

# AN ACT

To enact sections 301.221, 319.41, 321.50, 507.14, 733.82, 3354.101, 3357.101, 3358.061, 3375.361, and 6119.61 of the Revised Code to change the circumstances in which certain fiscal officers may be held liable for a loss of public funds.

*Be it enacted by the General Assembly of the State of Ohio:*

SECTION 1. That sections 301.221, 319.41, 321.50, 507.14, 733.82, 3354.101, 3357.101, 3358.061, 3375.361, and 6119.61 of the Revised Code be enacted to read as follows:

Sec. 301.221. The treasurer, auditor, or other officer having the duties of a county treasurer or a county auditor, for a county that has adopted a charter under Article X, Ohio Constitution, shall not be held liable for a loss of public funds when the officer has performed all official duties required of the office with reasonable care, but shall be liable only when a loss of public funds results from the officer's negligence or other wrongful act.

Sec. 319.41. A county auditor shall not be held liable for a loss of public funds when the county auditor has performed all official duties required of the county auditor with reasonable care, but shall be liable only when a loss of public funds results from the county auditor's negligence or other wrongful act.

Sec. 321.50. A county treasurer shall not be held liable for a loss of public funds when the county treasurer has performed all official duties required of the county treasurer with reasonable care, but shall be liable only when a loss of public funds results from the county treasurer's negligence or other wrongful act.

Sec. 507.14. A township fiscal officer or deputy fiscal officer shall not be held liable for a loss of public funds when the township fiscal officer or deputy fiscal officer has performed all official duties required of the township fiscal officer or deputy fiscal officer with reasonable care, but shall be liable only when a loss of public funds results from the township fiscal officer's or deputy fiscal officer's negligence or other wrongful act.

Sec. 733.82. The treasurer of a municipal corporation or city auditor, or other officer of a municipal corporation having the duties of a municipal treasurer or of a city auditor, shall not be held liable for a loss of public funds when the officer has performed all official duties required of the officer with reasonable care, but shall be liable only when a loss of public funds results from the officer's negligence or other wrongful act.

Sec. 3354.101. The treasurer or other fiscal officer of a community college district shall not be held liable for a loss of public funds when the treasurer or officer has performed all official duties required of the treasurer or officer with reasonable care, but shall be liable only when a loss of public funds results from the treasurer's or officer's negligence or other wrongful act.

Sec. 3357.101. The treasurer or other fiscal officer of a technical college district shall not be held liable for a loss of public funds when the treasurer or officer has performed all official duties required of the treasurer or officer with reasonable care, but shall be liable only when a loss of public funds results from the treasurer's or officer's negligence or other wrongful act.

Sec. 3358.061. The treasurer or other fiscal officer of a state community college district shall not be held liable for a loss of public funds when the treasurer or officer has performed all official duties required of the treasurer or officer with reasonable care, but shall be liable only when a loss of public funds results from the treasurer's or officer's negligence or other wrongful act.

Sec. 3375.361. A fiscal officer or deputy fiscal officer of the board of library trustees of a free public library shall not be held liable for a loss of public funds when the fiscal officer or deputy fiscal officer has performed all official duties required of the fiscal officer or deputy fiscal officer with reasonable care, but shall be liable only when a loss of public funds results from the fiscal officer's or deputy fiscal officer's negligence or other wrongful act.

Sec. 6119.61. The fiscal officer, treasurer, compliance officer, or other officer or designee of a regional water and sewer district performing such duties and functions shall not be held liable for a loss of public funds when the fiscal officer, treasurer, compliance officer, or other officer has performed all official duties required with reasonable care, but shall be liable only when a loss of public funds results from the fiscal officer's, treasurer's, compliance officer's, or other officer's negligence or other wrongful act.

---

*Speaker* \_\_\_\_\_ *of the House of Representatives.*

---

*President* \_\_\_\_\_ *of the Senate.*

Passed \_\_\_\_\_, 20\_\_\_\_

Approved \_\_\_\_\_, 20\_\_\_\_

---

*Governor.*

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code.

---

*Director, Legislative Service Commission.*

Filed in the office of the Secretary of State at Columbus, Ohio, on the \_\_\_\_ day of \_\_\_\_\_, A. D. 20 \_\_\_\_.

---

*Secretary of State.*

File No. \_\_\_\_\_ Effective Date \_\_\_\_\_