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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
and Drafting

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Office

Synopsis of Senate Committee Amendments

(This synopsis does not address amendments that may have been adopted on the Senate Floor.)

H.B. 301 of the 135th General Assembly

Senate Judiciary

Megan Cummiskey, Assistant Director, and LSC staff

The committee adopted an amendment that does the following:

Final appealable order

Classifies the following as a final order that may be reviewed on appeal: an order that restrains or restricts enforcement of a state statute or regulation, whether in whole or in part, facially or as applied.

Conciliation for custody disputes between unmarried parents

Allows a court to order unmarried parents who are in a custody dispute to undergo conciliation with a magistrate.

Requires a magistrate to resolve disputes through conciliation procedures and, upon resolution, to issue an order regarding the allocation of parental rights and responsibilities, parenting time, or companionship or visitation.

Specifies that conciliation procedures may include the use of family counselors and service agencies, community health services, physicians, licensed psychologists, and clergy.

Ashtabula County County Court

Replaces the two part-time judgeships in the Ashtabula County County Court with one full-time judge.

Includes the village of North Kingsville and Kingsville, Monroe, and Sheffield Townships within the territorial jurisdiction of the Conneaut Municipal Court.

Conneaut Municipal Court

Beginning January 1, 2025, expands the territorial jurisdiction of the Conneaut Municipal Court to include the municipal corporation of North Kingsville, and within Kingsville, Monroe, and Sheffield townships, in Ashtabula County.

Requires that all cases arising in the municipal corporation of North Kingsville in Ashtabula County and in Kingsville, Monroe, and Sheffield townships in Ashtabula County that

are pending in the Eastern County Court in Ashtabula County on January 1, 2025, be adjudicated by the Ashtabula County County Court.

Requires that all cases arising in the municipal corporation of North Kingsville in Ashtabula County and in Kingsville, Monroe, and Sheffield townships in Ashtabula County on or after January 1, 2025, be brought before the Conneaut Municipal Court.

Ohio Criminal Sentencing Commission

Requires the Ohio Criminal Sentencing Commission to reestablish a standing juvenile committee.

Reestablishes requirements for the Commission to review and develop a juvenile justice policy for the state, as well as assisting policymakers with legislation related to juvenile justice issues.

Political subdivision soldiers' memorial

Authorizes the board of trustees of a political subdivision soldiers' memorial to make rules and regulations for entertainment, retail, educational, sporting, social, cultural, or arts opportunities at the memorial.

Authorizes the board, with the approval of the board of county commissioners, to enter into contracts with political subdivisions or nonprofit organizations for the use of other facilities separate and apart from the memorial, and to provide other services. Such use must adhere to the rules and regulations established by the board of trustees to carry out the purposes of the memorial.

Public depositories

Eliminates the prohibition against a financial institution that is a party to an active final or temporary cease-and-desist order issued by the Superintendent of Financial Institutions, or the directors, officers, or controlling persons of which are subject to such an order, from serving as a public depository.

Instead requires any "institution," including certain eligible credit unions, that is designated by a governing board as a public depository to notify each such governing board if the institution becomes party to an active prompt corrective action directive issued by a regulatory authority of the United States.

Specifies that institutions are generally ineligible to serve as public depositories while party to such a directive, but allows governing boards to continue to use the institution as a public depository, or to designate the institution as a public depository for subsequent designation periods, if the governing board determines that doing so is in the public interest.

Relieves certain public officials from liability for loss of public moneys deposited in a failed public depository.

Cemeteries

Establishes a process cemeteries must follow to disinter and reinter remains when repairing or replacing a mausoleum or columbarium.

Allows the disinterment of the cremated remains of a decedent who died of a contagious or infectious disease, without a permit issued by the local board of health.

Replaces references to “buried” or “burial” with the more inclusive term “interred” or “interment.”

Judicial release and transitional control

Reiterates that amendments to the judicial release and transitional control processes made in S.B. 288 of the 134th General Assembly apply only to prisoners serving prison terms on or after April 4, 2023, the effective date of that act.