



October 30, 2017

Legislation and Policy in the News:

[Victims' Rights Ballot Issue Could Hike Costs for Counties, Courts; Toledo Blade, October 16, 2017](#)

[Court Seeks Comment on Releasing Grand Jury Transcripts in Police Shooting Cases; Columbus Dispatch, October 24, 2017](#)

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 6** (Rep. Barnes) **Criminal Records**, signed by the Governor, 10.19.17. The bill makes it an M1 for an entity that publishes criminal record information to solicit or accept payment in exchange for correcting the information or refraining from publishing it; it also creates a cause of action. The bill is effective 90 days from signature.
- **HB 389** (Rep. Antotio) **Death Penalty**, introduced 10.23.17. The bill abolishes the death penalty.
- **HB 390** (Rep. Merrin) **Eviction Timelines**, introduced 10.24.17. The bill calculates certain timelines under which a forcible entry and detainer action must occur. Courts are currently split on whether the three-day period for evictions is supposed to be calculated according to Civil Rule 6 (A), that is, excluding Saturdays and Sundays. The bill would codify *Federal Prop. Mgmt. v. Daugherty*, No. 12591, 1991 WL 116640, which decided Civil Rule 6 (A) does not apply to calculation of the three days in eviction cases.
- **HB 391** (Rep. Merrin) **Restitution – Cost of Accounting**, introduced 10.24.17. The bill includes, for purposes of calculating restitution, the cost of accounting done to determine the extent of economic loss as a type of economic loss.
- **HB 394** (Rep. Rezabek) **Juvenile Omnibus Bill**, introduced 10.26.17. The bill makes broad changes to current law, including: (1) eliminating mandatory bindovers, changing the procedure for discretionary bindovers, and providing the right to challenge the decision of an amenability hearing; (2) changing calculation of confinement credit to include community corrections facilities that are not necessarily “locked and secure”; (3) revising financial sanctions to authorize ordering parents to pay; (4) establishing a separate disposition for restitution; and (4) allowing for special parole eligibility for offenders with indefinite or life sentences, who committed their offenses while younger than 18, except for the offense of Agg Murder or any other offense that involves multiple killings.
- **HB 95** (Reps. Hughes, Seitz) **Distracted Driving** voted out of Senate Committee, 10.24.17. The bill creates an additional penalty for traffic violations if distracted driving was a contributing cause.
- **SB 201**, **SB 202**, and **HB 365** (Sens. Bacon, O’Brien; Reps. Boggs, Hughes) **Reagan Tokes Act**, began hearings in their respective chambers on 10.17.17 and 10.25.17. The bills collectively implement indeterminate sentencing, with discretion to the DRC, and develop procedures for housing and monitoring certain offenders upon re-entry into the community.
- Judges can now [sign up for Ohio Supreme Court grant announcements](#) and indicate their preferred method of receiving the information.
- Congratulations to Shawn and his wife, who welcomed a baby girl on 10.20.17!

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



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