



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Jeff Hobday

H.B. 19

132nd General Assembly
(As Introduced)

Reps. Blessing and Landis, Hambley, Becker, Seitz, Schaffer, Stein

BILL SUMMARY

- Expands the offense of arson by prohibiting a person from recklessly causing damage by fire or explosion to a vehicle, house, building, or other structure, or to another's property, while manufacturing or attempting to manufacture a controlled substance.
 - Makes a violation of the prohibition a first degree misdemeanor or, if the value of the property or the damage is \$1,000 or more, a fourth degree felony.
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CONTENT AND OPERATION

Arson resulting from manufacturing controlled substances

The bill expands the offense of arson by prohibiting a person from recklessly causing physical harm, by fire or explosion, to certain types of property, while manufacturing or attempting to manufacture a controlled substance. The property involved may be the offender's or another person's house, building, or other structure, a motor vehicle owned, leased, or used by the offender or another, or any other property of another person.¹

A violation of the new prohibition generally is a first degree misdemeanor, but if the value of the property or the amount of harm involved is \$1,000 or more, it is a

¹ R.C. 2909.03(C).

fourth degree felony.² In addition, the offender may be required to register with the county sheriff for inclusion in the arson offender registry.³

A "controlled substance" means a drug, compound, mixture, preparation, or substance included in schedule I, II, III, IV, or V of the Controlled Substances Law. As used in the bill, to "manufacture" means to process, make, prepare, or otherwise engage in any part of the production of a controlled substance by extraction, chemical synthesis, or compounding, or any combination of the same, and includes packaging, repackaging, labeling, and other activities incident to production. In addition to its ordinary meaning, "motor vehicle" includes a mobile home or RV.⁴

HISTORY

ACTION	DATE
Introduced	02-01-17

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² R.C. 2909.03(E)(5).

³ R.C. 2909.14 and 2909.15, not in the bill.

⁴ R.C. 2909.03(F), by reference to R.C. 3719.01(C) and 4501.01(B), not in the bill.

