



April 25, 2022

In Case You Missed It:

[The Inequity of Third-Party Bail Practices, by Retired Judge Patrick Carroll in Loyola University Chicago Law Journal](#)

[April is Second Chance Month and the U.S. Department of Justice has Resources for Reentry](#)

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

- **SB 25** (Sen. Gavarone) **Increased Penalty and New Offense**, signed by the Governor 4.21.22. The bill increases the penalty for drug trafficking if the offense is committed near a drug treatment center. *As-introduced, the bill created a new offense of defrauding an alcohol or drug test by using fake urine, adulterated urine, or someone else's urine; that language was removed from the final bill.*
- **SB 321** (Sen. Romanchuk) **Nurses – Legal Roles and Immunities**, introduced 4.12.22. The bill provides that, just like physicians, certain nurses (certified nurse-midwives, clinical nurse specialists, and certified nurse practitioners) are immune from certain civil suits except in cases of willful or wanton misconduct. A hospital facility is immune from lawsuit if an advanced practice registered nurse fails to obtain informed consent before a procedure (this currently applies only to physicians). Clinical nurse specialists and certified nurse practitioners are authorized under this bill to provide information to the court in competency proceedings, to conduct blood tests to determine the paternity or identity of a person, and to provide an excuse for someone from jury duty (currently roles limited to physicians).
- **SB 322** (Sen. Hackett) **Sex Offenses**, introduced 4.12.22. The bill applies Sec. 2305.111 (civil suits concerning childhood sexual abuse) to violations of Sec. 2907.05 (gross sexual imposition) and 2907.06 (sexual imposition) if the victim is the patient of a licensed medical professional who violated the law during the course of treatment; the bill outlines what records are admissible as evidence in a civil suit. The bill also creates a new criminal offense of failure to report a crime if a person who knows or has reasonable cause to know that a licensed medical professional is committing a sexual offense does not report it within 30 days; the crime is an M4.
- **HB 626** (Rep. Patton) **Motor Vehicle Offenses**, introduced 4.20.22. The bill increases the penalty for "failure to comply with order or signal of police officer" and authorizes forfeiture of the vehicle.
- **HB 628** (Reps. Upchurch, Weinstein) **Regulate Recreational Marijuana Use**, introduced 4.20.22. The bill is the result of an initiative petition that would regulate recreational marijuana use and sales similarly to alcohol use and sales.
- On 4.18.22, the Ohio Public Defender issued a [memorandum](#) with an update on the indigent reimbursement rate, which the OPD is forecasting will be 90% for FY23.
- **SAVE THE DATE: Law Day at the Statehouse** is scheduled for 5.10.22 and is being organized by the OSBA, the OJC, and the Ohio Access to Justice Foundation. The day includes a CLE about Separation of Powers, featuring: Supreme Court Justice Pat Fischer, Attorney General Dave Yost, Senate President Matt Huffman, State Representative Paula Hicks-Hudson, State Representative Bill Seitz and State Senator Cecil Thomas. The day concludes with a reception in the Statehouse Rotunda. If you would like to attend, email [us](#).
- **SAVE THE DATE:** the annual **Judicial-Legislative Exchange** is back! We encourage all judges to participate on 5.18.22, but would especially like new judges to take part. To sign up, email [us](#).

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



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