

H. B. No. 352
As Introduced

_____ moved to amend as follows:

In line 9 of the title, after "employment" insert "and to remove the 1
cap on the amount of noneconomic compensatory damages recoverable in 2
certain tort actions" 3

In line 65, after "(B) (3)" insert "or (4)" 4

After line 85, insert: 5

"(4) There shall not be any limitation on the amount of 6
compensatory damages that represents damages for noneconomic 7
loss that is recoverable in a tort action brought by the victim 8
of the offense of rape, felonious assault, aggravated assault, 9
assault, or negligent assault asserting any claim resulting from 10
the rape, felonious assault, aggravated assault, assault, or 11
negligent assault." 12

In line 86, strike through "In" and insert "(1) Except as provided 13
in division (C) (2) of this section, in" 14

In line 89, strike through "(1)" and insert "(a)" 15

In line 91, strike through "(2)" and insert "(b)" 16

In line 93, strike through "(3)" and insert "(c)" 17



After line 95, insert: 18

"(2) In a tort action brought by the victim of the offense of rape, felonious assault, aggravated assault, assault, or negligent assault in which the victim asserts a claim for compensatory damages for noneconomic loss resulting from the rape, felonious assault, aggravated assault, assault, or negligent assault, the trier of fact may consider evidence that the defendant committed the offense." 19
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In line 116, after "(B) (3)" insert "or (4)" 26

The motion was _____ agreed to.

SYNOPSIS 27

Noneconomic compensatory damages in tort actions 28

R.C. 2315.18 29

Provides that there cannot be any limitation on the amount of compensatory damages for noneconomic loss in a tort action brought by the victim of the offense of rape, felonious assault, aggravated assault, assault, or negligent assault asserting any claim resulting from the offense. 30
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Allows the trier of fact in a tort action to consider evidence that the defendant committed the offense of rape, felonious assault, aggravated assault, assault, or negligent assault when the plaintiff seeks compensatory damages for noneconomic loss resulting from the offense. 35
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