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April 25, 2023

Senate Financial Institutions & Technology Committee
Proponent Testimony

Chairman Wilson, and members of the Financial Institutions & Technology Committee:

Thank you for taking into consideration this letter in support of Senate Bill 100. This bill provides an important statutory update to make it easier to charge criminals using tracking devices to commit crimes.

Considering the advent of new technologies in the realm of tracking devices, it is necessary to update and further specify the statute to prevent dangerous behavior from going unpunished. Because prosecuting a stalking charge typically requires demonstrating a pattern of behavior, tagging a vehicle, or other personal item without the owner's permission can prove to be a difficult case to charge under current law.

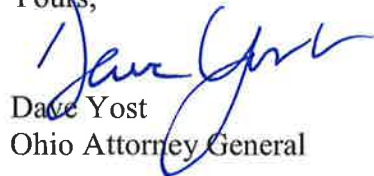
Senate Bill 100 specifically provides for a misdemeanor of the first degree for affixing a tracking device to the property of another without the owner's consent. The bill also provides for logical exceptions in the cases of elderly or disabled adults, minors, and investigations by law enforcement.

Modern tracking devices, such as the Apple AirTag, are designed to help users locate objects they own. They are also subject to misuse by criminals for nefarious purposes, such as stalking. These products can be purchased online, or in stores often for less than \$30 apiece. They are user-friendly by design and use Bluetooth technology to allow the user to easily locate the item to which the device is attached.

As technology advances, updates to the Ohio Revised Code are needed regularly to allow courts to effectively bring those who violate the privacy of others to justice. Senate Bill 100 would accomplish this goal by clearly prohibiting the use of tracking devices to locate victims against their will.

Thank you for the opportunity to provide written support of Senate Bill 100. Please do not hesitate to contact the office with any inquiries.

Yours,



Dave Yost
Ohio Attorney General