

As Introduced

132nd General Assembly

Regular Session

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H. B. No. 733

Representative Perales

**Cosponsors: Representatives Butler, Edwards, Henne, Hill, Lang, O'Brien,
Patterson, Riedel, Smith, K.**

A BILL

To amend section 4123.026 of the Revised Code to 1
require the Administrator of Workers' 2
Compensation or a self-insuring public employer 3
to pay for services used to determine whether a 4
person employed by a detention facility 5
sustained an injury or occupational disease 6
after exposure to another person's blood or 7
bodily fluids under specified circumstances. 8

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

Section 1. That section 4123.026 of the Revised Code be 9
amended to read as follows: 10

Sec. 4123.026. (A) The administrator of workers' 11
compensation, or a self-insuring public employer for the peace 12
officers, firefighters, and emergency medical workers employed 13
by or volunteering for that self-insuring public employer, and 14
personnel employed by a detention facility that is a self- 15
insuring employer, including a corrections officer, shall pay 16
the costs of conducting post-exposure medical diagnostic 17
services, consistent with the standards of medical care existing 18

at the time of the exposure, to investigate whether an injury or 19
occupational disease was sustained by a peace officer, 20
firefighter, ~~or~~ emergency medical worker, or personnel employed 21
by a detention facility, including a corrections officer, when 22
coming into contact with the blood or other body fluid of 23
another person in the course of and arising out of the peace 24
officer's, firefighter's, ~~or~~ emergency medical worker's, or 25
personnel's employment, or when responding to an inherently 26
dangerous situation in the manner described in, and in 27
accordance with the conditions specified under, division (A) (1) 28
(a) of section 4123.01 of the Revised Code, through any of the 29
following means: 30

(1) Splash or spatter in the eye or mouth, including when 31
received in the course of conducting mouth-to-mouth 32
resuscitation; 33

(2) A puncture in the skin; 34

(3) A cut in the skin or another opening in the skin such 35
as an open sore, wound, lesion, abrasion, or ulcer. 36

(B) As used in this section: 37

(1) "Peace officer" has the same meaning as in section 38
2935.01 of the Revised Code. 39

(2) "Firefighter" means a firefighter, whether paid or 40
volunteer, of a lawfully constituted fire department. 41

(3) "Emergency medical worker" means a first responder, 42
emergency medical technician-basic, emergency medical 43
technician-intermediate, or emergency medical technician- 44
paramedic, certified under Chapter 4765. of the Revised Code, 45
whether paid or volunteer. 46

(4) "Corrections officer" means a person employed by a 47
detention facility as a corrections officer. 48

(5) "Detention facility" means any public or private place 49
used for the confinement of a person charged with or convicted 50
of any crime in this state or another state or under the laws of 51
the United States or alleged or found to be a delinquent child 52
or unruly child in this state or another state or under the laws 53
of the United States. 54

Section 2. That existing section 4123.026 of the Revised 55
Code is hereby repealed. 56