

**As Introduced**

**128th General Assembly  
Regular Session  
2009-2010**

**S. B. No. 237**

**Senator Smith**

**Cosponsors: Senators Cafaro, Morano, Miller, D., Goodman, Turner, Seitz,  
Fedor, Strahorn**

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**A B I L L**

To amend sections 2950.06, 2950.10, 2950.11, and 1  
2950.13 of the Revised Code to apply SORN Law 2  
victim notification and community notification to 3  
specified offenders or delinquent children who 4  
verify their registered residence address and for 5  
whom such notifications previously have not been 6  
provided and to revise the criteria for subjecting 7  
offenders and delinquent children to SORN Law 8  
community notification. 9

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

**Section 1.** That sections 2950.06, 2950.10, 2950.11, and 10  
2950.13 of the Revised Code be amended to read as follows: 11

**Sec. 2950.06.** (A) An offender or delinquent child who is 12  
required to register a residence address pursuant to division 13  
(A)(2), (3), or (4) of section 2950.04 or 2950.041 of the Revised 14  
Code shall periodically verify the offender's or delinquent 15  
child's current residence address, and an offender or public 16  
registry-qualified juvenile offender registrant who is required to 17  
register a school, institution of higher education, or place of 18

employment address pursuant to any of those divisions shall 19  
periodically verify the address of the offender's or public 20  
registry-qualified juvenile offender registrant's current school, 21  
institution of higher education, or place of employment, in 22  
accordance with this section. The frequency of verification shall 23  
be determined in accordance with division (B) of this section, and 24  
the manner of verification shall be determined in accordance with 25  
division (C) of this section. 26

(B) The frequency with which an offender or delinquent child 27  
must verify the offender's or delinquent child's current 28  
residence, school, institution of higher education, or place of 29  
employment address pursuant to division (A) of this section shall 30  
be determined as follows: 31

(1) Regardless of when the sexually oriented offense or 32  
child-victim oriented offense for which the offender or delinquent 33  
child is required to register was committed, if the offender or 34  
delinquent child is a tier I sex offender/child-victim offender, 35  
the offender shall verify the offender's current residence address 36  
or current school, institution of higher education, or place of 37  
employment address, and the delinquent child shall verify the 38  
delinquent child's current residence address, in accordance with 39  
division (C) of this section on each anniversary of the offender's 40  
or delinquent child's initial registration date during the period 41  
the offender or delinquent child is required to register. 42

(2) Regardless of when the sexually oriented offense or 43  
child-victim oriented offense for which the offender or delinquent 44  
child is required to register was committed, if the offender or 45  
delinquent child is a tier II sex offender/child-victim offender, 46  
the offender shall verify the offender's current residence address 47  
or current school, institution of higher education, or place of 48  
employment address, and the delinquent child shall verify the 49  
delinquent child's current residence address, in accordance with 50

division (C) of this section every one hundred eighty days after 51  
the offender's or delinquent child's initial registration date 52  
during the period the offender or delinquent child is required to 53  
register. 54

(3) Regardless of when the sexually oriented offense or 55  
child-victim oriented offense for which the offender or delinquent 56  
child is required to register was committed, if the offender or 57  
delinquent child is a tier III sex offender/child-victim offender, 58  
the offender shall verify the offender's current residence address 59  
or current school, institution of higher education, or place of 60  
employment address, and the delinquent child shall verify the 61  
delinquent child's current residence address and, if the 62  
delinquent child is a public registry-qualified juvenile offender 63  
registrant, the current school, institution of higher education, 64  
or place of employment address, in accordance with division (C) of 65  
this section every ninety days after the offender's or delinquent 66  
child's initial registration date during the period the offender 67  
or delinquent child is required to register. 68

(4) If, prior to January 1, 2008, an offender or delinquent 69  
child registered with a sheriff under a duty imposed under section 70  
2950.04 or 2950.041 of the Revised Code as a result of a 71  
conviction of, plea of guilty to, or adjudication as a delinquent 72  
child for committing a sexually oriented offense or a child-victim 73  
oriented offense as those terms were defined in section 2950.01 of 74  
the Revised Code prior to January 1, 2008, the duty to register 75  
that is imposed on the offender or delinquent child pursuant to 76  
section 2950.04 or 2950.041 of the Revised Code on and after 77  
January 1, 2008, is a continuation of the duty imposed upon the 78  
offender prior to January 1, 2008, under section 2950.04 or 79  
2950.041 of the Revised Code and, for purposes of divisions 80  
(B)(1), (2), and (3) of this section, the offender's initial 81  
registration date related to that offense is the date on which the 82

offender initially registered under section 2950.04 or 2950.041 of 83  
the Revised Code. 84

(C)(1) An offender or delinquent child who is required to 85  
verify the offender's or delinquent child's current residence, 86  
school, institution of higher education, or place of employment 87  
address pursuant to division (A) of this section shall verify the 88  
address with the sheriff with whom the offender or delinquent 89  
child most recently registered the address by personally appearing 90  
before the sheriff or a designee of the sheriff, no earlier than 91  
ten days before the date on which the verification is required 92  
pursuant to division (B) of this section and no later than the 93  
date so required for verification, and completing and signing a 94  
copy of the verification form prescribed by the bureau of criminal 95  
identification and investigation. The sheriff or designee shall 96  
sign the completed form and indicate on the form the date on which 97  
it is so completed. The verification required under this division 98  
is complete when the offender or delinquent child personally 99  
appears before the sheriff or designee and completes and signs the 100  
form as described in this division. 101

(2) To facilitate the verification of an offender's or 102  
delinquent child's current residence, school, institution of 103  
higher education, or place of employment address, as applicable, 104  
under division (C)(1) of this section, the sheriff with whom the 105  
offender or delinquent child most recently registered the address 106  
may mail a nonforwardable verification form prescribed by the 107  
bureau of criminal identification and investigation to the 108  
offender's or delinquent child's last reported address and to the 109  
last reported address of the parents of the delinquent child, with 110  
a notice that conspicuously states that the offender or delinquent 111  
child must personally appear before the sheriff or a designee of 112  
the sheriff to complete the form and the date by which the form 113  
must be so completed. Regardless of whether a sheriff mails a form 114

to an offender or delinquent child and that child's parents, each 115  
offender or delinquent child who is required to verify the 116  
offender's or delinquent child's current residence, school, 117  
institution of higher education, or place of employment address, 118  
as applicable, pursuant to division (A) of this section shall 119  
personally appear before the sheriff or a designee of the sheriff 120  
to verify the address in accordance with division (C)(1) of this 121  
section. 122

(D) The verification form to be used under division (C) of 123  
this section shall contain all of the following: 124

(1) Except as provided in division (D)(2) of this section, 125  
the current residence address of the offender or delinquent child, 126  
the name and address of the offender's or delinquent child's 127  
employer if the offender or delinquent child is employed at the 128  
time of verification or if the offender or delinquent child knows 129  
at the time of verification that the offender or delinquent child 130  
will be commencing employment with that employer subsequent to 131  
verification, the name and address of the offender's or public 132  
registry-qualified juvenile offender registrant's school or 133  
institution of higher education if the offender or public 134  
registry-qualified juvenile offender registrant attends one at the 135  
time of verification or if the offender or public 136  
registry-qualified juvenile offender registrant knows at the time 137  
of verification that the offender will be commencing attendance at 138  
that school or institution subsequent to verification, and any 139  
other information required by the bureau of criminal 140  
identification and investigation. 141

(2) Regarding an offender or public registry-qualified 142  
juvenile offender registrant who is verifying a current school, 143  
institution of higher education, or place of employment address, 144  
the name and current address of the school, institution of higher 145  
education, or place of employment of the offender or public 146

registry-qualified juvenile offender registrant and any other 147  
information required by the bureau of criminal identification and 148  
investigation. 149

(E)(1) Upon an offender's or delinquent child's personal 150  
appearance and completion of a verification form under division 151  
(C) of this section, a sheriff promptly shall forward a copy of 152  
the verification form to the bureau of criminal identification and 153  
investigation in accordance with the forwarding procedures adopted 154  
by the attorney general pursuant to section 2950.13 of the Revised 155  
Code. If an offender or public registry-qualified juvenile 156  
offender registrant verifies a school, institution of higher 157  
education, or place of employment address, or provides a school or 158  
institution of higher education address under division (D)(1) of 159  
this section, the sheriff also shall provide notice to the law 160  
enforcement agency with jurisdiction over the premises of the 161  
school, institution of higher education, or place of employment of 162  
the offender's or public registry-qualified juvenile offender 163  
registrant's name and that the offender or public 164  
registry-qualified juvenile offender registrant has verified or 165  
provided that address as a place at which the offender or public 166  
registry-qualified juvenile offender registrant attends school or 167  
an institution of higher education or at which the offender or 168  
public registry-qualified juvenile offender registrant is 169  
employed. The bureau shall include all information forwarded to it 170  
under this division in the state registry of sex offenders and 171  
child-victim offenders established and maintained under section 172  
2950.13 of the Revised Code. 173

(2)(a) The first time on or after the effective date of this 174  
division that an offender or delinquent child who is in any 175  
category specified in division (B)(1) of section 2950.10 or 176  
division (F) of section 2950.11 of the Revised Code personally 177  
appears and completes a verification form under division (C) of 178

this section that pertains to the offender's or delinquent child's 179  
current residence address, the sheriff shall make the 180  
determinations and perform the duties specified in divisions 181  
(E)(2)(b) and (c) of this section, as applicable. 182

(b) If the offender or delinquent child is in a category 183  
specified in division (B)(1) of section 2950.10 of the Revised 184  
Code, the sheriff shall determine whether the victim of the 185  
sexually oriented offense or child-victim oriented offense that is 186  
the basis of the offender's or delinquent child's duty under this 187  
section to verify the residence address has made a request in 188  
accordance with rules adopted by the attorney general that 189  
specifies that the victim would like to be provided the notices 190  
described in section 2950.10 of the Revised Code and, if the 191  
sheriff determines that the victim has made a request of that 192  
nature, determine whether any notice previously has been provided 193  
to the victim under that section regarding the offender or 194  
delinquent child and the residence address that the offender or 195  
delinquent child verified as described in division (E)(2)(a) of 196  
this section. If the sheriff determines that the victim has made a 197  
request of that nature and that the victim previously has not been 198  
provided a notice to the victim under section 2950.10 of the 199  
Revised Code regarding the offender or delinquent child and the 200  
residence address that the offender or delinquent child verified, 201  
the offender or delinquent child is subject to section 2950.10 of 202  
the Revised Code, and the sheriff shall provide notice to the 203  
victim in accordance with that section regarding the offender or 204  
delinquent child and the residence address that the offender or 205  
delinquent child verified as described in division (E)(2)(a) of 206  
this section. The sheriff is not required to provide a notice to 207  
the victim under section 2950.10 of the Revised Code regarding the 208  
offender or delinquent child and the residence address that the 209  
offender or delinquent child verified other than as described in 210  
this division. 211

(c) If the offender or delinquent child is in a category specified in division (F) of section 2950.11 of the Revised Code, the sheriff shall determine whether any notice previously has been provided to the persons identified in divisions (A)(1) to (10) of section 2950.11 of the Revised Code regarding the offender or delinquent child and the residence address that the offender or delinquent child verified as described in division (E)(2)(a) of this section. If the sheriff determines that the persons identified in divisions (A)(1) to (10) of section 2950.11 of the Revised Code previously have not been provided notice under section 2950.11 of the Revised Code regarding the offender or delinquent child and the residence address that the offender or delinquent child verified, the offender or delinquent child is subject to section 2950.11 of the Revised Code, and the sheriff shall provide notice to the persons identified in divisions (A)(1) to (10) of section 2950.11 of the Revised Code in accordance with that section regarding the offender or delinquent child and the residence address that the offender or delinquent child verified as described in division (E)(2)(a) of this section. The sheriff is not required to provide a notice to the persons identified in divisions (A)(1) to (10) of section 2950.11 of the Revised Code in accordance with that section regarding the offender or delinquent child and the residence address that the offender or delinquent child verified other than as described in this division.

(F) No person who is required to verify a current residence, school, institution of higher education, or place of employment address, as applicable, pursuant to divisions (A) to (C) of this section shall fail to verify a current residence, school, institution of higher education, or place of employment address, as applicable, in accordance with those divisions by the date required for the verification as set forth in division (B) of this section, provided that no person shall be prosecuted or subjected to a delinquent child proceeding for a violation of this division,



and that no parent, guardian, or custodian of a delinquent child 245  
shall be prosecuted for a violation of section 2919.24 of the 246  
Revised Code based on the delinquent child's violation of this 247  
division, prior to the expiration of the period of time specified 248  
in division (G) of this section. 249

(G)(1) If an offender or delinquent child fails to verify a 250  
current residence, school, institution of higher education, or 251  
place of employment address, as applicable, as required by 252  
divisions (A) to (C) of this section by the date required for the 253  
verification as set forth in division (B) of this section, the 254  
sheriff with whom the offender or delinquent child is required to 255  
verify the current address, on the day following that date 256  
required for the verification, shall send a written warning to the 257  
offender or to the delinquent child and that child's parents, at 258  
the offender's or delinquent child's and that child's parents' 259  
last known residence, school, institution of higher education, or 260  
place of employment address, as applicable, regarding the 261  
offender's or delinquent child's duty to verify the offender's or 262  
delinquent child's current residence, school, institution of 263  
higher education, or place of employment address, as applicable. 264

The written warning shall do all of the following: 265

(a) Identify the sheriff who sends it and the date on which 266  
it is sent; 267

(b) State conspicuously that the offender or delinquent child 268  
has failed to verify the offender's or public registry-qualified 269  
juvenile offender registrant's current residence, school, 270  
institution of higher education, or place of employment address or 271  
the current residence address of a delinquent child who is not a 272  
public registry-qualified juvenile offender registrant by the date 273  
required for the verification; 274

(c) Conspicuously state that the offender or delinquent child 275

has seven days from the date on which the warning is sent to 276  
verify the current residence, school, institution of higher 277  
education, or place of employment address, as applicable, with the 278  
sheriff who sent the warning; 279

(d) Conspicuously state that a failure to timely verify the 280  
specified current address or addresses is a felony offense; 281

(e) Conspicuously state that, if the offender or public 282  
registry-qualified juvenile offender registrant verifies the 283  
current residence, school, institution of higher education, or 284  
place of employment address or the delinquent child who is not a 285  
public registry-qualified juvenile offender registrant verifies 286  
the current residence address with that sheriff within that 287  
seven-day period, the offender or delinquent child will not be 288  
prosecuted or subjected to a delinquent child proceeding for a 289  
failure to timely verify a current address and the delinquent 290  
child's parent, guardian, or custodian will not be prosecuted 291  
based on a failure of the delinquent child to timely verify an 292  
address; 293

(f) Conspicuously state that, if the offender or public 294  
registry-qualified juvenile offender registrant does not verify 295  
the current residence, school, institution of higher education, or 296  
place of employment address or the delinquent child who is not a 297  
public registry-qualified juvenile offender registrant does not 298  
verify the current residence address with that sheriff within that 299  
seven-day period, the offender or delinquent child will be 300  
arrested or taken into custody, as appropriate, and prosecuted or 301  
subjected to a delinquent child proceeding for a failure to timely 302  
verify a current address and the delinquent child's parent, 303  
guardian, or custodian may be prosecuted for a violation of 304  
section 2919.24 of the Revised Code based on the delinquent 305  
child's failure to timely verify a current residence address. 306

(2) If an offender or delinquent child fails to verify a 307

current residence, school, institution of higher education, or 308  
place of employment address, as applicable, as required by 309  
divisions (A) to (C) of this section by the date required for the 310  
verification as set forth in division (B) of this section, the 311  
offender or delinquent child shall not be prosecuted or subjected 312  
to a delinquent child proceeding for a violation of division (F) 313  
of this section, and the delinquent child's parent, guardian, or 314  
custodian shall not be prosecuted for a violation of section 315  
2919.24 of the Revised Code based on the delinquent child's 316  
failure to timely verify a current residence address and, if the 317  
delinquent child is a public registry-qualified juvenile offender 318  
registrant, the current school, institution of higher education, 319  
or place of employment address, as applicable, unless the 320  
seven-day period subsequent to that date that the offender or 321  
delinquent child is provided under division (G)(1) of this section 322  
to verify the current address has expired and the offender or 323  
delinquent child, prior to the expiration of that seven-day 324  
period, has not verified the current address. Upon the expiration 325  
of the seven-day period that the offender or delinquent child is 326  
provided under division (G)(1) of this section to verify the 327  
current address, if the offender or delinquent child has not 328  
verified the current address, all of the following apply: 329

(a) The sheriff with whom the offender or delinquent child is 330  
required to verify the current residence, school, institution of 331  
higher education, or place of employment address, as applicable, 332  
promptly shall notify the bureau of criminal identification and 333  
investigation of the failure. 334

(b) The sheriff with whom the offender or delinquent child is 335  
required to verify the current residence, school, institution of 336  
higher education, or place of employment address, as applicable, 337  
the sheriff of the county in which the offender or delinquent 338  
child resides, the sheriff of the county in which is located the 339

offender's or public registry-qualified juvenile offender 340  
registrant's school, institution of higher education, or place of 341  
employment address that was to be verified, or a deputy of the 342  
appropriate sheriff, shall locate the offender or delinquent 343  
child, promptly shall seek a warrant for the arrest or taking into 344  
custody, as appropriate, of the offender or delinquent child for 345  
the violation of division (F) of this section and shall arrest the 346  
offender or take the child into custody, as appropriate. 347

(c) The offender or delinquent child is subject to 348  
prosecution or a delinquent child proceeding for the violation of 349  
division (F) of this section, and the delinquent child's parent, 350  
guardian, or custodian may be subject to prosecution for a 351  
violation of section 2919.24 of the Revised Code based on the 352  
delinquent child's violation of that division. 353

(H) An offender or public registry-qualified juvenile 354  
offender registrant who is required to verify the offender's or 355  
public registry-qualified juvenile offender registrant's current 356  
residence, school, institution of higher education, or place of 357  
employment address pursuant to divisions (A) to (C) of this 358  
section and a delinquent child who is not a public 359  
registry-qualified juvenile offender registrant who is required to 360  
verify the delinquent child's current residence address pursuant 361  
to those divisions shall do so for the period of time specified in 362  
section 2950.07 of the Revised Code. 363

**Sec. 2950.10.** (A)(1) Regardless of when the sexually oriented 364  
offense or child-victim oriented offense was committed, if a 365  
person is convicted of, pleads guilty to, has been convicted of, 366  
or has pleaded guilty to a sexually oriented offense or a 367  
child-victim oriented offense or a person is or has been 368  
adjudicated a delinquent child for committing a sexually oriented 369  
offense or a child-victim oriented offense and is classified a 370

juvenile offender registrant or is an out-of-state juvenile 371  
offender registrant based on that adjudication, if the offender or 372  
delinquent child is in any category specified in division 373  
(B)(1)(a), ~~(b)~~, or ~~(c)~~ of this section, if the offender or 374  
delinquent child registers with a sheriff pursuant to section 375  
2950.04, 2950.041, or 2950.05 of the Revised Code or verifies a 376  
residence address with a sheriff pursuant to section 2950.06 of 377  
the Revised Code and under division (E)(2) of that section is 378  
subject to this section, and if the victim of the sexually 379  
oriented offense or child-victim oriented offense has made a 380  
request in accordance with rules adopted by the attorney general 381  
that specifies that the victim would like to be provided the 382  
notices described in this section, the sheriff shall notify the 383  
victim of the sexually oriented offense or child-victim oriented 384  
offense, in writing, that the offender or delinquent child has 385  
registered an address or verified a residence address and shall 386  
include in the notice the offender's name and photograph, and the 387  
address or addresses of the offender's residence, school, 388  
institution of higher education, or place of employment, as 389  
applicable, or the delinquent child's name, photograph, and 390  
residence address or addresses. The sheriff shall provide the 391  
notice required by this division to the victim at the most recent 392  
residence address available for that victim and not later than 393  
five days after the offender or delinquent child registers with 394  
the sheriff or after the sheriff determines pursuant to division 395  
(E)(2) of section 2950.06 of the Revised Code that the offender or 396  
delinquent child is subject to this section as a result of the 397  
verification of a residence address, whichever is applicable. 398

(2) Regardless of when the sexually oriented offense or 399  
child-victim oriented offense was committed, if a person is 400  
convicted of, pleads guilty to, has been convicted of, or has 401  
pleaded guilty to a sexually oriented offense or a child-victim 402  
oriented offense or a person is or has been adjudicated a 403

delinquent child for committing a sexually oriented offense or a 404  
child-victim oriented offense and is classified a juvenile 405  
offender registrant or is an out-of-state juvenile offender 406  
registrant based on that adjudication, if the offender or 407  
delinquent child is in any category specified in division 408  
(B)(1)(a), ~~(b), or (c)~~ of this section, if the offender or 409  
delinquent child registers with a sheriff pursuant to section 410  
2950.04, 2950.041, or 2950.05 of the Revised Code, if the victim 411  
of the sexually oriented offense or child-victim oriented offense 412  
has made a request in accordance with rules adopted by the 413  
attorney general that specifies that the victim would like to be 414  
provided the notices described in this section, and if the 415  
offender notifies the sheriff of a change of residence, school, 416  
institution of higher education, or place of employment address or 417  
the delinquent child notifies the sheriff of a change of residence 418  
address pursuant to section 2950.05 of the Revised Code, the 419  
sheriff shall notify the victim of the sexually oriented offense 420  
or child-victim oriented offense, in writing, that the offender's 421  
or delinquent child's address has changed and shall include in the 422  
notice the offender's name and photograph, and the new address or 423  
addresses of the offender's residence, school, institution of 424  
higher education, or place of employment, as applicable, or the 425  
delinquent child's name, photograph, and new residence address or 426  
addresses. The sheriff shall provide the notice required by this 427  
division to the victim at the most recent residence address 428  
available for that victim and no later than five days after the 429  
offender or delinquent child notifies the sheriff of the change in 430  
the offender's or delinquent child's residence, school, 431  
institution of higher education, or place of employment address. 432

(3) Regardless of when the sexually oriented offense or 433  
child-victim oriented offense was committed, if a person is 434  
convicted of, pleads guilty to, has been convicted of, or has 435  
pleaded guilty to a sexually oriented offense or a child-victim 436

oriented offense or a person is or has been adjudicated a 437  
delinquent child for committing a sexually oriented offense or a 438  
child-victim oriented offense and is classified a juvenile 439  
offender registrant or is an out-of-state juvenile offender 440  
registrant based on that adjudication, and if the offender or 441  
delinquent child is in any category specified in division 442  
(B)(1)(a), (b), or (c) of this section, the victim of the offense 443  
may make a request in accordance with rules adopted by the 444  
attorney general pursuant to section 2950.13 of the Revised Code 445  
that specifies that the victim would like to be provided the 446  
notices described in divisions (A)(1) and (2) of this section. If 447  
the victim makes a request in accordance with those rules, the 448  
sheriff described in divisions (A)(1) and (2) of this section 449  
shall provide the victim with the notices described in those 450  
divisions. 451

(4) If a victim makes a request as described in division 452  
(A)(3) of this section that specifies that the victim would like 453  
to be provided the notices described in divisions (A)(1) and (2) 454  
of this section, all information a sheriff obtains regarding the 455  
victim from or as a result of the request is confidential, and the 456  
information is not a public record open for inspection under 457  
section 149.43 of the Revised Code. 458

(5) The notices described in divisions (A)(1) and (2) of this 459  
section are in addition to any notices regarding the offender or 460  
delinquent child that the victim is entitled to receive under 461  
Chapter 2930. of the Revised Code. 462

(B)(1) The duties to provide the notices described in 463  
divisions (A)(1) and (2) of this section apply regarding any 464  
offender or delinquent child who is in any of the following 465  
categories: 466

(a) The offender is a tier III sex offender/child-victim 467  
offender relative to the offense described in division (A) of this 468

section for which a victim requested to be provided notice under 469  
that division, or the delinquent child is a public 470  
registry-qualified juvenile offender registrant, and a juvenile 471  
court has not removed pursuant to section 2950.15 of the Revised 472  
Code the delinquent child's duty to comply with sections 2950.04, 473  
2950.041, 2950.05, and 2950.06 of the Revised Code. 474

(b) The delinquent child is a tier III sex 475  
offender/child-victim offender who is not a ~~public registry~~ 476  
~~qualified~~ public registry-qualified juvenile offender registrant, 477  
the delinquent child was subjected to this section prior to the 478  
effective date of this amendment as a sexual predator, habitual 479  
sex offender, child-victim predator, or habitual child-victim 480  
offender, as those terms were defined in section 2950.01 of the 481  
Revised Code as it existed prior to ~~the effective date of this~~ 482  
~~amendment~~ January 1, 2008, and a juvenile court has not removed 483  
pursuant to section 2152.84 or 2152.85 of the Revised Code the 484  
delinquent child's duty to comply with sections 2950.04, 2950.041, 485  
2950.05, and 2950.06 of the Revised Code. 486

(c) The delinquent child is a tier III sex 487  
offender/child-victim offender who is not a public 488  
registry-qualified juvenile offender registrant, the delinquent 489  
child was classified a juvenile offender registrant on or after 490  
~~the effective date of this amendment~~ January 1, 2008, the court 491  
has imposed a requirement under section 2152.82, 2152.83, or 492  
2152.84 of the Revised Code subjecting the delinquent child to 493  
this section, and a juvenile court has not removed pursuant to 494  
section 2152.84 or 2152.85 of the Revised Code the delinquent 495  
child's duty to comply with sections 2950.04, 2950.041, 2950.05, 496  
and 2950.06 of the Revised Code. 497

(2) A victim of a sexually oriented offense or of a 498  
child-victim oriented offense is not entitled to be provided any 499  
notice described in division (A)(1) or (2) of this section unless 500



the offender or delinquent child is in a category specified in 501  
division (B)(1)(a), ~~(b), or (c)~~ of this section. A victim of a 502  
sexually oriented offense or of a child-victim oriented offense is 503  
not entitled to any notice described in division (A)(1) or (2) of 504  
this section unless the victim makes a request in accordance with 505  
rules adopted by the attorney general pursuant to section 2950.13 506  
of the Revised Code that specifies that the victim would like to 507  
be provided the notices described in divisions (A)(1) and (2) of 508  
this section. This division does not affect any rights of a victim 509  
of a sexually oriented offense or child-victim oriented offense to 510  
be provided notice regarding an offender or delinquent child that 511  
are described in Chapter 2930. of the Revised Code. 512

**Sec. 2950.11.** (A) Regardless of when the sexually oriented 513  
offense or child-victim oriented offense was committed, if a 514  
person is convicted of, pleads guilty to, has been convicted of, 515  
or has pleaded guilty to a sexually oriented offense or a 516  
child-victim oriented offense or a person is or has been 517  
adjudicated a delinquent child for committing a sexually oriented 518  
offense or a child-victim oriented offense and is classified a 519  
juvenile offender registrant or is an out-of-state juvenile 520  
offender registrant based on that adjudication, and if the 521  
offender or delinquent child is in any category specified in 522  
division (F)(1)(a), ~~(b), or (c)~~ of this section, the sheriff with 523  
whom the offender or delinquent child has most recently registered 524  
under section 2950.04, 2950.041, or 2950.05 of the Revised Code 525  
~~and~~, the sheriff to whom the offender or delinquent child most 526  
recently sent a notice of intent to reside under section 2950.04 527  
or 2950.041 of the Revised Code, and the sheriff with whom the 528  
offender or delinquent child verified a residence address pursuant 529  
to section 2950.06 of the Revised Code when division (E)(2) of 530  
that section subjects the offender or delinquent child to this 531  
section, within the period of time specified in division ~~(C)~~(D) of 532

this section, shall provide a written notice containing the 533  
information set forth in division (B) of this section to all of 534  
the persons described in divisions (A)(1) to (10) of this section. 535  
If the sheriff has sent a notice to the persons described in those 536  
divisions as a result of receiving a notice of intent to reside 537  
and if the offender or delinquent child registers a residence 538  
address that is the same residence address described in the notice 539  
of intent to reside, the sheriff is not required to send an 540  
additional notice when the offender or delinquent child registers. 541  
The sheriff shall provide the notice required under this division 542  
to all of the following persons: 543

(1)(a) Any occupant of each residential unit that is located 544  
within one thousand feet of the offender's or delinquent child's 545  
residential premises, that is located within the county served by 546  
the sheriff, and that is not located in a multi-unit building. 547  
Division (D)(3) of this section applies regarding notices required 548  
under this division. 549

(b) If the offender or delinquent child resides in a 550  
multi-unit building, any occupant of each residential unit that is 551  
located in that multi-unit building and that shares a common 552  
hallway with the offender or delinquent child. For purposes of 553  
this division, an occupant's unit shares a common hallway with the 554  
offender or delinquent child if the entrance door into the 555  
occupant's unit is located on the same floor and opens into the 556  
same hallway as the entrance door to the unit the offender or 557  
delinquent child occupies. Division (D)(3) of this section applies 558  
regarding notices required under this division. 559

(c) The building manager, or the person the building owner or 560  
condominium unit owners association authorizes to exercise 561  
management and control, of each multi-unit building that is 562  
located within one thousand feet of the offender's or delinquent 563  
child's residential premises, including a multi-unit building in 564

which the offender or delinquent child resides, and that is 565  
located within the county served by the sheriff. In addition to 566  
notifying the building manager or the person authorized to 567  
exercise management and control in the multi-unit building under 568  
this division, the sheriff shall post a copy of the notice 569  
prominently in each common entryway in the building and any other 570  
location in the building the sheriff determines appropriate. The 571  
manager or person exercising management and control of the 572  
building shall permit the sheriff to post copies of the notice 573  
under this division as the sheriff determines appropriate. In lieu 574  
of posting copies of the notice as described in this division, a 575  
sheriff may provide notice to all occupants of the multi-unit 576  
building by mail or personal contact; if the sheriff so notifies 577  
all the occupants, the sheriff is not required to post copies of 578  
the notice in the common entryways to the building. Division 579  
(D)(3) of this section applies regarding notices required under 580  
this division. 581

(d) All additional persons who are within any category of 582  
neighbors of the offender or delinquent child that the attorney 583  
general by rule adopted under section 2950.13 of the Revised Code 584  
requires to be provided the notice and who reside within the 585  
county served by the sheriff; 586

(2) The executive director of the public children services 587  
agency that has jurisdiction within the specified geographical 588  
notification area and that is located within the county served by 589  
the sheriff; 590

(3)(a) The superintendent of each board of education of a 591  
school district that has schools within the specified geographical 592  
notification area and that is located within the county served by 593  
the sheriff; 594

(b) The principal of the school within the specified 595  
geographical notification area and within the county served by the 596

sheriff that the delinquent child attends; 597

(c) If the delinquent child attends a school outside of the 598  
specified geographical notification area or outside of the school 599  
district where the delinquent child resides, the superintendent of 600  
the board of education of a school district that governs the 601  
school that the delinquent child attends and the principal of the 602  
school that the delinquent child attends. 603

(4)(a) The appointing or hiring officer of each chartered 604  
nonpublic school located within the specified geographical 605  
notification area and within the county served by the sheriff or 606  
of each other school located within the specified geographical 607  
notification area and within the county served by the sheriff and 608  
that is not operated by a board of education described in division 609  
(A)(3) of this section; 610

(b) Regardless of the location of the school, the appointing 611  
or hiring officer of a chartered nonpublic school that the 612  
delinquent child attends. 613

(5) The director, head teacher, elementary principal, or site 614  
administrator of each preschool program governed by Chapter 3301. 615  
of the Revised Code that is located within the specified 616  
geographical notification area and within the county served by the 617  
sheriff; 618

(6) The administrator of each child day-care center or type A 619  
family day-care home that is located within the specified 620  
geographical notification area and within the county served by the 621  
sheriff, and the provider of each certified type B family day-care 622  
home that is located within the specified geographical 623  
notification area and within the county served by the sheriff. As 624  
used in this division, "child day-care center," "type A family 625  
day-care home," and "certified type B family day-care home" have 626  
the same meanings as in section 5104.01 of the Revised Code. 627

(7) The president or other chief administrative officer of 628  
each institution of higher education, as defined in section 629  
2907.03 of the Revised Code, that is located within the specified 630  
geographical notification area and within the county served by the 631  
sheriff, and the chief law enforcement officer of the state 632  
university law enforcement agency or campus police department 633  
established under section 3345.04 or 1713.50 of the Revised Code, 634  
if any, that serves that institution; 635

(8) The sheriff of each county that includes any portion of 636  
the specified geographical notification area; 637

(9) If the offender or delinquent child resides within the 638  
county served by the sheriff, the chief of police, marshal, or 639  
other chief law enforcement officer of the municipal corporation 640  
in which the offender or delinquent child resides or, if the 641  
offender or delinquent child resides in an unincorporated area, 642  
the constable or chief of the police department or police district 643  
police force of the township in which the offender or delinquent 644  
child resides; 645

(10) Volunteer organizations in which contact with minors or 646  
other vulnerable individuals might occur or any organization, 647  
company, or individual who requests notification as provided in 648  
division (J) of this section. 649

(B) The notice required under division (A) of this section 650  
shall include all of the following information regarding the 651  
subject offender or delinquent child: 652

(1) The offender's or delinquent child's name; 653

(2) The address or addresses of the offender's or public 654  
registry-qualified juvenile offender registrant's residence, 655  
school, institution of higher education, or place of employment, 656  
as applicable, or the residence address or addresses of a 657  
delinquent child who is not a public registry-qualified juvenile 658

offender registrant; 659

(3) The sexually oriented offense or child-victim oriented 660  
offense of which the offender was convicted, to which the offender 661  
pleaded guilty, or for which the child was adjudicated a 662  
delinquent child; 663

(4) A statement that identifies the category specified in 664  
division (F)~~(1)(a), (b), or (c)~~ of this section that includes the 665  
offender or delinquent child and that subjects the offender or 666  
delinquent child to this section; 667

(5) The offender's or delinquent child's photograph. 668

(C) If a sheriff with whom an offender or delinquent child 669  
registers under section 2950.04, 2950.041, or 2950.05 of the 670  
Revised Code ~~or~~ to whom the offender or delinquent child most 671  
recently sent a notice of intent to reside under section 2950.04 672  
or 2950.041 of the Revised Code, or with whom an offender or 673  
delinquent child verifies a residence address pursuant to section 674  
2950.06 of the Revised Code is required by division (A) of this 675  
section to provide notices regarding an offender or delinquent 676  
child and if, pursuant to that requirement, the sheriff provides a 677  
notice to a sheriff of one or more other counties in accordance 678  
with division (A)(8) of this section, the sheriff of each of the 679  
other counties who is provided notice under division (A)(8) of 680  
this section shall provide the notices described in divisions 681  
(A)(1) to (7) and (A)(9) and (10) of this section to each person 682  
or entity identified within those divisions that is located within 683  
the specified geographical notification area and within the county 684  
served by the sheriff in question. 685

(D)(1) A sheriff required by division (A) or (C) of this 686  
section to provide notices regarding an offender or delinquent 687  
child based on the offender's or delinquent child's sending of a 688  
notice of intent to reside or registration of an address shall 689

provide the notice to the neighbors that are described in division 690  
(A)(1) of this section and the notices to law enforcement 691  
personnel that are described in divisions (A)(8) and (9) of this 692  
section as soon as practicable, but no later than five days after 693  
the offender sends the notice of intent to reside to the sheriff 694  
and again no later than five days after the offender or delinquent 695  
child registers with the sheriff or, if the sheriff is required by 696  
division (C) of this section to provide the notices, no later than 697  
five days after the sheriff is provided the notice described in 698  
division (A)(8) of this section. 699

A sheriff required by division (A) or (C) of this section to 700  
provide notices regarding an offender or delinquent child based on 701  
the offender's or delinquent child's sending of a notice of intent 702  
to reside or registration of an address shall provide the notices 703  
to all other specified persons that are described in divisions 704  
(A)(2) to (7) and (A)(10) of this section as soon as practicable, 705  
but not later than seven days after the offender or delinquent 706  
child registers with the sheriff or, if the sheriff is required by 707  
division (C) of this section to provide the notices, no later than 708  
five days after the sheriff is provided the notice described in 709  
division (A)(8) of this section. 710

A sheriff required by division (A) of this section to provide 711  
notices regarding an offender or delinquent child based on the 712  
offender's or delinquent child's verification of a residence 713  
address shall provide the notices to the specified persons that 714  
are described in divisions (A)(1) to (10) of this section as soon 715  
as practicable but not later than seven days after the sheriff 716  
determines pursuant to division (E)(2) of section 2950.06 of the 717  
Revised Code that the offender or delinquent child is subject to 718  
this section, and a sheriff required by division (C) of this 719  
section to provide notices regarding an offender or delinquent 720  
child based on the offender's or delinquent child's verification 721

of a residence address shall provide the notices described in 722  
divisions (A)(1) to (7) and (A)(9) and (10) of this section not 723  
later than five days after the sheriff is provided the notice 724  
described in division (A)(8) of this section. 725

(2) If an offender or delinquent child in relation to whom 726  
division (A) of this section applies verifies the offender's or 727  
delinquent child's current ~~residence~~, school, institution of 728  
higher education, or place of employment address, as applicable, 729  
with a sheriff pursuant to section 2950.06 of the Revised Code, or 730  
if an offender or delinquent child in relation to whom division 731  
(A) of this section applies verifies the offender's or delinquent 732  
child's current residence address and division (A) of this section 733  
does not require that notice be given under this section regarding 734  
that verification, the sheriff may provide a written notice 735  
containing the information set forth in division (B) of this 736  
section to the persons identified in divisions (A)(1) to (10) of 737  
this section. If a sheriff provides a notice pursuant to this 738  
division to the sheriff of one or more other counties in 739  
accordance with division (A)(8) of this section, the sheriff of 740  
each of the other counties who is provided the notice under 741  
division (A)(8) of this section may provide, but is not required 742  
to provide, a written notice containing the information set forth 743  
in division (B) of this section to the persons identified in 744  
divisions (A)(1) to (7) and (A)(9) and (10) of this section. 745

(3) A sheriff may provide notice under division (A)(1)(a) or 746  
(b) of this section, and may provide notice under division 747  
(A)(1)(c) of this section to a building manager or person 748  
authorized to exercise management and control of a building, by 749  
mail, by personal contact, or by leaving the notice at or under 750  
the entry door to a residential unit. For purposes of divisions 751  
(A)(1)(a) and (b) of this section, and the portion of division 752  
(A)(1)(c) of this section relating to the provision of notice to 753



occupants of a multi-unit building by mail or personal contact, 754  
the provision of one written notice per unit is deemed as 755  
providing notice to all occupants of that unit. 756

(E) All information that a sheriff possesses regarding an 757  
offender or delinquent child who is in a category specified in 758  
division (F)~~(1)(a), (b), or (c)~~ of this section that is described 759  
in division (B) of this section and that must be provided in a 760  
notice required under division (A) or (C) of this section or that 761  
may be provided in a notice authorized under division (D)(2) of 762  
this section is a public record that is open to inspection under 763  
section 149.43 of the Revised Code. 764

The sheriff shall not cause to be publicly disseminated by 765  
means of the internet any of the information described in this 766  
division that is provided by a delinquent child unless that child 767  
is in a category specified in division (F)~~(1)(a), (b), or (c)~~ of 768  
this section. 769

~~(F)(1) Except as provided in division (F)(2) of this section,~~ 770  
~~the~~ The duties to provide the notices described in divisions (A) 771  
and (C) of this section apply regarding any offender or delinquent 772  
child who is in any of the following categories: 773

~~(a)(1)~~ (1) The offender is a tier III sex offender/child-victim 774  
offender, or the delinquent child is a public registry-qualified 775  
juvenile offender registrant, and a juvenile court has not removed 776  
pursuant to section 2950.15 of the Revised Code the delinquent 777  
child's duty to comply with sections 2950.04, 2950.041, 2950.05, 778  
and 2950.06 of the Revised Code. 779

~~(b)(2)~~ (2) The delinquent child is a tier III sex 780  
offender/child-victim offender who is not a ~~public registry~~ 781  
~~qualified~~ public registry-qualified juvenile offender registrant, 782  
the delinquent child was subjected to this section prior to ~~the~~ 783  
~~effective date of this amendment~~ January 1, 2008, as a sexual 784

predator, habitual sex offender, child-victim predator, or 785  
habitual child-victim offender, as those terms were defined in 786  
section 2950.01 of the Revised Code as it existed prior to ~~the~~ 787  
~~effective date of this amendment~~ January 1, 2008, and a juvenile 788  
court has not removed pursuant to section 2152.84 or 2152.85 of 789  
the Revised Code the delinquent child's duty to comply with 790  
sections 2950.04, 2950.041, 2950.05, and 2950.06 of the Revised 791  
Code. 792

~~(e)(3)~~ The delinquent child is a tier III sex 793  
offender/child-victim offender who is not a public 794  
registry-qualified juvenile offender registrant, the delinquent 795  
child was classified a juvenile offender registrant on or after 796  
~~the effective date of this amendment~~ January 1, 2008, the court 797  
has imposed a requirement under section 2152.82, 2152.83, or 798  
2152.84 of the Revised Code subjecting the delinquent child to 799  
this section, and a juvenile court has not removed pursuant to 800  
section 2152.84 or 2152.85 of the Revised Code the delinquent 801  
child's duty to comply with sections 2950.04, 2950.041, 2950.05, 802  
and 2950.06 of the Revised Code. 803

~~(2) The notification provisions of this section do not apply 804  
to a person described in division (F)(1)(a), (b), or (c) of this 805  
section if a court finds at a hearing after considering the 806  
factors described in this division that the person would not be 807  
subject to the notification provisions of this section that were 808  
in the version of this section that existed immediately prior to 809  
the effective date of this amendment. In making the determination 810  
of whether a person would have been subject to the notification 811  
provisions under prior law as described in this division, the 812  
court shall consider the following factors:~~ 813

~~(a) The offender's or delinquent child's age;~~ 814

~~(b) The offender's or delinquent child's prior criminal or 815  
delinquency record regarding all offenses, including, but not 816~~

<del>limited to, all sexual offenses;</del>	817
<del>(c) The age of the victim of the sexually oriented offense</del>	818
<del>for which sentence is to be imposed or the order of disposition is</del>	819
<del>to be made;</del>	820
<del>(d) Whether the sexually oriented offense for which sentence</del>	821
<del>is to be imposed or the order of disposition is to be made</del>	822
<del>involved multiple victims;</del>	823
<del>(e) Whether the offender or delinquent child used drugs or</del>	824
<del>alcohol to impair the victim of the sexually oriented offense or</del>	825
<del>to prevent the victim from resisting;</del>	826
<del>(f) If the offender or delinquent child previously has been</del>	827
<del>convicted of or pleaded guilty to, or been adjudicated a</del>	828
<del>delinquent child for committing an act that if committed by an</del>	829
<del>adult would be, a criminal offense, whether the offender or</del>	830
<del>delinquent child completed any sentence or dispositional order</del>	831
<del>imposed for the prior offense or act and, if the prior offense or</del>	832
<del>act was a sex offense or a sexually oriented offense, whether the</del>	833
<del>offender or delinquent child participated in available programs</del>	834
<del>for sexual offenders;</del>	835
<del>(g) Any mental illness or mental disability of the offender</del>	836
<del>or delinquent child;</del>	837
<del>(h) The nature of the offender's or delinquent child's sexual</del>	838
<del>conduct, sexual contact, or interaction in a sexual context with</del>	839
<del>the victim of the sexually oriented offense and whether the sexual</del>	840
<del>conduct, sexual contact, or interaction in a sexual context was</del>	841
<del>part of a demonstrated pattern of abuse;</del>	842
<del>(i) Whether the offender or delinquent child, during the</del>	843
<del>commission of the sexually oriented offense for which sentence is</del>	844
<del>to be imposed or the order of disposition is to be made, displayed</del>	845
<del>eruelty or made one or more threats of cruelty;</del>	846

~~(j) Whether the offender or delinquent child would have been a habitual sex offender or a habitual child victim offender under the definitions of those terms set forth in section 2950.01 of the Revised Code as that section existed prior to the effective date of this amendment;~~

~~(k) Any additional behavioral characteristics that contribute to the offender's or delinquent child's conduct.~~

(G)(1) The department of job and family services shall compile, maintain, and update in January and July of each year, a list of all agencies, centers, or homes of a type described in division (A)(2) or (6) of this section that contains the name of each agency, center, or home of that type, the county in which it is located, its address and telephone number, and the name of an administrative officer or employee of the agency, center, or home.

(2) The department of education shall compile, maintain, and update in January and July of each year, a list of all boards of education, schools, or programs of a type described in division (A)(3), (4), or (5) of this section that contains the name of each board of education, school, or program of that type, the county in which it is located, its address and telephone number, the name of the superintendent of the board or of an administrative officer or employee of the school or program, and, in relation to a board of education, the county or counties in which each of its schools is located and the address of each such school.

(3) The Ohio board of regents shall compile, maintain, and update in January and July of each year, a list of all institutions of a type described in division (A)(7) of this section that contains the name of each such institution, the county in which it is located, its address and telephone number, and the name of its president or other chief administrative officer.

(4) A sheriff required by division (A) or (C) of this 878  
section, or authorized by division (D)(2) of this section, to 879  
provide notices regarding an offender or delinquent child, or a 880  
designee of a sheriff of that type, may request the department of 881  
job and family services, department of education, or Ohio board of 882  
regents, by telephone, in person, or by mail, to provide the 883  
sheriff or designee with the names, addresses, and telephone 884  
numbers of the appropriate persons and entities to whom the 885  
notices described in divisions (A)(2) to (7) of this section are 886  
to be provided. Upon receipt of a request, the department or board 887  
shall provide the requesting sheriff or designee with the names, 888  
addresses, and telephone numbers of the appropriate persons and 889  
entities to whom those notices are to be provided. 890

(H)(1) Upon the motion of the offender or the prosecuting 891  
attorney of the county in which the offender was convicted of or 892  
pleaded guilty to the sexually oriented offense or child-victim 893  
oriented offense for which the offender is subject to community 894  
notification under this section, or upon the motion of the 895  
sentencing judge or that judge's successor in office, the judge 896  
may schedule a hearing to determine whether the interests of 897  
justice would be served by suspending the community notification 898  
requirement under this section in relation to the offender. The 899  
judge may dismiss the motion without a hearing but may not issue 900  
an order suspending the community notification requirement without 901  
a hearing. At the hearing, all parties are entitled to be heard, 902  
and the judge shall consider all of the factors set forth in 903  
division (K) of this section. If, at the conclusion of the 904  
hearing, the judge finds that the offender has proven by clear and 905  
convincing evidence that the offender is unlikely to commit in the 906  
future a sexually oriented offense or a child-victim oriented 907  
offense and if the judge finds that suspending the community 908  
notification requirement is in the interests of justice, the judge 909  
may suspend the application of this section in relation to the 910

offender. The order shall contain both of these findings. 911

The judge promptly shall serve a copy of the order upon the 912  
sheriff with whom the offender most recently registered under 913  
section 2950.04, 2950.041, or 2950.05 of the Revised Code and upon 914  
the bureau of criminal identification and investigation. 915

An order suspending the community notification requirement 916  
does not suspend or otherwise alter an offender's duties to comply 917  
with sections 2950.04, 2950.041, 2950.05, and 2950.06 of the 918  
Revised Code and does not suspend the victim notification 919  
requirement under section 2950.10 of the Revised Code. 920

(2) A prosecuting attorney, a sentencing judge or that 921  
judge's successor in office, and an offender who is subject to the 922  
community notification requirement under this section may 923  
initially make a motion under division (H)(1) of this section upon 924  
the expiration of twenty years after the offender's duty to comply 925  
with division (A)(2), (3), or (4) of section 2950.04, division 926  
(A)(2), (3), or (4) of section 2950.041 and sections 2950.05 and 927  
2950.06 of the Revised Code begins in relation to the offense for 928  
which the offender is subject to community notification. After the 929  
initial making of a motion under division (H)(1) of this section, 930  
thereafter, the prosecutor, judge, and offender may make a 931  
subsequent motion under that division upon the expiration of five 932  
years after the judge has entered an order denying the initial 933  
motion or the most recent motion made under that division. 934

(3) The offender and the prosecuting attorney have the right 935  
to appeal an order approving or denying a motion made under 936  
division (H)(1) of this section. 937

(4) Divisions (H)(1) to (3) of this section do not apply to 938  
any of the following types of offender: 939

(a) A person who is convicted of or pleads guilty to a 940  
violent sex offense or designated homicide, assault, or kidnapping 941

offense and who, in relation to that offense, is adjudicated a 942  
sexually violent predator; 943

(b) A person who is convicted of or pleads guilty to a 944  
sexually oriented offense that is a violation of division 945  
(A)(1)(b) of section 2907.02 of the Revised Code committed on or 946  
after January 2, 2007, and either who is sentenced under section 947  
2971.03 of the Revised Code or upon whom a sentence of life 948  
without parole is imposed under division (B) of section 2907.02 of 949  
the Revised Code; 950

(c) A person who is convicted of or pleads guilty to a 951  
sexually oriented offense that is attempted rape committed on or 952  
after January 2, 2007, and who also is convicted of or pleads 953  
guilty to a specification of the type described in section 954  
2941.1418, 2941.1419, or 2941.1420 of the Revised Code; 955

(d) A person who is convicted of or pleads guilty to an 956  
offense described in division (B)(3)(a), (b), (c), or (d) of 957  
section 2971.03 of the Revised Code and who is sentenced for that 958  
offense pursuant to that division; 959

(e) An offender who is in a category specified in division 960  
(F)(1)(a), ~~(b), or (c)~~ of this section and who, subsequent to 961  
being subjected to community notification, has pleaded guilty to 962  
or been convicted of a sexually oriented offense or child-victim 963  
oriented offense. 964

(I) If a person is convicted of, pleads guilty to, has been 965  
convicted of, or has pleaded guilty to a sexually oriented offense 966  
or a child-victim oriented offense or a person is or has been 967  
adjudicated a delinquent child for committing a sexually oriented 968  
offense or a child-victim oriented offense and is classified a 969  
juvenile offender registrant or is an out-of-state juvenile 970  
offender registrant based on that adjudication, and if the 971  
offender or delinquent child is not in any category specified in 972

division (F)~~(1)(a), (b), or (c)~~ of this section, the sheriff with 973  
whom the offender or delinquent child has most recently registered 974  
under section 2950.04, 2950.041, or 2950.05 of the Revised Code 975  
and the sheriff to whom the offender or delinquent child most 976  
recently sent a notice of intent to reside under section 2950.04 977  
or 2950.041 of the Revised Code, within the period of time 978  
specified in division (D) of this section, shall provide a written 979  
notice containing the information set forth in division (B) of 980  
this section to the executive director of the public children 981  
services agency that has jurisdiction within the specified 982  
geographical notification area and that is located within the 983  
county served by the sheriff. 984

(J) Each sheriff shall allow a volunteer organization or 985  
other organization, company, or individual who wishes to receive 986  
the notice described in division (A)(10) of this section regarding 987  
a specific offender or delinquent child or notice regarding all 988  
offenders and delinquent children who are located in the specified 989  
geographical notification area to notify the sheriff by electronic 990  
mail or through the sheriff's web site of this election. The 991  
sheriff shall promptly inform the bureau of criminal 992  
identification and investigation of these requests in accordance 993  
with the forwarding procedures adopted by the attorney general 994  
pursuant to section 2950.13 of the Revised Code. 995

(K) In making a determination under division (H)(1) of this 996  
section as to whether to suspend the community notification 997  
requirement under this section for an offender, the judge shall 998  
consider all relevant factors, including, but not limited to, all 999  
of the following: 1000

(1) The offender's age; 1001

(2) The offender's prior criminal or delinquency record 1002  
regarding all offenses, including, but not limited to, all 1003  
sexually oriented offenses or child-victim oriented offenses; 1004



(3) The age of the victim of the sexually oriented offense or child-victim oriented offense the offender committed;	1005 1006
(4) Whether the sexually oriented offense or child-victim oriented offense the offender committed involved multiple victims;	1007 1008
(5) Whether the offender used drugs or alcohol to impair the victim of the sexually oriented offense or child-victim oriented <u>offense</u> the offender committed or to prevent the victim from resisting;	1009 1010 1011 1012
(6) If the offender previously has been convicted of, pleaded guilty to, or been adjudicated a delinquent child for committing an act that if committed by an adult would be a criminal offense, whether the offender completed any sentence or dispositional order imposed for the prior offense or act and, if the prior offense or act was a sexually oriented offense or a child-victim oriented offense, whether the offender or delinquent child participated in available programs for sex offenders or child-victim offenders;	1013 1014 1015 1016 1017 1018 1019 1020
(7) Any mental illness or mental disability of the offender;	1021
(8) The nature of the offender's sexual conduct, sexual contact, or interaction in a sexual context with the victim of the sexually oriented offense the offender committed or the nature of the offender's interaction in a sexual context with the victim of the child-victim oriented offense the offender committed, whichever is applicable, and whether the sexual conduct, sexual contact, or interaction in a sexual context was part of a demonstrated pattern of abuse;	1022 1023 1024 1025 1026 1027 1028 1029
(9) Whether the offender, during the commission of the sexually oriented offense or child-victim oriented offense the offender committed, displayed cruelty or made one or more threats of cruelty;	1030 1031 1032 1033
(10) Any additional behavioral characteristics that contribute to the offender's conduct.	1034 1035

(L) As used in this section, "specified geographical notification area" means the geographic area or areas within which the attorney general, by rule adopted under section 2950.13 of the Revised Code, requires the notice described in division (B) of this section to be given to the persons identified in divisions (A)(2) to (8) of this section.

**Sec. 2950.13.** (A) The attorney general shall do all of the following:

(1) No later than July 1, 1997, establish and maintain a state registry of sex offenders and child-victim offenders that is housed at the bureau of criminal identification and investigation and that contains all of the registration, change of residence, school, institution of higher education, or place of employment address, and verification information the bureau receives pursuant to sections 2950.04, 2950.041, 2950.05, and 2950.06 of the Revised Code regarding each person who is convicted of, pleads guilty to, has been convicted of, or has pleaded guilty to a sexually oriented offense or a child-victim oriented offense and each person who is or has been adjudicated a delinquent child for committing a sexually oriented offense or a child-victim oriented offense and is classified a juvenile offender registrant or is an out-of-state juvenile offender registrant based on that adjudication, all of the information the bureau receives pursuant to section 2950.14 of the Revised Code, and any notice of an order terminating or modifying an offender's or delinquent child's duty to comply with sections 2950.04, 2950.041, 2950.05, and 2950.06 of the Revised Code the bureau receives pursuant to section 2152.84, 2152.85, or 2950.15 of the Revised Code. For a person who was convicted of or pleaded guilty to the sexually oriented offense or child-victim related offense, the registry also shall indicate whether the person was convicted of or pleaded guilty to the offense in a criminal prosecution or in a serious youthful

offender case. The registry shall not be open to inspection by the 1068  
public or by any person other than a person identified in division 1069  
(A) of section 2950.08 of the Revised Code. In addition to the 1070  
information and material previously identified in this division, 1071  
the registry shall include all of the following regarding each 1072  
person who is listed in the registry: 1073

(a) A citation for, and the name of, all sexually oriented 1074  
offenses or child-victim oriented offenses of which the person was 1075  
convicted, to which the person pleaded guilty, or for which the 1076  
person was adjudicated a delinquent child and that resulted in a 1077  
registration duty, and the date on which those offenses were 1078  
committed; 1079

(b) The text of the sexually oriented offenses or 1080  
child-victim oriented offenses identified in division (A)(1)(a) of 1081  
this section as those offenses existed at the time the person was 1082  
convicted of, pleaded guilty to, or was adjudicated a delinquent 1083  
child for committing those offenses, or a link to a database that 1084  
sets forth the text of those offenses; 1085

(c) A statement as to whether the person is a tier I sex 1086  
offender/child-victim offender, a tier II sex 1087  
offender/child-victim offender, or a tier III sex 1088  
offender/child-victim offender for the sexually oriented offenses 1089  
or child-victim oriented offenses identified in division (A)(1)(a) 1090  
of this section; 1091

(d) The community supervision status of the person, 1092  
including, but not limited to, whether the person is serving a 1093  
community control sanction and the nature of any such sanction, 1094  
whether the person is under supervised release and the nature of 1095  
the release, or regarding a juvenile, whether the juvenile is 1096  
under any type of release authorized under Chapter 2152. or 5139. 1097  
of the Revised Code and the nature of any such release; 1098

(e) The offense and delinquency history of the person, as 1099  
determined from information gathered or provided under sections 1100  
109.57 and 2950.14 of the Revised Code; 1101

(f) The bureau of criminal identification and investigation 1102  
tracking number assigned to the person if one has been so 1103  
assigned, the federal bureau of investigation number assigned to 1104  
the person if one has been assigned and the bureau of criminal 1105  
identification and investigation is aware of the number, and any 1106  
other state identification number assigned to the person of which 1107  
the bureau is aware; 1108

(g) Fingerprints and palmprints of the person; 1109

(h) A DNA specimen, as defined in section 109.573 of the 1110  
Revised Code, from the person; 1111

(i) Whether the person has any outstanding arrest warrants; 1112

(j) Whether the person is in compliance with the person's 1113  
duties under this chapter. 1114

(2) In consultation with local law enforcement 1115  
representatives and no later than July 1, 1997, adopt rules that 1116  
contain guidelines necessary for the implementation of this 1117  
chapter; 1118

(3) In consultation with local law enforcement 1119  
representatives, adopt rules for the implementation and 1120  
administration of the provisions contained in section 2950.11 of 1121  
the Revised Code that pertain to the notification of neighbors of 1122  
an offender or a delinquent child who has committed a sexually 1123  
oriented offense or a child-victim oriented offense and ~~and~~ is in 1124  
a category specified in division (F)~~(1)~~ of that section and rules 1125  
that prescribe a manner in which victims of a sexually oriented 1126  
offense or a child-victim oriented offense committed by an 1127  
offender or a delinquent child who is in a category specified in 1128  
division (B)(1) of section 2950.10 of the Revised Code may make a 1129

request that specifies that the victim would like to be provided 1130  
the notices described in divisions (A)(1) and (2) of section 1131  
2950.10 of the Revised Code; 1132

(4) In consultation with local law enforcement 1133  
representatives and through the bureau of criminal identification 1134  
and investigation, prescribe the forms to be used by judges and 1135  
officials pursuant to section 2950.03 or 2950.032 of the Revised 1136  
Code to advise offenders and delinquent children of their duties 1137  
of filing a notice of intent to reside, registration, notification 1138  
of a change of residence, school, institution of higher education, 1139  
or place of employment address and registration of the new 1140  
school, institution of higher education, or place of employment 1141  
address, as applicable, and address verification under sections 1142  
2950.04, 2950.041, 2950.05, and 2950.06 of the Revised Code, and 1143  
prescribe the forms to be used by sheriffs relative to those 1144  
duties of filing a notice of intent to reside, registration, 1145  
change of residence, school, institution of higher education, or 1146  
place of employment address notification, and address 1147  
verification; 1148

(5) Make copies of the forms prescribed under division (A)(4) 1149  
of this section available to judges, officials, and sheriffs; 1150

(6) Through the bureau of criminal identification and 1151  
investigation, provide the notifications, the information and 1152  
materials, and the documents that the bureau is required to 1153  
provide to appropriate law enforcement officials and to the 1154  
federal bureau of investigation pursuant to sections 2950.04, 1155  
2950.041, 2950.05, and 2950.06 of the Revised Code; 1156

(7) Through the bureau of criminal identification and 1157  
investigation, maintain the verification forms returned under the 1158  
address verification mechanism set forth in section 2950.06 of the 1159  
Revised Code; 1160

(8) In consultation with representatives of the officials, 1161  
judges, and sheriffs, adopt procedures for officials, judges, and 1162  
sheriffs to use to forward information, photographs, and 1163  
fingerprints to the bureau of criminal identification and 1164  
investigation pursuant to the requirements of sections 2950.03, 1165  
2950.04, 2950.041, 2950.05, 2950.06, and 2950.11 of the Revised 1166  
Code; 1167

(9) In consultation with the director of education, the 1168  
director of job and family services, and the director of 1169  
rehabilitation and correction, adopt rules that contain guidelines 1170  
to be followed by boards of education of a school district, 1171  
chartered nonpublic schools or other schools not operated by a 1172  
board of education, preschool programs, child day-care centers, 1173  
type A family day-care homes, certified type B family day-care 1174  
homes, and institutions of higher education regarding the proper 1175  
use and administration of information received pursuant to section 1176  
2950.11 of the Revised Code relative to an offender or delinquent 1177  
child who has committed a sexually oriented offense or a 1178  
child-victim oriented offense and is in a category specified in 1179  
division (F)(1) of that section; 1180

(10) In consultation with local law enforcement 1181  
representatives and no later than July 1, 1997, adopt rules that 1182  
designate a geographic area or areas within which the notice 1183  
described in division (B) of section 2950.11 of the Revised Code 1184  
must be given to the persons identified in divisions (A)(2) to (8) 1185  
and (A)(10) of that section; 1186

(11) Through the bureau of criminal identification and 1187  
investigation, not later than January 1, 2004, establish and 1188  
operate on the internet a sex offender and child-victim offender 1189  
database that contains information for every offender who has 1190  
committed a sexually oriented offense or a child-victim oriented 1191  
offense and registers in any county in this state pursuant to 1192

section 2950.04 or 2950.041 of the Revised Code and for every 1193  
delinquent child who has committed a sexually oriented offense, is 1194  
a public registry-qualified juvenile offender registrant, and 1195  
registers in any county in this state pursuant to either such 1196  
section. The bureau shall not include on the database the identity 1197  
of any offender's or public registry-qualified juvenile offender 1198  
registrant's victim, any offender's or public registry-qualified 1199  
juvenile offender registrant's social security number, the name of 1200  
any school or institution of higher education attended by any 1201  
offender or public registry-qualified juvenile offender 1202  
registrant, the name of the place of employment of any offender or 1203  
public registry-qualified juvenile offender registrant, any 1204  
tracking or identification number described in division (A)(1)(f) 1205  
of this section, or any information described in division (C)(7) 1206  
of section 2950.04 or 2950.041 of the Revised Code. The bureau 1207  
shall provide on the database, for each offender and each public 1208  
registry-qualified juvenile offender registrant, at least the 1209  
information specified in divisions (A)(11)(a) to (h) of this 1210  
section. Otherwise, the bureau shall determine the information to 1211  
be provided on the database for each offender and public 1212  
registry-qualified juvenile offender registrant and shall obtain 1213  
that information from the information contained in the state 1214  
registry of sex offenders and child-victim offenders described in 1215  
division (A)(1) of this section, which information, while in the 1216  
possession of the sheriff who provided it, is a public record open 1217  
for inspection as described in section 2950.081 of the Revised 1218  
Code. The database is a public record open for inspection under 1219  
section 149.43 of the Revised Code, and it shall be searchable by 1220  
offender or public registry-qualified juvenile offender registrant 1221  
name, by county, by zip code, and by school district. The database 1222  
shall provide a link to the web site of each sheriff who has 1223  
established and operates on the internet a sex offender and 1224  
child-victim offender database that contains information for 1225

offenders and public registry-qualified juvenile offender 1226  
registrants who register in that county pursuant to section 1227  
2950.04 or 2950.041 of the Revised Code, with the link being a 1228  
direct link to the sex offender and child-victim offender database 1229  
for the sheriff. The bureau shall provide on the database, for 1230  
each offender and public registry-qualified juvenile offender 1231  
registrant, at least the following information: 1232

(a) The information described in divisions (A)(1)(a), (b), 1233  
(c), and (d) of this section relative to the offender or public 1234  
registry-qualified juvenile offender registrant; 1235

(b) The address of the offender's or public 1236  
registry-qualified juvenile offender registrant's school, 1237  
institution of higher education, or place of employment provided 1238  
in a registration form; 1239

(c) The information described in division (C)(6) of section 1240  
2950.04 or 2950.041 of the Revised Code; 1241

(d) A chart describing which sexually oriented offenses and 1242  
child-victim oriented offenses are included in the definitions of 1243  
tier I sex offender/child-victim offender, tier II sex 1244  
offender/child-victim offender, and tier III sex 1245  
offender/child-victim offender; 1246

(e) Fingerprints and ~~palm prints~~ palmprints of the offender 1247  
or public registry-qualified juvenile offender registrant and a 1248  
DNA specimen from the offender or public registry-qualified 1249  
juvenile offender registrant; 1250

(f) The information set forth in division (B) of section 1251  
2950.11 of the Revised Code; 1252

(g) Any outstanding arrest warrants for the offender or 1253  
public registry-qualified juvenile offender registrant; 1254

(h) The offender's or public registry-qualified juvenile 1255



offender registrant's compliance status with duties under this 1256  
chapter. 1257

(12) Develop software to be used by sheriffs in establishing 1258  
on the internet a sex offender and child-victim offender database 1259  
for the public dissemination of some or all of the information and 1260  
materials described in division (A) of section 2950.081 of the 1261  
Revised Code that are public records under that division, that are 1262  
not prohibited from inclusion by division (B) of that section, and 1263  
that pertain to offenders and public registry-qualified juvenile 1264  
offender registrants who register in the sheriff's county pursuant 1265  
to section 2950.04 or 2950.041 of the Revised Code and for the 1266  
public dissemination of information the sheriff receives pursuant 1267  
to section 2950.14 of the Revised Code and, upon the request of 1268  
any sheriff, provide technical guidance to the requesting sheriff 1269  
in establishing on the internet such a database; 1270

(13) Through the bureau of criminal identification and 1271  
investigation, not later than January 1, 2004, establish and 1272  
operate on the internet a database that enables local law 1273  
enforcement representatives to remotely search by electronic means 1274  
the state registry of sex offenders and child-victim offenders 1275  
described in division (A)(1) of this section and any information 1276  
and materials the bureau receives pursuant to sections 2950.04, 1277  
2950.041, 2950.05, 2950.06, and 2950.14 of the Revised Code. The 1278  
database shall enable local law enforcement representatives to 1279  
obtain detailed information regarding each offender and delinquent 1280  
child who is included in the registry, including, but not limited 1281  
to the offender's or delinquent child's name, aliases, residence 1282  
address, name and address of any place of employment, school, 1283  
institution of higher education, if applicable, license plate 1284  
number of each vehicle identified in division (C)(5) of section 1285  
2950.04 or 2950.041 of the Revised Code to the extent applicable, 1286  
victim preference if available, date of most recent release from 1287

confinement if applicable, fingerprints, and palmprints, all of 1288  
the information and material described in ~~division~~ divisions 1289  
(A)(1)(a) to (h) of this section regarding the offender or 1290  
delinquent child, and other identification parameters the bureau 1291  
considers appropriate. The database is not a public record open 1292  
for inspection under section 149.43 of the Revised Code and shall 1293  
be available only to law enforcement representatives as described 1294  
in this division. Information obtained by local law enforcement 1295  
representatives through use of this database is not open to 1296  
inspection by the public or by any person other than a person 1297  
identified in division (A) of section 2950.08 of the Revised Code. 1298

(14) Through the bureau of criminal identification and 1299  
investigation, maintain a list of requests for notice about a 1300  
specified offender or delinquent child or specified geographical 1301  
notification area made pursuant to division (J) of section 2950.11 1302  
of the Revised Code and, when an offender or delinquent child 1303  
changes residence to another county, forward any requests for 1304  
information about that specific offender or delinquent child to 1305  
the appropriate sheriff; 1306

(15) Through the bureau of criminal identification and 1307  
investigation, establish and operate a system for the immediate 1308  
notification by electronic means of the appropriate officials in 1309  
other states specified in this division each time an offender or 1310  
delinquent child registers a residence, school, institution of 1311  
higher education, or place of employment address under section 1312  
2950.04 or 2950.041 of the ~~revised~~ Revised Code or provides a 1313  
notice of a change of address or registers a new address under 1314  
division (A) or (B) of section 2950.05 of the Revised Code. The 1315  
immediate notification by electronic means shall be provided to 1316  
the appropriate officials in each state in which the offender or 1317  
delinquent child is required to register a residence, school, 1318  
institution of higher education, or place of employment address. 1319

The notification shall contain the offender's or delinquent 1320  
child's name and all of the information the bureau receives from 1321  
the sheriff with whom the offender or delinquent child registered 1322  
the address or provided the notice of change of address or 1323  
registered the new address. 1324

(B) The attorney general in consultation with local law 1325  
enforcement representatives, may adopt rules that establish one or 1326  
more categories of neighbors of an offender or delinquent child 1327  
who, in addition to the occupants of residential premises and 1328  
other persons specified in division (A)(1) of section 2950.11 of 1329  
the Revised Code, must be given the notice described in division 1330  
(B) of that section. 1331

(C) No person, other than a local law enforcement 1332  
representative, shall knowingly do any of the following: 1333

(1) Gain or attempt to gain access to the database 1334  
established and operated by the attorney general, through the 1335  
bureau of criminal identification and investigation, pursuant to 1336  
division (A)(13) of this section. 1337

(2) Permit any person to inspect any information obtained 1338  
through use of the database described in division (C)(1) of this 1339  
section, other than as permitted under that division. 1340

(D) As used in this section, "local law enforcement 1341  
representatives" means representatives of the sheriffs of this 1342  
state, representatives of the municipal chiefs of police and 1343  
marshals of this state, and representatives of the township 1344  
constables and chiefs of police of the township police departments 1345  
or police district police forces of this state. 1346

**Section 2.** That existing sections 2950.06, 2950.10, 2950.11, 1347  
and 2950.13 of the Revised Code are hereby repealed. 1348