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| section 5123.01 of the Revised Code. | 231 |
| (5) "Peace officer" has the same meaning as in section 2935.01 of the Revised Code. | 232 233 |
| (6) "Mental illness" and "psychiatrist" have the same meanings as in section 5122.01 of the Revised Code. | 234 235 |
| (7) "Psychologist" has the same meaning as in section 4732.01 of the Revised Code. | 236 237 |
| <u>(8) "Felony sex offense" means a violation of a section contained in Chapter 2907. of the Revised Code that is a felony.</u> | 238 239 |
| Sec. 2953.31. As used in sections 2953.31 to 2953.36 of the Revised Code: | 240 241 |
| (A) (1) "Eligible offender" means either of the following: | 242 |
| (a) Anyone who has been convicted of one or more offenses, but not more than five felonies, in this state or any other jurisdiction, if all of the offenses in this state are felonies of the fourth or fifth degree or misdemeanors and none of those offenses are an offense of violence or a felony sex offense and all of the offenses in another jurisdiction, if committed in this state, would be felonies of the fourth or fifth degree or misdemeanors and none of those offenses would be an offense of violence or a felony sex offense; | 243 244 245 246 247 248 249 250 251 |
| (b) Anyone who has been convicted of an offense in this state or any other jurisdiction, to whom division (A) (1) (a) of this section does not apply, and who has not more than one two <u>felony conviction convictions</u> , not more than two four <u>misdemeanor convictions</u> , or not more than one two <u>felony conviction convictions</u> and one two <u>misdemeanor conviction convictions</u> in this state or any other jurisdiction. <u>The</u> | 252 253 254 255 256 257 258 |

conviction that is requested to be sealed shall be a conviction 259
that is eligible for sealing as provided in section 2953.36 of 260
the Revised Code. When two or more convictions result from or 261
are connected with the same act or result from offenses 262
committed at the same time, they shall be counted as one 263
conviction. When two or three convictions result from the same 264
indictment, information, or complaint, from the same plea of 265
guilty, or from the same official proceeding, and result from 266
related criminal acts that were committed within a three-month 267
period but do not result from the same act or from offenses 268
committed at the same time, they shall be counted as one 269
conviction, provided that a court may decide as provided in 270
division (C)(1)(a) of section 2953.32 of the Revised Code that 271
it is not in the public interest for the two or three 272
convictions to be counted as one conviction. 273

(2) For purposes of, and except as otherwise provided in, 274
division (A)(1)(b) of this section, a conviction for a minor 275
misdemeanor, for a violation of any section in Chapter 4507., 276
4510., 4511., 4513., or 4549. of the Revised Code, or for a 277
violation of a municipal ordinance that is substantially similar 278
to any section in those chapters is not a conviction. However, a 279
conviction for a violation of section 4511.19, 4511.251, 280
4549.02, 4549.021, 4549.03, 4549.042, or 4549.62 or sections 281
4549.41 to 4549.46 of the Revised Code, for a violation of 282
section 4510.11 or 4510.14 of the Revised Code that is based 283
upon the offender's operation of a vehicle during a suspension 284
imposed under section 4511.191 or 4511.196 of the Revised Code, 285
for a violation of a substantially equivalent municipal 286
ordinance, for a felony violation of Title XLV of the Revised 287
Code, or for a violation of a substantially equivalent former 288
law of this state or former municipal ordinance shall be 289