

CURRENTLY READS AS FOLLOWS:

333.02 RECKLESS OPERATION ON STREETS, PUBLIC OR PRIVATE PROPERTY.

(a) No person shall operate a vehicle on any street or highway in willful or wanton disregard of the safety of persons or property.

(b) (1) No person shall operate a vehicle on any public or private property other than streets or highways in willful or wanton disregard of the safety of persons or property.

(2) Division (b)(1) of this section does not apply to the competitive operation of vehicles on public or private property when the owner of such property knowingly permits such operation thereon.

(Ord. 17-84. Passed 2-6-84.)

(c) Except as otherwise provided in this division, whoever violates any provision of this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates any provision of this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates any provision of this section is guilty of a misdemeanor of the third degree.

(ORC 4511.20, 4511.201)

(d) No person, without privilege to do so, shall by the use of a motor vehicle or motorcycle, recklessly destroy or otherwise injure a vine, bush, shrub, sapling, tree or crop standing or growing on land of another or upon public land, or destroy or damage a tree lawn area of another or upon public land.

(Ord. 83-80. Passed 6-2-80.)

(e) Penalty for Reckless Operation. Whoever violates section division (a) or (b) of this section is guilty of a misdemeanor of the first degree and shall be subject to the penalty provided in Section 303.99(a).

(f) Penalty for Reckless Destruction of Property. Whoever violates division (d) of this section is guilty of a misdemeanor of the first degree and shall be subject to the penalty provided in Section 303.99(a).

EXHIBIT A

4-85-21

PROPOSED CHANGES:

333.02 RECKLESS OPERATION ON STREETS; DESTRUCTION OF PROPERTY BY MOTOR VEHICLE. PUBLIC OR PRIVATE PROPERTY.

(a) No person shall operate a vehicle on any street or highway in willful or wanton disregard of the safety of persons or property.

~~(b) (1) No person shall operate a vehicle on any public or private property other than streets or highways in willful or wanton disregard of the safety of persons or property.~~

~~(2) Division (b)(1) of this section does not apply to the competitive operation of vehicles on public or private property when the owner of such property knowingly permits such operation thereon.~~

~~(Ord. 17-84. Passed 2-6-84.)~~

~~(c) Except as otherwise provided in this division, whoever violates any provision of this section is guilty of a minor misdemeanor. If, within one year of the offense, the offender previously has been convicted of or pleaded guilty to one predicate motor vehicle or traffic offense, whoever violates any provision of this section is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more predicate motor vehicle or traffic offenses, whoever violates any provision of this section is guilty of a misdemeanor of the third degree.~~

~~(ORC 4511.20, 4511.201)~~

(b) No person, without privilege to do so, shall by the use of a motor vehicle or motorcycle, recklessly destroy or otherwise injure a vine, bush, shrub, sapling, tree or crop standing or growing on land of another or upon public land, or destroy or damage a tree lawn area of another or upon public land.

(Ord. 83-80. Passed 6-2-80.)

(c) Penalty for Reckless Operation. Whoever violates section division (a) ~~or (b)~~ of this section is guilty of a misdemeanor of the first degree and shall be subject to the penalty provided in Section 303.99(a).

(d) Penalty for Reckless Destruction of Property. Whoever violates division (d) (b) of this section is guilty of a misdemeanor of the first degree and shall be subject to the penalty provided in Section 303.99(a).