



# Ohio Legislative Service Commission

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## Synopsis of House Committee Amendments\*

Andrea Holmes

### **Sub. S.B. 202**

129th General Assembly  
(H. Criminal Justice)

The House committee adopted amendments to do the following:

Provide that the bill does not affect any immunities from or defenses to civil liability established by another section of the Revised Code or available at common law to which a possessor of real property (Senate version applied to "an individual other than the possessor of real property") may be entitled in connection with injury, death, or loss to the person or property of a trespasser on real property owned, leased, rented, or occupied by another person, including, but not limited to, self-defense or defense of third persons.

Specify within an uncodified provision that in enacting the bill it is the intent of the General Assembly to declare that the American Law Institute's finalized "Restatement Third of Torts: Liability for Physical and Emotional Harm (Section 51)" does not constitute the public policy of the state of Ohio and to codify the current law of Ohio regarding the duties owed to trespassers by those who own, occupy, or control premises.