

As Introduced

**131st General Assembly
Regular Session
2015-2016**

S. B. No. 201

**Senator Hughes
Cosponsor: Senator Yuko**

A BILL

To amend section 3767.01 of the Revised Code to
expand nuisance law to apply to any real
property, including vacant land, on which an
offense of violence has occurred or is
occurring.

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

Section 1. That section 3767.01 of the Revised Code be
amended to read as follows:

Sec. 3767.01. As used in all sections of the Revised Code
relating to nuisances:

(A) "Place" includes any building, erection, or place or
any separate part or portion thereof or the ground itself;

(B) "Person" includes any individual, corporation,
association, partnership, trustee, lessee, agent, or assignee;

(C) "Nuisance" means any of the following:

(1) That which is defined and declared by statutes to be a
nuisance;

(2) Any place in or upon which lewdness, assignation, or

prostitution is conducted, permitted, continued, or exists, or 18
any place, in or upon which lewd, indecent, lascivious, or 19
obscene films or plate negatives, film or plate positives, films 20
designed to be projected on a screen for exhibition films, or 21
glass slides either in negative or positive form designed for 22
exhibition by projection on a screen, are photographed, 23
manufactured, developed, screened, exhibited, or otherwise 24
prepared or shown, and the personal property and contents used 25
in conducting and maintaining any such place for any such 26
purpose. This chapter shall not affect any newspaper, magazine, 27
or other publication entered as second class matter by the post- 28
office department. 29

(3) Any room, house, building, boat, vehicle, structure, 30
or place where beer or intoxicating liquor is manufactured, 31
sold, bartered, possessed, or kept in violation of law and all 32
property kept and used in maintaining the same, and all property 33
designed for the unlawful manufacture of beer or intoxicating 34
liquor and beer or intoxicating liquor contained in the room, 35
house, building, boat, structure, or place, or the operation of 36
such a room, house, building, boat, structure, or place as 37
described in division (C) (3) of this section where the operation 38
of that place substantially interferes with public decency, 39
sobriety, peace, and good order. "Violation of law" includes, 40
but is not limited to, sales to any person under the legal 41
drinking age as prohibited in division (A) of section 4301.22 or 42
division (A) of section 4301.69 of the Revised Code and any 43
violation of section 2913.46 or 2925.03 of the Revised Code. 44

(4) Any real property, including vacant land, on which an 45
offense of violence, as defined in section 2901.01 of the 46
Revised Code, has occurred or is occurring. 47

Section 2. That existing section 3767.01 of the Revised Code is hereby repealed. 48
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