

As Reported by the House Criminal Justice Committee

132nd General Assembly

Regular Session

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Am. S. B. No. 214

Senators Terhar, Lehner

**Cosponsors: Senators O'Brien, Bacon, Coley, Dolan, Eklund, Hackett, Hoagland, Huffman, Kunze, LaRose, Manning, McColley, Obhof, Oelslager, Peterson, Schiavoni, Sykes, Tavares, Thomas, Uecker, Williams, Wilson, Yuko
Representatives Manning, Lanese, Celebrezze, Butler, Galonski, Rogers**

A BILL

To enact section 2903.32 of the Revised Code to 1
prohibit female genital mutilation, and to 2
declare an emergency. 3

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

Section 1. That section 2903.32 of the Revised Code be 4
enacted to read as follows: 5

Sec. 2903.32. (A) (1) No person shall knowingly circumcise, 6
excise, or infibulate any part of the labia majora or labia 7
minora or clitoris of another person who is under the age of 8
eighteen. 9

(2) No person shall knowingly transport a minor to a 10
facility or location for the purpose of facilitating the 11
commission of an offense prohibited by division (A) (1) of this 12
section. 13

(B) Whoever violates this section is guilty of female 14
genital mutilation, a felony of the second degree. In addition 15

to any prison term authorized by section 2929.14 of the Revised 16
Code and any fine authorized by section 2929.18 of the Revised 17
Code, the court shall impose on the offender an additional fine 18
of up to twenty-five thousand dollars. 19

(C) This section does not apply to a procedure performed 20
for medical purposes if the act is performed by a physician or 21
licensed health care professional and the act is within the 22
scope of the actor's license. 23

(D) None of the following are defenses to a violation of 24
this section: 25

(1) Cultural or ritual necessity; 26

(2) Consent of the minor; 27

(3) Consent of the parent or guardian of the minor. 28

(E) As used in this section: 29

(1) "Physician" means a person authorized under Chapter 30
4731. of the Revised Code to practice medicine and surgery or 31
osteopathic medicine and surgery. 32

(2) "Licensed health care professional" means an 33
individual, other than a physician, who is authorized under 34
Title XLVII of the Revised Code to practice a health care 35
profession. 36

Section 2. This act is hereby declared to be an emergency 37
measure necessary for the immediate preservation of the public 38
peace, health, and safety. The reason for such necessity is the 39
devastating and irreversible effect of female genital mutilation 40
upon persons under eighteen years of age. Therefore, this act 41
shall go into immediate effect. 42