



September 26, 2016

Legislation and Policy in the News:

[Can Kasich Declare an OD Emergency?; Cincinnati Enquirer, September 12, 2016](#)

[Abortion as Murder Ballot Issue Rejected; Columbus Dispatch, September 13, 2016](#)



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

Legislative News: Two Week Review

- [HB 390](#) (Reps. Schaffer, Retherford) **Expedited Foreclosures & Private Selling Officers**, becomes effective 9.28.16. Foreclosure on a property deemed to be “vacant or abandoned” can be expedited under the new R.C. 2308.02. Other foreclosure sales can be conducted through a private selling officer, at the request of the judgment creditor and with approval of the court, under R.C. 2329.152.
- [HB 387](#) (Rep. Terhar) **Small Claims Cap**, becomes effective 9.28.16. The cap for claims in Small Claims Court was raised from \$3,000 to \$6,000. The OJC Small Claims Guide has been updated and is available online or to order.
- [HB 597](#) (Rep. Koehler) **Medical Marijuana Control Program**, introduced 9.20.16. The State Board of Pharmacy is currently authorized to enter into reciprocity agreements with other states that issue medical marijuana registration cards. Under the bill, the Board can only recognize out-of-state medical marijuana registration cards if the state that issued the card has marijuana laws like Ohio’s; in other words, if the state prohibits smoking marijuana (as opposed to other forms of using marijuana) and it prohibits the household cultivation of marijuana.
- The Supreme Court adopted an amendment to [Prof. Cond. R. 1.2\(d\)\(2\)](#) on 9.20.16. The Rule allows an attorney to counsel or assist a client regarding conduct expressly permitted under the new medical marijuana law and requires that the attorney also advise a client about related federal law.
- The [Ohio Criminal Sentencing Commission](#) voted to support a [proposal](#) to change **juvenile bindover**. The proposal makes currently mandatory juvenile bindovers discretionary, it includes revised factors to consider when making the determination to bindover, and it allows for an immediate appeal for the defense of the decision to bindover.
- The [Ohio Jury Management Association](#) was the recipient of the 2016 G. Thomas Munsterman Award for Jury Innovation.
- The Senate will meet 9.28.16 but is cancelling other September and October sessions.
- The OJC Annual Meeting was a huge success, with 350 judges in attendance. A new slate of officers was sworn in: Judge James Shriver of Clermont County is the new Chair of the Conference, Judge Stephen Powell of the 12th District Court of Appeals is the Chair-Elect, Judge Joyce Campbell of Butler County is the 1st Vice Chair, Judge Paula Giulitto of Portage County is the 2nd Vice Chair, and Judge John Durkin of Mahoning County is the Immediate Past Chair.
- **The OJC is looking for an Executive Director; for more information, look [here](#).**

For a complete list of bills that affect the judiciary, please visit the [OJC website](#).



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