

AN ACT

To amend section 309.10 of the Revised Code to permit a board of library trustees to employ legal counsel to represent the board, irrespective of whether the prosecuting attorney is able to serve or is adversely interested.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 309.10 of the Revised Code be amended to read as follows:

Sec. 309.10. Sections 309.08 and 309.09 of the Revised Code do not prevent a school board from employing counsel to represent it, but ~~such counsel~~; when ~~so counsel is~~ employed, the counsel shall be paid by ~~such the~~ school board from the school fund. ~~Such sections~~ Sections 309.08 and 309.09 of the Revised Code do not prevent a county board of mental retardation and developmental disabilities from employing counsel to represent it, but ~~such counsel, when so employed~~, that counsel shall be employed in accordance with division (C) of section 305.14 and paid in accordance with division (A)(7) of section 5126.05 of the Revised Code.

Sections 309.08 and 309.09 of the Revised Code do not prevent a board of county hospital trustees from employing counsel with the approval of the county commissioners to bring legal action for the collection of delinquent accounts of ~~such the~~ hospital, but ~~such counsel~~; when ~~so counsel is~~ employed, the counsel shall be paid from the hospital's funds. ~~Such sections~~ Sections 309.08 and 309.09 of the Revised Code do not prevent a board of library trustees from employing counsel ~~when the prosecuting attorney is unable to serve or is adversely interested or when legal action is between two or more boards of library trustees in the same county to represent it~~, but ~~such counsel~~; when ~~so counsel is~~ employed, the counsel shall be paid from the library's funds. ~~Such sections~~ Sections 309.08 and 309.09 of the Revised Code do not prevent the appointment and employment of assistants, clerks, and stenographers; to assist the prosecuting attorney as provided in sections 309.01 to 309.16 of the Revised Code, or the appointment by the court of common pleas or the court of appeals of an attorney to assist the prosecuting

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attorney in the trial of a criminal cause pending in ~~such~~ that court, or the board of county commissioners from paying ~~such~~ for those services.

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SECTION 2. That existing section 309.10 of the Revised Code is hereby repealed.

Speaker _____ *of the House of Representatives.*

President _____ *of the Senate.*

Passed _____, 20____

Approved _____, 20____

Governor.

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The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code.

Director, Legislative Service Commission.

Filed in the office of the Secretary of State at Columbus, Ohio, on the ____ day of _____, A. D. 20____.

Secretary of State.

File No. _____ Effective Date _____