

**As Passed by the House**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**Sub. S. B. No. 257**

**Senators Uecker, O'Brien**

**Cosponsors: Senators Huffman, Hottinger, LaRose, Lehner, Wilson, Beagle, Sykes, Skindell, Gardner, Balderson, Brown, Burke, Coley, Dolan, Hackett, Hoagland, Manning, McColley, Obhof, Oelslager, Peterson, Schiavoni, Tavares, Terhar, Yuko Representatives Landis, O'Brien, Wiggam, Anielski, Antani, Arndt, Blessing, Brenner, Brown, Carfagna, Cera, Clyde, Craig, Cupp, Dean, Dever, Edwards, Faber, Gavarone, Ginter, Green, Greenspan, Hambley, Hoops, Johnson, Kick, Leland, Lepore-Hagan, Miller, Patterson, Patton, Pelanda, Perales, Ramos, Retherford, Rezabek, Riedel, Rogers, Ryan, Schaffer, Scherer, Schuring, Seitz, Sheehy, Stein, Strahorn, Sweeney, Thompson, Vitale, West, Wilkin, Young, Speaker Smith**

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**A BILL**

To amend sections 1531.01, 1533.01, 1533.10, 1  
1533.101, 1533.102, 1533.103, 1533.11, 1533.111, 2  
1533.13, 1533.32, and 2923.16 and to enact 3  
sections 1533.321 and 1533.38 of the Revised 4  
Code to make changes to the laws governing 5  
hunting and fishing. 6

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

**Section 1.** That sections 1531.01, 1533.01, 1533.10, 7  
1533.101, 1533.102, 1533.103, 1533.11, 1533.111, 1533.13, 8  
1533.32, and 2923.16 be amended and sections 1533.321 and 9  
1533.38 of the Revised Code be enacted to read as follows: 10

**Sec. 1531.01.** As used in this chapter and Chapter 1533. of 11  
the Revised Code: 12

(A) "Person" means a person as defined in section 1.59 of 13  
the Revised Code or a company; an employee, agent, or officer of 14  
such a person or company; a combination of individuals; the 15  
state; a political subdivision of the state; an interstate body 16  
created by a compact; or the federal government or a department, 17  
agency, or instrumentality of it. 18

(B) "Resident" means any individual who has resided in 19  
this state for not less than six months preceding the date of 20  
making application for a license or permit. 21

(C) "Nonresident" means any individual who does not 22  
qualify as a resident. 23

(D) "Division rule" or "rule" means any rule adopted by 24  
the chief of the division of wildlife under section 1531.10 of 25  
the Revised Code unless the context indicates otherwise. 26

(E) "Closed season" means that period of time during which 27  
the taking of wild animals protected by this chapter and Chapter 28  
1533. of the Revised Code is prohibited. 29

(F) "Open season" means that period of time during which 30  
the taking of wild animals protected by this chapter and Chapter 31  
1533. of the Revised Code is permitted. 32

(G) "Take or taking" includes pursuing, shooting, hunting, 33  
killing, trapping, angling, fishing with a trotline, or netting 34  
any clam, mussel, crayfish, aquatic insect, fish, frog, turtle, 35  
wild bird, or wild quadruped, and any lesser act, such as 36  
wounding, or placing, setting, drawing, or using any other 37  
device for killing or capturing any wild animal, whether it 38  
results in killing or capturing the animal or not. "Take or 39  
taking" includes every attempt to kill or capture and every act 40  
of assistance to any other person in killing or capturing or 41

attempting to kill or capture a wild animal.	42
(H) "Possession" means both actual and constructive possession and any control of things referred to.	43 44
(I) "Bag limit" means the number, measurement, or weight of any kind of crayfish, aquatic insects, fish, frogs, turtles, wild birds, and wild quadrupeds permitted to be taken.	45 46 47
(J) "Transport and transportation" means carrying or moving or causing to be carried or moved.	48 49
(K) "Sell and sale" means barter, exchange, or offer or expose for sale.	50 51
(L) "Whole to include part" means that every provision relating to any wild animal protected by this chapter and Chapter 1533. of the Revised Code applies to any part of the wild animal with the same effect as it applies to the whole.	52 53 54 55
(M) "Angling" means fishing with not more than two hand lines, not more than two units of rod and line, or a combination of not more than one hand line and one rod and line, either in hand or under control at any time while fishing. The hand line or rod and line shall have attached to it not more than three baited hooks, not more than three artificial fly rod lures, or one artificial bait casting lure equipped with not more than three sets of three hooks each.	56 57 58 59 60 61 62 63
(N) "Trotline" means a device for catching fish that consists of a line having suspended from it, at frequent intervals, vertical lines with hooks attached.	64 65 66
(O) "Fish" means a cold-blooded vertebrate having fins.	67
(P) "Measurement of fish" means length from the end of the nose to the longest tip or end of the tail.	68 69

(Q) "Wild birds" includes game birds and nongame birds.	70
(R) "Game" includes game birds, game quadrupeds, and fur-bearing animals.	71 72
(S) "Game birds" includes mourning doves, ringneck pheasants, bobwhite quail, ruffed grouse, sharp-tailed grouse, pinnated grouse, wild turkey, Hungarian partridge, Chukar partridge, woodcocks, black-breasted plover, golden plover, Wilson's snipe or jacksnipe, greater and lesser yellowlegs, rail, coots, gallinules, duck, geese, brant, and crows.	73 74 75 76 77 78
(T) "Nongame birds" includes all other wild birds not included and defined as game birds or migratory game birds.	79 80
(U) "Wild quadrupeds" includes game quadrupeds and fur-bearing animals.	81 82
(V) "Game quadrupeds" includes cottontail rabbits, gray squirrels, black squirrels, fox squirrels, red squirrels, flying squirrels, chipmunks, groundhogs or woodchucks, white-tailed deer, wild boar, elk, and black bears.	83 84 85 86
(W) "Fur-bearing animals" includes minks, weasels, raccoons, skunks, opossums, muskrats, fox, beavers, badgers, otters, coyotes, and bobcats.	87 88 89
(X) "Wild animals" includes mollusks, crustaceans, aquatic insects, fish, reptiles, amphibians, wild birds, wild quadrupeds, and all other wild mammals, but does not include domestic deer.	90 91 92 93
(Y) "Hunting" means pursuing, shooting, killing, following after or on the trail of, lying in wait for, shooting at, or wounding wild birds or wild quadrupeds while employing any device commonly used to kill or wound wild birds or wild	94 95 96 97

quadrupeds whether or not the acts result in killing or 98  
wounding. "Hunting" includes every attempt to kill or wound and 99  
every act of assistance to any other person in killing or 100  
wounding or attempting to kill or wound wild birds or wild 101  
quadrupeds. 102

(Z) "Trapping" means securing or attempting to secure 103  
possession of a wild bird or wild quadruped by means of setting, 104  
placing, drawing, or using any device that is designed to close 105  
upon, hold fast, confine, or otherwise capture a wild bird or 106  
wild quadruped whether or not the means results in capture. 107  
"Trapping" includes every act of assistance to any other person 108  
in capturing wild birds or wild quadrupeds by means of the 109  
device whether or not the means results in capture. 110

(AA) "Muskrat spear" means any device used in spearing 111  
muskrats. 112

(BB) "Channels and passages" means those narrow bodies of 113  
water lying between islands or between an island and the 114  
mainland in Lake Erie. 115

(CC) "Island" means a rock or land elevation above the 116  
waters of Lake Erie having an area of five or more acres above 117  
water. 118

(DD) "Reef" means an elevation of rock, either broken or 119  
in place, or gravel shown by the latest United States chart to 120  
be above the common level of the surrounding bottom of the lake, 121  
other than the rock bottom, or in place forming the base or 122  
foundation rock of an island or mainland and sloping from the 123  
shore of it. "Reef" also means all elevations shown by that 124  
chart to be above the common level of the sloping base or 125  
foundation rock of an island or mainland, whether running from 126

the shore of an island or parallel with the contour of the shore 127  
of an island or in any other way and whether formed by rock, 128  
broken or in place, or from gravel. 129

(EE) "Fur farm" means any area used exclusively for 130  
raising fur-bearing animals or in addition thereto used for 131  
hunting game, the boundaries of which are plainly marked as 132  
such. 133

(FF) "Waters" includes any lake, pond, reservoir, stream, 134  
channel, lagoon, or other body of water, or any part thereof, 135  
whether natural or artificial. 136

(GG) "Crib" or "car" refers to that particular compartment 137  
of the net from which the fish are taken when the net is lifted. 138

(HH) "Commercial fish" means those species of fish 139  
permitted to be taken, possessed, bought, or sold unless 140  
otherwise restricted by the Revised Code or division rule and 141  
are alewife (*Alosa pseudoharengus*), American eel (*Anguilla*  
*rostrata*), bowfin (*Amia calva*), burbot (*Lota lota*), carp 142  
(*Cyprinus carpio*), smallmouth buffalo (*Ictiobus bubalus*), 143  
bigmouth buffalo (*Ictiobus cyprinellus*), black bullhead 144  
(*Ictalurus melas*), yellow bullhead (*Ictalurus natalis*), brown 145  
bullhead (*Ictalurus nebulosus*), channel catfish (*Ictalurus*  
*punctatus*), flathead catfish (*Pylodictis olivaris*), whitefish 146  
(*Coregonus* sp.), cisco (*Coregonus* sp.), freshwater drum or 147  
sheepshead (*Aplodinotus grunniens*), gar (*Lepisosteus* sp.), 148  
gizzard shad (*Dorosoma cepedianum*), goldfish (*Carassius*  
*auratus*), lake trout (*Salvelinus namaycush*), mooneye (*Hiodon*  
*tergisus*), quillback (*Carpionodes cyprinus*), smelt (*Allosmerus*  
*elongatus*, *Hypomesus* sp., *Osmerus* sp., *Spirinchus* sp.), sturgeon 149  
(*Acipenser* sp., *Scaphirhynchus* sp.), sucker other than buffalo 150  
and quillback (*Carpionodes* sp., *Catostomus* sp., *Hypentelium* sp., 151  
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153  
154  
155  
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Minytrema sp., Moxostoma sp.), white bass (Morone chrysops), 157  
white perch (Roccus americanus), and yellow perch (Perca 158  
flavescens). When the common name of a fish is used in this 159  
chapter or Chapter 1533. of the Revised Code, it refers to the 160  
fish designated by the scientific name in this definition. 161

(II) "Fishing" means taking or attempting to take fish by 162  
any method, and all other acts such as placing, setting, 163  
drawing, or using any device commonly used to take fish whether 164  
resulting in a taking or not. 165

(JJ) "Fillet" means the pieces of flesh taken or cut from 166  
both sides of a fish, joined to form one piece of flesh. 167

(KK) "Part fillet" means a piece of flesh taken or cut 168  
from one side of a fish. 169

(LL) "Round" when used in describing fish means with head 170  
and tail intact. 171

(MM) "Migrate" means the transit or movement of fish to or 172  
from one place to another as a result of natural forces or 173  
instinct and includes, but is not limited to, movement of fish 174  
induced or caused by changes in the water flow. 175

(NN) "Spreader bar" means a brail or rigid bar placed 176  
across the entire width of the back, at the top and bottom of 177  
the cars in all trap, crib, and fyke nets for the purpose of 178  
keeping the meshes hanging squarely while the nets are fishing. 179

(OO) "Fishing guide" means any person who, for 180  
consideration or hire, operates a boat, rents, leases, or 181  
otherwise furnishes angling devices, ice fishing shanties or 182  
shelters of any kind, or other fishing equipment, and 183  
accompanies, guides, directs, or assists any other person in 184  
order for the other person to engage in fishing. 185

(PP) "Net" means fishing devices with meshes composed of 186  
twine or synthetic material and includes, but is not limited to, 187  
trap nets, fyke nets, crib nets, carp aprons, dip nets, and 188  
seines, except minnow seines and minnow dip nets. 189

(QQ) "Commercial fishing gear" means seines, trap nets, 190  
fyke nets, dip nets, carp aprons, trotlines, other similar gear, 191  
and any boat used in conjunction with that gear, but does not 192  
include gill nets. 193

(RR) "Native wildlife" means any species of the animal 194  
kingdom indigenous to this state. 195

(SS) "Gill net" means a single section of fabric or 196  
netting seamed to a float line at the top and a lead line at the 197  
bottom, which is designed to entangle fish in the net openings 198  
as they swim into it. 199

(TT) "Tag fishing tournament" means a contest in which a 200  
participant pays a fee, or gives other valuable consideration, 201  
for a chance to win a prize by virtue of catching a tagged or 202  
otherwise specifically marked fish within a limited period of 203  
time. 204

(UU) "Tenant" means an individual who resides on land for 205  
which the individual pays rent and whose annual income is 206  
primarily derived from agricultural production conducted on that 207  
land, as "agricultural production" is defined in section 929.01 208  
of the Revised Code. 209

(VV) "Nonnative wildlife" means any wild animal not 210  
indigenous to this state, but does not include domestic deer. 211

(WW) "Reptiles" includes common musk turtle (*sternotherus* 212  
*odoratus*), common snapping turtle (*Chelydra serpentina* 213  
*serpentina*), spotted turtle (*Clemmys guttata*), eastern box 214



turtle ( <i>Terrapene carolina carolina</i> ), Blanding's turtle	215
( <i>Emydoidea blandingii</i> ), common map turtle ( <i>Graptemys</i>	216
<i>geographica</i> ), ouachita map turtle ( <i>Graptemys pseudogeographica</i>	217
<i>ouachitensis</i> ), midland painted turtle ( <i>Chrysemys picta</i>	218
<i>marginata</i> ), red-eared slider ( <i>Trachemys scripta elegans</i> ),	219
eastern spiny softshell turtle ( <i>Apalone spinifera spinifera</i> ),	220
midland smooth softshell turtle ( <i>Apalone mutica mutica</i> ),	221
northern fence lizard ( <i>Sceloporus undulatus hyacinthinus</i> ),	222
ground skink ( <i>Scincella lateralis</i> ), five-lined skink ( <i>Eumeces</i>	223
<i>fasciatus</i> ), broadhead skink ( <i>Eumeces laticeps</i> ), northern coal	224
skink ( <i>Eumeces anthracinus anthracinus</i> ), European wall lizard	225
( <i>Podarcis muralis</i> ), queen snake ( <i>Regina septemvittata</i> ),	226
Kirtland's snake ( <i>Clonophis kirtlandii</i> ), northern water snake	227
( <i>Nerodia sipedon sipedon</i> ), Lake Erie watersnake ( <i>Nerodia sipedon</i>	228
<i>insularum</i> ), copperbelly water snake ( <i>Nerodia erythrogaster</i>	229
<i>neglecta</i> ), northern brown snake ( <i>Storeria dekayi dekayi</i> ),	230
midland brown snake ( <i>Storeria dekayi wrightorum</i> ), northern	231
redbelly snake ( <i>Storeria occipitomaculata occipitomaculata</i> ),	232
eastern garter snake ( <i>Thamnophis sirtalis sirtalis</i> ), eastern	233
plains garter snake ( <i>Thamnophis radix radix</i> ), Butler's garter	234
snake ( <i>Thamnophis butleri</i> ), shorthead garter snake ( <i>Thamnophis</i>	235
<i>brachystoma</i> ), eastern ribbon snake ( <i>Thamnophis sauritus</i>	236
<i>sauritus</i> ), northern ribbon snake ( <i>Thamnophis sauritus</i>	237
<i>septentrionalis</i> ), eastern hognose snake ( <i>Heterodon platirhinos</i> ),	238
eastern smooth earth snake ( <i>Virginia valeriae valeriae</i> ),	239
northern ringneck snake ( <i>Diadophis punctatus edwardsii</i> ), midwest	240
worm snake ( <i>Carphophis amoenus helena</i> ), eastern worm snake	241
( <i>Carphophis amoenus amoenus</i> ), black racer ( <i>Coluber constrictor</i>	242
<i>constrictor</i> ), blue racer ( <i>Coluber constrictor foxii</i> ), rough	243
green snake ( <i>Opheodrys aestivus</i> ), smooth green snake ( <i>Opheodrys</i>	244
<i>vernalis vernalis</i> ), black rat snake ( <i>Elaphe obsoleta obsoleta</i> ),	245
eastern fox snake ( <i>Elaphe vulpina gloydi</i> ), black kingsnake	246

( <i>Lampropeltis getula nigra</i> ), eastern milk snake ( <i>Lampropeltis</i>	247
<i>triangulum triangulum</i> ), northern copperhead ( <i>Agkistrodon</i>	248
<i>contortrix mokasen</i> ), eastern massasauga ( <i>Sistrurus catenatus</i>	249
<i>catenatus</i> ), and timber rattlesnake ( <i>Crotalus horridus horridus</i> ).	250
(XX) "Amphibians" includes eastern hellbender	251
( <i>Cryptobranchus alleganiensis alleganiensis</i> ), mudpuppy ( <i>Necturus</i>	252
<i>maculosus maculosus</i> ), red-spotted newt ( <i>Notophthalmus</i>	253
<i>viridescens viridescens</i> ), Jefferson salamander ( <i>Ambystoma</i>	254
<i>jeffersonianum</i> ), spotted salamander ( <i>Ambystoma maculatum</i> ), blue-	255
spotted salamander ( <i>Ambystoma laterale</i> ), smallmouth salamander	256
( <i>Ambystoma texanum</i> ), streamside salamander ( <i>Ambystoma barbouri</i> ),	257
marbled salamander ( <i>Ambystoma opacum</i> ), eastern tiger salamander	258
( <i>Ambystoma tigrinum tigrinum</i> ), northern dusky salamander	259
( <i>Desmognathus fuscus fuscus</i> ), mountain dusky salamander	260
( <i>Desmognathus ochrophaeus</i> ), redback salamander ( <i>Plethodon</i>	261
<i>cinereus</i> ), ravine salamander ( <i>Plethodon richmondi</i> ), northern	262
slimy salamander ( <i>Plethodon glutinosus</i> ), Wehrle's salamander	263
( <i>Plethodon wehrlei</i> ), four-toed salamander ( <i>Hemidactylium</i>	264
<i>scutatatum</i> ), Kentucky spring salamander ( <i>Gyrinophilus</i>	265
<i>porphyriticus duryi</i> ), northern spring salamander ( <i>Gyrinophilus</i>	266
<i>porphyriticus porphyriticus</i> ), mud salamander ( <i>Pseudotriton</i>	267
<i>montanus</i> ), northern red salamander ( <i>Pseudotriton ruber ruber</i> ),	268
green salamander ( <i>Aneides aeneus</i> ), northern two-lined salamander	269
( <i>Eurycea bislineata</i> ), longtail salamander ( <i>Eurycea longicauda</i>	270
<i>longicauda</i> ), cave salamander ( <i>Eurycea lucifuga</i> ), southern two-	271
lined salamander ( <i>Eurycea cirrigera</i> ), Fowler's toad ( <i>Bufo</i>	272
<i>woodhousii fowleri</i> ), American toad ( <i>Bufo americanus</i> ), eastern	273
spadefoot ( <i>Scaphiopus holbrookii</i> ), Blanchard's cricket frog	274
( <i>Acris crepitans blanchardi</i> ), northern spring peeper ( <i>Pseudacris</i>	275
<i>crucifer crucifer</i> ), gray treefrog ( <i>Hyla versicolor</i> ), Cope's gray	276
treefrog ( <i>Hyla chrysoscelis</i> ), western chorus frog ( <i>Pseudacris</i>	277

triseriata triseriata), mountain chorus frog (Pseudacris	278
brachyphona), bullfrog (Rana catesbeiana), green frog (Rana	279
clamitans melanota), northern leopard frog (Rana pipiens),	280
pickrel frog (Rana palustris), southern leopard frog (Rana	281
utricularia), and wood frog (Rana sylvatica).	282
(YY) "Deer" means white-tailed deer (Odocoileus	283
virginianus).	284
(ZZ) "Domestic deer" means nonnative deer that have been	285
legally acquired or their offspring and that are held in private	286
ownership for primarily agricultural purposes.	287
(AAA) "Migratory game bird" includes waterfowl (Anatidae);	288
doves (Columbidae); cranes (Gruidae); cormorants	289
(Phalacrocoracidae); rails, coots, and gallinules (Rallidae);	290
and woodcock and snipe (Scolopacidae).	291
(BBB) "Accompany" means to go along with another person	292
while staying within a distance from the person that enables	293
uninterrupted, unaided visual and auditory communication.	294
(CCC) <del>"Electric powered all purpose All-purpose vehicle"</del>	295
means any <del>battery-powered self-propelled electric vehicle</del> that	296
is designed primarily for cross-country travel on land, water,	297
or land and water and that is steered by wheels, caterpillar	298
treads, or a combination of wheels and caterpillar treads and	299
includes vehicles that operate on a cushion of air, vehicles	300
commonly known as all-terrain vehicles, all-season vehicles,	301
mini-bikes, and trail bikes. <del>"Electric powered all purpose</del>	302
<del>vehicle" does not include a utility vehicle as defined in</del>	303
<del>section 4501.01 of the Revised Code, any vehicle that is</del>	304
<del>principally used in playing golf, any motor vehicle or aircraft</del>	305
<del>that is required to be registered under Chapter 4503. or 4561.</del>	306

~~of the Revised Code, or any vehicle that is excluded from the~~ 307  
~~definition of "motor vehicle" as provided in division (B) of~~ 308  
~~section 4501.01 of the Revised Code.~~ 309

(DDD) "Wholly enclosed preserve" means an area of land 310  
that is surrounded by a fence that is at least six feet in 311  
height, unless otherwise specified in division rule, and is 312  
constructed of a woven wire mesh, or another enclosure that the 313  
division of wildlife may approve, where game birds, game 314  
quadrupeds, reptiles, amphibians, or fur-bearing animals are 315  
raised and may be sold under the authority of a commercial 316  
propagating license or captive white-tailed deer propagation 317  
license obtained under section 1533.71 of the Revised Code. 318

(EEE) "Commercial bird shooting preserve" means an area of 319  
land where game birds are released and hunted by shooting as 320  
authorized by a commercial bird shooting preserve license 321  
obtained under section 1533.72 of the Revised Code. 322

(FFF) "Wild animal hunting preserve" means an area of land 323  
where game, captive white-tailed deer, and nonnative wildlife, 324  
other than game birds, are released and hunted as authorized by 325  
a wild animal hunting preserve license obtained under section 326  
1533.721 of the Revised Code. 327

(GGG) "Captive white-tailed deer" means legally acquired 328  
deer that are held in private ownership at a facility licensed 329  
under section 943.03 or 943.031 of the Revised Code and under 330  
section 1533.71 or 1533.721 of the Revised Code. 331

(HHH) "Lake Erie sport fishing district" means the Ohio 332  
waters of Lake Erie and its embayments, including Maumee bay, 333  
Sandusky bay, East Harbor, Middle Harbor, West Harbor, and the 334  
entire length of all tributaries or to the first dam or 335

<u>designated landmark as follows:</u>	336
<u>Vermilion river - state route 2 bridge</u>	337
<u>Black river - state route 611 bridge</u>	338
<u>Rocky river - Detroit road bridge</u>	339
<u>Cuyahoga river - Harvard road bridge</u>	340
<u>Euclid creek - state route 283 bridge</u>	341
<u>Chagrin river - state route 283 bridge</u>	342
<u>Arcola creek - United States route 20 bridge</u>	343
<u>Wheeler creek - United States route 20 bridge</u>	344
<u>Cowles creek - United States route 20 bridge</u>	345
<u>Indian creek - United States route 20 bridge</u>	346
<u>Grand river - state route 535 bridge</u>	347
<u>Conneaut creek - Main street bridge, downtown Conneaut</u>	348
<u>Ashtabula river - east 24th street bridge</u>	349
<b>Sec. 1533.01.</b> As used in this chapter, "person,"	350
"resident," "nonresident," "division rule," "rule," "closed	351
season," "open season," "take or taking," "possession," "bag	352
limit," "transport and transportation," "sell and sale," "whole	353
to include part," "angling," "trotline," "fish," "measurement of	354
fish," "wild birds," "game," "game birds," "nongame birds,"	355
"wild quadrupeds," "game quadrupeds," "fur-bearing animals,"	356
"wild animals," "hunting," "trapping," "muskrat spear,"	357
"channels and passages," "island," "reef," "fur farm," "waters,"	358
"crib," "car," "commercial fish," "fishing," "fillet," "part	359
fillet," "round," "migrate," "spreader bar," "fishing guide,"	360
"net," "commercial fishing gear," "native wildlife," "gill net,"	361

"tag fishing tournament," "tenant," "nonnative wildlife," 362  
"reptiles," "amphibians," "deer," "domestic deer," "migratory 363  
game bird," "accompany," "~~electric-powered~~ all-purpose vehicle," 364  
"wholly enclosed preserve," "commercial bird shooting preserve," 365  
"wild animal hunting preserve," ~~and~~ "captive white-tailed deer," 366  
and "Lake Erie sport fishing district" have the same meanings as 367  
in section 1531.01 of the Revised Code. 368

**Sec. 1533.10.** (A) Except as provided in this section or 369  
division (A) (2) of section 1533.12 or section 1533.73 or 370  
1533.731 of the Revised Code, no person shall hunt any wild bird 371  
or wild quadruped without a hunting license. Each day that any 372  
person hunts within the state without procuring such a license 373  
constitutes a separate offense. 374

(B) (1) Except as otherwise provided in this section, 375  
division (A) of section 1533.12 of the Revised Code, or in rules 376  
adopted under division (B) of that section, each applicant for a 377  
hunting license shall pay an annual fee for each annual license 378  
in accordance with the following schedule: 379

Hunting license - resident	\$18.00	380
Hunting license - nonresident, and not a resident of a reciprocal state, <del>all-ages</del> <u>18 and older</u>	\$174.00	381 382
Hunting license - nonresident, but is a resident of a reciprocal state, <del>all-ages</del> <u>18 and older</u>	\$18.00	383 384
Apprentice hunting license - resident	\$18.00	385
Apprentice hunting license - nonresident, and not a resident of a reciprocal state	\$174.00	386 387
Apprentice hunting license - nonresident, but is a		388

resident of a reciprocal state	\$18.00	389
Youth hunting license - resident <u>and nonresident</u>	\$9.00	390
Apprentice youth hunting license - resident	\$9.00	391
Senior hunting license - resident	\$9.00	392
<u>Apprentice senior hunting license - resident</u>	<u>\$9.00</u>	393

(2) Apprentice resident hunting licenses, apprentice youth hunting licenses, apprentice senior hunting licenses, and apprentice nonresident hunting licenses are subject to the requirements established under section 1533.102 of the Revised Code and rules adopted under it.

(3) As used in division (B) (1) of this section:

(a) "Youth" means an applicant who is under the age of eighteen years at the time of application for a permit.

(b) "Senior" means an applicant who is sixty-six years of age or older at the time of application for a permit.

(c) "Reciprocal state" means a state that is a party to an agreement under section 1533.91 of the Revised Code.

(C) A resident of this state who owns lands in the state and the owner's children of any age and grandchildren under eighteen years of age may hunt on the lands without a hunting license. A resident of any other state who owns real property in this state, and the spouse and children living with the property owner, may hunt on that property without a license, provided that the state of residence of the real property owner allows residents of this state owning real property in that state, and the spouse and children living with the property owner, to hunt without a license. If the owner of land in this state is a

limited liability company or a limited liability partnership 416  
that consists of three or fewer individual members or partners, 417  
as applicable, an individual member or partner who is a resident 418  
of this state and the member's or partner's children of any age 419  
and grandchildren under eighteen years of age may hunt on the 420  
land owned by the limited liability company or limited liability 421  
partnership without a hunting license. In addition, if the owner 422  
of land in this state is a trust that has a total of three or 423  
fewer trustees and beneficiaries, an individual who is a trustee 424  
or beneficiary and who is a resident of this state and the 425  
individual's children of any age and grandchildren under 426  
eighteen years of age may hunt on the land owned by the trust 427  
without a hunting license. The tenant and children of the 428  
tenant, residing on lands in the state, may hunt on them without 429  
a hunting license. 430

(D) The chief of the division of wildlife may issue a 431  
small game hunting license expiring three days from the 432  
effective date of the license to a nonresident of the state, the 433  
fee for which shall be thirty-nine dollars. No person shall take 434  
or possess deer, wild turkeys, fur-bearing animals, ducks, 435  
geese, brant, or any nongame animal while possessing only a 436  
small game hunting license. A small game hunting license or an 437  
apprentice nonresident hunting license does not authorize the 438  
taking or possessing of ducks, geese, or brant without having 439  
obtained, in addition to the small game hunting license or the 440  
apprentice nonresident hunting license, a wetlands habitat stamp 441  
as provided in section 1533.112 of the Revised Code. A small 442  
game hunting license or an apprentice nonresident hunting 443  
license does not authorize the taking or possessing of deer, 444  
wild turkeys, or fur-bearing animals. A nonresident of the state 445  
who wishes to take or possess deer, wild turkeys, or fur-bearing 446



animals in this state shall procure, respectively, a deer or 447  
wild turkey permit as provided in section 1533.11 of the Revised 448  
Code or a fur taker permit as provided in section 1533.111 of 449  
the Revised Code in addition to a nonresident hunting license, 450  
an apprentice nonresident hunting license, a special youth 451  
hunting license, or an apprentice youth hunting license, as 452  
applicable, as provided in this section. 453

(E) No person shall procure or attempt to procure a 454  
hunting license by fraud, deceit, misrepresentation, or any 455  
false statement. 456

(F) (1) This section does not authorize the taking and 457  
possessing of deer or wild turkeys without first having 458  
obtained, in addition to the hunting license required by this 459  
section, a deer or wild turkey permit as provided in section 460  
1533.11 of the Revised Code or the taking and possessing of 461  
ducks, geese, or brant without first having obtained, in 462  
addition to the hunting license required by this section, a 463  
wetlands habitat stamp as provided in section 1533.112 of the 464  
Revised Code. 465

(2) This section does not authorize the hunting or 466  
trapping of fur-bearing animals without first having obtained, 467  
in addition to a hunting license required by this section, a fur 468  
taker permit as provided in section 1533.111 of the Revised 469  
Code. 470

(G) (1) No hunting license shall be issued unless it is 471  
accompanied by a written explanation of the law in section 472  
1533.17 of the Revised Code and the penalty for its violation, 473  
including a description of terms of imprisonment and fines that 474  
may be imposed. 475

(2) No hunting license, other than an apprentice hunting license, shall be issued unless the applicant presents to the agent authorized to issue the license a previously held hunting license or evidence of having held such a license in content and manner approved by the chief, a certificate of completion issued upon completion of a hunter education and conservation course approved by the chief, or evidence of equivalent training in content and manner approved by the chief. A previously held apprentice hunting license does not satisfy the requirement concerning the presentation of a previously held hunting license or evidence of it.

(3) No person shall issue a hunting license, except an apprentice hunting license, to any person who fails to present the evidence required by this section. No person shall purchase or obtain a hunting license, other than an apprentice hunting license, without presenting to the issuing agent the evidence required by this section. Issuance of a hunting license in violation of the requirements of this section is an offense by both the purchaser of the illegally obtained hunting license and the clerk or agent who issued the hunting license. Any hunting license issued in violation of this section is void.

(H) The chief, with approval of the wildlife council, shall adopt rules prescribing a hunter education and conservation course for first-time hunting license buyers, other than buyers of apprentice hunting licenses, and for volunteer instructors. The course shall consist of subjects including, but not limited to, hunter safety and health, use of hunting implements, hunting tradition and ethics, the hunter and conservation, the law in section 1533.17 of the Revised Code along with the penalty for its violation, including a description of terms of imprisonment and fines that may be

imposed, and other law relating to hunting. Authorized personnel 507  
of the division or volunteer instructors approved by the chief 508  
shall conduct such courses with such frequency and at such 509  
locations throughout the state as to reasonably meet the needs 510  
of license applicants. The chief shall issue a certificate of 511  
completion to each person who successfully completes the course 512  
and passes an examination prescribed by the chief. 513

**Sec. 1533.101.** Any person who has ~~been issued a~~ current 514  
hunting or fishing license, a nonresident Lake Erie sport 515  
fishing district permit, a wetlands habitat stamp, a deer or 516  
wild turkey permit, or a fur taker permit ~~for the current~~ 517  
~~license, stamp, or permit year or for the license, stamp, or~~ 518  
~~permit year next preceding the current such year pursuant to~~ 519  
this chapter, ~~and if the license, stamp, or permit has been~~ and 520  
has lost, or destroyed the license, stamp, or permit, or had the 521  
license, stamp, or permit stolen, may be ~~issued a reissued~~ 522  
~~hunting or fishing license, wetlands habitat stamp, deer or wild~~ 523  
~~turkey permit, or fur taker reissued such license, stamp, or~~ 524  
permit. The person shall file with the clerk of the court of 525  
common pleas an application in affidavit form or, if the chief 526  
of the division of wildlife authorizes it, apply for a reissued 527  
license, stamp, or permit to an authorized agent designated by 528  
the chief, and pay a fee for each license, stamp, or permit of 529  
four dollars. The clerk or agent shall administer the oath to 530  
the applicant, issue a reissued license, stamp, or permit that 531  
shall allow the applicant to hunt, fish, or trap, as applicable, 532  
and send a copy of the reissued license, stamp, or permit to the 533  
division of wildlife. 534

All moneys received as fees for the issuance of reissued 535  
licenses, stamps, or permits shall be transmitted to the 536  
director of natural resources to be paid into the state treasury 537

to the credit of the funds to which the fees for the original 538  
licenses, stamps, and permits were credited. 539

No person shall knowingly or willfully secure, attempt to 540  
secure, or use a reissued hunting or fishing license, wetlands 541  
habitat stamp, deer or wild turkey permit, or fur taker permit 542  
to which the person is not entitled. No person shall knowingly 543  
or willfully issue a reissued hunting or fishing license, 544  
wetlands habitat stamp, deer or wild turkey permit, or fur taker 545  
permit under this section to any person who is not entitled to 546  
receive and use such a reissued license, stamp, or permit. 547

**Sec. 1533.102.** The chief of the division of wildlife may 548  
adopt rules under section 1531.10 of the Revised Code that the 549  
chief considers to be necessary to administer the issuance of 550  
apprentice hunting licenses and apprentice fur taker permits 551  
under sections 1533.10 and 1533.111 of the Revised Code, 552  
respectively, and their use, except that the rules shall not 553  
establish fee amounts for those licenses and permits that differ 554  
from the fee amounts established in those sections, as 555  
applicable. 556

Unless otherwise provided by division rule, an apprentice 557  
license or permit is valid beginning on the first day of March 558  
and ending at midnight on the last day of February of the 559  
following year. ~~No person shall purchase more than three~~ 560  
~~apprentice hunting licenses of any type or more than three~~ 561  
~~apprentice fur taker permits of any type.~~ 562

Any type of apprentice hunting license authorizes the 563  
holder of such a license to hunt only while accompanied by 564  
another person who is twenty-one years of age or older and who 565  
possesses a valid hunting license. Any type of apprentice fur 566  
taker permit authorizes the holder of such a permit to hunt or 567

trap fur-bearing animals only while accompanied by another 568  
person who is twenty-one years of age or older and who possesses 569  
a valid fur taker permit. No holder of a valid hunting license 570  
or fur taker permit shall accompany more than two holders of any 571  
type of apprentice hunting license or apprentice fur taker 572  
permit at one time. 573

**Sec. 1533.103.** The chief of the division of wildlife shall 574  
adopt rules under section 1531.10 of the Revised Code that are 575  
necessary to administer the issuance of permits for the use of 576  
~~electric-powered-all-purpose~~ vehicles or motor vehicles by 577  
persons with mobility impairments to hunt wild quadrupeds or 578  
game birds in public ~~wildlife and private~~ areas. The rules shall 579  
establish eligibility requirements, an application procedure, 580  
the duration of a permit, identification and designation of 581  
public ~~wildlife and private~~ areas in which ~~electric-powered-all-~~ 582  
purpose vehicles or motor vehicles may be used by permit 583  
holders, and any other procedures and requirements governing the 584  
permits that the chief determines are necessary. The chief shall 585  
not charge a fee for the issuance of a permit under this 586  
section. 587

**Sec. 1533.11.** (A) (1) Except as provided in this section or 588  
section 1533.731 of the Revised Code, no person shall hunt deer 589  
on lands of another without first obtaining an annual deer 590  
permit. Except as provided in this section, no person shall hunt 591  
wild turkeys on lands of another without first obtaining an 592  
annual wild turkey permit. ~~Except as provided in division (A) (2)~~ 593  
~~of section 1533.12 of the Revised Code, a~~ A deer or wild turkey 594  
permit ~~shall run concurrently with the hunting license~~ is valid 595  
during the hunting license year in which the permit is 596  
purchased. Except as provided in rules adopted under division 597  
(B) of that section, each applicant for a deer or wild turkey 598

permit shall pay an annual fee for each permit in accordance	599
with the following schedule:	600
Deer permit - resident	\$23.00 601
Deer permit - nonresident, all ages	\$74.00 602
Youth deer permit - resident	\$11.50 603
Senior deer permit - resident	\$11.50 604
Wild turkey permit - resident	\$23.00 605
Wild turkey permit - nonresident, all ages	\$28.00 606
Youth wild turkey permit - resident	\$11.50 607
Senior wild turkey permit - resident	\$11.50 608
(2) As used in division (A) (1) of this section:	609
(a) "Resident" means an individual who has resided in this	610
state for not less than six months preceding the date of making	611
application for a permit.	612
(b) "Nonresident" means any individual who does not	613
qualify as a resident.	614
(c) "Youth" means an applicant who is under the age of	615
eighteen years at the time of application for a permit.	616
(d) "Senior" means an applicant who is sixty-six years of	617
age or older at the time of application for a permit.	618
(3) The money received shall be paid into the state	619
treasury to the credit of the wildlife fund, created in section	620
1531.17 of the Revised Code, exclusively for the use of the	621
division of wildlife in the acquisition and development of land	622
for deer or wild turkey management, for investigating deer or	623
wild turkey problems, and for the stocking, management, and	624

protection of deer or wild turkey. 625

(4) Every person, while hunting deer or wild turkey on 626  
lands of another, shall carry the person's deer or wild turkey 627  
permit and exhibit it to any enforcement officer so requesting. 628  
Failure to so carry and exhibit such a permit constitutes an 629  
offense under this section. 630

(5) The chief of the division of wildlife shall adopt any 631  
additional rules the chief considers necessary to carry out this 632  
section and section 1533.10 of the Revised Code. 633

(6) An owner who is a resident of this state or an owner 634  
who is exempt from obtaining a hunting license under section 635  
1533.10 of the Revised Code and the children of the owner of 636  
lands in this state may hunt deer or wild turkey thereon without 637  
a deer or wild turkey permit. If the owner of land in this state 638  
is a limited liability company or a limited liability 639  
partnership that consists of three or fewer individual members 640  
or partners, as applicable, an individual member or partner who 641  
is a resident of this state and the member's or partner's 642  
children of any age may hunt deer or wild turkey on the land 643  
owned by the limited liability company or limited liability 644  
partnership without a deer or wild turkey permit. In addition, 645  
if the owner of land in this state is a trust that has a total 646  
of three or fewer trustees and beneficiaries, an individual who 647  
is a trustee or beneficiary and who is a resident of this state 648  
and the individual's children of any age may hunt deer or wild 649  
turkey on the land owned by the trust without a deer or wild 650  
turkey permit. The tenant and children of the tenant may hunt 651  
deer or wild turkey on lands where they reside without a deer or 652  
wild turkey permit. 653

(B) A deer or wild turkey permit is not transferable. No 654

person shall carry a deer or wild turkey permit issued in the 655  
name of another person. 656

(C) The wildlife refunds fund is hereby created in the 657  
state treasury. The fund shall consist of money received from 658  
application fees for deer permits that are not issued. Money in 659  
the fund shall be used to make refunds of such application fees. 660

(D) If the division establishes a system for the 661  
electronic submission of information regarding deer or wild 662  
turkey that are taken, the division shall allow the owner and 663  
the children of the owner of lands in this state to use the 664  
owner's name or address for purposes of submitting that 665  
information electronically via that system. 666

**Sec. 1533.111.** Except as provided in this section or 667  
division (A) (2) of section 1533.12 of the Revised Code, no 668  
person shall hunt or trap fur-bearing animals on land of another 669  
without first obtaining some type of an annual fur taker permit. 670  
Each applicant for a fur taker permit or an apprentice fur taker 671  
permit shall pay an annual fee of fourteen dollars for the 672  
permit, except as otherwise provided in this section or unless 673  
the rules adopted under division (B) of section 1533.12 of the 674  
Revised Code provide for issuance of a fur taker permit to the 675  
applicant free of charge. Except as provided in rules adopted 676  
under division (B) (2) of that section, each applicant who is a 677  
resident of this state and who at the time of application is 678  
sixty-six years of age or older shall procure a special senior 679  
fur taker permit or an apprentice senior fur taker permit, the 680  
fee for which shall be one-half of the regular ~~fur taker~~ permit 681  
fee. Each applicant under the age of eighteen years shall 682  
procure a special youth fur taker permit or an apprentice youth 683  
fur taker permit, the fee for which shall be one-half of the 684



regular fur taker permit fee. Each type of fur taker permit 685  
~~shall run concurrently with~~ is valid during the hunting license 686  
year in which the permit is purchased. The money received shall 687  
be paid into the state treasury to the credit of the fund 688  
established in section 1533.15 of the Revised Code. Apprentice 689  
fur taker permits and apprentice youth fur taker permits are 690  
subject to the requirements established under section 1533.102 691  
of the Revised Code and rules adopted pursuant to it. 692

No fur taker permit shall be issued unless it is 693  
accompanied by a written explanation of the law in section 694  
1533.17 of the Revised Code and the penalty for its violation, 695  
including a description of terms of imprisonment and fines that 696  
may be imposed. 697

No fur taker permit, other than an apprentice fur taker 698  
permit or an apprentice youth fur taker permit, shall be issued 699  
unless the applicant presents to the agent authorized to issue a 700  
fur taker permit a previously held hunting license or trapping 701  
or fur taker permit or evidence of having held such a license or 702  
permit in content and manner approved by the chief of the 703  
division of wildlife, a certificate of completion issued upon 704  
completion of a trapper education course approved by the chief, 705  
or evidence of equivalent training in content and manner 706  
approved by the chief. A previously held apprentice hunting 707  
license, apprentice fur taker permit, or apprentice youth fur 708  
taker permit does not satisfy the requirement concerning the 709  
presentation of a previously held hunting license or fur taker 710  
permit or evidence of such a license or permit. 711

No person shall issue a fur taker permit, other than an 712  
apprentice fur taker permit or an apprentice youth fur taker 713  
permit, to any person who fails to present the evidence required 714

by this section. No person shall purchase or obtain a fur taker 715  
permit, other than an apprentice fur taker permit or an 716  
apprentice youth fur taker permit, without presenting to the 717  
issuing agent the evidence required by this section. Issuance of 718  
a fur taker permit in violation of the requirements of this 719  
section is an offense by both the purchaser of the illegally 720  
obtained permit and the clerk or agent who issued the permit. 721  
Any fur taker permit issued in violation of this section is 722  
void. 723

The chief, with approval of the wildlife council, shall 724  
adopt rules prescribing a trapper education course for first- 725  
time fur taker permit buyers, other than buyers of apprentice 726  
fur taker permits or apprentice youth fur taker permits, and for 727  
volunteer instructors. The course shall consist of subjects that 728  
include, but are not limited to, trapping techniques, animal 729  
habits and identification, trapping tradition and ethics, the 730  
trapper and conservation, the law in section 1533.17 of the 731  
Revised Code along with the penalty for its violation, including 732  
a description of terms of imprisonment and fines that may be 733  
imposed, and other law relating to trapping. Authorized 734  
personnel of the division of wildlife or volunteer instructors 735  
approved by the chief shall conduct the courses with such 736  
frequency and at such locations throughout the state as to 737  
reasonably meet the needs of permit applicants. The chief shall 738  
issue a certificate of completion to each person who 739  
successfully completes the course and passes an examination 740  
prescribed by the chief. 741

Every person, while hunting or trapping fur-bearing 742  
animals on lands of another, shall carry the person's fur taker 743  
permit with the person's signature written on the permit. 744  
Failure to carry such a signed permit constitutes an offense 745

under this section. The chief shall adopt any additional rules 746  
the chief considers necessary to carry out this section. 747

An owner who is a resident of this state or an owner who 748  
is exempt from obtaining a hunting license under section 1533.10 749  
of the Revised Code and the children of the owner of lands in 750  
this state may hunt or trap fur-bearing animals thereon without 751  
a fur taker permit. If the owner of land in this state is a 752  
limited liability company or a limited liability partnership 753  
that consists of three or fewer individual members or partners, 754  
as applicable, an individual member or partner who is a resident 755  
of this state and the member's or partner's children of any age 756  
may hunt or trap fur-bearing animals on the land owned by the 757  
limited liability company or limited liability partnership 758  
without a fur taker permit. In addition, if the owner of land in 759  
this state is a trust that has a total of three or fewer 760  
trustees and beneficiaries, an individual who is a trustee or 761  
beneficiary and who is a resident of this state and the 762  
individual's children of any age may hunt or trap fur-bearing 763  
animals on the land owned by the trust without a fur taker 764  
permit. The tenant and children of the tenant may hunt or trap 765  
fur-bearing animals on lands where they reside without a fur 766  
taker permit. 767

A fur taker permit is not transferable. No person shall 768  
carry a fur taker permit issued in the name of another person. 769

A fur taker permit entitles a nonresident to take from 770  
this state fur-bearing animals taken and possessed by the 771  
nonresident as provided by law or division rule. 772

**Sec. 1533.13.** Hunting and fishing licenses, wetlands 773  
habitat stamps, deer and wild turkey permits, fur taker permits, 774  
and any other licenses, permits, or stamps that are required 775

under this chapter or Chapter 1531. of the Revised Code and any 776  
reissued license, permit, or stamp may be issued by the clerk of 777  
the court of common pleas, village clerks, township fiscal 778  
officers, and other authorized agents designated by the chief of 779  
the division of wildlife. When required by the chief, a clerk, 780  
fiscal officer, or other agent shall give bond in the manner 781  
provided by the chief. All bonds, reports, except records 782  
prescribed by the auditor of state, and moneys received by those 783  
persons shall be handled under rules adopted by the director of 784  
natural resources. 785

The premium of any bond prescribed by the chief under this 786  
section may be paid by the chief. Any person who is designated 787  
and authorized by the chief to issue licenses, stamps, and 788  
permits as provided in this section, except the clerk of the 789  
court of common pleas, a village clerk, and a township fiscal 790  
officer, shall pay to the chief a premium in an amount that 791  
represents the person's portion of the premium paid by the chief 792  
under this section, which amount shall be established by the 793  
chief and approved by the wildlife council created under section 794  
1531.03 of the Revised Code. The chief shall pay all moneys that 795  
the chief receives as premiums under this section into the state 796  
treasury to the credit of the wildlife fund created under 797  
section 1531.17 of the Revised Code. 798

Every authorized agent, for the purpose of issuing hunting 799  
and fishing licenses, wetlands habitat stamps, deer and wild 800  
turkey permits, and fur taker permits, may administer oaths to 801  
and take affidavits from applicants for the licenses, stamps, or 802  
permits when required. An authorized agent may appoint deputies 803  
to perform any acts that the agent is authorized to perform, 804  
consistent with division rules. 805

Every applicant for a hunting or fishing license, wetlands habitat stamp, deer or wild turkey permit, or fur taker permit, unless otherwise provided by division rule, shall provide the applicant's name, date of birth, weight, height, and place of residence and any other information that the chief may require. The clerk, fiscal officer, or other agent authorized to issue licenses, stamps, and permits shall charge each applicant a fee of one dollar or four per cent of the cost of the license, stamp, or permit, whichever is greater, for taking the information provided by the applicant and issuing the license, stamp, or permit. The application, license, stamp, permit, and other blanks required by this section shall be prepared and furnished by the chief, in the form the chief provides, to the clerk, fiscal officer, or other agent authorized to issue them. The licenses and permits shall be issued to applicants by the clerk, fiscal officer, or other agent. The record of licenses and permits kept by the clerks, fiscal officers, and other agents shall be uniform throughout the state and in the form or manner as the auditor of state prescribes and shall be open at all reasonable hours to the inspection of any person. Unless otherwise provided by division rule, each annual hunting license, deer or wild turkey permit, and fur taker permit issued shall remain in force until ~~midnight of the thirty first day of August next ensuing~~ the first day of March. Application for any such license or permit may be made and a license or permit issued prior to the date upon which it becomes effective.

The chief may require an applicant who wishes to purchase a license, stamp, or permit by mail or telephone or via the internet to pay a nominal fee for postage and handling and credit card transactions.

The court before whom a violator of any laws or division

rules for the protection of wild animals is tried, as a part of 837  
the punishment, shall revoke the license, stamp, or permit of 838  
any person convicted. The license, stamp, or permit fee paid by 839  
that person shall not be returned to the person. The person 840  
shall not procure or use any other license, stamp, or permit or 841  
engage in hunting wild animals or trapping fur-bearing animals 842  
during the period of revocation as ordered by the court. 843

No person under sixteen years of age shall engage in 844  
hunting unless accompanied by the person's parent or another 845  
adult person. 846

**Sec. 1533.32.** (A) Except as provided in this section or 847  
division (A) (2) or (C) of section 1533.12 of the Revised Code or 848  
as exempted at the discretion of the chief of the division of 849  
wildlife, no person, including nonresidents, shall take or catch 850  
any fish by angling in any of the waters in the state or engage 851  
in fishing in those waters without a license. No person shall 852  
take or catch frogs or turtles without a valid fishing license, 853  
except as provided in this section. Persons fishing in privately 854  
owned ponds, lakes, or reservoirs to or from which fish are not 855  
accustomed to migrate are exempt from the license requirements 856  
set forth in this section. Persons fishing in privately owned 857  
ponds, lakes, or reservoirs that are open to public fishing 858  
through an agreement or lease with the division of wildlife 859  
shall comply with the license requirements set forth in this 860  
section. 861

(B) (1) The fee for an annual license shall be forty-nine 862  
dollars for a resident of a state that is not a party to an 863  
agreement under section 1533.91 of the Revised Code. The fee for 864  
an annual license shall be eighteen dollars for a resident of a 865  
state that is a party to such an agreement. The fee for an 866

annual license for residents of this state shall be eighteen 867  
dollars unless the rules adopted under division (B) of section 868  
1533.12 of the Revised Code provide for issuance of a resident 869  
fishing license to the applicant free of charge. Except as 870  
provided in rules adopted under division (B)(2) of that section, 871  
each applicant who is a resident of this state and who at the 872  
time of application is sixty-six years of age or older shall 873  
procure a special senior fishing license, the fee for which 874  
shall be one-half of the annual resident fishing license fee. 875

(2) Any person under the age of sixteen years may take or 876  
catch frogs and turtles and take or catch fish by angling 877  
without a license. 878

(C) (1) The chief of the division of wildlife may issue a 879  
tourist's license expiring three days from the effective date of 880  
the license to a resident of a state that is not a party to an 881  
agreement under section 1533.91 of the Revised Code. The fee for 882  
a tourist's license shall be eighteen dollars. 883

(2) The chief shall adopt rules under section 1531.10 of 884  
the Revised Code providing for the issuance of a one-day fishing 885  
license to a resident of this state or of any other state. The 886  
fee for such a license shall be fifty-five per cent of the 887  
amount established under this section for a tourist's license, 888  
rounded up to the nearest whole dollar. A one-day fishing 889  
license shall allow the holder to take or catch fish by angling 890  
in the waters in the state, engage in fishing in those waters, 891  
or take or catch frogs or turtles in those waters for one day 892  
without obtaining an annual license or a tourist's license under 893  
this section. At the request of a holder of a one-day fishing 894  
license who wishes to obtain an annual license, a clerk or agent 895  
authorized to issue licenses under section 1533.13 of the 896

Revised Code, not later than the last day on which the one-day 897  
license would be valid if it were an annual license, shall 898  
credit the amount of the fee paid for the one-day license toward 899  
the fee charged for the annual license if so authorized by the 900  
chief. The clerk or agent shall issue the annual license upon 901  
presentation of the one-day license and payment of a fee in an 902  
amount equal to the difference between the fee for the annual 903  
license and the fee for the one-day license. 904

(3) Unless otherwise provided by division rule, each 905  
annual license shall begin on the ~~first day of March of the~~ 906  
~~current year~~ date of issuance and expire ~~on the last day of~~ 907  
~~February of the following a year~~ from the date of issuance. 908

(4) Unless otherwise provided by division rule, each 909  
multi-year license issued in accordance with section 1533.321 of 910  
the Revised Code shall begin on the date of issuance and expire 911  
three years, five years, or ten years from the date of issuance, 912  
as applicable. 913

(5) No person shall alter a fishing license or possess a 914  
fishing license that has been altered. 915

(6) No person shall procure or attempt to procure a 916  
fishing license by fraud, deceit, misrepresentation, or any 917  
false statement. 918

(7) A resident of this state who owns land over, through, 919  
upon, or along which any water flows or stands, except where the 920  
land is in or borders on state parks or state-owned lakes, 921  
together with the members of the immediate families of such 922  
owners, may take frogs and turtles and may take or catch fish of 923  
the kind permitted to be taken or caught therefrom without 924  
procuring a license provided for in this section. This exemption 925



extends to tenants actually residing upon such lands and to the 926  
members of the immediate families of the tenants. A resident of 927  
any other state who owns land in this state over, through, upon, 928  
or along which any water flows or stands, except where the land 929  
is in or borders on state parks or state-owned lakes, and the 930  
spouse and children living with the owner, may take frogs and 931  
turtles and may take or catch fish of the kind permitted to be 932  
taken or caught from that water without obtaining a license 933  
under this section, provided that the state of residence of the 934  
owner allows residents of this state owning real property in 935  
that state, and the spouse and children living with such a 936  
property owner, to take frogs and turtles and take or catch fish 937  
without a license. If the owner of such land in this state is a 938  
limited liability company or a limited liability partnership 939  
that consists of three or fewer individual members or partners, 940  
as applicable, an individual member or partner who is a resident 941  
of this state and the member's or partner's children of any age 942  
may take frogs and turtles and may take or catch fish of the 943  
kind permitted to be taken or caught therefrom without procuring 944  
a license provided for in this section. In addition, if the 945  
owner of such land in this state is a trust that has a total of 946  
three or fewer trustees and beneficiaries, an individual who is 947  
a trustee or beneficiary and who is a resident of this state and 948  
the individual's children of any age may take frogs and turtles 949  
and may take or catch fish of the kind permitted to be taken or 950  
caught therefrom without procuring a license provided for in 951  
this section. Residents of state or county institutions, 952  
charitable institutions, and military homes in this state may 953  
take frogs and turtles without procuring the required license, 954  
provided that a member of the institution or home has an 955  
identification card, which shall be carried on that person when 956  
fishing. 957

(8) Every fisher required to be licensed, while fishing or 958  
taking or attempting to take frogs or turtles, shall carry the 959  
license and exhibit it to any person. Failure to so carry and 960  
exhibit the license constitutes an offense under this section. 961

Sec. 1533.321. (A) The chief of the division of wildlife 962  
may issue any of the following: 963

(1) Multi-year hunting or fishing licenses for three-, 964  
five-, or ten-year terms to a resident of this state; 965

(2) Lifetime hunting or fishing licenses to a resident of 966  
this state; 967

(3) A package consisting of any combination of license, 968  
stamp, or permit that the chief is authorized to issue under 969  
this chapter. 970

(B) The chief may adopt rules in accordance with section 971  
1531.10 of the Revised Code governing multi-year hunting and 972  
fishing licenses, lifetime hunting and fishing licenses, and 973  
combination packages, including rules establishing fees for the 974  
combination packages. The chief shall ensure that the price for 975  
a combination package is not discounted by more than five per 976  
cent of the total fees for the licenses, permits, or stamps that 977  
a person would otherwise pay for those licenses, permits, or 978  
stamps if the person purchased them individually. 979

(C) (1) The multi-year and lifetime license fund is hereby 980  
created in the state treasury. The fund shall consist of money 981  
received from application fees for multi-year and lifetime 982  
hunting and fishing licenses. 983

(2) Each fiscal year, a prorated amount of the money from 984  
each multi-year and lifetime license fee shall be transferred 985  
from the multi-year and lifetime license fund to the fund into 986

which the applicable single year license fee would otherwise be 987  
deposited. The prorated amount shall equal the total amount of 988  
the fee charged for the license divided by the number of years 989  
the license is valid. The chief shall adopt rules in accordance 990  
with section 1531.10 of the Revised Code for the administration 991  
of this division, including establishing a system that prorates 992  
lifetime license fees for deposit each year into the wildlife 993  
fund created in section 1531.17 of the Revised Code. 994

(3) Each fiscal year, all previous year's investment 995  
earnings from the multi-year and lifetime license fund shall be 996  
transferred into the wildlife fund created in section 1531.17 of 997  
the Revised Code. 998

(D) (1) Each applicant for a multi-year or lifetime fishing 999  
license who is a resident of this state shall pay a fee for each 1000  
license in accordance with the following schedule: 1001

<u>Senior 3-year fishing license</u>	<u>\$27.50</u>	1002
<u>Senior 5-year fishing license</u>	<u>\$45.75</u>	1003
<u>Senior lifetime fishing license</u>	<u>\$81.00</u>	1004
<u>3-year fishing license</u>	<u>\$52.00</u>	1005
<u>5-year fishing license</u>	<u>\$86.75</u>	1006
<u>10-year fishing license</u>	<u>\$173.50</u>	1007
<u>Lifetime fishing license</u>	<u>\$450.00</u>	1008
<u>Youth lifetime fishing license</u>	<u>\$414.00</u>	1009

(2) As used in division (D) (1) of this section: 1010

(a) "Youth" means an applicant who is under the age of 1011  
sixteen years at the time of application for a permit. 1012

(b) "Senior" means an applicant who is sixty-six years of 1013  
age or older at the time of application for a permit. 1014

(E) (1) Each applicant for a multi-year or lifetime hunting 1015  
license who is a resident of this state shall pay a fee for each 1016  
license in accordance with the following schedule: 1017

Senior 3-year hunting license \$27.50 1018

Senior 5-year hunting license \$45.75 1019

Senior lifetime hunting license \$81.00 1020

Youth 3-year hunting license \$27.50 1021

Youth 5-year hunting license \$45.75 1022

Youth 10-year hunting license \$91.50 1023

Youth lifetime hunting license \$414.00 1024

3-year hunting license \$52.00 1025

5-year hunting license \$86.75 1026

10-year hunting license \$173.50 1027

Lifetime hunting license \$450.00 1028

(2) As used in division (E) (1) of this section: 1029

(a) "Youth" means an applicant who is under the age of 1030  
eighteen years at the time of application for a permit. 1031

(b) "Senior" means an applicant who is sixty-six years of 1032  
age or older at the time of application for a permit. 1033

(F) If a person who is issued a multi-year hunting or 1034  
fishing license or lifetime hunting or fishing license in 1035  
accordance with division (A) of this section subsequently 1036  
becomes a nonresident after issuance of the license, the 1037

person's license remains valid in this state during its term, 1038  
regardless of residency status. 1039

Sec. 1533.38. (A) Except as otherwise provided in this 1040  
section, no nonresident shall take fish from the Lake Erie sport 1041  
fishing district between the first day of January and the last 1042  
day of April each year without first obtaining a nonresident 1043  
Lake Erie sport fishing district permit. 1044

(B) Each applicant for a nonresident Lake Erie sport 1045  
fishing district permit shall pay an annual fee of ten dollars 1046  
for each permit. All money derived from the permit shall be 1047  
deposited into the wildlife fund created in section 1531.17 of 1048  
the Revised Code and shall be appropriated exclusively for the 1049  
following purposes: 1050

(1) For the protection, propagation, preservation, and 1051  
stocking of fish in Lake Erie; 1052

(2) For the securing of more public fishing water access 1053  
including leasing, purchasing, or otherwise acquiring stream 1054  
banks, bottoms, and marginal strips, headwaters, and other 1055  
suitable public fishing grounds in the Lake Erie sport fishing 1056  
district as authorized under section 1531.06 of the Revised 1057  
Code; 1058

(3) For the cooperation with other agencies, as provided 1059  
in section 1501.02 of the Revised Code, to assist in the 1060  
prevention, control, and management of injurious aquatic 1061  
invasive species in Lake Erie; 1062

(4) For other practical fish management work in Lake Erie, 1063  
including biological investigations; 1064

(5) For promoting educational and research activities, 1065  
other methods of fish propagation and fish culture, and other 1066

proper conservation activities in Lake Erie. 1067

(C) The chief of the division of wildlife shall adopt any 1068  
rules in accordance with section 1531.10 of the Revised Code 1069  
that the chief considers necessary to implement this section. 1070

**Sec. 2923.16.** (A) No person shall knowingly discharge a 1071  
firearm while in or on a motor vehicle. 1072

(B) No person shall knowingly transport or have a loaded 1073  
firearm in a motor vehicle in such a manner that the firearm is 1074  
accessible to the operator or any passenger without leaving the 1075  
vehicle. 1076

(C) No person shall knowingly transport or have a firearm 1077  
in a motor vehicle, unless the person may lawfully possess that 1078  
firearm under applicable law of this state or the United States, 1079  
the firearm is unloaded, and the firearm is carried in one of 1080  
the following ways: 1081

(1) In a closed package, box, or case; 1082

(2) In a compartment that can be reached only by leaving 1083  
the vehicle; 1084

(3) In plain sight and secured in a rack or holder made 1085  
for the purpose; 1086

(4) If the firearm is at least twenty-four inches in 1087  
overall length as measured from the muzzle to the part of the 1088  
stock furthest from the muzzle and if the barrel is at least 1089  
eighteen inches in length, either in plain sight with the action 1090  
open or the weapon stripped, or, if the firearm is of a type on 1091  
which the action will not stay open or which cannot easily be 1092  
stripped, in plain sight. 1093

(D) No person shall knowingly transport or have a loaded 1094

handgun in a motor vehicle if, at the time of that 1095  
transportation or possession, any of the following applies: 1096

(1) The person is under the influence of alcohol, a drug 1097  
of abuse, or a combination of them. 1098

(2) The person's whole blood, blood serum or plasma, 1099  
breath, or urine contains a concentration of alcohol, a listed 1100  
controlled substance, or a listed metabolite of a controlled 1101  
substance prohibited for persons operating a vehicle, as 1102  
specified in division (A) of section 4511.19 of the Revised 1103  
Code, regardless of whether the person at the time of the 1104  
transportation or possession as described in this division is 1105  
the operator of or a passenger in the motor vehicle. 1106

(E) No person who has been issued a concealed handgun 1107  
license or who is an active duty member of the armed forces of 1108  
the United States and is carrying a valid military 1109  
identification card and documentation of successful completion 1110  
of firearms training that meets or exceeds the training 1111  
requirements described in division (G)(1) of section 2923.125 of 1112  
the Revised Code, who is the driver or an occupant of a motor 1113  
vehicle that is stopped as a result of a traffic stop or a stop 1114  
for another law enforcement purpose or is the driver or an 1115  
occupant of a commercial motor vehicle that is stopped by an 1116  
employee of the motor carrier enforcement unit for the purposes 1117  
defined in section 5503.34 of the Revised Code, and who is 1118  
transporting or has a loaded handgun in the motor vehicle or 1119  
commercial motor vehicle in any manner, shall do any of the 1120  
following: 1121

(1) Fail to promptly inform any law enforcement officer 1122  
who approaches the vehicle while stopped that the person has 1123  
been issued a concealed handgun license or is authorized to 1124

carry a concealed handgun as an active duty member of the armed 1125  
forces of the United States and that the person then possesses 1126  
or has a loaded handgun in the motor vehicle; 1127

(2) Fail to promptly inform the employee of the unit who 1128  
approaches the vehicle while stopped that the person has been 1129  
issued a concealed handgun license or is authorized to carry a 1130  
concealed handgun as an active duty member of the armed forces 1131  
of the United States and that the person then possesses or has a 1132  
loaded handgun in the commercial motor vehicle; 1133

(3) Knowingly fail to remain in the motor vehicle while 1134  
stopped or knowingly fail to keep the person's hands in plain 1135  
sight at any time after any law enforcement officer begins 1136  
approaching the person while stopped and before the law 1137  
enforcement officer leaves, unless the failure is pursuant to 1138  
and in accordance with directions given by a law enforcement 1139  
officer; 1140

(4) Knowingly have contact with the loaded handgun by 1141  
touching it with the person's hands or fingers in the motor 1142  
vehicle at any time after the law enforcement officer begins 1143  
approaching and before the law enforcement officer leaves, 1144  
unless the person has contact with the loaded handgun pursuant 1145  
to and in accordance with directions given by the law 1146  
enforcement officer; 1147

(5) Knowingly disregard or fail to comply with any lawful 1148  
order of any law enforcement officer given while the motor 1149  
vehicle is stopped, including, but not limited to, a specific 1150  
order to the person to keep the person's hands in plain sight. 1151

(F) (1) Divisions (A), (B), (C), and (E) of this section do 1152  
not apply to any of the following: 1153



(a) An officer, agent, or employee of this or any other state or the United States, or a law enforcement officer, when authorized to carry or have loaded or accessible firearms in motor vehicles and acting within the scope of the officer's, agent's, or employee's duties;

(b) Any person who is employed in this state, who is authorized to carry or have loaded or accessible firearms in motor vehicles, and who is subject to and in compliance with the requirements of section 109.801 of the Revised Code, unless the appointing authority of the person has expressly specified that the exemption provided in division (F) (1) (b) of this section does not apply to the person.

(2) Division (A) of this section does not apply to a person if all of the following circumstances apply:

(a) The person discharges a firearm from a motor vehicle at a coyote or groundhog, the discharge is not during the deer gun hunting season as set by the chief of the division of wildlife of the department of natural resources, and the discharge at the coyote or groundhog, but for the operation of this section, is lawful.

(b) The motor vehicle from which the person discharges the firearm is on real property that is located in an unincorporated area of a township and that either is zoned for agriculture or is used for agriculture.

(c) The person owns the real property described in division (F) (2) (b) of this section, is the spouse or a child of another person who owns that real property, is a tenant of another person who owns that real property, or is the spouse or a child of a tenant of another person who owns that real

property. 1183

(d) The person does not discharge the firearm in any of 1184  
the following manners: 1185

(i) While under the influence of alcohol, a drug of abuse, 1186  
or alcohol and a drug of abuse; 1187

(ii) In the direction of a street, highway, or other 1188  
public or private property used by the public for vehicular 1189  
traffic or parking; 1190

(iii) At or into an occupied structure that is a permanent 1191  
or temporary habitation; 1192

(iv) In the commission of any violation of law, including, 1193  
but not limited to, a felony that includes, as an essential 1194  
element, purposely or knowingly causing or attempting to cause 1195  
the death of or physical harm to another and that was committed 1196  
by discharging a firearm from a motor vehicle. 1197

(3) Division (A) of this section does not apply to a 1198  
person if all of the following apply: 1199

(a) The person possesses a valid ~~electric powered~~-all- 1200  
purpose vehicle permit issued under section 1533.103 of the 1201  
Revised Code by the chief of the division of wildlife. 1202

(b) The person discharges a firearm at a wild quadruped or 1203  
game bird as defined in section 1531.01 of the Revised Code 1204  
during the open hunting season for the applicable wild quadruped 1205  
or game bird. 1206

(c) The person discharges a firearm from a stationary 1207  
~~electric powered~~-all-purpose vehicle as defined in section 1208  
1531.01 of the Revised Code from private or publicly owned lands 1209  
or from a motor vehicle that is parked on a road that is owned 1210

or administered by the division of wildlife, ~~provided that the~~ 1211  
~~road is identified by an electric powered all-purpose vehicle~~ 1212  
~~sign.~~ 1213

(d) The person does not discharge the firearm in any of 1214  
the following manners: 1215

(i) While under the influence of alcohol, a drug of abuse, 1216  
or alcohol and a drug of abuse; 1217

(ii) In the direction of a street, a highway, or other 1218  
public or private property that is used by the public for 1219  
vehicular traffic or parking; 1220

(iii) At or into an occupied structure that is a permanent 1221  
or temporary habitation; 1222

(iv) In the commission of any violation of law, including, 1223  
but not limited to, a felony that includes, as an essential 1224  
element, purposely or knowingly causing or attempting to cause 1225  
the death of or physical harm to another and that was committed 1226  
by discharging a firearm from a motor vehicle. 1227

(4) Divisions (B) and (C) of this section do not apply to 1228  
a person if all of the following circumstances apply: 1229

(a) At the time of the alleged violation of either of 1230  
those divisions, the person is the operator of or a passenger in 1231  
a motor vehicle. 1232

(b) The motor vehicle is on real property that is located 1233  
in an unincorporated area of a township and that either is zoned 1234  
for agriculture or is used for agriculture. 1235

(c) The person owns the real property described in 1236  
division (D) (4) (b) of this section, is the spouse or a child of 1237  
another person who owns that real property, is a tenant of 1238

another person who owns that real property, or is the spouse or 1239  
a child of a tenant of another person who owns that real 1240  
property. 1241

(d) The person, prior to arriving at the real property 1242  
described in division (D) (4) (b) of this section, did not 1243  
transport or possess a firearm in the motor vehicle in a manner 1244  
prohibited by division (B) or (C) of this section while the 1245  
motor vehicle was being operated on a street, highway, or other 1246  
public or private property used by the public for vehicular 1247  
traffic or parking. 1248

(5) Divisions (B) and (C) of this section do not apply to 1249  
a person who transports or possesses a handgun in a motor 1250  
vehicle if, at the time of that transportation or possession, 1251  
both of the following apply: 1252

(a) The person transporting or possessing the handgun is 1253  
either carrying a valid concealed handgun license or is an 1254  
active duty member of the armed forces of the United States and 1255  
is carrying a valid military identification card and 1256  
documentation of successful completion of firearms training that 1257  
meets or exceeds the training requirements described in division 1258  
(G) (1) of section 2923.125 of the Revised Code. 1259

(b) The person transporting or possessing the handgun is 1260  
not knowingly in a place described in division (B) of section 1261  
2923.126 of the Revised Code. 1262

(6) Divisions (B) and (C) of this section do not apply to 1263  
a person if all of the following apply: 1264

(a) The person possesses a valid ~~electric-powered~~ all- 1265  
purpose vehicle permit issued under section 1533.103 of the 1266  
Revised Code by the chief of the division of wildlife. 1267

(b) The person is on or in an ~~electric powered~~-all-purpose 1268  
vehicle as defined in section 1531.01 of the Revised Code or a 1269  
motor vehicle during the open hunting season for a wild 1270  
quadruped or game bird. 1271

(c) The person is on or in an ~~electric powered~~-all-purpose 1272  
vehicle as defined in section 1531.01 of the Revised Code on 1273  
private or publicly owned lands or on or in a motor vehicle that 1274  
is parked on a road that is owned or administered by the 1275  
division of wildlife, ~~provided that the road is identified by an~~ 1276  
~~electric powered all purpose vehicle sign.~~ 1277

(7) Nothing in this section prohibits or restricts a 1278  
person from possessing, storing, or leaving a firearm in a 1279  
locked motor vehicle that is parked in the state underground 1280  
parking garage at the state capitol building or in the parking 1281  
garage at the Riffe center for government and the arts in 1282  
Columbus, if the person's transportation and possession of the 1283  
firearm in the motor vehicle while traveling to the premises or 1284  
facility was not in violation of division (A), (B), (C), (D), or 1285  
(E) of this section or any other provision of the Revised Code. 1286

(G) (1) The affirmative defenses authorized in divisions 1287  
(D) (1) and (2) of section 2923.12 of the Revised Code are 1288  
affirmative defenses to a charge under division (B) or (C) of 1289  
this section that involves a firearm other than a handgun. 1290

(2) It is an affirmative defense to a charge under 1291  
division (B) or (C) of this section of improperly handling 1292  
firearms in a motor vehicle that the actor transported or had 1293  
the firearm in the motor vehicle for any lawful purpose and 1294  
while the motor vehicle was on the actor's own property, 1295  
provided that this affirmative defense is not available unless 1296  
the person, immediately prior to arriving at the actor's own 1297

property, did not transport or possess the firearm in a motor 1298  
vehicle in a manner prohibited by division (B) or (C) of this 1299  
section while the motor vehicle was being operated on a street, 1300  
highway, or other public or private property used by the public 1301  
for vehicular traffic. 1302

(H) (1) No person who is charged with a violation of 1303  
division (B), (C), or (D) of this section shall be required to 1304  
obtain a concealed handgun license as a condition for the 1305  
dismissal of the charge. 1306

(2) (a) If a person is convicted of, was convicted of, 1307  
pleads guilty to, or has pleaded guilty to a violation of 1308  
division (E) of this section as it existed prior to September 1309  
30, 2011, and if the conduct that was the basis of the violation 1310  
no longer would be a violation of division (E) of this section 1311  
on or after September 30, 2011, the person may file an 1312  
application under section 2953.37 of the Revised Code requesting 1313  
the expungement of the record of conviction. 1314

If a person is convicted of, was convicted of, pleads 1315  
guilty to, or has pleaded guilty to a violation of division (B) 1316  
or (C) of this section as the division existed prior to 1317  
September 30, 2011, and if the conduct that was the basis of the 1318  
violation no longer would be a violation of division (B) or (C) 1319  
of this section on or after September 30, 2011, due to the 1320  
application of division (F) (5) of this section as it exists on 1321  
and after September 30, 2011, the person may file an application 1322  
under section 2953.37 of the Revised Code requesting the 1323  
expungement of the record of conviction. 1324

(b) The attorney general shall develop a public media 1325  
advisory that summarizes the expungement procedure established 1326  
under section 2953.37 of the Revised Code and the offenders 1327

identified in division (H) (2) (a) of this section who are 1328  
authorized to apply for the expungement. Within thirty days 1329  
after September 30, 2011, the attorney general shall provide a 1330  
copy of the advisory to each daily newspaper published in this 1331  
state and each television station that broadcasts in this state. 1332  
The attorney general may provide the advisory in a tangible 1333  
form, an electronic form, or in both tangible and electronic 1334  
forms. 1335

(I) Whoever violates this section is guilty of improperly 1336  
handling firearms in a motor vehicle. Violation of division (A) 1337  
of this section is a felony of the fourth degree. Violation of 1338  
division (C) of this section is a misdemeanor of the fourth 1339  
degree. A violation of division (D) of this section is a felony 1340  
of the fifth degree or, if the loaded handgun is concealed on 1341  
the person's person, a felony of the fourth degree. Except as 1342  
otherwise provided in this division, a violation of division (E) 1343  
(1) or (2) of this section is a misdemeanor of the first degree, 1344  
and, in addition to any other penalty or sanction imposed for 1345  
the violation, the offender's concealed handgun license shall be 1346  
suspended pursuant to division (A) (2) of section 2923.128 of the 1347  
Revised Code. If at the time of the stop of the offender for a 1348  
traffic stop, for another law enforcement purpose, or for a 1349  
purpose defined in section 5503.34 of the Revised Code that was 1350  
the basis of the violation any law enforcement officer involved 1351  
with the stop or the employee of the motor carrier enforcement 1352  
unit who made the stop had actual knowledge of the offender's 1353  
status as a licensee, a violation of division (E) (1) or (2) of 1354  
this section is a minor misdemeanor, and the offender's 1355  
concealed handgun license shall not be suspended pursuant to 1356  
division (A) (2) of section 2923.128 of the Revised Code. A 1357  
violation of division (E) (4) of this section is a felony of the 1358

fifth degree. A violation of division (E) (3) or (5) of this 1359  
section is a misdemeanor of the first degree or, if the offender 1360  
previously has been convicted of or pleaded guilty to a 1361  
violation of division (E) (3) or (5) of this section, a felony of 1362  
the fifth degree. In addition to any other penalty or sanction 1363  
imposed for a misdemeanor violation of division (E) (3) or (5) of 1364  
this section, the offender's concealed handgun license shall be 1365  
suspended pursuant to division (A) (2) of section 2923.128 of the 1366  
Revised Code. A violation of division (B) of this section is a 1367  
felony of the fourth degree. 1368

(J) If a law enforcement officer stops a motor vehicle for 1369  
a traffic stop or any other purpose, if any person in the motor 1370  
vehicle surrenders a firearm to the officer, either voluntarily 1371  
or pursuant to a request or demand of the officer, and if the 1372  
officer does not charge the person with a violation of this 1373  
section or arrest the person for any offense, the person is not 1374  
otherwise prohibited by law from possessing the firearm, and the 1375  
firearm is not contraband, the officer shall return the firearm 1376  
to the person at the termination of the stop. If a court orders 1377  
a law enforcement officer to return a firearm to a person 1378  
pursuant to the requirement set forth in this division, division 1379  
(B) of section 2923.163 of the Revised Code applies. 1380

(K) As used in this section: 1381

(1) "Motor vehicle," "street," and "highway" have the same 1382  
meanings as in section 4511.01 of the Revised Code. 1383

(2) "Occupied structure" has the same meaning as in 1384  
section 2909.01 of the Revised Code. 1385

(3) "Agriculture" has the same meaning as in section 1386  
519.01 of the Revised Code. 1387



(4) "Tenant" has the same meaning as in section 1531.01 of the Revised Code. 1388  
1389

(5) (a) "Unloaded" means, with respect to a firearm other than a firearm described in division (K) (6) of this section, that no ammunition is in the firearm in question, no magazine or speed loader containing ammunition is inserted into the firearm in question, and one of the following applies: 1390  
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(i) There is no ammunition in a magazine or speed loader that is in the vehicle in question and that may be used with the firearm in question. 1395  
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(ii) Any magazine or speed loader that contains ammunition and that may be used with the firearm in question is stored in a compartment within the vehicle in question that cannot be accessed without leaving the vehicle or is stored in a container that provides complete and separate enclosure. 1398  
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(b) For the purposes of division (K) (5) (a) (ii) of this section, a "container that provides complete and separate enclosure" includes, but is not limited to, any of the following: 1403  
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(i) A package, box, or case with multiple compartments, as long as the loaded magazine or speed loader and the firearm in question either are in separate compartments within the package, box, or case, or, if they are in the same compartment, the magazine or speed loader is contained within a separate enclosure in that compartment that does not contain the firearm and that closes using a snap, button, buckle, zipper, hook and loop closing mechanism, or other fastener that must be opened to access the contents or the firearm is contained within a separate enclosure of that nature in that compartment that does 1407  
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not contain the magazine or speed loader; 1417

(ii) A pocket or other enclosure on the person of the 1418  
person in question that closes using a snap, button, buckle, 1419  
zipper, hook and loop closing mechanism, or other fastener that 1420  
must be opened to access the contents. 1421

(c) For the purposes of divisions (K) (5) (a) and (b) of 1422  
this section, ammunition held in stripper-clips or in en-bloc 1423  
clips is not considered ammunition that is loaded into a 1424  
magazine or speed loader. 1425

(6) "Unloaded" means, with respect to a firearm employing 1426  
a percussion cap, flintlock, or other obsolete ignition system, 1427  
when the weapon is uncapped or when the priming charge is 1428  
removed from the pan. 1429

(7) "Commercial motor vehicle" has the same meaning as in 1430  
division (A) of section 4506.25 of the Revised Code. 1431

(8) "Motor carrier enforcement unit" means the motor 1432  
carrier enforcement unit in the department of public safety, 1433  
division of state highway patrol, that is created by section 1434  
5503.34 of the Revised Code. 1435

(L) Divisions (K) (5) (a) and (b) of this section do not 1436  
affect the authority of a person who is carrying a valid 1437  
concealed handgun license to have one or more magazines or speed 1438  
loaders containing ammunition anywhere in a vehicle, without 1439  
being transported as described in those divisions, as long as no 1440  
ammunition is in a firearm, other than a handgun, in the vehicle 1441  
other than as permitted under any other provision of this 1442  
chapter. A person who is carrying a valid concealed handgun 1443  
license may have one or more magazines or speed loaders 1444  
containing ammunition anywhere in a vehicle without further 1445

restriction, as long as no ammunition is in a firearm, other 1446  
than a handgun, in the vehicle other than as permitted under any 1447  
provision of this chapter. 1448

**Section 2.** That existing sections 1531.01, 1533.01, 1449  
1533.10, 1533.101, 1533.102, 1533.103, 1533.11, 1533.111, 1450  
1533.13, 1533.32, and 2923.16 of the Revised Code are hereby 1451  
repealed. 1452