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Substitute Bill Comparative Synopsis

Sub. H.B. 459

134th General Assembly

House Criminal Justice

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This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

H.B. 459 (As Introduced)	Sub. H.B. 459 (I_134_0337-4)
Prohibition on employment with children	
<p>Bars offenders convicted of a sexually oriented offense when the victim was under age 18, or a child-victim oriented offense, from serving in an employer, employee, independent contractor, or volunteer position that affords extensive contact with minor children if (R.C. 2950.035(A)(1)):</p> <ol style="list-style-type: none"> 1. The offender is either a Tier II or a Tier III Sex Offender/Child-Victim Offender with respect to the offense; or 	<p>Same, but removes the bar on such offenders serving in an employer, employee, or independent contractor position that affords extensive contact with minor children (R.C. 2950.035(A)(1)).</p>

H.B. 459 (As Introduced)	Sub. H.B. 459 (I_134_0337-4)
<p>2. The offense was committed prior to January 1, 2008, and under the version of the SORN Law in effect prior to that date, the offender was adjudicated or classified a sexual predator, child-victim predator, habitual sex offender, or habitual child-victim offender with respect to the offense.</p> <p>Provides that the penalty for violating the above prohibition at any time after an injunction has been obtained against the person is as follows: (1) if the offender once previously has been convicted of or pleaded guilty to a violation of that prohibition, a third degree felony or (2) if the offender two or more times previously has been convicted of or pleaded guilty to a violation of that prohibition, a first degree felony (<i>R.C. 2950.035(A)(2) and 2950.99(D)(2) and (3)</i>).</p>	<p>Same substantive provision, but reworded for clarity (<i>R.C. 2950.035(A)(2) and 2950.99(D)(2) and (3)</i>).</p>
SORN employment requirements	
<p><u>Registration</u>: Expands the information that an offender who registers a place of employment address under the Sex Offender Registration and Notification (SORN) Law must provide in the registration form with respect to the employer, to require that the form must include in addition to the currently required information, both of the following (<i>R.C. 2950.04(C)(4) and (5) and 2950.041(C)(4) and (5)</i>):</p> <ul style="list-style-type: none"> ▪ A detailed description of the offender’s position and duties in the employment; ▪ Either a signed statement by the offender’s employer or supervisor confirming that the description the offender provided is accurate or a sworn statement by the offender that the employer or supervisor, upon the offender’s request, refused to provide the offender with such a signed statement. 	<p>No provision.</p>

H.B. 459 (As Introduced)	Sub. H.B. 459 (I_134_0337-4)
<p><u>Change of address</u>: If the offender changes the place of employment, expands the information that the offender must provide to also include the signed or sworn statement described above (<i>R.C. 2950.05(B)</i>).</p>	No provision.
<p><u>Address verification</u>: If the offender changes the place of employment, expands the information that the offender must provide to also include the detailed description described above (<i>R.C. 2950.06(D)(2)</i>).</p>	No provision.
<p><u>Bureau of Criminal Identification and Investigation (BCII)</u>: Expands the information that a sheriff must provide to BCII to also require the sheriff to provide the detailed description and the signed or sworn statement described above to BCII (<i>R.C. 2950.04(D) and 2950.041(D)</i>).</p>	No provision.