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Substitute Bill Comparative Synopsis

Sub. H.B. 56

135th 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 generally 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.

Previous Version (As Introduced)	Latest Version (I_135_0500-1)
Penalties for fleeing law enforcement	
Increases the penalty for fleeing law enforcement after the commission of a felony from a 4 th degree felony to a 3 rd degree felony (<i>R.C. 2921.331(B)(4)</i>).	Same as the As Introduced version.
Retains the current law 3 rd degree felony penalties when that flight either (a) was the proximate cause of serious physical harm to persons or property, or (b) caused a substantial risk of serious physical harm to persons or property (prison term: 9, 12, 18, 24, 30, or 36 months) (<i>R.C. 2929.14(A)(3)(b)</i> , <i>not in the As Introduced bill</i>).	Increases the possible prison term for circumstances when the flight either was the proximate cause or caused a substantial risk of physical harm (prison term: 12, 18, 24, 30, 36, 42, 48, 54, or 60 months) (<i>R.C. 2929.14(A)(3)(a)</i>).

Previous Version (As Introduced)	Latest Version (I_135_0500-1)
Pursuit policies	
<p>Alters the existing requirement that each law enforcement entity adopt a policy for pursuit of a fleeing motor vehicle by requiring the policy to be written and to include specified minimum terms, including requirements for when and how such pursuits should occur (<i>R.C. 2935.031</i>).</p>	<p>Removes the specific minimum terms and requirements, and instead, requires a law enforcement entity to consider pursuit policy standards and best-practice recommendations from the Ohio Collaborative Community-Police Advisory Board or a similar accrediting entity and to train its peace officers on the policy (<i>R.C. 2935.031(B)</i>).</p>
Hooning	
<p>Prohibits any person from participating in hooning (operating a motor vehicle in a reckless or dangerous manner in order to provoke a reaction from spectators) on a public road, street, or highway, or on private property open to the public.</p>	<p>No provision.</p>
<p>Imposes a 1st degree misdemeanor, a class five (six months to three years) driver’s license suspension, and possible seizure and forfeiture of the motor vehicle on offenders who are guilty of hooning (<i>R.C. 2981.02 and 4511.253</i>).</p>	<p>No provision.</p>
<p>Prohibits any person from purposely being a spectator at a hooning event, and imposes fines up to \$1,000 for doing so (<i>R.C. 4511.254</i>).</p>	<p>No provision.</p>
<p>Exempts authorized motor vehicle races and motor vehicle shows from the hooning offenses (<i>R.C. 4511.253 and 4511.254</i>).</p>	<p>No provision.</p>

Previous Version (As Introduced)	Latest Version (I_135_0500-1)
Reckless operation	
No provision.	Authorizes a court to impose a class five driver's license suspension on an offender who operates a vehicle on a street, highway, or any public or private property in willful or wanton disregard of the safety of persons or property (i.e., reckless operation) at a planned, but unauthorized event (<i>R.C. 4511.20 and 4511.201</i>).
Street racing, stunt driving, and street takeover	
No provision.	Prohibits a person from knowingly participating in stunt driving (i.e., burnouts, doughnuts, drifting, wheelies, tire-squealing, or allowing passengers to ride partially or fully outside the vehicle) on any public road, street, highway, or private property that is open to the public.
No provision.	Prohibits a person from knowingly participating in a street takeover (i.e., blocking or impeding the regular flow of vehicle or pedestrian traffic for the purpose of street racing or stunt driving) on any public road, street, highway, or private property that is open to the public (<i>R.C. 4511.251(B)</i>).
No provision.	Makes the two new criminal offenses a 1 st degree misdemeanor, with a possible driver's license suspension of 30 days to three years and assessment of six points on the offender's license (same as the current law offense of street racing) (<i>R.C. 4510.036 and 4511.251(C)</i>).
No provision.	Authorizes possible seizure and forfeiture of the vehicle used to commit the offenses of street racing, stunt driving, or street takeover (<i>R.C. 2981.02 and 4511.251(D)</i>).

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No provision.	Specifies that anyone rendering assistance to stunt driving or street takeover must be charged the same as the participants (same as street racing under current law) <i>(R.C. 4511.251(E))</i> .
No provision.	Prohibits street racing on private property open to the public (in addition to public roads, streets, and highways as in current law), and applies the current law penalties for street racing on roads to the offense (i.e., a 1 st degree misdemeanor, a possible driver's license suspension of 30 days to three years and assessment of six points on the offender's license) <i>(R.C. 4510.036 and 4511.251(B) and (C))</i> .
No provision.	Exempts competitive operation of vehicles on public or private property from the above prohibitions when either the political subdivision with jurisdiction of the location or the owner of the property knowingly allows such operation of the vehicles at that location <i>(R.C. 4511.251(F))</i> .