



July 19, 2021

In Case You Missed It:

[*Here Are 8 Things Gov. Mike DeWine Wanted but Didn't Get in Ohio's New Budget; cleveland.com, July 7, 2021*](#)

[*Bureau of Justice Statistics Releases Alcohol and Drug Use and Treatment Reported by Prisoners; July 13, 2021 and Report on Indicators of School Crime and Safety; July 14, 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.

Legislative News: Two-Week Review

- [**SB 126**](#) (Sens. Gavarone, Kunze) **Anti-Hazing Act**, signed by Governor 7.6.21. The bill, called Collin's Law, increases the penalty for hazing (to an M2) and expands who can be penalized for participating in or permitting hazing. If the hazing involves forced alcohol or drug use that results in serious physical harm, the penalty increases to a felony. The bill will go into effect in 90 days.
- [**SB 199**](#) (Sen. Blessing) **Probate Omnibus**, introduced 6.16.21. The bill revises guardianship law, trust law, other estate-related law.
- [**SB 203**](#) (Sen. Manning) **OVI – Marijuana**, introduced 6.23.21. The bill removes the "per se" OVI for marijuana. In other words, a positive drug test alone, without additional indication of impairment, is insufficient to establish an OVI, but instead can be used by the trier of fact to infer impairment.
- [**SB 207**](#) (Sens. Thomas, Wilson) **Hamilton County Drug Court**, introduced 7.1.21. The Hamilton County Drug Court, created in 1995, is Ohio's first drug court and the only one created by statute. The bill removes language creating the court, which inadvertently also limited court activities to a 1995 model of a drug court. Under the bill, the court will operate under Supreme Court certification like other specialized docket courts.
- [**SB 210**](#) (Sen. Gavarone) **Spousal Legal Relations**, introduced 7.13.21. The bill regulates post-nuptial agreements in a manner similar to pre-nuptial agreements.
- 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.
- Over the past year, **video hearings of ODRC inmates** have increased significantly. To keep scheduling as efficient of possible, ODRC is requesting a uniform procedure be used to schedule inmate video hearings. ODRC needs at least 3 weeks' notice and the following information: 1. Date of the requested hearing; 2. Start time; 3. Length of hearing; 4. Alternative date/s and time/s; 5. Inmate name; 6. Inmate number; 7. Court contact name; 8. Court contact phone number; 9. Type of hearing (only needed if it is a hearing); 10. Case number (only needed if it is a hearing); 11. Court connection method (i.e. video unit, Zoom, Ring Central, etc.); 12. Contact name and phone number of a person that will be available at the time of the meeting. The information should be sent in the text of an email (not as an attachment) to DRC.Videoconference@odrc.state.oh.us.
- In [*Ostaneck v. Ostaneck*](#) (Slip Opinion 2020-Ohio-2319), decided 7.13.21, the Ohio Supreme Court ruled that R.C. 3105.171(I) does not allow a court to divide retirement benefits in a way that **modifies a divorce decree** without the consent of both former spouses, but any error in applying R.C. 3105.171(I) results in an order that is voidable, not void.
- [Register](#): The Ohio Judicial Conference's **Annual Meeting** is 9.2 and 9.3.21 with 10+ hours of judicial education.

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



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