

H.B. 31  
As Introduced

**Topic:** Revives the RECLAIM Advisory Committee; formally abolishes 9 defunct boards

\_\_\_\_\_ moved to amend as follows:

In line 1 of the title, after "9.23" insert ", to revive and amend section 5139.44," 1  
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In line 2 of the title, after "Code" insert ", and to repeal Section 7 of Am. Sub. H.B. 52 of the 131st General Assembly, Section 3 of Sub. H.B. 463 of the 130th General Assembly, Sections 745.10, 751.20, 751.37, 751.120, 751.130, and 751.140 of Am. Sub. H.B. 483 of the 130th General Assembly, and Section 4 of Sub. S.B. 310 of the 130th General Assembly to revive the RECLAIM Advisory Committee, to formally abolish certain defunct boards, and" 3  
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In line 4, after "9.23" insert "be amended and section 5139.44"; after "be" insert "revived and" 10  
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Between lines 56 and 57, insert: 12

"**Sec. 5139.44.** (A)(1) There is hereby created the RECLAIM advisory committee that shall be composed of the following nine members: 13  
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(a) Two members shall be juvenile court judges appointed by the Ohio association of juvenile and family court judges. 16  
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(b) One member shall be the director of youth services or the 18

director's designee.	19
(c) One member shall be the director of budget and management or the director's designee.	20 21
(d) One member shall be a member of a senate committee dealing with finance or criminal justice issues appointed by the president of the senate.	22 23 24
(e) One member shall be a member of a committee of the house of representatives dealing with finance or criminal justice issues appointed by the speaker of the house of representatives.	25 26 27
(f) One member shall be a member of a board of county commissioners appointed by the county commissioners association of Ohio.	28 29 30
(g) Two members shall be juvenile court administrators appointed by the Ohio association of juvenile and family court judges.	31 32 33
(2) The members of the committee shall be appointed or designated within thirty days after <del>the effective date of this section</del> <u>September 26, 2003</u> , and the director of youth services shall be notified of the names of the members.	34 35 36 37
(3) Members described in divisions (A)(1)(a), (f), and (g) of this section shall serve for terms of two years and shall hold office from the date of the member's appointment until the end of the term for which the member was appointed. Members described in divisions (A)(1)(b) and (c) of this section shall serve as long as they hold the office described in that division. Members described in divisions (A)(1)(d) and (e) of this section shall serve for the duration of the session of the general assembly during which they were appointed, provided they continue to hold the office described in that division. The members described in divisions	38 39 40 41 42 43 44 45 46 47

(A)(1)(a), (d), (e), (f), and (g) may be reappointed. Vacancies 48  
 shall be filled in the manner provided for original appointments. 49  
 Any member appointed to fill a vacancy occurring prior to the 50  
 expiration date of the term for which the member's predecessor was 51  
 appointed shall hold office as a member for the remainder of that 52  
 term. A member shall continue in office subsequent to the 53  
 expiration date of the member's term until the member's successor 54  
 takes office or until a period of sixty days has elapsed, 55  
 whichever occurs first. 56

(4) Membership on the committee does not constitute the 57  
 holding of an incompatible public office or employment in 58  
 violation of any statutory or common law prohibition pertaining to 59  
 the simultaneous holding of more than one public office or 60  
 employment. Members of the committee are not disqualified from 61  
 holding by reason of that membership and do not forfeit because of 62  
 that membership their public office or employment that qualifies 63  
 them for membership on the committee notwithstanding any contrary 64  
 disqualification or forfeiture requirement under existing Revised 65  
 Code sections. 66

(B) The director of youth services shall serve as an interim 67  
 chair of the RECLAIM advisory committee until the first meeting of 68  
 the committee. Upon receipt of the names of the members of the 69  
 committee, the director shall schedule the initial meeting of the 70  
 committee that shall take place at an appropriate location in 71  
 Columbus and occur not later than sixty days after ~~the effective~~ 72  
~~date of this section~~ September 26, 2003. The director shall notify 73  
 the members of the committee of the time, date, and place of the 74  
 meeting. At the initial meeting, the committee shall organize 75  
 itself by selecting from among its members a chair, vice-chair, 76  
 and secretary. The committee shall meet at least once each quarter 77  
 of the calendar year but may meet more frequently at the call of 78

the chair. 79

(C) In addition to its functions with respect to the RECLAIM 80  
program described in section 5139.41 of the Revised Code, the 81  
RECLAIM advisory committee periodically shall do all of the 82  
following: 83

(1) Evaluate the operation of the RECLAIM program by the 84  
department of youth services, evaluate the implementation of the 85  
RECLAIM program by the counties, and evaluate the efficiency of 86  
the formula described in section 5139.41 of the Revised Code. In 87  
conducting these evaluations, the committee shall consider the 88  
public policy that RECLAIM funds are to be expended to provide the 89  
most appropriate programs and services for felony delinquents and 90  
other youthful offenders. 91

(2) Advise the department of youth services, the office of 92  
budget and management, and the general assembly on the following 93  
changes that the committee believes should be made: 94

(a) Changes to sections of the Revised Code that pertain to 95  
the RECLAIM program, specifically the formula specified in section 96  
5139.41 of the Revised Code; 97

(b) Changes in the funding level for the RECLAIM program, 98  
specifically the amounts distributed under the formula for county 99  
allocations, community correctional facilities, and juvenile 100  
correctional facility budgets." 101

After line 58, insert: 102

"Section 3. The following sections are repealed: 103

Section 7 of Am. Sub. H.B. 52 of the 131st General Assembly 104

Section 3 of Sub. H.B. 463 of the 130th General Assembly 105

Sections 745.10, 751.20, 751.37, 751.120, 751.130, and 106

751.140 of Am. Sub. H.B. 483 of the 130th General Assembly 107

Section 4 of Sub. S.B. 310 of the 130th General Assembly 108

**Section 4.** This act revives the RECLAIM Advisory Committee. 109

All individuals who were members of the RECLAIM Advisory Committee 110

under section 5139.44 of the Revised Code, on December 31, 2016, 111

shall resume their membership positions on the effective date of 112

this act. The expiration date for the terms of these members shall 113

be the same as if the Committee did not expire, under operation of 114

the Sunset Review Law, on December 31, 2016." 115

The motion was \_\_\_\_\_ agreed to.