

## Legislative News: Two-Week Review



July 6, 2021

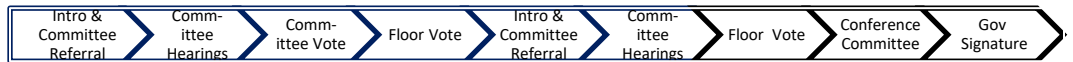
### ***In Case You Missed It:***

[\*Despite Single Subject Rule Lawmakers Often Load Up Budgets with Unrelated Policies Without Legal Consequences: cleveland.com, June 23, 2021\*](#)

[\*Ohio's Uneven Response to Moratorium Challenges; Associated Press, June 28, 2021\*](#)

*The Ohio Judicial Conference is dedicated to serving all Ohio judges. It is the primary resource to ensure the fair, unbiased, open, and effective administration of justice.*

- [\*\*SB 80\*\*](#) (Sens. Cirino, Gavarone) **Judicial Elections**, signed by the Governor, 7.1.21. The bill requires appeals court and Supreme Court candidates to indicate party affiliation on the general election ballot.
- [\*\*HB 110\*\*](#) (Rep. Oelslager) **Operating Budget**, signed by the Governor, 6.30.21.
  - The bill allocates approximately \$336 million to reimburse counties for **indigent defense costs** for Fiscal Years 2022 and 2023, which the Public Defender estimates will permit reimbursement at an average rate approaching 100%. The bill allocates an additional \$3 million for indigent parents in adoption cases.
  - Participation in **TCAP** remains voluntary and while F4s are now statutorily eligible for TCAP, for counties that voluntarily opt into TCAP, whether to expand TCAP to F4s also remains voluntary and applies to defendants sentenced after 9.1.2022.
  - Under the recently amended R.C. 2929.15, **community control violators** can remain under the jurisdiction of the court after a prison sentence (per language in 133 HB 1) or community control can be terminated once a prison sentence has been served.
  - Surplus **IDAT funds** can be used for any costs associated with a certified specialized docket, including staffing, equipment, and testing (a surplus must be declared by the court in consultation with ADAMHS).
  - New R.C. 2151.25 will allow juvenile courts to consider **an affidavit from Children Services** when a child's parent, guardian or custodian are obstructing access to the child, and there are allegations of abuse, neglect or dependency that do not yet arise to the level of filing an official complaint.



- [\*\*SB 199\*\*](#) (Sen. Blessing) **Probate Omnibus**, introduced 6.16.21. The bill revises guardianship law, trust law, other estate-related law.
- The Ohio Criminal Sentencing Commission is [tracking appellate decisions](#) related to the **non-life felony indefinite sentencing** scheme in 132 SB 201 (known as the Reagan Tokes Act).
- [\*\*HB 315\*\*](#) and [\*\*SB 182\*\*](#) aim to significantly change the **bail system**. For a quick overview, a [flow chart](#) describing the as-introduced bills is available on the OJC website.
- New [Rules of Practice and Procedure](#) took effect 7.1.21.
- Judge Walther, of the Lorain County Probate Court, recorded a [podcast](#) for The Way Forward called AOT: Inside the Courtroom, explaining **Assisted Outpatient Treatment**, a law that went into effect in 2014 (130 SB 43).
- [Register](#): The Ohio Judicial Conference's **Annual Meeting** is 9.2 and 9.3.21 with 10+ hours of judicial education. The agenda includes presentations from Supreme Court scholar Professor Erwin Chemerinsky, forensic psychiatrist Dr. Phillip Resnick, and cyber-stalking expert Steven Bradley.

**For a complete list of bills & the latest Enactment News, please visit the [OJC website](#).**



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