As Introduced

133rd General Assembly
Regular Session 2019-2020

Representatives Lang, Hillyer
Cosponsors: Representatives Lipps, Riedel, Sheehy, Romanchuk, Becker, Reineke

A BILL

To amend sections 2305.06 and 2305.07 of the Revised Code to shorten the period of limitations for actions upon a contract.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 2305.06 and 2305.07 of the Revised Code be amended to read as follows:

Sec. 2305.06. Except as provided in sections 126.301 and 1302.98 of the Revised Code, an action upon a specialty or an agreement, contract, or promise in writing shall be brought within eight three years after the cause of action accrued.

Sec. 2305.07. Except as provided in sections 126.301 and 1302.98 of the Revised Code, both of the following apply:

(A) An action upon a contract not in writing, express or implied, shall be brought within three years after the cause of action accrued.

(B) An action upon a liability created by statute other than a forfeiture or penalty shall be brought within six years.
after the cause of action accrued.

Section 2. That existing sections 2305.06 and 2305.07 of the Revised Code are hereby repealed.

Section 3. Subject to Section 4 of this act, sections 2305.06 and 2305.07 of the Revised Code, as amended by this act, apply to an action in which the cause of action accrues on or after the effective date of this act.

Section 4. For causes of action that are governed by section 2305.06 or division (A) of section 2305.07 of the Revised Code and that accrued prior to the effective date of this act, the period of limitations shall be three years from the effective date of this act or the expiration of the period of limitations in effect prior to the effective date of this act, whichever occurs first.