

As Passed by the Senate

134th General Assembly

Regular Session

2021-2022

Am. H. B. No. 462

Representatives Miller, K., Carfagna

**Cosponsors: Representatives Schmidt, Riedel, Click, Zeltwanger, Fraizer, Lipps,
Johnson, LaRe, Stewart, Miller, A., Abrams, Creech, Cross, Ghanbari, Ginter,
Grendell, Gross, Hall, Lampton, Patton, Richardson, Troy**

**Senators Antonio, Blessing, Brenner, Cirino, Gavarone, Hackett, Hoagland,
Hottinger, Huffman, S., Johnson, Maharath, Manning, Reineke, Romanchuk, Rulli,
Schaffer, Thomas, Wilson, Yuko**

A BILL

To amend sections 124.152, 2901.01, and 2929.18 and 1
to enact sections 2917.321 and 5503.031 of the 2
Revised Code to prohibit swatting, to add 3
swatting to the definition of an offense of 4
violence, and to make changes regarding exempt 5
employee pay ranges and pay ranges for certain 6
State Highway Patrol officers. 7

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 124.152, 2901.01, and 2929.18 be 8
amended and sections 2917.321 and 5503.031 of the Revised Code 9
be enacted to read as follows: 10

Sec. 124.152. (A) (1) Except as provided in division (A) (2) 11
of this section, each exempt employee shall be paid a salary or 12
wage in accordance with schedule E-1 or schedule E-2 of division 13
(B) of this section. 14

(2) Each exempt employee who holds a position in the unclassified civil service pursuant to division (A) (26) or (30) of section 124.11 of the Revised Code may be paid a salary or wage in accordance with schedule E-1 or schedule E-2 of division (B) of this section, as applicable.

(B) (1) Each exempt employee who must be paid in accordance with schedule E-1 or schedule E-2 of this section shall be paid a salary or wage in accordance with the following schedule of rates as of the pay period that includes July 1, 2021:

Schedule E-1

	1	2	3	4	5	6	7	8	9	10
A	Pay Ranges and Step Values									
B										
C		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	
D	Range									

	1	2	3	4	5	6	7	8	9	10
A	1	Hourly	12.14	12.69	13.21	13.80				
B		Annually	25251	26395	27476	28704				
C	2	Hourly	14.73	15.36	16.01	16.72				

D		Annually	30638	31948	33300	34777	
E	3	Hourly	15.44	16.13	16.84	17.56	
F		Annually	32115	33550	35027	36524	
G	4	Hourly	16.20	16.93	17.75	18.51	
H		Annually	33696	35214	36920	38500	
I	5	Hourly	17.00	17.78	18.51	19.33	
J		Annually	35360	36982	38500	40206	
K	6	Hourly	17.91	18.66	19.47	20.27	
L		Annually	37252	38812	40497	42161	
M	7	Hourly	19.01	19.72	20.54	21.25	22.07
N		Annually	39540	41017	42723	44200	45905
O	8	Hourly	20.11	21.00	21.90	22.89	23.97
P		Annually	41828	43680	45552	47611	49857
Q	9	Hourly	21.45	22.56	23.67	24.85	26.11
R		Annually	44616	46924	49233	51688	54308
S	10	Hourly	23.13	24.41	25.72	27.20	28.64
T		Annually	48110	50772	53497	56576	59571
U	11	Hourly	25.20	26.66	28.20	29.80	31.49

V		Annually	52416	55452	58656	61984	65499			
W	12	Hourly	27.80	29.36	30.93	32.64	34.46	36.34	37.82	39.60
X		Annually	57824	61068	64334	67891	71676	75587	78665	82368
Y	13	Hourly	30.64	32.32	34.09	35.92	37.95	39.99	41.63	43.59
Z		Annually	63731	67225	70907	74713	78936	83179	86590	90667
AA	14	Hourly	33.69	35.61	37.52	39.56	41.80	44.13	45.95	48.10
AB		Annually	70075	74068	78041	82284	86944	91790	95576	100048
AC	15	Hourly	37.02	39.10	41.30	43.57	45.99	48.51	50.50	52.88
AD		Annually	77001	81328	85904	90625	95659	100900	105040	109990
AE	16	Hourly	40.81	43.08	45.45	48.00	50.63	53.53	55.73	58.34
AF		Annually	84884	89606	94536	99840	105310	111342	115918	121347
AG	17	Hourly	44.96	47.44	50.10	52.86	55.83	58.94		
AH		Annually	93516	98675	104208	109948	116126	122595		
AI	18	Hourly	49.55	52.29	55.24	58.28	61.50	64.94		
AJ		Annually	103064	108763	114899	121222	127920	135075		

Schedule E-2

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28

A	Range		Minimum	Maximum
B	41	Hourly	16.23	48.99
C		Annually	33758	101899
D	42	Hourly	17.89	54.09
E		Annually	37211	112507
F	43	Hourly	19.70	59.56
G		Annually	40976	123884
H	44	Hourly	21.73	65.08
I		Annually	45198	135366
J	45	Hourly	24.01	71.05
K		Annually	49941	147784
L	46	Hourly	26.43	77.65
M		Annually	54974	161512
N	47	Hourly	29.14	84.75
O		Annually	60611	176280
P	48	Hourly	32.14	92.45
Q		Annually	66851	192296
R	49	Hourly	35.44	99.83

G	4	Hourly	16.69	17.44	18.28	19.07				
H		Annually	34715	36275	38022	39665				
I	5	Hourly	17.51	18.31	19.07	19.91				
J		Annually	36420	38084	39665	41412				
K	6	Hourly	18.45	19.22	20.05	20.88				
L		Annually	38376	39977	41704	43430				
M	7	Hourly	19.58	20.31	21.16	21.89	22.73			
N		Annually	40726	42244	44012	45531	47278			
O	8	Hourly	20.71	21.63	22.56	23.58	24.69			
P		Annually	43076	44990	46924	49046	51355			
Q	9	Hourly	22.09	23.24	24.38	25.60	26.89			
R		Annually	45947	48339	50710	53248	55931			
S	10	Hourly	23.82	25.14	26.49	28.02	29.50			
T		Annually	49545	52291	55099	58281	61360			
U	11	Hourly	25.96	27.46	29.05	30.69	32.43			
V		Annually	53996	57116	60424	63835	67454			
W	12	Hourly	28.63	30.24	31.86	33.62	35.49	37.43	38.95	40.79
X		Annually	59550	62889	66268	69929	73819	77854	81016	84843

Y	13	Hourly	31.56	33.29	35.11	37.00	39.09	41.19	42.88	44.90
Z		Annually	65644	69243	73028	76960	81307	85675	89190	93392
AA	14	Hourly	34.70	36.68	38.65	40.75	43.05	45.45	47.33	49.54
AB		Annually	72176	76294	80392	84760	89544	94536	98446	103043
AC	15	Hourly	38.13	40.27	42.54	44.88	47.37	49.97	52.02	54.47
AD		Annually	79310	83761	88483	93350	98529	103937	108201	113297
AE	16	Hourly	42.03	44.37	46.81	49.44	52.15	55.14	57.40	60.09
AF		Annually	87422	92289	97364	102835	108472	114691	119392	124987
AG	17	Hourly	46.31	48.86	51.60	54.45	57.50	60.71		
AH		Annually	96324	101628	107328	113256	119600	126276		
AI	18	Hourly	51.04	53.86	56.90	60.03	63.35	66.89		
AJ		Annually	106163	112028	118352	124862	131768	139131		

Schedule E-2

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	1	2	3	4
A	Range		Minimum	Maximum
B	41	Hourly	16.23	50.46
C		Annually	33758	104956

D	42	Hourly	17.89	55.71
E		Annually	37211	115,876 <u>115876</u>
F	43	Hourly	19.70	61.35
G		Annually	40976	127608
H	44	Hourly	21.73	67.03
I		Annually	45198	139422
J	45	Hourly	24.01	73.18
K		Annually	49941	152214
L	46	Hourly	26.43	79.98
M		Annually	54974	166358
N	47	Hourly	29.14	87.29
O		Annually	60611	181563
P	48	Hourly	32.14	95.22
Q		Annually	66851	198057
R	49	Hourly	35.44	102.82
S		Annually	73715	213865

(3) Each exempt employee who must be paid in accordance 38
with schedule E-1 or schedule E-2 of this section shall be paid 39
a salary or wage in accordance with the following schedule of 40
rates as of the pay period that includes July 1, 2023: 41

Schedule E-1 42

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	1	2	3	4	5	6	7	8	9	10
A	Pay Ranges and Step Values									
B			Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
C	Range									
D	1	Hourly	12.88	13.46	14.02	14.64				
E		Annually	26790	27996	29161	30451				
F	2	Hourly	15.63	16.29	16.98	17.74				
G		Annually	32510	33883	35318	36899				
H	3	Hourly	16.38	17.11	17.87	18.63				
I		Annually	34070	35588	37169	38750				
J	4	Hourly	17.19	17.96	18.83	19.64				
K		Annually	35755	37356	39166	40851				
L	5	Hourly	18.04	18.86	19.64	20.51				
M		Annually	37523	39228	40851	42660				
N	6	Hourly	19.00	19.80	20.65	21.51				
O		Annually	39520	41184	42952	44740				

P	7	Hourly	20.17	20.92	21.79	22.55	23.41			
Q		Annually	41953	43513	45323	46904	48692			
R	8	Hourly	21.33	22.28	23.24	24.29	25.43			
S		Annually	44366	46342	48339	50523	52894			
T	9	Hourly	22.75	23.94	25.11	26.37	27.70			
U		Annually	47320	49795	52228	54849	57616			
V	10	Hourly	24.53	25.89	27.28	28.86	30.39			
W		Annually	51022	53851	56742	60028	63211			
X	11	Hourly	26.74	28.28	29.92	31.61	33.40			
Y		Annually	55619	58822	62233	65748	69472			
Z	12	Hourly	29.49	31.15	32.82	34.63	36.55	38.55	40.12	42.01
AA		Annually	61339	64792	68265	72030	76024	80184	83449	87380
AB	13	Hourly	32.51	34.29	36.16	38.11	40.26	42.43	44.17	46.25
AC		Annually	67620	71323	75212	79268	83740	88254	91873	96200
AD	14	Hourly	35.74	37.78	39.81	41.97	44.34	46.81	48.75	51.03
AE		Annually	74339	78582	82804	87297	92227	97364	101400	106142
AF	15	Hourly	39.27	41.48	43.82	46.23	48.79	51.47	53.58	56.10
AG		Annually	81681	86278	91145	96158	101483	107057	111446	116688

AH	16	Hourly	43.29	45.70	48.21	50.92	53.71	56.79	59.12	61.89
AI		Annually	90043	95056	100276	105913	111716	118123	122969	128731
AJ	17	Hourly	47.70	50.33	53.15	56.08	59.23	62.53		
AK		Annually	99216	104686	110552	116646	123198	130062		
AL	18	Hourly	52.57	55.48	58.61	61.83	65.25	68.90		
AM		Annually	109345	115398	121908	128606	135720	143312		

Schedule E-2

44

45

	1	2	3	4
A	Range		Minimum	Maximum
B	41	Hourly	16.23	51.97
C		Annually	33758	108097
D	42	Hourly	17.89	57.38
E		Annually	37211	119350
F	43	Hourly	19.70	63.19
G		Annually	40976	131435
H	44	Hourly	21.73	69.04
I		Annually	45198	143603

J	45	Hourly	24.01	75.38
K		Annually	49941	156790
L	46	Hourly	26.43	82.38
M		Annually	54974	171350
N	47	Hourly	29.14	89.91
O		Annually	60611	187012
P	48	Hourly	32.14	98.08
Q		Annually	66851	204006
R	49	Hourly	35.44	105.90
S		Annually	73715	220272

(C) As used in this section: 46

(1) "Exempt employee" means a permanent full-time or 47
permanent part-time employee paid directly by warrant of the 48
director of budget and management whose position is included in 49
the job classification plan established under division (A) of 50
section 124.14 of the Revised Code but who is not considered a 51
public employee for the purposes of Chapter 4117. of the Revised 52
Code. "Exempt employee" also includes a permanent full-time or 53
permanent part-time employee of the secretary of state, auditor 54
of state, treasurer of state, or attorney general who has not 55
been placed in an appropriate bargaining unit by the state 56
employment relations board. 57

(2) "Base rate of pay" means the rate of pay established 58

under schedule E-1 of this section, plus the supplement provided 59
under division (E) of section 124.181 of the Revised Code, plus 60
any supplements enacted into law that are added to schedule E-1 61
of this section. 62

(D) (1) The director of administrative services shall adopt 63
rules establishing pay range 19 in schedule E-1 of division (B) 64
(3) of this section. In the rules, the director shall do both of 65
the following: 66

(a) Require that an individual paid in accordance with 67
range 19 be paid a minimum annual salary of \$101,935 up to a 68
maximum annual salary of \$122,465. 69

(b) Establish the step values within range 19 and 70
determine the hourly rates of pay that correspond to the annual 71
salaries assigned to the steps. 72

(2) The director of administrative services shall adopt 73
rules identifying a step value 7 in range 17 of schedule E-1 of 74
division (B) (3) of this section. In the rules, the director 75
shall identify the hourly and annual pay for step value 7 in 76
range 17, which shall be proportionally higher than the hourly 77
and annual pay for step value 6 in range 17. 78

Sec. 2901.01. (A) As used in the Revised Code: 79

(1) "Force" means any violence, compulsion, or constraint 80
physically exerted by any means upon or against a person or 81
thing. 82

(2) "Deadly force" means any force that carries a 83
substantial risk that it will proximately result in the death of 84
any person. 85

(3) "Physical harm to persons" means any injury, illness, 86

or other physiological impairment, regardless of its gravity or	87
duration.	88
(4) "Physical harm to property" means any tangible or	89
intangible damage to property that, in any degree, results in	90
loss to its value or interferes with its use or enjoyment.	91
"Physical harm to property" does not include wear and tear	92
occasioned by normal use.	93
(5) "Serious physical harm to persons" means any of the	94
following:	95
(a) Any mental illness or condition of such gravity as	96
would normally require hospitalization or prolonged psychiatric	97
treatment;	98
(b) Any physical harm that carries a substantial risk of	99
death;	100
(c) Any physical harm that involves some permanent	101
incapacity, whether partial or total, or that involves some	102
temporary, substantial incapacity;	103
(d) Any physical harm that involves some permanent	104
disfigurement or that involves some temporary, serious	105
disfigurement;	106
(e) Any physical harm that involves acute pain of such	107
duration as to result in substantial suffering or that involves	108
any degree of prolonged or intractable pain.	109
(6) "Serious physical harm to property" means any physical	110
harm to property that does either of the following:	111
(a) Results in substantial loss to the value of the	112
property or requires a substantial amount of time, effort, or	113
money to repair or replace;	114

(b) Temporarily prevents the use or enjoyment of the 115
property or substantially interferes with its use or enjoyment 116
for an extended period of time. 117

(7) "Risk" means a significant possibility, as contrasted 118
with a remote possibility, that a certain result may occur or 119
that certain circumstances may exist. 120

(8) "Substantial risk" means a strong possibility, as 121
contrasted with a remote or significant possibility, that a 122
certain result may occur or that certain circumstances may 123
exist. 124

(9) "Offense of violence" means any of the following: 125

(a) A violation of section 2903.01, 2903.02, 2903.03, 126
2903.04, 2903.11, 2903.12, 2903.13, 2903.15, 2903.21, 2903.211, 127
2903.22, 2905.01, 2905.02, 2905.11, 2905.32, 2907.02, 2907.03, 128
2907.05, 2909.02, 2909.03, 2909.24, 2911.01, 2911.02, 2911.11, 129
2917.01, 2917.02, 2917.03, 2917.31, 2917.321, 2919.25, 2921.03, 130
2921.04, 2921.34, or 2923.161, of division (A)(1) of section 131
2903.34, of division (A)(1), (2), or (3) of section 2911.12, or 132
of division (B)(1), (2), (3), or (4) of section 2919.22 of the 133
Revised Code or felonious sexual penetration in violation of 134
former section 2907.12 of the Revised Code; 135

(b) A violation of an existing or former municipal 136
ordinance or law of this or any other state or the United 137
States, substantially equivalent to any section, division, or 138
offense listed in division (A)(9)(a) of this section; 139

(c) An offense, other than a traffic offense, under an 140
existing or former municipal ordinance or law of this or any 141
other state or the United States, committed purposely or 142
knowingly, and involving physical harm to persons or a risk of 143

serious physical harm to persons; 144

(d) A conspiracy or attempt to commit, or complicity in 145
committing, any offense under division (A)(9)(a), (b), or (c) of 146
this section. 147

(10)(a) "Property" means any property, real or personal, 148
tangible or intangible, and any interest or license in that 149
property. "Property" includes, but is not limited to, cable 150
television service, other telecommunications service, 151
telecommunications devices, information service, computers, 152
data, computer software, financial instruments associated with 153
computers, other documents associated with computers, or copies 154
of the documents, whether in machine or human readable form, 155
trade secrets, trademarks, copyrights, patents, and property 156
protected by a trademark, copyright, or patent. "Financial 157
instruments associated with computers" include, but are not 158
limited to, checks, drafts, warrants, money orders, notes of 159
indebtedness, certificates of deposit, letters of credit, bills 160
of credit or debit cards, financial transaction authorization 161
mechanisms, marketable securities, or any computer system 162
representations of any of them. 163

(b) As used in division (A)(10) of this section, "trade 164
secret" has the same meaning as in section 1333.61 of the 165
Revised Code, and "telecommunications service" and "information 166
service" have the same meanings as in section 2913.01 of the 167
Revised Code. 168

(c) As used in divisions (A)(10) and (13) of this section, 169
"cable television service," "computer," "computer software," 170
"computer system," "computer network," "data," and 171
"telecommunications device" have the same meanings as in section 172
2913.01 of the Revised Code. 173

(11) "Law enforcement officer" means any of the following:	174
(a) A sheriff, deputy sheriff, constable, police officer	175
of a township or joint police district, marshal, deputy marshal,	176
municipal police officer, member of a police force employed by a	177
metropolitan housing authority under division (D) of section	178
3735.31 of the Revised Code, or state highway patrol trooper;	179
(b) An officer, agent, or employee of the state or any of	180
its agencies, instrumentalities, or political subdivisions, upon	181
whom, by statute, a duty to conserve the peace or to enforce all	182
or certain laws is imposed and the authority to arrest violators	183
is conferred, within the limits of that statutory duty and	184
authority;	185
(c) A mayor, in the mayor's capacity as chief conservator	186
of the peace within the mayor's municipal corporation;	187
(d) A member of an auxiliary police force organized by	188
county, township, or municipal law enforcement authorities,	189
within the scope of the member's appointment or commission;	190
(e) A person lawfully called pursuant to section 311.07 of	191
the Revised Code to aid a sheriff in keeping the peace, for the	192
purposes and during the time when the person is called;	193
(f) A person appointed by a mayor pursuant to section	194
737.01 of the Revised Code as a special patrolling officer	195
during riot or emergency, for the purposes and during the time	196
when the person is appointed;	197
(g) A member of the organized militia of this state or the	198
armed forces of the United States, lawfully called to duty to	199
aid civil authorities in keeping the peace or protect against	200
domestic violence;	201

(h) A prosecuting attorney, assistant prosecuting attorney, secret service officer, or municipal prosecutor;	202 203
(i) A veterans' home police officer appointed under section 5907.02 of the Revised Code;	204 205
(j) A member of a police force employed by a regional transit authority under division (Y) of section 306.35 of the Revised Code;	206 207 208
(k) A special police officer employed by a port authority under section 4582.04 or 4582.28 of the Revised Code;	209 210
(l) The house of representatives sergeant at arms if the house of representatives sergeant at arms has arrest authority pursuant to division (E)(1) of section 101.311 of the Revised Code and an assistant house of representatives sergeant at arms;	211 212 213 214
(m) The senate sergeant at arms and an assistant senate sergeant at arms;	215 216
(n) A special police officer employed by a municipal corporation at a municipal airport, or other municipal air navigation facility, that has scheduled operations, as defined in section 119.3 of Title 14 of the Code of Federal Regulations, 14 C.F.R. 119.3, as amended, and that is required to be under a security program and is governed by aviation security rules of the transportation security administration of the United States department of transportation as provided in Parts 1542. and 1544. of Title 49 of the Code of Federal Regulations, as amended.	217 218 219 220 221 222 223 224 225 226
(12) "Privilege" means an immunity, license, or right conferred by law, bestowed by express or implied grant, arising out of status, position, office, or relationship, or growing out of necessity.	227 228 229 230

(13) "Contraband" means any property that is illegal for a person to acquire or possess under a statute, ordinance, or rule, or that a trier of fact lawfully determines to be illegal to possess by reason of the property's involvement in an offense. "Contraband" includes, but is not limited to, all of the following:

(a) Any controlled substance, as defined in section 3719.01 of the Revised Code, or any device or paraphernalia;

(b) Any unlawful gambling device or paraphernalia;

(c) Any dangerous ordnance or obscene material.

(14) A person is "not guilty by reason of insanity" relative to a charge of an offense only if the person proves, in the manner specified in section 2901.05 of the Revised Code, that at the time of the commission of the offense, the person did not know, as a result of a severe mental disease or defect, the wrongfulness of the person's acts.

(B) (1) (a) Subject to division (B) (2) of this section, as used in any section contained in Title XXIX of the Revised Code that sets forth a criminal offense, "person" includes all of the following:

(i) An individual, corporation, business trust, estate, trust, partnership, and association;

(ii) An unborn human who is viable.

(b) As used in any section contained in Title XXIX of the Revised Code that does not set forth a criminal offense, "person" includes an individual, corporation, business trust, estate, trust, partnership, and association.

(c) As used in division (B) (1) (a) of this section:

(i) "Unborn human" means an individual organism of the species Homo sapiens from fertilization until live birth.	259 260
(ii) "Viable" means the stage of development of a human fetus at which there is a realistic possibility of maintaining and nourishing of a life outside the womb with or without temporary artificial life-sustaining support.	261 262 263 264
(2) Notwithstanding division (B) (1) (a) of this section, in no case shall the portion of the definition of the term "person" that is set forth in division (B) (1) (a) (ii) of this section be applied or construed in any section contained in Title XXIX of the Revised Code that sets forth a criminal offense in any of the following manners:	265 266 267 268 269 270
(a) Except as otherwise provided in division (B) (2) (a) of this section, in a manner so that the offense prohibits or is construed as prohibiting any pregnant woman or her physician from performing an abortion with the consent of the pregnant woman, with the consent of the pregnant woman implied by law in a medical emergency, or with the approval of one otherwise authorized by law to consent to medical treatment on behalf of the pregnant woman. An abortion that violates the conditions described in the immediately preceding sentence may be punished as a violation of section 2903.01, 2903.02, 2903.03, 2903.04, 2903.05, 2903.06, 2903.08, 2903.11, 2903.12, 2903.13, 2903.14, 2903.21, or 2903.22 of the Revised Code, as applicable. An abortion that does not violate the conditions described in the second immediately preceding sentence, but that does violate section 2919.12, division (B) of section 2919.13, or section 2919.15, 2919.151, 2919.17, or 2919.18 of the Revised Code, may be punished as a violation of section 2919.12, division (B) of section 2919.13, or section 2919.15, 2919.151, 2919.17, or	271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288

2919.18 of the Revised Code, as applicable. Consent is	289
sufficient under this division if it is of the type otherwise	290
adequate to permit medical treatment to the pregnant woman, even	291
if it does not comply with section 2919.12 of the Revised Code.	292
(b) In a manner so that the offense is applied or is	293
construed as applying to a woman based on an act or omission of	294
the woman that occurs while she is or was pregnant and that	295
results in any of the following:	296
(i) Her delivery of a stillborn baby;	297
(ii) Her causing, in any other manner, the death in utero	298
of a viable, unborn human that she is carrying;	299
(iii) Her causing the death of her child who is born alive	300
but who dies from one or more injuries that are sustained while	301
the child is a viable, unborn human;	302
(iv) Her causing her child who is born alive to sustain	303
one or more injuries while the child is a viable, unborn human;	304
(v) Her causing, threatening to cause, or attempting to	305
cause, in any other manner, an injury, illness, or other	306
physiological impairment, regardless of its duration or gravity,	307
or a mental illness or condition, regardless of its duration or	308
gravity, to a viable, unborn human that she is carrying.	309
(C) As used in Title XXIX of the Revised Code:	310
(1) "School safety zone" consists of a school, school	311
building, school premises, school activity, and school bus.	312
(2) "School," "school building," and "school premises"	313
have the same meanings as in section 2925.01 of the Revised	314
Code.	315

(3) "School activity" means any activity held under the 316
auspices of a board of education of a city, local, exempted 317
village, joint vocational, or cooperative education school 318
district; a governing authority of a community school 319
established under Chapter 3314. of the Revised Code; a governing 320
board of an educational service center, or the governing body of 321
a school for which the state board of education prescribes 322
minimum standards under section 3301.07 of the Revised Code. 323

(4) "School bus" has the same meaning as in section 324
4511.01 of the Revised Code. 325

Sec. 2917.321. (A) As used in this section: 326

(1) "Emergency response" means an action taken by a law 327
enforcement agency to preserve the life, health, safety, or 328
property of any person. 329

(2) "Public safety answering point" and "emergency service 330
provider" have the same meanings as in section 128.01 of the 331
Revised Code. 332

(3) "Telecommunications device" and "telecommunications 333
service" have the same meanings as in section 2913.01 of the 334
Revised Code. 335

(B) No person by means of a telecommunications device or 336
telecommunications service shall report or cause to be reported 337
false or misleading information to a law enforcement agency, 338
emergency service provider, or public safety answering point, 339
knowing the information to be false or misleading, with reckless 340
disregard as to whether the report may cause bodily harm to any 341
individual as a direct result of an emergency response to the 342
report, and under circumstances where the report is reasonably 343
likely to cause an emergency response from a law enforcement 344

agency, emergency service provider, or public safety answering 345
point and the report does cause an emergency response. 346

(C) This section does not apply to any person conducting 347
an authorized emergency drill. 348

(D) (1) Whoever violates this section is guilty of 349
swatting. 350

(2) Except as otherwise provided in division (D) (3) of 351
this section, swatting is a felony of the fourth degree. 352

(3) If a violation of this section results in serious 353
physical harm to any person, it is a felony of the second 354
degree. 355

(E) Prior to the sentencing of a person who has been 356
convicted of or pleaded guilty to a violation of this section, 357
the court shall enter an order that directs any law enforcement 358
agency or emergency service provider involved in the emergency 359
response that wishes to be reimbursed for the costs incurred by 360
the agency or provider during the emergency response, to file 361
with the court within a specified time an itemized statement of 362
those costs. The court may then order the offender to reimburse 363
the agency for all or a portion of those costs under section 364
2929.18 of the Revised Code. 365

(F) Any act that is a violation of this section and any 366
other section of the Revised Code may be prosecuted under this 367
section, the other section, or both sections. 368

Sec. 2929.18. (A) Except as otherwise provided in this 369
division and in addition to imposing court costs pursuant to 370
section 2947.23 of the Revised Code, the court imposing a 371
sentence upon an offender for a felony may sentence the offender 372
to any financial sanction or combination of financial sanctions 373

authorized under this section or, in the circumstances specified 374
in section 2929.32 of the Revised Code, may impose upon the 375
offender a fine in accordance with that section. Financial 376
sanctions that may be imposed pursuant to this section include, 377
but are not limited to, the following: 378

(1) Restitution by the offender to the victim of the 379
offender's crime or any survivor of the victim, in an amount 380
based on the victim's economic loss. If the court imposes 381
restitution, the court shall order that the restitution be made 382
to the victim in open court, to the adult probation department 383
that serves the county on behalf of the victim, to the clerk of 384
courts, or to another agency designated by the court. If the 385
court imposes restitution, at sentencing, the court shall 386
determine the amount of restitution to be made by the offender. 387
If the court imposes restitution, the court may base the amount 388
of restitution it orders on an amount recommended by the victim, 389
the offender, a presentence investigation report, estimates or 390
receipts indicating the cost of repairing or replacing property, 391
and other information, provided that the amount the court orders 392
as restitution shall not exceed the amount of the economic loss 393
suffered by the victim as a direct and proximate result of the 394
commission of the offense. If the court imposes restitution for 395
the cost of accounting or auditing done to determine the extent 396
of economic loss, the court may order restitution for any amount 397
of the victim's costs of accounting or auditing provided that 398
the amount of restitution is reasonable and does not exceed the 399
value of property or services stolen or damaged as a result of 400
the offense. If the court decides to impose restitution, the 401
court shall hold a hearing on restitution if the offender, 402
victim, or survivor disputes the amount. All restitution 403
payments shall be credited against any recovery of economic loss 404

in a civil action brought by the victim or any survivor of the 405
victim against the offender. 406

If the court imposes restitution, the court may order that 407
the offender pay a surcharge of not more than five per cent of 408
the amount of the restitution otherwise ordered to the entity 409
responsible for collecting and processing restitution payments. 410

The victim or survivor may request that the prosecutor in 411
the case file a motion, or the offender may file a motion, for 412
modification of the payment terms of any restitution ordered. If 413
the court grants the motion, it may modify the payment terms as 414
it determines appropriate. 415

(2) Except as provided in division (B) (1), (3), or (4) of 416
this section, a fine payable by the offender to the state, to a 417
political subdivision, or as described in division (B) (2) of 418
this section to one or more law enforcement agencies, with the 419
amount of the fine based on a standard percentage of the 420
offender's daily income over a period of time determined by the 421
court and based upon the seriousness of the offense. A fine 422
ordered under this division shall not exceed the maximum 423
conventional fine amount authorized for the level of the offense 424
under division (A) (3) of this section. 425

(3) Except as provided in division (B) (1), (3), or (4) of 426
this section, a fine payable by the offender to the state, to a 427
political subdivision when appropriate for a felony, or as 428
described in division (B) (2) of this section to one or more law 429
enforcement agencies, in the following amount: 430

(a) For a felony of the first degree, not more than twenty 431
thousand dollars; 432

(b) For a felony of the second degree, not more than 433

fifteen thousand dollars;	434
(c) For a felony of the third degree, not more than ten thousand dollars;	435 436
(d) For a felony of the fourth degree, not more than five thousand dollars;	437 438
(e) For a felony of the fifth degree, not more than two thousand five hundred dollars.	439 440
(4) A state fine or costs as defined in section 2949.111 of the Revised Code.	441 442
(5) (a) Reimbursement by the offender of any or all of the costs of sanctions incurred by the government, including the following:	443 444 445
(i) All or part of the costs of implementing any community control sanction, including a supervision fee under section 2951.021 of the Revised Code;	446 447 448
(ii) All or part of the costs of confinement under a sanction imposed pursuant to section 2929.14, 2929.142, or 2929.16 of the Revised Code, provided that the amount of reimbursement ordered under this division shall not exceed the total amount of reimbursement the offender is able to pay as determined at a hearing and shall not exceed the actual cost of the confinement;	449 450 451 452 453 454 455
(iii) All or part of the cost of purchasing and using an immobilizing or disabling device, including a certified ignition interlock device, or a remote alcohol monitoring device that a court orders an offender to use under section 4510.13 of the Revised Code.	456 457 458 459 460
(b) If the offender is sentenced to a sanction of	461

confinement pursuant to section 2929.14 or 2929.16 of the Revised Code that is to be served in a facility operated by a board of county commissioners, a legislative authority of a municipal corporation, or another local governmental entity, if, pursuant to section 307.93, 341.14, 341.19, 341.23, 753.02, 753.04, 753.16, 2301.56, or 2947.19 of the Revised Code and section 2929.37 of the Revised Code, the board, legislative authority, or other local governmental entity requires prisoners to reimburse the county, municipal corporation, or other entity for its expenses incurred by reason of the prisoner's confinement, and if the court does not impose a financial sanction under division (A) (5) (a) (ii) of this section, confinement costs may be assessed pursuant to section 2929.37 of the Revised Code. In addition, the offender may be required to pay the fees specified in section 2929.38 of the Revised Code in accordance with that section.

(c) Reimbursement by the offender for costs pursuant to section 2929.71 of the Revised Code;

(d) Reimbursement by the offender for costs pursuant to section 2917.321 of the Revised Code.

(B) (1) For a first, second, or third degree felony violation of any provision of Chapter 2925., 3719., or 4729. of the Revised Code, the sentencing court shall impose upon the offender a mandatory fine of at least one-half of, but not more than, the maximum statutory fine amount authorized for the level of the offense pursuant to division (A) (3) of this section. If an offender alleges in an affidavit filed with the court prior to sentencing that the offender is indigent and unable to pay the mandatory fine and if the court determines the offender is an indigent person and is unable to pay the mandatory fine

described in this division, the court shall not impose the 492
mandatory fine upon the offender. 493

(2) Any mandatory fine imposed upon an offender under 494
division (B)(1) of this section and any fine imposed upon an 495
offender under division (A)(2) or (3) of this section for any 496
fourth or fifth degree felony violation of any provision of 497
Chapter 2925., 3719., or 4729. of the Revised Code shall be paid 498
to law enforcement agencies pursuant to division (F) of section 499
2925.03 of the Revised Code. 500

(3) For a fourth degree felony OVI offense and for a third 501
degree felony OVI offense, the sentencing court shall impose 502
upon the offender a mandatory fine in the amount specified in 503
division (G)(1)(d) or (e) of section 4511.19 of the Revised 504
Code, whichever is applicable. The mandatory fine so imposed 505
shall be disbursed as provided in the division pursuant to which 506
it is imposed. 507

(4) Notwithstanding any fine otherwise authorized or 508
required to be imposed under division (A)(2) or (3) or (B)(1) of 509
this section or section 2929.31 of the Revised Code for a 510
violation of section 2925.03 of the Revised Code, in addition to 511
any penalty or sanction imposed for that offense under section 512
2925.03 or sections 2929.11 to 2929.18 of the Revised Code and 513
in addition to the forfeiture of property in connection with the 514
offense as prescribed in Chapter 2981. of the Revised Code, the 515
court that sentences an offender for a violation of section 516
2925.03 of the Revised Code may impose upon the offender a fine 517
in addition to any fine imposed under division (A)(2) or (3) of 518
this section and in addition to any mandatory fine imposed under 519
division (B)(1) of this section. The fine imposed under division 520
(B)(4) of this section shall be used as provided in division (H) 521

of section 2925.03 of the Revised Code. A fine imposed under 522
division (B) (4) of this section shall not exceed whichever of 523
the following is applicable: 524

(a) The total value of any personal or real property in 525
which the offender has an interest and that was used in the 526
course of, intended for use in the course of, derived from, or 527
realized through conduct in violation of section 2925.03 of the 528
Revised Code, including any property that constitutes proceeds 529
derived from that offense; 530

(b) If the offender has no interest in any property of the 531
type described in division (B) (4) (a) of this section or if it is 532
not possible to ascertain whether the offender has an interest 533
in any property of that type in which the offender may have an 534
interest, the amount of the mandatory fine for the offense 535
imposed under division (B) (1) of this section or, if no 536
mandatory fine is imposed under division (B) (1) of this section, 537
the amount of the fine authorized for the level of the offense 538
imposed under division (A) (3) of this section. 539

(5) Prior to imposing a fine under division (B) (4) of this 540
section, the court shall determine whether the offender has an 541
interest in any property of the type described in division (B) 542
(4) (a) of this section. Except as provided in division (B) (6) or 543
(7) of this section, a fine that is authorized and imposed under 544
division (B) (4) of this section does not limit or affect the 545
imposition of the penalties and sanctions for a violation of 546
section 2925.03 of the Revised Code prescribed under those 547
sections or sections 2929.11 to 2929.18 of the Revised Code and 548
does not limit or affect a forfeiture of property in connection 549
with the offense as prescribed in Chapter 2981. of the Revised 550
Code. 551

(6) If the sum total of a mandatory fine amount imposed 552
for a first, second, or third degree felony violation of section 553
2925.03 of the Revised Code under division (B) (1) of this 554
section plus the amount of any fine imposed under division (B) 555
(4) of this section does not exceed the maximum statutory fine 556
amount authorized for the level of the offense under division 557
(A) (3) of this section or section 2929.31 of the Revised Code, 558
the court may impose a fine for the offense in addition to the 559
mandatory fine and the fine imposed under division (B) (4) of 560
this section. The sum total of the amounts of the mandatory 561
fine, the fine imposed under division (B) (4) of this section, 562
and the additional fine imposed under division (B) (6) of this 563
section shall not exceed the maximum statutory fine amount 564
authorized for the level of the offense under division (A) (3) of 565
this section or section 2929.31 of the Revised Code. The clerk 566
of the court shall pay any fine that is imposed under division 567
(B) (6) of this section to the county, township, municipal 568
corporation, park district as created pursuant to section 511.18 569
or 1545.04 of the Revised Code, or state law enforcement 570
agencies in this state that primarily were responsible for or 571
involved in making the arrest of, and in prosecuting, the 572
offender pursuant to division (F) of section 2925.03 of the 573
Revised Code. 574

(7) If the sum total of the amount of a mandatory fine 575
imposed for a first, second, or third degree felony violation of 576
section 2925.03 of the Revised Code plus the amount of any fine 577
imposed under division (B) (4) of this section exceeds the 578
maximum statutory fine amount authorized for the level of the 579
offense under division (A) (3) of this section or section 2929.31 580
of the Revised Code, the court shall not impose a fine under 581
division (B) (6) of this section. 582

(8) (a) If an offender who is convicted of or pleads guilty 583
to a violation of section 2905.01, 2905.02, 2907.21, 2907.22, or 584
2923.32, division (A) (1) or (2) of section 2907.323 involving a 585
minor, or division (B) (1), (2), (3), (4), or (5) of section 586
2919.22 of the Revised Code also is convicted of or pleads 587
guilty to a specification of the type described in section 588
2941.1422 of the Revised Code that charges that the offender 589
knowingly committed the offense in furtherance of human 590
trafficking, the sentencing court shall sentence the offender to 591
a financial sanction of restitution by the offender to the 592
victim or any survivor of the victim, with the restitution 593
including the costs of housing, counseling, and medical and 594
legal assistance incurred by the victim as a direct result of 595
the offense and the greater of the following: 596

(i) The gross income or value to the offender of the 597
victim's labor or services; 598

(ii) The value of the victim's labor as guaranteed under 599
the minimum wage and overtime provisions of the "Federal Fair 600
Labor Standards Act of 1938," 52 Stat. 1060, 20 U.S.C. 207, and 601
state labor laws. 602

(b) If a court imposing sentence upon an offender for a 603
felony is required to impose upon the offender a financial 604
sanction of restitution under division (B) (8) (a) of this 605
section, in addition to that financial sanction of restitution, 606
the court may sentence the offender to any other financial 607
sanction or combination of financial sanctions authorized under 608
this section, including a restitution sanction under division 609
(A) (1) of this section. 610

(9) In addition to any other fine that is or may be 611
imposed under this section, the court imposing sentence upon an 612

offender for a felony that is a sexually oriented offense or a child-victim oriented offense, as those terms are defined in section 2950.01 of the Revised Code, may impose a fine of not less than fifty nor more than five hundred dollars.

(10) For a felony violation of division (A) of section 2921.321 of the Revised Code that results in the death of the police dog or horse that is the subject of the violation, the sentencing court shall impose upon the offender a mandatory fine from the range of fines provided under division (A) (3) of this section for a felony of the third degree. A mandatory fine imposed upon an offender under division (B) (10) of this section shall be paid to the law enforcement agency that was served by the police dog or horse that was killed in the felony violation of division (A) of section 2921.321 of the Revised Code to be used as provided in division (E) (1) (b) of that section.

(11) In addition to any other fine that is or may be imposed under this section, the court imposing sentence upon an offender for any of the following offenses that is a felony may impose a fine of not less than seventy nor more than five hundred dollars, which shall be transmitted to the treasurer of state to be credited to the address confidentiality program fund created by section 111.48 of the Revised Code:

- (a) Domestic violence;
- (b) Menacing by stalking;
- (c) Rape;
- (d) Sexual battery;
- (e) Trafficking in persons;
- (f) A violation of section 2905.01, 2905.02, 2907.21,

2907.22, or 2923.32, division (A) (1) or (2) of section 2907.323 641
involving a minor, or division (B) (1), (2), (3), (4), or (5) of 642
section 2919.22 of the Revised Code, if the offender also is 643
convicted of a specification of the type described in section 644
2941.1422 of the Revised Code that charges that the offender 645
knowingly committed the offense in furtherance of human 646
trafficking. 647

(C) (1) Except as provided in section 2951.021 of the 648
Revised Code, the offender shall pay reimbursements imposed upon 649
the offender pursuant to division (A) (5) (a) of this section to 650
pay the costs incurred by a county pursuant to any sanction 651
imposed under this section or section 2929.16 or 2929.17 of the 652
Revised Code or in operating a facility used to confine 653
offenders pursuant to a sanction imposed under section 2929.16 654
of the Revised Code to the county treasurer. The county 655
treasurer shall deposit the reimbursements in the sanction cost 656
reimbursement fund that each board of county commissioners shall 657
create in its county treasury. The county shall use the amounts 658
deposited in the fund to pay the costs incurred by the county 659
pursuant to any sanction imposed under this section or section 660
2929.16 or 2929.17 of the Revised Code or in operating a 661
facility used to confine offenders pursuant to a sanction 662
imposed under section 2929.16 of the Revised Code. 663

(2) Except as provided in section 2951.021 of the Revised 664
Code, the offender shall pay reimbursements imposed upon the 665
offender pursuant to division (A) (5) (a) of this section to pay 666
the costs incurred by a municipal corporation pursuant to any 667
sanction imposed under this section or section 2929.16 or 668
2929.17 of the Revised Code or in operating a facility used to 669
confine offenders pursuant to a sanction imposed under section 670
2929.16 of the Revised Code to the treasurer of the municipal 671

corporation. The treasurer shall deposit the reimbursements in a 672
special fund that shall be established in the treasury of each 673
municipal corporation. The municipal corporation shall use the 674
amounts deposited in the fund to pay the costs incurred by the 675
municipal corporation pursuant to any sanction imposed under 676
this section or section 2929.16 or 2929.17 of the Revised Code 677
or in operating a facility used to confine offenders pursuant to 678
a sanction imposed under section 2929.16 of the Revised Code. 679

(3) Except as provided in section 2951.021 of the Revised 680
Code, the offender shall pay reimbursements imposed pursuant to 681
division (A) (5) (a) of this section for the costs incurred by a 682
private provider pursuant to a sanction imposed under this 683
section or section 2929.16 or 2929.17 of the Revised Code to the 684
provider. 685

(D) Except as otherwise provided in this division, a 686
financial sanction imposed pursuant to division (A) or (B) of 687
this section is a judgment in favor of the state or a political 688
subdivision in which the court that imposed the financial 689
sanction is located, and the offender subject to the financial 690
sanction is the judgment debtor. A financial sanction of 691
reimbursement imposed pursuant to division (A) (5) (a) (ii) of this 692
section upon an offender who is incarcerated in a state facility 693
or a municipal jail is a judgment in favor of the state or the 694
municipal corporation, and the offender subject to the financial 695
sanction is the judgment debtor. A financial sanction of 696
reimbursement imposed upon an offender pursuant to this section 697
for costs incurred by a private provider of sanctions is a 698
judgment in favor of the private provider, and the offender 699
subject to the financial sanction is the judgment debtor. A 700
financial sanction of a mandatory fine imposed under division 701
(B) (10) of this section that is required under that division to 702

be paid to a law enforcement agency is a judgment in favor of 703
the specified law enforcement agency, and the offender subject 704
to the financial sanction is the judgment debtor. A financial 705
sanction of restitution imposed pursuant to division (A) (1) or 706
(B) (8) of this section is an order in favor of the victim of the 707
offender's criminal act that can be collected through a 708
certificate of judgment as described in division (D) (1) of this 709
section, through execution as described in division (D) (2) of 710
this section, or through an order as described in division (D) 711
(3) of this section, and the offender shall be considered for 712
purposes of the collection as the judgment debtor. Imposition of 713
a financial sanction and execution on the judgment does not 714
preclude any other power of the court to impose or enforce 715
sanctions on the offender. Once the financial sanction is 716
imposed as a judgment or order under this division, the victim, 717
private provider, state, or political subdivision may do any of 718
the following: 719

(1) Obtain from the clerk of the court in which the 720
judgment was entered a certificate of judgment that shall be in 721
the same manner and form as a certificate of judgment issued in 722
a civil action; 723

(2) Obtain execution of the judgment or order through any 724
available procedure, including: 725

(a) An execution against the property of the judgment 726
debtor under Chapter 2329. of the Revised Code; 727

(b) An execution against the person of the judgment debtor 728
under Chapter 2331. of the Revised Code; 729

(c) A proceeding in aid of execution under Chapter 2333. 730
of the Revised Code, including: 731

(i) A proceeding for the examination of the judgment debtor under sections 2333.09 to 2333.12 and sections 2333.15 to 2333.27 of the Revised Code;	732 733 734
(ii) A proceeding for attachment of the person of the judgment debtor under section 2333.28 of the Revised Code;	735 736
(iii) A creditor's suit under section 2333.01 of the Revised Code.	737 738
(d) The attachment of the property of the judgment debtor under Chapter 2715. of the Revised Code;	739 740
(e) The garnishment of the property of the judgment debtor under Chapter 2716. of the Revised Code.	741 742
(3) Obtain an order for the assignment of wages of the judgment debtor under section 1321.33 of the Revised Code.	743 744
(E) A court that imposes a financial sanction upon an offender may hold a hearing if necessary to determine whether the offender is able to pay the sanction or is likely in the future to be able to pay it.	745 746 747 748
(F) Each court imposing a financial sanction upon an offender under this section or under section 2929.32 of the Revised Code may designate the clerk of the court or another person to collect the financial sanction. The clerk or other person authorized by law or the court to collect the financial sanction may enter into contracts with one or more public agencies or private vendors for the collection of, amounts due under the financial sanction imposed pursuant to this section or section 2929.32 of the Revised Code. Before entering into a contract for the collection of amounts due from an offender pursuant to any financial sanction imposed pursuant to this section or section 2929.32 of the Revised Code, a court shall	749 750 751 752 753 754 755 756 757 758 759 760

comply with sections 307.86 to 307.92 of the Revised Code. 761

(G) If a court that imposes a financial sanction under 762
division (A) or (B) of this section finds that an offender 763
satisfactorily has completed all other sanctions imposed upon 764
the offender and that all restitution that has been ordered has 765
been paid as ordered, the court may suspend any financial 766
sanctions imposed pursuant to this section or section 2929.32 of 767
the Revised Code that have not been paid. 768

(H) No financial sanction imposed under this section or 769
section 2929.32 of the Revised Code shall preclude a victim from 770
bringing a civil action against the offender. 771

Sec. 5503.031. (A) Beginning July 1, 2023, the following 772
officers of the state highway patrol shall be paid in accordance 773
with the indicated pay ranges from schedule E-1 of division (B) 774
of section 124.152 of the Revised Code: 775

(1) A lieutenant or equivalent officer shall be paid in 776
accordance with pay range 15. 777

(2) A staff lieutenant or equivalent officer shall be paid 778
in accordance with pay range 16. 779

(3) A captain or equivalent officer shall be paid in 780
accordance with pay range 17. 781

(4) A major or equivalent officer shall be paid in 782
accordance with pay range 18. 783

(5) A lieutenant colonel or equivalent officer shall be 784
paid in accordance with pay range 19 established in rules 785
adopted in accordance with division (D) of section 124.152 of 786
the Revised Code. 787

Section 2. That existing sections 124.152, 2901.01, and 788

2929.18 of the Revised Code are hereby repealed.

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