

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

In line 21, after the first "  " insert "Electronic monitoring" and  
"electronic monitoring device" have the same meanings as in section  
2929.01 of the Revised Code. 1 2 3

(5) "" 4

In line 24, delete "(5)" and insert "(6)" 5

In line 26, delete "(6)" and insert "(7)" 6

In line 45, delete "(7)" and insert "(8)" 7

In line 47, delete "(8)" and insert "(9)" 8

In line 50, delete "(9)" and insert "(10)" 9

In line 53, after "property" insert ", including an electronic  
monitoring device" 10 11

In line 92, after "correction," insert "a halfway house, or a  
community-based correctional facility" 12 13

In line 110, delete "." and insert ";" 14

In line 184, after "(E)" insert "For purposes of division (D)(1) of" 15



this section, a probation officer, parole officer, or employee of the 16  
department of rehabilitation and correction, a halfway house, or a 17  
community-based correctional facility is engaged in the lawful performance 18  
of the officer's or employee's duties if both of the following apply: 19

(1) The court or the department of rehabilitation and 20  
correction imposes electronic monitoring on a person. 21

(2) The officer or employee installs or uses an electronic 22  
monitoring device on that person in accordance with the court's 23  
or department's imposition of electronic monitoring of that 24  
person. 25

(F)"; delete "" 26

In line 185, delete "" 27

In line 186, delete "(E) (2)" and insert "(F) (2)" 28

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

SYNOPSIS 29

**Exception for electronic monitoring** 30

**R.C. 2903.216** 31

Expands an existing exception to the offense of "illegal 32  
use of a tracking device or application" to include an employee 33  
of a halfway house or community-based correctional facility. 34

Expands the above exception, applicable under the 35  
amendment to a probation officer, parole officer, or employee of 36  
the Department of Rehabilitation and Correction, a halfway 37

house, or a community-based correctional facility, if both of 38  
the following apply: 39

- The court or the Department of Rehabilitation and 40  
Correction imposes electronic monitoring on a person. 41
- The officer or employee installs or uses an electronic 42  
monitoring device on that person in accordance with the court's 43  
or Department's imposition of electronic monitoring of that 44  
person. 45