

As Passed by the Senate

133rd General Assembly

Regular Session

2019-2020

Am. 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

Senators Blessing, Brenner, Burke, Coley, Eklund, Gavarone, Hackett, Hoagland, Hottinger, Johnson, McColley, Obhof, Roegner, Rulli, Schaffer, Wilson

A BILL

To amend section 2307.382 and to enact sections 1
9.57 and 3501.40 of the Revised Code to expand 2
the basis of a court's exercise of personal 3
jurisdiction to include any basis consistent 4
with the Ohio Constitution and the United States 5
Constitution, to prohibit a public official from 6
ordering the closure of all places of worship in 7
a geographic area, and to prohibit a public 8
official from changing the time, place, or 9
manner of conducting an election, except in 10
certain circumstances. 11

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

Section 1. That section 2307.382 be amended and sections 12
9.57 and 3501.40 of the Revised Code be enacted to read as 13
follows: 14

Sec. 9.57. (A) Notwithstanding any contrary provision of 15
the Revised Code, no public official shall issue an order to 16
close all places of worship in the state or in a geographic area 17
of the state. 18

(B) As used in this section: 19

(1) "Place of worship" means a building or grounds where 20
activities of an organized religious group are conducted. 21

(2) "Public official" means any elected or appointed 22
officer, employee, or agent of the state or any political 23
subdivision, board, commission, bureau, or other public body 24
established by law. 25

Sec. 2307.382. (A) A court may exercise personal 26
jurisdiction over a person who acts directly or by an agent, as 27
to a cause of action arising from the person's: 28

(1) Transacting any business in this state; 29

(2) Contracting to supply services or goods in this state; 30

(3) Causing tortious injury by an act or omission in this 31
state; 32

(4) Causing tortious injury in this state by an act or 33
omission outside this state if ~~he~~ the person regularly does or 34
solicits business, or engages in any other persistent course of 35
conduct, or derives substantial revenue from goods used or 36
consumed or services rendered in this state; 37

(5) Causing injury in this state to any person by breach 38
of warranty expressly or impliedly made in the sale of goods 39
outside this state when ~~he~~ the person might reasonably have 40
expected such person to use, consume, or be affected by the 41
goods in this state, provided that ~~he~~ the person also regularly 42

does or solicits business, or engages in any other persistent 43
course of conduct, or derives substantial revenue from goods 44
used or consumed or services rendered in this state; 45

(6) Causing tortious injury in this state to any person by 46
an act outside this state committed with the purpose of injuring 47
persons, when ~~he~~ the person might reasonably have expected that 48
some person would be injured thereby in this state; 49

(7) Causing tortious injury to any person by a criminal 50
act, any element of which takes place in this state, which ~~he~~ 51
the person commits or in the commission of which ~~he~~ the person 52
is guilty of complicity. 53

(8) Having an interest in, using, or possessing real 54
property in this state; 55

(9) Contracting to insure any person, property, or risk 56
located within this state at the time of contracting. 57

(B) For purposes of this section, a person who enters into 58
an agreement, as a principal, with a sales representative for 59
the solicitation of orders in this state is transacting business 60
in this state. As used in this division, "principal" and "sales 61
representative" have the same meanings as in section 1335.11 of 62
the Revised Code. 63

(C) ~~When~~ In addition to a court's exercise of personal 64
jurisdiction under division (A) of this section, a court may 65
exercise personal jurisdiction over a person is based solely 66
upon this section, only a cause of action arising from acts 67
enumerated in this section may be asserted against him on any 68
basis consistent with the Ohio Constitution and the United 69
States Constitution. 70

Sec. 3501.40. Except as permitted under section 161.09 of 71

the Revised Code, and notwithstanding any other contrary 72
provision of the Revised Code, no public official shall cause an 73
election to be conducted other than in the time, place, and 74
manner prescribed by the Revised Code. 75

As used in this section, "public official" means any 76
elected or appointed officer, employee, or agent of the state or 77
any political subdivision, board, commission, bureau, or other 78
public body established by law. 79

Section 2. That existing section 2307.382 of the Revised 80
Code is hereby repealed. 81