

Topic: Organizational liability - prohibition

_____ moved to amend as follows:

1 In line 2 of the title, delete ", 2917.21"

2 In line 3 of the title, delete "section" and insert
3 "sections"; after "2307.67" insert "and 2923.04"

4 In line 9, delete ", 2917.21"; delete "section" and insert
5 "sections"; after "2307.67" insert "and 2923.04"

6 In line 12, after "(1)" insert ""Compensation" means money,
7 thing of value, or financial benefit. "Compensation" does not
8 include bail, fines, or court costs.

9 (2)"

10 In line 14, delete "(2)" and insert "(3)"

11 In line 26, delete "that compensates a person for"

12 Delete line 27

13 In line 28, delete "person's fines or damages in a civil
14 action"; after "may" insert "only"

15 In line 29, delete "any" and insert "a"

16 In line 31, after "facility" insert "if the person or
17 organization did either of the following:

AM1218X1

18 (1) Directed, authorized, facilitated, or encouraged the
19 person to cause damage to the critical infrastructure facility;

20 (2) Provided compensation to the person for damaging the
21 critical infrastructure facility"

22 Delete lines 107 and 108

23 Delete lines 168 through 172

24 Delete lines 243 through 248

25 In line 278, delete "Organization" has the same meaning as
26 in section"

27 Delete line 279

28 In line 280, delete "(4)"

29 In line 282, delete "(5)" and insert "(4)"

30 In line 366, delete "(6)" and insert "(5)"

31 In line 383, delete "Notwithstanding section 2929.31 of"

32 Delete lines 384 through 388

33 In line 389, delete "':"

34 In line 390, delete "(1) Critical" and insert ",
35 critical"

36 Delete lines 392 and 393

37 Delete lines 394 through 616

38 In line 658, delete "Notwithstanding section 2929.31 of the
39 Revised Code,"

40 Delete lines 659 through 663

41 In line 664, delete "(E)"

AM1218X1

42 In line 673, reinsert "(E)"; delete "(F)"

43 After line 677, insert:

44 "Sec. 2923.04. (A) As used in this section:

45 (1) "Compensation" means money, thing of value, or
46 financial benefit. "Compensation" does not include bail, fines,
47 or court costs.

48 (2) "Critical infrastructure facility" has the same meaning
49 as in section 2911.21 of the Revised Code.

50 (3) "Organization" has the same meaning as in section
51 2901.23 of the Revised Code.

52 (B) No organization shall knowingly direct, authorize,
53 facilitate, or encourage a person to commit any of the following
54 offenses or provide compensation to a person for committing any
55 of the following offenses:

56 (1) Criminal mischief in violation of division (A)(7) of
57 section 2909.07 of the Revised Code;

58 (2) Criminal trespass in violation of division (A)(5) of
59 section 2911.21 of the Revised Code;

60 (3) Aggravated trespass in violation of division (A)(2) of
61 section 2911.211 of the Revised Code;

62 (4) Telecommunications harassment in violation of division
63 (A)(4) of section 2917.21 of the Revised Code that involves a
64 threat of damage to or destruction of a critical infrastructure
65 facility;

66 (5) Making false alarms in violation of division (A) (4) of
67 section 2917.32 of the Revised Code.

68 (C) Whoever violates this section is guilty of improper
69 organizational involvement with a critical infrastructure
70 facility. Notwithstanding section 2929.31 of the Revised Code,
71 improper organizational involvement with a critical
72 infrastructure facility shall be punished as follows:

73 (1) A violation of division (B) (1) of this section shall be
74 punished with a fine that is ten times the maximum fine that can
75 be imposed on an individual for a violation of division (A) (7)
76 of section 2909.07 of the Revised Code;

77 (2) A violation of division (B) (2) of this section shall be
78 punished with a fine that is ten times the maximum fine that can
79 be imposed on an individual for a violation of division (A) (5)
80 of section 2911.21 of the Revised Code;

81 (3) A violation of division (B) (3) of this section shall be
82 punished with a fine that is ten times the maximum fine that can
83 be imposed on an individual for a violation of division (A) (2)
84 of section 2911.211 of the Revised Code;

85 (4) A violation of division (B) (4) of this section shall be
86 punished with a fine that is ten times the maximum fine that can
87 be imposed on an individual for a violation of division (A) (4)
88 of section 2917.21 that involves a threat of damage to or
89 destruction of a critical infrastructure facility;

AM1218X1

90 (5) A violation of division (B) (5) of this section shall be
91 punished with a fine that is ten times the maximum fine that can
92 be imposed on an individual for a violation of division (A) (4)
93 of section 2917.32 of the Revised Code."

94 In line 679, delete ", 2917.21"

95 The motion was _____ agreed to.