

**As Reported by the House Judiciary Committee**

**136th General Assembly**

**Regular Session**

**2025-2026**

**Am. H. B. No. 168**

**Representatives Williams, Brennan**

**Cosponsors: Representatives Gross, Klopfenstein, Odioso, Miller, K., Dean,  
Schmidt, Deeter, Plummer**

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**A BILL**

To amend sections 2905.05 and 2950.01 of the 1  
Revised Code to require that a person act with a 2  
sexual motivation or an unlawful purpose to 3  
commit the offense of criminal child enticement. 4

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

**Section 1.** That sections 2905.05 and 2950.01 of the 5  
Revised Code be amended to read as follows: 6

**Sec. 2905.05.** (A) No person, by any means and without 7  
privilege to do so, shall knowingly solicit, coax, entice, or 8  
lure any child under fourteen years of age to accompany the 9  
person in any manner, including entering into any vehicle or 10  
onto any vessel, whether or not the offender knows the age of 11  
the child, if ~~both~~ either of the following apply: 12

(1) ~~The actor does not have the express or implied~~ 13  
~~permission of the parent, guardian, or other legal custodian of~~ 14  
~~the child in undertaking the activity~~ person acts with a sexual 15  
motivation. 16

(2) ~~The actor is not a law enforcement officer, medic,~~ 17

~~firefighter, or other person who regularly provides emergency~~  
~~services, and is not an employee or agent of, or a volunteer~~  
~~acting under the direction of, any board of education, or the~~  
~~actor is any of such persons, but, at the time the actor~~  
~~undertakes the activity, the actor is not acting within the~~  
~~scope of the actor's lawful duties in that capacity~~acts with an  
unlawful purpose other than that described in division (A) (1) of  
this section.

~~(B) No person, with a sexual motivation, shall violate~~  
~~division (A) of this section.~~

~~(C) No person, for any unlawful purpose other than, or in~~  
~~addition to, that proscribed by division (A) of this section,~~  
~~shall engage in any activity described in division (A) of this~~  
~~section.~~

~~(D) It is an affirmative defense to a charge under~~  
~~division (A) of this section that the actor undertook the~~  
~~activity in response to a bona fide emergency situation or that~~  
~~the actor undertook the activity in a reasonable belief that it~~  
~~was necessary to preserve the health, safety, or welfare of the~~  
~~child.~~

~~(E) Whoever violates division (A), (B), or (C) of this~~  
~~section is guilty of criminal child enticement.~~

(1) A violation of division (A) (2) of this section is a  
misdemeanor of the first degree. If the offender previously has  
been convicted of a violation of this section, section 2907.02  
or 2907.03 or former section 2907.12 of the Revised Code, or  
section 2905.01 or 2907.05 of the Revised Code when the victim  
of that prior offense was under seventeen years of age at the  
time of the offense, ~~criminal child enticement~~ a violation of

division (A) (2) of this section is a felony of the fifth degree.

(2) A violation of division (A) (1) of this section is a  
felony of the fifth degree. If the offender previously has been  
convicted of a violation of this section, section 2907.02 or  
2907.03 or former section 2907.12 of the Revised Code, or  
section 2905.01 or 2907.05 of the Revised Code when the victim  
of that prior offense was under seventeen years of age at the  
time of the offense, a violation of division (A) (1) of this  
section is a felony of the fourth degree. If the offender  
previously has been convicted of two violations of this section,  
section 2907.02 or 2907.03 or former section 2907.12 of the  
Revised Code, or section 2905.01 or 2907.05 of the Revised Code  
when the victim of that prior offense was under seventeen years  
of age at the time of the offense, a violation of division (A)  
(1) of this section is a felony of the third degree.

~~(F)~~ (C) A prosecution for a violation of this section does  
not preclude a prosecution of a violation of any other section  
of the Revised Code. One or more acts, a series of acts, or a  
course of behavior that can be prosecuted under this section or  
any other section of the Revised Code may be prosecuted under  
this section, the other section of the Revised Code, or both  
sections. However, if the offender is convicted of or pleads  
guilty to a violation of this section and is also convicted of  
or pleads guilty to a violation of another section in Chapter  
2905. of the Revised Code based on the same conduct and  
involving the same victim that was the basis of the violation of  
this section, the two offenses are allied offenses of similar  
import under section 2941.25 of the Revised Code.

(D) As used in this section:

(1) "Sexual motivation" has the same meaning as in section

2971.01 of the Revised Code.	77
(2) "Vehicle" has the same meaning as in section 4501.01 of the Revised Code.	78 79
(3) "Vessel" has the same meaning as in section 1546.01 of the Revised Code.	80 81
<b>Sec. 2950.01.</b> As used in this chapter, unless the context clearly requires otherwise:	82 83
(A) "Sexually oriented offense" means any of the following violations or offenses committed by a person, regardless of the person's age:	84 85 86
(1) A violation of section 2907.02, 2907.03, 2907.05, 2907.06, 2907.07, 2907.08, 2907.21, 2907.22, 2907.32, 2907.321, 2907.322, or 2907.323 of the Revised Code;	87 88 89
(2) A violation of section 2907.04 of the Revised Code when the offender is less than four years older than the other person with whom the offender engaged in sexual conduct, the other person did not consent to the sexual conduct, and the offender previously has not been convicted of or pleaded guilty to a violation of section 2907.02, 2907.03, or 2907.04 of the Revised Code or a violation of former section 2907.12 of the Revised Code;	90 91 92 93 94 95 96 97
(3) A violation of section 2907.04 of the Revised Code when the offender is at least four years older than the other person with whom the offender engaged in sexual conduct or when the offender is less than four years older than the other person with whom the offender engaged in sexual conduct and the offender previously has been convicted of or pleaded guilty to a violation of section 2907.02, 2907.03, or 2907.04 of the Revised Code or a violation of former section 2907.12 of the Revised	98 99 100 101 102 103 104 105

Code; 106

(4) A violation of section 2903.01, 2903.02, or 2903.11 of 107  
the Revised Code when the violation was committed with a sexual 108  
motivation; 109

(5) A violation of division (A) of section 2903.04 of the 110  
Revised Code when the offender committed or attempted to commit 111  
the felony that is the basis of the violation with a sexual 112  
motivation; 113

(6) A violation of division (A) (3) of section 2903.211 of 114  
the Revised Code; 115

(7) A violation of division (A) (1), (2), (3), or (5) of 116  
section 2905.01 of the Revised Code when the offense is 117  
committed with a sexual motivation; 118

(8) A violation of division (A) (4) of section 2905.01 of 119  
the Revised Code; 120

(9) A violation of division (B) of section 2905.01 of the 121  
Revised Code when the victim of the offense is under eighteen 122  
years of age and the offender is not a parent of the victim of 123  
the offense; 124

(10) A violation of division (B) of section 2903.03, of 125  
division (B) of section 2905.02, of division (B) of section 126  
2905.03, of division ~~(B)~~ (A) (1) of section 2905.05, or of 127  
division (B) (5) of section 2919.22 of the Revised Code; 128

(11) A violation of section 2905.32 of the Revised Code 129  
when either of the following applies: 130

(a) The violation is a violation of division (A) (1) of 131  
that section and the offender knowingly recruited, lured, 132  
enticed, isolated, harbored, transported, provided, obtained, or 133

maintained, or knowingly attempted to recruit, lure, entice, 134  
isolate, harbor, transport, provide, obtain, or maintain, 135  
another person knowing that the person would be compelled to 136  
engage in sexual activity for hire, engage in a performance that 137  
was obscene, sexually oriented, or nudity oriented, or be a 138  
model or participant in the production of material that was 139  
obscene, sexually oriented, or nudity oriented. 140

(b) The violation is a violation of division (A) (2) of 141  
that section and the offender knowingly recruited, lured, 142  
enticed, isolated, harbored, transported, provided, obtained, or 143  
maintained, or knowingly attempted to recruit, lure, entice, 144  
isolate, harbor, transport, provide, obtain, or maintain a 145  
person who is less than eighteen years of age or is a person 146  
with a developmental disability whom the offender knows or has 147  
reasonable cause to believe is a person with a developmental 148  
disability for any purpose listed in divisions (A) (2) (a) to (c) 149  
of that section. 150

(12) A violation of division (B) (4) of section 2907.09 of 151  
the Revised Code if the sentencing court classifies the offender 152  
as a tier I sex offender/child-victim offender relative to that 153  
offense pursuant to division (D) of that section; 154

(13) A violation of any former law of this state, any 155  
existing or former municipal ordinance or law of another state 156  
or the United States, any existing or former law applicable in a 157  
military court or in an Indian tribal court, or any existing or 158  
former law of any nation other than the United States that is or 159  
was substantially equivalent to any offense listed in division 160  
(A) (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), or 161  
(12) of this section; 162

(14) Any attempt to commit, conspiracy to commit, or 163

complicity in committing any offense listed in division (A) (1), 164  
(2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), or 165  
(13) of this section. 166

(B) (1) "Sex offender" means, subject to division (B) (2) of 167  
this section, a person who is convicted of, pleads guilty to, 168  
has been convicted of, has pleaded guilty to, is adjudicated a 169  
delinquent child for committing, or has been adjudicated a 170  
delinquent child for committing any sexually oriented offense. 171

(2) "Sex offender" does not include a person who is 172  
convicted of, pleads guilty to, has been convicted of, has 173  
pleaded guilty to, is adjudicated a delinquent child for 174  
committing, or has been adjudicated a delinquent child for 175  
committing a sexually oriented offense if the offense involves 176  
consensual sexual conduct or consensual sexual contact and 177  
either of the following applies: 178

(a) The victim of the sexually oriented offense was 179  
eighteen years of age or older and at the time of the sexually 180  
oriented offense was not under the custodial authority of the 181  
person who is convicted of, pleads guilty to, has been convicted 182  
of, has pleaded guilty to, is adjudicated a delinquent child for 183  
committing, or has been adjudicated a delinquent child for 184  
committing the sexually oriented offense. 185

(b) The victim of the offense was thirteen years of age or 186  
older, and the person who is convicted of, pleads guilty to, has 187  
been convicted of, has pleaded guilty to, is adjudicated a 188  
delinquent child for committing, or has been adjudicated a 189  
delinquent child for committing the sexually oriented offense is 190  
not more than four years older than the victim. 191

(C) "Child-victim oriented offense" means any of the 192

following violations or offenses committed by a person, 193  
regardless of the person's age, when the victim is under 194  
eighteen years of age and is not a child of the person who 195  
commits the violation: 196

(1) A violation of division (A) (1), (2), (3), or (5) of 197  
section 2905.01 of the Revised Code when the violation is not 198  
included in division (A) (7) of this section; 199

(2) A violation of division (A) of section 2905.02, 200  
division (A) of section 2905.03, or division ~~(A)~~ (A) (2) of 201  
section 2905.05 of the Revised Code; 202

(3) A violation of any former law of this state, any 203  
existing or former municipal ordinance or law of another state 204  
or the United States, any existing or former law applicable in a 205  
military court or in an Indian tribal court, or any existing or 206  
former law of any nation other than the United States that is or 207  
was substantially equivalent to any offense listed in division 208  
(C) (1) or (2) of this section; 209

(4) Any attempt to commit, conspiracy to commit, or 210  
complicity in committing any offense listed in division (C) (1), 211  
(2), or (3) of this section. 212

(D) "Child-victim offender" means a person who is 213  
convicted of, pleads guilty to, has been convicted of, has 214  
pleaded guilty to, is adjudicated a delinquent child for 215  
committing, or has been adjudicated a delinquent child for 216  
committing any child-victim oriented offense. 217

(E) "Tier I sex offender/child-victim offender" means any 218  
of the following: 219

(1) A sex offender who is convicted of, pleads guilty to, 220  
has been convicted of, or has pleaded guilty to any of the 221



following sexually oriented offenses: 222

(a) A violation of section 2907.06, 2907.07, 2907.08, 223  
2907.22, or 2907.32 of the Revised Code; 224

(b) A violation of section 2907.04 of the Revised Code 225  
when the offender is less than four years older than the other 226  
person with whom the offender engaged in sexual conduct, the 227  
other person did not consent to the sexual conduct, and the 228  
offender previously has not been convicted of or pleaded guilty 229  
to a violation of section 2907.02, 2907.03, or 2907.04 of the 230  
Revised Code or a violation of former section 2907.12 of the 231  
Revised Code; 232

(c) A violation of division (A) (1), (2), (3), or (5) of 233  
section 2907.05 of the Revised Code; 234

(d) A violation of division (A) (3) of section 2907.323 of 235  
the Revised Code; 236

(e) A violation of division (A) (3) of section 2903.211, of 237  
division (B) of section 2905.03, or of division ~~(B)~~ (A) (1) of 238  
section 2905.05 of the Revised Code; 239

(f) A violation of division (B) (4) of section 2907.09 of 240  
the Revised Code if the sentencing court classifies the offender 241  
as a tier I sex offender/child-victim offender relative to that 242  
offense pursuant to division (D) of that section; 243

(g) A violation of any former law of this state, any 244  
existing or former municipal ordinance or law of another state 245  
or the United States, any existing or former law applicable in a 246  
military court or in an Indian tribal court, or any existing or 247  
former law of any nation other than the United States, that is 248  
or was substantially equivalent to any offense listed in 249  
division (E) (1) (a), (b), (c), (d), (e), or (f) of this section; 250

(h) Any attempt to commit, conspiracy to commit, or 251  
complicity in committing any offense listed in division (E) (1) 252  
(a), (b), (c), (d), (e), (f), or (g) of this section. 253

(2) A child-victim offender who is convicted of, pleads 254  
guilty to, has been convicted of, or has pleaded guilty to a 255  
child-victim oriented offense and who is not within either 256  
category of child-victim offender described in division (F) (2) 257  
or (G) (2) of this section. 258

(3) A sex offender who is adjudicated a delinquent child 259  
for committing or has been adjudicated a delinquent child for 260  
committing any sexually oriented offense and who a juvenile 261  
court, pursuant to section 2152.82, 2152.83, 2152.84, or 2152.85 262  
of the Revised Code, classifies a tier I sex offender/child- 263  
victim offender relative to the offense. 264

(4) A child-victim offender who is adjudicated a 265  
delinquent child for committing or has been adjudicated a 266  
delinquent child for committing any child-victim oriented 267  
offense and who a juvenile court, pursuant to section 2152.82, 268  
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies a 269  
tier I sex offender/child-victim offender relative to the 270  
offense. 271

(F) "Tier II sex offender/child-victim offender" means any 272  
of the following: 273

(1) A sex offender who is convicted of, pleads guilty to, 274  
has been convicted of, or has pleaded guilty to any of the 275  
following sexually oriented offenses: 276

(a) A violation of section 2907.21, 2907.321, or 2907.322 277  
of the Revised Code; 278

(b) A violation of section 2907.04 of the Revised Code 279

when the offender is at least four years older than the other 280  
person with whom the offender engaged in sexual conduct, or when 281  
the offender is less than four years older than the other person 282  
with whom the offender engaged in sexual conduct and the 283  
offender previously has been convicted of or pleaded guilty to a 284  
violation of section 2907.02, 2907.03, or 2907.04 of the Revised 285  
Code or former section 2907.12 of the Revised Code; 286

(c) A violation of section 2907.03 of the Revised Code if 287  
the sexual activity involved is sexual contact; 288

(d) A violation of division (A)(4) of section 2907.05 or 289  
of division (A)(1) or (2) of section 2907.323 of the Revised 290  
Code; 291

(e) A violation of division (A)(1), (2), (3), or (5) of 292  
section 2905.01 of the Revised Code when the offense is 293  
committed with a sexual motivation; 294

(f) A violation of division (A)(4) of section 2905.01 of 295  
the Revised Code when the victim of the offense is eighteen 296  
years of age or older; 297

(g) A violation of division (B) of section 2905.02 or of 298  
division (B)(5) of section 2919.22 of the Revised Code; 299

(h) A violation of section 2905.32 of the Revised Code 300  
that is described in division (A)(11)(a) or (b) of this section; 301

(i) A violation of any former law of this state, any 302  
existing or former municipal ordinance or law of another state 303  
or the United States, any existing or former law applicable in a 304  
military court or in an Indian tribal court, or any existing or 305  
former law of any nation other than the United States that is or 306  
was substantially equivalent to any offense listed in division 307  
(F)(1)(a), (b), (c), (d), (e), (f), (g), or (h) of this section; 308

(j) Any attempt to commit, conspiracy to commit, or 309  
complicity in committing any offense listed in division (F) (1) 310  
(a), (b), (c), (d), (e), (f), (g), (h), or (i) of this section; 311

(k) Any sexually oriented offense that is committed after 312  
the sex offender previously has been convicted of, pleaded 313  
guilty to, or has been adjudicated a delinquent child for 314  
committing any sexually oriented offense or child-victim 315  
oriented offense for which the offender was classified a tier I 316  
sex offender/child-victim offender. 317

(2) A child-victim offender who is convicted of, pleads 318  
guilty to, has been convicted of, or has pleaded guilty to any 319  
child-victim oriented offense when the child-victim oriented 320  
offense is committed after the child-victim offender previously 321  
has been convicted of, pleaded guilty to, or been adjudicated a 322  
delinquent child for committing any sexually oriented offense or 323  
child-victim oriented offense for which the offender was 324  
classified a tier I sex offender/child-victim offender. 325

(3) A sex offender who is adjudicated a delinquent child 326  
for committing or has been adjudicated a delinquent child for 327  
committing any sexually oriented offense and who a juvenile 328  
court, pursuant to section 2152.82, 2152.83, 2152.84, or 2152.85 329  
of the Revised Code, classifies a tier II sex offender/child- 330  
victim offender relative to the offense. 331

(4) A child-victim offender who is adjudicated a 332  
delinquent child for committing or has been adjudicated a 333  
delinquent child for committing any child-victim oriented 334  
offense and whom a juvenile court, pursuant to section 2152.82, 335  
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies a 336  
tier II sex offender/child-victim offender relative to the 337  
current offense. 338

(5) A sex offender or child-victim offender who is not in 339  
any category of tier II sex offender/child-victim offender set 340  
forth in division (F) (1), (2), (3), or (4) of this section, who 341  
prior to January 1, 2008, was adjudicated a delinquent child for 342  
committing a sexually oriented offense or child-victim oriented 343  
offense, and who prior to that date was determined to be a 344  
habitual sex offender or determined to be a habitual child- 345  
victim offender, unless either of the following applies: 346

(a) The sex offender or child-victim offender is 347  
reclassified pursuant to section 2950.031 or 2950.032 of the 348  
Revised Code as a tier I sex offender/child-victim offender or a 349  
tier III sex offender/child-victim offender relative to the 350  
offense. 351

(b) A juvenile court, pursuant to section 2152.82, 352  
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies the 353  
child a tier I sex offender/child-victim offender or a tier III 354  
sex offender/child-victim offender relative to the offense. 355

(G) "Tier III sex offender/child-victim offender" means 356  
any of the following: 357

(1) A sex offender who is convicted of, pleads guilty to, 358  
has been convicted of, or has pleaded guilty to any of the 359  
following sexually oriented offenses: 360

(a) A violation of section 2907.02 of the Revised Code or 361  
a violation of section 2907.03 of the Revised Code if the sexual 362  
activity involved is sexual conduct; 363

(b) A violation of division (B) of section 2907.05 of the 364  
Revised Code; 365

(c) A violation of section 2903.01, 2903.02, or 2903.11 of 366  
the Revised Code when the violation was committed with a sexual 367

motivation; 368

(d) A violation of division (A) of section 2903.04 of the 369  
Revised Code when the offender committed or attempted to commit 370  
the felony that is the basis of the violation with a sexual 371  
motivation; 372

(e) A violation of division (A) (4) of section 2905.01 of 373  
the Revised Code when the victim of the offense is under 374  
eighteen years of age; 375

(f) A violation of division (B) of section 2905.01 of the 376  
Revised Code when the victim of the offense is under eighteen 377  
years of age and the offender is not a parent of the victim of 378  
the offense; 379

(g) A violation of division (B) of section 2903.03 of the 380  
Revised Code; 381

(h) A violation of any former law of this state, any 382  
existing or former municipal ordinance or law of another state 383  
or the United States, any existing or former law applicable in a 384  
military court or in an Indian tribal court, or any existing or 385  
former law of any nation other than the United States that is or 386  
was substantially equivalent to any offense listed in division 387  
(G) (1) (a), (b), (c), (d), (e), (f), or (g) of this section; 388

(i) Any attempt to commit, conspiracy to commit, or 389  
complicity in committing any offense listed in division (G) (1) 390  
(a), (b), (c), (d), (e), (f), (g), or (h) of this section; 391

(j) Any sexually oriented offense that is committed after 392  
the sex offender previously has been convicted of, pleaded 393  
guilty to, or been adjudicated a delinquent child for committing 394  
any sexually oriented offense or child-victim oriented offense 395  
for which the offender was classified a tier II sex 396

offender/child-victim offender or a tier III sex offender/child- 397  
victim offender. 398

(2) A child-victim offender who is convicted of, pleads 399  
guilty to, has been convicted of, or has pleaded guilty to any 400  
child-victim oriented offense when the child-victim oriented 401  
offense is committed after the child-victim offender previously 402  
has been convicted of, pleaded guilty to, or been adjudicated a 403  
delinquent child for committing any sexually oriented offense or 404  
child-victim oriented offense for which the offender was 405  
classified a tier II sex offender/child-victim offender or a 406  
tier III sex offender/child-victim offender. 407

(3) A sex offender who is adjudicated a delinquent child 408  
for committing or has been adjudicated a delinquent child for 409  
committing any sexually oriented offense and who a juvenile 410  
court, pursuant to section 2152.82, 2152.83, 2152.84, or 2152.85 411  
of the Revised Code, classifies a tier III sex offender/child- 412  
victim offender relative to the offense. 413

(4) A child-victim offender who is adjudicated a 414  
delinquent child for committing or has been adjudicated a 415  
delinquent child for committing any child-victim oriented 416  
offense and whom a juvenile court, pursuant to section 2152.82, 417  
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies a 418  
tier III sex offender/child-victim offender relative to the 419  
current offense. 420

(5) A sex offender or child-victim offender who is not in 421  
any category of tier III sex offender/child-victim offender set 422  
forth in division (G)(1), (2), (3), or (4) of this section, who 423  
prior to January 1, 2008, was convicted of or pleaded guilty to 424  
a sexually oriented offense or child-victim oriented offense or 425  
was adjudicated a delinquent child for committing a sexually 426

oriented offense or child-victim oriented offense and classified 427  
a juvenile offender registrant, and who prior to that date was 428  
adjudicated a sexual predator or adjudicated a child-victim 429  
predator, unless either of the following applies: 430

(a) The sex offender or child-victim offender is 431  
reclassified pursuant to section 2950.031 or 2950.032 of the 432  
Revised Code as a tier I sex offender/child-victim offender or a 433  
tier II sex offender/child-victim offender relative to the 434  
offense. 435

(b) The sex offender or child-victim offender is a 436  
delinquent child, and a juvenile court, pursuant to section 437  
2152.82, 2152.83, 2152.84, or 2152.85 of the Revised Code, 438  
classifies the child a tier I sex offender/child-victim offender 439  
or a tier II sex offender/child-victim offender relative to the 440  
offense. 441

(6) A sex offender who is convicted of, pleads guilty to, 442  
was convicted of, or pleaded guilty to a sexually oriented 443  
offense, if the sexually oriented offense and the circumstances 444  
in which it was committed are such that division (F) of section 445  
2971.03 of the Revised Code automatically classifies the 446  
offender as a tier III sex offender/child-victim offender; 447

(7) A sex offender or child-victim offender who is 448  
convicted of, pleads guilty to, was convicted of, pleaded guilty 449  
to, is adjudicated a delinquent child for committing, or was 450  
adjudicated a delinquent child for committing a sexually 451  
oriented offense or child-victim offense in another state, in a 452  
federal court, military court, or Indian tribal court, or in a 453  
court in any nation other than the United States if both of the 454  
following apply: 455



(a) Under the law of the jurisdiction in which the 456  
offender was convicted or pleaded guilty or the delinquent child 457  
was adjudicated, the offender or delinquent child is in a 458  
category substantially equivalent to a category of tier III sex 459  
offender/child-victim offender described in division (G)(1), 460  
(2), (3), (4), (5), or (6) of this section. 461

(b) Subsequent to the conviction, plea of guilty, or 462  
adjudication in the other jurisdiction, the offender or 463  
delinquent child resides, has temporary domicile, attends school 464  
or an institution of higher education, is employed, or intends 465  
to reside in this state in any manner and for any period of time 466  
that subjects the offender or delinquent child to a duty to 467  
register or provide notice of intent to reside under section 468  
2950.04 or 2950.041 of the Revised Code. 469

(H) "Confinement" includes, but is not limited to, a 470  
community residential sanction imposed pursuant to section 471  
2929.16 or 2929.26 of the Revised Code. 472

(I) "Prosecutor" has the same meaning as in section 473  
2935.01 of the Revised Code. 474

(J) "Supervised release" means a release of an offender 475  
from a prison term, a term of imprisonment, or another type of 476  
confinement that satisfies either of the following conditions: 477

(1) The release is on parole, a conditional pardon, under 478  
a community control sanction, under transitional control, or 479  
under a post-release control sanction, and it requires the 480  
person to report to or be supervised by a parole officer, 481  
probation officer, field officer, or another type of supervising 482  
officer. 483

(2) The release is any type of release that is not 484

described in division (J) (1) of this section and that requires 485  
the person to report to or be supervised by a probation officer, 486  
a parole officer, a field officer, or another type of 487  
supervising officer. 488

(K) "Sexually violent predator specification," "sexually 489  
violent predator," "sexually violent offense," "sexual 490  
motivation specification," "designated homicide, assault, or 491  
kidnapping offense," and "violent sex offense" have the same 492  
meanings as in section 2971.01 of the Revised Code. 493

(L) "Post-release control sanction" and "transitional 494  
control" have the same meanings as in section 2967.01 of the 495  
Revised Code. 496

(M) "Juvenile offender registrant" means a person who is 497  
adjudicated a delinquent child for committing on or after 498  
January 1, 2002, a sexually oriented offense or a child-victim 499  
oriented offense, who is fourteen years of age or older at the 500  
time of committing the offense, and who a juvenile court judge, 501  
pursuant to an order issued under section 2152.82, 2152.83, 502  
2152.84, 2152.85, or 2152.86 of the Revised Code, classifies a 503  
juvenile offender registrant and specifies has a duty to comply 504  
with sections 2950.04, 2950.041, 2950.05, and 2950.06 of the 505  
Revised Code. "Juvenile offender registrant" includes a person 506  
who prior to January 1, 2008, was a "juvenile offender 507  
registrant" under the definition of the term in existence prior 508  
to January 1, 2008, and a person who prior to July 31, 2003, was 509  
a "juvenile sex offender registrant" under the former definition 510  
of that former term. 511

(N) "Public registry-qualified juvenile offender 512  
registrant" means a person who is adjudicated a delinquent child 513  
and on whom a juvenile court has imposed a serious youthful 514

offender dispositional sentence under section 2152.13 of the 515  
Revised Code before, on, or after January 1, 2008, and to whom 516  
all of the following apply: 517

(1) The person is adjudicated a delinquent child for 518  
committing, attempting to commit, conspiring to commit, or 519  
complicity in committing one of the following acts: 520

(a) A violation of section 2907.02 of the Revised Code, 521  
division (B) of section 2907.05 of the Revised Code, or section 522  
2907.03 of the Revised Code if the victim of the violation was 523  
less than twelve years of age; 524

(b) A violation of section 2903.01, 2903.02, or 2905.01 of 525  
the Revised Code that was committed with a purpose to gratify 526  
the sexual needs or desires of the child; 527

(c) A violation of division (B) of section 2903.03 of the 528  
Revised Code. 529

(2) The person was fourteen, fifteen, sixteen, or 530  
seventeen years of age at the time of committing the act. 531

(3) A juvenile court judge, pursuant to an order issued 532  
under section 2152.86 of the Revised Code, classifies the person 533  
a juvenile offender registrant, specifies the person has a duty 534  
to comply with sections 2950.04, 2950.05, and 2950.06 of the 535  
Revised Code, and classifies the person a public registry- 536  
qualified juvenile offender registrant, and the classification 537  
of the person as a public registry-qualified juvenile offender 538  
registrant has not been terminated pursuant to division (D) of 539  
section 2152.86 of the Revised Code. 540

(O) "Secure facility" means any facility that is designed 541  
and operated to ensure that all of its entrances and exits are 542  
locked and under the exclusive control of its staff and to 543

ensure that, because of that exclusive control, no person who is 544  
institutionalized or confined in the facility may leave the 545  
facility without permission or supervision. 546

(P) "Out-of-state juvenile offender registrant" means a 547  
person who is adjudicated a delinquent child in a court in 548  
another state, in a federal court, military court, or Indian 549  
tribal court, or in a court in any nation other than the United 550  
States for committing a sexually oriented offense or a child- 551  
victim oriented offense, who on or after January 1, 2002, moves 552  
to and resides in this state or temporarily is domiciled in this 553  
state for more than five days, and who has a duty under section 554  
2950.04 or 2950.041 of the Revised Code to register in this 555  
state and the duty to otherwise comply with that applicable 556  
section and sections 2950.05 and 2950.06 of the Revised Code. 557  
"Out-of-state juvenile offender registrant" includes a person 558  
who prior to January 1, 2008, was an "out-of-state juvenile 559  
offender registrant" under the definition of the term in 560  
existence prior to January 1, 2008, and a person who prior to 561  
July 31, 2003, was an "out-of-state juvenile sex offender 562  
registrant" under the former definition of that former term. 563

(Q) "Juvenile court judge" includes a magistrate to whom 564  
the juvenile court judge confers duties pursuant to division (A) 565  
(15) of section 2151.23 of the Revised Code. 566

(R) "Adjudicated a delinquent child for committing a 567  
sexually oriented offense" includes a child who receives a 568  
serious youthful offender dispositional sentence under section 569  
2152.13 of the Revised Code for committing a sexually oriented 570  
offense. 571

(S) "School" and "school premises" have the same meanings 572  
as in section 2925.01 of the Revised Code. 573

(T) "Residential premises" means the building in which a 574  
residential unit is located and the grounds upon which that 575  
building stands, extending to the perimeter of the property. 576  
"Residential premises" includes any type of structure in which a 577  
residential unit is located, including, but not limited to, 578  
multi-unit buildings and mobile and manufactured homes. 579

(U) "Residential unit" means a dwelling unit for 580  
residential use and occupancy, and includes the structure or 581  
part of a structure that is used as a home, residence, or 582  
sleeping place by one person who maintains a household or two or 583  
more persons who maintain a common household. "Residential unit" 584  
does not include a halfway house or a community-based 585  
correctional facility. 586

(V) "Multi-unit building" means a building in which is 587  
located more than twelve residential units that have entry doors 588  
that open directly into the unit from a hallway that is shared 589  
with one or more other units. A residential unit is not 590  
considered located in a multi-unit building if the unit does not 591  
have an entry door that opens directly into the unit from a 592  
hallway that is shared with one or more other units or if the 593  
unit is in a building that is not a multi-unit building as 594  
described in this division. 595

(W) "Community control sanction" has the same meaning as 596  
in section 2929.01 of the Revised Code. 597

(X) "Halfway house" and "community-based correctional 598  
facility" have the same meanings as in section 2929.01 of the 599  
Revised Code. 600

(Y) A person is in a "restricted offender category" if 601  
both of the following apply with respect to the person: 602

(1) The person has been convicted of, is convicted of, has  
pleaded guilty to, or pleads guilty to a sexually oriented  
offense where the victim was under the age of eighteen or a  
child-victim oriented offense.

(2) With respect to the offense described in division (Y)  
(1) of this section, one of the following applies:

(a) With respect to that offense, the person is a tier II  
sex offender/child-victim offender or is a tier III sex  
offender/child-victim offender who is subject to the duties  
imposed by sections 2950.04, 2950.041, 2950.05, and 2950.06 of  
the Revised Code.

(b) With respect to that offense if it was committed prior  
to January 1, 2008, under the version of Chapter 2950. of the  
Revised Code in effect prior to January 1, 2008, the person was  
adjudicated a sexual predator, was adjudicated a child-victim  
predator, was classified a habitual sex offender, or was  
classified a habitual child-victim sex offender.

(Z) "Adjudicated a sexual predator," "adjudicated a child-  
victim predator," "habitual sex offender," and "habitual child-  
victim offender" have the meanings of those terms that applied  
to them under Chapter 2950. of the Revised Code prior to January  
1, 2008.

(AA) "Fixed residence address" means a permanent  
residential address. "Fixed residence address" does not include  
a temporary address, including a place or places that a homeless  
person stays or intends to stay, unless that place is a shelter  
that intends to allow the homeless person to stay for thirty or  
more consecutive days.

(BB) "Homeless" has the same meaning as in 42 U.S.C.

11302. 632

**Section 2.** That existing sections 2905.05 and 2950.01 of 633  
the Revised Code are hereby repealed. 634

**Section 3.** Section 2950.01 of the Revised Code is 635  
presented in this act as a composite of the section as amended 636  
by both H.B. 289 and S.B. 109 of the 135th General Assembly. The 637  
General Assembly, applying the principle stated in division (B) 638  
of section 1.52 of the Revised Code that amendments are to be 639  
harmonized if reasonably capable of simultaneous operation, 640  
finds that the composite is the resulting version of the section 641  
in effect prior to the effective date of the section as 642  
presented in this act. 643