

Am. H.B. 5
As Re-referred by H. Rules
and Reference

Topic: Indigent Defense Task Force; add appropriation

_____ moved to amend as follows:

In line 5 of the title, after "Program" insert "and to make
an appropriation" 1 2

After line 1235, insert: 3

"Section 3. All items in this section are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all appropriations made in this 6
act, those in the first column are for fiscal year 2020 and those 7
in the second column are for fiscal year 2021. The appropriations 8
made in this act are in addition to any other appropriations made 9
for the FY 2020-FY 2021 biennium. 10

PUB OHIO PUBLIC DEFENDER COMMISSION 11

Dedicated Purpose Fund Group 12

5VY0 019624 Public Defender Loan \$ 1,500,000 \$ 1,500,000 13

Repayment Program

TOTAL DPF Dedicated Purpose Fund \$ 1,500,000 \$ 1,500,000 14

Group

TOTAL ALL BUDGET FUND GROUPS \$ 1,500,000 \$ 1,500,000 15

PUBLIC DEFENDER LOAN REPAYMENT PROGRAM 16

The foregoing appropriation item 019624, Public Defender Loan
 Repayment Program, shall be used to provide loan repayments on
 behalf of certain attorneys as described in section 120.62 of the
 Revised Code.

CASH TRANSFER FROM THE GENERAL REVENUE FUND TO THE PUBLIC
 DEFENDER LOAN REPAYMENT FUND

On July 1 of each fiscal year, or as soon as possible
 thereafter, the Director of Budget and Management shall transfer
 \$1,500,000 cash from the General Revenue Fund to the Public
 Defender Loan Repayment Fund (Fund 5VY0).

Section 4. Within the limits set forth in this act, the
 Director of Budget and Management shall establish accounts
 indicating the source and amount of funds for each appropriation
 made in this act, and shall determine the form and manner in which
 appropriation accounts shall be maintained. Expenditures from
 appropriations contained in this act shall be accounted for as
 though made in the main operating appropriations act of the 133rd
 General Assembly.

The appropriations made in this act are subject to all
 provisions of the main operating appropriations act of the 133rd
 General Assembly that are generally applicable to such
 appropriations.

Section 5. (A) There is hereby created a task force to study
 Ohio's indigent defense system and provide recommendations to the
 General Assembly regarding the delivery, structure, and funding of
 indigent defense.

(B) The task force shall consist of the following voting
 members, appointed not later than October 15, 2019:

(1) The State Public Defender;	45
(2) The Chair of the Ohio Public Defender Commission;	46
(3) The Governor or the Governor's designee;	47
(4) The Chief Justice of the Ohio Supreme Court, or the Chief Justice's designee;	48 49
(5) One judge appointed by the Ohio Judicial Conference;	50
(6) One attorney appointed by the Ohio State Bar Association;	51
(7) One public defender appointed by the Ohio Public Defender Commission;	52 53
(8) One attorney who participates in the assigned counsel system, appointed by the Ohio Public Defender Commission;	54 55
(9) One county commissioner appointed by the president of the County Commissioners' Association of Ohio;	56 57
(10) The Attorney General or a designee of the Attorney General;	58 59
(11) Six members of the General Assembly, including:	60
(a) Three members of the Senate, including two from the majority party appointed by the Senate President, and one from the minority party appointed by the Senate Minority Leader;	61 62 63
(b) Three members of the House of Representatives, including two from the majority party appointed by the Speaker of the House of Representatives, and one from the minority party appointed by the House Minority Leader.	64 65 66 67
(C) The task force shall be co-chaired by one member of the Senate and one member of the House of Representatives, both from the majority party and appointed by their respective leaders.	68 69 70
(D) Not later than August 1, 2020, the task force shall	71

report its recommendations to the General Assembly. The 72
Legislative Service Commission shall assist the task force as 73
needed. 74

(E) The task force may reimburse the travel expenses of any 75
experts invited to present to the task force. 76

(F) The State Public Defender shall use \$9,100 in fiscal year 77
2020 and \$900 in fiscal year 2021 from appropriation item 019401, 78
State Legal Defense Services, for the reimbursement of travel 79
expenses of experts invited to present to the task force." 80

The motion was _____ agreed to.