



ENACTMENT NEWS

Senate Bill 25

“Relapse Reduction Act” – trafficking near addiction service providers

Effective July 21, 2022

On April 21, 2022, Governor DeWine signed Senate Bill 25 (Sen. Gavarone) into law. The bill increases penalties for drug trafficking when committed in the proximity of an addiction service provider. It takes effect on July 21, 2022.

Trafficking near addiction services provider

Under existing law, the penalty for certain drug-trafficking offenses is enhanced when committed in the vicinity of a school or a juvenile. Under S.B. 25, the same enhancements apply if the drug-trafficking offense is committed in the vicinity of a substance addiction services provider or a recovering addict.

“Committed in the vicinity of a substance addiction services provider or a recovering addict” is defined in the bill to mean:

- The offense is committed on the premises or within 500 feet of a substance addiction services provider’s facility and the offender knew or should know that the offense is being committed in such proximity to a provider
- The offender sells, offers to sell, delivers, or distributes the controlled substance to a person who is receiving treatment at the time of the commission of the offense or received treatment within thirty days prior to the commission of the offense from a substance addiction services provider and the offender knows that the person is receiving or received such treatment.

A “substance addiction treatment provider” is defined as an agency, association, corporation, or other legal entity, individual, or program that provides one or more of the following at a facility:

- Alcohol or drug addiction services, or both, that are certified by the Department of Mental Health and Addiction Services
- Recovery supports related to alcohol or drug addiction services, or both, that are paid for with federal, state, or local funds administered by the Department of Mental Health and Addiction Services or a local ADAMH board.

The Ohio Senate passed the bill by a vote of 29-1 on September 15, 2021, and the House passed the bill by a vote of 86-10 on April 6, 2022. The Senate voted to concur in House amendments by a vote of 32-0 the same day.