

APPENDIX I JUVENILE SEX OFFENDERS IN OHIO

For any sexually oriented offense, a delinquent child may be ordered to register as a Juvenile Sexual Offender if the offender is 14 years of age or older at the time of the offense. The imposition of these penalties depends on the age of the offender, the level assigned to the offender and may include community notification.

Age of Offender:

- Under 14 - No registration as juvenile sexual offender may be made if the juvenile is under the age of 14 at the time he or she committed the offense.
- Fourteen/Fifteen - Juveniles who are 14 or 15 years of age at the time of committing a sexually oriented offense may be classified as a sexually oriented offender. The decision on whether they must register is left to the discretion of the court. If a 14 or 15 year-old has more than one sexually oriented offense, then the registration becomes mandatory.
- Sixteen/Seventeen - Juveniles who are 16 or 17 years of age at the time of committing a sexually oriented offense are required to register as a juvenile sexual offender.

Level of Registration:

Tier I – Lowest level. Required to register once per year for a period of ten years.

Tier II – Middle level. Required to register every six months for twenty years.

Tier III – Highest level. Required to register every 90 days for life.

Juvenile courts may review the registration requirement over time and either reduce the level of registration or terminate the registration requirement.

Community Notification:

Juvenile offenders are not included in internet registries of sex offenders. Offenders who are classified as Tier III offenders may be subject to community notification, a process by which schools and other locations are informed of the presence of a sex offender in the community. The decision on whether to require community notification in Tier III case is left up to the Judge.

Local Detention vs. Department of Youth Services (DYS)

Detention is jail for juveniles. Most communities have a local detention center that can house juvenile offenders for up to 90 days.

The Department of Youth Services (DYS) is Ohio's prison for children. Commitment to

the DYS is the most drastic punishment for juvenile offenders and is reserved for the most serious juvenile offenders. DYS houses murderers, violent offenders, sex offenders, drug offenders, etc. Generally, any child convicted of a felony level offense can be sent to DYS. A commitment to DYS is for an open-ended period of time. The minimum DYS commitment is six months for some offenders and one year for others. The maximum DYS commitment is always the offender's 21st birthday. The actual length of the offender's DYS commitment depends on his/her behavior while inside the institution.

APPENDIX 2 OFFENSES AND STANDARD PENALTIES IN OHIO

Level of Offense	Sexting and/or Cyber Bullying Offenses	Standard Penalties
Unruly	Sexual Promiscuity	Community Service: Up to 175 hrs.
Minor Misdemeanor		Fine: \$50 Detention: Up to 90 days
Misdemeanor 4 (M-4)	Menacing	Fine: \$100 Detention: Up to 90 days
Misdemeanor 3 (M-3)		Fine: \$150 Detention: Up to 90 days
Misdemeanor 2 (M-2)		Fine: \$200 Detention: Up to 90 days
Misdemeanor 1 (M-1)	Aggravated menacing Menacing by stalking Disseminating matter harmful to juveniles* Telecommunications harassment	Fine: \$250 Detention: Up to 90 days
Felony 5 (F-5)	Importuning, if off. 18: soliciting child between 13 and 16)* Voyeurism * Disseminating obscene matter to juveniles* Unauthorized use of a computer	DYS: 6 months minimum to age 21 maximum. Fine: \$300. Detention: Up to 90 days is also possible.
Felony 4 (F-4)	Pandering obscenity (possession)* Importuning, if off. 18: soliciting child between 13 and 16)*	DYS: 6 months minimum to age 21. Fine: \$400. Detention up to 90 days is also possible.
Felony 3 (F-3)	Importuning (soliciting child under 13)*	DYS: 6 months minimum to age 21. Fine: \$750. Detention up to 90 days is also possible.

<p>Felony 2 (F-2)</p>	<p>Pandering obscenity (creation and distribution) Importuning (soliciting child under 13)* Pandering sexually oriented material involving a minor*</p>	<p>DYS: 1 year minimum to age 21. Maximum fine: \$1000. Detention up to 90 days is also possible.</p>
<p>Felony 1 (F-1)</p>		<p>DYS: 1 year minimum to age 21. Maximum fine: \$1500. Detention up to 90 days is also possible</p>

* Sexually oriented offenses