

As Introduced

134th General Assembly

Regular Session

2021-2022

H. B. No. 437

Representative Crossman

**Cosponsors: Representatives Smith, M., Troy, Brown, Riedel, Lipps, Russo,
Sheehy**

A BILL

To enact section 2911.14 of the Revised Code to 1
create the offense of postal package theft. 2

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

Section 1. That section 2911.14 of the Revised Code be 3
enacted to read as follows: 4

Sec. 2911.14. (A) As used in this section: 5

(1) "Curtilage" means the land adjoining residential 6
premises that is habitually used for residential purposes but is 7
not necessarily enclosed. Curtilage includes an outbuilding that 8
is directly connected with and in close proximity to the 9
residential premises. 10

(2) "Postal package" means a letter, package, parcel, bag, 11
or container used to ship goods or sealed articles that is 12
either of the following: 13

(a) Addressed to a person and left for the person by the 14
United States postal service, a common carrier, or delivery 15
service; 16

(b) Left in a location to be collected for delivery by the 17
United States postal service, a common carrier, or a delivery 18
service. 19

(3) "Residential premises" means the building in which a 20
residential unit is located and the grounds upon which that 21
building stands, extending to the perimeter of the property. 22
"Residential premises" includes any type of structure in which a 23
residential unit is located, including multi-unit buildings and 24
mobile and manufactured homes. 25

(B) No person shall knowingly trespass on the land, 26
premises, or curtilage of another with the purpose to remove a 27
postal package to deprive the owner of the postal package 28
without permission. 29

(C) Whoever violates this section is guilty of postal 30
package theft, a felony of the fifth degree. 31

(D) A prosecution for a violation of this section does not 32
preclude a prosecution for a violation of section 2913.02 or 33
2911.13 of the Revised Code based on the same conduct. However, 34
if an offender is convicted of or pleads guilty to a violation 35
of this section and is also convicted of or pleads guilty to a 36
violation of section 2913.02 or 2911.13 of the Revised Code 37
based on the same conduct involving the same victim that was the 38
basis of the violation of this section, the two offenses are 39
allied offenses of similar import under section 2941.25 of the 40
Revised Code. 41