

As Introduced

133rd General Assembly

Regular Session

2019-2020

H. B. No. 272

Representatives Oelslager, Hillyer

Cosponsors: Representatives Becker, Skindell

A BILL

To amend section 2307.382 of the Revised Code to 1
expand the basis of a court's exercise of 2
personal jurisdiction to include any basis 3
consistent with the Ohio Constitution and the 4
United States Constitution. 5

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

Section 1. That section 2307.382 of the Revised Code be 6
amended to read as follows: 7

Sec. 2307.382. (A) A court may exercise personal 8
jurisdiction over a person who acts directly or by an agent, as 9
to a cause of action arising from the person's: 10

(1) Transacting any business in this state; 11

(2) Contracting to supply services or goods in this state; 12

(3) Causing tortious injury by an act or omission in this 13
state; 14

(4) Causing tortious injury in this state by an act or 15
omission outside this state if ~~he~~ the person regularly does or 16
solicits business, or engages in any other persistent course of 17

conduct, or derives substantial revenue from goods used or 18
consumed or services rendered in this state; 19

(5) Causing injury in this state to any person by breach 20
of warranty expressly or impliedly made in the sale of goods 21
outside this state when ~~he~~ the person might reasonably have 22
expected such person to use, consume, or be affected by the 23
goods in this state, provided that ~~he~~ the person also regularly 24
does or solicits business, or engages in any other persistent 25
course of conduct, or derives substantial revenue from goods 26
used or consumed or services rendered in this state; 27

(6) Causing tortious injury in this state to any person by 28
an act outside this state committed with the purpose of injuring 29
persons, when ~~he~~ the person might reasonably have expected that 30
some person would be injured thereby in this state; 31

(7) Causing tortious injury to any person by a criminal 32
act, any element of which takes place in this state, which ~~he~~ 33
the person commits or in the commission of which ~~he~~ the person 34
is guilty of complicity. 35

(8) Having an interest in, using, or possessing real 36
property in this state; 37

(9) Contracting to insure any person, property, or risk 38
located within this state at the time of contracting. 39

(B) For purposes of this section, a person who enters into 40
an agreement, as a principal, with a sales representative for 41
the solicitation of orders in this state is transacting business 42
in this state. As used in this division, "principal" and "sales 43
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