



# Ohio Legislative Service Commission

## Synopsis of House Committee Amendments\*

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### **Sub. S.B. 160**

129th General Assembly  
(H. Criminal Justice)

The House committee made the following changes to the bill:

(1) Permits a court to waive the requirement that an application for a change of name must be published in a newspaper of general circulation at least 30 days before the hearing on the application if the applicant submits satisfactory proof that the publication would jeopardize the applicant's personal safety.

(2) Requires the court in a case described above in (1) to order the records of the change of name proceeding to be sealed and opened only by order of the court for good cause shown or at the request of the applicant.

(3) Expands the discretion of a court to impose a prison term upon an offender who is convicted of or pleads guilty to a fourth or fifth degree felony that is not an offense of violence if the court finds any of the following additional factors:

(a) The offense is a sex offense that is a fourth or fifth degree felony violation of any provision of R.C. Chapter 2907.

(b) In committing the offense, the offender attempted to cause or made an actual threat of physical harm to a person with a deadly weapon.

(c) In committing the offense, the offender attempted to cause or made an actual threat of physical harm to a person, and the offender previously was convicted of an offense that caused physical harm to a person.

(d) The offender held a public office or position of trust, and the offense related to that office or position; the offender's position obliged the offender to prevent the offense or to bring those committing it to justice; or the offender's professional reputation or position facilitated the offense or was likely to influence the future conduct of others.

\* This synopsis does not address amendments that may have been adopted on the House Floor.

(e) The offender committed the offense for hire or as part of an organized criminal activity.

(4) Eliminates the factors that a court must consider when a court is sentencing an offender for a fourth or fifth degree felony that *is* an offense of violence or is sentencing an offender for a fourth or fifth degree felony that *is not* an offense of violence and the court finds that any of certain specified factors apply.

(5) Requires a court determining whether to impose a prison term upon an offender described above in (4), after considering the sentencing factors set forth in R.C. 2929.12, to comply with the purposes and principles of sentencing under R.C. 2929.11.