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Sub. S. B. No. 54

Senator Jones

Cosponsors: Senators Eklund, Patton, Manning, Lehner, Tavares, Brown, Skindell, Thomas, Hottinger, Uecker, LaRose, Bacon, Balderson, Beagle, Burke, Cafaro, Hite, Obhof, Peterson, Sawyer, Schiavoni, Widener, Yuko Representatives Huffman, Bishoff, Brown, Johnson, T.

A BILL

To amend sections 2151.87, 2927.02, 2927.021, 1
2927.022, 5502.01, and 5502.13 and to enact 2
section 2927.28 of the Revised Code regarding 3
the sale of liquid nicotine. 4

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

Section 1. That sections 2151.87, 2927.02, 2927.021, 5
2927.022, 5502.01, and 5502.13 be amended and section 2927.28 of 6
the Revised Code be enacted to read as follows: 7

Sec. 2151.87. (A) As used in this section: 8

(1) "Alternative nicotine product," "cigarette," ~~and~~ 9
"tobacco product," and "liquid nicotine" have the same meanings 10
as in section 2927.02 of the Revised Code. 11

(2) "Youth smoking education program" means a private or 12
public agency program that is related to tobacco or nicotine 13
use, prevention, and cessation, that is carried out or funded by 14
the department of health pursuant to section 3701.84 of the 15

Revised Code, that utilizes educational methods focusing on the 16
negative health effects of smoking ~~and or~~ using tobacco or 17
nicotine products, and that is not more than twelve hours in 18
duration. 19

(B) No child shall do any of the following unless 20
accompanied by a parent, spouse who is eighteen years of age or 21
older, or legal guardian of the child: 22

(1) Use, consume, or possess cigarettes, other tobacco 23
products, alternative nicotine products, liquid nicotine, or 24
papers used to roll cigarettes; 25

(2) Purchase or attempt to purchase cigarettes, other 26
tobacco products, alternative nicotine products, liquid 27
nicotine, or papers used to roll cigarettes; 28

(3) Order, pay for, or share the cost of cigarettes, other 29
tobacco products, alternative nicotine products, liquid 30
nicotine, or papers used to roll cigarettes; 31

(4) Except as provided in division (E) of this section, 32
accept or receive cigarettes, other tobacco products, 33
alternative nicotine products, liquid nicotine, or papers used 34
to roll cigarettes. 35

(C) No child shall knowingly furnish false information 36
concerning that child's name, age, or other identification for 37
the purpose of obtaining cigarettes, other tobacco products, 38
alternative nicotine products, liquid nicotine, or papers used 39
to roll cigarettes. 40

(D) A juvenile court shall not adjudicate a child a 41
delinquent or unruly child for a violation of division (B) (1), 42
(2), (3), or (4) or (C) of this section. 43

(E) (1) It is not a violation of division (B) (4) of this section for a child to accept or receive cigarettes, other tobacco products, alternative nicotine products, liquid nicotine, or papers used to roll cigarettes if the child is required to do so in the performance of the child's duties as an employee of that child's employer and the child's acceptance or receipt of cigarettes, other tobacco products, alternative nicotine products, liquid nicotine, or papers used to roll cigarettes occurs exclusively within the scope of the child's employment.

(2) It is not a violation of division (B) (1), (2), (3), or (4) of this section if the child possesses, purchases or attempts to purchase, orders, pays for, shares the cost of, or accepts or receives cigarettes, other tobacco products, alternative nicotine products, liquid nicotine, or papers used to roll cigarettes while participating in an inspection or compliance check conducted by a federal, state, local, or corporate entity at a location at which cigarettes, other tobacco products, alternative nicotine products, liquid nicotine, or papers used to roll cigarettes are sold or distributed.

(3) It is not a violation of division (B) (1) or (4) of this section for a child to accept, receive, use, consume, or possess cigarettes, other tobacco products, alternative nicotine products, liquid nicotine, or papers used to roll cigarettes while participating in a research protocol if all of the following apply:

(a) The parent, guardian, or legal custodian of the child has consented in writing to the child participating in the research protocol.

(b) An institutional human subjects protection review board, or an equivalent entity, has approved the research protocol.	74 75 76
(c) The child is participating in the research protocol at the facility or location specified in the research protocol.	77 78
(F) If a juvenile court finds that a child violated division (B) (1), (2), (3), or (4) or (C) of this section, the court may do either or both of the following:	79 80 81
(1) Require the child to attend a youth smoking education program or other smoking treatment program approved by the court, if one is available;	82 83 84
(2) Impose a fine of not more than one hundred dollars.	85
(G) If a child disobeys a juvenile court order issued pursuant to division (F) of this section, the court may do any or all of the following:	86 87 88
(1) Increase the fine imposed upon the child under division (F) (2) of this section;	89 90
(2) Require the child to perform not more than twenty hours of community service;	91 92
(3) Suspend for a period of thirty days the temporary instruction permit, probationary driver's license, or driver's license issued to the child.	93 94 95
(H) A child alleged or found to have violated division (B) or (C) of this section shall not be detained under any provision of this chapter or any other provision of the Revised Code.	96 97 98
Sec. 2927.02. (A) As used in this section and sections 2927.021 and 2927.022 of the Revised Code:	99 100

(1) "Age verification" means a service provided by an independent third party (other than a manufacturer, producer, distributor, wholesaler, or retailer of cigarettes, other tobacco products, alternative nicotine products, liquid nicotine, or papers used to roll cigarettes) that compares information available from a commercially available database, or aggregate of databases, that regularly are used by government and businesses for the purpose of age and identity verification to personal information provided during an internet sale or other remote method of sale to establish that the purchaser is eighteen years of age or older.

(2) (a) "Alternative nicotine product" means, subject to division (A) (2) (b) of this section, an electronic cigarette or any other product or device that consists of or contains nicotine that can be ingested into the body by any means, including, but not limited to, chewing, smoking, absorbing, dissolving, or inhaling.

(b) "Alternative nicotine product" does not include any of the following:

(i) Any cigarette or other tobacco product;

(ii) Any product that is a "drug" as that term is defined in 21 U.S.C. 321(g) (1);

(iii) Any product that is a "device" as that term is defined in 21 U.S.C. 321(h);

(iv) Any product that is a "combination product" as described in 21 U.S.C. 353(g).

(3) "Child" has the same meaning as in section 2151.011 of the Revised Code.

(4) "Cigarette" includes clove cigarettes and hand-rolled cigarettes.	129 130
(5) "Distribute" means to furnish, give, or provide cigarettes, other tobacco products, alternative nicotine products, or papers used to roll cigarettes to the ultimate consumer of the cigarettes, other tobacco products, alternative nicotine products, or papers used to roll cigarettes.	131 132 133 134 135
(6) (a) "Electronic cigarette" means, subject to division (A) (6) (b) of this section, any electronic product or device that produces a vapor that delivers nicotine or any other substance to the person inhaling from the device to simulate smoking and that is likely to be offered to or purchased by consumers as an electronic cigarette, electronic cigar, electronic cigarillo, or electronic pipe.	136 137 138 139 140 141 142
(b) "Electronic cigarette" does not include any item, product, or device described in divisions (A) (2) (b) (i) to (iv) of this section.	143 144 145
(7) <u>"Liquid nicotine" means a liquid that consists of or contains nicotine and is sold, marketed, or intended for use with an electronic cigarette.</u>	146 147 148
<u>(8)</u> "Proof of age" means a driver's license, a commercial driver's license, a military identification card, a passport, or an identification card issued under sections 4507.50 to 4507.52 of the Revised Code that shows that a person is eighteen years of age or older.	149 150 151 152 153
(8) <u>(9)</u> "Tobacco product" means any product that is made from tobacco, including, but not limited to, a cigarette, a cigar, pipe tobacco, chewing tobacco, or snuff.	154 155 156
(9) <u>(10)</u> "Vending machine" has the same meaning as "coin	157

machine" in section 2913.01 of the Revised Code. 158

(B) No manufacturer, producer, distributor, wholesaler, or 159
retailer of cigarettes, other tobacco products, alternative 160
nicotine products, liquid nicotine, or papers used to roll 161
cigarettes, no agent, employee, or representative of a 162
manufacturer, producer, distributor, wholesaler, or retailer of 163
cigarettes, other tobacco products, alternative nicotine 164
products, liquid nicotine, or papers used to roll cigarettes, 165
and no other person shall do any of the following: 166

(1) Give, sell, or otherwise distribute cigarettes, other 167
tobacco products, alternative nicotine products, liquid 168
nicotine, or papers used to roll cigarettes to any child; 169

(2) Give away, sell, or distribute cigarettes, other 170
tobacco products, alternative nicotine products, liquid 171
nicotine, or papers used to roll cigarettes in any place that 172
does not have posted in a conspicuous place a sign stating that 173
giving, selling, or otherwise distributing cigarettes, other 174
tobacco products, alternative nicotine products, liquid 175
nicotine, or papers used to roll cigarettes to a person under 176
eighteen years of age is prohibited by law; 177

(3) Knowingly furnish any false information regarding the 178
name, age, or other identification of any child with purpose to 179
obtain cigarettes, other tobacco products, alternative nicotine 180
products, liquid nicotine, or papers used to roll cigarettes for 181
that child; 182

(4) Manufacture, sell, or distribute in this state any 183
pack or other container of cigarettes containing fewer than 184
twenty cigarettes or any package of roll-your-own tobacco 185
containing less than six-tenths of one ounce of tobacco; 186

(5) Sell cigarettes or alternative nicotine products in a smaller quantity than that placed in the pack or other container by the manufacturer;

(6) Give, sell, or otherwise distribute alternative nicotine products, papers used to roll cigarettes, liquid nicotine, or tobacco products other than cigarettes over the internet or through another remote method without age verification.

(C) No person shall sell or offer to sell cigarettes, other tobacco products, ~~or~~ alternative nicotine products, or liquid nicotine by or from a vending machine, except in the following locations:

(1) An area within a factory, business, office, or other place not open to the general public;

(2) An area to which children are not generally permitted access;

(3) Any other place not identified in division (C) (1) or (2) of this section, upon all of the following conditions:

(a) The vending machine is located within the immediate vicinity, plain view, and control of the person who owns or operates the place, or an employee of that person, so that all cigarettes, other tobacco product, ~~and~~ alternative nicotine product, and liquid nicotine purchases from the vending machine will be readily observed by the person who owns or operates the place or an employee of that person. For the purpose of this section, a vending machine located in any unmonitored area, including an unmonitored coatroom, restroom, hallway, or outer waiting area, shall not be considered located within the immediate vicinity, plain view, and control of the person who

owns or operates the place, or an employee of that person.	216
(b) The vending machine is inaccessible to the public when the place is closed.	217 218
(D) The following are affirmative defenses to a charge under division (B) (1) of this section:	219 220
(1) The child was accompanied by a parent, spouse who is eighteen years of age or older, or legal guardian of the child.	221 222
(2) The person who gave, sold, or distributed cigarettes, other tobacco products, alternative nicotine products, <u>liquid nicotine</u> , or papers used to roll cigarettes to a child under division (B) (1) of this section is a parent, spouse who is eighteen years of age or older, or legal guardian of the child.	223 224 225 226 227
(E) It is not a violation of division (B) (1) or (2) of this section for a person to give or otherwise distribute to a child cigarettes, other tobacco products, alternative nicotine products, <u>liquid nicotine</u> , or papers used to roll cigarettes while the child is participating in a research protocol if all of the following apply:	228 229 230 231 232 233
(1) The parent, guardian, or legal custodian of the child has consented in writing to the child participating in the research protocol.	234 235 236
(2) An institutional human subjects protection review board, or an equivalent entity, has approved the research protocol.	237 238 239
(3) The child is participating in the research protocol at the facility or location specified in the research protocol.	240 241
(F) (1) Whoever violates division (B) (1), (2), (4), (5), or (6) or (C) of this section is guilty of illegal distribution of	242 243

cigarettes, other tobacco products, ~~or~~ alternative nicotine 244
products, or liquid nicotine. Except as otherwise provided in 245
this division, illegal distribution of cigarettes, other tobacco 246
products, ~~or~~ alternative nicotine products, or liquid nicotine 247
is a misdemeanor of the fourth degree. If the offender 248
previously has been convicted of a violation of division (B)(1), 249
(2), (4), (5), or (6) or (C) of this section, illegal 250
distribution of cigarettes, other tobacco products, ~~or~~ 251
alternative nicotine products, or liquid nicotine is a 252
misdemeanor of the third degree. 253

(2) Whoever violates division (B)(3) of this section is 254
guilty of permitting children to use cigarettes, other tobacco 255
products, ~~or~~ alternative nicotine products, or liquid nicotine. 256
Except as otherwise provided in this division, permitting 257
children to use cigarettes, other tobacco products, ~~or~~ 258
alternative nicotine products, or liquid nicotine is a 259
misdemeanor of the fourth degree. If the offender previously has 260
been convicted of a violation of division (B)(3) of this 261
section, permitting children to use cigarettes, other tobacco 262
products, ~~or~~ alternative nicotine products, or liquid nicotine 263
is a misdemeanor of the third degree. 264

(G) Any cigarettes, other tobacco products, alternative 265
nicotine products, liquid nicotine, or papers used to roll 266
cigarettes that are given, sold, or otherwise distributed to a 267
child in violation of this section and that are used, possessed, 268
purchased, or received by a child in violation of section 269
2151.87 of the Revised Code are subject to seizure and 270
forfeiture as contraband under Chapter 2981. of the Revised 271
Code. 272

Sec. 2927.021. (A) As used in this section and section 273

2927.022 of the Revised Code:	274
(1) "Card holder" means any person who presents a driver's	275
or commercial driver's license or an identification card to a	276
seller, or an agent or employee of a seller, to purchase or	277
receive cigarettes, other tobacco products, or alternative	278
nicotine products, <u>or liquid nicotine</u> from the seller, agent, or	279
employee.	280
(2) "Identification card" means an identification card	281
issued under sections 4507.50 to 4507.52 of the Revised Code.	282
(3) "Seller" means a seller of cigarettes, other tobacco	283
products, or alternative nicotine products, <u>or liquid nicotine</u>	284
and includes any person whose gift of or other distribution of	285
cigarettes, other tobacco products, or alternative nicotine	286
products, <u>or liquid nicotine</u> is subject to the prohibitions of	287
section 2927.02 of the Revised Code.	288
(4) "Transaction scan" means the process by which a seller	289
or an agent or employee of a seller checks, by means of a	290
transaction scan device, the validity of a driver's or	291
commercial driver's license or an identification card that is	292
presented as a condition for purchasing or receiving cigarettes,	293
other tobacco products, or alternative nicotine products, <u>or</u>	294
<u>liquid nicotine</u> .	295
(5) "Transaction scan device" means any commercial device	296
or combination of devices used at a point of sale that is	297
capable of deciphering in an electronically readable format the	298
information encoded on the magnetic strip or bar code of a	299
driver's or commercial driver's license or an identification	300
card.	301
(B) (1) A seller or an agent or employee of a seller may	302

perform a transaction scan by means of a transaction scan device 303
to check the validity of a driver's or commercial driver's 304
license or identification card presented by a card holder as a 305
condition for selling, giving away, or otherwise distributing to 306
the card holder cigarettes, other tobacco products, ~~or~~ 307
alternative nicotine products, or liquid nicotine. 308

(2) If the information deciphered by the transaction scan 309
performed under division (B) (1) of this section fails to match 310
the information printed on the driver's or commercial driver's 311
license or identification card presented by the card holder, or 312
if the transaction scan indicates that the information so 313
printed is false or fraudulent, neither the seller nor any agent 314
or employee of the seller shall sell, give away, or otherwise 315
distribute any cigarettes, other tobacco products, ~~or~~ 316
alternative nicotine products, or liquid nicotine to the card 317
holder. 318

(3) Division (B) (1) of this section does not preclude a 319
seller or an agent or employee of a seller from using a 320
transaction scan device to check the validity of a document 321
other than a driver's or commercial driver's license or an 322
identification card, if the document includes a bar code or 323
magnetic strip that may be scanned by the device, as a condition 324
for selling, giving away, or otherwise distributing cigarettes, 325
other tobacco products, ~~or~~ alternative nicotine products, or 326
liquid nicotine to the person presenting the document. 327

(C) Rules adopted by the registrar of motor vehicles under 328
division (C) of section 4301.61 of the Revised Code apply to the 329
use of transaction scan devices for purposes of this section and 330
section 2927.022 of the Revised Code. 331

(D) (1) No seller or agent or employee of a seller shall 332

electronically or mechanically record or maintain any 333
information derived from a transaction scan, except the 334
following: 335

(a) The name and date of birth of the person listed on the 336
driver's or commercial driver's license or identification card 337
presented by a card holder; 338

(b) The expiration date and identification number of the 339
driver's or commercial driver's license or identification card 340
presented by a card holder. 341

(2) No seller or agent or employee of a seller shall use 342
the information that is derived from a transaction scan or that 343
is permitted to be recorded and maintained under division (D) (1) 344
of this section, except for purposes of section 2927.022 of the 345
Revised Code. 346

(3) No seller or agent or employee of a seller shall use a 347
transaction scan device for a purpose other than the purpose 348
specified in division (B) (1) of this section. 349

(4) No seller or agent or employee of a seller shall sell 350
or otherwise disseminate the information derived from a 351
transaction scan to any third party, including, but not limited 352
to, selling or otherwise disseminating that information for any 353
marketing, advertising, or promotional activities, but a seller 354
or agent or employee of a seller may release that information 355
pursuant to a court order or as specifically authorized by 356
section 2927.022 or another section of the Revised Code. 357

(E) Nothing in this section or section 2927.022 of the 358
Revised Code relieves a seller or an agent or employee of a 359
seller of any responsibility to comply with any other applicable 360
state or federal laws or rules governing the sale, giving away, 361

or other distribution of cigarettes, other tobacco products, ~~or~~ 362
alternative nicotine products, or liquid nicotine. 363

(F) Whoever violates division (B)(2) or (D) of this 364
section is guilty of engaging in an illegal tobacco product or 365
alternative nicotine product transaction scan, and the court may 366
impose upon the offender a civil penalty of up to one thousand 367
dollars for each violation. The clerk of the court shall pay 368
each collected civil penalty to the county treasurer for deposit 369
into the county treasury. 370

Sec. 2927.022. (A) A seller or an agent or employee of a 371
seller may not be found guilty of a charge of a violation of 372
section 2927.02 of the Revised Code in which the age of the 373
purchaser or other recipient of cigarettes, other tobacco 374
products, ~~or~~ alternative nicotine products, or liquid nicotine 375
is an element of the alleged violation, if the seller, agent, or 376
employee raises and proves as an affirmative defense that all of 377
the following occurred: 378

(1) A card holder attempting to purchase or receive 379
cigarettes, other tobacco products, ~~or~~ alternative nicotine 380
products, or liquid nicotine presented a driver's or commercial 381
driver's license or an identification card. 382

(2) A transaction scan of the driver's or commercial 383
driver's license or identification card that the card holder 384
presented indicated that the license or card was valid. 385

(3) The cigarettes, other tobacco products, ~~or~~ alternative 386
nicotine products, or liquid nicotine were sold, given away, or 387
otherwise distributed to the card holder in reasonable reliance 388
upon the identification presented and the completed transaction 389
scan. 390

(B) In determining whether a seller or an agent or 391
employee of a seller has proven the affirmative defense provided 392
by division (A) of this section, the trier of fact in the action 393
for the alleged violation of section 2927.02 of the Revised Code 394
shall consider any written policy that the seller has adopted 395
and implemented and that is intended to prevent violations of 396
section 2927.02 of the Revised Code. For purposes of division 397
(A) (3) of this section, the trier of fact shall consider that 398
reasonable reliance upon the identification presented and the 399
completed transaction scan may require a seller or an agent or 400
employee of a seller to exercise reasonable diligence to 401
determine, and that the use of a transaction scan device does 402
not excuse a seller or an agent or employee of a seller from 403
exercising reasonable diligence to determine, the following: 404

(1) Whether a person to whom the seller or agent or 405
employee of a seller sells, gives away, or otherwise distributes 406
cigarettes, other tobacco products, ~~or~~ alternative nicotine 407
products, or liquid nicotine is eighteen years of age or older; 408

(2) Whether the description and picture appearing on the 409
driver's or commercial driver's license or identification card 410
presented by a card holder is that of the card holder. 411

(C) In any criminal action in which the affirmative 412
defense provided by division (A) of this section is raised, the 413
registrar of motor vehicles or a deputy registrar who issued an 414
identification card under sections 4507.50 to 4507.52 of the 415
Revised Code shall be permitted to submit certified copies of 416
the records of that issuance in lieu of the testimony of the 417
personnel of or contractors with the bureau of motor vehicles in 418
the action. 419

Sec. 2927.28. (A) As used in this section: 420

(1) "Electronic cigarette" has the same meaning as in 421
section 2927.02 of the Revised Code. 422

(2) "Liquid nicotine container" means a bottle or other 423
container of liquid that contains nicotine and is sold, 424
marketed, or intended for use with an electronic cigarette. 425

(B) (1) Except as provided in division (B) (2) of this 426
section, beginning one hundred eighty days after the effective 427
date of this section, no person shall knowingly sell at retail 428
any liquid nicotine container that does not satisfy either of 429
the following: 430

(a) Child-resistant effectiveness standards described in 431
16 C.F.R. 1700.15(b) on the effective date of this section; 432

(b) Child-resistant packaging standards established in 433
rules adopted by the department of health under division (C) of 434
this section. 435

(2) This section does not apply to either of the 436
following: 437

(a) A liquid nicotine container that is prefilled and 438
sealed by a manufacturer for use with an electronic cigarette, 439
if that container is not intended to be opened by a consumer; 440

(b) A liquid nicotine container that is sold at retail on 441
or after the date the United States food and drug 442
administration, or another federal agency with jurisdiction, 443
issues final regulations establishing child-resistant 444
effectiveness standards for liquid nicotine containers. 445

(C) The department of health shall adopt rules 446
establishing child-resistant packaging standards for liquid 447
nicotine containers. The rules shall be adopted in accordance 448

with Chapter 119. of the Revised Code. 449

(D) The department of public safety shall enforce this 450
section. 451

(E) Whoever violates division (B)(1) of this section is 452
guilty of an improper liquid nicotine container sale, and a 453
court of competent jurisdiction may impose on the offender a 454
civil penalty of not more than one thousand dollars for each 455
violation. The clerk of the court shall transmit the amount 456
collected from payment of the civil penalty to the county 457
treasurer for deposit into the county treasury. 458

Sec. 5502.01. (A) The department of public safety shall 459
administer and enforce the laws relating to the registration, 460
licensing, sale, and operation of motor vehicles and the laws 461
pertaining to the licensing of drivers of motor vehicles. 462

The department shall compile, analyze, and publish 463
statistics relative to motor vehicle accidents and the causes of 464
them, prepare and conduct educational programs for the purpose 465
of promoting safety in the operation of motor vehicles on the 466
highways, and conduct research and studies for the purpose of 467
promoting safety on the highways of this state. 468

(B) The department shall administer the laws and rules 469
relative to trauma and emergency medical services specified in 470
Chapter 4765. of the Revised Code and any laws and rules 471
relative to medical transportation services specified in Chapter 472
4766. of the Revised Code. 473

(C) The department shall administer and enforce the laws 474
contained in Chapters 4301. and 4303. of the Revised Code and 475
enforce the rules and orders of the liquor control commission 476
pertaining to retail liquor permit holders. 477

(D) The department shall administer the laws governing the 478
state emergency management agency and shall enforce all 479
additional duties and responsibilities as prescribed in the 480
Revised Code related to emergency management services. 481

(E) The department shall conduct investigations pursuant 482
to Chapter 5101. of the Revised Code in support of the duty of 483
the department of job and family services to administer the 484
supplemental nutrition assistance program throughout this state. 485
The department of public safety shall conduct investigations 486
necessary to protect the state's property rights and interests 487
in the supplemental nutrition assistance program. 488

(F) The department of public safety shall enforce 489
compliance with orders and rules of the public utilities 490
commission and applicable laws in accordance with Chapters 491
4905., 4921., and 4923. of the Revised Code regarding commercial 492
motor vehicle transportation safety, economic, and hazardous 493
materials requirements. 494

(G) Notwithstanding Chapter 4117. of the Revised Code, the 495
department of public safety may establish requirements for its 496
enforcement personnel, including its enforcement agents 497
described in section 5502.14 of the Revised Code, that include 498
standards of conduct, work rules and procedures, and criteria 499
for eligibility as law enforcement personnel. 500

(H) The department shall administer, maintain, and operate 501
the Ohio criminal justice network. The Ohio criminal justice 502
network shall be a computer network that supports state and 503
local criminal justice activities. The network shall be an 504
electronic repository for various data, which may include arrest 505
warrants, notices of persons wanted by law enforcement agencies, 506
criminal records, prison inmate records, stolen vehicle records, 507

vehicle operator's licenses, and vehicle registrations and 508
titles. 509

(I) The department shall coordinate all homeland security 510
activities of all state agencies and shall be a liaison between 511
state agencies and local entities for those activities and 512
related purposes. 513

(J) Beginning July 1, 2004, the department shall 514
administer and enforce the laws relative to private 515
investigators and security service providers specified in 516
Chapter 4749. of the Revised Code. 517

(K) The department shall administer criminal justice 518
services in accordance with sections 5502.61 to 5502.66 of the 519
Revised Code. 520

(L) The department shall enforce the laws relative to 521
child-resistant packaging for liquid nicotine containers 522
specified in section 2927.28 of the Revised Code and the rules 523
adopted by the department of health under that section. 524

Sec. 5502.13. The department of public safety shall 525
maintain an investigative unit in order to conduct 526
investigations and other enforcement activity authorized by 527
Chapters 4301., 4303., 5101., 5107., 5108., and 5115. and 528
sections 2903.12, 2903.13, 2903.14, 2907.09, 2913.46, 2917.11, 529
2921.13, 2921.31, 2921.32, 2921.33, 2923.12, 2923.121, 2925.11, 530
2925.13, 2927.02, 2927.28, and 4507.30 of the Revised Code. The 531
director of public safety shall appoint the employees of the 532
unit who are necessary, designate the activities to be performed 533
by those employees, and prescribe their titles and duties. 534

Section 2. That existing sections 2151.87, 2927.02, 535
2927.021, 2927.022, 5502.01, and 5502.13 of the Revised Code are 536

hereby repealed.

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