



OHIO LEGISLATIVE SERVICE COMMISSION

Jessica Murphy

Fiscal Note & Local Impact Statement

Bill: H.B. 391 of the 132nd G.A.

Status: As Passed by the House

Sponsor: Rep. Merrin

Local Impact Statement Procedure Required: No

Subject: Expands the definition of economic loss

The bill has no direct fiscal effect on the state or political subdivisions. It includes, for the purposes of calculating restitution, the cost of accounting or auditing done to determine the extent of economic loss as a type of economic loss.

Under continuing law, a sentencing court may impose financial sanctions on a criminal offender or delinquent child, including ordering the offender or delinquent child to make restitution to the victim of the offense or delinquent act in an amount based on the economic loss suffered by the victim as determined by the court. The sentencing court is required and permitted to consider specified information in determining the restitution to be made and the means for the execution of restitution orders. With the bill, the court is permitted to take into consideration the accounting or auditing costs a victim has incurred when determining restitution. Restitution that may be granted for these additional costs is limited to the value of property or services stolen or damaged as result of an offense. There is not expected to be additional administrative costs associated with processing or enforcing the collection of payments as offenders may already be ordered to pay restitution; instead, the expanded definition of economic loss may increase the amount of restitution to be made.