

**As Introduced**

**124th General Assembly  
Regular Session  
2001-2002**

**H. B. No. 126**

**REPRESENTATIVES Seitz, Grendell, Damschroder, Wolpert, Hartnett,  
Willamowski, Webster, Britton, Lendrum, Bocchieri**

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**A B I L L**

To amend section 1331.12 of the Revised Code to 1  
provide a four-year statute of limitation on any 2  
civil or criminal action or proceeding under the 3  
Antitrust Law. 4

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

**Section 1.** That section 1331.12 of the Revised Code be 5  
amended to read as follows: 6

**Sec. 1331.12.** (A) In any action or proceeding in quo 7  
warranto, in injunction, or otherwise brought by the attorney 8  
general or a prosecuting attorney under sections 1331.01 to 9  
1331.14 of the Revised Code, all persons, that are party to or 10  
participating in the trust or conspiracy against trade violative 11  
of ~~such~~ those sections, may be made parties defendant and 12  
summoned, whether or not they reside in the county ~~where~~ in which 13  
the action or proceeding is instituted. Actions or proceedings in 14  
quo warranto and in injunction may be instituted simultaneously, 15  
or while one or another of them is pending, such actions or 16  
proceedings being started in the proper court as provided in 17  
section 1331.11 of the Revised Code, and no action or proceeding 18  
in injunction is a bar to ~~a~~ an action or proceeding in quo 19

warranto, nor is ~~a~~ an action or proceeding in quo warranto a bar 20  
to one instituted to restrain and enjoin. 21

~~No statute of limitation shall prevent or be a bar to any 22  
action for the recovery of damages that is brought on behalf of 23  
the state or a political subdivision of the state or brought by 24  
the state in a parens patriae capacity for the benefit of 25  
consumers, to any proceeding in quo warranto or in injunction, or 26  
to any other action brought by the attorney general or a 27  
prosecuting attorney for any violation of sections 1331.01 to 28  
1331.14 of the Revised Code. 29~~

(B) ~~A cause of~~ Any civil or criminal action or proceeding for 30  
any a violation of sections 1331.01 to 1331.14 of the Revised 31  
Code, ~~other than one upon which~~ an action ~~is~~ was brought ~~by the~~ 32  
~~attorney general or a prosecuting attorney, and other than one 33  
upon which action was brought~~ in any court by any person not later 34  
than forty-five days after the effective date of ~~this~~ the current 35  
amendment, shall be forever barred unless commenced within four 36  
years after the cause of action accrued. 37

**Section 2.** That existing section 1331.12 of the Revised Code 38  
is hereby repealed. 39