



Ohio Legislative Service Commission

Conference Committee Synopsis

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This table summarizes how the As Passed by the Senate, As Passed by the House, and Conference Committee Recommendation versions of the bill differ from each other. It addresses only the topics on which the three versions differ substantively. The Conference Committee recommends the bill as passed by the House of Representatives with the following changes:

Topic	Senate Version	House Version	Conference Committee Recommendation
Telecommunications fraud perpetrated against an elderly person or disabled adult	Creates the new offense of "telecommunications fraud perpetrated against an elderly person or disabled adult," which, under the bill, is committed when a person violates the existing prohibition that is the basis of the offense of "telecommunications fraud," the victim of that violation is an elderly person or disabled adult, and <i>the offender knows or has reasonable cause to know that the victim is an elderly person or disabled adult (R.C. 2913.05(D) – first sentence).</i>	Creates the new offense of "telecommunications fraud perpetrated against an elderly person or disabled adult," which, under the bill, is committed when a person violates the existing prohibition that is the basis of the offense of "telecommunications fraud" and the victim of that violation is an elderly person or disabled adult (<i>R.C. 2913.05(D) – first sentence</i>). (It does not require that the offender know or have reasonable cause to know that the victim is an elderly person or disabled adult in order for the offender to be guilty of the new offense.)	No provision.

Topic	Senate Version	House Version	Conference Committee Recommendation
	<p>Provides that "telecommunications fraud perpetrated against an elderly person or disabled adult" generally is a fourth degree felony, but that: (1) if the value of the benefit obtained by the offender or of the detriment to the victims of the fraud is \$1,000 or more but less than \$7,500, it is a felony of the third degree, (2) if the value of the benefit or detriment is \$7,500 or more but less than \$150,000, it is a second degree felony, and (3) if the value of the benefit or detriment is \$150,000 or more, it is a first degree felony (<i>R.C. 2913.05(D)</i>).</p> <p>Provides that, subject to the bill's new provision on the aggregation of the value of the benefit to the offender and the detriment to the victim of the violation in a course of conduct involving multiple theft offenses, (1) a violation of the prohibition in <i>R.C. 2913.05(A)</i> is "telecommunications fraud" if "the victim is not an elderly person or disabled adult," and (2) a violation of that prohibition is "telecommunications fraud perpetrated against an elderly person or disabled adult" if "the victim is an elderly person or</p>	<p>Same as the Senate.</p> <p>Provides that, (1) subject to the language in clause (2) below, a violation of the prohibition in <i>R.C. 2913.05(A)</i> is "telecommunications fraud" and (2) a violation of that prohibition is "telecommunications fraud perpetrated against an elderly person or disabled adult" if the victim is an elderly person or a disabled adult (<i>R.C. 2913.05(C) and (D)</i>).</p>	<p>No provision.</p> <p>Provides that a violation of the prohibition in <i>R.C. 2913.05(A)</i> is "telecommunications fraud" (<i>R.C. 2913.05(C)</i>).</p>

Topic	Senate Version	House Version	Conference Committee Recommendation
	disabled adult" and "the offender knows or has reasonable cause to know the victim is such a person." Under this language, there is no penalty if the victim is an elderly person or disabled adult and the offender does not know or have reasonable cause to know the victim is such a person (R.C. 2913.05(C) and (D)).		
Subpoenas issued by the Attorney General	Provides that a subpoena or subpoena duces tecum issued by the Attorney General to a provider of electronic communication services is subject to the limitations set forth in the "Electronic Communications Privacy Act of 1986" (R.C. 109.88(B)).	Provides that a subpoena or subpoena duces tecum issued by the Attorney General to a provider of electronic communication services <i>or remote computing services</i> is subject to the limitations set forth in the "Electronic Communications Privacy Act of 1986" (R.C. 109.88(B)).	Same as the House.

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