

## Legislative News: Two-Week Review



April 29, 2024

### In Case You Missed It:

[The Bureau of Justice Statistics has released Crimes Involving Juveniles, 1993-2022](#)

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.

- The Supreme Court is submitting its annual package of **Rules amendments to the legislature**, 5.1.24. In the proposed Rules is a new change to JuvR 9 which may impact a juvenile judge's use of diversion, particularly for felonies. The Rule is also expected to be altered to accommodate notifications compliant with Mary's Law.
- In [State v. Williams](#) (Slip Opinion No. 2024-Ohio-14330, decided 4.18.24, the Court held a juvenile could face a charge in adult court that the juvenile court did not transfer during a **bindover proceeding**. The majority opinion, citing [State v. Burns](#) (170 Ohio St.3d 57, 2022-Ohio-4606), stated that a juvenile could face a charge in adult court that was not charged originally in juvenile court if "the charge is rooted in the same acts that were the subject of the juvenile complaint."
- **HB 161** (Reps. Hillyer, Miranda) Spousal **Exception for Sexual Assault**, passed the Senate 4.24.24. The bill eliminates spousal exceptions for the offenses of rape, sexual battery, unlawful sexual conduct with a minor, gross sexual imposition, sexual imposition, and importuning. It also permits a person to testify against the person's spouse in a prosecution for any of those offenses.
- **HB 497** (Reps. Klopfenstein, Stewart) **County Government Changes**, introduced 4.22.24. The bill makes a variety of changes to county law and incorporates two items that impact courts: (1) it modernizes statutes that govern the way that certain court proceedings are to take place, per iCourt Task Force recommendations, and (2) it includes language that levying a cost in a case when a juvenile is transferred should not automatically create a final disposition of the case.
- **HB 498** (Rep. Carruthers) **Eliminating R.C. 2927.13**, introduced 4.22.24. The bill removes the criminal offense related to donating blood when the donor is a carrier of the virus that causes AIDS.
- **HB 500** (Reps. Carruthers, Upchurch) **Aggravated Trespass and Ethnic Intimidation**, introduced 4.22.24. The bill expands the offenses of Aggravated Trespass and Ethnic Intimidation and creates the new offense of Unlawful Image Projection onto Private Property.
- The Ohio Attorney General announced \$2.45 million in funding available to courts to help improve the completeness of the **state's criminal records database**. Funding has been allocated in 3 parts: [\\$1.2 million for LiveScan devices](#) (digital fingerprint capturing machines); [\\$750,000 for juvenile courts or clerks of courts to electronically report adjudication information](#); and \$500,000 for common pleas, municipal, or county courts and clerks of courts to defray the [cost of recovering case dispositions not previously reported to BCI](#). The deadline to apply for the grants is 5.15.24.
- On 5.2.24, the Ohio State Bar Foundation is holding a symposium on **trauma informed lawyering** at the Ohio Statehouse. [Register](#) or contact [Lisa Ray](#) with questions.
- The OJC's **Annual Judicial-Legislative Exchange** is scheduled for 5.7.24 and is being organized in conjunction with the OSBA's [complimentary CLE panel and Bench-Bar Reception](#). There's still time to participate, please email [Justin.Long@sc.ohio.gov](mailto:Justin.Long@sc.ohio.gov).

For Tool & Bench Aids, and the latest [Bill Impact Statements](#), please visit the [OJC website](#).



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