

As Reported by the Senate Judiciary Committee

133rd General Assembly

Regular Session

2019-2020

H. B. No. 272

Representatives Oelslager, Hillyer

Cosponsors: Representatives Becker, Skindell, Hambley, Crossman, Boggs, Brown, Butler, Fraizer, Galonski, Green, Grendell, Ingram, Lanese, Leland, Lepore-Hagan, Miller, A., Miller, J., Patton, Perales, Rogers, Scherer, Sheehy, Sobecki, Upchurch, West

A BILL

To amend section 2307.382 of the Revised Code to
expand the basis of a court's exercise of
personal jurisdiction to include any basis
consistent with the Ohio Constitution and the
United States Constitution.

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

Section 1. That section 2307.382 of the Revised Code be
amended to read as follows:

Sec. 2307.382. (A) A court may exercise personal
jurisdiction over a person who acts directly or by an agent, as
to a cause of action arising from the person's:

- (1) Transacting any business in this state;
- (2) Contracting to supply services or goods in this state;
- (3) Causing tortious injury by an act or omission in this
state;

(4) Causing tortious injury in this state by an act or omission outside this state if ~~he~~ the person regularly does or solicits business, or engages in any other persistent course of conduct, or derives substantial revenue from goods used or consumed or services rendered in this state;

(5) Causing injury in this state to any person by breach of warranty expressly or impliedly made in the sale of goods outside this state when ~~he~~ the person might reasonably have expected such person to use, consume, or be affected by the goods in this state, provided that ~~he~~ the person also regularly does or solicits business, or engages in any other persistent course of conduct, or derives substantial revenue from goods used or consumed or services rendered in this state;

(6) Causing tortious injury in this state to any person by an act outside this state committed with the purpose of injuring persons, when ~~he~~ the person might reasonably have expected that some person would be injured thereby in this state;

(7) Causing tortious injury to any person by a criminal act, any element of which takes place in this state, which ~~he~~ the person commits or in the commission of which ~~he~~ the person is guilty of complicity.

(8) Having an interest in, using, or possessing real property in this state;

(9) Contracting to insure any person, property, or risk located within this state at the time of contracting.

(B) For purposes of this section, a person who enters into an agreement, as a principal, with a sales representative for the solicitation of orders in this state is transacting business in this state. As used in this division, "principal" and "sales

representative" have the same meanings as in section 1335.11 of 44
the Revised Code. 45

(C) ~~When~~ In addition to a court's exercise of personal 46
jurisdiction under division (A) of this section, a court may 47
exercise personal jurisdiction over a person is based solely 48
upon this section, only a cause of action arising from acts 49
enumerated in this section may be asserted against him on any 50
basis consistent with the Ohio Constitution and the United 51
States Constitution. 52

Section 2. That existing section 2307.382 of the Revised 53
Code is hereby repealed. 54