

H. B. No. 92  
As Introduced

**Topic:** Judicial discretion in imposing SORN requirements

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\_\_\_\_\_ moved to amend as follows:

In line 8 of the title, after "offender" insert "if the judge orders 2  
registration" 3

After line 82, insert: 4

"(D) (1) If either of the following applies, the court may 5  
determine at the time of sentencing whether to classify the 6  
offender as a tier I sex offender/child-victim offender for a 7  
violation of division (B) (4) of this section: 8

(a) The offender is less than ten years older than the 9  
other person. 10

(b) The offender is ten or more years older than the other 11  
person and the offender has not previously been convicted of or 12  
pleaded guilty to any violation of this section. 13

(2) If the offender is convicted of or pleads guilty to a 14  
violation of division (B) (4) of this section, is ten or more 15

years older than the other person, and previously has been 16  
convicted of or pleaded guilty to any violation of this section, 17  
the court shall issue an order at the time of sentencing that 18  
classifies the offender as a tier I sex offender/child-victim 19  
offender subject to registration under sections 2950.04, 20  
2950.041, 2950.05, and 2950.06 of the Revised Code." 21

In line 163, after "Code" insert "if the sentencing court classifies 22  
the offender as a tier I sex offender/child-victim offender relative to 23  
that offense pursuant to division (D) of that section" 24

In line 252, after "Code" insert "if the sentencing court classifies 25  
the offender as a tier I sex offender/child-victim offender relative to 26  
that offense pursuant to division (D) of that section" 27

The motion was \_\_\_\_\_ agreed to.