OHIO LEGISLATIVE SERVICE COMMISSION

Robert Meeker

Fiscal Note & Local Impact Statement

Bill: H.B. 363 of the 131st G.A. **Date**: December 7, 2016

Status: As Reported by House Judiciary **Sponsor**: Rep. Reece

Local Impact Statement Procedure Required: No

Contents: Restraints on child during delinquency proceedings

State Fiscal Highlights

- No direct fiscal effect on the state.

Local Fiscal Highlights

- No direct fiscal effect on political subdivisions.

Detailed Fiscal Analysis

The bill requires restraints to be removed from an alleged or adjudicated delinquent child prior to the start of a juvenile court hearing or proceeding unless the court determines that the use of restraints is necessary to prevent harm to the child or other person, or to prevent the child from fleeing. The presiding juvenile court judge is required to determine whether to use restraints, and the court may consider any motion requesting the use of restraints brought by a prosecutor or law enforcement officer on a case-by-case basis. Juvenile court judges have discretion to make determinations of this type under current law. Thus, the bill will have no direct fiscal effect on the state or any of its political subdivisions.

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