

**As Introduced**

**130th General Assembly  
Regular Session  
2013-2014**

**S. B. No. 319**

**Senator Tavares**

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**A B I L L**

To amend section 2923.20 and to enact section 2923.26 1  
of the Revised Code to generally prohibit storage 2  
of firearms where minors can get access to them 3  
and to require the transferor of a firearm to 4  
inform the transferee of the requirements for 5  
storage of the firearm. 6

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

**Section 1.** That section 2923.20 be amended and section 7  
2923.26 of the Revised Code be enacted to read as follows: 8

**Sec. 2923.20.** (A) No person shall: 9

(1) Recklessly sell, lend, give, or furnish any firearm to 10  
any person prohibited by section 2923.13 or 2923.15 of the Revised 11  
Code from acquiring or using any firearm, or recklessly sell, 12  
lend, give, or furnish any dangerous ordnance to any person 13  
prohibited by section 2923.13, 2923.15, or 2923.17 of the Revised 14  
Code from acquiring or using any dangerous ordnance; 15

(2) Possess any firearm or dangerous ordnance with purpose to 16  
dispose of it in violation of division (A) of this section; 17

(3) Manufacture, possess for sale, sell, or furnish to any 18  
person other than a law enforcement agency for authorized use in 19

police work, any brass knuckles, cestus, billy, blackjack, 20  
sandbag, switchblade knife, springblade knife, gravity knife, or 21  
similar weapon; 22

(4) When transferring any dangerous ordnance to another, 23  
negligently fail to require the transferee to exhibit such 24  
identification, license, or permit showing ~~him~~ the transferee to 25  
be authorized to acquire dangerous ordnance pursuant to section 26  
2923.17 of the Revised Code, or negligently fail to take a 27  
complete record of the transaction and forthwith forward a copy of 28  
that record to the sheriff of the county or safety director or 29  
police chief of the municipality where the transaction takes 30  
place; 31

(5) Knowingly fail to report to law enforcement authorities 32  
forthwith the loss or theft of any firearm or dangerous ordnance 33  
in the person's possession or under the person's control; 34

(6) Sell a firearm or otherwise transfer a firearm for 35  
consideration without informing the transferee in writing of the 36  
requirements of section 2923.26 of the Revised Code regarding the 37  
storage of firearms and of the penalty for a violation of that 38  
section. 39

(B) Whoever violates this section is guilty of unlawful 40  
transactions in weapons. A violation of division (A)(1) or (2) of 41  
this section is a felony of the fourth degree. A violation of 42  
division (A)(3) or (4) of this section is a misdemeanor of the 43  
second degree. A violation of division (A)(5) of this section is a 44  
misdemeanor of the fourth degree. A violation of division (A)(6) 45  
of this section is an unclassified misdemeanor for which the 46  
offender shall be fined not more than ten thousand dollars. 47

Sec. 2923.26. (A) As used in this section, "minor" means a 48  
person under eighteen years of age. 49

(B) No person shall store or leave a firearm in any place not 50  
under the person's immediate control where the person knows or has 51  
reason to believe that a minor may gain access to the firearm 52  
without the lawful permission of the minor's parent, guardian, or 53  
custodian unless the firearm is unloaded and kept in a securely 54  
locked container and any ammunition for the firearm is kept in a 55  
separate, securely locked container. 56

(C) If a firearm is stored or left in violation of this 57  
section, a minor gains access to the firearm, and the minor causes 58  
death or bodily injury to any person with the firearm, a violation 59  
of this section is unlawful storage of a firearm, a felony of the 60  
third degree. 61

**Section 2.** That existing section 2923.20 of the Revised Code 62  
is hereby repealed. 63