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H.B. 419
134th General Assembly

Bill Analysis

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Version: As Passed by the House

Primary Sponsors: Reps. Troy and Seitz

Reid J. Fleeson, Attorney

SUMMARY

- Makes a mandatory reporter of adult abuse, neglect, or exploitation who knowingly fails to make such a report guilty of a fourth degree misdemeanor instead of the current fine of \$500.

DETAILED ANALYSIS

This bill makes a mandatory reporter of adult abuse, neglect, or exploitation who knowingly fails to make such a report guilty of a fourth degree misdemeanor.¹ A mandatory reporter who fails to report, if aware of the duty to do so, likely fails knowingly.² Mandatory reporters under current law, and unchanged by the bill include, for example, attorneys, doctors, dentists, nurses, home health agency employees, nursing home employees, firefighters, peace officers, and clergy.³

Under current law, a mandatory reporter's failure to make a report is punishable with a fine of up to \$500.⁴ For a fourth degree misdemeanor, penalties may include any sanctions, or a combination of sanctions, provided for misdemeanors under Ohio's Criminal Code, including a jail term of not more than 30 days or a fine of not more than \$250.⁵

¹ R.C. 5101.63(A) and 5101.99(B).

² See R.C. 2901.22(B), not in the bill.

³ R.C. 5101.63(A)(2).

⁴ R.C. 5101.99.

⁵ R.C. 2929.22 and 2929.24 to 2929.28, not in the bill.

HISTORY

Action	Date
Introduced	09-14-21
Reported, H. Criminal Justice	11-15-22
Passed House (92-0)	11-16-22
