

**As Passed by the House**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**Sub. H. B. No. 392**

**Representative Stein**

**Cosponsors: Representatives Becker, Hambley, Henne, Hill, Kick, Koehler, Retherford, Riedel, Roegner, Thompson, West, Antonio, Cupp, DeVitis, Fedor, Ginter, Green, Hagan, Holmes, Hoops, Householder, Landis, LaTourette, Leland, McClain, Miller, O'Brien, Patterson, Patton, Perales, Ramos, Rogers, Schaffer, Seitz, Sheehy, Smith, K., Sprague, Strahorn, Young**

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**A BILL**

To enact section 909.19 of the Revised Code to 1  
grant specified apiary owners immunity in 2  
personal injury or property damage cases 3  
involving bee stings. 4

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

**Section 1.** That section 909.19 of the Revised Code be 5  
enacted to read as follows: 6

**Sec. 909.19.** (A) A person that registers an apiary under 7  
section 909.02 of the Revised Code is not liable for any 8  
personal injury or property damage that occurs as a result of a 9  
bee sting or multiple bee stings by bees from that apiary if the 10  
person does all of the following: 11

(1) Implements and is in compliance with beekeeping 12  
industry best management practices as established by a state- 13  
wide beekeeping association; 14

(2) Keeps correct and complete records of implementation 15

<u>and compliance with best management practices as required under</u>	16
<u>division (A) (1) of this section and makes such records available</u>	17
<u>for purposes of any legal proceeding;</u>	18
<u>(3) Is in compliance with local zoning ordinances</u>	19
<u>pertaining to apiaries;</u>	20
<u>(4) Operates the apiary in compliance with the provisions</u>	21
<u>of this chapter.</u>	22
<u>(B) The limitation of liability established by this</u>	23
<u>section does not apply to intentional tortious conduct or acts</u>	24
<u>or omissions constituting gross negligence.</u>	25