introduced version of the bill and instead requires the Ohio law enforcement gateway to contain the name and confidential address of program participants. ² Also requires the Attorney General to adopt rules under the Administrative Procedure Act that grant access to information in the gateway regarding an address confidentiality program participant to only chiefs of police, village marshals, county sheriffs, county

¹ R.C. 111.46.

² R.C. 111.46.

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		prosecuting attorneys, and the designees of these individuals. ³
Disclosure of confidential address	Prohibits a person who obtains a confidential address pursuant to a court order from knowingly disclosing it to any person, except as is necessary for the legitimate governmental purpose giving rise to the court order. ⁴	Same, except applies to a person who obtains a confidential address from the Ohio law enforcement gateway.
Public records law	Specifies that the confidential address of a participant in the address confidentiality program, and all of the records pertaining to that program, are not public records under the Public Records Law. ⁵	Specifies that the confidential name, address and other personally identifiable information of a program participant in the address confidentiality program, and records pertaining to that program that identify the number of program participants that reside within a precinct, ward, township, municipal corporation, county, or any other geographic area smaller than the state, are not public records under the Public Records Law. ⁶
Service of process (received by Secretary of State on behalf of a program participant)	Declares that service of process on the program participant is complete when the Office of the Secretary of State receives that process by mail or otherwise. ⁷	Declares that service of process upon the Office of the Secretary of State on behalf of a program participant constitutes service upon the program participant for purposes of the Rules of Civil Procedure. ⁸

³ R.C. 109.57(C)(4) and (5).

⁴ R.C. 111.99.

⁵ R.C. 149.43(A)(1)(dd).

⁶ R.C. 149.43(A)(1)(dd).

⁷ R.C. 111.43(C)(2)(a).

⁸ R.C. 111.43(C)(2)(a).



Topic	Previous Version (As Introduced)	Sub. Version (LSC 131 1199-5)
Change of residence	No provision.	Specifies that a person who is otherwise eligible to become a program participant may apply to enter the program only when changing residence. ⁹

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⁹ R.C. 111.42(A).

