



www.lsc.ohio.gov

# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

**H.B. 161**  
**133rd General Assembly**

## Bill Analysis

[Click here for H.B. 161's Fiscal Note](#)

**Version:** As Reported by House Criminal Justice\*

**Primary Sponsor:** Rep. R. Smith

Nicholas A. Keller, Attorney

### SUMMARY

- Increases the penalty for gross abuse of a corpse from a fifth degree felony to a third degree felony.

### DETAILED ANALYSIS

#### Gross abuse of a corpse

Under continuing law, no person, except as authorized by law, is permitted to treat a human corpse in a way that would outrage reasonable community sensibilities. A person who violates this provision is guilty of gross abuse of a corpse.

#### Penalties for gross abuse of a corpse

The bill increases the penalty for gross abuse of a corpse from a fifth degree felony to a third degree felony.<sup>1</sup> A person who commits a fifth degree felony may be subject to a fine of up to \$2,500 and term of incarceration of 6, 7, 8, 9, 10, 11, or 12 months. Alternatively, a person who commits a third degree felony may be subject to a fine of up to \$10,000 and a term of incarceration of 9, 12, 18, 24, 30, or 36 months.<sup>2</sup>

### HISTORY

Action	Date
Introduced	03-25-19
Reported, H. Criminal Justice	---

H0161-RH-133/ts

\* This analysis was prepared before the report of the House Criminal Justice Committee appeared in the House Journal. Note that the legislative history may be incomplete.

<sup>1</sup> R.C. 2927.01(C).

<sup>2</sup> R.C. 2929.14(A)(3)(b) and (A)(5) and 2929.18(A)(3), not in the bill.