

## 35th House District

Summit County

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## Committees

Armed Services, Veterans Affairs,  
and Public Safety  
Judiciary  
Transportation and Infrastructure

## Greta Johnson State Representative

### **Always start with the good news:**

HB64: Ohio's Operating Budget included the provision for judicial pay raises (enacted)

### **Small Claims:**

HB 387: to raise the maximum allowable limit of the monetary jurisdiction of small claims divisions of municipal courts from \$3,000 to \$6,000. (passed the House, pending referral in the Senate)

### **Probate:**

SB 171: to authorize probate judges to issue search warrants. (enacted)

HB 423: Foreclosure bill that includes an overhaul of Guardian Land Sale (introduced, not yet in committee)

HB 451: to provide that an individual's statutory priority to decide whether or not to withhold or withdraw life-sustaining treatment for the individual's relative is forfeited if the individual is the subject of a temporary protection order or civil protection order and the relative is the alleged victim or if the individual and the relative are married and the parties to a divorce, dissolution, legal separation, or annulment proceeding. (completed second hearing in House Judiciary Committee)

HB 432: revise the law governing decedent's estates by making changes in the Ohio Trust Code, the Probate Law, the Uniform Principal and Income Act, the Transfers to Minors Act, and the Uniform Simultaneous Death Act (completed second hearing in House Judiciary Committee)

### **Domestic Relations:**

SB 262: Revises Child Support Tables (referred to the Senate Civil Justice Committee)

### **Juvenile:**

HB 363: require restraints to be removed from an alleged or adjudicated delinquent child prior to the commencement of a juvenile court hearing or proceeding unless the court determines that the use of restraints is necessary to prevent physical harm to the child or another person or to prevent the child from escaping. (completed second hearing in House Judiciary Committee)

HB 410: with regard to habitual and chronic truancy and compulsory school attendance. (completed Second Hearing in House Education Committee)

**Criminal:**

SB 143 (130th GA): multi faceted criminal law overhaul included provision that allowed for partial record sealing, changes to transitional control and judge's veto power and mens rea. (enacted)

SB 204/HB 307: to make the suspension of an offender's driver's license for a violation of specified drug offenses discretionary rather than mandatory, to authorize a court to terminate a driver's license suspension imposed for specified drug offenses committed out-of-state, to generally authorize a court to terminate a previously imposed mandatory suspension for specified drug offenses, to provide for the discretionary suspension of an offender's driver's license for possessing nitrous oxide in a motor vehicle, and to make consistent the provisions of law governing the ability of a court to grant limited driving privileges (HB completed hearing in House Judiciary Committee, SB completed hearings in Senate Government Oversight and Reform Committee)

HB 347: Overhaul of Asset Forfeiture, eliminating civil asset forfeiture, setting monetary limits for local agencies to partner with federal entities, requiring criminal conviction before assets may be forfeited, increasing the burden of proof for forfeiture to clear and convincing (Completed six hearings in House Judiciary Committee)

HB 123: to allow the court in a felony case to impose community control sanctions without a presentence investigation report upon agreement of the defendant and the prosecutor, and to request the Supreme Court to modify Criminal Rule 32.2 to allow the court in a felony case to impose community control sanctions without a presentence investigation report upon agreement of the defendant and the prosecutor. (Passed the House, completed multiple hearings in Senate Criminal Justice Committee)

**Odds and Ends:**

Criminal Recodification Committee

Chief Justice's Task Force on Grand Jury Improvements

Supreme Court Rules of Superintendence regarding Time Standards

Ohio Judicial Conference

Statutes of Limitations

Judicial Discretion

HAPPENING NOW

## Proposed Changes to Ohio Court Case Processing Time Standards

By Stephanie Beougher | February 16, 2016

Time standards for court cases are under review by the Ohio Supreme Court.

A [proposal](#) by the Supreme Court’s Advisory Committee on Case Management would change, and in some cases establish, the disposition time allowed under Rule 39 of the Rules of Superintendence for the Courts of Ohio in nearly all types of trial and appeals court cases.

An example of the changes:

Case Type	Current Standard	Recommended Standard
<b>Appeals Court Original Actions</b>	100 percent in 180 days	95 percent in 480 days 75 percent in 320 days
<b>Common Pleas Court Criminal Case</b>	100 percent in 180 days	95 percent in 270 days 75 percent in 180 days
<b>Common Pleas Court Guardianships Of Minors</b>	None	95 percent in 180 days (decision on application)
<b>Municipal and County Court Felonies (Preliminary Hearings Only)</b>	100 percent in 30 days	95 percent in 60 days

The new standards were selected after examining national model standards and considering comments from judges and court officials to establish a reasonable set of expectations for the courts, for lawyers, and for the public.