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136th General Assembly
Regular Session
2025-2026

Sub. H. B. No. 343

To amend sections 2909.06 and 2911.13 of the
Revised Code to expand the offense of breaking
and entering to include vehicles and to increase
penalties for criminal damaging or endangering.

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

Section 1. That sections 2909.06 and 2911.13 of the
Revised Code be amended to read as follows:

Sec. 2909.06. (A) No person shall cause, or create a
substantial risk of physical harm to any property of another
without the other person's consent:

(1) Knowingly, by any means;

(2) Recklessly, by means of fire, explosion, flood, poison
gas, poison, radioactive material, caustic or corrosive
material, or other inherently dangerous agency or substance.

~~(B)~~ (B) (1) Whoever violates this section is guilty of
criminal damaging or endangering, Except as otherwise provided
in division (B) (2), (3), (4), (5), (6), or (7) of this section,
criminal damaging or endangering is a misdemeanor of the second
degree. ~~If~~



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(2) Except as otherwise provided in division (B) (3), (4), (5), (6), or (7) of this section, if a violation of this section creates a risk of physical harm to any person, criminal damaging or endangering is a misdemeanor of the first degree.~~If the~~

(3) Except as otherwise provided in division (B) (4), (5), (6), or (7) of this section, criminal damaging or endangering is a felony of the fifth degree if either of the following applies:

(a) The property involved in a violation of this section is an aircraft, an aircraft engine, propeller, appliance, spare part, or any other equipment or implement used or intended to be used in the operation of an aircraft and ~~if the violation creates a risk of physical harm to any person, criminal damaging or endangering is a felony of the fifth degree.~~

~~If the~~ (b) The total value of harm to the property is one thousand dollars or more and is less than seven thousand five hundred dollars.

(4) Except as otherwise provided in division (B) (5), (6), or (7) of this section, criminal damaging or endangering is a felony of the fourth degree if either of the following applies:

(a) The property involved in a violation of this section is an aircraft, an aircraft engine, propeller, appliance, spare part, or any other equipment or implement used or intended to be used in the operation of an aircraft and ~~if the violation creates a substantial risk of physical harm to any person or if the property involved in a violation of this section is an occupied aircraft, criminal damaging or endangering is a felony of the fourth degree.~~

(b) The total value of harm to the property is seven thousand five hundred dollars or more and is less than one

hundred fifty thousand dollars. 48

(5) Except as otherwise provided in division (B) (6) or (7) 49
of this section, if the total value of harm to the property is 50
one hundred fifty thousand dollars or more and is less than 51
seven hundred fifty thousand dollars, criminal damaging or 52
endangering is a felony of the third degree. 53

(6) Except as otherwise provided in division (B) (7) of 54
this section, if the total value of harm to the property is 55
seven hundred fifty thousand dollars or more and is less than 56
one million five hundred thousand dollars, criminal damaging or 57
endangering is a felony of the second degree. 58

(7) If the total value of harm to the property is one 59
million five hundred thousand dollars or more, criminal damaging 60
or endangering is a felony of the first degree. 61

(C) If an offender commits a series of violations of this 62
section involving a common course of conduct, all of the 63
offenses may be tried as a single offense, and the value of the 64
property involved is the aggregate value of all property 65
involved in the violations. 66

Sec. 2911.13. (A) No person, by force, stealth, or 67
deception, shall trespass in an unoccupied structure, with 68
purpose to commit therein any theft offense, as defined in 69
section 2913.01 of the Revised Code, or any felony. 70

(B) No person shall trespass on the land or premises of 71
another, with purpose to commit a felony. 72

(C) No person shall enter any motor vehicle, locomotive, 73
watercraft, or aircraft by force or stealth with intent to 74
commit in the motor vehicle, locomotive, watercraft, or aircraft 75
any theft offense as defined in section 2913.01 of the Revised 76

Code, or any felony. 77

(D) Whoever violates this section is guilty of breaking 78
and entering, a felony of the fifth degree. 79

Section 2. That existing sections 2909.06 and 2911.13 of 80
the Revised Code are hereby repealed. 81