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OHIO LEGISLATIVE SERVICE COMMISSION

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Substitute Bill Comparative Synopsis

Sub. S.B. 59

134th General Assembly

House Armed Services and Veterans Affairs

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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 (As Re-Referred by House Rules and Reference)	Latest Version (I_134_0049-9)
Intention or knowledge of wrongdoing	
Does not specify a level of culpability for a violation of the "Ohio Veterans' Heritage Protection Act." Under Ohio law, criminal offenses must contain a degree of mental culpability or risk becoming void. When the language defining an offense does not specify any degree of culpability, and plainly indicates a purpose to impose strict criminal liability for the conduct described in the section, then culpability is not required for a person to be guilty of the offense (<i>R.C. 155.99; R.C. 2901.20 and 2901.21, not in the bill</i>).	Specifies that, in order to be a violation of the "Ohio Veterans' Heritage Protection Act," a person must have knowingly violated a provision of the law. Under Ohio law, a person acts knowingly, regardless of purpose, when the person is aware that the person's conduct will probably cause a certain result or will probably be of a certain nature. A person has knowledge of circumstances when the person is aware that such circumstances probably exist. When knowledge of the existence of a particular fact is an element of an offense, such knowledge is established if a person subjectively believes that there is a high probability of its existence and fails to make inquiry or acts with a conscious purpose to avoid learning the fact (<i>R.C. 155.99; R.C. 2901.22, not in the bill</i>).
Definition of war relic	
Defines war relic to mean a cannon or other artillery, from the era of a war, that was used by forces of the American colonies, the federal	Same, but also includes a statue, monument, memorial, or plaque that has been erected for, or named or dedicated in honor of, an individual's or

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government of the United States of America, or by any state in support of the United States of America (<i>R.C. 155.28(A)</i>).	group of individuals' service with those forces (<i>R.C. 155.28(A)</i>).
Authorized expenditure of fine revenue	
Requires money paid to the Ohio History Connection resulting from a violation of the "Ohio Veterans' Heritage Protection Act" to be expended only for the performance of the public functions of the Ohio History Connection (<i>R.C. 149.30</i>).	Requires the money to be expended only for the preservation of war relics (<i>R.C. 149.30</i>).