

11/7/16

L-227-16 1st

RESOLUTION NO. 227-16

BY: **JEFFREY CROSSMAN**

A RESOLUTION URGING OHIO ATTORNEY
GENERAL MIKE DEWINE TO CREATE A
STATEWIDE DATABASE FOR LAW
ENFORCEMENT USE IN IMPLEMENTING
OHIO'S GOOD SAMARITAN LAW, AND
DECLARING AN EMERGENCY

WHEREAS, the Ohio Legislature passed House Bill 110 which made changes to the criminal code effective in September, 2016; and,

WHEREAS, the new law is codified as Ohio Revised Code section 2915.11(B)(2); and

WHEREAS, the new law is an effort to reduce the number of deaths from opioid overdoses; and,

WHEREAS, the law provides for the avoidance of arrest and prosecution connected with drug overdoses on two (2) occasions during a person's life-time; and,

WHEREAS, no state-wide database exists through which law enforcement agencies can enter required information or determine if a person qualifies for immunity under the law; and,

WHEREAS, the absence of this information reduces the effectiveness of the law and leaves local law enforcement, including the Parma Police Department, without a critical tool for use by initial responders and investigators;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Council of the City of Parma urges Ohio Attorney General Mike DeWine to create a state-wide law enforcement database that will include information on persons who have been treated for opioid overdoses and can qualify for the immunity provided by Ohio's Good Samaritan Law.

Section 2. That the Clerk of Council is hereby directed to send a true and accurate copy of this Resolution to the Ohio Attorney General, the Ohio Association of Chiefs of Police and the Ohio Prosecuting Attorneys Association.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary due to the recent passage of House Bill 110, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO