



Ohio Legislative Service Commission

Bill Analysis

Andrea Holmes

S.B. 201

131st General Assembly
(As Introduced)

Sens. Hughes, Yuko

BILL SUMMARY

- Expands the definition of "nuisance property" to include any real property, including vacant land, on which an offense of violence has occurred or is occurring.

CONTENT AND OPERATION

Expansion of the definition of "nuisance"

The bill expands the definition of "nuisance" to include any real property, including vacant land, on which an offense of violence has occurred or is occurring.¹ Continuing law authorizes the Attorney General, or the chief legal officer of a political subdivision, to bring legal action to require the abatement of a nuisance. Abatement proceedings may result in the nuisance property being unavailable for use for one year and the imposition of fines and taxes.²

Under existing law, "nuisance" includes, among other provisions, any place where lewdness, assignation, or prostitution is conducted or permitted, any place where lewd, indecent, lascivious, or obscene films are projected or made, and any place where beer or intoxicating liquor is made or sold in violation of law.³

¹ R.C. 3767.01(C)(4).

² R.C. 3767.03, 3767.05, 3767.09, and 3767.19, all unchanged by the bill.

³ R.C. 3767.01(C)(1), (2), and (3).

Offense of violence

Continuing law defines "offense of violence" as any of the following:⁴

(1) Aggravated murder, murder, voluntary manslaughter, involuntary manslaughter, felonious assault, aggravated assault, assault, permitting child abuse, aggravated menacing, menacing by stalking, menacing, kidnapping, abduction, extortion, trafficking in persons, rape, sexual battery, gross sexual imposition, aggravated arson, arson, terrorism, aggravated robbery, robbery, aggravated burglary, inciting to violence, aggravated riot, riot, inducing panic, domestic violence, intimidation, intimidation of an attorney, victim, or witness in a criminal case, escape, or improperly discharging a firearm at or into a habitation, in a school safety zone, or with the intent to cause harm or panic to persons in a school, in a school building, or at a school function or the evacuation of a school function, burglary, endangering children under certain specified circumstances, or felonious sexual penetration under certain specified circumstances.

(2) A violation of an existing or former municipal ordinance or law of this or any other state or the United States, substantially equivalent to any offense listed in (1), above.

(3) An offense, other than a traffic offense, under an existing or former municipal ordinance or law of this or any other state or the United States, committed purposely or knowingly, and involving physical harm to persons or a risk of serious physical harm to persons.

(4) A conspiracy or attempt to commit, or complicity in committing, any offense listed in (1), (2), or (3), above.

HISTORY

ACTION	DATE
Introduced	08-10-15

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⁴ R.C. 2901.01(A)(9), unchanged by the bill.

