

As Introduced

135th General Assembly

Regular Session

2023-2024

S. B. No. 188

Senators Craig, Sykes

Cosponsors: Senators Smith, Hicks-Hudson, Antonio, DeMora, Ingram

A BILL

To enact section 2923.22 of the Revised Code to
limit liability for federally licensed firearms
dealers in regards to firearm hold agreements.

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

Section 1. That section 2923.22 of the Revised Code be
enacted to read as follows:

Sec. 2923.22. (A) As used in this section:

(1) "Federally licensed firearms dealer" has the same
meaning as in section 5502.63 of the Revised Code.

(2) "Firearm hold agreement" means a private agreement
between a federally licensed firearms dealer and an individual
firearm owner in which the dealer takes physical possession of
the owner's lawfully possessed firearm at the owner's request,
holds the firearm for an agreed period of time, and returns the
firearm to the owner according to the terms of the agreement.

(3) "Indoor shooting range" means an indoor facility
operated for the purpose of shooting with firearms that conforms
to the generally accepted standards for shooting ranges adopted

by the chief of the division of wildlife under section 1533.84 18
of the Revised Code. 19

(B) (1) No person has a cause of action against a federally 20
licensed firearms dealer or the operator of an indoor shooting 21
range for any act or omission arising from a firearm hold 22
agreement and resulting in personal injury or death of any 23
person, including the return of any firearms to the individual 24
firearm owner at the termination of the agreement. 25

(2) This section does not apply to any action arising from 26
a firearm hold agreement if such action was the result of 27
otherwise unlawful conduct on the part of the federally licensed 28
firearms dealer or the operator of an indoor shooting range. 29

(3) This section does not apply to agreements in which the 30
owner of the firearm becomes prohibited from possessing firearms 31
under state or federal law during the agreement period, and the 32
federally licensed firearms dealer or the operator of an indoor 33
shooting range knows or reasonably should know about the weapons 34
disability. 35

(C) Nothing in this section requires a federally licensed 36
firearms dealer or operator of an indoor shooting range to enter 37
into a firearm hold agreement. 38