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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

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Office

**H.B. 110**  
**136<sup>th</sup> General Assembly**

## Bill Analysis

**Version:** As Introduced

**Primary Sponsors:** Reps. C. Thomas and Williams

Shalanda R. Plowden, Attorney

### SUMMARY

- Increases the penalty for voyeurism as follows:
  - Regarding invading the privacy of another to spy or eavesdrop, to a third degree felony if the offender has previously been convicted of or pleaded guilty to two or more violations of the offense.
  - Regarding the viewing of another's private area, to a third degree felony if the offender has previously been convicted of or pleaded guilty to two or more violations of the offense.
  - Regarding viewing the body or undergarments of another, to a third degree felony if the offender has previously been convicted of or pleaded guilty to two or more violations of the offense.
  - Regarding the viewing of a minor's private area, to a third degree felony if the offender has previously been convicted of or pleaded guilty to two or more violations of the offense.

### DETAILED ANALYSIS

#### Voyeurism

Under continuing law, there are four different circumstances in which a person can commit voyeurism. These circumstances are as follows:

- By, for the purpose of sexually arousing or gratifying the person's self, committing trespass or otherwise surreptitiously invading the privacy of another, to spy or eavesdrop on another. A violation of this prohibition is a third degree misdemeanor.<sup>1</sup>
- By, for the purpose of viewing the private areas of another, committing trespass or otherwise surreptitiously videotaping, filming, photographing, broadcasting, streaming, or otherwise recording another person in a place where the person has a reasonable expectation of privacy. A violation of this prohibition is a second degree misdemeanor.<sup>2</sup>
- By, for the purpose of viewing the body of, or the undergarments worn by another, secretly or surreptitiously videotaping, filming, or otherwise recording the other person above, under, or through the clothing being worn by that other person. A violation of this prohibition is a first degree misdemeanor.<sup>3</sup>
- By, for the purpose of viewing the private areas of a minor, committing trespass or otherwise surreptitiously videotaping, filming, photographing, broadcasting, streaming, or otherwise recording a minor in a place where the minor has a reasonable expectation of privacy. A violation of this prohibition is a fifth degree felony.<sup>4</sup>

If the offender in any of those circumstances previously has been convicted of or pleaded guilty to two or more violations, the bill increases the penalty to a third degree felony.<sup>5</sup>

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## HISTORY

Action	Date
Introduced	02-18-25

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<sup>1</sup> R.C. 2907.08(A) and (E)(2).

<sup>2</sup> R.C. 2907.08(B) and (E)(3).

<sup>3</sup> R.C. 2907.08(C) and (E)(5).

<sup>4</sup> R.C. 2907.08(D) and (E)(4).

<sup>5</sup> R.C. 2907.08(E)(2), (3), (4), and (5).