



Ohio Legislative Service Commission

Bill Analysis

Wendy H. Gridley

S.B. 106

129th General Assembly
(As Introduced)

Sens. Beagle, Lehner, Seitz, Grendell

BILL SUMMARY

- Requires a law enforcement agency, and a law enforcement officer or other employee of the agency, to redact or encrypt certain personal information pertaining to a minor from a vehicle accident report before making the report available on the Internet.

CONTENT AND OPERATION

The bill provides that if a law enforcement agency, or a law enforcement officer or other employee of the agency, knows or should know that a motor vehicle accident report contains personal information about a minor, the agency or employee cannot make the report available to the general public on the Internet without redacting or encrypting the personal information. A "minor" is an individual who is less than 18 years of age. "Personal information" means the minor's address, electronic mail address, telephone number, and place of employment.

A law enforcement agency, law enforcement officer, or other employee of the agency who fails to redact or encrypt the personal information of a minor from an accident report made available to the general public on the Internet is not liable in damages in a civil action for any harm the minor allegedly sustains as a result of the inclusion of the personal information unless the agency, officer, or employee acted with malicious purpose, in bad faith, or in a wanton or reckless manner or unless either of the following applies: (1) the acts or omissions were manifestly outside the scope of the employee's employment or official responsibilities, or (2) civil liability is expressly imposed by another provision of state law.

The bill's requirement for redaction or encryption does not require redaction or encryption of a minor's personal information from motor vehicle accident reports that were made available to the general public on the Internet before the bill's effective date.

HISTORY

ACTION	DATE
Introduced	03-02-11

S0106-I-129.docx/jc

