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## Substitute Bill Comparative Synopsis

### Sub. H.B. 368

### 133<sup>rd</sup> General Assembly

### House Criminal Justice

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This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (I_133_1400-3)	Latest Version (I_133_1400-4)
<b>Attempt</b>	
No provision.	Adds attempt to violate the bill's new criminal prohibitions as a violation subject to the same penalties as an actual violation ( <i>R.C. 2913.87 to 2913.92</i> ).
<b>Computer trespass</b>	
Prohibits a person from <i>gaining access to</i> a computer, computer system, or computer network when certain conditions apply ( <i>R.C. 2913.87(A)</i> ).	Prohibits a person from gaining access to, <i>attempting to gain access to, or causing access to be gained to</i> a computer, computer system, or computer network when certain conditions apply ( <i>R.C. 2913.87(A)</i> ).
Enhances the penalty for computer trespass when the victim is elderly or disabled ( <i>R.C. 2913.87(C)(5)</i> ).	Enhances the penalty for computer trespass when the offender acted recklessly with regard to the victim's status as elderly or disabled ( <i>R.C. 2913.87(C)(5)</i> ).

Previous Version (I_133_1400-3)	Latest Version (I_133_1400-4)
<b>Scope of employment</b>	
Explicitly excludes from the bill's new crimes actions by a person acting within the scope of that person's lawful employment, so long as the actions are reasonably necessary for the person's work assignments or duties ( <i>R.C. 2913.94</i> ).	Adds that a person does not violate any of the new criminal prohibitions if the person mistakenly goes beyond the scope of the person's lawful employment ( <i>R.C. 2913.94</i> ).