



Ohio Prosecuting Attorneys Association

Legislative Newsletter – 134th General Assembly

August 23, 2021



IN THE NEWS

[New Evidence Confirms Widespread Support for the Death Penalty](#)

[Collecting Reliable Data on Sentencing Disparities Requires All Judges Participate](#)

[Franklin County Judge Argues Part of Reagan Tokes Act is Unconstitutional](#)

[Ohio Lawmakers Take Action as Court Appointed Guardians Come Under Fire](#)

[Ohio Marijuana Legalization Measure Gets Boost as Attorney General OKs Language](#)

OPAA NEWS

The OPAA Fall Training is September 23 – 24 in Cleveland.

Introduced

[House Bill 383](#) (Weapons Under Disability - Penalties) sponsored by Rep. Koehler increases the penalties for having weapons while under disability. If the offense is based on a prior conviction for a violation of 2923.13(A)(2) – under indictment for or conviction for felony offense of violence the penalty is an F2. If the offender has prior convictions under 2923.13(A)(2) the penalty is an F1. If the offender has prior convictions for any other subsection the penalty is an F2.

[House Bill 390](#) (Sexual Assault Exam Kits) sponsored by Reps. Lanese and John requires governmental evidence-retention entities that secure any sexual assault examination kit in relation to an investigation or prosecution for trafficking in persons to secure and test the evidence, requires retention for a period of 30 years, and requires law enforcement agencies to review records and reports pertaining to investigations of trafficking in persons and to submit any sexual assault exam kits for testing.

[Senate Bill 215](#) (Constitutional Carry) sponsored by Sen. Johnson is companion legislation to House Bill 227. The bill repeals the requirement to obtain a CCW for anyone age 21 or older and who is not otherwise prohibited from firearm possession, and repeals the duty to notify a law enforcement officer that the person is then carrying a concealed handgun.

[Senate Bill 216](#) (Custody of Infants – Substance Exposure) sponsored by Sen. Johnson specifically includes substance exposed infants within the definition of “abused child” and establishes new procedures for the filing of complaints and orders of disposition in cases involving substance-exposed infants.

[Senate Bill 217](#) (Long-Term Care Background Checks) sponsored by Sen. Schaffer provides for access to criminal record check information that was requested with respect to long-term care ombudsman programs, direct-care positions, community-based long-term care services, and certain persons serving as municipal corporation tax administrators pursuant to lawful subpoena or valid court order in certain employment related matters, actions regarding Medicaid, and programs administered by the Dept. of Aging.

[Senate Bill 218](#) (Voyeurism) sponsored by Sen. Antani increases the penalties for repeat offenses of voyeurism.