

JUVENILE PROTECTION ORDER COMPARISON

Juvenile Domestic Violence Civil Protection Order O.R.C. §3113.31		Juvenile Criminal Protection Order O.R.C. §2151.34
WHEN AVAILABLE	When a person has committed or attempted to commit an act of Domestic Violence, Menacing by Stalking, Aggravated Trespass, or a sexually oriented offense against a family or household member or who has committed an act that would result in a family or household member being an abused child.	An allegation that the respondent engaged in a violation of section 2903.11, 2903.12, 2903.13, 2903.21, 2903.211, 2903.22, or 2911.211, committed a sexually oriented offense, or engaged in a violation of any municipal ordinance that is substantially equivalent.
WHO MAY REQUEST	Any person or adult household member on behalf of any other family or household member.	Any person or a parent or adult family or household member on behalf of any other family or household member. Any person who is determined by the court in its discretion an appropriate person to seek relief under this section on behalf of any child.
WHERE FILED	Juvenile Court	Juvenile Court
TERMS	<p>“[A]ny...orders...necessary to protect the family or household member[s] from domestic violence” or “to protect the petitioner or victim from a sexually oriented offense”.</p> <p>No order can be waived or nullified by reason of the consent or invitation of the victim or a family or household member.</p> <p>Per 18 U.S.C.A. §922(g)(8) defendant cannot have weapon.</p>	<p>Any terms necessary to protect any persons named in the protection order.</p> <p>Electronic Monitoring may be ordered upon request or Court’s own motion.</p> <p>No order can be waived or nullified by reason of the consent or invitation of the person to be protected.</p> <p>Per 18 U.S.C.A. §922(g)(8) defendant cannot have weapon.</p>
PROCEDURE	<p>Ex parte hearing held the same day as filing of petition.</p> <p>Full hearing within 7 court days of ex parte hearing if defendant is ordered evicted or victim granted sole possession of residence, otherwise 10 court days; respondent must have notice and opportunity to be heard.</p> <p>Full hearing may be continued to a “reasonable time” if defendant not served, parties consent, needed to obtain counsel, or “other good cause.”</p> <p>No filing fee may be charged.</p> <p>Court shall direct that a copy of order be delivered to defendant on same day order is entered.</p>	<p>If an ex parte order is requested, the court shall hold an ex parte hearing as soon as possible after the petition is filed, but no longer than the next day after the court is in session.</p> <p>If the court, after an ex parte hearing, issues an ex parte order, the court shall schedule a full hearing for a date that is within ten court days after the ex parte hearing.</p> <p>The court shall give the respondent notice of, and an opportunity to be heard at the full hearing. The court also shall give notice of the full hearing to the parent, guardian, or legal custodian of the respondent.</p> <p>No filing fee may be charged.</p> <p>Court shall direct that a copy of order be delivered to defendant on same day order is entered.</p>
DURATION	A date certain but not later than the date the respondent attains nineteen years of age.	A date certain but not later than the date the respondent attains nineteen years of age.
ENFORCEMENT	<p>Law enforcement agencies shall maintain an index of all protection orders.</p> <p>Statewide enforcement by any law enforcement agency, whether or not order registered in that jurisdiction.</p>	<p>Law enforcement agencies shall maintain an index of all protection orders.</p> <p>Statewide enforcement by any law enforcement agency, whether or not order registered in that jurisdiction.</p>
VIOLATION §2919.27	<p>A delinquent child proceeding or a criminal prosecution.</p> <p>Only Juvenile Court has jurisdiction to handle prosecutions of a violation of a juvenile protection order.</p>	<p>A delinquent child proceeding or a criminal prosecution.</p> <p>Only Juvenile Court has jurisdiction to handle prosecutions of a violation of a juvenile protection order.</p>