

As Introduced

**135th General Assembly
Regular Session
2023-2024**

S. B. No. 84

**Senator Ingram
Cosponsors: Senators Craig, Hicks-Hudson**



A BILL

To amend sections 109.71 and 109.79 and to enact 1
section 109.7411 of the Revised Code to require 2
training on emotional intelligence for peace 3
officers. 4

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

Section 1. That sections 109.71 and 109.79 be amended and 5
section 109.7411 of the Revised Code be enacted to read as 6
follows: 7

Sec. 109.71. There is hereby created in the office of the 8
attorney general the Ohio peace officer training commission. The 9
commission shall consist of ten members appointed by the 10
governor with the advice and consent of the senate and selected 11
as follows: one member representing the public; one member who 12
represents a fraternal organization representing law enforcement 13
officers; two members who are incumbent sheriffs; two members 14
who are incumbent chiefs of police; one member from the bureau 15
of criminal identification and investigation; one member from 16
the state highway patrol; one member who is the special agent in 17
charge of a field office of the federal bureau of investigation 18

in this state; and one member from the department of education, 19
trade and industrial education services, law enforcement 20
training. 21

This section does not confer any arrest authority or any 22
ability or authority to detain a person, write or issue any 23
citation, or provide any disposition alternative, as granted 24
under Chapter 2935. of the Revised Code. 25

Pursuant to division (A) (9) of section 101.82 of the 26
Revised Code, the commission is exempt from the requirements of 27
sections 101.82 to 101.87 of the Revised Code. 28

As used in sections 109.71 to 109.801 of the Revised Code: 29

(A) "Peace officer" means: 30

(1) A deputy sheriff, marshal, deputy marshal, member of 31
the organized police department of a township or municipal 32
corporation, member of a township police district or joint 33
police district police force, member of a police force employed 34
by a metropolitan housing authority under division (D) of 35
section 3735.31 of the Revised Code, or township constable, who 36
is commissioned and employed as a peace officer by a political 37
subdivision of this state or by a metropolitan housing 38
authority, and whose primary duties are to preserve the peace, 39
to protect life and property, and to enforce the laws of this 40
state, ordinances of a municipal corporation, resolutions of a 41
township, or regulations of a board of county commissioners or 42
board of township trustees, or any of those laws, ordinances, 43
resolutions, or regulations; 44

(2) A police officer who is employed by a railroad company 45
and appointed and commissioned by the secretary of state 46
pursuant to sections 4973.17 to 4973.22 of the Revised Code; 47

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| (3) Employees of the department of taxation engaged in the enforcement of Chapter 5743. of the Revised Code and designated by the tax commissioner for peace officer training for purposes of the delegation of investigation powers under section 5743.45 of the Revised Code; | 48 49 50 51 52 |
| (4) An undercover drug agent; | 53 |
| (5) Enforcement agents of the department of public safety whom the director of public safety designates under section 5502.14 of the Revised Code; | 54 55 56 |
| (6) An employee of the department of natural resources who is a natural resources law enforcement staff officer designated pursuant to section 1501.013, a natural resources officer appointed pursuant to section 1501.24, a forest-fire investigator appointed pursuant to section 1503.09, or a wildlife officer designated pursuant to section 1531.13 of the Revised Code; | 57 58 59 60 61 62 63 |
| (7) An employee of a park district who is designated pursuant to section 511.232 or 1545.13 of the Revised Code; | 64 65 |
| (8) An employee of a conservancy district who is designated pursuant to section 6101.75 of the Revised Code; | 66 67 |
| (9) A police officer who is employed by a hospital that employs and maintains its own proprietary police department or security department, and who is appointed and commissioned by the secretary of state pursuant to sections 4973.17 to 4973.22 of the Revised Code; | 68 69 70 71 72 |
| (10) Veterans' homes police officers designated under section 5907.02 of the Revised Code; | 73 74 |
| (11) A police officer who is employed by a qualified | 75 |

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| nonprofit corporation police department pursuant to section | 76 |
| 1702.80 of the Revised Code; | 77 |
| (12) A state university law enforcement officer appointed | 78 |
| under section 3345.04 of the Revised Code or a person serving as | 79 |
| a state university law enforcement officer on a permanent basis | 80 |
| on June 19, 1978, who has been awarded a certificate by the | 81 |
| executive director of the Ohio peace officer training commission | 82 |
| attesting to the person's satisfactory completion of an approved | 83 |
| state, county, municipal, or department of natural resources | 84 |
| peace officer basic training program; | 85 |
| (13) A special police officer employed by the department | 86 |
| of mental health and addiction services pursuant to section | 87 |
| 5119.08 of the Revised Code or the department of developmental | 88 |
| disabilities pursuant to section 5123.13 of the Revised Code; | 89 |
| (14) A member of a campus police department appointed | 90 |
| under section 1713.50 of the Revised Code; | 91 |
| (15) A member of a police force employed by a regional | 92 |
| transit authority under division (Y) of section 306.35 of the | 93 |
| Revised Code; | 94 |
| (16) Investigators appointed by the auditor of state | 95 |
| pursuant to section 117.091 of the Revised Code and engaged in | 96 |
| the enforcement of Chapter 117. of the Revised Code; | 97 |
| (17) A special police officer designated by the | 98 |
| superintendent of the state highway patrol pursuant to section | 99 |
| 5503.09 of the Revised Code or a person who was serving as a | 100 |
| special police officer pursuant to that section on a permanent | 101 |
| basis on October 21, 1997, and who has been awarded a | 102 |
| certificate by the executive director of the Ohio peace officer | 103 |
| training commission attesting to the person's satisfactory | 104 |

completion of an approved state, county, municipal, or 105
department of natural resources peace officer basic training 106
program; 107

(18) A special police officer employed by a port authority 108
under section 4582.04 or 4582.28 of the Revised Code or a person 109
serving as a special police officer employed by a port authority 110
on a permanent basis on May 17, 2000, who has been awarded a 111
certificate by the executive director of the Ohio peace officer 112
training commission attesting to the person's satisfactory 113
completion of an approved state, county, municipal, or 114
department of natural resources peace officer basic training 115
program; 116

(19) A special police officer employed by a municipal 117
corporation who has been awarded a certificate by the executive 118
director of the Ohio peace officer training commission for 119
satisfactory completion of an approved peace officer basic 120
training program and who is employed on a permanent basis on or 121
after March 19, 2003, at a municipal airport, or other municipal 122
air navigation facility, that has scheduled operations, as 123
defined in section 119.3 of Title 14 of the Code of Federal 124
Regulations, 14 C.F.R. 119.3, as amended, and that is required 125
to be under a security program and is governed by aviation 126
security rules of the transportation security administration of 127
the United States department of transportation as provided in 128
Parts 1542. and 1544. of Title 49 of the Code of Federal 129
Regulations, as amended; 130

(20) A police officer who is employed by an owner or 131
operator of an amusement park that has an average yearly 132
attendance in excess of six hundred thousand guests and that 133
employs and maintains its own proprietary police department or 134

security department, and who is appointed and commissioned by a 135
judge of the appropriate municipal court or county court 136
pursuant to section 4973.17 of the Revised Code; 137

(21) A police officer who is employed by a bank, savings 138
and loan association, savings bank, credit union, or association 139
of banks, savings and loan associations, savings banks, or 140
credit unions, who has been appointed and commissioned by the 141
secretary of state pursuant to sections 4973.17 to 4973.22 of 142
the Revised Code, and who has been awarded a certificate by the 143
executive director of the Ohio peace officer training commission 144
attesting to the person's satisfactory completion of a state, 145
county, municipal, or department of natural resources peace 146
officer basic training program; 147

(22) An investigator, as defined in section 109.541 of the 148
Revised Code, of the bureau of criminal identification and 149
investigation who is commissioned by the superintendent of the 150
bureau as a special agent for the purpose of assisting law 151
enforcement officers or providing emergency assistance to peace 152
officers pursuant to authority granted under that section; 153

(23) A state fire marshal law enforcement officer 154
appointed under section 3737.22 of the Revised Code or a person 155
serving as a state fire marshal law enforcement officer on a 156
permanent basis on or after July 1, 1982, who has been awarded a 157
certificate by the executive director of the Ohio peace officer 158
training commission attesting to the person's satisfactory 159
completion of an approved state, county, municipal, or 160
department of natural resources peace officer basic training 161
program; 162

(24) A gaming agent employed under section 3772.03 of the 163
Revised Code; 164

(25) An employee of the state board of pharmacy designated 165
by the executive director of the board pursuant to section 166
4729.04 of the Revised Code to investigate violations of 167
Chapters 2925., 3715., 3719., 3796., 4729., and 4752. of the 168
Revised Code and rules adopted thereunder. 169

(B) "Undercover drug agent" has the same meaning as in 170
division (B) (2) of section 109.79 of the Revised Code. 171

(C) "Crisis intervention training" means training in the 172
use of interpersonal and communication skills to most 173
effectively and sensitively interview victims of rape. 174

(D) "Missing children" has the same meaning as in section 175
2901.30 of the Revised Code. 176

(E) "Tactical medical professional" means an EMT, EMT- 177
basic, AEMT, EMT-I, paramedic, nurse, or physician who is 178
trained and certified in a nationally recognized tactical 179
medical training program that is equivalent to "tactical combat 180
casualty care" (TCCC) and "tactical emergency medical support" 181
(TEMS) and who functions in the tactical or austere environment 182
while attached to a law enforcement agency of either this state 183
or a political subdivision of this state. 184

(F) "EMT-basic," "EMT-I," and "paramedic" have the same 185
meanings as in section 4765.01 of the Revised Code and "EMT" and 186
"AEMT" have the same meanings as in section 4765.011 of the 187
Revised Code. 188

(G) "Nurse" means any of the following: 189

(1) Any person who is licensed to practice nursing as a 190
registered nurse by the board of nursing; 191

(2) Any certified nurse practitioner, clinical nurse 192

specialist, certified registered nurse anesthetist, or certified 193
nurse-midwife who holds a certificate of authority issued by the 194
board of nursing under Chapter 4723. of the Revised Code; 195

(3) Any person who is licensed to practice nursing as a 196
licensed practical nurse by the board of nursing pursuant to 197
Chapter 4723. of the Revised Code. 198

(H) "Physician" means a person who is licensed pursuant to 199
Chapter 4731. of the Revised Code to practice medicine and 200
surgery or osteopathic medicine and surgery. 201

(I) "County correctional officer" has the same meaning as 202
in section 341.41 of the Revised Code. 203

(J) "Emotional intelligence" means the ability to identify 204
and manage a person's own emotions, as well as the emotions of 205
others, and includes self-awareness, self-management, social 206
awareness, and relationship management. 207

Sec. 109.7411. The attorney general shall adopt, in 208
accordance with Chapter 119. or pursuant to section 109.74 of 209
the Revised Code, rules governing the training of peace officers 210
on emotional intelligence. The rules shall specify the amount of 211
training necessary for the satisfactory completion of basic 212
training programs at approved peace officer training schools, 213
other than the Ohio peace officer training academy and the time 214
within which a peace officer is required to receive that 215
training, if the peace officer is appointed as a peace officer 216
before receiving that training. 217

Sec. 109.79. (A) The Ohio peace officer training 218
commission shall establish and conduct a training school for law 219
enforcement officers of any political subdivision of the state 220
or of the state public defender's office. The school shall be 221

known as the Ohio peace officer training academy. No bailiff or 222
deputy bailiff of a court of record of this state and no 223
criminal investigator employed by the state public defender 224
shall be permitted to attend the academy for training unless the 225
employing court of the bailiff or deputy bailiff or the state 226
public defender, whichever is applicable, has authorized the 227
bailiff, deputy bailiff, or investigator to attend the academy. 228

The Ohio peace officer training commission shall develop 229
the training program, which shall include courses in both the 230
civil and criminal functions of law enforcement officers, a 231
course in crisis intervention with six or more hours of 232
training, training in the handling of missing children and child 233
abuse and neglect cases, training on emotional intelligence, and 234
training on companion animal encounters and companion animal 235
behavior, and shall establish rules governing qualifications for 236
admission to the academy. The commission may require competitive 237
examinations to determine fitness of prospective trainees, so 238
long as the examinations or other criteria for admission to the 239
academy are consistent with the provisions of Chapter 124. of 240
the Revised Code. 241

The Ohio peace officer training commission shall determine 242
tuition costs sufficient in the aggregate to pay the costs of 243
operating the academy. Tuition paid by a political subdivision 244
of the state or by the state public defender's office shall be 245
deposited into the state treasury to the credit of the peace 246
officer training academy fee fund, which is hereby established. 247
The attorney general shall use money in the fund to pay costs 248
associated with operation of the academy. The costs of acquiring 249
and equipping the academy shall be paid from appropriations made 250
by the general assembly to the Ohio peace officer training 251
commission for that purpose, from gifts or grants received for 252

that purpose, or from fees for goods related to the academy. 253

The Ohio peace officer training commission shall create a 254
gaming-related curriculum for gaming agents. The Ohio peace 255
officer training commission shall use money distributed to the 256
Ohio peace officer training academy from the Ohio law 257
enforcement training fund to first support the academy's 258
training programs for gaming agents and gaming-related 259
curriculum. The Ohio peace officer training commission may 260
utilize existing training programs in other states that 261
specialize in training gaming agents. 262

The law enforcement officers, during the period of their 263
training, shall receive compensation as determined by the 264
political subdivision that sponsors them or, if the officer is a 265
criminal investigator employed by the state public defender, as 266
determined by the state public defender. The political 267
subdivision may pay the tuition costs of the law enforcement 268
officers they sponsor and the state public defender may pay the 269
tuition costs of criminal investigators of that office who 270
attend the academy. 271

If trainee vacancies exist, the academy may train and 272
issue certificates of satisfactory completion to peace officers 273
who are employed by a campus police department pursuant to 274
section 1713.50 of the Revised Code, by a qualified nonprofit 275
corporation police department pursuant to section 1702.80 of the 276
Revised Code, or by a railroad company, who are amusement park 277
police officers appointed and commissioned by a judge of the 278
appropriate municipal court or county court pursuant to section 279
4973.17 of the Revised Code, or who are bank, savings and loan 280
association, savings bank, credit union, or association of 281
banks, savings and loan associations, savings banks, or credit 282

unions, or hospital police officers appointed and commissioned 283
by the secretary of state pursuant to sections 4973.17 to 284
4973.22 of the Revised Code, provided that no such officer shall 285
be trained at the academy unless the officer meets the 286
qualifications established for admission to the academy and the 287
qualified nonprofit corporation police department; bank, savings 288
and loan association, savings bank, credit union, or association 289
of banks, savings and loan associations, savings banks, or 290
credit unions; railroad company; hospital; or amusement park or 291
the private college or university that established the campus 292
police department prepays the entire cost of the training. A 293
qualified nonprofit corporation police department; bank, savings 294
and loan association, savings bank, credit union, or association 295
of banks, savings and loan associations, savings banks, or 296
credit unions; railroad company; hospital; or amusement park or 297
a private college or university that has established a campus 298
police department is not entitled to reimbursement from the 299
state for any amount paid for the cost of training the bank, 300
savings and loan association, savings bank, credit union, or 301
association of banks, savings and loan associations, savings 302
banks, or credit unions peace officers; the railroad company's 303
peace officers; or the peace officers of the qualified nonprofit 304
corporation police department, campus police department, 305
hospital, or amusement park. 306

The academy shall permit investigators employed by the 307
state medical board to take selected courses that the board 308
determines are consistent with its responsibilities for initial 309
and continuing training of investigators as required under 310
sections 4730.26 and 4731.05 of the Revised Code. The board 311
shall pay the entire cost of training that investigators receive 312
at the academy. 313

The academy shall permit tactical medical professionals to attend training courses at the academy that are designed to qualify the professionals to carry firearms while on duty under section 109.771 of the Revised Code and that provide training comparable to training mandated under the rules required by division (A) of section 109.748 of the Revised Code. The executive director of the Ohio peace officer training commission may certify tactical medical professionals who satisfactorily complete the training courses. The law enforcement agency served by a tactical medical professional who attends the academy may pay the tuition costs of the professional.

The academy shall permit county correctional officers to attend training courses at the academy that are designed to qualify the county correctional officers to carry firearms while on duty under section 109.772 of the Revised Code and that provide training mandated under the rules required by section 109.773 of the Revised Code. The executive director of the Ohio peace officer training commission may certify county correctional officers who satisfactorily complete the training courses. The county jail, county workhouse, minimum security jail, joint city and county workhouse, municipal-county correctional center, multicounty-municipal correctional center, municipal-county jail or workhouse, or multicounty-municipal jail or workhouse served by the county correctional officer who attends the academy may pay the tuition costs of the county correctional officer.

(B) As used in this section:

(1) "Law enforcement officers" include any undercover drug agent, any bailiff or deputy bailiff of a court of record, and any criminal investigator who is employed by the state public

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| defender. | 344 |
| (2) "Undercover drug agent" means any person who: | 345 |
| (a) Is employed by a county, township, or municipal corporation for the purposes set forth in division (B) (2) (b) of this section but who is not an employee of a county sheriff's department, of a township constable, or of the police department of a municipal corporation or township; | 346 347 348 349 350 |
| (b) In the course of the person's employment by a county, township, or municipal corporation, investigates and gathers information pertaining to persons who are suspected of violating Chapter 2925. or 3719. of the Revised Code, and generally does not wear a uniform in the performance of the person's duties. | 351 352 353 354 355 |
| (3) "Crisis intervention training" has the same meaning as in section 109.71 of the Revised Code. | 356 357 |
| (4) "Missing children" has the same meaning as in section 2901.30 of the Revised Code. | 358 359 |
| (5) "Companion animal" has the same meaning as in section 959.131 of the Revised Code. | 360 361 |
| Section 2. That existing sections 109.71 and 109.79 of the Revised Code are hereby repealed. | 362 363 |