

APPENDIX A

Statutory Provisions Exempting Records from the Ohio Public Records Act or Declaring Records Confidential

This chart is based on one previously created by the Ohio Legislative Service Commission, which was current through October 23, 2008. The editors of this publication searched for amendments to the existing list and any new statutes, but do not represent this to be an exhaustive list. Independent legal research to determine whether there are additional applicable exemptions elsewhere in Ohio or Federal law that may apply to records being requested is still recommended.

The exemptions listed in this Appendix do not include those in the Public Records Act (R.C. 149.43) itself, which are addressed in Chapter 3 of this Manual. Some of the listed exemptions are qualified exemptions. The statutes enumerated in the first column should be examined to determine whether there are qualifications that operate to remove or qualify any confidentiality provision or other exemption from the topical description in the second column.

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3.16(C)(2)	Records of a special commission formed by the Chief Justice of the Ohio Supreme Court to determine whether a public official should be suspended as a result of being charged with a felony, until the special commission issues its written report.
9.235(C)(1)	Records of the receipt or expenditure of non-public money by the recipient of a contract with a governmental entity.
9.28(B), (C)	Materials submitted to a public office in response to a competitive solicitation, until the date the public office either announces the award of a contract based on the competitive solicitation or cancels the competitive solicitation. This holds true even if the office rejects all bids, while at the same time issues notice of intent to reissue.
9.312(A)	Additional financial information requested by a state agency or political subdivision from an apparent low bidder on a public contract.
9.37(G)	Specified written authorizations provided by public officials under county, municipal, or township direct deposit payroll policies.
9.92(E) and 2981.12(F)	Records maintained relative to a citizens' reward program.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
9.96(C)	Records of ownership, registration, transfer, and exchange of securities kept by a public issuer and contracted to a qualified financial institution.
101.30(B)	Legislative documents arising out of confidential General Assembly member/staff and legislative staff relationship.
101.34(F)(1)	Certain files of former House and Senate ethics committees.
102.02(B)	Certain disclosure statements filed with the Ohio Ethics Commission.
102.06(B), (C)(2), and (F)	Information and records concerning investigations of complaints and charges by the appropriate ethics commission, unless the accused person requests otherwise.
102.07	Information and records presented to the Ohio Ethics Commission, Joint Legislative Ethics Committee (JLEC), or Board of Commissioners on Grievances and Discipline of the Supreme Court, including certain information that appears on disclosure statements.
102.08(D)	Privately sought written opinions and associated records of the JLEC.
109.28	Any investigation of a charitable trust by the Attorney General.
109.365	Information obtained by the Attorney General in an investigation to determine whether to defend a state officer or employee.
109.57(D), (E), and (H)	Information and materials furnished to the Superintendent of the Bureau of Criminal Identification and Investigation (BCI) as criminal history; information gathered or disseminated through the Ohio Law Enforcement Gateway (OHLEG); and information obtained by a government entity or person under R.C. 109.57(F) or (G).
109.571, Art. IV(c)	Records obtained under national crime prevention and privacy compact.
109.5721(C), (E), and (H)	Information in the Retained Applicant Fingerprint Database maintained by BCI, and information regarding the arrest, conviction, or guilty plea of a person of which the Superintendent of BCI is required to notify a participating public office.
109.573(E), (G) and 149.43(A)(1)(j)	Certain DNA-related records, fingerprints, photographs, and personal information BCI receives.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
109.75(L)	Ohio Peace Officer Training Commission certification examinations, either before or after completion; however, results are public records.
109.88(C)	Information gathered by the Attorney General during the course of an investigation of telecommunications fraud is a confidential law enforcement investigatory record.
109.89	National precursor log information that is specified and governed by the terms of a contract or memorandum between the attorney general and the national association of drug diversion investigators or its successor organization.
109.94(C)(1)	An application, and any supporting documentation, made with the Attorney General for an identity fraud passport.
111.41(B) through 111.46	The residence, school, institution of higher education, business, or place of employment address of a participant in the Secretary of State's address confidentiality program. However, this information shall be provided to the Attorney General for inclusion into the OHLEG system, and may be accessed only by listed officials and/or their designees, or by court order when requested by a city law director or similar chief legal officer.
113.041(E)	The report of a BCI criminal records check of an individual who applies for employment with, or is employed by, the Treasurer of State's Office.
117.14	Annual audit report of the Auditor of State's office until filed with state library.
117.15	Annual audit report of the Treasurer of State's office until specified submission.
117.26	Certified copies of completed audit reports until specified filing.
120.38	Information obtained by a public defender when determining if a person is indigent and communications between a defendant and public defender.
121.22(E)	Specified information provided regarding an applicant or members of the applicant's immediate family to the Controlling Board, the Tax Credit Authority, or the Minority Development Financing Advisory Board in relation to an application for economic development assistance or assistance from the Department of Development. Note that unanimous vote of the Board or Authority is required to close the meeting to consider such information.
121.37(A)(2)(c) and (C)(6)	Records of meetings of the Ohio Family and Children First Cabinet Council that identify individual children and personal family information disclosed during county service coordination meetings or in service coordination plans.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
121.44(A), 121.45, 121.47, and 121.48	Reports of an investigation conducted and designated confidential by the Inspector General or a deputy inspector general and confidential information acquired in the course of such an investigation.
121.481(B)	Information that would risk impairing an investigation conducted by the Inspector General, when the Inspector General is requesting a transfer of money to the Special Investigations Fund.
121.51	The random review program of the processing of contracts associated with building and maintaining the state's infrastructure that is conducted by the Deputy Inspector General for the Department of Transportation, and any confidential information the Deputy Inspector General accesses in the course of an investigation.
121.52	Any confidential information the Deputy Inspector General for the Bureau of Workers' Compensation and Industrial Commission accesses in the course of an investigation.
122.073(B)	Records concerning tourism market research of TourismOhio.
122.075(D)	A report to the Director of Development (DOD) from the recipient of an Alternative Fuel Transportation Grant that identifies the gallon, or gallon equivalent, amounts of alternative fuel the applicant sells at retail in Ohio.
122.17(G) and 122.171(G)	Certain financial statements and information submitted to the DOD or the Tax Credit Authority by applicants for or recipients of tax credits.
122.175(H)	Financial statements and other information submitted to the Department of Developmental Services or Tax credit Authority by an applicant for or recipient of the computer data center tax exemption.
122.36	Trade secrets or commercial or financial information received by the DOD Director or the Controlling Board.
122.42(D)	Financial statements and data submitted to the DOD Director in connection with certain loan applications.
122.561	Financial statements and data submitted to the DOD Director or the Controlling Board in connection with applications for mortgage payments insurance.
122.74(C)(2)	Financial statements and other data submitted to the DOD Director in connection with specified financial assistance for minority business and development.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
123.152(C)	Business and personal financial information and trade secrets submitted by Encouraging Diversity, Growth, and Equity Program applicants to the Director of the Department of Administrative Services (DAS).
124.88(B)	Identity, diagnosis, prognosis, or treatment of any person maintained in connection with the employee assistance program for state employees.
125.071(C)	Proposals and related documents submitted to DAS in response to requests for competitive sealed proposals, until after the award of the contract.
125.30(B)	Information that has been designated as confidential by any state agency on the business reply form established by DAS.
126.48, 149.433, and 5703.21	A preliminary or final report of an internal audit's findings and recommendations produced by the Office of Internal Auditing in the Office of Budget and Management and all work papers of the internal audit, until submission of the final report. Additionally, internal audit reports that are security records or are derived from State tax return information.
128.32(G) and 128.99	Telephone numbers, addresses, or names obtained from a 911 database maintained pursuant to R.C. 128.32.
128.60(B)(1)	Information provided to the Statewide Emergency Services Internet Protocol Network Steering Committee and the Tax Commissioner by a telephone company operating public safety answering points for countywide wireless 9-1-1 systems, if that information consists of trade secrets or regards the customers, revenues, expenses, or network information of the telephone company.
131.02(F)(4) and 131.022(I)	Information contained in an uncollectible claim owed to the state that is sold, conveyed, or transferred to a private entity and that is confidential under federal or state law.
145.27(A), (B), and (D)(4), 3305.20, 3307.20(A)(1), (B), (C), and (E)(4), and 3309.22(A), (B), and (D)(4)	Certain information and records of the Public Employees Retirement Board, State Teachers Retirement Board, School Employees Retirement Board, or an entity providing an alternative retirement plan.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
149.431(A)(1) through (3)	Certain contracts, agreements, and financial records of governmental entities, agencies, and non-profit organizations receiving governmental funds that identify a present or former patient or client or his diagnosis, prognosis, or medical treatment, treatment for a mental or emotional disorder, developmental disability, drug abuse or alcoholism, or counseling for personal or social problems, or certain financial records that pertain to any private funds expended in relation to the performance of services pursuant to the contract or agreement made between entities or organizations and the federal government.
149.432(B)	Library records and patron information.
149.433(B) and (C)	Security records kept by public offices are not public records. Infrastructure records of public offices or chartered non-public schools that are kept by public offices are not public records. Infrastructure records of private entities that are prepared by, submitted to, or kept by public offices may be exempted from release when specified conditions are met.
149.435(B) and (C)	Name or other information contained within a routine factual report that is highly likely to identify an alleged delinquent child or arrestee who is also an abused child and who is under eighteen years of age at the time the report is created, except to specified individuals and agencies.
149.436 and 149.43(A)(1)(gg)	Name, address, contact information, and other personal information of a minor in a record related to a traffic accident involving a school vehicle, except to specified recipients.
149.45	If a public office makes a document available on the Internet, an individual's social security number and any personal information that the individual has asked to have redacted from that document.
166.05(C)	Financial statements and other data submitted to the Director of Development Services or the Controlling Board by a private sector person in connection with specified financial assistance, and information taken from the same.
166.14(B)	Financial statements and other data submitted to the Director of Development Services or the Controlling Board by a private sector person in connection with the Innovation Financial Assistance Program, and information taken from same.
166.19(B)	Financial statements and other data submitted to the Director of Development Services or the Controlling Board by a private sector person in connection with the Research and Development Financial Assistance Program, and information taken from same.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
169.03(F)(4)	Audited records of holders of unclaimed funds.
173.061	Records identifying recipients of Golden Buckeye Cards, subject to the Director of Aging's discretion, but never a recipient's medical history.
173.22	Certain investigative and other files and information, including any proprietary records of a long-term care provider or records relating to advocacy visits, contained in the State Long-Term Care Ombudsman Program's or regional program's office.
173.27(G)	The report of a criminal records check of a person who is under final consideration for employment with the Office of the State Long-Term Care Ombudsman Program or an employee of a regional long-term care ombudsman program in a position that involves providing ombudsman services to long-term care residents and recipients.
173.38(I)	The report of a criminal records check of a person who is under final consideration for employment with a community-based long-term care agency in a position that involves providing direct care to an individual.
173.381(G)	The report of a criminal records check of a self-employed provider conducted pursuant to a self-employed provider's request for a community-based long-term care services contract with the Department of Aging.
173.393(B)	A part of a record of an evaluation of a community-based long-term care agency, if the release of the record would violate a federal or state statute, regulation, or rule, including HIPAA regulations.
175.12(B) and 149.43(A)(1)(x)	Financial statements and data submitted for any purpose to the Ohio Housing Finance Agency or the Controlling Board in connection with applying for, receiving, or accounting for financial assistance the Agency provides and information that identifies any individual who benefits directly or indirectly from financial assistance the Agency provides.
177.02(F)	Information concerning the filing of a complaint alleging organized criminal activity and the investigation of said activity, for a specified time.
177.03(D)(4) and (5)	Task force information concerning the investigation and potential prosecution of organized criminal activity, for a specified time.
187.04(C)	Records created or received by JobsOhio, regardless of who may have custody of the records, unless specifically designated as public records by contract between JobsOhio and the Director of Development Services.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
307.626(C),307.627, 307.629, 3701.045(A)(4), and 149.43(A)(1)(s)	Certain information, documents, and reports presented to the child fatality review board; statements made by board members at meetings; work product of a child fatality review board, and child fatality review data submitted by board to department of health or national child fatality review database.
307.862(C)	Proposals and any documents or other records related to a subsequent negotiation for a final contract by a county contracting authority that uses competitive sealed proposals, until after the award of the contract.
307.987	Information received by a private or government entity pursuant to a contract to provide workforce development activities or family service duties, a plan of cooperation, a regional plan of cooperation, or a transportation work plan that was confidential in the hands of the entity that provided the information.
313.091	Medical or psychiatric record provided to a coroner.
313.10(A)(2), (D), and (E)	The following records in a coroner's office, except in specified circumstances: preliminary autopsy and investigative notes and findings made by the coroner or by anyone acting under the coroner's direction or supervision, photographs of a decedent made by the coroner or anyone acting under the coroner's direction and supervision, suicide notes, and medical and psychiatric records provided to the coroner, records of a deceased individual that are confidential law enforcement investigatory records under R.C. 149.43, and lab reports generated from the analysis of physical evidence by the coroner's laboratory that is discoverable under Criminal Rule 16. Note that journalists and insurers may obtain records from a coroner's office under certain circumstances.
313.121(B)	Reporting forms completed by or for county coroners regarding the sudden death of a child under two years of age within that county.
317.24(B)(2)(a), (b) and 149.43(A)(1)(z)	Records of a discharged armed forces member recorded with a county recorder for a period of seventy-five years after the date of recording.
317.241(G)	All application materials concerning applications for Ohio veterans identification cards, including applications, photographs, documents, or other information submitted with the application or obtained by a county recorder or county veterans service office, except for specified purposes and to specified individuals or entities.
319.34	County auditor's classified tax list and county treasurer's classified tax duplicate of taxable property.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
339.81	Information, data, and reports of a tuberculosis case furnished to, or procured by, a county or district tuberculosis control unit or the Department of Health.
340.15(B)	Certain information obtained or maintained by a public children services agency addiction or mental health program.
351.24	Records or proprietary information relating to lessees or other users obtained by a convention facilities authority or other person acting under Chapter 351 of the Revised Code.
718.11(F)	Records of transactions of a municipal corporation board of appeals relative to income taxation obligations.
718.13(A)	Information from tax returns, investigations, hearings, or verifications concerning municipal corporation income taxes, except pursuant to a proper judicial order in connection with the performance of that person's official duties, or the official business of a municipal corporation.
742.41(A)(2), (B), (C), and (E)(4)	Certain personal information in records of the Board of Trustees of the Ohio Police and Fire Pension Fund.
901.13(E)	Any business plan submitted to the Ethanol Incentive Board as part of an ethanol production plant construction and operation application.
901.27	Information acquired by a Department of Agriculture agent in an investigation.
905.57	Information in an annual tonnage report (agricultural liming material sold or distributed) and certain other information maintained by the Department of Agriculture.
917.17	Information furnished to or procured by the Director of Agriculture regarding dairy products under Chapter 917 of the Revised Code.
921.02(E)	Trade secret or confidential business information on a pesticide registration application.
921.04(B)	Information on a pesticide registration or permit application designed as a trade secret or confidential commercial or financial information.
924.05(B)	Information contained in the individual reports filed with the Director of Agriculture by producers, handlers, or processors of any Ohio agricultural commodity for which a marketing program is proposed.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
924.17	Any record submitted to the Department of Agriculture that indicates how an individual has voted in a referendum to establish or amend an Agricultural Commodity Marketing Program, or how an individual has voted in an election of the members of an operating committee for an Agricultural Commodity Marketing Program.
926.06(D)	Financial information in the Department of Agriculture's records identifying commodity handler license applicants.
1112.23	Certain information concerning family trust companies, except for specified purposes and to specified individuals or entities.
1121.18(A)	Information related to an examination of a bank or other financial institution by the Superintendent of Financial Institutions.
1121.25(A) and (E)	Commercial or financial information in an application or notice declared confidential by the Superintendent of Financial Institutions.
1121.43(B)	Any written agreement or other writing for which a violation may be enforced by the Superintendent of Financial Institutions, if the Superintendent determines that publishing it and making it available to the public would be contrary to the public interest; a final order issued by the Superintendent of Financial Institutions, if the Superintendent determines that publishing it and making it available to the public would seriously threaten the safety and soundness of a bank or trust company, for a reasonable time.
1121.45(C)	Certain records and information presented at a meeting with regulated persons called by the Superintendent of Financial Institutions.
1306.23	Records that would jeopardize the state's use or security of computer or telecommunications devices or services associated with electronic signatures, records, or transactions.
1315.03(C) and 1315.10(C)	Information in or related to an application for a money transmitter license or an application to acquire control of a money transmitter license to which the Superintendent of Financial Institutions decides to grant confidential treatment.
1315.122(A)	Information leading to, arising from, or obtained in the course of the examination of a licensee or other person conducted under the money transmitter laws.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
1315.53(H)	A report, record, information, analysis, or request obtained by the Attorney General or an agency pursuant to the Currency and Foreign Transactions Reporting Act, 31 U.S.C. §§ 5311 to 5326.
1315.54(C)	A record, other document, or information obtained by the Attorney General pursuant to an investigation of a money transmitter.
1321.09(A)	Reports filed with the Division of Financial Institutions by small loans licensees.
1321.422(B)	Individual reports required to be filed with the Division of Financial Institutions by licensees under the short-term loan laws regarding the business and operation for the preceding calendar year.
1321.48(B), (C), (D), and (F)	Examination and investigation information, and any information leading to or arising from an examination or an investigation that is maintained by the Superintendent of Financial Institutions or released to the Attorney General under the short-term loan laws.
1321.55(B)(2)	Annual individual reports filed by second mortgage security loans registrants with the Superintendent of Financial Institutions.
1321.76(C)	Information obtained by the Superintendent of Financial Institutions regarding insurance premium finance company licensees.
1322.36(A), (B), 1349.43(E), and 1349.44(B)	Examination, investigation, and certain application information (i.e. SSNs, employer identification numbers, particular banking and financial information, etc.) obtained by the Superintendent of Financial Institutions regarding mortgage broker registrants.
1331.16(L)	Certain records and information provided to the Attorney General pursuant to an investigative demand under Chapter 1331 of the Revised Code.
1332.24(A)(3) and 1332.25(G)	Information in an application made to the Director of Commerce for a video service authorization that the applicant identifies, and the Director affirms, as trade secret information.
1332.30(E)(2)(b)	Quarterly reports to a municipal corporation or township identifying the total number of video service subscribers served within the municipal corporation or the unincorporated area of the township for the purposes of deriving pro rata shares.
1345.05(A)(7)	Identity of suppliers investigated or facts developed in investigations of Consumer Sales Practices Act violations until a specified time.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
1346.03	Certain tax information about a tobacco product manufacturer submitted to the Attorney General by the Department of Taxation.
1501.012(B), 1501.091, and 1501.10	Questionnaires and financial statements submitted to the Director of Natural Resources by a public service facility construction contract bidder, by a bidder for a contract for the operation of public service facilities, or by a bidder for a lease of public service facilities in a state park.
1505.03	Geological records accepted and retained on a confidential basis by the Chief of the Division of Geological Survey of the Department of Natural Resources (DNR).
1506.32(J)	Revelation by the Director of Natural Resources of abandoned property's location during certain time periods.
1509.73(E)	Information contained in a bid for a lease for a formation within a parcel of land submitted to the Oil and Gas Leasing Commission shall be confidential and shall not be disclosed before a person is selected, unless the Oil and Gas Leasing Commission determines otherwise.
1510.08(E)	Any additional information provided to the operating committee of the Oil and Gas Marketing Program by a producer seeking a refund, when the information is requested by the operating committee in order to support the refund request.
1513.07(B)(2), (C)(12), and (D)	Information pertaining to the analysis of the chemical and physical properties of coal and certain other information by the Chief of DNR's Division of Mineral Resources Management.
1513.072(B)	Trade secrets or certain privileged commercial or financial information submitted to the Chief of DNR's Division of Mineral Resources Management (coal exploration operations).
1514.02(A)(9)	Information relating to test boring results relating to an application for an in-stream mining permit submitted to the Chief of DNR's Division of Mineral Resources Management.
1522.17	Information contained within a facility water conservation plan submitted to the Chief of the Division of Soil and Water that the applicant requests, and the Chief affirms, as trade secret information.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
1531.04(E)	Information regarding sensitive site locations of endangered plant species and of unique natural features that are included in the Ohio Natural Heritage Database, if the Chief of Natural Areas and Preserves determines that the release of the information could be detrimental to the conservation of a species or unique natural feature.
1531.06(M)	Information regarding sensitive site locations of endangered wildlife species and of features that are included in the Wildlife Diversity Database, if the Chief of the Division of Wildlife determines that the release of the information could be detrimental to the conservation of a species or feature.
1547.80(C)	A copy of the registration, security plan, and emergency locator map provided by certain port facilities to the Department of Public Safety, the Department of Natural Resources, the sheriff of the county in which the port is located, and the chief of police of each municipal corporation in which the port is located.
1551.11(B)	Trade secrets or other proprietary information submitted to the Director of Development regarding utilization of present, new or alternative energy sources, the conservation of energy, energy resource development facilities, the attraction of funding in emerging and established national or state priority areas, or the enhancement of the state's economic development.
1551.35(C) and 1555.17	Trade secrets or proprietary information in materials or data submitted to the Ohio Air Quality Development Authority or the Director of the Ohio Coal Development Office in connection with agreements for financial assistance relative to coal research and development projects.
1707.12(B) and (C)	Investigation information, confidential law enforcement investigatory records, trial preparation records, and certain exempt transaction information of the Department of Commerce's Division of Securities.
1710.02(C)	Records of organizations contracting with a special improvement district.
1716.05(B)(5)(a)	Attorney General cannot disclose, as reflected in a fund-raising counsel's solicitation campaign records, a contributor's name and address and the date and amount of each contribution to the fund-raising counsel, except to the extent necessary for investigative or law enforcement purposes.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
1716.07(G)(1)(a)	Attorney General cannot disclose, as reflected in a professional solicitor's solicitation campaign records, a contributor's name, address, and telephone number and the date and amount of each contribution to the professional solicitor, except to the extent necessary for investigative or law enforcement purposes. (Note that these records must be kept not less than three years after the completion of a solicitation campaign).
1724.11(A)(1) and (2)	Certain financial, proprietary, and other information submitted by an entity to a community improvement corporation acting as a political subdivision's agent.
1733.32(H)	Information obtained by the Superintendent of Financial Institutions under an examination or independent audit of a credit union.
1733.327(A)	Certain conferences and administrative proceedings, and associated documents, regarding a credit union.
1739.16(E)	Written agreement between a multiple employer welfare arrangement operating a group self-insurance program and a third party administrator.
1751.19(C)	Any document or information pertaining to a complaint or response that contains a medical record that is provided to the Superintendent of Insurance for inspection by a health insuring corporation.
1751.52(B)	Data or information concerning an enrollee's or applicant's diagnosis, treatment, or health obtained by a health insuring corporation from specified sources.
1751.80(A)	Health insuring corporation's clinical review rationale when made available to government agency.
1753.38(A) and (C)(1) and 3903.88	The risk-based capital plans, reports, information, and orders maintained by the Superintendent of Insurance.
1761.08(A)(3)	Certain financial statements and analyses furnished to a credit union share guaranty corporation.
1761.21(A)	Conferences and administrative proceedings, and associated documents, regarding a credit union share guaranty corporation.
2111.021	A file, record, petition, motion, account, or paper pertaining to a conservatorship upon probate court order.
2151.14(B)	Reports and records of a juvenile court's probation department.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
2151.141(B)(2)	Under specified circumstances, certain records of a law enforcement agency or prosecuting attorney regarding abused, neglected, or dependent child complaints (protective orders).
2151.142(B) and (C)	Under specified circumstances, residential address of an officer or employee, or person related by blood or marriage to an officer or employee, of a public children services agency or private child placing agency (the agency, the juvenile court, and any law enforcement agency cannot disclose).
2151.313(C)	Originals and copies of fingerprints and photographs of a child and the child's related records of arrest or custody can be released only in limited circumstances.
2151.356, 2151.357 and 2151.358	Juvenile court records that have been sealed by court order.
2151.421(I)(1)	Reports by specified individuals regarding their knowledge or suspicion of a suffered, or threat of a, physical or mental wound, injury, disability, or condition reasonably indicating abuse or neglect of a minor or of a mentally retarded, developmentally disabled, or physically impaired child under age 21.
2151.422(D)	Information in the possession of a homeless shelter that identifies the last known residential address and county of residence of a homeless person.
2151.423	Information discovered during an investigation of the neglect or abuse of a child that is disclosed to any federal, state, or local government entity that needs the information to carry out its responsibilities to protect children from abuse or neglect.
2151.85(F), 2505.073(B), 2919.121(C)(7), and 149.43(A)(1)(c)	The complaint and all other papers and records that pertain to an action brought by a pregnant, unmarried, and unemancipated minor woman who wishes to have an abortion without the notification of her parents, guardian, or custodian and all papers and records that pertain to an appeal of such an action.
2151.86(E)	With some exceptions, BCI criminal records check information relative to a person under final consideration for employment as a child caregiver in out-of-home care, a prospective adoptive parent, or a prospective recipient of a foster home certificate from the Department of Job and Family Services (DJFS).
2152.19(D)(3), 2930.13(D), and 2947.051(C)	A victim impact statement associated with a felony that was committed by an adjudicated delinquent child or adult offender and that involved a specified "physical harm" aspect.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
2305.24	Information, data, reports, or records furnished to a quality assurance or utilization committee of a hospital, long-term care facility, specified not-for-profit health care corporation, state or local medical society, or to a quality assurance committee of the bureau of workers' compensation or the industrial commission.
2305.252(A) and (B)	Proceedings and records of a peer review committee of a health care entity.
2307.46(A)	Upon court order in a civil action, except for limited purposes, the identity of a woman, upon whom an abortion was allegedly performed, induced, or attempted.
2317.02, 2317.021, and 4732.19	Certain privileged communications between an attorney, physician, dentist, psychologist, school psychologist, school guidance counselor, professional clinical counselor, professional counselor, social worker, independent social worker, social work assistant, mediator, communications assistant, member of the clergy, spouse, or chiropractor and a client, patient, person being religiously counseled, other spouse, or parent.
2329.154(E) and 2329.271(B)(2)	The email address, telephone number, and financial transaction device information of a person who has registered to bid in an online property sale, or who has purchased lands and tenements taken in execution.
2710.03(A), 2710.07, and 149.43(A)(1)(i)	Mediation communications.
2743.62(A)(2)(a)	A record or report that the Court of Claims or Attorney General obtains under the Crime Victims Reparations Awards Law that is confidential or exempt from public disclosure when in its creator's possession, except it may be used by specific individuals in proceedings in the Court of Claims.
2909.15(E)(2)	Registry of arson offenders and out-of-state arson offenders established and maintained by the BCI.
2921.22(G)	Information about the commission of a felony that would otherwise have to be reported, under specified circumstances, such as an attorney-client relationship, doctor-patient relationship, etc.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
2921.24(A)	Law enforcement agency, court, or court clerk's office cannot disclose in absence of court order the home address of any peace officer, parole officer, prosecuting attorney, assistant prosecuting attorney, correctional employee, or youth services employee who is a witness or arresting officer in a pending criminal case.
2921.25(A)	Judge or mayor's court may not order a peace officer, parole officer, prosecuting attorney, assistant prosecuting attorney, correctional employee, or youth services employee to disclose their home address during examination in a criminal court case or mayor's court case, unless court determines defendant has a right to the disclosure.
2923.129(B) and (D)	Sheriff records concerning the issuance, renewal, suspension, or revocation of a concealed handgun license or temporary emergency concealed handgun license. Information available through the Law Enforcement Automated Data System is also not a public record.
2930.07	The victim's or victim's representative's address, place of employment, or similar identifying fact, if the prosecutor in a case determines that there are reasonable grounds for the victim in a case to be apprehensive regarding acts or threats of violence or intimidation by the defendant or alleged juvenile offender and the court issues an order that the information should be confidential.
2930.13(D), 2947.06, 2951.03, and 2953.08(F)(1)	Certain or all information in presentence investigation reports (contents and summaries) and those reports, psychiatric reports, victim impact statements and other investigative reports in a court record to be reviewed.
2930.14(A)	Written statement submitted by a victim, defendant, or alleged juvenile offender before sentencing.
2930.16(D)(2)	Record kept by prosecutors or custodial agencies that reflects attempted notices by those agencies to notify victims of specified crimes of specified activity concerning the incarceration or release of a defendant is not a public record, but note that the record of attempts and notices given to persons other than victims <i>is</i> a public record.
2933.231(E)	Until search warrant is returned, the recording and transcript of proceeding concerning a request for a waiver of the statutory precondition for nonconsensual entry.
2939.18	Information that an indictment has been found against a person not in custody or under bail, before the indictment is filed and the case docketed.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
2949.221 and 2949.222	Information in the possession of any public office that identifies persons who manufacture or participate in the testing, provision, or use of drugs or medical equipment used in the administration of a death sentence by lethal injection is not a public record under R.C. 149.43, and is not subject to disclosure during any judicial proceeding unless a court finds that the person whose identity is protected appears to have acted unlawfully. The information can also be disclosed to the Ohio Ethics Commission for the sole purpose of confirming specific stated facts.
2950.08	Certain statements, information, photographs, fingerprints, and other material required under the Sex Offender Registration Law.
2950.10(A)(4)	Certain information a sheriff obtains regarding the victim of a sexually oriented offense or a child-victim oriented offense who wishes to be notified of the offender's or delinquent child's registration status.
2950.13(A)(1) and (13)	BCI's Internet database of the State Registry of Sex Offenders and Child-Victim Offenders and information obtained by local law enforcement representatives through use of the database.
2951.03(A)(2), (D)(1)	The contents of, and any written or oral summary of, a presentence investigation report, including an offender background investigation report prepared for purposes of a presentence investigation report, are confidential information and are not public records.
2953.32(C) and (D), 2953.321, 2953.33 to 2953.35	Official records and related investigatory work product in an eligible offender's case sealed by court order.
2953.52(B), 2953.53(D), 2953.54, 2953.55, and 2953.59	Official records and related investigatory work product pertaining to a case sealed by court order (in cases where person found not guilty; complaint, indictment, or information against person dismissed; or no bill entered by grand jury) whether in the possession of court or another public office or agency.
2953.60	Information or data concerning any arrest, complaint, indictment, information, trial, adjudication, or correctional supervision contained in sealed records. Any officer or employee of the state who knowingly releases or disseminates such information is guilty of divulging confidential information, which is a fourth degree misdemeanor.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
2967.271, 149.43(A)(1)(b) <i>Eff. March 22, 2019</i>	Records of proceedings regarding the release or maintained incarceration of individuals who have been sentenced to non-life felony indefinite prison terms.
2981.03(B)(4)	Until property is seized under the Forfeiture Law, the recording and transcript of certain hearings or proceedings in relation to the forfeiture of that property.
3101.05(A) and 3101.051	In connection with marriage license applications, under specified circumstances, a record containing applicant social security numbers.
3107.17(B)(1) and (D)	Certain placement or adoption records and information; forms concerning the social or medical histories of the biological parents of an adopted person (only specified individuals may access).
3107.52(A) and 149.43(A)(1)(f)	The Department of Health's records pertaining to adoption proceedings regarding a person available or potentially available for adoption on or after September 18, 1996.
3111.94(A)	A physician's files concerning non-spousal artificial inseminations.
3113.31(E)(8)(b)	The address of a person who petitions for a civil protection order or a consent agreement, if the person requests that the person's address be confidential.
3113.36(A)(5)	Any information that would identify individuals served by a domestic violence shelter.
3113.40	Information in the possession of a domestic violence shelter that identifies the residential address and county of residence information for a person admitted to the shelter. (It may, however, be released to a public children services agency, in certain circumstances).
3113.453	Any contact information of a petitioner for a civil protection order who has sought the transfer of rights and billing responsibilities for a wireless service number in use by the petitioner or any minor children in his/her care shall be kept confidential by a court from the wireless service account holder.
3121.76	Information obtained from a financial institution pursuant to an account information access agreement.
3121.894 and 149.43(A)(1)(o)	Records contained in the new hires directory maintained by the Department of Job and Family Services (DJFS).

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3121.899(A)	New hire reports filed by employers with DJFS.
3301.079(I)(4), 3301.0711(I) and (O)	Individual student assessment scores and proposed assessment questions. Student achievement assessments received by an English language arts academic standards review committee are not public records until the thirty-first day of July following the school year that the assessments were administered, with the specified exceptions. Field test or anchor questions are not public records and must be redacted from any released assessment.
3301.0714(I)	Data collected or maintained in the Statewide Education Management Information System that identifies a pupil.
3301.12(A)(3)	Individual student data used in studies and research projects for the improvement of public school education that are conducted under the authority of the Superintendent of Public Instruction.
3301.32(D), 3301.541(D), 3301.88(E), and 3319.39(D)	BCI criminal records check information relative to a Head Start employment applicant, a preschool employment applicant, an applicant to participate in a program established under the Classroom Reading Improvement Grants Program in a specified manner, or a school district, educational service center, or chartered non-public school employment applicant.
3302.021(A)(2)	Individual student test scores and reports used in the Value-Added Progress Dimension.
3304.21	Lists of names or information concerning persons applying for or receiving services in connection with the Ohioans with disabilities agency.
3310.11(D)	Any document relative to the Educational Choice Scholarship Pilot Program that the Department of Education holds in its files and that contains both a student's name or other personally identifiable information and the student's data verification code.
3313.173	Certain identifying information provided pursuant to a school district or educational service center reward offer relative to crimes committed against school employees or pupils or on school property.
3317.20(D)(3) and (E)	Any data verification code that the Department of Developmental Disabilities (DODD) receives, except as provided by law; and any document relative to special education and related services provided by the county board of developmental disabilities that the department holds in its files that contains personally identifiable information.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3319.311(A)(1)	Information obtained during an investigation by the State Board of Education or the Superintendent of Public Instruction on behalf of the Board.
3334.19(H)	Records of the identity of purchasers, contributors, and beneficiaries under the plans offered by the Ohio tuition trust authority and amounts contributed to, earned by or distributed from them.
3701.14(B) and (D)	Information obtained during the course of an investigation or inquiry that the Director of the Department of Health currently is conducting.
3701.17(B)	Protected health information reported to or obtained by the Director of the Department of Health, the Department of Health, or a board of health of a city or general health district is confidential and shall not be released without the written consent of the individual who is the subject of the information unless specified exceptions apply.
3701.241	Information obtained or maintained under the partner notification system developed by the Director of Health to alert and counsel sexual contacts of individuals with HIV infection.
3705.12, 3705.122, 3705.123, and 3705.124	Adoption file maintained by the department of health containing all records, papers and documents relating to the original birth record of an adopted child sent from the probate court.
3706.20	Records or information relating to secret processes or secret methods of manufacture or production that may be obtained by the Air Quality Development Authority or other persons acting under the Authority.
3727.101(E)(2)	Documents and information in reports furnished to the Director of Health by the trauma center regarding the consultative or reverification visit obtained from the American College of Surgeons and a copy of the approved plan and timetable for obtaining verification or reverification.
3745.71	The contents of an environmental audit report, and the contents of communications between the owner or operator of a facility or property who conducts an environmental audit and employees or contractors of the owner or operator, or among employees or contractors of the owner or operator, that are necessary to the audit and are made in good faith as part of the audit after the employee or contractor is notified that the communication is part of the audit (applies to audits initiated after March 13, 1997).

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3750.02(B)	Certain information obtained by the Emergency Response Commission and local emergency planning committees, such as trade secrets, confidential business information, and the name and address of a person who seeks access to information in the Commission's files.
3750.09 and 3751.04	For purposes of the Emergency Planning Law and the Hazardous Substances Law, trade secrets or confidential business information obtained under the Emergency Planning and Community Right-to-Know Act of 1986.
3750.10(B)(5)	Under certain circumstances, the storage location of a hazardous chemical at a facility provided on an emergency and hazardous chemical inventory form to the Emergency Response Commission or a local emergency planning committee.
3750.22(B)(1)	Any vulnerability assessment or other security-sensitive information a public office receives from an owner or operator of a facility where chemicals are produced, or the owner or operator of any other facility or business of any type.
3769.041(A) and (E)	Certain information submitted, collected or gathered as a part of an application to the State Racing Commission for horse racing license or permit, including information received by the commission from another jurisdiction relating to a person who holds, held, or has applied for a horse racing license or permit.
3770.02(B)	State Lottery Commission meeting records available upon prior notification of the Director and a showing of good cause.
3770.07(A)(1) and (4)	The name, address, and social security number of each beneficial owner of a trust that is making a claim for a lottery prize award, unless the beneficial owner consents to the inspection or copying in writing.
3770.22(A) and (D)	Information submitted, collected or gathered as part of an application to the State Lottery Commission for a video lottery related license, including information received by the commission from another jurisdiction relating to a person who holds, held, or has applied for a video lottery related license.
3772.061	Report of an internal audit of the Ohio Casino Control Commission, until such a report is forwarded to the commission and the auditor of state.
3772.07	The criminal records check of a person who is to be appointed or licensed obtained by certain appointing or licensing authorities.
3772.16(A)	Certain information submitted, collected, or gathered as part of an application to the Ohio Casino Control Commission for a license.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3774.08(A)	Internal procedures, personal and financial information, and trade secret information of a fantasy contest operator.
3901.045	Documents and information the Superintendent of Insurance receives from local, state, federal, and international regulatory and law enforcement agencies, from local, state, and federal prosecutors, from the National Association of Insurance Commissioners and its affiliates and subsidiaries, from the Chief Deputy Rehabilitator, from the Chief Deputy Liquidator, from other deputy rehabilitators and liquidators, and from any other person employed by, or acting on behalf of, the Superintendent, if the documents or information were confidential or privileged when held by the provider.
3901.378(A) and (B)	Documents, materials or other information, including the own risk and solvency assessment summary report, in the possession or control of the Department of Insurance that are obtained by, created by, or disclosed to the superintendent of insurance, or any other person, containing trade secrets.
3901.36	Information and documents obtained by the Superintendent of Insurance in an examination or investigation of an insurer's financial condition or legality of conduct.
3901.44(B), (C), and (D)	Documents, reports, and evidence in the possession of the Superintendent of Insurance pertaining to an insurance fraud investigation.
3901.48(A), (B), and (C)	Certain records concerning an audit of an insurance company or health insuring company; and the work papers of the Superintendent of Insurance resulting from specified insurer examinations, financial analyses, and performance regulation examinations.
3901.70(A)	Reports obtained by or disclosed to Superintendent of Insurance relative to insurer material transactions.
3903.11	Certain records pertaining to delinquency proceedings against an insurer and judicial reviews of those proceedings.
3903.7211(B)(1)	A memorandum and information received by the Superintendent of Insurance in support of a qualified actuary's opinion on the valuation of an insurance company's reserves for policies and annuities and other related information.
3903.77(E)	Actuarial opinion summary, report, work papers, and any documents, materials or other information provided in support of the state of actuarial opinion prepared for a property and casualty insurance company doing business in Ohio.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3905.24	Under certain circumstances, records and other information obtained by the Superintendent of Insurance in an investigation of an insurance agent license applicant, or of an agent, solicitor, broker, or other person licensed or appointed under the Insurance Producers Licensing Law, the Public Insurance Adjusters Law, the Home Warranty Companies Law, or the Third-Party Administrators Law.
3905.50(H)	Information or documentation provided to an agent or to the Superintendent of Insurance by an insurer regarding termination of an independent insurance agency contract.
3911.021	Reports maintained by the Superintendent of Insurance regarding measures taken by a life insurance company to detect and prevent stranger-originated life insurance.
3916.11(D), 3916.12(E), and 3916.18(E)(1) and (G)(2)	Certain viator-related and other information, documents, reports, etc., produced or acquired by the Superintendent of Insurance in the course of an examination under the Viatical Settlements Law; documents and evidence obtained by the Superintendent in an investigation of a suspected or actual fraudulent viatical settlement act; antifraud plans submitted to the Superintendent under that law; proprietary information of viatical settlement licensees; individual transaction data, and data that could compromise the privacy of the viator's or insured's personal, financial, and health information.
3922.21(A)	Records containing information pertaining to the medical history, diagnosis, prognosis, or medical condition of a covered person provided to the Superintendent of Insurance for any reason regardless of the source.
3929.302(G) and (I)	Information reported to the Department of Insurance by insurers and related entities or by attorneys or law firms regarding any medical, dental, optometric, or chiropractic claim asserted against a risk located in Ohio, if the claim resulted in a final judgment in any amount, a settlement in any amount, or a final disposition of the claim resulting in no indemnity payment on behalf of the insured.
3929.68	Reports and communications made in connection with certain actions of the Medical Liability Underwriting Association, the Stabilization Reserve Fund, the Superintendent of Insurance, and others.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
3930.10	Reports and communications concerning the performance of powers and duties by the Ohio Commercial Insurance Joint Underwriting Association, the Superintendent of Insurance, and others under the Commercial Market Assistance Plan Law.
3935.06	Information submitted for an examination of policies, etc. by an insurance rating bureau.
3937.42(F)	Information a law enforcement or prosecuting agency receives from an insurance company investigating a claim involving motor vehicle or vessel insurance, until a specified time.
3953.231(E)	Statements and reports submitted by a financial institution regarding trust account (IOLTA) interest used to fund legal aid programs.
3955.14(A)(2)	Ohio Insurance Guaranty Association's recommendations regarding the status of certain member insurers.
3956.12(A)(4), (C), and (E)	Certain records concerning the detection and prevention of life and health insurance company insolvencies (Superintendent of Insurance and the Board of Directors of the Ohio Life and Health Insurance Guaranty Association).
3961.07(C) and (G)	All records and other information concerning a discount medical plan organization obtained by the Superintendent of Insurance in an examination or investigation of the business and affairs of such an organization.
3964.08(B) and 3964.193(A)	Documents and information submitted by a captive insurance company to the Department of Insurance superintendent or any employee. Examination reports, results, working papers, recorded information, documents obtained by or disclosed to the superintendent or any other person in the course of an examination.
3999.36(C)	Written notice of impairment sent by an insurer to the Superintendent of Insurance.
4104.19(E)(1)	The examination for a license to operate as a steam engineer, high pressure boiler operator, or low pressure boiler operator.
4111.14(H) and (I)	The name of a person who makes a complaint, and all records and information related to investigations by the state, regarding an employer's compliance with the constitutional minimum wage requirements.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
4112.05(B)(2) and (3)(c) and 149.43(A)(1)(i)	All information that was obtained as a result of or that otherwise pertains to a Civil Rights Commission preliminary investigation into allegedly unlawful discriminatory practices, prior to certain Commission actions.
4121.44(H)(1) and (L)(3)	Certain managed care and other information associated with the Bureau of Workers' Compensation qualified health plan system, health partnership program, and health care data program.
4121.45(B)	Information in a claim file that an Industrial Commission ombudsperson accesses that would tend to prejudice the case of either party to a claim or that would tend to compromise a privileged attorney-client or doctor-patient relationship.
4123.27	Information contained in employer annual statements filed with the Bureau of Workers' Compensation (BWC) and information regarding recipients of public assistance provided to BWC by DJFS.
4123.88	Claim files and other information concerning a claim or appeal filed with the Bureau of Workers' Compensation or the Industrial Commission and information directly or indirectly identifying the address or phone number of a claimant.
4125.05(F) and (G)	All records, reports, client lists, and other information obtained by BWC from a professional employer organization.
4141.162(E), 4141.21, and 4141.22	Certain information maintained by the Director of Job and Family Services under the Unemployment Compensation Law; and redisclosure of information declared confidential by the Unemployment Compensation Law.
4163.07(C)	Information pertaining to any shipment of special nuclear material or by-product material, until shipment of the material is completed (Executive Director of Emergency Management Agency).
4167.12	Information reported to or otherwise obtained by the administrator of workers' compensation or the administrator's designee in connection with any investigation, inspection or proceeding pertaining to Public Employment Risk Reduction that reveals a trade secret of any person.
4501.15	Social security and credit information obtained in connection with a driver's license or vehicle registration, with limited exceptions.
4501.27 and 4501.272	After September 13, 1997, certain personal information in motor vehicle records may be disclosed for permitted use only.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
4501.271	Residence address of a peace officer, correctional employee, or youth service employee contained in Bureau of Motor Vehicle records. Business address to be displayed on driver's license or certificate of registration at the request of the peace officer, correctional employee, or youth service employee.
4501.81(A)	Information contained in Bureau of Motor Vehicles' next of kin database accessible only to employees of the bureau and to criminal justice agencies.
4507.20	Report submitted to the registrar of motor vehicles by physicians regarding the examination of a licensee's competency.
4507.53	Digitalized photographic records of the Department of Public Safety, except to state, local or federal governmental agencies for criminal justice purposes and to any court.
4509.10	Accident reports submitted for use of the registrar of motor vehicles, subject to exemptions.
4517.43(A)	Motor vehicle dealer, motor vehicle auction owner, motor vehicle distributor, and motor vehicle salesperson license applications and copies of contracts.
4701.19(B)	Statements, records, schedules, working papers, and memoranda made by a certified public accountant or public accountant incident to or in the course of performing an audit of a public office or private entity, including those documents in the possession of the Auditor of State, except reports submitted by the accountant to the client.
4701.29(D)	Investigative proceedings of the Accountancy Board.
4719.02(E)	Social security numbers, bank accounts, and solicitation scripts, outlines or presentations in application to register with the attorney general as a telephone solicitor.
4723.35(F)	All records pertaining to an individual's application for or participation in an alternative program for chemically dependent nurses.
4727.18	Information relating to an investigation by the Superintendent of Financial Institutions of a person licensed as a pawnbroker or of any person the Superintendent reasonably suspects has violated Chapter 4727 of the Revised Code.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
4729.23 <i>Eff. April 8, 2019</i>	Information received by the State Board of Pharmacy pursuant to an investigation.
4729.80(C)	Information contained in and obtained from the drug database established by the State Board of Pharmacy. Information contained in the records of requests for information from the database.
4734.45(B)	Information received by the State Chiropractic Board pursuant to an investigation.
4738.14	Motor vehicle salvage dealer, salvage motor pool, or salvage motor vehicle auction license applications.
4755.02(E)	Information and records received or generated by the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board pursuant to an investigation.
4757.38(B)(1)	Information received by the Counselor, Social Worker, and Marriage and Family Therapist Board pursuant to a complaint or investigation, except the Board may disclose information to law enforcement officers and government entities for purposes of an investigation.
4758.31	Chemical Dependency Professionals Board records pertaining to a pending investigation.
4759.05	Information received by the State Medical Board pursuant to a dietetics investigation other than as included in a quarterly report.
4765.06(C)	Information that identifies or tends to identify a specific recipient or provider of emergency medical services or adult or pediatric trauma care.
4765.102(B)	Information received by the state board of emergency medical services pursuant to an investigation or complaint, until completion of the investigation and any resulting adjudication proceedings.
4767.02(C)	Information obtained during an investigation or audit of a cemetery.
4768.04(C)	Information obtained during an investigation or audit conducted by the superintendent of real estate and professional licensing.
4776.04	Results or reports of criminal records checks required for certain occupational licenses available only in response to specific requests.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
5101.131 and 5101.132	Information contained in or obtained from the Child Welfare Information System.
5101.27, 5101.273, 5101.28, and 5101.30	Information regarding a public assistance recipient, except for specified purposes and to specified entities, unless voluntary written authorization is provided by the recipient, an authorized representative, a legal guardian, or the recipient's attorney.
5101.29(A)-(C)	Names and other identifying information regarding children enrolled in or attending a publicly funded child day-care center or home; children placed with a foster caregiver or foster home; or any person who submits a complaint to the Department of Job and Family Services, or other entity responsible for enforcing Chapters 5103 or 5104 of the Revised Code, regarding a publicly funded child day-care center or home or a foster caregiver or foster home.
5119.17(D)	A record or information the Department of Mental Health and Addiction Services obtains or maintains for the Addicted Pregnant Women Program that could identify a specific woman or her child.
5119.26	Health and medical records of a person treated for alcoholism or drug addiction.
5119.27	Records or information pertaining to the identity, diagnosis, or treatment of any Director of Mental Health and Addiction Services-licensed or certified drug treatment program patient.
5119.28	Records and reports, other than court journal or docket entries, identifying a person and pertaining to the person's mental health condition, assessment, care or treatment in connection with services certified by the department of mental health and addiction services, unless disclosed by a permitted party.
5120.21(E) and (F)	Inmate records released by the Department of Rehabilitation and Correction (ODRC) to the Department of Youth Services (DYS) or court of record. Records of inmates committed to ODRC as well as records of persons under the supervision of the Adult Parole Authority.
5120.115	All reports generated or data collected in the risk assessment tool selected by the department of rehabilitation and correction for adult offenders.
5122.311(B)	Notices received by the Ohio Attorney General's Office from a hospital, community mental health services provider or facility used for the purpose of conducting incompetency records checks, as well as the information contained in the notices.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
5123.61(M) and 5126.31(E)	Reports of abuse, neglect, and other major unusual incidents made to the DODD; reports received from county boards of developmental disabilities; and reports submitted to the law enforcement agency responsible for investigating the report are not public records.
5123.89(B)	All certificates, applications, records, and reports made for the purpose of Ohio Revised Code Chapter 5123, that directly or indirectly identify a resident or former resident of an institution for persons with intellectual disabilities or persons whose institutionalization has been sought shall be kept confidential, except in limited situations.
5139.56(C)	Written statement or written comments submitted by a victim or victim's representative to release authority to notify the victim of all release and discharge reviews of the child offender that has been committed to the legal custody of the Department of Youth Services.
5153.17 and 5153.173	Records kept by a public children services agency concerning certain investigations; and information an agency possesses concerning a deceased child if a court determines disclosing the information would not be in the best interest of the deceased child's sibling or another specified child.
5153.171, 149.43(A)(1)(t), 5153.172, and 5153.173	Records provided to and statements made by the executive director of a public children services agency or a prosecuting attorney under certain circumstances involving deceased children whose deaths may have been caused by abuse, neglect, or other criminal conduct. The director shall not disclose any information pertaining to the deceased child(ren) if a judge of the county common pleas court where child resided at time of death determines that disclosing the information would not be in the best interest of a sibling of the deceased child or another child residing in the household.
5153.175(C)	Information provided to DJFS or a county department of job and family services by a public children services agency regarding child abuse or neglect that involves a person who has applied for licensure or renewal of licensure as a type A family day-care home or certification or renewal of certification of a type B family day-care home.
5153.176(D)	Information provided to the Superintendent of Public Instruction by a public children services agency regarding the agency's investigation of a report of child abuse or neglect involving a person who holds a license issued by the State Board of Education if the agency has determined that child abuse or neglect occurred and that abuse or neglect is related to the person's duties and responsibilities under the license.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
5164.342(H)	Reports of any criminal records check conducted as a condition of employment for any applicant in a position that involves providing home and community-based services is not a public record, except in limited circumstances.
5164.752	Responses of terminal distributors of dangerous drugs to a survey initiated by the Department of Medicaid regarding the cost of dispensing drugs.
5501.55(D) and 5501.56(B)	Reports of an investigation or audit the Department of Transportation (ODOT) or an ODOT contractor conducts relative to the safety practices of rail fixed guideway systems; and any part of a transit agency's system safety program plan that concerns security for the system.
5501.71(F)	Materials, data, and financial information received by the director of transportation related to a proposal consisting of trade secrets. Note that financial information becomes public when a proposal is selected.
5502.03(B)(2)	Information collected, analyzed, maintained, and disseminated by the Division of Homeland Security to support local, state, and federal law enforcement agencies, other government agencies, and private organizations in detecting, deterring, preventing, preparing for, responding to, and recovering from threatened or actual terrorist events.
5502.08(E)	Information contained in the database of persons registered as being diagnosed with a communication disability.
5502.12	State Highway Patrol (SHP) reports, statements, and photographs relative to accidents it investigates, in the Director of Public Safety's discretion and until a specified time.
5505.04(C) and (E)(4)	State Highway Patrol Retirement Board records containing a personal history record of monthly allowance or benefit information; the identity of recipients of public assistance.
5525.04 and 5525.15	Information the Director of Transportation receives from transportation construction project contract bidders, and the estimate of cost of any project to be constructed by ODOT by competitive bidding, in the Director's discretion until the occurrence of specified events.
5537.07(A)	The cost estimate for the construction, demolition, alteration, repair, improvement, renovation, or reconstruction of roadways and bridges for which the Ohio Turnpike Commission is required to receive bids, in the Commission's discretion and until all bids for the public improvement have been received or the deadline for receiving bids has passed.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
5703.21(A), (C)(9), and (C)(16), and 5703.53(I)	Information acquired by a Department of Taxation agent as to any person's transactions, property, or business; notices or documents provided to a county auditor concerning the taxable value of property in the county; certain opinions the Tax Commissioner prepares for a taxpayer; and identifying information in an opinion.
5709.081(D)	Certain records of a corporation that owns tax-exempt "public recreational facility" property used by a major league professional team.
5711.10, 5711.101, 5711.11, 5711.18, 5711.25, and 5711.26	An investments-related document filled with returns of taxable property under certain circumstances; a document filed with returns of taxable property when the Tax Commissioner requires a business to file a financial statement or balance sheet; tax returns listing personal property used in business or credits and other returns; information about a taxpayer's business, property, or transactions the Tax Commission obtains for the purpose of adopting or modifying the method of determining true value; and preliminary, amended, and final assessment certificates concerning certain taxpayers.
5715.49 and 5715.50	Taxpayer transactions, property, or business information acquired by a county auditor; county board of revision member; expert, clerk, or employee of a county auditor, a county board of revision, or the Tax Commissioner; or Tax Commissioner deputy, assistant, or agent, in the course of employment.
5727.11(I)	Information about the business, property, or transactions of any tax payer obtained by the Tax Commissioner in adopting or modifying the utility's composite annual allowance.
5731.90(A)(1)	For purposes of the Ohio Estate Tax Law, certain tax returns and information the probate court, Department of Taxation, county auditor or treasurer, municipal or township fiscal officers, Attorney General, or other authorized person possesses.
5733.03, 5733.056(B)(4), and 5733.42(E)	For purposes of the Corporation Franchise Tax Law, information gained from returns, investigations hearings, or verifications; a financial institution's balance sheet made available upon the Tax Commissioner's request; and financial statements and other information submitted to the Director of Job and Family Services for an employee "eligible training program" tax credit.
5735.33	For purposes of the Motor Vehicle Fuel Tax Law, information the Tax Commissioner acquires by examination of records, books, and papers, and information acquired by Department of Taxation employees in an investigation.

APPENDIX A

<u>REVISED CODE SECTION</u>	<u>TOPIC</u>
5739.35, 5741.24, 5743.45, and 5747.60	Information acquired by Department of Taxation employees in an investigation under the Sales Tax Law, the Use Tax Law, the Cigarette Tax Law, or the Personal Income Tax Law.
5747.18	Information from a return, investigation, hearing, or verification associated with the Personal Income Tax Law.
5751.12	Any information required by the Tax Commissioner under the Commercial Activity Tax.
5740.08	For purposes of the Interstate Streamlined Sales and Use Tax Law, personally identifiable information of consumers who buy, lease, or rent tangible personal property or services from a certified service provider as required by the Department of Taxation for taxpayer information.
5901.09(A), (B), and (C), and 5902.04(B) and (C)	Certain documents and information relative to applications for financial assistance to a county veterans service commission and, generally, commission documents that the Director of Veterans Services obtains that identify applicants for or recipients of financial assistance.
6111.05	Records, reports, or information accessible under the Federal Water Pollution Control Act by the Director of Environmental Protection that constitutes trade secrets. If the Director is to divulge any alleged trade secret information, the Director must give ten days' written notice to the person claiming trade secrecy.
6121.21 and 6123.20	Records or information relating to secret processes or secret methods of manufacture or production the Ohio Water Development Authority obtains.