

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 289

Representatives Robb Blasdel, Swearingen

**Cosponsors: Representatives Richardson, Schmidt, White, Brennan, Carruthers,
Rogers**

A BILL

To amend sections 2950.01 and 2950.07 of the 1
Revised Code to provide that if a Tier I or Tier 2
II sex offender/child-victim offender fails to 3
comply with duties under the SORN law, the 4
period of time that the offender has a duty to 5
comply is tolled during the time of the failure, 6
and to make disseminating matter harmful to 7
juveniles a sexually oriented offense and a 8
person who violates the offense a Tier I sex 9
offender/child-victim offender. 10

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

Section 1. That sections 2950.01 and 2950.07 of the 11
Revised Code be amended to read as follows: 12

Sec. 2950.01. As used in this chapter, unless the context 13
clearly requires otherwise: 14

(A) "Sexually oriented offense" means any of the following 15
violations or offenses committed by a person, regardless of the 16
person's age: 17

(1) A violation of section 2907.02, 2907.03, 2907.05, 18
2907.06, 2907.07, 2907.08, 2907.21, 2907.22, 2907.31, 2907.32, 19
2907.321, 2907.322, or 2907.323 of the Revised Code; 20

(2) A violation of section 2907.04 of the Revised Code 21
when the offender is less than four years older than the other 22
person with whom the offender engaged in sexual conduct, the 23
other person did not consent to the sexual conduct, and the 24
offender previously has not been convicted of or pleaded guilty 25
to a violation of section 2907.02, 2907.03, or 2907.04 of the 26
Revised Code or a violation of former section 2907.12 of the 27
Revised Code; 28

(3) A violation of section 2907.04 of the Revised Code 29
when the offender is at least four years older than the other 30
person with whom the offender engaged in sexual conduct or when 31
the offender is less than four years older than the other person 32
with whom the offender engaged in sexual conduct and the 33
offender previously has been convicted of or pleaded guilty to a 34
violation of section 2907.02, 2907.03, or 2907.04 of the Revised 35
Code or a violation of former section 2907.12 of the Revised 36
Code; 37

(4) A violation of section 2903.01, 2903.02, or 2903.11 of 38
the Revised Code when the violation was committed with a sexual 39
motivation; 40

(5) A violation of division (A) of section 2903.04 of the 41
Revised Code when the offender committed or attempted to commit 42
the felony that is the basis of the violation with a sexual 43
motivation; 44

(6) A violation of division (A) (3) of section 2903.211 of 45
the Revised Code; 46

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

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

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

(10) A violation of division (B) of section 2903.03, of division (B) of section 2905.02, of division (B) of section 2905.03, of division (B) of section 2905.05, or of division (B) (5) of section 2919.22 of the Revised Code;

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

(a) The violation is a violation of division (A) (1) of that section and the offender knowingly recruited, lured, enticed, isolated, harbored, transported, provided, obtained, or maintained, or knowingly attempted to recruit, lure, entice, isolate, harbor, transport, provide, obtain, or maintain, another person knowing that the person would be compelled to engage in sexual activity for hire, engage in a performance that was obscene, sexually oriented, or nudity oriented, or be a model or participant in the production of material that was obscene, sexually oriented, or nudity oriented.

(b) The violation is a violation of division (A) (2) of that section and the offender knowingly recruited, lured, enticed, isolated, harbored, transported, provided, obtained, or maintained, or knowingly attempted to recruit, lure, entice,

isolate, harbor, transport, provide, obtain, or maintain a 76
person who is less than eighteen years of age or is a person 77
with a developmental disability whom the offender knows or has 78
reasonable cause to believe is a person with a developmental 79
disability for any purpose listed in divisions (A) (2) (a) to (c) 80
of that section. 81

(12) A violation of division (B) (4) of section 2907.09 of 82
the Revised Code if the sentencing court classifies the offender 83
as a tier I sex offender/child-victim offender relative to that 84
offense pursuant to division (D) of that section; 85

(13) A violation of any former law of this state, any 86
existing or former municipal ordinance or law of another state 87
or the United States, any existing or former law applicable in a 88
military court or in an Indian tribal court, or any existing or 89
former law of any nation other than the United States that is or 90
was substantially equivalent to any offense listed in division 91
(A) (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), or 92
(12) of this section; 93

(14) Any attempt to commit, conspiracy to commit, or 94
complicity in committing any offense listed in division (A) (1), 95
(2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), or 96
(13) of this section. 97

(B) (1) "Sex offender" means, subject to division (B) (2) of 98
this section, a person who is convicted of, pleads guilty to, 99
has been convicted of, has pleaded guilty to, is adjudicated a 100
delinquent child for committing, or has been adjudicated a 101
delinquent child for committing any sexually oriented offense. 102

(2) "Sex offender" does not include a person who is 103
convicted of, pleads guilty to, has been convicted of, has 104

pleaded guilty to, is adjudicated a delinquent child for 105
committing, or has been adjudicated a delinquent child for 106
committing a sexually oriented offense if the offense involves 107
consensual sexual conduct or consensual sexual contact and 108
either of the following applies: 109

(a) The victim of the sexually oriented offense was 110
eighteen years of age or older and at the time of the sexually 111
oriented offense was not under the custodial authority of the 112
person who is convicted of, pleads guilty to, has been convicted 113
of, has pleaded guilty to, is adjudicated a delinquent child for 114
committing, or has been adjudicated a delinquent child for 115
committing the sexually oriented offense. 116

(b) The victim of the offense was thirteen years of age or 117
older, and the person who is convicted of, pleads guilty to, has 118
been convicted of, has pleaded guilty to, is adjudicated a 119
delinquent child for committing, or has been adjudicated a 120
delinquent child for committing the sexually oriented offense is 121
not more than four years older than the victim. 122

(c) "Child-victim oriented offense" means any of the 123
following violations or offenses committed by a person, 124
regardless of the person's age, when the victim is under 125
eighteen years of age and is not a child of the person who 126
commits the violation: 127

(1) A violation of division (A) (1), (2), (3), or (5) of 128
section 2905.01 of the Revised Code when the violation is not 129
included in division (A) (7) of this section; 130

(2) A violation of division (A) of section 2905.02, 131
division (A) of section 2905.03, or division (A) of section 132
2905.05 of the Revised Code; 133

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

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

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

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

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

(a) A violation of section 2907.06, 2907.07, 2907.08, 2907.22, 2907.31, or 2907.32 of the Revised Code;

(b) 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;	163
(c) A violation of division (A) (1), (2), (3), or (5) of section 2907.05 of the Revised Code;	164 165
(d) A violation of division (A) (3) of section 2907.323 of the Revised Code;	166 167
(e) A violation of division (A) (3) of section 2903.211, of division (B) of section 2905.03, or of division (B) of section 2905.05 of the Revised Code;	168 169 170
(f) A violation of division (B) (4) of section 2907.09 of the Revised Code if the sentencing court classifies the offender as a tier I sex offender/child-victim offender relative to that offense pursuant to division (D) of that section;	171 172 173 174
(g) A violation of any former law of this state, any existing or former municipal ordinance or law of another state or the United States, any existing or former law applicable in a military court or in an Indian tribal court, or any existing or former law of any nation other than the United States, that is or was substantially equivalent to any offense listed in division (E) (1) (a), (b), (c), (d), (e), or (f) of this section;	175 176 177 178 179 180 181
(h) Any attempt to commit, conspiracy to commit, or complicity in committing any offense listed in division (E) (1) (a), (b), (c), (d), (e), (f), or (g) of this section.	182 183 184
(2) A child-victim offender who is convicted of, pleads guilty to, has been convicted of, or has pleaded guilty to a child-victim oriented offense and who is not within either category of child-victim offender described in division (F) (2) or (G) (2) of this section.	185 186 187 188 189
(3) A sex offender who is adjudicated a delinquent child	190

for committing or has been adjudicated a delinquent child for 191
committing any sexually oriented offense and who a juvenile 192
court, pursuant to section 2152.82, 2152.83, 2152.84, or 2152.85 193
of the Revised Code, classifies a tier I sex offender/child- 194
victim offender relative to the offense. 195

(4) A child-victim offender who is adjudicated a 196
delinquent child for committing or has been adjudicated a 197
delinquent child for committing any child-victim oriented 198
offense and who a juvenile court, pursuant to section 2152.82, 199
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies a 200
tier I sex offender/child-victim offender relative to the 201
offense. 202

(F) "Tier II sex offender/child-victim offender" means any 203
of the following: 204

(1) A sex offender who is convicted of, pleads guilty to, 205
has been convicted of, or has pleaded guilty to any of the 206
following sexually oriented offenses: 207

(a) A violation of section 2907.21, 2907.321, or 2907.322 208
of the Revised Code; 209

(b) A violation of section 2907.04 of the Revised Code 210
when the offender is at least four years older than the other 211
person with whom the offender engaged in sexual conduct, or when 212
the offender is less than four years older than the other person 213
with whom the offender engaged in sexual conduct and the 214
offender previously has been convicted of or pleaded guilty to a 215
violation of section 2907.02, 2907.03, or 2907.04 of the Revised 216
Code or former section 2907.12 of the Revised Code; 217

(c) A violation of division (A) (4) of section 2907.05 or 218
of division (A) (1) or (2) of section 2907.323 of the Revised 219

Code;	220
(d) A violation of division (A) (1), (2), (3), or (5) of section 2905.01 of the Revised Code when the offense is committed with a sexual motivation;	221 222 223
(e) A violation of division (A) (4) of section 2905.01 of the Revised Code when the victim of the offense is eighteen years of age or older;	224 225 226
(f) A violation of division (B) of section 2905.02 or of division (B) (5) of section 2919.22 of the Revised Code;	227 228
(g) A violation of section 2905.32 of the Revised Code that is described in division (A) (11) (a) or (b) of this section;	229 230
(h) A violation of any former law of this state, any existing or former municipal ordinance or law of another state or the United States, any existing or former law applicable in a military court or in an Indian tribal court, or any existing or former law of any nation other than the United States that is or was substantially equivalent to any offense listed in division (F) (1) (a), (b), (c), (d), (e), (f), or (g) of this section;	231 232 233 234 235 236 237
(i) Any attempt to commit, conspiracy to commit, or complicity in committing any offense listed in division (F) (1) (a), (b), (c), (d), (e), (f), (g), or (h) of this section;	238 239 240
(j) Any sexually oriented offense that is committed after the sex offender previously has been convicted of, pleaded guilty to, or has been adjudicated a delinquent child for committing any sexually oriented offense or child-victim oriented offense for which the offender was classified a tier I sex offender/child-victim offender.	241 242 243 244 245 246
(2) A child-victim offender who is convicted of, pleads	247

guilty to, has been convicted of, or has pleaded guilty to any 248
child-victim oriented offense when the child-victim oriented 249
offense is committed after the child-victim offender previously 250
has been convicted of, pleaded guilty to, or been adjudicated a 251
delinquent child for committing any sexually oriented offense or 252
child-victim oriented offense for which the offender was 253
classified a tier I sex offender/child-victim offender. 254

(3) A sex offender who is adjudicated a delinquent child 255
for committing or has been adjudicated a delinquent child for 256
committing any sexually oriented offense and who a juvenile 257
court, pursuant to section 2152.82, 2152.83, 2152.84, or 2152.85 258
of the Revised Code, classifies a tier II sex offender/child- 259
victim offender relative to the offense. 260

(4) A child-victim offender who is adjudicated a 261
delinquent child for committing or has been adjudicated a 262
delinquent child for committing any child-victim oriented 263
offense and whom a juvenile court, pursuant to section 2152.82, 264
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies a 265
tier II sex offender/child-victim offender relative to the 266
current offense. 267

(5) A sex offender or child-victim offender who is not in 268
any category of tier II sex offender/child-victim offender set 269
forth in division (F)(1), (2), (3), or (4) of this section, who 270
prior to January 1, 2008, was adjudicated a delinquent child for 271
committing a sexually oriented offense or child-victim oriented 272
offense, and who prior to that date was determined to be a 273
habitual sex offender or determined to be a habitual child- 274
victim offender, unless either of the following applies: 275

(a) The sex offender or child-victim offender is 276
reclassified pursuant to section 2950.031 or 2950.032 of the 277

Revised Code as a tier I sex offender/child-victim offender or a tier III sex offender/child-victim offender relative to the offense.

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

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

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

(a) A violation of section 2907.02 or 2907.03 of the Revised Code;

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

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

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

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

(f) A violation of division (B) of section 2905.01 of the Revised Code when the victim of the offense is under eighteen

years of age and the offender is not a parent of the victim of 306
the offense; 307

(g) A violation of division (B) of section 2903.03 of the 308
Revised Code; 309

(h) A violation of any former law of this state, any 310
existing or former municipal ordinance or law of another state 311
or the United States, any existing or former law applicable in a 312
military court or in an Indian tribal court, or any existing or 313
former law of any nation other than the United States that is or 314
was substantially equivalent to any offense listed in division 315
(G) (1) (a), (b), (c), (d), (e), (f), or (g) of this section; 316

(i) Any attempt to commit, conspiracy to commit, or 317
complicity in committing any offense listed in division (G) (1) 318
(a), (b), (c), (d), (e), (f), (g), or (h) of this section; 319

(j) Any sexually oriented offense that is committed after 320
the sex offender previously has been convicted of, pleaded 321
guilty to, or been adjudicated a delinquent child for committing 322
any sexually oriented offense or child-victim oriented offense 323
for which the offender was classified a tier II sex 324
offender/child-victim offender or a tier III sex offender/child- 325
victim offender. 326

(2) A child-victim offender who is convicted of, pleads 327
guilty to, has been convicted of, or has pleaded guilty to any 328
child-victim oriented offense when the child-victim oriented 329
offense is committed after the child-victim offender previously 330
has been convicted of, pleaded guilty to, or been adjudicated a 331
delinquent child for committing any sexually oriented offense or 332
child-victim oriented offense for which the offender was 333
classified a tier II sex offender/child-victim offender or a 334

tier III sex offender/child-victim offender. 335

(3) A sex offender who is adjudicated a delinquent child 336
for committing or has been adjudicated a delinquent child for 337
committing any sexually oriented offense and who a juvenile 338
court, pursuant to section 2152.82, 2152.83, 2152.84, or 2152.85 339
of the Revised Code, classifies a tier III sex offender/child- 340
victim offender relative to the offense. 341

(4) A child-victim offender who is adjudicated a 342
delinquent child for committing or has been adjudicated a 343
delinquent child for committing any child-victim oriented 344
offense and whom a juvenile court, pursuant to section 2152.82, 345
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies a 346
tier III sex offender/child-victim offender relative to the 347
current offense. 348

(5) A sex offender or child-victim offender who is not in 349
any category of tier III sex offender/child-victim offender set 350
forth in division (G) (1), (2), (3), or (4) of this section, who 351
prior to January 1, 2008, was convicted of or pleaded guilty to 352
a sexually oriented offense or child-victim oriented offense or 353
was adjudicated a delinquent child for committing a sexually 354
oriented offense or child-victim oriented offense and classified 355
a juvenile offender registrant, and who prior to that date was 356
adjudicated a sexual predator or adjudicated a child-victim 357
predator, unless either of the following applies: 358

(a) The sex offender or child-victim offender is 359
reclassified pursuant to section 2950.031 or 2950.032 of the 360
Revised Code as a tier I sex offender/child-victim offender or a 361
tier II sex offender/child-victim offender relative to the 362
offense. 363

(b) The sex offender or child-victim offender is a 364
delinquent child, and a juvenile court, pursuant to section 365
2152.82, 2152.83, 2152.84, or 2152.85 of the Revised Code, 366
classifies the child a tier I sex offender/child-victim offender 367
or a tier II sex offender/child-victim offender relative to the 368
offense. 369

(6) A sex offender who is convicted of, pleads guilty to, 370
was convicted of, or pleaded guilty to a sexually oriented 371
offense, if the sexually oriented offense and the circumstances 372
in which it was committed are such that division (F) of section 373
2971.03 of the Revised Code automatically classifies the 374
offender as a tier III sex offender/child-victim offender; 375

(7) A sex offender or child-victim offender who is 376
convicted of, pleads guilty to, was convicted of, pleaded guilty 377
to, is adjudicated a delinquent child for committing, or was 378
adjudicated a delinquent child for committing a sexually 379
oriented offense or child-victim offense in another state, in a 380
federal court, military court, or Indian tribal court, or in a 381
court in any nation other than the United States if both of the 382
following apply: 383

(a) Under the law of the jurisdiction in which the 384
offender was convicted or pleaded guilty or the delinquent child 385
was adjudicated, the offender or delinquent child is in a 386
category substantially equivalent to a category of tier III sex 387
offender/child-victim offender described in division (G) (1), 388
(2), (3), (4), (5), or (6) of this section. 389

(b) Subsequent to the conviction, plea of guilty, or 390
adjudication in the other jurisdiction, the offender or 391
delinquent child resides, has temporary domicile, attends school 392
or an institution of higher education, is employed, or intends 393

to reside in this state in any manner and for any period of time 394
that subjects the offender or delinquent child to a duty to 395
register or provide notice of intent to reside under section 396
2950.04 or 2950.041 of the Revised Code. 397

(H) "Confinement" includes, but is not limited to, a 398
community residential sanction imposed pursuant to section 399
2929.16 or 2929.26 of the Revised Code. 400

(I) "Prosecutor" has the same meaning as in section 401
2935.01 of the Revised Code. 402

(J) "Supervised release" means a release of an offender 403
from a prison term, a term of imprisonment, or another type of 404
confinement that satisfies either of the following conditions: 405

(1) The release is on parole, a conditional pardon, under 406
a community control sanction, under transitional control, or 407
under a post-release control sanction, and it requires the 408
person to report to or be supervised by a parole officer, 409
probation officer, field officer, or another type of supervising 410
officer. 411

(2) The release is any type of release that is not 412
described in division (J)(1) of this section and that requires 413
the person to report to or be supervised by a probation officer, 414
a parole officer, a field officer, or another type of 415
supervising officer. 416

(K) "Sexually violent predator specification," "sexually 417
violent predator," "sexually violent offense," "sexual 418
motivation specification," "designated homicide, assault, or 419
kidnapping offense," and "violent sex offense" have the same 420
meanings as in section 2971.01 of the Revised Code. 421

(L) "Post-release control sanction" and "transitional 422

control" have the same meanings as in section 2967.01 of the Revised Code.

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

(N) "Public registry-qualified juvenile offender registrant" means a person who is adjudicated a delinquent child and on whom a juvenile court has imposed a serious youthful offender dispositional sentence under section 2152.13 of the Revised Code before, on, or after January 1, 2008, and to whom all of the following apply:

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

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

(b) A violation of section 2903.01, 2903.02, or 2905.01 of 453
the Revised Code that was committed with a purpose to gratify 454
the sexual needs or desires of the child; 455

(c) A violation of division (B) of section 2903.03 of the 456
Revised Code. 457

(2) The person was fourteen, fifteen, sixteen, or 458
seventeen years of age at the time of committing the act. 459

(3) A juvenile court judge, pursuant to an order issued 460
under section 2152.86 of the Revised Code, classifies the person 461
a juvenile offender registrant, specifies the person has a duty 462
to comply with sections 2950.04, 2950.05, and 2950.06 of the 463
Revised Code, and classifies the person a public registry- 464
qualified juvenile offender registrant, and the classification 465
of the person as a public registry-qualified juvenile offender 466
registrant has not been terminated pursuant to division (D) of 467
section 2152.86 of the Revised Code. 468

(O) "Secure facility" means any facility that is designed 469
and operated to ensure that all of its entrances and exits are 470
locked and under the exclusive control of its staff and to 471
ensure that, because of that exclusive control, no person who is 472
institutionalized or confined in the facility may leave the 473
facility without permission or supervision. 474

(P) "Out-of-state juvenile offender registrant" means a 475
person who is adjudicated a delinquent child in a court in 476
another state, in a federal court, military court, or Indian 477
tribal court, or in a court in any nation other than the United 478
States for committing a sexually oriented offense or a child- 479
victim oriented offense, who on or after January 1, 2002, moves 480
to and resides in this state or temporarily is domiciled in this 481

state for more than five days, and who has a duty under section 482
2950.04 or 2950.041 of the Revised Code to register in this 483
state and the duty to otherwise comply with that applicable 484
section and sections 2950.05 and 2950.06 of the Revised Code. 485
"Out-of-state juvenile offender registrant" includes a person 486
who prior to January 1, 2008, was an "out-of-state juvenile 487
offender registrant" under the definition of the term in 488
existence prior to January 1, 2008, and a person who prior to 489
July 31, 2003, was an "out-of-state juvenile sex offender 490
registrant" under the former definition of that former term. 491

(Q) "Juvenile court judge" includes a magistrate to whom 492
the juvenile court judge confers duties pursuant to division (A) 493
(15) of section 2151.23 of the Revised Code. 494

(R) "Adjudicated a delinquent child for committing a 495
sexually oriented offense" includes a child who receives a 496
serious youthful offender dispositional sentence under section 497
2152.13 of the Revised Code for committing a sexually oriented 498
offense. 499

(S) "School" and "school premises" have the same meanings 500
as in section 2925.01 of the Revised Code. 501

(T) "Residential premises" means the building in which a 502
residential unit is located and the grounds upon which that 503
building stands, extending to the perimeter of the property. 504
"Residential premises" includes any type of structure in which a 505
residential unit is located, including, but not limited to, 506
multi-unit buildings and mobile and manufactured homes. 507

(U) "Residential unit" means a dwelling unit for 508
residential use and occupancy, and includes the structure or 509
part of a structure that is used as a home, residence, or 510

sleeping place by one person who maintains a household or two or more persons who maintain a common household. "Residential unit" does not include a halfway house or a community-based correctional facility.

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

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

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

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

(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 540
the Revised Code. 541

(b) With respect to that offense if it was committed prior 542
to January 1, 2008, under the version of Chapter 2950. of the 543
Revised Code in effect prior to January 1, 2008, the person was 544
adjudicated a sexual predator, was adjudicated a child-victim 545
predator, was classified a habitual sex offender, or was 546
classified a habitual child-victim sex offender. 547

(Z) "Adjudicated a sexual predator," "adjudicated a child- 548
victim predator," "habitual sex offender," and "habitual child- 549
victim offender" have the meanings of those terms that applied 550
to them under Chapter 2950. of the Revised Code prior to January 551
1, 2008. 552

Sec. 2950.07. (A) The duty of an offender who is convicted 553
of, pleads guilty to, has been convicted of, or has pleaded 554
guilty to a sexually oriented offense or a child-victim oriented 555
offense and the duty of a delinquent child who is or has been 556
adjudicated a delinquent child for committing a sexually 557
oriented offense or a child-victim oriented offense and is 558
classified a juvenile offender registrant or who is an out-of- 559
state juvenile offender registrant to comply with sections 560
2950.04, 2950.041, 2950.05, and 2950.06 of the Revised Code 561
commences on whichever of the following dates is applicable: 562

(1) If the offender's duty to register is imposed pursuant 563
to division (A) (1) (a) of section 2950.04 or division (A) (1) (a) 564
of section 2950.041 of the Revised Code, the offender's duty to 565
comply with those sections commences immediately after the entry 566
of the judgment of conviction. 567

(2) If the delinquent child's duty to register is imposed 568

pursuant to division (A) (1) (b) of section 2950.04 or division 569
(A) (1) (b) of section 2950.041 of the Revised Code, the 570
delinquent child's duty to comply with those sections commences 571
immediately after the order of disposition. 572

(3) If the offender's duty to register is imposed pursuant 573
to division (A) (2) of section 2950.04 or division (A) (2) of 574
section 2950.041 of the Revised Code, subject to division (A) (7) 575
of this section, the offender's duty to comply with those 576
sections commences on the date of the offender's release from a 577
prison term, a term of imprisonment, or any other type of 578
confinement, or if the offender is not sentenced to a prison 579
term, a term of imprisonment, or any other type of confinement, 580
on the date of the entry of the judgment of conviction of the 581
sexually oriented offense or child-victim oriented offense. 582

(4) If the offender's or delinquent child's duty to 583
register is imposed pursuant to division (A) (4) of section 584
2950.04 or division (A) (4) of section 2950.041 of the Revised 585
Code, the offender's duty to comply with those sections 586
commences regarding residence addresses on the date that the 587
offender begins to reside or becomes temporarily domiciled in 588
this state, the offender's duty regarding addresses of schools, 589
institutions of higher education, and places of employment 590
commences on the date the offender begins attending any school 591
or institution of higher education in this state on a full-time 592
or part-time basis or becomes employed in this state, and the 593
delinquent child's duty commences on the date the delinquent 594
child begins to reside or becomes temporarily domiciled in this 595
state. 596

(5) If the delinquent child's duty to register is imposed 597
pursuant to division (A) (3) of section 2950.04 or division (A) 598

(3) of section 2950.041 of the Revised Code, if the delinquent child's classification as a juvenile offender registrant is made at the time of the child's disposition for that sexually oriented offense or child-victim oriented offense, whichever is applicable, and if the delinquent child is committed for the sexually oriented offense or child-victim oriented offense to the department of youth services or to a secure facility that is not operated by the department, the delinquent child's duty to comply with those sections commences on the date of the delinquent child's discharge or release from custody in the department of youth services secure facility or from the secure facility not operated by the department as described in that division.

(6) If the delinquent child's duty to register is imposed pursuant to division (A) (3) of section 2950.04 or division (A) (3) of section 2950.041 of the Revised Code and if either the delinquent child's classification as a juvenile offender registrant is made at the time of the child's disposition for that sexually oriented offense or child-victim oriented offense, whichever is applicable, and the delinquent child is not committed for the sexually oriented offense or child-victim oriented offense to the department of youth services or to a secure facility that is not operated by the department or the child's classification as a juvenile offender registrant is made pursuant to section 2152.83 or division (A) (2) of section 2152.86 of the Revised Code, subject to divisions (A) (7) of this section, the delinquent child's duty to comply with those sections commences on the date of entry of the court's order that classifies the delinquent child a juvenile offender registrant.

(7) If the offender's or delinquent child's duty to

register is imposed pursuant to division (A) (2), (3), or (4) of 630
section 2950.04 or section 2950.041 of the Revised Code and if 631
the offender or delinquent child prior to January 1, 2008, has 632
registered a residence, school, institution of higher education, 633
or place of employment address pursuant to section 2950.04, 634
2950.041, or 2950.05 of the Revised Code as they existed prior 635
to that date, the offender or delinquent child initially shall 636
register in accordance with section 2950.04 or 2950.041 of the 637
Revised Code, whichever is applicable, as it exists on and after 638
January 1, 2008, not later than the earlier of the dates 639
specified in divisions (A) (7) (a) and (b) of this section. The 640
offender's or delinquent child's duty to comply thereafter with 641
sections 2950.04, 2950.041, 2950.05, and 2950.06 of the Revised 642
Code as they exist on and after January 1, 2008, commences on 643
the date of that initial registration. The offender or 644
delinquent child initially shall register under section 2950.04 645
or 2950.041 of the Revised Code as it exists on and after 646
January 1, 2008, not later than the earlier of the following: 647

(a) The date that is six months after the date on which 648
the offender or delinquent child received a registered letter 649
from the attorney general under division (A) (2) or (B) of 650
section 2950.031 of the Revised Code; 651

(b) The earlier of the date on which the offender or 652
delinquent child would be required to verify a previously 653
registered address under section 2950.06 of the Revised Code as 654
it exists on and after January 1, 2008, or, if the offender or 655
delinquent child has changed a previously registered address, 656
the date on which the offender or delinquent child would be 657
required to register a new residence, school, institution of 658
higher education, or place of employment address under section 659
2950.05 of the Revised Code as it exists on and after January 1, 660

2008. 661

(8) If the offender's or delinquent child's duty to 662
register was imposed pursuant to section 2950.04 or 2950.041 of 663
the Revised Code as they existed prior to January 1, 2008, the 664
offender's or delinquent child's duty to comply with sections 665
2950.04, 2950.041, 2950.05, and 2950.06 of the Revised Code as 666
they exist on and after January 1, 2008, is a continuation of 667
the offender's or delinquent child's former duty to register 668
imposed prior to January 1, 2008, under section 2950.04 or 669
2950.041 of the Revised Code and shall be considered for all 670
purposes as having commenced on the date that the offender's 671
duty under that section commenced. 672

(B) The duty of an offender who is convicted of, pleads 673
guilty to, has been convicted of, or has pleaded guilty to a 674
sexually oriented offense or a child-victim oriented offense and 675
the duty of a delinquent child who is or has been adjudicated a 676
delinquent child for committing a sexually oriented offense or a 677
child-victim oriented offense and is classified a juvenile 678
offender registrant or who is an out-of-state juvenile offender 679
registrant to comply with sections 2950.04, 2950.041, 2950.05, 680
and 2950.06 of the Revised Code continues, after the date of 681
commencement, for whichever of the following periods is 682
applicable: 683

(1) Except as otherwise provided in this division, if the 684
person is an offender who is a tier III sex offender/child- 685
victim offender relative to the sexually oriented offense or 686
child-victim oriented offense, if the person is a delinquent 687
child who is a tier III sex offender/child-victim offender 688
relative to the sexually oriented offense or child-victim 689
oriented offense, or if the person is a delinquent child who is 690

a public registry-qualified juvenile offender registrant 691
relative to the sexually oriented offense, the offender's or 692
delinquent child's duty to comply with those sections continues 693
until the offender's or delinquent child's death. Regarding a 694
delinquent child who is a tier III sex offender/child-victim 695
offender relative to the offense but is not a public registry- 696
qualified juvenile offender registrant relative to the offense, 697
if the judge who made the disposition for the delinquent child 698
or that judge's successor in office subsequently enters a 699
determination pursuant to section 2152.84 or 2152.85 of the 700
Revised Code that the delinquent child no longer is a tier III 701
sex offender/child-victim offender, the delinquent child's duty 702
to comply with those sections continues for the period of time 703
that is applicable to the delinquent child under division (B) (2) 704
or (3) of this section, based on the reclassification of the 705
child pursuant to section 2152.84 or ~~21562.85~~ 2152.85 of the 706
Revised Code as a tier I sex offender/child-victim offender or a 707
tier II sex offender/child-victim offender. In no case shall the 708
lifetime duty to comply that is imposed under this division on 709
an offender who is a tier III sex offender/child-victim offender 710
be removed or terminated. A delinquent child who is a public 711
registry-qualified juvenile offender registrant may have the 712
lifetime duty to register terminated only pursuant to section 713
2950.15 of the Revised Code. 714

~~(2) If (2) (a) Except as otherwise provided in division (B)~~ 715
~~(2) (b) of this section, if the person is an offender who is a~~ 716
tier II sex offender/child-victim offender relative to the 717
sexually oriented offense or child-victim oriented offense, the 718
offender's duty to comply with those sections continues for 719
twenty-five years. Except as otherwise provided in this 720
division, if the person is a delinquent child who is a tier II 721

sex offender/child-victim offender relative to the sexually 722
oriented offense or child-victim oriented offense, the 723
delinquent child's duty to comply with those sections continues 724
for twenty years. Regarding a delinquent child who is a tier II 725
sex offender/child-victim offender relative to the offense but 726
is not a public registry-qualified juvenile offender registrant 727
relative to the offense, if the judge who made the disposition 728
for the delinquent child or that judge's successor in office 729
subsequently enters a determination pursuant to section 2152.84 730
or 2152.85 of the Revised Code that the delinquent child no 731
longer is a tier II sex offender/child-victim offender but 732
remains a juvenile offender registrant, the delinquent child's 733
duty to comply with those sections continues for the period of 734
time that is applicable to the delinquent child under division 735
(B) (3) of this section, based on the reclassification of the 736
child pursuant to section 2152.84 or 2152.85 of the Revised Code 737
as a tier I sex offender/child-victim offender. 738

(b) If the person is an offender who is a tier II sex 739
offender/child-victim offender relative to the sexually oriented 740
offense or child-victim oriented offense or the person is a 741
delinquent child who is a tier II sex offender/child-victim 742
offender relative to the sexually oriented offense or child- 743
victim oriented offense and if the offender or delinquent child 744
violates section 2950.04, 2950.041, 2950.05, or 2950.06 of the 745
Revised Code, the period of time that the offender or delinquent 746
child has a duty to comply with those sections as described in 747
division (B) (2) (a) of this section is tolled for the amount of 748
time the offender or delinquent child is in violation of any of 749
those sections. The period of time that the offender or 750
delinquent child has a duty to comply with those sections as 751
described in division (B) (2) (a) of this section resumes once the 752

offender or delinquent child is no longer in violation of any of 753
those sections. 754

~~(3)~~ (3) (a) Except as otherwise provided in this division 755
and division (B) (3) (b) of this section, if the person is an 756
offender who is a tier I sex offender/child-victim offender 757
relative to the sexually oriented offense or child-victim 758
oriented offense, the offender's duty to comply with those 759
sections continues for fifteen years. Except as otherwise 760
provided in this division, if the person is a delinquent child 761
who is a tier I sex offender/child-victim offender relative to 762
the sexually oriented offense or child-victim oriented offense, 763
the delinquent child's duty to comply with those sections 764
continues for ten years. Regarding a delinquent child who is a 765
juvenile offender registrant and a tier I sex offender/child- 766
victim offender but is not a public registry-qualified juvenile 767
offender registrant, if the judge who made the disposition for 768
the delinquent child or that judge's successor in office 769
subsequently enters a determination pursuant to section 2152.84 770
or 2152.85 of the Revised Code that the delinquent child no 771
longer is to be classified a juvenile offender registrant, the 772
delinquent child's duty to comply with those sections terminates 773
upon the court's entry of the determination. A person who is an 774
offender who is a tier I sex offender/child-victim offender may 775
have the fifteen-year duty to register terminated only pursuant 776
to section 2950.15 of the Revised Code. 777

(b) If the person is an offender who is a tier I sex 778
offender/child-victim offender relative to the sexually oriented 779
offense or child-victim oriented offense or the person is a 780
delinquent child who is a tier I sex offender/child-victim 781
offender relative to the sexually oriented offense or child- 782
victim oriented offense and if the offender or delinquent child 783

violates section 2950.04, 2950.041, 2950.05, or 2950.06 of the 784
Revised Code, the period of time that the offender or delinquent 785
child has a duty to comply with those sections as described in 786
division (B) (3) (a) of this section is tolled for the amount of 787
time the offender or delinquent child is in violation of any of 788
those sections. The period of time that the offender or 789
delinquent child has a duty to comply with those sections as 790
described in division (B) (3) (a) of this section resumes once the 791
offender or delinquent child is no longer in violation of any of 792
those sections. 793

(C) (1) If an offender has been convicted of or pleaded 794
guilty to a sexually oriented offense and the offender 795
subsequently is convicted of or pleads guilty to another 796
sexually oriented offense or a child-victim oriented offense, if 797
an offender has been convicted of or pleaded guilty to a child- 798
victim oriented offense and the offender subsequently is 799
convicted of or pleads guilty to another child-victim oriented 800
offense or a sexually oriented offense, if a delinquent child 801
has been adjudicated a delinquent child for committing a 802
sexually oriented offense and is classified a juvenile offender 803
registrant or is an out-of-state juvenile offender registrant 804
and the child subsequently is adjudicated a delinquent child for 805
committing another sexually oriented offense or a child-victim 806
oriented offense and is classified a juvenile offender 807
registrant relative to that offense or subsequently is convicted 808
of or pleads guilty to another sexually oriented offense or a 809
child-victim oriented offense, or if a delinquent child has been 810
adjudicated a delinquent child for committing a child-victim 811
oriented offense and is classified a juvenile offender 812
registrant or is an out-of-state juvenile offender registrant 813
and the child subsequently is adjudicated a delinquent child for 814

committing another child-victim oriented offense or a sexually 815
oriented offense and is classified a juvenile offender 816
registrant relative to that offense or subsequently is convicted 817
of or pleads guilty to another child-victim oriented offense or 818
a sexually oriented offense, the period of time for which the 819
offender or delinquent child must comply with the sections 820
specified in division (A) of this section shall be separately 821
calculated pursuant to divisions (A)(1) to (8) and (B)(1) to (3) 822
of this section for each of the sexually oriented offenses and 823
child-victim oriented offenses, and the offender or delinquent 824
child shall comply with each separately calculated period of 825
time independently. 826

If a delinquent child has been adjudicated a delinquent 827
child for committing a sexually oriented offense or a child- 828
victim oriented offense, is classified a juvenile offender 829
registrant or is an out-of-state juvenile offender registrant 830
relative to that offense, and, after attaining eighteen years of 831
age, subsequently is convicted of or pleads guilty to another 832
sexually oriented offense or child-victim oriented offense, the 833
subsequent conviction or guilty plea does not limit, affect, or 834
supersede the duties imposed upon the delinquent child under 835
this chapter relative to the delinquent child's classification 836
as a juvenile offender registrant or as an out-of-state juvenile 837
offender registrant, and the delinquent child shall comply with 838
both those duties and the duties imposed under this chapter 839
relative to the subsequent conviction or guilty plea. 840

(2) If a delinquent child has been adjudicated a 841
delinquent child for committing a sexually oriented offense or a 842
child-victim oriented offense and is classified a juvenile 843
offender registrant relative to the offense and if the juvenile 844
judge or the judge's successor in office subsequently 845

reclassifies the offense tier in which the child is classified 846
pursuant to section 2152.84 or 2152.85 of the Revised Code, the 847
judge's subsequent determination to reclassify the child does 848
not affect the date of commencement of the delinquent child's 849
duty to comply with sections 2950.04, 2950.041, 2950.05, and 850
2950.06 of the Revised Code as determined under division (A) of 851
this section. The child's duty to comply with those sections 852
after the reclassification is a continuation of the child's duty 853
to comply with the sections that was in effect prior to the 854
reclassification, and the duty shall continue for the period of 855
time specified in division (B) (1), (2), or (3) of this section, 856
whichever is applicable. 857

If, prior to January 1, 2008, an offender had a duty to 858
comply with the sections specified in division (A) of this 859
section as a result of a conviction of or plea of guilty to a 860
sexually oriented offense or child-victim oriented offense as 861
those terms were defined in section 2950.01 of the Revised Code 862
prior to January 1, 2008, or a delinquent child had a duty to 863
comply with those sections as a result of an adjudication as a 864
delinquent child for committing one of those offenses as they 865
were defined prior to January 1, 2008, the period of time 866
specified in division (B) (1), (2), or (3) of this section on and 867
after January 1, 2008, for which a person must comply with 868
sections 2950.04, 2950.041, 2950.05, and 2950.06 of the Revised 869
Code applies to the person, automatically replaces the period of 870
time for which the person had to comply with those sections 871
prior to January 1, 2008, and is a continuation of the person's 872
duty to comply with the sections that was in effect prior to the 873
reclassification. If, prior to January 1, 2008, an offender or a 874
delinquent child had a duty to comply with the sections 875
specified in division (A) of this section, the offender's or 876

delinquent child's classification as a tier I sex 877
offender/child-victim offender, a tier II sex offender/child- 878
victim offender, or a tier III sex offender/child-victim 879
offender for purposes of that period of time shall be determined 880
as specified in section 2950.031 or 2950.032 of the Revised 881
Code, as applicable. 882

(D) The duty of an offender or delinquent child to 883
register under this chapter is tolled for any period during 884
which the offender or delinquent child is returned to 885
confinement in a secure facility for any reason or imprisoned 886
for an offense when the confinement in a secure facility or 887
imprisonment occurs subsequent to the date determined pursuant 888
to division (A) of this section. The offender's or delinquent 889
child's duty to register under this chapter resumes upon the 890
offender's or delinquent child's release from confinement in a 891
secure facility or imprisonment. 892

(E) An offender or delinquent child who has been or is 893
convicted, has pleaded or pleads guilty, or has been or is 894
adjudicated a delinquent child, in a court in another state, in 895
a federal court, military court, or Indian tribal court, or in a 896
court of any nation other than the United States for committing 897
a sexually oriented offense or a child-victim oriented offense 898
may apply to the sheriff of the county in which the offender or 899
delinquent child resides or temporarily is domiciled, or in 900
which the offender attends a school or institution of higher 901
education or is employed, for credit against the duty to 902
register for the time that the offender or delinquent child has 903
complied with the sex offender or child-victim offender 904
registration requirements of another jurisdiction. The sheriff 905
shall grant the offender or delinquent child credit against the 906
duty to register for time for which the offender or delinquent 907

child provides adequate proof that the offender or delinquent 908
child has complied with the sex offender or child-victim 909
offender registration requirements of another jurisdiction. If 910
the offender or delinquent child disagrees with the 911
determination of the sheriff, the offender or delinquent child 912
may appeal the determination to the court of common pleas of the 913
county in which the offender or delinquent child resides or is 914
temporarily domiciled, or in which the offender attends a school 915
or institution of higher education or is employed. 916

Section 2. That existing sections 2950.01 and 2950.07 of 917
the Revised Code are hereby repealed. 918