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H.B. 696
136th General Assembly

Bill Analysis

Version: As Introduced

Primary Sponsor: Rep. Swearingen

Sarah A. Maki, Attorney

SUMMARY

- Requires the Erie County prosecuting attorney to prosecute in the Erie County Municipal Court all violations of state law arising within the unincorporated areas of Erie County, except for those in Florence, Huron, Perkins, and Vermillion townships.

DETAILED ANALYSIS

Erie County prosecuting attorney

Under current law, the village solicitor, city director of law, or similar chief legal officer for each municipal corporation within the territory of a municipal court must prosecute all cases brought before the municipal court for criminal offenses occurring within the municipal corporation for which that person is the solicitor, director of law, or chief legal officer. The village solicitor, city director of law, or similar chief legal officer of the municipal corporation in which a municipal court is located must prosecute all criminal cases brought before court arising in the unincorporated areas within the territory of the municipal court.¹

The bill modifies an exception to the above provisions relating to Erie County prosecutors. Beginning on the effective date of the bill, the Erie County prosecuting attorney must prosecute in the Erie County Municipal Court all violations of state law arising within the unincorporated areas of the county, except for violations of state law arising in Florence, Huron, Perkins, and Vermillion townships. Under current law, the Erie County prosecuting attorney must prosecute all violations of state law arising within the unincorporated areas of Erie County.

Under continuing law, the prosecuting attorney of any county given the duty of prosecuting in municipal court violations of state law will receive no additional compensation for

¹ R.C. 1901.34(A).

assuming these additional duties, except for those in Hamilton, Portage, Wayne, and Auglaize County.²

HISTORY

Action	Date
Introduced	02-12-26

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² R.C. 1901.34(B).