



OHIO CRIMINAL JUSTICE RECODIFICATION COMMITTEE

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

COMMITTEE MINUTES MAY 12, 2016

Chairman Pepple called the meeting of the Ohio Criminal Justice Recodification Committee to order at approximately 1:10 pm.

The clerk called the roll and a quorum was present. Representative Rogers motioned to approve the April 28, 2016 minutes. The motion was seconded by Judge Rudduck. The minutes were approved without objection.

The committee next began debate on the voting list distributed to the committee. The committee voted on the following questions:

1. Shall the workgroup's proposed R.C. 2907.11 [permitting Truth Verification Test of Sex Offense Victim] be stricken and returned to the current law that prohibits such examinations, prior to being forwarded to LSC for formal drafting? Tim Young motioned to amend the question to "Shall R.C. 2907.11 be repealed?" and Senator Eklund seconded the motion. A vote was taken to amend the question and the vote failed 9-10. The committee then voted on the original question and that vote also failed 6-14.
2. Shall Aggravated Rape and Rape be separated, prior to being forwarded to LSC for formal drafting? The vote passed 20-0.
3. If yes, shall Rape be lowered to Tier II (presumption of registration for 25 years instead of mandatory lifetime registration) prior to being forwarded to LSC for formal drafting? The vote passed 12-8.
4. Shall the draft of 2907 and 2971 be forwarded to LSC for formal drafting? The vote passed 19-1.
5. Shall the draft of 2950 be forwarded to LSC for formal drafting? The vote passed 19-1.
6. Shall the felony offense of violence enhancements for domestic violence [2919.25] be changed to only domestic violence enhancements, prior to forwarding the draft to LSC for formal drafting? Justice Lanzinger motioned to amend the question to "Shall the felony offense of violence be changed to any offense of violence against a family or household member, prior to

forwarding the draft to LSC for formal drafting?" Director Mohr seconded the motion to amend and the vote on the amended question passed 18-2.

7. Shall the draft of 2919 and 2933 be forwarded to LSC for formal drafting? The vote passed 18-2.
8. Shall "attorney" contained in Intimidation [R.C. 2921.03] be stricken, prior to being forwarded to LSC for formal drafting? The vote failed 4-16.
9. Shall R.C. 2921.22(A), (C), and (D) [failure to report a crime] be stricken, prior to being forwarded to LSC for formal drafting? Lou Schiavone motioned to table voting item #9. Ron O'Brien seconded the motion and the motion was approved without objection.
10. Shall the draft of 2921 be forwarded to LSC for formal drafting? The vote passed 19-0.
11. Shall a definition of Prior Calculation and Design be added to the definition section in 2901.01, to be drafted by LSC? The vote passed 19-0.
12. If yes, should the definition added be option 1 [current OJI language] or option 2 [modified language]. 2 committee members voted in favor of option 1 and 17 committee members voted in favor of option 2.

After finishing with the vote, Chapter 2942 - Specifications (previously Chapter 2941) was briefly presented, discussed, and the committee asked questions.

With no further business to come before the Committee, Chairman Pepple adjourned the meeting at approximately 3:30 p.m.

Judge Fred Pepple, Chair