

**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**

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**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,  
2907.06, 2907.07, 2907.08, 2907.21, 2907.22, 2907.31, 2907.32,  
2907.321, 2907.322, or 2907.323 of the Revised Code;

(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;

(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  
Code;

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

(5) 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;

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

(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 134  
existing or former municipal ordinance or law of another state 135  
or the United States, any existing or former law applicable in a 136  
military court or in an Indian tribal court, or any existing or 137  
former law of any nation other than the United States that is or 138  
was substantially equivalent to any offense listed in division 139  
(C) (1) or (2) of this section; 140

(4) Any attempt to commit, conspiracy to commit, or 141  
complicity in committing any offense listed in division (C) (1), 142  
(2), or (3) of this section. 143

(D) "Child-victim offender" means a person who is 144  
convicted of, pleads guilty to, has been convicted of, has 145  
pleaded guilty to, is adjudicated a delinquent child for 146  
committing, or has been adjudicated a delinquent child for 147  
committing any child-victim oriented offense. 148

(E) "Tier I sex offender/child-victim offender" means any 149  
of the following: 150

(1) A sex offender who is convicted of, pleads guilty to, 151  
has been convicted of, or has pleaded guilty to any of the 152  
following sexually oriented offenses: 153

(a) A violation of section 2907.06, 2907.07, 2907.08, 154  
2907.22, 2907.31, or 2907.32 of the Revised Code; 155

(b) A violation of section 2907.04 of the Revised Code 156  
when the offender is less than four years older than the other 157  
person with whom the offender engaged in sexual conduct, the 158  
other person did not consent to the sexual conduct, and the 159  
offender previously has not been convicted of or pleaded guilty 160  
to a violation of section 2907.02, 2907.03, or 2907.04 of the 161  
Revised Code or a violation of former section 2907.12 of the 162

Revised Code; 163

(c) A violation of division (A) (1), (2), (3), or (5) of 164  
section 2907.05 of the Revised Code; 165

(d) A violation of division (A) (3) of section 2907.323 of 166  
the Revised Code; 167

(e) A violation of division (A) (3) of section 2903.211, of 168  
division (B) of section 2905.03, or of division (B) of section 169  
2905.05 of the Revised Code; 170

(f) A violation of division (B) (4) of section 2907.09 of 171  
the Revised Code if the sentencing court classifies the offender 172  
as a tier I sex offender/child-victim offender relative to that 173  
offense pursuant to division (D) of that section; 174

(g) A violation of any former law of this state, any 175  
existing or former municipal ordinance or law of another state 176  
or the United States, any existing or former law applicable in a 177  
military court or in an Indian tribal court, or any existing or 178  
former law of any nation other than the United States, that is 179  
or was substantially equivalent to any offense listed in 180  
division (E) (1) (a), (b), (c), (d), (e), or (f) of this section; 181

(h) Any attempt to commit, conspiracy to commit, or 182  
complicity in committing any offense listed in division (E) (1) 183  
(a), (b), (c), (d), (e), (f), or (g) of this section. 184

(2) A child-victim offender who is convicted of, pleads 185  
guilty to, has been convicted of, or has pleaded guilty to a 186  
child-victim oriented offense and who is not within either 187  
category of child-victim offender described in division (F) (2) 188  
or (G) (2) of this section. 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 221  
section 2905.01 of the Revised Code when the offense is 222  
committed with a sexual motivation; 223

(e) A violation of division (A) (4) of section 2905.01 of 224  
the Revised Code when the victim of the offense is eighteen 225  
years of age or older; 226

(f) A violation of division (B) of section 2905.02 or of 227  
division (B) (5) of section 2919.22 of the Revised Code; 228

(g) A violation of section 2905.32 of the Revised Code 229  
that is described in division (A) (11) (a) or (b) of this section; 230

(h) A violation of any former law of this state, any 231  
existing or former municipal ordinance or law of another state 232  
or the United States, any existing or former law applicable in a 233  
military court or in an Indian tribal court, or any existing or 234  
former law of any nation other than the United States that is or 235  
was substantially equivalent to any offense listed in division 236  
(F) (1) (a), (b), (c), (d), (e), (f), or (g) of this section; 237

(i) Any attempt to commit, conspiracy to commit, or 238  
complicity in committing any offense listed in division (F) (1) 239  
(a), (b), (c), (d), (e), (f), (g), or (h) of this section; 240

(j) Any sexually oriented offense that is committed after 241  
the sex offender previously has been convicted of, pleaded 242  
guilty to, or has been adjudicated a delinquent child for 243  
committing any sexually oriented offense or child-victim 244  
oriented offense for which the offender was classified a tier I 245  
sex offender/child-victim offender. 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 278  
tier III sex offender/child-victim offender relative to the 279  
offense. 280

(b) A juvenile court, pursuant to section 2152.82, 281  
2152.83, 2152.84, or 2152.85 of the Revised Code, classifies the 282  
child a tier I sex offender/child-victim offender or a tier III 283  
sex offender/child-victim offender relative to the offense. 284

(G) "Tier III sex offender/child-victim offender" means 285  
any of the following: 286

(1) A sex offender who is convicted of, pleads guilty to, 287  
has been convicted of, or has pleaded guilty to any of the 288  
following sexually oriented offenses: 289

(a) A violation of section 2907.02 or 2907.03 of the 290  
Revised Code; 291

(b) A violation of division (B) of section 2907.05 of the 292  
Revised Code; 293

(c) A violation of section 2903.01, 2903.02, or 2903.11 of 294  
the Revised Code when the violation was committed with a sexual 295  
motivation; 296

(d) A violation of division (A) of section 2903.04 of the 297  
Revised Code when the offender committed or attempted to commit 298  
the felony that is the basis of the violation with a sexual 299  
motivation; 300

(e) A violation of division (A) (4) of section 2905.01 of 301  
the Revised Code when the victim of the offense is under 302  
eighteen years of age; 303

(f) A violation of division (B) of section 2905.01 of the 304  
Revised Code when the victim of the offense is under eighteen 305

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 511  
more persons who maintain a common household. "Residential unit" 512  
does not include a halfway house or a community-based 513  
correctional facility. 514

(V) "Multi-unit building" means a building in which is 515  
located more than twelve residential units that have entry doors 516  
that open directly into the unit from a hallway that is shared 517  
with one or more other units. A residential unit is not 518  
considered located in a multi-unit building if the unit does not 519  
have an entry door that opens directly into the unit from a 520  
hallway that is shared with one or more other units or if the 521  
unit is in a building that is not a multi-unit building as 522  
described in this division. 523

(W) "Community control sanction" has the same meaning as 524  
in section 2929.01 of the Revised Code. 525

(X) "Halfway house" and "community-based correctional 526  
facility" have the same meanings as in section 2929.01 of the 527  
Revised Code. 528

(Y) A person is in a "restricted offender category" if 529  
both of the following apply with respect to the person: 530

(1) The person has been convicted of, is convicted of, has 531  
pleaded guilty to, or pleads guilty to a sexually oriented 532  
offense where the victim was under the age of eighteen or a 533  
child-victim oriented offense. 534

(2) With respect to the offense described in division (Y) 535  
(1) of this section, one of the following applies: 536

(a) With respect to that offense, the person is a tier II 537  
sex offender/child-victim offender or is a tier III sex 538  
offender/child-victim offender who is subject to the duties 539

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 599  
child's classification as a juvenile offender registrant is made 600  
at the time of the child's disposition for that sexually 601  
oriented offense or child-victim oriented offense, whichever is 602  
applicable, and if the delinquent child is committed for the 603  
sexually oriented offense or child-victim oriented offense to 604  
the department of youth services or to a secure facility that is 605  
not operated by the department, the delinquent child's duty to 606  
comply with those sections commences on the date of the 607  
delinquent child's discharge or release from custody in the 608  
department of youth services secure facility or from the secure 609  
facility not operated by the department as described in that 610  
division. 611

(6) If the delinquent child's duty to register is imposed 612  
pursuant to division (A) (3) of section 2950.04 or division (A) 613  
(3) of section 2950.041 of the Revised Code and if either the 614  
delinquent child's classification as a juvenile offender 615  
registrant is made at the time of the child's disposition for 616  
that sexually oriented offense or child-victim oriented offense, 617  
whichever is applicable, and the delinquent child is not 618  
committed for the sexually oriented offense or child-victim 619  
oriented offense to the department of youth services or to a 620  
secure facility that is not operated by the department or the 621  
child's classification as a juvenile offender registrant is made 622  
pursuant to section 2152.83 or division (A) (2) of section 623  
2152.86 of the Revised Code, subject to divisions (A) (7) of this 624  
section, the delinquent child's duty to comply with those 625  
sections commences on the date of entry of the court's order 626  
that classifies the delinquent child a juvenile offender 627  
registrant. 628

(7) If the offender's or delinquent child's duty to 629

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