

**As Introduced**

**124th General Assembly  
Regular Session  
2001-2002**

**H. B. No. 548**

**REPRESENTATIVE Manning**

---

**A B I L L**

To amend sections 2903.213, 2903.214, 2919.26, 1  
2919.272, and 3113.31 of the Revised Code to 2  
clarify that no fees related to certain protection 3  
orders and consent agreements may be charged. 4

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

**Section 1.** That sections 2903.213, 2903.214, 2919.26, 5  
2919.272, and 3113.31 of the Revised Code be amended to read as 6  
follows: 7

**Sec. 2903.213.** (A) Except when the complaint involves a 8  
person who is a family or household member as defined in section 9  
2919.25 of the Revised Code, upon the filing of a complaint that 10  
alleges a violation of section 2903.11, 2903.12, 2903.13, 2903.21, 11  
2903.211, 2903.22, or 2911.211 of the Revised Code or a violation 12  
of a municipal ordinance substantially similar to section 2903.13, 13  
2903.21, 2903.211, 2903.22, or 2911.211 of the Revised Code, the 14  
complainant, the alleged victim, or a family or household member 15  
of an alleged victim may file a motion that requests the issuance 16  
of a protection order as a pretrial condition of release of the 17  
alleged offender, in addition to any bail set under Criminal Rule 18  
46. The motion shall be filed with the clerk of the court that has 19  
jurisdiction of the case at any time after the filing of the 20

complaint. If the complaint involves a person who is a family or 21  
household member, the complainant, the alleged victim, or the 22  
family or household member may file a motion for a temporary 23  
protection order pursuant to section 2919.26 of the Revised Code. 24

(B) A motion for a protection order under this section shall 25  
be prepared on a form that is provided by the clerk of the court, 26  
and the form shall be substantially as follows: 27

"Motion for Protection Order 28

..... 29

Name and address of court 30

State of Ohio 31

v. No. .... 32

..... 33

Name of Defendant 34

(Name of person), moves the court to issue a protection order 35  
containing terms designed to ensure the safety and protection of 36  
the complainant or the alleged victim in the above-captioned case, 37  
in relation to the named defendant, pursuant to its authority to 38  
issue a protection order under section 2903.213 of the Revised 39  
Code. 40

A complaint, a copy of which has been attached to this 41  
motion, has been filed in this court charging the named defendant 42  
with a violation of section 2903.11, 2903.12, 2903.13, 2903.21, 43  
2903.211, 2903.22, or 2911.211 of the Revised Code or a violation 44  
of a municipal ordinance substantially similar to section 2903.13, 45  
2903.21, 2903.211, 2903.22, or 2911.211 of the Revised Code. 46

I understand that I must appear before the court, at a time 47  
set by the court not later than the next day that the court is in 48  
session after the filing of this motion, for a hearing on the 49  
motion, and that any protection order granted pursuant to this 50  
motion is a pretrial condition of release and is effective only 51

until the disposition of the criminal proceeding arising out of  
the attached complaint or until the issuance under section  
2903.214 of the Revised Code of a protection order arising out of  
the same activities as those that were the basis of the attached  
complaint.

52  
53  
54  
55  
56

.....

57

Signature of person

58

.....

59

Address of person"

60

(C)(1) As soon as possible after the filing of a motion that  
requests the issuance of a protection order under this section,  
but not later than the next day that the court is in session after  
the filing of the motion, the court shall conduct a hearing to  
determine whether to issue the order. The person who requested the  
order shall appear before the court and provide the court with the  
information that it requests concerning the basis of the motion.  
If the court finds that the safety and protection of the  
complainant or the alleged victim may be impaired by the continued  
presence of the alleged offender, the court may issue a protection  
order under this section, as a pretrial condition of release, that  
contains terms designed to ensure the safety and protection of the  
complainant or the alleged victim, including a requirement that  
the alleged offender refrain from entering the residence, school,  
business, or place of employment of the complainant or the alleged  
victim.

61  
62  
63  
64  
65  
66  
67  
68  
69  
70  
71  
72  
73  
74  
75  
76

(2)(a) If the court issues a protection order under this  
section that includes a requirement that the alleged offender  
refrain from entering the residence, school, business, or place of  
employment of the complainant or the alleged victim, the order  
shall clearly state that the order cannot be waived or nullified  
by an invitation to the alleged offender from the complainant, the

77  
78  
79  
80  
81  
82

alleged victim, or a family or household member to enter the residence, school, business, or place of employment or by the alleged offender's entry into one of those places otherwise upon the consent of the complainant, the alleged victim, or a family or household member.

83  
84  
85  
86  
87

(b) Division (C)(2)(a) of this section does not limit any discretion of a court to determine that an alleged offender charged with a violation of section 2919.27 of the Revised Code, with a violation of a municipal ordinance substantially equivalent to that section, or with contempt of court, which charge is based on an alleged violation of a protection order issued under this section, did not commit the violation or was not in contempt of court.

88  
89  
90  
91  
92  
93  
94  
95

(D)(1) Except when the complaint involves a person who is a family or household member as defined in section 2919.25 of the Revised Code, upon the filing of a complaint that alleges a violation specified in division (A) of this section, the court, upon its own motion, may issue a protection order under this section as a pretrial condition of release of the alleged offender if it finds that the safety and protection of the complainant or the alleged victim may be impaired by the continued presence of the alleged offender.

96  
97  
98  
99  
100  
101  
102  
103  
104

(2) If the court issues a protection order under this section as an ex parte order, it shall conduct, as soon as possible after the issuance of the order but not later than the next day that the court is in session after its issuance, a hearing to determine whether the order should remain in effect, be modified, or be revoked. The hearing shall be conducted under the standards set forth in division (C) of this section.

105  
106  
107  
108  
109  
110  
111

(3) If a municipal court or a county court issues a protection order under this section and if, subsequent to the issuance of the order, the alleged offender who is the subject of

112  
113  
114

the order is bound over to the court of common pleas for  
prosecution of a felony arising out of the same activities as  
those that were the basis of the complaint upon which the order is  
based, notwithstanding the fact that the order was issued by a  
municipal court or county court, the order shall remain in effect,  
as though it were an order of the court of common pleas, while the  
charges against the alleged offender are pending in the court of  
common pleas, for the period of time described in division (E)(2)  
of this section, and the court of common pleas has exclusive  
jurisdiction to modify the order issued by the municipal court or  
county court. This division applies when the alleged offender is  
bound over to the court of common pleas as a result of the person  
waiving a preliminary hearing on the felony charge, as a result of  
the municipal court or county court having determined at a  
preliminary hearing that there is probable cause to believe that  
the felony has been committed and that the alleged offender  
committed it, as a result of the alleged offender having been  
indicted for the felony, or in any other manner.

115  
116  
117  
118  
119  
120  
121  
122  
123  
124  
125  
126  
127  
128  
129  
130  
131  
132

(E) A protection order that is issued as a pretrial condition  
of release under this section:

133  
134

(1) Is in addition to, but shall not be construed as a part  
of, any bail set under Criminal Rule 46;

135  
136

(2) Is effective only until the disposition, by the court  
that issued the order or, in the circumstances described in  
division (D)(3) of this section, by the court of common pleas to  
which the alleged offender is bound over for prosecution, of the  
criminal proceeding arising out of the complaint upon which the  
order is based or until the issuance under section 2903.214 of the  
Revised Code of a protection order arising out of the same  
activities as those that were the basis of the complaint filed  
under this section;

137  
138  
139  
140  
141  
142  
143  
144  
145

(3) Shall not be construed as a finding that the alleged

146

offender committed the alleged offense and shall not be introduced  
as evidence of the commission of the offense at the trial of the  
alleged offender on the complaint upon which the order is based.

147  
148  
149

(F) A person who meets the criteria for bail under Criminal  
Rule 46 and who, if required to do so pursuant to that rule,  
executes or posts bond or deposits cash or securities as bail,  
shall not be held in custody pending a hearing before the court on  
a motion requesting a protection order under this section.

150  
151  
152  
153  
154

(G)(1) A copy of a protection order that is issued under this  
section shall be issued by the court to the complainant, to the  
alleged victim, to the person who requested the order, to the  
defendant, and to all law enforcement agencies that have  
jurisdiction to enforce the order. The court shall direct that a  
copy of the order be delivered to the defendant on the same day  
that the order is entered. If a municipal court or a county court  
issues a protection order under this section and if, subsequent to  
the issuance of the order, the defendant who is the subject of the  
order is bound over to the court of common pleas for prosecution  
as described in division (D)(3) of this section, the municipal  
court or county court shall direct that a copy of the order be  
delivered to the court of common pleas to which the defendant is  
bound over.

155  
156  
157  
158  
159  
160  
161  
162  
163  
164  
165  
166  
167  
168

(2) All law enforcement agencies shall establish and maintain  
an index for the protection orders delivered to the agencies  
pursuant to division (G)(1) of this section. With respect to each  
order delivered, each agency shall note on the index the date and  
time of the agency's receipt of the order.

169  
170  
171  
172  
173

(3) Regardless of whether the petitioner has registered the  
protection order in the county in which the officer's agency has  
jurisdiction, any officer of a law enforcement agency shall  
enforce a protection order issued pursuant to this section in  
accordance with the provisions of the order.

174  
175  
176  
177  
178

(H) Upon a violation of a protection order issued pursuant to 179  
this section, the court may issue another protection order under 180  
this section, as a pretrial condition of release, that modifies 181  
the terms of the order that was violated. 182

(I) Notwithstanding any provision of law to the contrary and 183  
regardless of whether a protection order is issued by a court of 184  
another county or by a court of another state, no court shall 185  
charge a fee for in connection with the filing of a motion 186  
pursuant to this section, in connection with the filing, issuance, 187  
registration, or service of a protection order, or for obtaining 188  
certified copies of a protection order. 189

**Sec. 2903.214.** (A) As used in this section: 190

(1) "Court" means the court of common pleas of the county in 191  
which the person to be protected by the protection order resides. 192

(2) "Victim advocate" means a person who provides support and 193  
assistance for a person who files a petition under this section. 194  
195

(3) "Family or household member" has the same meaning as in 196  
section 3113.31 of the Revised Code. 197

(4) "Protection order issued by a court of another state" has 198  
the same meaning as in section 2919.27 of the Revised Code. 199

(B) The court has jurisdiction over all proceedings under 200  
this section. 201

(C) A person may seek relief under this section for the 202  
person, or any parent or adult household member may seek relief 203  
under this section on behalf of any other family or household 204  
member, by filing a petition with the court. The petition shall 205  
contain or state both of the following: 206

(1) An allegation that the respondent engaged in a violation 207

of section 2903.211 of the Revised Code against the person to be 208  
protected by the protection order, including a description of the 209  
nature and extent of the violation; 210

(2) A request for relief under this section. 211

(D)(1) If a person who files a petition pursuant to this 212  
section requests an ex parte order, the court shall hold an ex 213  
parte hearing as soon as possible after the petition is filed, but 214  
not later than the next day that the court is in session after the 215  
petition is filed. The court, for good cause shown at the ex parte 216  
hearing, may enter any temporary orders, with or without bond, 217  
that the court finds necessary for the safety and protection of 218  
the person to be protected by the order. Immediate and present 219  
danger to the person to be protected by the protection order 220  
constitutes good cause for purposes of this section. Immediate and 221  
present danger includes, but is not limited to, situations in 222  
which the respondent has threatened the person to be protected by 223  
the protection order with bodily harm or in which the respondent 224  
previously has been convicted of or pleaded guilty to a violation 225  
of section 2903.211 of the Revised Code against the person to be 226  
protected by the protection order. 227

(2)(a) If the court, after an ex parte hearing, issues a 228  
protection order described in division (E) of this section, the 229  
court shall schedule a full hearing for a date that is within ten 230  
court days after the ex parte hearing. The court shall give the 231  
respondent notice of, and an opportunity to be heard at, the full 232  
hearing. The court shall hold the full hearing on the date 233  
scheduled under this division unless the court grants a 234  
continuance of the hearing in accordance with this division. Under 235  
any of the following circumstances or for any of the following 236  
reasons, the court may grant a continuance of the full hearing to 237  
a reasonable time determined by the court: 238

(i) Prior to the date scheduled for the full hearing under 239



this division, the respondent has not been served with the 240  
petition filed pursuant to this section and notice of the full 241  
hearing. 242

(ii) The parties consent to the continuance. 243

(iii) The continuance is needed to allow a party to obtain 244  
counsel. 245

(iv) The continuance is needed for other good cause. 246

(b) An ex parte order issued under this section does not 247  
expire because of a failure to serve notice of the full hearing 248  
upon the respondent before the date set for the full hearing under 249  
division (D)(2)(a) of this section or because the court grants a 250  
continuance under that division. 251

(3) If a person who files a petition pursuant to this section 252  
does not request an ex parte order, or if a person requests an ex 253  
parte order but the court does not issue an ex parte order after 254  
an ex parte hearing, the court shall proceed as in a normal civil 255  
action and grant a full hearing on the matter. 256

(E)(1) After an ex parte or full hearing, the court may issue 257  
any protection order, with or without bond, that contains terms 258  
designed to ensure the safety and protection of the person to be 259  
protected by the protection order, including, but not limited to, 260  
a requirement that the respondent refrain from entering the 261  
residence, school, business, or place of employment of the 262  
petitioner or family or household member. If the court includes a 263  
requirement that the respondent refrain from entering the 264  
residence, school, business, or place of employment of the 265  
petitioner or family or household member in the order, it also 266  
shall include in the order provisions of the type described in 267  
division (E)(5) of this section. 268

(2)(a) Any protection order issued pursuant to this section 269  
shall be valid until a date certain but not later than five years 270

from the date of its issuance. 271

(b) Any protection order issued pursuant to this section may 272  
be renewed in the same manner as the original order was issued. 273

(3) A court may not issue a protection order that requires a 274  
petitioner to do or to refrain from doing an act that the court 275  
may require a respondent to do or to refrain from doing under 276  
division (E)(1) of this section unless all of the following apply: 277

(a) The respondent files a separate petition for a protection 278  
order in accordance with this section. 279

(b) The petitioner is served with notice of the respondent's 280  
petition at least forty-eight hours before the court holds a 281  
hearing with respect to the respondent's petition, or the 282  
petitioner waives the right to receive this notice. 283

(c) If the petitioner has requested an ex parte order 284  
pursuant to division (D) of this section, the court does not delay 285  
any hearing required by that division beyond the time specified in 286  
that division in order to consolidate the hearing with a hearing 287  
on the petition filed by the respondent. 288

(d) After a full hearing at which the respondent presents 289  
evidence in support of the request for a protection order and the 290  
petitioner is afforded an opportunity to defend against that 291  
evidence, the court determines that the petitioner has committed a 292  
violation of section 2903.211 of the Revised Code against the 293  
person to be protected by the protection order issued pursuant to 294  
this section or has violated a protection order issued pursuant to 295  
section 2903.213 of the Revised Code relative to the person to be 296  
protected by the protection order issued pursuant to this section. 297

(4) No protection order issued pursuant to this section shall 298  
in any manner affect title to any real property. 299

(5)(a) If the court issues a protection order under this 300

section that includes a requirement that the alleged offender 301  
refrain from entering the residence, school, business, or place of 302  
employment of the petitioner or a family or household member, the 303  
order shall clearly state that the order cannot be waived or 304  
nullified by an invitation to the alleged offender from the 305  
complainant to enter the residence, school, business, or place of 306  
employment or by the alleged offender's entry into one of those 307  
places otherwise upon the consent of the petitioner or family or 308  
household member. 309

(b) Division (E)(5)(a) of this section does not limit any 310  
discretion of a court to determine that an alleged offender 311  
charged with a violation of section 2919.27 of the Revised Code, 312  
with a violation of a municipal ordinance substantially equivalent 313  
to that section, or with contempt of court, which charge is based 314  
on an alleged violation of a protection order issued under this 315  
section, did not commit the violation or was not in contempt of 316  
court. 317

(F)(1) The court shall cause the delivery of a copy of any 318  
protection order that is issued under this section to the 319  
petitioner, to the respondent, and to all law enforcement agencies 320  
that have jurisdiction to enforce the order. The court shall 321  
direct that a copy of the order be delivered to the respondent on 322  
the same day that the order is entered. 323

(2) All law enforcement agencies shall establish and maintain 324  
an index for the protection orders delivered to the agencies 325  
pursuant to division (F)(1) of this section. With respect to each 326  
order delivered, each agency shall note on the index the date and 327  
time that it received the order. 328

(3) Regardless of whether the petitioner has registered the 329  
protection order in the county in which the officer's agency has 330  
jurisdiction pursuant to division (M) of this section, any officer 331  
of a law enforcement agency shall enforce a protection order 332

issued pursuant to this section by any court in this state in 333  
accordance with the provisions of the order, including removing 334  
the respondent from the premises, if appropriate. 335

(G) Any proceeding under this section shall be conducted in 336  
accordance with the Rules of Civil Procedure, except that a 337  
protection order may be obtained under this section with or 338  
without bond. An order issued under this section, other than an ex 339  
parte order, that grants a protection order, or that refuses to 340  
grant a protection order, is a final, appealable order. The 341  
remedies and procedures provided in this section are in addition 342  
to, and not in lieu of, any other available civil or criminal 343  
remedies. 344

(H) The filing of proceedings under this section does not 345  
excuse a person from filing any report or giving any notice 346  
required by section 2151.421 of the Revised Code or by any other 347  
law. 348

(I) Any law enforcement agency that investigates an alleged 349  
violation of section 2903.211 of the Revised Code shall provide 350  
information to the victim and the family or household members of 351  
the victim regarding the relief available under this section and 352  
section 2903.213 of the Revised Code. 353

(J) Notwithstanding any provision of law to the contrary and 354  
regardless of whether a protection order is issued by a court of 355  
another county or by a court of another state, no court shall 356  
charge a fee ~~for~~ in connection with the filing of a petition 357  
pursuant to this section, in connection with the filing, issuance, 358  
registration, or service of a protection order, or for obtaining a 359  
certified copy of a protection order. 360

(K)(1) A person who violates a protection order issued under 361  
this section is subject to the following sanctions: 362

(a) Criminal prosecution for a violation of section 2919.27 363

of the Revised Code, if the violation of the protection order  
constitutes a violation of that section;

(b) Punishment for contempt of court.

(2) The punishment of a person for contempt of court for  
violation of a protection order issued under this section does not  
bar criminal prosecution of the person for a violation of section  
2919.27 of the Revised Code. However, a person punished for  
contempt of court is entitled to credit for the punishment imposed  
upon conviction of a violation of that section, and a person  
convicted of a violation of that section shall not subsequently be  
punished for contempt of court arising out of the same activity.

(L) In all stages of a proceeding under this section, a  
petitioner may be accompanied by a victim advocate.

(M)(1) A petitioner who obtains a protection order under this  
section or a protection order under section 2903.213 of the  
Revised Code may provide notice of the issuance or approval of the  
order to the judicial and law enforcement officials in any county  
other than the county in which the order is issued by registering  
that order in the other county pursuant to division (M)(2) of this  
section and filing a copy of the registered order with a law  
enforcement agency in the other county in accordance with that  
division. A person who obtains a protection order issued by a  
court of another state may provide notice of the issuance of the  
order to the judicial and law enforcement officials in any county  
of this state by registering the order in that county pursuant to  
section 2919.272 of the Revised Code and filing a copy of the  
registered order with a law enforcement agency in that county.

(2) A petitioner may register a protection order issued  
pursuant to this section or section 2903.213 of the Revised Code  
in a county other than the county in which the court that issued  
the order is located in the following manner:

(a) The petitioner shall obtain a certified copy of the order 395  
from the clerk of the court that issued the order and present that 396  
certified copy to the clerk of the court of common pleas or the 397  
clerk of a municipal court or county court in the county in which 398  
the order is to be registered. 399

(b) Upon accepting the certified copy of the order for 400  
registration, the clerk of the court of common pleas, municipal 401  
court, or county court shall place an endorsement of registration 402  
on the order and give the petitioner a copy of the order that 403  
bears that proof of registration. 404

(3) The clerk of each court of common pleas, municipal court, 405  
or county court shall maintain a registry of certified copies of 406  
protection orders that have been issued by courts in other 407  
counties pursuant to this section or section 2903.213 of the 408  
Revised Code and that have been registered with the clerk. 409

~~(4) If a petitioner who obtains a protection order under this 410  
section or section 2903.213 of the Revised Code wishes to register 411  
the order in any county other than the county in which the order 412  
was issued, pursuant to divisions (M)(1) to (3) of this section, 413  
and if the petitioner is indigent, both of the following apply: 414~~

~~(a) If the petitioner submits to the clerk of the court that 416  
issued the order satisfactory proof that the petitioner is 417  
indigent, the clerk may waive any fee that otherwise would be 418  
required for providing the petitioner with a certified copy of the 419  
order to be used for purposes of divisions (M)(1) to (3) of this 420  
section. 421~~

~~(b) If the petitioner submits to the clerk of the court of 422  
common pleas or the clerk of a municipal court or county court in 423  
the county in which the order is to be registered satisfactory 424  
proof that the petitioner is indigent, the clerk may waive any fee 425~~

~~that otherwise would be required for accepting for registration a  
certified copy of the order, for placing an endorsement of  
registration on the order, or for giving the petitioner a copy of  
the order that bears the proof of registration.~~

426  
427  
428  
429

**Sec. 2919.26.** (A)(1) Upon the filing of a complaint that  
alleges a violation of section 2919.25 of the Revised Code, a  
violation of a municipal ordinance substantially similar to that  
section, a violation of section 2903.11, 2903.12, 2903.13,  
2903.211, or 2911.211 of the Revised Code that involves a person  
who was a family or household member at the time of the violation,  
or a violation of a municipal ordinance that is substantially  
similar to section 2903.13, 2903.211, or 2911.211 of the Revised  
Code that involves a person who was a family or household member  
at the time of the violation, the complainant, the alleged victim,  
or a family or household member of an alleged victim may file, or,  
if in an emergency the alleged victim is unable to file, a person  
who made an arrest for the alleged violation under section 2935.03  
of the Revised Code may file on behalf of the alleged victim, a  
motion that requests the issuance of a temporary protection order  
as a pretrial condition of release of the alleged offender, in  
addition to any bail set under Criminal Rule 46. The motion shall  
be filed with the clerk of the court that has jurisdiction of the  
case at any time after the filing of the complaint.

430  
431  
432  
433  
434  
435  
436  
437  
438  
439  
440  
441  
442  
443  
444  
445  
446  
447  
448

(2) For purposes of section 2930.09 of the Revised Code, all  
stages of a proceeding arising out of a violation specified in  
division (A)(1) of this section, including all proceedings on a  
motion for a temporary protection order, are critical stages of  
the case, and a victim may be accompanied by a victim advocate or  
another person to provide support to the victim as provided in  
that section.

449  
450  
451  
452  
453  
454  
455

(B) The motion shall be prepared on a form that is provided

456





of the Revised Code; or charging the named defendant with a  
violation of a municipal ordinance that is substantially similar  
to section 2903.13, 2903.211, or 2911.211 of the Revised Code that  
involves a family or household member.

488  
489  
490  
491

I understand that I must appear before the court, at a time  
set by the court within twenty-four hours after the filing of this  
motion, for a hearing on the motion or that, if I am unable to  
appear because of hospitalization or a medical condition resulting  
from the offense alleged in the complaint, a person who can  
provide information about my need for a temporary protection order  
must appear before the court in lieu of my appearing in court. I  
understand that any temporary protection order granted pursuant to  
this motion is a pretrial condition of release and is effective  
only until the disposition of the criminal proceeding arising out  
of the attached complaint, or the issuance of a civil protection  
order or the approval of a consent agreement, arising out of the  
same activities as those that were the basis of the complaint,  
under section 3113.31 of the Revised Code.

492  
493  
494  
495  
496  
497  
498  
499  
500  
501  
502  
503  
504  
505

.....

506

Signature of person

507

(or signature of the arresting officer who filed the motion on  
behalf of the alleged victim)

508  
509

.....

510

Address of person (or office address of the arresting officer who  
filed the motion on behalf of the alleged victim)"

511  
512

(C)(1) As soon as possible after the filing of a motion that  
requests the issuance of a temporary protection order, but not  
later than twenty-four hours after the filing of the motion, the  
court shall conduct a hearing to determine whether to issue the  
order. The person who requested the order shall appear before the  
court and provide the court with the information that it requests

513  
514  
515  
516  
517  
518

concerning the basis of the motion. If the person who requested the order is unable to appear and if the court finds that the failure to appear is because of the person's hospitalization or medical condition resulting from the offense alleged in the complaint, another person who is able to provide the court with the information it requests may appear in lieu of the person who requested the order. If the court finds that the safety and protection of the complainant, alleged victim, or any other family or household member of the alleged offender may be impaired by the continued presence of the alleged offender, the court may issue a temporary protection order, as a pretrial condition of release, that contains terms designed to ensure the safety and protection of the complainant, alleged victim, or the family or household member, including a requirement that the alleged offender refrain from entering the residence, school, business, or place of employment of the complainant, alleged victim, or the family or household member.

519  
520  
521  
522  
523  
524  
525  
526  
527  
528  
529  
530  
531  
532  
533  
534  
535

(2)(a) If the court issues a temporary protection order that includes a requirement that the alleged offender refrain from entering the residence, school, business, or place of employment of the complainant, the alleged victim, or the family or household member, the order shall state clearly that the order cannot be waived or nullified by an invitation to the alleged offender from the complainant, alleged victim, or family or household member to enter the residence, school, business, or place of employment or by the alleged offender's entry into one of those places otherwise upon the consent of the complainant, alleged victim, or family or household member.

536  
537  
538  
539  
540  
541  
542  
543  
544  
545  
546

(b) Division (C)(2)(a) of this section does not limit any discretion of a court to determine that an alleged offender charged with a violation of section 2919.27 of the Revised Code, with a violation of a municipal ordinance substantially equivalent

547  
548  
549  
550

to that section, or with contempt of court, which charge is based 551  
on an alleged violation of a temporary protection order issued 552  
under this section, did not commit the violation or was not in 553  
contempt of court. 554

(D)(1) Upon the filing of a complaint that alleges a 555  
violation of section 2919.25 of the Revised Code, a violation of a 556  
municipal ordinance that is substantially similar to that section, 557  
a violation of section 2903.11, 2903.12, 2903.13, 2903.211, or 558  
2911.211 of the Revised Code that involves a person who was a 559  
family or household member at the time of the violation, or a 560  
violation of a municipal ordinance that is substantially similar 561  
to section 2903.13, 2903.211, or 2911.211 of the Revised Code that 562  
involves a person who was a family or household member at the time 563  
of the violation, the court, upon its own motion, may issue a 564  
temporary protection order as a pretrial condition of release if 565  
it finds that the safety and protection of the complainant, 566  
alleged victim, or other family or household member of the alleged 567  
offender may be impaired by the continued presence of the alleged 568  
offender. 569

(2) If the court issues a temporary protection order under 570  
this section as an ex parte order, it shall conduct, as soon as 571  
possible after the issuance of the order, a hearing in the 572  
presence of the alleged offender not later than the next day on 573  
which the court is scheduled to conduct business after the day on 574  
which the alleged offender was arrested or at the time of the 575  
appearance of the alleged offender pursuant to summons to 576  
determine whether the order should remain in effect, be modified, 577  
or be revoked. The hearing shall be conducted under the standards 578  
set forth in division (C) of this section. 579

(3) An order issued under this section shall contain only 580  
those terms authorized in orders issued under division (C) of this 581  
section. 582

(4) If a municipal court or a county court issues a temporary protection order under this section and if, subsequent to the issuance of the order, the alleged offender who is the subject of the order is bound over to the court of common pleas for prosecution of a felony arising out of the same activities as those that were the basis of the complaint upon which the order is based, notwithstanding the fact that the order was issued by a municipal court or county court, the order shall remain in effect, as though it were an order of the court of common pleas, while the charges against the alleged offender are pending in the court of common pleas, for the period of time described in division (E)(2) of this section, and the court of common pleas has exclusive jurisdiction to modify the order issued by the municipal court or county court. This division applies when the alleged offender is bound over to the court of common pleas as a result of the person waiving a preliminary hearing on the felony charge, as a result of the municipal court or county court having determined at a preliminary hearing that there is probable cause to believe that the felony has been committed and that the alleged offender committed it, as a result of the alleged offender having been indicted for the felony, or in any other manner.

(E) A temporary protection order that is issued as a pretrial condition of release under this section:

(1) Is in addition to, but shall not be construed as a part of, any bail set under Criminal Rule 46;

(2) Is effective only until the occurrence of either of the following:

(a) The disposition, by the court that issued the order or, in the circumstances described in division (D)(4) of this section, by the court of common pleas to which the alleged offender is bound over for prosecution, of the criminal proceeding arising out of the complaint upon which the order is based;

(b) The issuance of a protection order or the approval of a consent agreement, arising out of the same activities as those that were the basis of the complaint upon which the order is based, under section 3113.31 of the Revised Code;

(3) Shall not be construed as a finding that the alleged offender committed the alleged offense, and shall not be introduced as evidence of the commission of the offense at the trial of the alleged offender on the complaint upon which the order is based.

(F) A person who meets the criteria for bail under Criminal Rule 46 and who, if required to do so pursuant to that rule, executes or posts bond or deposits cash or securities as bail, shall not be held in custody pending a hearing before the court on a motion requesting a temporary protection order.

(G)(1) A copy of any temporary protection order that is issued under this section shall be issued by the court to the complainant, to the alleged victim, to the person who requested the order, to the defendant, and to all law enforcement agencies that have jurisdiction to enforce the order. The court shall direct that a copy of the order be delivered to the defendant on the same day that the order is entered. If a municipal court or a county court issues a temporary protection order under this section and if, subsequent to the issuance of the order, the defendant who is the subject of the order is bound over to the court of common pleas for prosecution as described in division (D)(4) of this section, the municipal court or county court shall direct that a copy of the order be delivered to the court of common pleas to which the defendant is bound over.

(2) All law enforcement agencies shall establish and maintain an index for the temporary protection orders delivered to the agencies pursuant to division (G)(1) of this section. With respect to each order delivered, each agency shall note on the index, the

date and time of the receipt of the order by the agency.

647

648

(3) A complainant, alleged victim, or other person who obtains a temporary protection order under this section may provide notice of the issuance of the temporary protection order to the judicial and law enforcement officials in any county other than the county in which the order is issued by registering that order in the other county in accordance with division (N) of section 3113.31 of the Revised Code and filing a copy of the registered protection order with a law enforcement agency in the other county in accordance with that division.

649

650

651

652

653

654

655

656

657

(4) Any officer of a law enforcement agency shall enforce a temporary protection order issued by any court in this state in accordance with the provisions of the order, including removing the defendant from the premises, regardless of whether the order is registered in the county in which the officer's agency has jurisdiction as authorized by division (G)(3) of this section.

658

659

660

661

662

663

(H) Upon a violation of a temporary protection order, the court may issue another temporary protection order, as a pretrial condition of release, that modifies the terms of the order that was violated.

664

665

666

667

(I)(1) As used in divisions (I)(1) and (2) of this section, "defendant" means a person who is alleged in a complaint to have committed a violation of the type described in division (A) of this section.

668

669

670

671

(2) If a complaint is filed that alleges that a person committed a violation of the type described in division (A) of this section, the court may not issue a temporary protection order under this section that requires the complainant, the alleged victim, or another family or household member of the defendant to do or refrain from doing an act that the court may require the defendant to do or refrain from doing under a temporary protection

672

673

674

675

676

677

678

order unless both of the following apply:

(a) The defendant has filed a separate complaint that alleges that the complainant, alleged victim, or other family or household member in question who would be required under the order to do or refrain from doing the act committed a violation of the type described in division (A) of this section.

(b) The court determines that both the complainant, alleged victim, or other family or household member in question who would be required under the order to do or refrain from doing the act and the defendant acted primarily as aggressors, that neither the complainant, alleged victim, or other family or household member in question who would be required under the order to do or refrain from doing the act nor the defendant acted primarily in self-defense, and, in accordance with the standards and criteria of this section as applied in relation to the separate complaint filed by the defendant, that it should issue the order to require the complainant, alleged victim, or other family or household member in question to do or refrain from doing the act.

(J) Notwithstanding any provision of law to the contrary and regardless of whether a protection order is issued by a court of another county or a court of another state, no court shall charge a fee ~~for~~ in connection with the filing of a motion pursuant to this section, in connection with the filing, issuance, registration, or service of a protection order, or for obtaining a certified copy of a protection order.

(K) As used in this section, "victim advocate" means a person who provides support and assistance for a victim of an offense during court proceedings.

**Sec. 2919.272.** (A) As used in this section, "protection order issued by a court of another state" has the same meaning as in section 2919.27 of the Revised Code.

(B) A person who has obtained a protection order issued by a court of another state may provide notice of the issuance of the order to judicial and law enforcement officials in any county of this state by registering the order in that county and filing a copy of the registered order with a law enforcement agency in that county. To register the order, the person shall obtain a certified copy of the order from the clerk of the court that issued the order and present that certified copy to the clerk of the court of common pleas or the clerk of a municipal court or county court in the county in which the order is to be registered. Upon accepting the certified copy of the order for registration, the clerk shall place an endorsement of registration on the order and give the person a copy of the order that bears proof of registration. The person then may file with a law enforcement agency in that county a copy of the order that bears proof of registration.

710  
711  
712  
713  
714  
715  
716  
717  
718  
719  
720  
721  
722  
723  
724  
725

(C) The clerk of each court of common pleas and the clerk of each municipal court and county court shall maintain a registry of certified copies of protection orders issued by courts of another state that have been registered with the clerk. Each law enforcement agency shall establish and maintain a registry for protection orders delivered to the agency pursuant to this section. The agency shall note in the registry the date and time that the agency received an order.

726  
727  
728  
729  
730  
731  
732  
733

(D) An officer of a law enforcement agency shall enforce a protection order issued by a court of another state in accordance with the provisions of the order, including removing the person allegedly violating the order from the premises, regardless of whether the order is registered as authorized by division (B) of this section in the county in which the officer's agency has jurisdiction.

734  
735  
736  
737  
738  
739  
740

(E) Notwithstanding any provision of law to the contrary and

741



regardless of whether a protection order is issued by a court of 742  
another county or a court of another state, no court shall charge 743  
a fee in connection with the filing, issuance, registration, or 744  
service of a protection order or for obtaining a certified copy of 745  
a protection order. 746

**Sec. 3113.31.** (A) As used in this section: 747

(1) "Domestic violence" means the occurrence of one or more 748  
of the following acts against a family or household member: 749

(a) Attempting to cause or recklessly causing bodily injury; 750

(b) Placing another person by the threat of force in fear of 751  
imminent serious physical harm or committing a violation of 752  
section 2903.211 or 2911.211 of the Revised Code; 753

(c) Committing any act with respect to a child that would 754  
result in the child being an abused child, as defined in section 755  
2151.031 of the Revised Code. 756

(2) "Court" means the domestic relations division of the 757  
court of common pleas in counties that have a domestic relations 758  
division, and the court of common pleas in counties that do not 759  
have a domestic relations division. 760

(3) "Family or household member" means any of the following: 761

(a) Any of the following who is residing with or has resided 762  
with the respondent: 763

(i) A spouse, a person living as a spouse, or a former spouse 764  
of the respondent; 765

(ii) A parent or a child of the respondent, or another person 766  
related by consanguinity or affinity to the respondent; 767

(iii) A parent or a child of a spouse, person living as a 768  
spouse, or former spouse of the respondent, or another person 769  
related by consanguinity or affinity to a spouse, person living as 770

a spouse, or former spouse of the respondent. 771

(b) The natural parent of any child of whom the respondent is 772  
the other natural parent or is the putative other natural parent. 773  
774

(4) "Person living as a spouse" means a person who is living 775  
or has lived with the respondent in a common law marital 776  
relationship, who otherwise is cohabiting with the respondent, or 777  
who otherwise has cohabited with the respondent within five years 778  
prior to the date of the alleged occurrence of the act in 779  
question. 780

(5) "Victim advocate" means a person who provides support and 781  
assistance for a person who files a petition under this section. 782  
783

(B) The court has jurisdiction over all proceedings under 784  
this section. The petitioner's right to relief under this section 785  
is not affected by the petitioner's leaving the residence or 786  
household to avoid further domestic violence. 787

(C) A person may seek relief under this section on the 788  
person's own behalf, or any parent or adult household member may 789  
seek relief under this section on behalf of any other family or 790  
household member, by filing a petition with the court. The 791  
petition shall contain or state: 792

(1) An allegation that the respondent engaged in domestic 793  
violence against a family or household member of the respondent, 794  
including a description of the nature and extent of the domestic 795  
violence; 796

(2) The relationship of the respondent to the petitioner, and 797  
to the victim if other than the petitioner; 798

(3) A request for relief under this section. 799

(D)(1) If a person who files a petition pursuant to this 800

section requests an ex parte order, the court shall hold an ex parte hearing on the same day that the petition is filed. The court, for good cause shown at the ex parte hearing, may enter any temporary orders, with or without bond, including, but not limited to, an order described in division (E)(1)(a), (b), or (c) of this section, that the court finds necessary to protect the family or household member from domestic violence. Immediate and present danger of domestic violence to the family or household member constitutes good cause for purposes of this section. Immediate and present danger includes, but is not limited to, situations in which the respondent has threatened the family or household member with bodily harm or in which the respondent previously has been convicted of or pleaded guilty to an offense that constitutes domestic violence against the family or household member.

(2)(a) If the court, after an ex parte hearing, issues an order described in division (E)(1)(b) or (c) of this section, the court shall schedule a full hearing for a date that is within seven court days after the ex parte hearing. If any other type of protection order that is authorized under division (E) of this section is issued by the court after an ex parte hearing, the court shall schedule a full hearing for a date that is within ten court days after the ex parte hearing. The court shall give the respondent notice of, and an opportunity to be heard at, the full hearing. The court shall hold the full hearing on the date scheduled under this division unless the court grants a continuance of the hearing in accordance with this division. Under any of the following circumstances or for any of the following reasons, the court may grant a continuance of the full hearing to a reasonable time determined by the court:

(i) Prior to the date scheduled for the full hearing under this division, the respondent has not been served with the petition filed pursuant to this section and notice of the full

801  
802  
803  
804  
805  
806  
807  
808  
809  
810  
811  
812  
813  
814  
815  
816  
817  
818  
819  
820  
821  
822  
823  
824  
825  
826  
827  
828  
829  
830  
831  
832

hearing.	833
(ii) The parties consent to the continuance.	834
(iii) The continuance is needed to allow a party to obtain counsel.	835 836
(iv) The continuance is needed for other good cause.	837
(b) An ex parte order issued under this section does not expire because of a failure to serve notice of the full hearing upon the respondent before the date set for the full hearing under division (D)(2)(a) of this section or because the court grants a continuance under that division.	838 839 840 841 842
(3) If a person who files a petition pursuant to this section does not request an ex parte order, or if a person requests an ex parte order but the court does not issue an ex parte order after an ex parte hearing, the court shall proceed as in a normal civil action and grant a full hearing on the matter.	843 844 845 846 847
(E)(1) After an ex parte or full hearing, the court may grant any protection order, with or without bond, or approve any consent agreement to bring about a cessation of domestic violence against the family or household members. The order or agreement may:	848 849 850 851 852
(a) Direct the respondent to refrain from abusing the family or household members;	853 854
(b) Grant possession of the residence or household to the petitioner or other family or household member, to the exclusion of the respondent, by evicting the respondent, when the residence or household is owned or leased solely by the petitioner or other family or household member, or by ordering the respondent to vacate the premises, when the residence or household is jointly owned or leased by the respondent, and the petitioner or other family or household member;	855 856 857 858 859 860 861 862

(c) When the respondent has a duty to support the petitioner 863  
or other family or household member living in the residence or 864  
household and the respondent is the sole owner or lessee of the 865  
residence or household, grant possession of the residence or 866  
household to the petitioner or other family or household member, 867  
to the exclusion of the respondent, by ordering the respondent to 868  
vacate the premises, or, in the case of a consent agreement, allow 869  
the respondent to provide suitable, alternative housing; 870

(d) Temporarily allocate parental rights and responsibilities 871  
for the care of, or establish temporary parenting time rights with 872  
regard to, minor children, if no other court has determined, or is 873  
determining, the allocation of parental rights and 874  
responsibilities for the minor children or parenting time rights; 875  
876

(e) Require the respondent to maintain support, if the 877  
respondent customarily provides for or contributes to the support 878  
of the family or household member, or if the respondent has a duty 879  
to support the petitioner or family or household member; 880

(f) Require the respondent, petitioner, victim of domestic 881  
violence, or any combination of those persons, to seek counseling; 882

(g) Require the respondent to refrain from entering the 883  
residence, school, business, or place of employment of the 884  
petitioner or family or household member; 885

(h) Grant other relief that the court considers equitable and 886  
fair, including, but not limited to, ordering the respondent to 887  
permit the use of a motor vehicle by the petitioner or other 888  
family or household member and the apportionment of household and 889  
family personal property. 890

(2) If a protection order has been issued pursuant to this 891  
section in a prior action involving the respondent and the 892  
petitioner or one or more of the family or household members, the 893

894 court may include in a protection order that it issues a  
895 prohibition against the respondent returning to the residence or  
896 household. If it includes a prohibition against the respondent  
897 returning to the residence or household in the order, it also  
898 shall include in the order provisions of the type described in  
899 division (E)(7) of this section. This division does not preclude  
900 the court from including in a protection order or consent  
901 agreement, in circumstances other than those described in this  
902 division, a requirement that the respondent be evicted from or  
903 vacate the residence or household or refrain from entering the  
904 residence, school, business, or place of employment of the  
905 petitioner or a family or household member, and, if the court  
906 includes any requirement of that type in an order or agreement,  
907 the court also shall include in the order provisions of the type  
908 described in division (E)(7) of this section.

909 (3)(a) Any protection order issued or consent agreement  
910 approved under this section shall be valid until a date certain,  
911 but not later than five years from the date of its issuance or  
912 approval.

913 (b) Subject to the limitation on the duration of an order or  
914 agreement set forth in division (E)(3)(a) of this section, any  
915 order under division (E)(1)(d) of this section shall terminate on  
916 the date that a court in an action for divorce, dissolution of  
917 marriage, or legal separation brought by the petitioner or  
918 respondent issues an order allocating parental rights and  
919 responsibilities for the care of children or on the date that a  
920 juvenile court in an action brought by the petitioner or  
921 respondent issues an order awarding legal custody of minor  
922 children. Subject to the limitation on the duration of an order or  
923 agreement set forth in division (E)(3)(a) of this section, any  
924 order under division (E)(1)(e) of this section shall terminate on  
925 the date that a court in an action for divorce, dissolution of

marriage, or legal separation brought by the petitioner or 926  
respondent issues a support order or on the date that a juvenile 927  
court in an action brought by the petitioner or respondent issues 928  
a support order. 929

(c) Any protection order issued or consent agreement approved 930  
pursuant to this section may be renewed in the same manner as the 931  
original order or agreement was issued or approved. 932

(4) A court may not issue a protection order that requires a 933  
petitioner to do or to refrain from doing an act that the court 934  
may require a respondent to do or to refrain from doing under 935  
division (E)(1)(a), (b), (c), (d), (e), (g), or (h) of this 936  
section unless all of the following apply: 937

(a) The respondent files a separate petition for a protection 938  
order in accordance with this section. 939

(b) The petitioner is served notice of the respondent's 940  
petition at least forty-eight hours before the court holds a 941  
hearing with respect to the respondent's petition, or the 942  
petitioner waives the right to receive this notice. 943

(c) If the petitioner has requested an ex parte order 944  
pursuant to division (D) of this section, the court does not delay 945  
any hearing required by that division beyond the time specified in 946  
that division in order to consolidate the hearing with a hearing 947  
on the petition filed by the respondent. 948

(d) After a full hearing at which the respondent presents 949  
evidence in support of the request for a protection order and the 950  
petitioner is afforded an opportunity to defend against that 951  
evidence, the court determines that the petitioner has committed 952  
an act of domestic violence or has violated a temporary protection 953  
order issued pursuant to section 2919.26 of the Revised Code, that 954  
both the petitioner and the respondent acted primarily as 955  
aggressors, and that neither the petitioner nor the respondent 956

acted primarily in self-defense.

957

(5) No protection order issued or consent agreement approved under this section shall in any manner affect title to any real property.

958

959

960

(6)(a) If a petitioner, or the child of a petitioner, who obtains a protection order or consent agreement pursuant to division (E)(1) of this section or a temporary protection order pursuant to section 2919.26 of the Revised Code and is the subject of a parenting time order issued pursuant to section 3109.051 or 3109.12 of the Revised Code or a visitation or companionship order issued pursuant to section 3109.051, 3109.11, or 3109.12 of the Revised Code or division (E)(1)(d) of this section granting parenting time rights to the respondent, the court may require the public children services agency of the county in which the court is located to provide supervision of the respondent's exercise of parenting time or visitation or companionship rights with respect to the child for a period not to exceed nine months, if the court makes the following findings of fact:

961

962

963

964

965

966

967

968

969

970

971

972

973

974

(i) The child is in danger from the respondent;

975

(ii) No other person or agency is available to provide the supervision.

976

977

(b) A court that requires an agency to provide supervision pursuant to division (E)(6)(a) of this section shall order the respondent to reimburse the agency for the cost of providing the supervision, if it determines that the respondent has sufficient income or resources to pay that cost.

978

979

980

981

982

(7)(a) If a protection order issued or consent agreement approved under this section includes a requirement that the respondent be evicted from or vacate the residence or household or refrain from entering the residence, school, business, or place of employment of the petitioner or a family or household member, the

983

984

985

986

987



order or agreement shall state clearly that the order or agreement 988  
cannot be waived or nullified by an invitation to the respondent 989  
from the petitioner or other family or household member to enter 990  
the residence, school, business, or place of employment or by the 991  
respondent's entry into one of those places otherwise upon the 992  
consent of the petitioner or other family or household member. 993

(b) Division (E)(7)(a) of this section does not limit any 994  
discretion of a court to determine that a respondent charged with 995  
a violation of section 2919.27 of the Revised Code, with a 996  
violation of a municipal ordinance substantially equivalent to 997  
that section, or with contempt of court, which charge is based on 998  
an alleged violation of a protection order issued or consent 999  
agreement approved under this section, did not commit the 1000  
violation or was not in contempt of court. 1001

(F)(1) A copy of any protection order, or consent agreement, 1002  
that is issued or approved under this section shall be issued by 1003  
the court to the petitioner, to the respondent, and to all law 1004  
enforcement agencies that have jurisdiction to enforce the order 1005  
or agreement. The court shall direct that a copy of an order be 1006  
delivered to the respondent on the same day that the order is 1007  
entered. 1008

(2) All law enforcement agencies shall establish and maintain 1009  
an index for the protection orders and the approved consent 1010  
agreements delivered to the agencies pursuant to division (F)(1) 1011  
of this section. With respect to each order and consent agreement 1012  
delivered, each agency shall note on the index the date and time 1013  
that it received the order or consent agreement. 1014

(3) Regardless of whether the petitioner has registered the 1015  
order or agreement in the county in which the officer's agency has 1016  
jurisdiction pursuant to division (N) of this section, any officer 1017  
of a law enforcement agency shall enforce a protection order 1018  
issued or consent agreement approved by any court in this state in 1019

accordance with the provisions of the order or agreement, 1020  
including removing the respondent from the premises, if 1021  
appropriate. 1022

(G) Any proceeding under this section shall be conducted in 1023  
accordance with the Rules of Civil Procedure, except that an order 1024  
under this section may be obtained with or without bond. An order 1025  
issued under this section, other than an ex parte order, that 1026  
grants a protection order or approves a consent agreement, or that 1027  
refuses to grant a protection order or approve a consent 1028  
agreement, is a final, appealable order. The remedies and 1029  
procedures provided in this section are in addition to, and not in 1030  
lieu of, any other available civil or criminal remedies. 1031

(H) The filing of proceedings under this section does not 1032  
excuse a person from filing any report or giving any notice 1033  
required by section 2151.421 of the Revised Code or by any other 1034  
law. When a petition under this section alleges domestic violence 1035  
against minor children, the court shall report the fact, or cause 1036  
reports to be made, to a county, township, or municipal peace 1037  
officer under section 2151.421 of the Revised Code. 1038

(I) Any law enforcement agency that investigates a domestic 1039  
dispute shall provide information to the family or household 1040  
members involved regarding the relief available under this section 1041  
and section 2919.26 of the Revised Code. 1042

(J) Notwithstanding any provision of law to the contrary and 1043  
regardless of whether a protection order or consent agreement is 1044  
issued by a court of another county or a court of another state, 1045  
no court shall charge a fee for in connection with the filing of a 1046  
petition pursuant to this section or in connection with the 1047  
filing, issuance, registration, or service of a protection order 1048  
or consent agreement, or for obtaining a certified copy of a 1049  
protection order or consent agreement. 1050

(K)(1) The court shall comply with Chapters 3119., 3121., 1051  
3123., and 3125. of the Revised Code when it makes or modifies an 1052  
order for child support under this section. 1053

(2) If any person required to pay child support under an 1054  
order made under this section on or after April 15, 1985, or 1055  
modified under this section on or after December 31, 1986, is 1056  
found in contempt of court for failure to make support payments 1057  
under the order, the court that makes the finding, in addition to 1058  
any other penalty or remedy imposed, shall assess all court costs 1059  
arising out of the contempt proceeding against the person and 1060  
require the person to pay any reasonable attorney's fees of any 1061  
adverse party, as determined by the court, that arose in relation 1062  
to the act of contempt. 1063

(L)(1) A person who violates a protection order issued or a 1064  
consent agreement approved under this section is subject to the 1065  
following sanctions: 1066

(a) Criminal prosecution for a violation of section 2919.27 1067  
of the Revised Code, if the violation of the protection order or 1068  
consent agreement constitutes a violation of that section; 1069

(b) Punishment for contempt of court. 1070

(2) The punishment of a person for contempt of court for 1071  
violation of a protection order issued or a consent agreement 1072  
approved under this section does not bar criminal prosecution of 1073  
the person for a violation of section 2919.27 of the Revised Code. 1074  
However, a person punished for contempt of court is entitled to 1075  
credit for the punishment imposed upon conviction of a violation 1076  
of that section, and a person convicted of a violation of that 1077  
section shall not subsequently be punished for contempt of court 1078  
arising out of the same activity. 1079

(M) In all stages of a proceeding under this section, a 1080  
petitioner may be accompanied by a victim advocate. 1081

(N)(1) A petitioner who obtains a protection order or consent agreement under this section or a temporary protection order under section 2919.26 of the Revised Code may provide notice of the issuance or approval of the order or agreement to the judicial and law enforcement officials in any county other than the county in which the order is issued or the agreement is approved by registering that order or agreement in the other county pursuant to division (N)(2) of this section and filing a copy of the registered order or registered agreement with a law enforcement agency in the other county in accordance with that division. A person who obtains a protection order issued by a court of another state may provide notice of the issuance of the order to the judicial and law enforcement officials in any county of this state by registering the order in that county pursuant to section 2919.272 of the Revised Code and filing a copy of the registered order with a law enforcement agency in that county.

(2) A petitioner may register a temporary protection order, protection order, or consent agreement in a county other than the county in which the court that issued the order or approved the agreement is located in the following manner:

(a) The petitioner shall obtain a certified copy of the order or agreement from the clerk of the court that issued the order or approved the agreement and present that certified copy to the clerk of the court of common pleas or the clerk of a municipal court or county court in the county in which the order or agreement is to be registered.

(b) Upon accepting the certified copy of the order or agreement for registration, the clerk of the court of common pleas, municipal court, or county court shall place an endorsement of registration on the order or agreement and give the petitioner a copy of the order or agreement that bears that proof of registration.

(3) The clerk of each court of common pleas, the clerk of each municipal court, and the clerk of each county court shall maintain a registry of certified copies of temporary protection orders, protection orders, or consent agreements that have been issued or approved by courts in other counties and that have been registered with the clerk.

~~(4) If a petitioner who obtains a protection order or consent agreement under this section or a temporary protection order under section 2919.26 of the Revised Code wishes to register the order or agreement in any county other than the county in which the order was issued or the agreement was approved, pursuant to divisions (N)(1) to (3) of this section, and if the petitioner is indigent, both of the following apply:~~

~~(a) If the petitioner submits to the clerk of the court that issued the order or approved the agreement satisfactory proof that the petitioner is indigent, the clerk may waive any fee that otherwise would be required for providing the petitioner with a certified copy of the order or agreement to be used for purposes of divisions (N)(1) to (3) of this section;~~

~~(b) If the petitioner submits to the clerk of the court of common pleas or the clerk of a municipal court or county court in the county in which the order or agreement is to be registered satisfactory proof that the petitioner is indigent, the clerk may waive any fee that otherwise would be required for accepting for registration a certified copy of the order or agreement, for placing an endorsement of registration on the order or agreement, or for giving the petitioner a copy of the order or agreement that bears the proof of registration.~~

**Section 2.** That existing sections 2903.213, 2903.214, 2919.26, 2919.272, and 3113.31 of the Revised Code are hereby repealed.