

**As Passed by the Senate**

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**Sub. S. B. No. 177**

**Senators Skindell, Hughes**

**Cosponsors: Senators Brown, Cafaro, Gentile, Kearney, Schiavoni, Sawyer,  
Smith, Tavares, Turner, Beagle, Burke, Coley, Eklund, Gardner, Hite, Jones,  
LaRose, Manning, Obhof, Patton, Seitz**

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**A B I L L**

To amend sections 2151.34, 2903.213, 2903.214, 1  
2919.26, and 3113.31 of the Revised Code to 2  
expressly authorize the protection of companion 3  
animals in temporary protection orders, domestic 4  
violence protection orders, anti-stalking 5  
protection orders, and related protection orders. 6

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

**Section 1.** That sections 2151.34, 2903.213, 2903.214, 7  
2919.26, and 3113.31 of the Revised Code be amended to read as 8  
follows: 9

**Sec. 2151.34.** (A) As used in this section: 10

(1) "Court" means the juvenile division of the court of 11  
common pleas of the county in which the person to be protected by 12  
the protection order resides. 13

(2) "Victim advocate" means a person who provides support and 14  
assistance for a person who files a petition under this section. 15

(3) "Family or household member" has the same meaning as in 16

section 3113.31 of the Revised Code.	17
(4) "Protection order issued by a court of another state" has the same meaning as in section 2919.27 of the Revised Code.	18 19
(5) "Petitioner" means a person who files a petition under this section and includes a person on whose behalf a petition under this section is filed.	20 21 22
(6) "Respondent" means a person who is under eighteen years of age and against whom a petition is filed under this section.	23 24
(7) "Sexually oriented offense" has the same meaning as in section 2950.01 of the Revised Code.	25 26
(8) "Electronic monitoring" has the same meaning as in section 2929.01 of the Revised Code.	27 28
<u>(9) "Companion animal" has the same meaning as in section 959.131 of the Revised Code.</u>	29 30
(B) The court has jurisdiction over all proceedings under this section.	31 32
(C)(1) Any of the following persons may seek relief under this section by filing a petition with the court:	33 34
(a) Any person on behalf of that person;	35
(b) Any parent or adult family or household member on behalf of any other family or household member;	36 37
(c) Any person who is determined by the court in its discretion as an appropriate person to seek relief under this section on behalf of any child.	38 39 40
(2) The petition shall contain or state all of the following:	41
(a) An allegation that the respondent engaged in a violation of section 2903.11, 2903.12, 2903.13, 2903.21, 2903.211, 2903.22, or 2911.211 of the Revised Code, committed a sexually oriented offense, or engaged in a violation of any municipal ordinance that	42 43 44 45

is substantially equivalent to any of those offenses against the person to be protected by the protection order, including a description of the nature and extent of the violation;

(b) If the petitioner seeks relief in the form of electronic monitoring of the respondent, an allegation that at any time preceding the filing of the petition the respondent engaged in conduct that would cause a reasonable person to believe that the health, welfare, or safety of the person to be protected was at risk, a description of the nature and extent of that conduct, and an allegation that the respondent presents a continuing danger to the person to be protected;

(c) A request for relief under this section.

(3) The court in its discretion may determine whether or not to give notice that a petition has been filed under division (C)(1) of this section on behalf of a child to any of the following:

(a) A parent of the child if the petition was filed by any person other than a parent of the child;

(b) Any person who is determined by the court to be an appropriate person to receive notice of the filing of the petition.

(D)(1) If a person who files a petition pursuant to this section requests an ex parte order, the court shall hold an ex parte hearing as soon as possible after the petition is filed, but not later than the next day after the court is in session after the petition is filed. The court, for good cause shown at the ex parte hearing, may enter any temporary orders, with or without bond, that the court finds necessary for the safety and protection of the person to be protected by the order. Immediate and present danger to the person to be protected by the protection order constitutes good cause for purposes of this section. Immediate and

present danger includes, but is not limited to, situations in 77  
which the respondent has threatened the person to be protected by 78  
the protection order with bodily harm or in which the respondent 79  
previously has been convicted of, pleaded guilty to, or been 80  
adjudicated a delinquent child for committing a violation of 81  
section 2903.11, 2903.12, 2903.13, 2903.21, 2903.211, 2903.22, or 82  
2911.211 of the Revised Code, a sexually oriented offense, or a 83  
violation of any municipal ordinance that is substantially 84  
equivalent to any of those offenses against the person to be 85  
protected by the protection order. 86

(2)(a) If the court, after an ex parte hearing, issues a 87  
protection order described in division (E) of this section, the 88  
court shall schedule a full hearing for a date that is within ten 89  
court days after the ex parte hearing. The court shall give the 90  
respondent notice of, and an opportunity to be heard at, the full 91  
hearing. The court also shall give notice of the full hearing to 92  
the parent, guardian, or legal custodian of the respondent. The 93  
court shall hold the full hearing on the date scheduled under this 94  
division unless the court grants a continuance of the hearing in 95  
accordance with this division. Under any of the following 96  
circumstances or for any of the following reasons, the court may 97  
grant a continuance of the full hearing to a reasonable time 98  
determined by the court: 99

(i) Prior to the date scheduled for the full hearing under 100  
this division, the respondent has not been served with the 101  
petition filed pursuant to this section and notice of the full 102  
hearing. 103

(ii) The parties consent to the continuance. 104

(iii) The continuance is needed to allow a party to obtain 105  
counsel. 106

(iv) The continuance is needed for other good cause. 107

(b) An ex parte order issued under this section does not 108  
expire because of a failure to serve notice of the full hearing 109  
upon the respondent before the date set for the full hearing under 110  
division (D)(2)(a) of this section or because the court grants a 111  
continuance under that division. 112

(3) If a person who files a petition pursuant to this section 113  
does not request an ex parte order, or if a person requests an ex 114  
parte order but the court does not issue an ex parte order after 115  
an ex parte hearing, the court shall proceed as in a normal civil 116  
action and grant a full hearing on the matter. 117

(E)(1)(a) After an ex parte or full hearing, the court may 118  
issue any protection order, with or without bond, that contains 119  
terms designed to ensure the safety and protection of the person 120  
to be protected by the protection order. The court may include 121  
within a protection order issued under this section a term 122  
requiring that the respondent not remove, damage, hide, harm, or 123  
dispose of any companion animal owned or possessed by the person 124  
to be protected by the order, and may include within the order a 125  
term authorizing the person to be protected by the order to remove 126  
a companion animal owned by the person to be protected by the 127  
order from the possession of the respondent. 128

(b) After a full hearing, if the court considering a petition 129  
that includes an allegation of the type described in division 130  
(C)(2)(b) of this section or the court, upon its own motion, finds 131  
upon clear and convincing evidence that the petitioner reasonably 132  
believed that the respondent's conduct at any time preceding the 133  
filing of the petition endangered the health, welfare, or safety 134  
of the person to be protected and that the respondent presents a 135  
continuing danger to the person to be protected and if division 136  
(N) of this section does not prohibit the issuance of an order 137  
that the respondent be electronically monitored, the court may 138  
order that the respondent be electronically monitored for a period 139

of time and under the terms and conditions that the court 140  
determines are appropriate. Electronic monitoring shall be in 141  
addition to any other relief granted to the petitioner. 142

(2)(a) Any protection order issued pursuant to this section 143  
shall be valid until a date certain but not later than the date 144  
the respondent attains nineteen years of age. 145

(b) Any protection order issued pursuant to this section may 146  
be renewed in the same manner as the original order was issued. 147

(3) A court may not issue a protection order that requires a 148  
petitioner to do or to refrain from doing an act that the court 149  
may require a respondent to do or to refrain from doing under 150  
division (E)(1) of this section unless all of the following apply: 151

(a) The respondent files a separate petition for a protection 152  
order in accordance with this section. 153

(b) The petitioner is served with notice of the respondent's 154  
petition at least forty-eight hours before the court holds a 155  
hearing with respect to the respondent's petition, or the 156  
petitioner waives the right to receive this notice. 157

(c) If the petitioner has requested an ex parte order 158  
pursuant to division (D) of this section, the court does not delay 159  
any hearing required by that division beyond the time specified in 160  
that division in order to consolidate the hearing with a hearing 161  
on the petition filed by the respondent. 162

(d) After a full hearing at which the respondent presents 163  
evidence in support of the request for a protection order and the 164  
petitioner is afforded an opportunity to defend against that 165  
evidence, the court determines that the petitioner has committed a 166  
violation of section 2903.11, 2903.12, 2903.13, 2903.21, 2903.211, 167  
2903.22, or 2911.211 of the Revised Code, a sexually oriented 168  
offense, or a violation of any municipal ordinance that is 169  
substantially equivalent to any of those offenses against the 170

person to be protected by the protection order issued pursuant to 171  
division (E)(3) of this section, or has violated a protection 172  
order issued pursuant to this section or section 2903.213 of the 173  
Revised Code relative to the person to be protected by the 174  
protection order issued pursuant to division (E)(3) of this 175  
section. 176

(4) No protection order issued pursuant to this section shall 177  
in any manner affect title to any real property. 178

(5)(a) A protection order issued under this section shall 179  
clearly state that the person to be protected by the order cannot 180  
waive or nullify by invitation or consent any requirement in the 181  
order. 182

(b) Division (E)(5)(a) of this section does not limit any 183  
discretion of a court to determine that a respondent alleged to 184  
have violated section 2919.27 of the Revised Code, violated a 185  
municipal ordinance substantially equivalent to that section, or 186  
committed contempt of court, which allegation is based on an 187  
alleged violation of a protection order issued under this section, 188  
did not commit the violation or was not in contempt of court. 189

(6) Any protection order issued pursuant to this section 190  
shall include a provision that the court will automatically seal 191  
all of the records of the proceeding in which the order is issued 192  
on the date the respondent attains the age of nineteen years 193  
unless the petitioner provides the court with evidence that the 194  
respondent has not complied with all of the terms of the 195  
protection order. The protection order shall specify the date when 196  
the respondent attains the age of nineteen years. 197

(F)(1) The court shall cause the delivery of a copy of any 198  
protection order that is issued under this section to the 199  
petitioner, to the respondent, and to all law enforcement agencies 200  
that have jurisdiction to enforce the order. The court shall 201

direct that a copy of the order be delivered to the respondent and 202  
the parent, guardian, or legal custodian of the respondent on the 203  
same day that the order is entered. 204

(2) Upon the issuance of a protection order under this 205  
section, the court shall provide the parties to the order with the 206  
following notice orally or by form: 207

"NOTICE 208

As a result of this order, it may be unlawful for you to 209  
possess or purchase a firearm, including a rifle, pistol, or 210  
revolver, or ammunition pursuant to federal law under 18 U.S.C. 211  
922(g)(8). If you have any questions whether this law makes it 212  
illegal for you to possess or purchase a firearm or ammunition, 213  
you should consult an attorney." 214

(3) All law enforcement agencies shall establish and maintain 215  
an index for the protection orders delivered to the agencies 216  
pursuant to division (F)(1) of this section. With respect to each 217  
order delivered, each agency shall note on the index the date and 218  
time that it received the order. 219

(4) Regardless of whether the petitioner has registered the 220  
protection order in the county in which the officer's agency has 221  
jurisdiction pursuant to division (M) of this section, any officer 222  
of a law enforcement agency shall enforce a protection order 223  
issued pursuant to this section by any court in this state in 224  
accordance with the provisions of the order, including removing 225  
the respondent from the premises, if appropriate. 226

(G) Any proceeding under this section shall be conducted in 227  
accordance with the Rules of Civil Procedure, except that a 228  
protection order may be obtained under this section with or 229  
without bond. An order issued under this section, other than an ex 230  
parte order, that grants a protection order, or that refuses to 231  
grant a protection order, is a final, appealable order. The 232



remedies and procedures provided in this section are in addition 233  
to, and not in lieu of, any other available civil or criminal 234  
remedies or any other available remedies under Chapter 2151. or 235  
2152. of the Revised Code. 236

(H) The filing of proceedings under this section does not 237  
excuse a person from filing any report or giving any notice 238  
required by section 2151.421 of the Revised Code or by any other 239  
law. 240

(I) Any law enforcement agency that investigates an alleged 241  
violation of section 2903.11, 2903.12, 2903.13, 2903.21, 2903.211, 242  
2903.22, or 2911.211 of the Revised Code, an alleged commission of 243  
a sexually oriented offense, or an alleged violation of a 244  
municipal ordinance that is substantially equivalent to any of 245  
those offenses shall provide information to the victim and the 246  
family or household members of the victim regarding the relief 247  
available under this section. 248

(J) Notwithstanding any provision of law to the contrary and 249  
regardless of whether a protection order is issued or a consent 250  
agreement is approved by a court of another county or by a court 251  
of another state, no court or unit of state or local government 252  
shall charge any fee, cost, deposit, or money in connection with 253  
the filing of a petition pursuant to this section, in connection 254  
with the filing, issuance, registration, or service of a 255  
protection order or consent agreement, or for obtaining a 256  
certified copy of a protection order or consent agreement. 257

(K)(1) A person who violates a protection order issued under 258  
this section is subject to the following sanctions: 259

(a) A delinquent child proceeding or a criminal prosecution 260  
for a violation of section 2919.27 of the Revised Code, if the 261  
violation of the protection order constitutes a violation of that 262  
section; 263

(b) Punishment for contempt of court.	264
(2) The punishment of a person for contempt of court for violation of a protection order issued under this section does not bar criminal prosecution of the person or a delinquent child proceeding concerning the person for a violation of section 2919.27 of the Revised Code. However, a person punished for contempt of court is entitled to credit for the punishment imposed upon conviction of or adjudication as a delinquent child for a violation of that section, and a person convicted of or adjudicated a delinquent child for a violation of that section shall not subsequently be punished for contempt of court arising out of the same activity.	265 266 267 268 269 270 271 272 273 274 275
(L) In all stages of a proceeding under this section, a petitioner may be accompanied by a victim advocate.	276 277
(M)(1) A petitioner who obtains a protection order under this section may provide notice of the issuance or approval of the order to the judicial and law enforcement officials in any county other than the county in which the order is issued by registering that order in the other county pursuant to division (M)(2) of this section and filing a copy of the registered order with a law enforcement agency in the other county in accordance with that division. A person who obtains a protection order issued by a court of another state may provide notice of the issuance of the order to the judicial and law enforcement officials in any county of this state by registering the order in that county pursuant to section 2919.272 of the Revised Code and filing a copy of the registered order with a law enforcement agency in that county.	278 279 280 281 282 283 284 285 286 287 288 289 290
(2) A petitioner may register a protection order issued pursuant to this section in a county other than the county in which the court that issued the order is located in the following manner:	291 292 293 294

(a) The petitioner shall obtain a certified copy of the order 295  
from the clerk of the court that issued the order and present that 296  
certified copy to the clerk of the court of common pleas or the 297  
clerk of a municipal court or county court in the county in which 298  
the order is to be registered. 299

(b) Upon accepting the certified copy of the order for 300  
registration, the clerk of the court of common pleas, municipal 301  
court, or county court shall place an endorsement of registration 302  
on the order and give the petitioner a copy of the order that 303  
bears that proof of registration. 304

(3) The clerk of each court of common pleas, municipal court, 305  
or county court shall maintain a registry of certified copies of 306  
protection orders that have been issued by courts in other 307  
counties pursuant to this section and that have been registered 308  
with the clerk. 309

(N) If the court orders electronic monitoring of the 310  
respondent under this section, the court shall direct the 311  
sheriff's office or any other appropriate law enforcement agency 312  
to install the electronic monitoring device and to monitor the 313  
respondent. Unless the court determines that the respondent is 314  
indigent, the court shall order the respondent to pay the cost of 315  
the installation and monitoring of the electronic monitoring 316  
device. If the court determines that the respondent is indigent 317  
and subject to the maximum amount allowable to be paid in any year 318  
from the fund and the rules promulgated by the attorney general 319  
under section 2903.214 of the Revised Code, the cost of the 320  
installation and monitoring of the electronic monitoring device 321  
may be paid out of funds from the reparations fund created 322  
pursuant to section 2743.191 of the Revised Code. The total amount 323  
paid from the reparations fund created pursuant to section 324  
2743.191 of the Revised Code for electronic monitoring under this 325  
section and sections 2903.214 and 2919.27 of the Revised Code 326

shall not exceed three hundred thousand dollars per year. When the  
total amount paid from the reparations fund in any year for  
electronic monitoring under those sections equals or exceeds three  
hundred thousand dollars, the court shall not order pursuant to  
this section that an indigent respondent be electronically  
monitored.

(O) The court, in its discretion, may determine if the  
respondent is entitled to court-appointed counsel in a proceeding  
under this section.

**Sec. 2903.213.** (A) Except when the complaint involves a  
person who is a family or household member as defined in section  
2919.25 of the Revised Code, upon the filing of a complaint that  
alleges a violation of section 2903.11, 2903.12, 2903.13, 2903.21,  
2903.211, 2903.22, or 2911.211 of the Revised Code, a violation of  
a municipal ordinance substantially similar to section 2903.13,  
2903.21, 2903.211, 2903.22, or 2911.211 of the Revised Code, or  
the commission of a sexually oriented offense, the complainant,  
the alleged victim, or a family or household member of an alleged  
victim may file a motion that requests the issuance of a  
protection order as a pretrial condition of release of the alleged  
offender, in addition to any bail set under Criminal Rule 46. The  
motion shall be filed with the clerk of the court that has  
jurisdiction of the case at any time after the filing of the  
complaint. If the complaint involves a person who is a family or  
household member, the complainant, the alleged victim, or the  
family or household member may file a motion for a temporary  
protection order pursuant to section 2919.26 of the Revised Code.

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

"Motion for Protection Order

.....	358
Name and address of court	359
State of Ohio	360
v.	No. .... 361
.....	362
Name of Defendant	363
(Name of person), moves the court to issue a protection order	364
containing terms designed to ensure the safety and protection of	365
the complainant or the alleged victim in the above-captioned case,	366
in relation to the named defendant, pursuant to its authority to	367
issue a protection order under section 2903.213 of the Revised	368
Code.	369
A complaint, a copy of which has been attached to this	370
motion, has been filed in this court charging the named defendant	371
with a violation of section 2903.11, 2903.12, 2903.13, 2903.21,	372
2903.211, 2903.22, or 2911.211 of the Revised Code, a violation of	373
a municipal ordinance substantially similar to section 2903.13,	374
2903.21, 2903.211, 2903.22, or 2911.211 of the Revised Code, or	375
the commission of a sexually oriented offense.	376
I understand that I must appear before the court, at a time	377
set by the court not later than the next day that the court is in	378
session after the filing of this motion, for a hearing on the	379
motion, and that any protection order granted pursuant to this	380
motion is a pretrial condition of release and is effective only	381
until the disposition of the criminal proceeding arising out of	382
the attached complaint or until the issuance under section	383
2903.214 of the Revised Code of a protection order arising out of	384
the same activities as those that were the basis of the attached	385
complaint.	386
.....	387
Signature of person	388

.....	389
Address of person"	390
(C)(1) As soon as possible after the filing of a motion that	391
requests the issuance of a protection order under this section,	392
but not later than the next day that the court is in session after	393
the filing of the motion, the court shall conduct a hearing to	394
determine whether to issue the order. The person who requested the	395
order shall appear before the court and provide the court with the	396
information that it requests concerning the basis of the motion.	397
If the court finds that the safety and protection of the	398
complainant or the alleged victim may be impaired by the continued	399
presence of the alleged offender, the court may issue a protection	400
order under this section, as a pretrial condition of release, that	401
contains terms designed to ensure the safety and protection of the	402
complainant or the alleged victim, including a requirement that	403
the alleged offender refrain from entering the residence, school,	404
business, or place of employment of the complainant or the alleged	405
victim. <u>The court may include within a protection order issued</u>	406
<u>under this section a term requiring that the alleged offender not</u>	407
<u>remove, damage, hide, harm, or dispose of any companion animal</u>	408
<u>owned or possessed by the complainant or the alleged victim, and</u>	409
<u>may include within the order a term authorizing the complainant or</u>	410
<u>the alleged victim to remove a companion animal owned by the</u>	411
<u>complainant or the alleged victim from the possession of the</u>	412
<u>alleged offender.</u>	413
(2)(a) If the court issues a protection order under this	414
section that includes a requirement that the alleged offender	415
refrain from entering the residence, school, business, or place of	416
employment of the complainant or the alleged victim, the order	417
shall clearly state that the order cannot be waived or nullified	418
by an invitation to the alleged offender from the complainant, the	419
alleged victim, or a family or household member to enter the	420

residence, school, business, or place of employment or by the 421  
alleged offender's entry into one of those places otherwise upon 422  
the consent of the complainant, the alleged victim, or a family or 423  
household member. 424

(b) Division (C)(2)(a) of this section does not limit any 425  
discretion of a court to determine that an alleged offender 426  
charged with a violation of section 2919.27 of the Revised Code, 427  
with a violation of a municipal ordinance substantially equivalent 428  
to that section, or with contempt of court, which charge is based 429  
on an alleged violation of a protection order issued under this 430  
section, did not commit the violation or was not in contempt of 431  
court. 432

(D)(1) Except when the complaint involves a person who is a 433  
family or household member as defined in section 2919.25 of the 434  
Revised Code, upon the filing of a complaint that alleges a 435  
violation specified in division (A) of this section, the court, 436  
upon its own motion, may issue a protection order under this 437  
section as a pretrial condition of release of the alleged offender 438  
if it finds that the safety and protection of the complainant or 439  
the alleged victim may be impaired by the continued presence of 440  
the alleged offender. 441

(2) If the court issues a protection order under this section 442  
as an ex parte order, it shall conduct, as soon as possible after 443  
the issuance of the order but not later than the next day that the 444  
court is in session after its issuance, a hearing to determine 445  
whether the order should remain in effect, be modified, or be 446  
revoked. The hearing shall be conducted under the standards set 447  
forth in division (C) of this section. 448

(3) If a municipal court or a county court issues a 449  
protection order under this section and if, subsequent to the 450  
issuance of the order, the alleged offender who is the subject of 451  
the order is bound over to the court of common pleas for 452

prosecution of a felony arising out of the same activities as 453  
those that were the basis of the complaint upon which the order is 454  
based, notwithstanding the fact that the order was issued by a 455  
municipal court or county court, the order shall remain in effect, 456  
as though it were an order of the court of common pleas, while the 457  
charges against the alleged offender are pending in the court of 458  
common pleas, for the period of time described in division (E)(2) 459  
of this section, and the court of common pleas has exclusive 460  
jurisdiction to modify the order issued by the municipal court or 461  
county court. This division applies when the alleged offender is 462  
bound over to the court of common pleas as a result of the person 463  
waiving a preliminary hearing on the felony charge, as a result of 464  
the municipal court or county court having determined at a 465  
preliminary hearing that there is probable cause to believe that 466  
the felony has been committed and that the alleged offender 467  
committed it, as a result of the alleged offender having been 468  
indicted for the felony, or in any other manner. 469

(E) A protection order that is issued as a pretrial condition 470  
of release under this section: 471

(1) Is in addition to, but shall not be construed as a part 472  
of, any bail set under Criminal Rule 46; 473

(2) Is effective only until the disposition, by the court 474  
that issued the order or, in the circumstances described in 475  
division (D)(3) of this section, by the court of common pleas to 476  
which the alleged offender is bound over for prosecution, of the 477  
criminal proceeding arising out of the complaint upon which the 478  
order is based or until the issuance under section 2903.214 of the 479  
Revised Code of a protection order arising out of the same 480  
activities as those that were the basis of the complaint filed 481  
under this section; 482

(3) Shall not be construed as a finding that the alleged 483  
offender committed the alleged offense and shall not be introduced 484



as evidence of the commission of the offense at the trial of the 485  
alleged offender on the complaint upon which the order is based. 486

(F) A person who meets the criteria for bail under Criminal 487  
Rule 46 and who, if required to do so pursuant to that rule, 488  
executes or posts bond or deposits cash or securities as bail, 489  
shall not be held in custody pending a hearing before the court on 490  
a motion requesting a protection order under this section. 491

(G)(1) A copy of a protection order that is issued under this 492  
section shall be issued by the court to the complainant, to the 493  
alleged victim, to the person who requested the order, to the 494  
defendant, and to all law enforcement agencies that have 495  
jurisdiction to enforce the order. The court shall direct that a 496  
copy of the order be delivered to the defendant on the same day 497  
that the order is entered. If a municipal court or a county court 498  
issues a protection order under this section and if, subsequent to 499  
the issuance of the order, the defendant who is the subject of the 500  
order is bound over to the court of common pleas for prosecution 501  
as described in division (D)(3) of this section, the municipal 502  
court or county court shall direct that a copy of the order be 503  
delivered to the court of common pleas to which the defendant is 504  
bound over. 505

(2) All law enforcement agencies shall establish and maintain 506  
an index for the protection orders delivered to the agencies 507  
pursuant to division (G)(1) of this section. With respect to each 508  
order delivered, each agency shall note on the index the date and 509  
time of the agency's receipt of the order. 510

(3) Regardless of whether the petitioner has registered the 511  
protection order in the county in which the officer's agency has 512  
jurisdiction, any officer of a law enforcement agency shall 513  
enforce a protection order issued pursuant to this section in 514  
accordance with the provisions of the order. 515

(H) Upon a violation of a protection order issued pursuant to 516  
this section, the court may issue another protection order under 517  
this section, as a pretrial condition of release, that modifies 518  
the terms of the order that was violated. 519

(I) Notwithstanding any provision of law to the contrary and 520  
regardless of whether a protection order is issued or a consent 521  
agreement is approved by a court of another county or by a court 522  
of another state, no court or unit of state or local government 523  
shall charge any fee, cost, deposit, or money in connection with 524  
the filing of a motion pursuant to this section, in connection 525  
with the filing, issuance, registration, or service of a 526  
protection order or consent agreement, or for obtaining certified 527  
copies of a protection order or consent agreement. 528

(J) As used in this section, ~~"sexually:~~ 529

(1) "Sexually oriented offense" has the same meaning as in 530  
section 2950.01 of the Revised Code. 531

(2) "Companion animal" has the same meaning as in section 532  
959.131 of the Revised Code. 533

**Sec. 2903.214.** (A) As used in this section: 534

(1) "Court" means the court of common pleas of the county in 535  
which the person to be protected by the protection order resides. 536

(2) "Victim advocate" means a person who provides support and 537  
assistance for a person who files a petition under this section. 538

(3) "Family or household member" has the same meaning as in 539  
section 3113.31 of the Revised Code. 540

(4) "Protection order issued by a court of another state" has 541  
the same meaning as in section 2919.27 of the Revised Code. 542

(5) "Sexually oriented offense" has the same meaning as in 543  
section 2950.01 of the Revised Code. 544

(6) "Electronic monitoring" has the same meaning as in section 2929.01 of the Revised Code. 545  
546

(7) "Companion animal" has the same meaning as in section 959.131 of the Revised Code. 547  
548

(B) The court has jurisdiction over all proceedings under this section. 549  
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(C) A person may seek relief under this section for the person, or any parent or adult household member may seek relief under this section on behalf of any other family or household member, by filing a petition with the court. The petition shall contain or state all of the following: 551  
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(1) An allegation that the respondent is eighteen years of age or older and engaged in a violation of section 2903.211 of the Revised Code against the person to be protected by the protection order or committed a sexually oriented offense against the person to be protected by the protection order, including a description of the nature and extent of the violation; 556  
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(2) If the petitioner seeks relief in the form of electronic monitoring of the respondent, an allegation that at any time preceding the filing of the petition the respondent engaged in conduct that would cause a reasonable person to believe that the health, welfare, or safety of the person to be protected was at risk, a description of the nature and extent of that conduct, and an allegation that the respondent presents a continuing danger to the person to be protected; 562  
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(3) A request for relief under this section. 570

(D)(1) If a person who files a petition pursuant to this section requests an ex parte order, the court shall hold an ex parte hearing as soon as possible after the petition is filed, but not later than the next day that the court is in session after the petition is filed. The court, for good cause shown at the ex parte 571  
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hearing, may enter any temporary orders, with or without bond, 576  
that the court finds necessary for the safety and protection of 577  
the person to be protected by the order. Immediate and present 578  
danger to the person to be protected by the protection order 579  
constitutes good cause for purposes of this section. Immediate and 580  
present danger includes, but is not limited to, situations in 581  
which the respondent has threatened the person to be protected by 582  
the protection order with bodily harm or in which the respondent 583  
previously has been convicted of or pleaded guilty to a violation 584  
of section 2903.211 of the Revised Code or a sexually oriented 585  
offense against the person to be protected by the protection 586  
order. 587

(2)(a) If the court, after an ex parte hearing, issues a 588  
protection order described in division (E) of this section, the 589  
court shall schedule a full hearing for a date that is within ten 590  
court days after the ex parte hearing. The court shall give the 591  
respondent notice of, and an opportunity to be heard at, the full 592  
hearing. The court shall hold the full hearing on the date 593  
scheduled under this division unless the court grants a 594  
continuance of the hearing in accordance with this division. Under 595  
any of the following circumstances or for any of the following 596  
reasons, the court may grant a continuance of the full hearing to 597  
a reasonable time determined by the court: 598

(i) Prior to the date scheduled for the full hearing under 599  
this division, the respondent has not been served with the 600  
petition filed pursuant to this section and notice of the full 601  
hearing. 602

(ii) The parties consent to the continuance. 603

(iii) The continuance is needed to allow a party to obtain 604  
counsel. 605

(iv) The continuance is needed for other good cause. 606

(b) An ex parte order issued under this section does not 607  
expire because of a failure to serve notice of the full hearing 608  
upon the respondent before the date set for the full hearing under 609  
division (D)(2)(a) of this section or because the court grants a 610  
continuance under that division. 611

(3) If a person who files a petition pursuant to this section 612  
does not request an ex parte order, or if a person requests an ex 613  
parte order but the court does not issue an ex parte order after 614  
an ex parte hearing, the court shall proceed as in a normal civil 615  
action and grant a full hearing on the matter. 616

(E)(1)(a) After an ex parte or full hearing, the court may 617  
issue any protection order, with or without bond, that contains 618  
terms designed to ensure the safety and protection of the person 619  
to be protected by the protection order, including, but not 620  
limited to, a requirement that the respondent refrain from 621  
entering the residence, school, business, or place of employment 622  
of the petitioner or family or household member. If the court 623  
includes a requirement that the respondent refrain from entering 624  
the residence, school, business, or place of employment of the 625  
petitioner or family or household member in the order, it also 626  
shall include in the order provisions of the type described in 627  
division (E)(5) of this section. The court may include within a 628  
protection order issued under this section a term requiring that 629  
the respondent not remove, damage, hide, harm, or dispose of any 630  
companion animal owned or possessed by the person to be protected 631  
by the order, and may include within the order a term authorizing 632  
the person to be protected by the order to remove a companion 633  
animal owned by the person to be protected by the order from the 634  
possession of the respondent. 635

(b) After a full hearing, if the court considering a petition 636  
that includes an allegation of the type described in division 637  
(C)(2) of this section, or the court upon its own motion, finds 638

upon clear and convincing evidence that the petitioner reasonably 639  
believed that the respondent's conduct at any time preceding the 640  
filing of the petition endangered the health, welfare, or safety 641  
of the person to be protected and that the respondent presents a 642  
continuing danger to the person to be protected, the court may 643  
order that the respondent be electronically monitored for a period 644  
of time and under the terms and conditions that the court 645  
determines are appropriate. Electronic monitoring shall be in 646  
addition to any other relief granted to the petitioner. 647

(2)(a) Any protection order issued pursuant to this section 648  
shall be valid until a date certain but not later than five years 649  
from the date of its issuance. 650

(b) Any protection order issued pursuant to this section may 651  
be renewed in the same manner as the original order was issued. 652

(3) A court may not issue a protection order that requires a 653  
petitioner to do or to refrain from doing an act that the court 654  
may require a respondent to do or to refrain from doing under 655  
division (E)(1) of this section unless all of the following apply: 656

(a) The respondent files a separate petition for a protection 657  
order in accordance with this section. 658

(b) The petitioner is served with notice of the respondent's 659  
petition at least forty-eight hours before the court holds a 660  
hearing with respect to the respondent's petition, or the 661  
petitioner waives the right to receive this notice. 662

(c) If the petitioner has requested an ex parte order 663  
pursuant to division (D) of this section, the court does not delay 664  
any hearing required by that division beyond the time specified in 665  
that division in order to consolidate the hearing with a hearing 666  
on the petition filed by the respondent. 667

(d) After a full hearing at which the respondent presents 668  
evidence in support of the request for a protection order and the 669

petitioner is afforded an opportunity to defend against that 670  
evidence, the court determines that the petitioner has committed a 671  
violation of section 2903.211 of the Revised Code against the 672  
person to be protected by the protection order issued pursuant to 673  
division (E)(3) of this section, has committed a sexually oriented 674  
offense against the person to be protected by the protection order 675  
issued pursuant to division (E)(3) of this section, or has 676  
violated a protection order issued pursuant to section 2903.213 of 677  
the Revised Code relative to the person to be protected by the 678  
protection order issued pursuant to division (E)(3) of this 679  
section. 680

(4) No protection order issued pursuant to this section shall 681  
in any manner affect title to any real property. 682

(5)(a) If the court issues a protection order under this 683  
section that includes a requirement that the alleged offender 684  
refrain from entering the residence, school, business, or place of 685  
employment of the petitioner or a family or household member, the 686  
order shall clearly state that the order cannot be waived or 687  
nullified by an invitation to the alleged offender from the 688  
complainant to enter the residence, school, business, or place of 689  
employment or by the alleged offender's entry into one of those 690  
places otherwise upon the consent of the petitioner or family or 691  
household member. 692

(b) Division (E)(5)(a) of this section does not limit any 693  
discretion of a court to determine that an alleged offender 694  
charged with a violation of section 2919.27 of the Revised Code, 695  
with a violation of a municipal ordinance substantially equivalent 696  
to that section, or with contempt of court, which charge is based 697  
on an alleged violation of a protection order issued under this 698  
section, did not commit the violation or was not in contempt of 699  
court. 700

(F)(1) The court shall cause the delivery of a copy of any 701

protection order that is issued under this section to the 702  
petitioner, to the respondent, and to all law enforcement agencies 703  
that have jurisdiction to enforce the order. The court shall 704  
direct that a copy of the order be delivered to the respondent on 705  
the same day that the order is entered. 706

(2) Upon the issuance of a protection order under this 707  
section, the court shall provide the parties to the order with the 708  
following notice orally or by form: 709

"NOTICE 710

As a result of this order, it may be unlawful for you to 711  
possess or purchase a firearm, including a rifle, pistol, or 712  
revolver, or ammunition pursuant to federal law under 18 U.S.C. 713  
922(g)(8). If you have any questions whether this law makes it 714  
illegal for you to possess or purchase a firearm or ammunition, 715  
you should consult an attorney." 716

(3) All law enforcement agencies shall establish and maintain 717  
an index for the protection orders delivered to the agencies 718  
pursuant to division (F)(1) of this section. With respect to each 719  
order delivered, each agency shall note on the index the date and 720  
time that it received the order. 721

(4) Regardless of whether the petitioner has registered the 722  
protection order in the county in which the officer's agency has 723  
jurisdiction pursuant to division (M) of this section, any officer 724  
of a law enforcement agency shall enforce a protection order 725  
issued pursuant to this section by any court in this state in 726  
accordance with the provisions of the order, including removing 727  
the respondent from the premises, if appropriate. 728

(G) Any proceeding under this section shall be conducted in 729  
accordance with the Rules of Civil Procedure, except that a 730  
protection order may be obtained under this section with or 731  
without bond. An order issued under this section, other than an ex 732



parte order, that grants a protection order, or that refuses to 733  
grant a protection order, is a final, appealable order. The 734  
remedies and procedures provided in this section are in addition 735  
to, and not in lieu of, any other available civil or criminal 736  
remedies. 737

(H) The filing of proceedings under this section does not 738  
excuse a person from filing any report or giving any notice 739  
required by section 2151.421 of the Revised Code or by any other 740  
law. 741

(I) Any law enforcement agency that investigates an alleged 742  
violation of section 2903.211 of the Revised Code or an alleged 743  
commission of a sexually oriented offense shall provide 744  
information to the victim and the family or household members of 745  
the victim regarding the relief available under this section and 746  
section 2903.213 of the Revised Code. 747

(J) Notwithstanding any provision of law to the contrary and 748  
regardless of whether a protection order is issued or a consent 749  
agreement is approved by a court of another county or by a court 750  
of another state, no court or unit of state or local government 751  
shall charge any fee, cost, deposit, or money in connection with 752  
the filing of a petition pursuant to this section, in connection 753  
with the filing, issuance, registration, or service of a 754  
protection order or consent agreement, or for obtaining a 755  
certified copy of a protection order or consent agreement. 756

(K)(1) A person who violates a protection order issued under 757  
this section is subject to the following sanctions: 758

(a) Criminal prosecution for a violation of section 2919.27 759  
of the Revised Code, if the violation of the protection order 760  
constitutes a violation of that section; 761

(b) Punishment for contempt of court. 762

(2) The punishment of a person for contempt of court for 763

violation of a protection order issued under this section does not 764  
bar criminal prosecution of the person for a violation of section 765  
2919.27 of the Revised Code. However, a person punished for 766  
contempt of court is entitled to credit for the punishment imposed 767  
upon conviction of a violation of that section, and a person 768  
convicted of a violation of that section shall not subsequently be 769  
punished for contempt of court arising out of the same activity. 770

(L) In all stages of a proceeding under this section, a 771  
petitioner may be accompanied by a victim advocate. 772

(M)(1) A petitioner who obtains a protection order under this 773  
section or a protection order under section 2903.213 of the 774  
Revised Code may provide notice of the issuance or approval of the 775  
order to the judicial and law enforcement officials in any county 776  
other than the county in which the order is issued by registering 777  
that order in the other county pursuant to division (M)(2) of this 778  
section and filing a copy of the registered order with a law 779  
enforcement agency in the other county in accordance with that 780  
division. A person who obtains a protection order issued by a 781  
court of another state may provide notice of the issuance of the 782  
order to the judicial and law enforcement officials in any county 783  
of this state by registering the order in that county pursuant to 784  
section 2919.272 of the Revised Code and filing a copy of the 785  
registered order with a law enforcement agency in that county. 786

(2) A petitioner may register a protection order issued 787  
pursuant to this section or section 2903.213 of the Revised Code 788  
in a county other than the county in which the court that issued 789  
the order is located in the following manner: 790

(a) The petitioner shall obtain a certified copy of the order 791  
from the clerk of the court that issued the order and present that 792  
certified copy to the clerk of the court of common pleas or the 793  
clerk of a municipal court or county court in the county in which 794  
the order is to be registered. 795

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

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

(N)(1) If the court orders electronic monitoring of the respondent under this section, the court shall direct the sheriff's office or any other appropriate law enforcement agency to install the electronic monitoring device and to monitor the respondent. Unless the court determines that the respondent is indigent, the court shall order the respondent to pay the cost of the installation and monitoring of the electronic monitoring device. If the court determines that the respondent is indigent and subject to the maximum amount allowable to be paid in any year from the fund and the rules promulgated by the attorney general under division (N)(2) of this section, the cost of the installation and monitoring of the electronic monitoring device may be paid out of funds from the reparations fund created pursuant to section 2743.191 of the Revised Code. The total amount of costs for the installation and monitoring of electronic monitoring devices paid pursuant to this division and sections 2151.34 and 2919.27 of the Revised Code from the reparations fund shall not exceed three hundred thousand dollars per year.

(2) The attorney general may promulgate rules pursuant to section 111.15 of the Revised Code to govern payments made from the reparations fund pursuant to this division and sections 2151.34 and 2919.27 of the Revised Code. The rules may include

reasonable limits on the total cost paid pursuant to this division 828  
and sections 2151.34 and 2919.27 of the Revised Code per 829  
respondent, the amount of the three hundred thousand dollars 830  
allocated to each county, and how invoices may be submitted by a 831  
county, court, or other entity. 832

**Sec. 2919.26.** (A)(1) Upon the filing of a complaint that 833  
alleges a violation of section 2909.06, 2909.07, 2911.12, or 834  
2911.211 of the Revised Code if the alleged victim of the 835  
violation was a family or household member at the time of the 836  
violation, a violation of a municipal ordinance that is 837  
substantially similar to any of those sections if the alleged 838  
victim of the violation was a family or household member at the 839  
time of the violation, any offense of violence if the alleged 840  
victim of the offense was a family or household member at the time 841  
of the commission of the offense, or any sexually oriented offense 842  
if the alleged victim of the offense was a family or household 843  
member at the time of the commission of the offense, the 844  
complainant, the alleged victim, or a family or household member 845  
of an alleged victim may file, or, if in an emergency the alleged 846  
victim is unable to file, a person who made an arrest for the 847  
alleged violation or offense under section 2935.03 of the Revised 848  
Code may file on behalf of the alleged victim, a motion that 849  
requests the issuance of a temporary protection order as a 850  
pretrial condition of release of the alleged offender, in addition 851  
to any bail set under Criminal Rule 46. The motion shall be filed 852  
with the clerk of the court that has jurisdiction of the case at 853  
any time after the filing of the complaint. 854

(2) For purposes of section 2930.09 of the Revised Code, all 855  
stages of a proceeding arising out of a complaint alleging the 856  
commission of a violation, offense of violence, or sexually 857  
oriented offense described in division (A)(1) of this section, 858  
including all proceedings on a motion for a temporary protection 859

order, are critical stages of the case, and a victim may be 860  
accompanied by a victim advocate or another person to provide 861  
support to the victim as provided in that section. 862

(B) The motion shall be prepared on a form that is provided 863  
by the clerk of the court, which form shall be substantially as 864  
follows: 865

"MOTION FOR TEMPORARY PROTECTION ORDER 866

..... Court 867

Name and address of court 868

State of Ohio 869

v. No. .... 870

..... 871

Name of Defendant 872

(name of person), moves the court to issue a temporary protection 873  
order containing terms designed to ensure the safety and 874  
protection of the complainant, alleged victim, and other family or 875  
household members, in relation to the named defendant, pursuant to 876  
its authority to issue such an order under section 2919.26 of the 877  
Revised Code. 878

A complaint, a copy of which has been attached to this 879  
motion, has been filed in this court charging the named defendant 880  
with ..... (name of the specified violation, 881  
the offense of violence, or sexually oriented offense charged) in 882  
circumstances in which the victim was a family or household member 883  
in violation of (section of the Revised Code designating the 884  
specified violation, offense of violence, or sexually oriented 885  
offense charged), or charging the named defendant with a violation 886  
of a municipal ordinance that is substantially similar to 887  
..... (section of the Revised Code designating 888  
the specified violation, offense of violence, or sexually oriented 889  
offense charged) involving a family or household member. 890

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

..... 905

Signature of person 906

(or signature of the arresting officer who filed the motion on behalf of the alleged victim) 907  
908

..... 909

Address of person (or office address of the arresting officer who filed the motion on behalf of the alleged victim)" 910  
911

(C)(1) As soon as possible after the filing of a motion that requests the issuance of a temporary protection order, but not later than twenty-four hours after the filing of the motion, the court shall conduct a hearing to determine whether to issue the order. The person who requested the order shall appear before the court and provide the court with the information that it requests concerning the basis of the motion. If the person who requested the order is unable to appear and if the court finds that the failure to appear is because of the person's hospitalization or medical condition resulting from the offense alleged in the

complaint, another person who is able to provide the court with 922  
the information it requests may appear in lieu of the person who 923  
requested the order. If the court finds that the safety and 924  
protection of the complainant, alleged victim, or any other family 925  
or household member of the alleged victim may be impaired by the 926  
continued presence of the alleged offender, the court may issue a 927  
temporary protection order, as a pretrial condition of release, 928  
that contains terms designed to ensure the safety and protection 929  
of the complainant, alleged victim, or the family or household 930  
member, including a requirement that the alleged offender refrain 931  
from entering the residence, school, business, or place of 932  
employment of the complainant, alleged victim, or the family or 933  
household member. The court may include within a protection order 934  
issued under this section a term requiring that the alleged 935  
offender not remove, damage, hide, harm, or dispose of any 936  
companion animal owned or possessed by the complainant, alleged 937  
victim, or any other family or household member of the alleged 938  
victim, and may include within the order a term authorizing the 939  
complainant, alleged victim, or other family or household member 940  
of the alleged victim to remove a companion animal owned by the 941  
complainant, alleged victim, or other family or household member 942  
from the possession of the alleged offender. 943

(2)(a) If the court issues a temporary protection order that 944  
includes a requirement that the alleged offender refrain from 945  
entering the residence, school, business, or place of employment 946  
of the complainant, the alleged victim, or the family or household 947  
member, the order shall state clearly that the order cannot be 948  
waived or nullified by an invitation to the alleged offender from 949  
the complainant, alleged victim, or family or household member to 950  
enter the residence, school, business, or place of employment or 951  
by the alleged offender's entry into one of those places otherwise 952  
upon the consent of the complainant, alleged victim, or family or 953  
household member. 954

(b) Division (C)(2)(a) of this section does not limit any 955  
discretion of a court to determine that an alleged offender 956  
charged with a violation of section 2919.27 of the Revised Code, 957  
with a violation of a municipal ordinance substantially equivalent 958  
to that section, or with contempt of court, which charge is based 959  
on an alleged violation of a temporary protection order issued 960  
under this section, did not commit the violation or was not in 961  
contempt of court. 962

(D)(1) Upon the filing of a complaint that alleges a 963  
violation of section 2909.06, 2909.07, 2911.12, or 2911.211 of the 964  
Revised Code if the alleged victim of the violation was a family 965  
or household member at the time of the violation, a violation of a 966  
municipal ordinance that is substantially similar to any of those 967  
sections if the alleged victim of the violation was a family or 968  
household member at the time of the violation, any offense of 969  
violence if the alleged victim of the offense was a family or 970  
household member at the time of the commission of the offense, or 971  
any sexually oriented offense if the alleged victim of the offense 972  
was a family or household member at the time of the commission of 973  
the offense, the court, upon its own motion, may issue a temporary 974  
protection order as a pretrial condition of release if it finds 975  
that the safety and protection of the complainant, alleged victim, 976  
or other family or household member of the alleged offender may be 977  
impaired by the continued presence of the alleged offender. 978

(2) If the court issues a temporary protection order under 979  
this section as an ex parte order, it shall conduct, as soon as 980  
possible after the issuance of the order, a hearing in the 981  
presence of the alleged offender not later than the next day on 982  
which the court is scheduled to conduct business after the day on 983  
which the alleged offender was arrested or at the time of the 984  
appearance of the alleged offender pursuant to summons to 985  
determine whether the order should remain in effect, be modified, 986



or be revoked. The hearing shall be conducted under the standards 987  
set forth in division (C) of this section. 988

(3) An order issued under this section shall contain only 989  
those terms authorized in orders issued under division (C) of this 990  
section. 991

(4) If a municipal court or a county court issues a temporary 992  
protection order under this section and if, subsequent to the 993  
issuance of the order, the alleged offender who is the subject of 994  
the order is bound over to the court of common pleas for 995  
prosecution of a felony arising out of the same activities as 996  
those that were the basis of the complaint upon which the order is 997  
based, notwithstanding the fact that the order was issued by a 998  
municipal court or county court, the order shall remain in effect, 999  
as though it were an order of the court of common pleas, while the 1000  
charges against the alleged offender are pending in the court of 1001  
common pleas, for the period of time described in division (E)(2) 1002  
of this section, and the court of common pleas has exclusive 1003  
jurisdiction to modify the order issued by the municipal court or 1004  
county court. This division applies when the alleged offender is 1005  
bound over to the court of common pleas as a result of the person 1006  
waiving a preliminary hearing on the felony charge, as a result of 1007  
the municipal court or county court having determined at a 1008  
preliminary hearing that there is probable cause to believe that 1009  
the felony has been committed and that the alleged offender 1010  
committed it, as a result of the alleged offender having been 1011  
indicted for the felony, or in any other manner. 1012

(E) A temporary protection order that is issued as a pretrial 1013  
condition of release under this section: 1014

(1) Is in addition to, but shall not be construed as a part 1015  
of, any bail set under Criminal Rule 46; 1016

(2) Is effective only until the occurrence of either of the 1017

following: 1018

(a) The disposition, by the court that issued the order or, 1019  
in the circumstances described in division (D)(4) of this section, 1020  
by the court of common pleas to which the alleged offender is 1021  
bound over for prosecution, of the criminal proceeding arising out 1022  
of the complaint upon which the order is based; 1023

(b) The issuance of a protection order or the approval of a 1024  
consent agreement, arising out of the same activities as those 1025  
that were the basis of the complaint upon which the order is 1026  
based, under section 3113.31 of the Revised Code; 1027

(3) Shall not be construed as a finding that the alleged 1028  
offender committed the alleged offense, and shall not be 1029  
introduced as evidence of the commission of the offense at the 1030  
trial of the alleged offender on the complaint upon which the 1031  
order is based. 1032

(F) A person who meets the criteria for bail under Criminal 1033  
Rule 46 and who, if required to do so pursuant to that rule, 1034  
executes or posts bond or deposits cash or securities as bail, 1035  
shall not be held in custody pending a hearing before the court on 1036  
a motion requesting a temporary protection order. 1037

(G)(1) A copy of any temporary protection order that is 1038  
issued under this section shall be issued by the court to the 1039  
complainant, to the alleged victim, to the person who requested 1040  
the order, to the defendant, and to all law enforcement agencies 1041  
that have jurisdiction to enforce the order. The court shall 1042  
direct that a copy of the order be delivered to the defendant on 1043  
the same day that the order is entered. If a municipal court or a 1044  
county court issues a temporary protection order under this 1045  
section and if, subsequent to the issuance of the order, the 1046  
defendant who is the subject of the order is bound over to the 1047  
court of common pleas for prosecution as described in division 1048

(D)(4) of this section, the municipal court or county court shall 1049  
direct that a copy of the order be delivered to the court of 1050  
common pleas to which the defendant is bound over. 1051

(2) Upon the issuance of a protection order under this 1052  
section, the court shall provide the parties to the order with the 1053  
following notice orally or by form: 1054

"NOTICE 1055

As a result of this protection order, it may be unlawful for 1056  
you to possess or purchase a firearm, including a rifle, pistol, 1057  
or revolver, or ammunition pursuant to federal law under 18 U.S.C. 1058  
922(g)(8). If you have any questions whether this law makes it 1059  
illegal for you to possess or purchase a firearm or ammunition, 1060  
you should consult an attorney." 1061

(3) All law enforcement agencies shall establish and maintain 1062  
an index for the temporary protection orders delivered to the 1063  
agencies pursuant to division (G)(1) of this section. With respect 1064  
to each order delivered, each agency shall note on the index, the 1065  
date and time of the receipt of the order by the agency. 1066

(4) A complainant, alleged victim, or other person who 1067  
obtains a temporary protection order under this section may 1068  
provide notice of the issuance of the temporary protection order 1069  
to the judicial and law enforcement officials in any county other 1070  
than the county in which the order is issued by registering that 1071  
order in the other county in accordance with division (N) of 1072  
section 3113.31 of the Revised Code and filing a copy of the 1073  
registered protection order with a law enforcement agency in the 1074  
other county in accordance with that division. 1075

(5) Any officer of a law enforcement agency shall enforce a 1076  
temporary protection order issued by any court in this state in 1077  
accordance with the provisions of the order, including removing 1078  
the defendant from the premises, regardless of whether the order 1079

is registered in the county in which the officer's agency has 1080  
jurisdiction as authorized by division (G)(4) of this section. 1081

(H) Upon a violation of a temporary protection order, the 1082  
court may issue another temporary protection order, as a pretrial 1083  
condition of release, that modifies the terms of the order that 1084  
was violated. 1085

(I)(1) As used in divisions (I)(1) and (2) of this section, 1086  
"defendant" means a person who is alleged in a complaint to have 1087  
committed a violation, offense of violence, or sexually oriented 1088  
offense of the type described in division (A) of this section. 1089

(2) If a complaint is filed that alleges that a person 1090  
committed a violation, offense of violence, or sexually oriented 1091  
offense of the type described in division (A) of this section, the 1092  
court may not issue a temporary protection order under this 1093  
section that requires the complainant, the alleged victim, or 1094  
another family or household member of the defendant to do or 1095  
refrain from doing an act that the court may require the defendant 1096  
to do or refrain from doing under a temporary protection order 1097  
unless both of the following apply: 1098

(a) The defendant has filed a separate complaint that alleges 1099  
that the complainant, alleged victim, or other family or household 1100  
member in question who would be required under the order to do or 1101  
refrain from doing the act committed a violation or offense of 1102  
violence of the type described in division (A) of this section. 1103

(b) The court determines that both the complainant, alleged 1104  
victim, or other family or household member in question who would 1105  
be required under the order to do or refrain from doing the act 1106  
and the defendant acted primarily as aggressors, that neither the 1107  
complainant, alleged victim, or other family or household member 1108  
in question who would be required under the order to do or refrain 1109  
from doing the act nor the defendant acted primarily in 1110

self-defense, and, in accordance with the standards and criteria 1111  
of this section as applied in relation to the separate complaint 1112  
filed by the defendant, that it should issue the order to require 1113  
the complainant, alleged victim, or other family or household 1114  
member in question to do or refrain from doing the act. 1115

(J) Notwithstanding any provision of law to the contrary and 1116  
regardless of whether a protection order is issued or a consent 1117  
agreement is approved by a court of another county or a court of 1118  
another state, no court or unit of state or local government shall 1119  
charge any fee, cost, deposit, or money in connection with the 1120  
filing of a motion pursuant to this section, in connection with 1121  
the filing, issuance, registration, or service of a protection 1122  
order or consent agreement, or for obtaining a certified copy of a 1123  
protection order or consent agreement. 1124

(K) As used in this section: 1125

(1) "Companion animal" has the same meaning as in section 1126  
959.131 of the Revised Code. 1127

(2) "Sexually oriented offense" has the same meaning as in 1128  
section 2950.01 of the Revised Code. 1129

~~(2)~~(3) "Victim advocate" means a person who provides support 1130  
and assistance for a victim of an offense during court 1131  
proceedings. 1132

**Sec. 3113.31.** (A) As used in this section: 1133

(1) "Domestic violence" means the occurrence of one or more 1134  
of the following acts against a family or household member: 1135

(a) Attempting to cause or recklessly causing bodily injury; 1136

(b) Placing another person by the threat of force in fear of 1137  
imminent serious physical harm or committing a violation of 1138  
section 2903.211 or 2911.211 of the Revised Code; 1139

(c) Committing any act with respect to a child that would result in the child being an abused child, as defined in section 2151.031 of the Revised Code;	1140 1141 1142
(d) Committing a sexually oriented offense.	1143
(2) "Court" means the domestic relations division of the court of common pleas in counties that have a domestic relations division and the court of common pleas in counties that do not have a domestic relations division, or the juvenile division of the court of common pleas of the county in which the person to be protected by a protection order issued or a consent agreement approved under this section resides if the respondent is less than eighteen years of age.	1144 1145 1146 1147 1148 1149 1150 1151
(3) "Family or household member" means any of the following:	1152
(a) Any of the following who is residing with or has resided with the respondent:	1153 1154
(i) A spouse, a person living as a spouse, or a former spouse of the respondent;	1155 1156
(ii) A parent, a foster parent, or a child of the respondent, or another person related by consanguinity or affinity to the respondent;	1157 1158 1159
(iii) A parent or a child of a spouse, person living as a spouse, or former spouse of the respondent, or another person related by consanguinity or affinity to a spouse, person living as a spouse, or former spouse of the respondent.	1160 1161 1162 1163
(b) The natural parent of any child of whom the respondent is the other natural parent or is the putative other natural parent.	1164 1165
(4) "Person living as a spouse" means a person who is living or has lived with the respondent in a common law marital relationship, who otherwise is cohabiting with the respondent, or who otherwise has cohabited with the respondent within five years	1166 1167 1168 1169

prior to the date of the alleged occurrence of the act in 1170  
question. 1171

(5) "Victim advocate" means a person who provides support and 1172  
assistance for a person who files a petition under this section. 1173

(6) "Sexually oriented offense" has the same meaning as in 1174  
section 2950.01 of the Revised Code. 1175

(7) "Companion animal" has the same meaning as in section 1176  
959.131 of the Revised Code. 1177

(B) The court has jurisdiction over all proceedings under 1178  
this section. The petitioner's right to relief under this section 1179  
is not affected by the petitioner's leaving the residence or 1180  
household to avoid further domestic violence. 1181

(C) A person may seek relief under this section on the 1182  
person's own behalf, or any parent or adult household member may 1183  
seek relief under this section on behalf of any other family or 1184  
household member, by filing a petition with the court. The 1185  
petition shall contain or state: 1186

(1) An allegation that the respondent engaged in domestic 1187  
violence against a family or household member of the respondent, 1188  
including a description of the nature and extent of the domestic 1189  
violence; 1190

(2) The relationship of the respondent to the petitioner, and 1191  
to the victim if other than the petitioner; 1192

(3) A request for relief under this section. 1193

(D)(1) If a person who files a petition pursuant to this 1194  
section requests an ex parte order, the court shall hold an ex 1195  
parte hearing on the same day that the petition is filed. The 1196  
court, for good cause shown at the ex parte hearing, may enter any 1197  
temporary orders, with or without bond, including, but not limited 1198  
to, an order described in division (E)(1)(a), (b), or (c) of this 1199

section, that the court finds necessary to protect the family or 1200  
household member from domestic violence. Immediate and present 1201  
danger of domestic violence to the family or household member 1202  
constitutes good cause for purposes of this section. Immediate and 1203  
present danger includes, but is not limited to, situations in 1204  
which the respondent has threatened the family or household member 1205  
with bodily harm, in which the respondent has threatened the 1206  
family or household member with a sexually oriented offense, or in 1207  
which the respondent previously has been convicted of, pleaded 1208  
guilty to, or been adjudicated a delinquent child for an offense 1209  
that constitutes domestic violence against the family or household 1210  
member. 1211

(2)(a) If the court, after an ex parte hearing, issues an 1212  
order described in division (E)(1)(b) or (c) of this section, the 1213  
court shall schedule a full hearing for a date that is within 1214  
seven court days after the ex parte hearing. If any other type of 1215  
protection order that is authorized under division (E) of this 1216  
section is issued by the court after an ex parte hearing, the 1217  
court shall schedule a full hearing for a date that is within ten 1218  
court days after the ex parte hearing. The court shall give the 1219  
respondent notice of, and an opportunity to be heard at, the full 1220  
hearing. The court shall hold the full hearing on the date 1221  
scheduled under this division unless the court grants a 1222  
continuance of the hearing in accordance with this division. Under 1223  
any of the following circumstances or for any of the following 1224  
reasons, the court may grant a continuance of the full hearing to 1225  
a reasonable time determined by the court: 1226

(i) Prior to the date scheduled for the full hearing under 1227  
this division, the respondent has not been served with the 1228  
petition filed pursuant to this section and notice of the full 1229  
hearing. 1230

(ii) The parties consent to the continuance. 1231



(iii) The continuance is needed to allow a party to obtain counsel.	1232 1233
(iv) The continuance is needed for other good cause.	1234
(b) An ex parte order issued under this section does not expire because of a failure to serve notice of the full hearing upon the respondent before the date set for the full hearing under division (D)(2)(a) of this section or because the court grants a continuance under that division.	1235 1236 1237 1238 1239
(3) If a person who files a petition pursuant to this section does not request an ex parte order, or if a person requests an ex parte order but the court does not issue an ex parte order after an ex parte hearing, the court shall proceed as in a normal civil action and grant a full hearing on the matter.	1240 1241 1242 1243 1244
(E)(1) After an ex parte or full hearing, the court may grant any protection order, with or without bond, or approve any consent agreement to bring about a cessation of domestic violence against the family or household members. The order or agreement may:	1245 1246 1247 1248
(a) Direct the respondent to refrain from abusing or from committing sexually oriented offenses against the family or household members;	1249 1250 1251
(b) Grant possession of the residence or household to the petitioner or other family or household member, to the exclusion of the respondent, by evicting the respondent, when the residence or household is owned or leased solely by the petitioner or other family or household member, or by ordering the respondent to vacate the premises, when the residence or household is jointly owned or leased by the respondent, and the petitioner or other family or household member;	1252 1253 1254 1255 1256 1257 1258 1259
(c) When the respondent has a duty to support the petitioner or other family or household member living in the residence or household and the respondent is the sole owner or lessee of the	1260 1261 1262

residence or household, grant possession of the residence or 1263  
household to the petitioner or other family or household member, 1264  
to the exclusion of the respondent, by ordering the respondent to 1265  
vacate the premises, or, in the case of a consent agreement, allow 1266  
the respondent to provide suitable, alternative housing; 1267

(d) Temporarily allocate parental rights and responsibilities 1268  
for the care of, or establish temporary parenting time rights with 1269  
regard to, minor children, if no other court has determined, or is 1270  
determining, the allocation of parental rights and 1271  
responsibilities for the minor children or parenting time rights; 1272

(e) Require the respondent to maintain support, if the 1273  
respondent customarily provides for or contributes to the support 1274  
of the family or household member, or if the respondent has a duty 1275  
to support the petitioner or family or household member; 1276

(f) Require the respondent, petitioner, victim of domestic 1277  
violence, or any combination of those persons, to seek counseling; 1278

(g) Require the respondent to refrain from entering the 1279  
residence, school, business, or place of employment of the 1280  
petitioner or family or household member; 1281

(h) Grant other relief that the court considers equitable and 1282  
fair, including, but not limited to, ordering the respondent to 1283  
permit the use of a motor vehicle by the petitioner or other 1284  
family or household member and the apportionment of household and 1285  
family personal property; 1286

(i) Require that the respondent not remove, damage, hide, 1287  
harm, or dispose of any companion animal owned or possessed by the 1288  
petitioner; 1289

(j) Authorize the petitioner to remove a companion animal 1290  
owned by the petitioner from the possession of the respondent. 1291

(2) If a protection order has been issued pursuant to this 1292

section in a prior action involving the respondent and the 1293  
petitioner or one or more of the family or household members or 1294  
victims, the court may include in a protection order that it 1295  
issues a prohibition against the respondent returning to the 1296  
residence or household. If it includes a prohibition against the 1297  
respondent returning to the residence or household in the order, 1298  
it also shall include in the order provisions of the type 1299  
described in division (E)(7) of this section. This division does 1300  
not preclude the court from including in a protection order or 1301  
consent agreement, in circumstances other than those described in 1302  
this division, a requirement that the respondent be evicted from 1303  
or vacate the residence or household or refrain from entering the 1304  
residence, school, business, or place of employment of the 1305  
petitioner or a family or household member, and, if the court 1306  
includes any requirement of that type in an order or agreement, 1307  
the court also shall include in the order provisions of the type 1308  
described in division (E)(7) of this section. 1309

(3)(a) Any protection order issued or consent agreement 1310  
approved under this section shall be valid until a date certain, 1311  
but not later than five years from the date of its issuance or 1312  
approval, or not later than the date a respondent who is less than 1313  
eighteen years of age attains nineteen years of age, unless 1314  
modified or terminated as provided in division (E)(8) of this 1315  
section. 1316

(b) Subject to the limitation on the duration of an order or 1317  
agreement set forth in division (E)(3)(a) of this section, any 1318  
order under division (E)(1)(d) of this section shall terminate on 1319  
the date that a court in an action for divorce, dissolution of 1320  
marriage, or legal separation brought by the petitioner or 1321  
respondent issues an order allocating parental rights and 1322  
responsibilities for the care of children or on the date that a 1323  
juvenile court in an action brought by the petitioner or 1324

respondent issues an order awarding legal custody of minor 1325  
children. Subject to the limitation on the duration of an order or 1326  
agreement set forth in division (E)(3)(a) of this section, any 1327  
order under division (E)(1)(e) of this section shall terminate on 1328  
the date that a court in an action for divorce, dissolution of 1329  
marriage, or legal separation brought by the petitioner or 1330  
respondent issues a support order or on the date that a juvenile 1331  
court in an action brought by the petitioner or respondent issues 1332  
a support order. 1333

(c) Any protection order issued or consent agreement approved 1334  
pursuant to this section may be renewed in the same manner as the 1335  
original order or agreement was issued or approved. 1336

(4) A court may not issue a protection order that requires a 1337  
petitioner to do or to refrain from doing an act that the court 1338  
may require a respondent to do or to refrain from doing under 1339  
division (E)(1)(a), (b), (c), (d), (e), (g), or (h) of this 1340  
section unless all of the following apply: 1341

(a) The respondent files a separate petition for a protection 1342  
order in accordance with this section. 1343

(b) The petitioner is served notice of the respondent's 1344  
petition at least forty-eight hours before the court holds a 1345  
hearing with respect to the respondent's petition, or the 1346  
petitioner waives the right to receive this notice. 1347

(c) If the petitioner has requested an ex parte order 1348  
pursuant to division (D) of this section, the court does not delay 1349  
any hearing required by that division beyond the time specified in 1350  
that division in order to consolidate the hearing with a hearing 1351  
on the petition filed by the respondent. 1352

(d) After a full hearing at which the respondent presents 1353  
evidence in support of the request for a protection order and the 1354  
petitioner is afforded an opportunity to defend against that 1355

evidence, the court determines that the petitioner has committed 1356  
an act of domestic violence or has violated a temporary protection 1357  
order issued pursuant to section 2919.26 of the Revised Code, that 1358  
both the petitioner and the respondent acted primarily as 1359  
aggressors, and that neither the petitioner nor the respondent 1360  
acted primarily in self-defense. 1361

(5) No protection order issued or consent agreement approved 1362  
under this section shall in any manner affect title to any real 1363  
property. 1364

(6)(a) If a petitioner, or the child of a petitioner, who 1365  
obtains a protection order or consent agreement pursuant to 1366  
division (E)(1) of this section or a temporary protection order 1367  
pursuant to section 2919.26 of the Revised Code and is the subject 1368  
of a parenting time order issued pursuant to section 3109.051 or 1369  
3109.12 of the Revised Code or a visitation or companionship order 1370  
issued pursuant to section 3109.051, 3109.11, or 3109.12 of the 1371  
Revised Code or division (E)(1)(d) of this section granting 1372  
parenting time rights to the respondent, the court may require the 1373  
public children services agency of the county in which the court 1374  
is located to provide supervision of the respondent's exercise of 1375  
parenting time or visitation or companionship rights with respect 1376  
to the child for a period not to exceed nine months, if the court 1377  
makes the following findings of fact: 1378

(i) The child is in danger from the respondent; 1379

(ii) No other person or agency is available to provide the 1380  
supervision. 1381

(b) A court that requires an agency to provide supervision 1382  
pursuant to division (E)(6)(a) of this section shall order the 1383  
respondent to reimburse the agency for the cost of providing the 1384  
supervision, if it determines that the respondent has sufficient 1385  
income or resources to pay that cost. 1386

(7)(a) If a protection order issued or consent agreement 1387  
approved under this section includes a requirement that the 1388  
respondent be evicted from or vacate the residence or household or 1389  
refrain from entering the residence, school, business, or place of 1390  
employment of the petitioner or a family or household member, the 1391  
order or agreement shall state clearly that the order or agreement 1392  
cannot be waived or nullified by an invitation to the respondent 1393  
from the petitioner or other family or household member to enter 1394  
the residence, school, business, or place of employment or by the 1395  
respondent's entry into one of those places otherwise upon the 1396  
consent of the petitioner or other family or household member. 1397

(b) Division (E)(7)(a) of this section does not limit any 1398  
discretion of a court to determine that a respondent charged with 1399  
a violation of section 2919.27 of the Revised Code, with a 1400  
violation of a municipal ordinance substantially equivalent to 1401  
that section, or with contempt of court, which charge is based on 1402  
an alleged violation of a protection order issued or consent 1403  
agreement approved under this section, did not commit the 1404  
violation or was not in contempt of court. 1405

(8)(a) The court may modify or terminate as provided in 1406  
division (E)(8) of this section a protection order or consent 1407  
agreement that was issued after a full hearing under this section. 1408  
The court that issued the protection order or approved the consent 1409  
agreement shall hear a motion for modification or termination of 1410  
the protection order or consent agreement pursuant to division 1411  
(E)(8) of this section. 1412

(b) Either the petitioner or the respondent of the original 1413  
protection order or consent agreement may bring a motion for 1414  
modification or termination of a protection order or consent 1415  
agreement that was issued or approved after a full hearing. The 1416  
court shall require notice of the motion to be made as provided by 1417  
the Rules of Civil Procedure. If the petitioner for the original 1418

protection order or consent agreement has requested that the 1419  
petitioner's address be kept confidential, the court shall not 1420  
disclose the address to the respondent of the original protection 1421  
order or consent agreement or any other person, except as 1422  
otherwise required by law. The moving party has the burden of 1423  
proof to show, by a preponderance of the evidence, that 1424  
modification or termination of the protection order or consent 1425  
agreement is appropriate because either the protection order or 1426  
consent agreement is no longer needed or because the terms of the 1427  
original protection order or consent agreement are no longer 1428  
appropriate. 1429

(c) In considering whether to modify or terminate a 1430  
protection order or consent agreement issued or approved under 1431  
this section, the court shall consider all relevant factors, 1432  
including, but not limited to, the following: 1433

(i) Whether the petitioner consents to modification or 1434  
termination of the protection order or consent agreement; 1435

(ii) Whether the petitioner fears the respondent; 1436

(iii) The current nature of the relationship between the 1437  
petitioner and the respondent; 1438

(iv) The circumstances of the petitioner and respondent, 1439  
including the relative proximity of the petitioner's and 1440  
respondent's workplaces and residences and whether the petitioner 1441  
and respondent have minor children together; 1442

(v) Whether the respondent has complied with the terms and 1443  
conditions of the original protection order or consent agreement; 1444

(vi) Whether the respondent has a continuing involvement with 1445  
illegal drugs or alcohol; 1446

(vii) Whether the respondent has been convicted of, pleaded 1447  
guilty to, or been adjudicated a delinquent child for an offense 1448

of violence since the issuance of the protection order or approval 1449  
of the consent agreement; 1450

(viii) Whether any other protection orders, consent 1451  
agreements, restraining orders, or no contact orders have been 1452  
issued against the respondent pursuant to this section, section 1453  
2919.26 of the Revised Code, any other provision of state law, or 1454  
the law of any other state; 1455

(ix) Whether the respondent has participated in any domestic 1456  
violence treatment, intervention program, or other counseling 1457  
addressing domestic violence and whether the respondent has 1458  
completed the treatment, program, or counseling; 1459

(x) The time that has elapsed since the protection order was 1460  
issued or since the consent agreement was approved; 1461

(xi) The age and health of the respondent; 1462

(xii) When the last incident of abuse, threat of harm, or 1463  
commission of a sexually oriented offense occurred or other 1464  
relevant information concerning the safety and protection of the 1465  
petitioner or other protected parties. 1466

(d) If a protection order or consent agreement is modified or 1467  
terminated as provided in division (E)(8) of this section, the 1468  
court shall issue copies of the modified or terminated order or 1469  
agreement as provided in division (F) of this section. A 1470  
petitioner may also provide notice of the modification or 1471  
termination to the judicial and law enforcement officials in any 1472  
county other than the county in which the order or agreement is 1473  
modified or terminated as provided in division (N) of this 1474  
section. 1475

(e) If the respondent moves for modification or termination 1476  
of a protection order or consent agreement pursuant to this 1477  
section, the court may assess costs against the respondent for the 1478  
filing of the motion. 1479



(9) Any protection order issued or any consent agreement 1480  
approved pursuant to this section shall include a provision that 1481  
the court will automatically seal all of the records of the 1482  
proceeding in which the order is issued or agreement approved on 1483  
the date the respondent attains the age of nineteen years unless 1484  
the petitioner provides the court with evidence that the 1485  
respondent has not complied with all of the terms of the 1486  
protection order or consent agreement. The protection order or 1487  
consent agreement shall specify the date when the respondent 1488  
attains the age of nineteen years. 1489

(F)(1) A copy of any protection order, or consent agreement, 1490  
that is issued, approved, modified, or terminated under this 1491  
section shall be issued by the court to the petitioner, to the 1492  
respondent, and to all law enforcement agencies that have 1493  
jurisdiction to enforce the order or agreement. The court shall 1494  
direct that a copy of an order be delivered to the respondent on 1495  
the same day that the order is entered. 1496

(2) Upon the issuance of a protection order or the approval 1497  
of a consent agreement under this section, the court shall provide 1498  
the parties to the order or agreement with the following notice 1499  
orally or by form: 1500

"NOTICE 1501

As a result of this order or consent agreement, it may be 1502  
unlawful for you to possess or purchase a firearm, including a 1503  
rifle, pistol, or revolver, or ammunition pursuant to federal law 1504  
under 18 U.S.C. 922(g)(8). If you have any questions whether this 1505  
law makes it illegal for you to possess or purchase a firearm or 1506  
ammunition, you should consult an attorney." 1507

(3) All law enforcement agencies shall establish and maintain 1508  
an index for the protection orders and the approved consent 1509  
agreements delivered to the agencies pursuant to division (F)(1) 1510  
of this section. With respect to each order and consent agreement 1511

delivered, each agency shall note on the index the date and time 1512  
that it received the order or consent agreement. 1513

(4) Regardless of whether the petitioner has registered the 1514  
order or agreement in the county in which the officer's agency has 1515  
jurisdiction pursuant to division (N) of this section, any officer 1516  
of a law enforcement agency shall enforce a protection order 1517  
issued or consent agreement approved by any court in this state in 1518  
accordance with the provisions of the order or agreement, 1519  
including removing the respondent from the premises, if 1520  
appropriate. 1521

(G) Any proceeding under this section shall be conducted in 1522  
accordance with the Rules of Civil Procedure, except that an order 1523  
under this section may be obtained with or without bond. An order 1524  
issued under this section, other than an ex parte order, that 1525  
grants a protection order or approves a consent agreement, that 1526  
refuses to grant a protection order or approve a consent agreement 1527  
that modifies or terminates a protection order or consent 1528  
agreement, or that refuses to modify or terminate a protection 1529  
order or consent agreement, is a final, appealable order. The 1530  
remedies and procedures provided in this section are in addition 1531  
to, and not in lieu of, any other available civil or criminal 1532  
remedies. 1533

(H) The filing of proceedings under this section does not 1534  
excuse a person from filing any report or giving any notice 1535  
required by section 2151.421 of the Revised Code or by any other 1536  
law. When a petition under this section alleges domestic violence 1537  
against minor children, the court shall report the fact, or cause 1538  
reports to be made, to a county, township, or municipal peace 1539  
officer under section 2151.421 of the Revised Code. 1540

(I) Any law enforcement agency that investigates a domestic 1541  
dispute shall provide information to the family or household 1542  
members involved regarding the relief available under this section 1543

and section 2919.26 of the Revised Code. 1544

(J) Notwithstanding any provision of law to the contrary and 1545  
regardless of whether a protection order is issued or a consent 1546  
agreement is approved by a court of another county or a court of 1547  
another state, no court or unit of state or local government shall 1548  
charge any fee, cost, deposit, or money in connection with the 1549  
filing of a petition pursuant to this section or in connection 1550  
with the filing, issuance, registration, or service of a 1551  
protection order or consent agreement, or for obtaining a 1552  
certified copy of a protection order or consent agreement. 1553

(K)(1) The court shall comply with Chapters 3119., 3121., 1554  
3123., and 3125. of the Revised Code when it makes or modifies an 1555  
order for child support under this section. 1556

(2) If any person required to pay child support under an 1557  
order made under this section on or after April 15, 1985, or 1558  
modified under this section on or after December 31, 1986, is 1559  
found in contempt of court for failure to make support payments 1560  
under the order, the court that makes the finding, in addition to 1561  
any other penalty or remedy imposed, shall assess all court costs 1562  
arising out of the contempt proceeding against the person and 1563  
require the person to pay any reasonable attorney's fees of any 1564  
adverse party, as determined by the court, that arose in relation 1565  
to the act of contempt. 1566

(L)(1) A person who violates a protection order issued or a 1567  
consent agreement approved under this section is subject to the 1568  
following sanctions: 1569

(a) Criminal prosecution or a delinquent child proceeding for 1570  
a violation of section 2919.27 of the Revised Code, if the 1571  
violation of the protection order or consent agreement constitutes 1572  
a violation of that section; 1573

(b) Punishment for contempt of court. 1574

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

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

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

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

agreement is located in the following manner: 1607

(a) The petitioner shall obtain a certified copy of the order 1608  
or agreement from the clerk of the court that issued the order or 1609  
approved the agreement and present that certified copy to the 1610  
clerk of the court of common pleas or the clerk of a municipal 1611  
court or county court in the county in which the order or 1612  
agreement is to be registered. 1613

(b) Upon accepting the certified copy of the order or 1614  
agreement for registration, the clerk of the court of common 1615  
pleas, municipal court, or county court shall place an endorsement 1616  
of registration on the order or agreement and give the petitioner 1617  
a copy of the order or agreement that bears that proof of 1618  
registration. 1619

(3) The clerk of each court of common pleas, the clerk of 1620  
each municipal court, and the clerk of each county court shall 1621  
maintain a registry of certified copies of temporary protection 1622  
orders, protection orders, or consent agreements that have been 1623  
issued or approved by courts in other counties and that have been 1624  
registered with the clerk. 1625

(O) Nothing in this section prohibits the domestic relations 1626  
division of a court of common pleas in counties that have a 1627  
domestic relations division or a court of common pleas in counties 1628  
that do not have a domestic relations division from designating a 1629  
minor child as a protected party on a protection order or consent 1630  
agreement. 1631

**Section 2.** That existing sections 2151.34, 2903.213, 1632  
2903.214, 2919.26, and 3113.31 of the Revised Code are hereby 1633  
repealed. 1634