

**As Reported by the House Criminal Justice Committee**

**126th General Assembly**

**Regular Session**

**2005-2006**

**Sub. H. B. No. 15**

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Yuko, Seaver, Healy, D. Stewart**

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**A B I L L**

To amend sections 2929.20, 2967.03, 2967.12, and 1  
2967.26 and to enact section 5120.66 of the 2  
Revised Code to require the Department of 3  
Rehabilitation and Correction to establish and 4  
operate an Internet database that contains 5  
specified offense, sentence, and release 6  
information for each inmate in the custody of the 7  
Department; to grant any person a right to submit 8  
a written statement regarding certain possible 9  
releases or transfers of any inmate; to require 10  
the Adult Parole Authority to consider any such 11  
statement prior to granting or recommending the 12  
release of or transfer for any inmate; and to 13  
specify that these provisions are to be known as 14  
"Laura's Law." 15

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

**Section 1.** That sections 2929.20, 2967.03, 2967.12, and 16

2967.26 be amended and section 5120.66 of the Revised Code be 17  
enacted to read as follows: 18

**Sec. 2929.20.** (A) As used in this section, "eligible 19  
offender" means any person serving a stated prison term of ten 20  
years or less when either of the following applies: 21

(1) The stated prison term does not include a mandatory 22  
prison term. 23

(2) The stated prison term includes a mandatory prison term, 24  
and the person has served the mandatory prison term. 25

(B) Upon the filing of a motion by the eligible offender or 26  
upon its own motion, a sentencing court may reduce the offender's 27  
stated prison term through a judicial release in accordance with 28  
this section. The court shall not reduce the stated prison term of 29  
an offender who is not an eligible offender. An eligible offender 30  
may file a motion for judicial release with the sentencing court 31  
within the following applicable period of time: 32

(1)(a) Except as otherwise provided in division (B)(1)(b) or 33  
(c) of this section, if the stated prison term was imposed for a 34  
felony of the fourth or fifth degree, the eligible offender may 35  
file the motion not earlier than thirty days or later than ninety 36  
days after the offender is delivered to a state correctional 37  
institution. 38

(b) If the stated prison term is five years and is an 39  
aggregate of stated prison terms that are being served 40  
consecutively and that were imposed for any combination of 41  
felonies of the fourth degree and felonies of the fifth degree, 42  
the eligible offender may file the motion after the eligible 43  
offender has served four years of the stated prison term. 44

(c) If the stated prison term is more than five years and not 45  
more than ten years and is an aggregate of stated prison terms 46

that are being served consecutively and that were imposed for any  
combination of felonies of the fourth degree and felonies of the  
fifth degree, the eligible offender may file the motion after the  
eligible offender has served five years of the stated prison term.

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(2) Except as otherwise provided in division (B)(3) or (4) of  
this section, if the stated prison term was imposed for a felony  
of the first, second, or third degree, the eligible offender may  
file the motion not earlier than one hundred eighty days after the  
offender is delivered to a state correctional institution.

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(3) If the stated prison term is five years, the eligible  
offender may file the motion after the eligible offender has  
served four years of the stated prison term.

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(4) If the stated prison term is more than five years and not  
more than ten years, the eligible offender may file the motion  
after the eligible offender has served five years of the stated  
prison term.

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(5) If the offender's stated prison term includes a mandatory  
prison term, the offender shall file the motion within the time  
authorized under division (B)(1), (2), (3), or (4) of this section  
for the nonmandatory portion of the prison term, but the time for  
filing the motion does not begin to run until after the expiration  
of the mandatory portion of the prison term.

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(C) Upon receipt of a timely motion for judicial release  
filed by an eligible offender under division (B) of this section  
or upon the sentencing court's own motion made within the  
appropriate time period specified in that division, the court may  
schedule a hearing on the motion. The court may deny the motion  
without a hearing but shall not grant the motion without a  
hearing. If a court denies a motion without a hearing, the court  
may consider a subsequent judicial release for that eligible  
offender on its own motion or a subsequent motion filed by that

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eligible offender. If a court denies a motion after a hearing, the  
court shall not consider a subsequent motion for that eligible  
offender. The court shall hold only one hearing for any eligible  
offender.

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A hearing under this section shall be conducted in open court  
within sixty days after the date on which the motion is filed,  
provided that the court may delay the hearing for a period not to  
exceed one hundred eighty additional days. If the court holds a  
hearing on the motion, the court shall enter a ruling on the  
motion within ten days after the hearing. If the court denies the  
motion without a hearing, the court shall enter its ruling on the  
motion within sixty days after the motion is filed.

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(D) If a court schedules a hearing under division (C) of this  
section, the court shall notify the eligible offender of the  
hearing. ~~The eligible offender promptly shall give a copy of the  
notice of the hearing to~~ and shall notify the head of the state  
correctional institution in which the eligible offender is  
confined of the hearing prior to the hearing. The head of the  
state correctional institution immediately shall notify the  
appropriate person at the department of rehabilitation and  
correction of the hearing, and the department within twenty-four  
hours after receipt of the notice, shall post on the database it  
maintains pursuant to section 5120.66 of the Revised Code the  
offender's name and all of the information specified in division  
(A)(1)(c)(i) of that section. If the court schedules a hearing for  
judicial release, the court promptly shall give notice of the  
hearing to the prosecuting attorney of the county in which the  
eligible offender was indicted. Upon receipt of the notice from  
the court, the prosecuting attorney shall notify the victim of the  
offense for which the stated prison term was imposed or the  
victim's representative, pursuant to section 2930.16 of the  
Revised Code, of the hearing.

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(E) Prior to the date of the hearing on a motion for judicial release under this section, the head of the state correctional institution in which the eligible offender in question is confined shall send to the court a report on the eligible offender's conduct in the institution and in any institution from which the eligible offender may have been transferred. The report shall cover the eligible offender's participation in school, vocational training, work, treatment, and other rehabilitative activities and any disciplinary action taken against the eligible offender. The report shall be made part of the record of the hearing.

(F) If the court grants a hearing on a motion for judicial release under this section, the eligible offender shall attend the hearing if ordered to do so by the court. Upon receipt of a copy of the journal entry containing the order, the head of the state correctional institution in which the eligible offender is incarcerated shall deliver the eligible offender to the sheriff of the county in which the hearing is to be held. The sheriff shall convey the eligible offender to the hearing and return the offender to the institution after the hearing.

(G) At the hearing on a motion for judicial release under this section, the court shall afford the eligible offender and the eligible offender's attorney an opportunity to present written information relevant to the motion and shall afford the eligible offender, if present, and the eligible offender's attorney an opportunity to present oral information relevant to the motion. The court shall afford a similar opportunity to the prosecuting attorney, the victim or the victim's representative, as defined in section 2930.01 of the Revised Code, and any other person the court determines is likely to present additional relevant information. The court shall consider any statement of a victim made pursuant to section 2930.14 or 2930.17 of the Revised Code, any victim impact statement prepared pursuant to section 2947.051

of the Revised Code, and any report made under division (E) of  
this section. The court may consider any written statement of any  
person submitted to the court pursuant to division (J) of this  
section. After ruling on the motion, the court shall notify the  
victim of the ruling in accordance with sections 2930.03 and  
2930.16 of the Revised Code.

(H)(1) A court shall not grant a judicial release under this  
section to an eligible offender who is imprisoned for a felony of  
the first or second degree, or to an eligible offender who  
committed an offense contained in Chapter 2925. or 3719. of the  
Revised Code and for whom there was a presumption under section  
2929.13 of the Revised Code in favor of a prison term, unless the  
court, with reference to factors under section 2929.12 of the  
Revised Code, finds both of the following:

(a) That a sanction other than a prison term would adequately  
punish the offender and protect the public from future criminal  
violations by the eligible offender because the applicable factors  
indicating a lesser likelihood of recidivism outweigh the  
applicable factors indicating a greater likelihood of recidivism;

(b) That a sanction other than a prison term would not demean  
the seriousness of the offense because factors indicating that the  
eligible offender's conduct in committing the offense was less  
serious than conduct normally constituting the offense outweigh  
factors indicating that the eligible offender's conduct was more  
serious than conduct normally constituting the offense.

(2) A court that grants a judicial release to an eligible  
offender under division (H)(1) of this section shall specify on  
the record both findings required in that division and also shall  
list all the factors described in that division that were  
presented at the hearing.

(I) If the court grants a motion for judicial release under

this section, the court shall order the release of the eligible offender, shall place the eligible offender under an appropriate community control sanction, under appropriate community control conditions, and under the supervision of the department of probation serving the court, and shall reserve the right to reimpose the sentence that it reduced pursuant to the judicial release if the offender violates the sanction. If the court reimposes the reduced sentence pursuant to this reserved right, it may do so either concurrently with, or consecutive to, any new sentence imposed upon the eligible offender as a result of the violation that is a new offense. The period of the community control sanction shall be no longer than five years. The court, in its discretion, may reduce the period of the community control sanction by the amount of time the eligible offender spent in jail for the offense and in prison. If the court made any findings pursuant to division (H)(1) of this section, the court shall serve a copy of the findings upon counsel for the parties within fifteen days after the date on which the court grants the motion for judicial release.

Prior to being released pursuant to a judicial release granted under this section, the eligible offender shall serve any extension of sentence that was imposed under section 2967.11 of the Revised Code.

If the court grants a motion for judicial release, the court shall notify the appropriate person at the department of rehabilitation and correction of the judicial release, and the department shall post notice of the release on the database it maintains pursuant to section 5120.66 of the Revised Code.

(J) In addition to and independent of the right of a victim to make a statement pursuant to section 2930.14, 2930.17, or 2946.051 of the Revised Code and any right of a person to present written information or make a statement pursuant to division (G)

of this section, any person may submit to the court, at any time 205  
prior to the hearing on the offender's motion for judicial 206  
release, a written statement concerning the effects of the 207  
offender's crime or crimes, the circumstances surrounding the 208  
crime or crimes, the manner in which the crime or crimes were 209  
perpetrated, and the person's opinion as to whether the offender 210  
should be released. 211

**Sec. 2967.03.** The adult parole authority may exercise its 212  
functions and duties in relation to the pardon, commutation of 213  
sentence, or reprieve of a convict upon direction of the governor 214  
or upon its own initiative. It may exercise its functions and 215  
duties in relation to the parole of a prisoner who is eligible for 216  
parole upon the initiative of the head of the institution in which 217  
the prisoner is confined or upon its own initiative. When a 218  
prisoner becomes eligible for parole, the head of the institution 219  
in which the prisoner is confined shall notify the authority in 220  
the manner prescribed by the authority. The authority may 221  
investigate and examine, or cause the investigation and 222  
examination of, prisoners confined in state correctional 223  
institutions concerning their conduct in the institutions, their 224  
mental and moral qualities and characteristics, their knowledge of 225  
a trade or profession, their former means of livelihood, their 226  
family relationships, and any other matters affecting their 227  
fitness to be at liberty without being a threat to society. 228

The authority may recommend to the governor the pardon, 229  
commutation of sentence, or reprieve of any convict or prisoner or 230  
grant a parole to any prisoner for whom parole is authorized, if 231  
in its judgment there is reasonable ground to believe that 232  
granting a pardon, commutation, or reprieve to the convict or 233  
paroling the prisoner would further the interests of justice and 234  
be consistent with the welfare and security of society. However, 235



the authority shall not recommend a pardon or commutation of 236  
sentence of, or grant a parole to, any convict or prisoner until 237  
the authority has complied with the applicable notice requirements 238  
of sections 2930.16 and 2967.12 of the Revised Code and until it 239  
has considered any statement made by a victim or a victim's 240  
representative that is relevant to the convict's or prisoner's 241  
case and that was sent to the authority pursuant to section 242  
2930.17 of the Revised Code and, any other statement made by a 243  
victim or a victim's representative that is relevant to the 244  
convict's or prisoner's case and that was received by the 245  
authority after it provided notice of the pendency of the action 246  
under sections 2930.16 and 2967.12 of the Revised Code, and any 247  
written statement of any person submitted to the court pursuant to 248  
division (H) of section 2967.12 of the Revised Code. If a victim, 249  
victim's representative, or the victim's spouse, parent, sibling, 250  
or child appears at a full board hearing of the parole board and 251  
gives testimony as authorized by section 5149.101 of the Revised 252  
Code, the authority shall consider the testimony in determining 253  
whether to grant a parole. The trial judge and prosecuting 254  
attorney of the trial court in which a person was convicted shall 255  
furnish to the authority, at the request of the authority, a 256  
summarized statement of the facts proved at the trial and of all 257  
other facts having reference to the propriety of recommending a 258  
pardon or commutation, or granting a parole, together with a 259  
recommendation for or against a pardon, commutation, or parole, 260  
and the reasons for the recommendation. The trial judge, the 261  
prosecuting attorney, specified law enforcement agency members, 262  
and a representative of the prisoner may appear at a full board 263  
hearing of the parole board and give testimony in regard to the 264  
grant of a parole to the prisoner as authorized by section 265  
5149.101 of the Revised Code. All state and local officials shall 266  
furnish information to the authority, when so requested by it in 267  
the performance of its duties. 268

The adult parole authority shall exercise its functions and 269  
duties in relation to the release of prisoners who are serving a 270  
stated prison term in accordance with section 2967.28 of the 271  
Revised Code. 272

**Sec. 2967.12.** (A) Except as provided in division (G) of this 273  
section, at least three weeks before the adult parole authority 274  
recommends any pardon or commutation of sentence, or grants any 275  
parole, the authority shall send a notice of the pendency of the 276  
pardon, commutation, or parole, setting forth the name of the 277  
person on whose behalf it is made, the offense of which the person 278  
was convicted or to which the person pleaded guilty, the time of 279  
conviction or the guilty plea, and the term of the person's 280  
sentence, to the prosecuting attorney and the judge of the court 281  
of common pleas of the county in which the indictment against the 282  
person was found. If there is more than one judge of that court of 283  
common pleas, the authority shall send the notice to the presiding 284  
judge. The department of rehabilitation and correction, at the 285  
same time that it provides the notice to the prosecuting attorney 286  
and judge under this division, also shall post on the database it 287  
maintains pursuant to section 5120.66 of the Revised Code the 288  
offender's name and all of the information specified in division 289  
(A)(1)(c)(iii) of that section. 290

(B) If a request for notification has been made pursuant to 291  
section 2930.16 of the Revised Code, the adult parole authority 292  
also shall give notice to the victim or the victim's 293  
representative prior to recommending any pardon or commutation of 294  
sentence for, or granting any parole to, the person. The authority 295  
shall provide the notice at the same time as the notice required 296  
by division (A) of this section and shall include in the notice 297  
the information required to be set forth in that notice. The 298  
notice also shall inform the victim or the victim's representative 299

that the victim or representative may send a written statement  
relative to the victimization and the pending action to the adult  
parole authority and that, if the authority receives any written  
statement prior to recommending a pardon or commutation or  
granting a parole for a person, the authority will consider the  
statement before it recommends a pardon or commutation or grants a  
parole. If the person is being considered for parole, the notice  
shall inform the victim or the victim's representative that a full  
board hearing of the parole board may be held and that the victim  
or victim's representative may contact the office of victims'  
services for further information. If the person being considered  
for parole was convicted of or pleaded guilty to violating section  
2903.01 or 2903.02 of the Revised Code, the notice shall inform  
the victim of that offense, the victim's representative, or a  
member of the victim's immediate family that the victim, the  
victim's representative, and the victim's immediate family have  
the right to give testimony at a full board hearing of the parole  
board and that the victim or victim's representative may contact  
the office of victims' services for further information. As used  
in this division, "the victim's immediate family" means the  
mother, father, spouse, sibling, or child of the victim.

(C) When notice of the pendency of any pardon, commutation of  
sentence, or parole has been given to a judge or prosecutor or  
posted on the database as provided in division (A) of this section  
and a hearing on the pardon, commutation, or parole is continued  
to a date certain, the authority shall ~~give~~ provide notice ~~by mail~~  
of the further consideration of the pardon, commutation, or parole  
~~to the proper judge and prosecuting attorney~~ at least ten days  
before the further consideration. The notice of the further  
consideration shall be provided to the proper judge and  
prosecuting attorney by mail at least ten days before the further  
consideration, and, if the initial notice was posted on the

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database as provided in division (A) of this section, the notice 332  
of the further consideration shall be posted on the database at 333  
least ten days before the further consideration. When notice of 334  
the pendency of any pardon, commutation, or parole has been given 335  
as provided in division (B) of this section and the hearing on it 336  
is continued to a date certain, the authority shall give notice of 337  
the further consideration to the victim or the victim's 338  
representative in accordance with section 2930.03 of the Revised 339  
Code. 340

(D) In case of an application for the pardon or commutation 341  
of sentence of a person sentenced to capital punishment, the 342  
governor may modify the requirements of notification and 343  
publication if there is not sufficient time for compliance with 344  
the requirements before the date fixed for the execution of 345  
sentence. 346

(E) If an offender is serving a prison term imposed under 347  
division (A)(3) of section 2971.03 of the Revised Code and if the 348  
parole board terminates its control over the offender's service of 349  
that term pursuant to section 2971.04 of the Revised Code, the 350  
parole board immediately shall provide written notice of its 351  
termination of control or the transfer of control to the entities 352  
and persons specified in section 2971.04 of the Revised Code. 353

(F) The failure of the adult parole authority to comply with 354  
the notice or posting provisions of division (A), (B), or (C) of 355  
this section or the failure of the parole board to comply with the 356  
notice provisions of division (E) of this section do not give any 357  
rights or any grounds for appeal or post-conviction relief to the 358  
person serving the sentence. 359

(G) Divisions (A), (B), and (C) of this section do not apply 360  
to any release of a person that is of the type described in 361  
division (B)(2)(b) of section 5120.031 of the Revised Code. 362

(H) In addition to and independent of the right of a victim 363  
to make a statement as described in division (A) of this section 364  
or pursuant to section 2930.17 of the Revised Code or to otherwise 365  
make a statement, the authority for a judge or prosecuting 366  
attorney to furnish statements and information, make 367  
recommendations, and give testimony as described in division (A) 368  
of this section, the right of a prosecuting attorney, judge, or 369  
victim to give testimony or submit a statement at a full parole 370  
board hearing pursuant to section 5149.101 of the Revised Code, 371  
and any other right or duty of a person to present information or 372  
make a statement, any person may send to the adult parole 373  
authority at any time prior to the authority's recommending a 374  
pardon or commutation or granting a parole for the offender a 375  
written statement relative to the offense and the pending action. 376

**Sec. 2967.26.** (A)(1) The department of rehabilitation and 377  
correction, by rule, may establish a transitional control program 378  
for the purpose of closely monitoring a prisoner's adjustment to 379  
community supervision during the final one hundred eighty days of 380  
the prisoner's confinement. If the department establishes a 381  
transitional control program under this division, the adult parole 382  
authority may transfer eligible prisoners to transitional control 383  
status under the program during the final one hundred eighty days 384  
of their confinement and under the terms and conditions 385  
established by the department, shall provide for the confinement 386  
as provided in this division of each eligible prisoner so 387  
transferred, and shall supervise each eligible prisoner so 388  
transferred in one or more community control sanctions. Each 389  
eligible prisoner who is transferred to transitional control 390  
status under the program shall be confined in a suitable facility 391  
that is licensed pursuant to division (C) of section 2967.14 of 392  
the Revised Code, or shall be confined in a residence the 393  
department has approved for this purpose and be monitored pursuant 394

to an electronic monitoring device, as defined in section 2929.01 395  
of the Revised Code. If the department establishes a transitional 396  
control program under this division, the rules establishing the 397  
program shall include criteria that define which prisoners are 398  
eligible for the program, criteria that must be satisfied to be 399  
approved as a residence that may be used for confinement under the 400  
program of a prisoner that is transferred to it and procedures for 401  
the department to approve residences that satisfy those criteria, 402  
and provisions of the type described in division (C) of this 403  
section. At a minimum, the criteria that define which prisoners 404  
are eligible for the program shall provide all of the following: 405

(a) That a prisoner is eligible for the program if the 406  
prisoner is serving a prison term or term of imprisonment for an 407  
offense committed prior to March 17, 1998, and if, at the time at 408  
which eligibility is being determined, the prisoner would have 409  
been eligible for a furlough under this section as it existed 410  
immediately prior to March 17, 1998, or would have been eligible 411  
for conditional release under former section 2967.23 of the 412  
Revised Code as that section existed immediately prior to March 413  
17, 1998; 414

(b) That no prisoner who is serving a mandatory prison term 415  
is eligible for the program until after expiration of the 416  
mandatory term; 417

(c) That no prisoner who is serving a prison term or term of 418  
life imprisonment without parole imposed pursuant to section 419  
2971.03 of the Revised Code is eligible for the program. 420

(2) At least three weeks prior to transferring to 421  
transitional control under this section a prisoner who is serving 422  
a term of imprisonment or prison term for an offense committed on 423  
or after July 1, 1996, the adult parole authority shall give 424  
notice of the pendency of the transfer to transitional control to 425  
the court of common pleas of the county in which the indictment 426

against the prisoner was found and of the fact that the court may  
disapprove the transfer of the prisoner to transitional control  
and shall include a report prepared by the head of the state  
correctional institution in which the prisoner is confined. The  
head of the state correctional institution in which the prisoner  
is confined, upon the request of the adult parole authority, shall  
provide to the authority for inclusion in the notice sent to the  
court under this division a report on the prisoner's conduct in  
the institution and in any institution from which the prisoner may  
have been transferred. The report shall cover the prisoner's  
participation in school, vocational training, work, treatment, and  
other rehabilitative activities and any disciplinary action taken  
against the prisoner. If the court disapproves of the transfer of  
the prisoner to transitional control, the court shall notify the  
authority of the disapproval within thirty days after receipt of  
the notice. If the court timely disapproves the transfer of the  
prisoner to transitional control, the authority shall not proceed  
with the transfer. If the court does not timely disapprove the  
transfer of the prisoner to transitional control, the authority  
may transfer the prisoner to transitional control.

(3) If the victim of an offense for which a prisoner was  
sentenced to a prison term or term of imprisonment has requested  
notification under section 2930.16 of the Revised Code and has  
provided the department of rehabilitation and correction with the  
victim's name and address, the adult parole authority, at least  
three weeks prior to transferring the prisoner to transitional  
control pursuant to this section, shall notify the victim of the  
pendency of the transfer and of the victim's right to submit a  
statement to the authority regarding the impact of the transfer of  
the prisoner to transitional control. If the victim subsequently  
submits a statement of that nature to the authority, the authority  
shall consider the statement in deciding whether to transfer the

prisoner to transitional control. 459

(4) The department of rehabilitation and correction, at least 460  
three weeks prior to a hearing to transfer the prisoner to 461  
transitional control pursuant to this section, shall post on the 462  
database it maintains pursuant to section 5120.66 of the Revised 463  
Code the prisoner's name and all of the information specified in 464  
division (A)(1)(c)(iv) of that section. In addition to and 465  
independent of the right of a victim to submit a statement as 466  
described in division (A)(3) of this section or to otherwise make 467  
a statement and in addition to and independent of any other right 468  
or duty of a person to present information or make a statement, 469  
any person may send to the adult parole authority at any time 470  
prior to the authority's transfer of the prisoner to transitional 471  
control a written statement regarding the transfer of the prisoner 472  
to transitional control. In addition to the information, reports, 473  
and statements it considers under divisions (A)(2) and (3) of this 474  
section or that it otherwise considers, the authority shall 475  
consider each statement submitted in accordance with this division 476  
in deciding whether to transfer the prisoner to transitional 477  
control. 478

(B) Each prisoner transferred to transitional control under 479  
this section shall be confined in the manner described in division 480  
(A) of this section during any period of time that the prisoner is 481  
not actually working at the prisoner's approved employment, 482  
engaged in a vocational training or another educational program, 483  
engaged in another program designated by the director, or engaged 484  
in other activities approved by the department. 485

(C) The department of rehabilitation and correction shall 486  
adopt rules for transferring eligible prisoners to transitional 487  
control, supervising and confining prisoners so transferred, 488  
administering the transitional control program in accordance with 489  
this section, and using the moneys deposited into the transitional 490



control fund established under division (E) of this section. 491

(D) The department of rehabilitation and correction may adopt 492  
rules for the issuance of passes for the limited purposes 493  
described in this division to prisoners who are transferred to 494  
transitional control under this section. If the department adopts 495  
rules of that nature, the rules shall govern the granting of the 496  
passes and shall provide for the supervision of prisoners who are 497  
temporarily released pursuant to one of those passes. Upon the 498  
adoption of rules under this division, the department may issue 499  
passes to prisoners who are transferred to transitional control 500  
status under this section in accordance with the rules and the 501  
provisions of this division. All passes issued under this division 502  
shall be for a maximum of forty-eight hours and may be issued only 503  
for the following purposes: 504

(1) To visit a relative in imminent danger of death; 505

(2) To have a private viewing of the body of a deceased 506  
relative; 507

(3) To visit with family; 508

(4) To otherwise aid in the rehabilitation of the prisoner. 509

(E) The adult parole authority may require a prisoner who is 510  
transferred to transitional control to pay to the division of 511  
parole and community services the reasonable expenses incurred by 512  
the division in supervising or confining the prisoner while under 513  
transitional control. Inability to pay those reasonable expenses 514  
shall not be grounds for refusing to transfer an otherwise 515  
eligible prisoner to transitional control. Amounts received by the 516  
division of parole and community services under this division 517  
shall be deposited into the transitional control fund, which is 518  
hereby created in the state treasury and which hereby replaces and 519  
succeeds the furlough services fund that formerly existed in the 520  
state treasury. All moneys that remain in the furlough services 521

fund on March 17, 1998, shall be transferred on that date to the  
transitional control fund. The transitional control fund shall be  
used solely to pay costs related to the operation of the  
transitional control program established under this section. The  
director of rehabilitation and correction shall adopt rules in  
accordance with section 111.15 of the Revised Code for the use of  
the fund.

(F) A prisoner who violates any rule established by the  
department of rehabilitation and correction under division (A),  
(C), or (D) of this section may be transferred to a state  
correctional institution pursuant to rules adopted under division  
(A), (C), or (D) of this section, but the prisoner shall receive  
credit towards completing the prisoner's sentence for the time  
spent under transitional control.

If a prisoner is transferred to transitional control under  
this section, upon successful completion of the period of  
transitional control, the prisoner may be released on parole or  
under post-release control pursuant to section 2967.13 or 2967.28  
of the Revised Code and rules adopted by the department of  
rehabilitation and correction. If the prisoner is released under  
post-release control, the duration of the post-release control,  
the type of post-release control sanctions that may be imposed,  
the enforcement of the sanctions, and the treatment of prisoners  
who violate any sanction applicable to the prisoner are governed  
by section 2967.28 of the Revised Code.

Sec. 5120.66. (A) Within ninety days after the effective date  
of this section but not before January 1, 2006, the department of  
rehabilitation and correction shall establish and operate on the  
internet a database that contains all of the following:

(1) For each inmate in the custody of the department under a

sentence imposed for a conviction of or plea of guilty to any 553  
offense, all of the following information: 554

(a) The inmate's name; 555

(b) For each offense for which the inmate was sentenced to a 556  
prison term or term of imprisonment and is in the department's 557  
custody, the name of the offense, the Revised Code section of 558  
which the offense is a violation, the gender of each victim of the 559  
offense if those facts are known, whether each victim of the 560  
offense was an adult or child if those facts are known, the range 561  
of the possible prison terms or term of imprisonment that could 562  
have been imposed for the offense, the actual prison term or term 563  
of imprisonment imposed for the offense, the county in which the 564  
offense was committed, the date on which the inmate began serving 565  
the prison term or term of imprisonment imposed for the offense, 566  
and either the date on which the inmate will be eligible for 567  
parole relative to the offense if the prison term or term of 568  
imprisonment is an indefinite term or life term or the date on 569  
which the term ends if the prison term is a definite term; 570

(c) All of the following information that is applicable 571  
regarding the inmate: 572

(i) If known to the department prior to the conduct of any 573  
hearing for judicial release of the defendant pursuant to section 574  
2929.20 of the Revised Code in relation to any prison term or term 575  
of imprisonment the inmate is serving for any offense, notice of 576  
the fact that the inmate will be having a hearing regarding a 577  
possible grant of judicial release, the date of the hearing, and 578  
the right of any person pursuant to division (J) of that section 579  
to submit to the court a written statement regarding the possible 580  
judicial release; 581

(ii) If the inmate is serving a prison term pursuant to 582  
division (A)(3) of section 2971.03 of the Revised Code as a 583

sexually violent predator who committed a sexually violent 584  
offense, prior to the conduct of any hearing pursuant to section 585  
2971.05 of the Revised Code to determine whether to modify the 586  
requirement that the inmate serve the entire prison term in a 587  
state correctional facility in accordance with division (C) of 588  
that section, whether to continue, revise, or revoke any existing 589  
modification of that requirement, or whether to terminate the 590  
prison term in accordance with division (D) of that section, 591  
notice of the fact that the inmate will be having a hearing 592  
regarding those determinations and of the date of the hearing; 593

(iii) At least three weeks before the adult parole authority 594  
recommends a pardon or commutation of sentence for the inmate or 595  
at least three weeks prior to a hearing before the adult parole 596  
authority regarding a grant of parole to the inmate in relation to 597  
any prison term or term of imprisonment the inmate is serving for 598  
any offense, notice of the fact that the inmate might be under 599  
consideration for a pardon or commutation of sentence or will be 600  
having a hearing regarding a possible grant of parole, of the date 601  
of any hearing regarding a possible grant of parole, and of the 602  
right of any person to submit a written statement regarding the 603  
pending action; 604

(iv) At least three weeks before the inmate has a hearing 605  
regarding a transfer to transitional control under section 2967.26 606  
of the Revised Code in relation to any prison term or term of 607  
imprisonment the inmate is serving for any offense, notice of the 608  
pendency of the transfer, of the date of the possible transfer, 609  
and of the right of any person to submit a statement regarding the 610  
possible transfer; 611

(v) Prompt notice of the inmate's escape from any facility in 612  
which the inmate was incarcerated and of the capture of the inmate 613  
after an escape; 614

(vi) Notice of the inmate's death while in confinement; 615

(vii) Prior to the release of the inmate from confinement, 616  
notice of the fact that the inmate will be released, of the date 617  
of the release, and, if applicable, of the standard terms and 618  
conditions of the release; 619

(viii) Notice of the inmate's judicial release. 620

(2) Information as to where a person can send written 621  
statements of the types referred to in divisions (A)(1)(c)(i), 622  
(iii), and (iv) of this section. 623

(B)(1) The department shall update the database required 624  
under division (A) of this section every twenty-four hours to 625  
ensure that the information it contains is accurate and current. 626

(2) The database required under division (A) of this section 627  
is a public record open for inspection under section 149.43 of the 628  
Revised Code. The department shall make the database searchable by 629  
inmate name and by the county and zip code where the offender 630  
intends to reside after release from a state correctional 631  
institution if this information is known to the department. 632

(3) The database required under division (A) of this section 633  
may contain information regarding inmates who are listed in the 634  
database in addition to the information described in that 635  
division. 636

(4) No information included on the database required under 637  
division (A) of this section shall identify or enable the 638  
identification of any victim of any offense committed by an 639  
inmate. 640

(C) The failure of the department to comply with the 641  
requirements of division (A) or (B) of this section does not give 642  
any rights or any grounds for appeal or post-conviction relief to 643  
any inmate. 644

(D) This section, and the related provisions of sections 645  
2929.20, 2967.03, 2967.12, and 2967.26 of the Revised Code enacted 646  
in the act in which this section was enacted, shall be known as 647  
"Laura's Law." 648

**Section 2.** That existing sections 2929.20, 2967.03, 2967.12, 649  
and 2967.26 of the Revised Code are hereby repealed. 650

**Section 3.** Section 2967.26 of the Revised Code is presented 651  
in this act as a composite of the section as amended by both Am. 652  
Sub. H.B. 490 and Sub. H.B. 510 of the 124th General Assembly. The 653  
General Assembly, applying the principle stated in division (B) of 654  
section 1.52 of the Revised Code that amendments are to be 655  
harmonized if reasonably capable of simultaneous operation, finds 656  
that the composite is the resulting version of the section in 657  
effect prior to the effective date of the section as presented in 658  
this act. 659