



Ohio Legislative Service Commission

Joseph Rogers

Fiscal Note & Local Impact Statement

Bill: Sub. S.B. 202 of the 129th G.A.

Date: March 21, 2012

Status: As Reported by House Criminal Justice

Sponsor: Sen. Seitz

Local Impact Statement Procedure Required: No

Contents: Property owners responsibility to trespasser

State Fiscal Highlights

- No direct fiscal effect on the state.

Local Fiscal Highlights

- No direct fiscal effect on political subdivisions.

Detailed Fiscal Analysis

The bill specifies: (1) that a real property owner does not owe a duty of care to a trespasser on the property except to refrain from willful, wanton, or reckless conduct that is likely to cause injury, death, or other loss to the trespasser, and (2) the circumstances in which the owner may be liable in a tort action for the death or injury of a trespasser. As these provisions essentially codify existing common law in Ohio, the bill will have no direct fiscal effect either on the state or any of its political subdivisions, in particular the courts that would have jurisdiction over such matters.

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