



February 14, 2022

In Case You Missed It:

[Ohio Supreme Court to Consider Traffic Cameras at Red Lights Case; Toledo Blade, February 7, 2022](#)

[The Supreme Court Has Developed a Desktop Guide for Probate Court Clerks](#)

The Ohio Judicial Conference is dedicated to serving all Ohio judges. The Judicial Conference is the voice of the judiciary & a primary resource to ensure the fair, unbiased, open & effective administration of justice.

Legislative News: Two-Week Review

- [HB 4](#) (Reps. Manchester, Plummer) **Child Abuse and Neglect Reporting**, voted out of the Senate, 2.9.22. The bill requires Children Services to notify law enforcement of all abuse and certain neglect reports when an arrest has not already been made. The bill also expands the list of assessors qualified to perform foster care and adoption home studies.
- [HB 166](#) (Reps. Boggs, Carfagna) **Reagan Tokes II**, voted out of the House, 2.9.22. The bill modifies ODRC’s reentry program for certain offenders, sets maximum workload and caseload standards for parole and field officers, and requires GPS monitoring of offenders released from prison. Importantly, the bill also gives appellate judges greater discretion over appeals involving lengthy consecutive sentences and makes clarifications to the calculation of a Reagan Tokes Act sentence.
- [SB 288](#) (Sen. Manning) **Criminal Justice Omnibus**, introduced 2.2.22. The bill makes significant changes to Title 29, including many updates suggested by the recent Recodification Committee. The bill also: abolishes the judicial veto over transitional control; simplifies and expands record sealing eligibility and allows for the possibility of expunging criminal records, per the discretion of the judge; expands judicial release by allowing the ODRC Director to recommend judicial release (which creates a presumption in favor of it) and creates a new, “state of emergency” judicial release which operates similarly to the current judicial release except that eligibility is based on a state of emergency and there is no limit to the number of times someone can request it; clarifies some of the confusion surrounding affirmative defenses by clearly labeling them as such.
- [HB 559](#) (Rep. Hicks-Hudson) **Toledo Municipal Court Housing Division**, introduced 2.7.22. The bill grants the Housing Division of the Toledo Municipal Court jurisdiction in any review or appeal of a final order of an administrative body that relates to a local building, health, or safety code and concurrent jurisdiction with the common pleas court in criminal environmental pollution cases.
- Adult courts cannot prosecute charges that were found to have **no probable cause during juvenile proceedings**, the Ohio Supreme Court ruled in [State v. Smith](#), Slip Opinion No. 2022-Ohio-274. The words “case” and “acts charged,” as used in the state law allowing for the transfer of juveniles to adult court, does not authorize re-charging a juvenile defendant in adult court with crimes rejected by the juvenile court.
- The Ohio Supreme Court has updated **standard probate forms** for [Guardianship](#), [Name Changes](#), and [Medicaid Recovery](#); updates went into effect on 2.1.22.
- The [following amendments](#) to the Ohio Rules of Civil Procedure (1, 1.1, 4.7, 5, 11, 16, 26, 28, 30, 31, 39, and 43), the Ohio Rules of Criminal Procedure (1, 2, 3, 4, 10, 12.1, 12.2, 29, 33, 40, and 43), the Ohio Rules of Evidence (101, 404, 502, 606, 801, and 803), the Ohio Rules of Juvenile Procedure (1, 2, 7, 16, 20, 24, 25, 27, 29, 34, and 41), and the Ohio Traffic Rules(1, 2, 8, and 11) are open for public comment for the second time. Comments are due by 2.21.22.

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



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