



OHIO CRIMINAL JUSTICE RECODIFICATION COMMITTEE

HONORABLE FRED PEPPLE, CHAIRMAN
MR. TIMOTHY YOUNG, VICE-CHAIRMAN

COMMITTEE MINUTES MARCH 24, 2016

Chairman Pepple called the meeting of the Ohio Criminal Justice Recodification Committee to order at approximately 1:15 pm.

The clerk called the roll and a quorum was present. Mr. Nunes motioned to approve the February 11, 2016 minutes. The motion was seconded by Senator Obhof. The minutes were approved without objection.

The Committee next began debate on the voting list distributed to the Committee. The Committee was provided time between January 29, 2016 and March 11, 2016 to submit objections to for Chapter 2917 and the inchoate offenses. Based on the objections and feedback, a voting list was distributed to the Committee on March 18, 2016. The Committee voted on the following questions:

1. Shall the penalty in division (C)(2) of RC 2917.04 [Failure to Disperse] be lowered from a 4th degree misdemeanor to a minor misdemeanor? The vote failed 5-11.
2. Shall RC 2917.12 [Disturbing a Lawful Meeting] be merged with RC 2917.11 [Disorderly Conduct]? Vice-Chairman Young motioned to withdraw the voting item. The motion to withdraw did not have any opposition.
3. Shall the penalty in division (C)(5) of RC 2917.31 [Inducing Panic] be lowered from a 4th degree felony to a 1st degree misdemeanor where the offender is a juvenile student of the school where the offense was committed, no physical harm to persons or property occurred, and no pecuniary loss occurred? The vote failed 6-11.
4. Shall RC 2917.40 [Safety at Live Entertainment Performances] be removed from Title 29 of the Ohio Revised Code and placed in Title 37 of the Ohio Revised Code? Director Mohr motioned to table the vote. The motion was seconded by Chairman Pepple. The motion was approved without objection.
5. Shall division (G) be removed from RC 2917.41 [Misconduct Involving Public Transportation System]? Judge Stewart motioned to table the vote. Representative Pelanda seconded the motion. The motion was approved without objection.
6. Shall the draft of Chapter RC 2917, as amended, be forwarded to LSC for formal drafting? Judge Stewart motioned to amend the voting item in light of voting item #4 and #5 being tabled. Director Mohr seconded the motion. The motion was approved without objection. Voting item #7 was amended as follows: "Shall the draft of Chapter RC 2917, as amended and with the exception of RC 2917.40 and 2917.41, be forwarded to LSC for formal drafting?" The vote on the amended item passed 18-0.

7. Shall RC 2923.01(A) [Conspiracy] be limited to only the enumerated list of crimes currently found in R.C. 2923.01(A)? Justice Lanzinger motioned to table the voting item. Judge Stewart seconded the motion. Chairman Pepple conducted a roll-call vote on the motion. The motion passed 15-3.
8. Shall the drafts of Attempt, Conspiracy, and Complicity, as amended, be forwarded to LSC for formal drafting? The motion was tabled.

After finishing with the votes, the RC 2921 workgroup presented and discussed its draft and took questions from the Committee. After the RC 2921 workgroup finished its presentation, the RC 2919 workgroup presented and discussed its draft and took questions from the Committee. After the RC 2921 workgroup finished its presentation, Mr. Singleton briefly directed the Committee's attention to a report the Ohio Justice & Policy Center co-wrote with the ACLU titled "Looking Forward: A Comprehensive Criminal Justice Reform in Ohio."

Chairman Pepple announced there would be an additional meeting on May 26, 2016.

With no further business to come before the Committee, Chairman Pepple adjourned the meeting at approximately 5:05 p.m.



Judge Fred Pepple, Chair