

**As Introduced**

**127th General Assembly  
Regular Session  
2007-2008**

**H. B. No. 111**

**Representative Collier**

**Cosponsors: Representatives Patton, McGregor, J.**

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**A B I L L**

To amend section 2151.03 of the Revised Code to 1  
expand the definition of neglected child to 2  
include a child whose parent, guardian, or 3  
custodian knowingly allows a sexually oriented 4  
offender or juvenile delinquent who committed a 5  
sexually oriented offense to reside in the same 6  
residence as that child. 7

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

**Section 1.** That section 2151.03 of the Revised Code be 8  
amended to read as follows: 9

**Sec. 2151.03.** (A) As used in this chapter, "neglected child" 10  
includes any child: 11

(1) Who is abandoned by the child's parents, guardian, or 12  
custodian; 13

(2) Who lacks adequate parental care because of the faults or 14  
habits of the child's parents, guardian, or custodian; 15

(3) Whose parents, guardian, or custodian neglects the child 16  
or refuses to provide proper or necessary subsistence, education, 17  
medical or surgical care or treatment, or other care necessary for 18

the child's health, morals, or well being; 19

(4) Whose parents, guardian, or custodian neglects the child 20  
or refuses to provide the special care made necessary by the 21  
child's mental condition; 22

(5) Whose parents, legal guardian, or custodian ~~have~~ has 23  
placed or attempted to place the child in violation of sections 24  
5103.16 and 5103.17 of the Revised Code; 25

(6) Who, because of the omission of the child's parents, 26  
guardian, or custodian, suffers physical or mental injury that 27  
harms or threatens to harm the child's health or welfare; 28

(7) Who is subjected to out-of-home care child neglect; 29

(8) Whose parents, guardian, or custodian knowingly allows a 30  
person who has been convicted of, has pleaded guilty to, or has 31  
been adjudicated a delinquent child for, committing a sexually 32  
oriented offense, as defined in section 2950.01 of the Revised 33  
Code, to reside in the same residence as the child. 34

(B) Nothing in this chapter shall be construed as subjecting 35  
a parent, guardian, or custodian of a child to criminal liability 36  
when, solely in the practice of religious beliefs, the parent, 37  
guardian, or custodian fails to provide adequate medical or 38  
surgical care or treatment for the child. This division does not 39  
abrogate or limit any person's responsibility under section 40  
2151.421 of the Revised Code to report child abuse that is known 41  
or reasonably suspected or believed to have occurred, child 42  
neglect that is known or reasonably suspected or believed to have 43  
occurred, and children who are known to face or are reasonably 44  
suspected or believed to be facing a threat of suffering abuse or 45  
neglect and does not preclude any exercise of the authority of the 46  
state, any political subdivision, or any court to ensure that 47  
medical or surgical care or treatment is provided to a child when 48  
the child's health requires the provision of medical or surgical 49

care or treatment. 50

**Section 2.** That existing section 2151.03 of the Revised Code 51

is hereby repealed. 52