

As Introduced

**126th General Assembly
Regular Session
2005-2006**

H. B. No. 508

**Representatives Hood, McGregor, J., Brinkman, Hoops, Law, Fessler,
Reidelbach, Cassell, Gilb, Schaffer**

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To amend section 5502.99 and to enact section 1
5502.371 of the Revised Code to prohibit the 2
confiscation of lawfully owned and carried 3
firearms during a state of emergency. 4

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

Section 1. That section 5502.99 be amended and section 5
5502.371 of the Revised Code be enacted to read as follows: 6

Sec. 5502.371. No law enforcement officer, person acting as a 7
law enforcement officer, or other public official shall confiscate 8
or attempt to confiscate any lawfully carried or lawfully owned 9
firearm in this state during a declared state of emergency. 10

Sec. 5502.99. (A) Whoever violates division (A) of section 11
5502.37 of the Revised Code shall be fined fifty dollars or 12
imprisoned for not less than sixty days, or both. 13

(B) Whoever violates division (B) of section 5502.37 of the 14
Revised Code shall be fined not less than five thousand nor more 15
than ten thousand dollars, or imprisoned for not less than one nor 16
more than five years, or both. 17

(C) Whoever violates division (C) or (D) of section 5502.37 18

of the Revised Code shall be fined not less than two thousand nor
more than five thousand dollars, or imprisoned for not less than
one nor more than five years, or both.

(D) Except as provided in divisions (A), (B), and (C) of this
section and unless another penalty is provided by the laws of this
state, whoever violates sections 5502.21 to 5502.37 of the Revised
Code, or any other law enacted, adopted, or issued pursuant to
those sections, shall be fined not more than fifty dollars or
imprisoned for not more than sixty days, or both.

(E) Whoever violates section 5502.371 of the Revised Code is
guilty of a felony of the fifth degree and shall be fined not less
than five thousand dollars or imprisoned for not less than six
months or both.

Section 2. That existing section 5502.99 of the Revised Code
is hereby repealed.