

As Passed by the Senate

135th General Assembly

Regular Session

2023-2024

Sub. S. B. No. 21

Senators McColley, Reynolds

**Cosponsors: Senators Schuring, Gavarone, Manning, Cirino, Hackett, Hoagland,
Johnson, Lang, O'Brien, Roegner, Schaffer, Wilkin**

A BILL

To amend sections 109.02, 119.12, 124.34, 956.11, 1
956.15, 1901.02, 1901.021, 1901.041, 2301.03, 2
3794.09, 3901.321, 3913.13, 3913.23, 5101.35, 3
and 5164.38 and to enact sections 101.55, 4
107.13, 303.65, 519.26, and 713.16 of the 5
Revised Code to generally change the venue in 6
which appeal from an agency order is proper to 7
the local court of common pleas and provide 8
special rules regarding consideration of such 9
cases, to revise the law governing claim 10
preclusion in zoning appeals, to revise the law 11
governing the referral of cases to the Hamilton 12
County Drug Court, to transfer Perry Township in 13
Wood County and Washington Township in Hancock 14
County from the territorial jurisdiction of the 15
Tiffin-Fostoria Municipal Court to the 16
territorial jurisdiction of, respectively, the 17
Bowling Green Municipal Court and the Findlay 18
Municipal Court, to allow the General Assembly 19
to intervene in certain actions, and to allow 20
the General Assembly and the Governor to retain 21
special counsel. 22

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 109.02, 119.12, 124.34, 956.11, 23
956.15, 1901.02, 1901.021, 1901.041, 2301.03, 3794.09, 3901.321, 24
3913.13, 3913.23, 5101.35, and 5164.38 be amended and sections 25
101.55, 107.13, 303.65, 519.26, and 713.16 of the Revised Code 26
be enacted to read as follows: 27

Sec. 101.55. (A) (1) The speaker of the house of 28
representatives, in the speaker's official capacity as the 29
presiding officer of the house of representatives, may retain 30
legal counsel other than from the attorney general for either of 31
the following purposes: 32

(a) To represent, and intervene on behalf of, the house in 33
any judicial proceeding that involves a challenge to the 34
constitution or laws of this state and that is an important 35
matter of statewide concern. The house may intervene in any such 36
judicial proceeding at any time as a matter of right. 37
Intervention under this division shall be in accordance with 38
Rule 24 of the Ohio Rules of Civil Procedure or with Rule 24 of 39
the Federal Rules of Civil Procedure, as applicable. 40

(b) To provide advice and counsel to the speaker on 41
matters that affect the official business of the house. 42

(2) The speaker shall approve all terms of representation 43
and authorize payment for all financial costs incurred under 44
division (A) (1) of this section from the house of 45
representatives' operating expenses appropriation line item or 46
from a separate appropriation made for those costs. 47

(3) The house of representatives may rescind the retention 48

of a particular legal counsel in a particular matter under 49
division (A) (1) of this section by a resolution adopted by the 50
affirmative vote of a majority of the members elected to the 51
house. 52

(B) (1) The president of the senate, in the president's 53
official capacity as the presiding officer of the senate, may 54
retain legal counsel other than from the attorney general for 55
either of the following purposes: 56

(a) To represent, and intervene on behalf of, the senate 57
in any judicial proceeding that involves a challenge to the 58
constitution or laws of this state and that is an important 59
matter of statewide concern. The senate may intervene in any 60
such judicial proceeding at any time as a matter of right. 61
Intervention under this division shall be in accordance with 62
Rule 24 of the Ohio Rules of Civil Procedure or with Rule 24 of 63
the Federal Rules of Civil Procedure, as applicable. 64

(b) To provide advice and counsel to the president on 65
matters that affect the official business of the senate. 66

(2) The president shall approve all terms of 67
representation and authorize payment for all financial costs 68
incurred under division (B) (1) of this section from the senate's 69
operating expenses appropriation line item or from a separate 70
appropriation made for those costs. 71

(3) The senate may rescind the retention of a particular 72
legal counsel in a particular matter under division (B) (1) of 73
this section by a resolution adopted by the affirmative vote of 74
a majority of the members elected to the senate. 75

(C) (1) The speaker of the house of representatives and the 76
president of the senate, acting jointly in their official 77

capacities as the presiding officers of the houses of the 78
general assembly, may retain legal counsel other than from the 79
attorney general for either of the following purposes: 80

(a) To represent, and intervene on behalf of, the general 81
assembly in any judicial proceeding that involves a challenge to 82
the constitution or laws of this state and that is an important 83
matter of statewide concern. The general assembly may intervene 84
in any such judicial proceeding at any time as a matter of 85
right. Intervention under this division shall be in accordance 86
with Rule 24 of the Ohio Rules of Civil Procedure or with Rule 87
24 of the Federal Rules of Civil Procedure, as applicable. 88

(b) To provide advice and counsel to the speaker and the 89
president, jointly, on matters that affect the official business 90
of the general assembly. 91

(2) The speaker and the president shall jointly approve 92
all terms of representation and authorize payment for all 93
financial costs incurred under division (C) (1) of this section 94
from the house of representatives' and the senate's operating 95
expenses appropriation line items or from a separate 96
appropriation made for those costs. 97

(3) The general assembly may rescind the retention of a 98
particular legal counsel in a particular matter under division 99
(C) (1) of this section by a concurrent resolution adopted by the 100
affirmative vote of a majority of the members elected to each 101
house of the general assembly. 102

(D) Notwithstanding any contrary provision of law, nothing 103
in this section shall be construed to do any of the following: 104

(1) Constitute a waiver of the legislative immunity or 105
legislative privilege of the speaker, the president, or any 106

<u>member, officer, or staff of either house of the general</u>	107
<u>assembly;</u>	108
<u>(2) Permit any violation of section 9.58 of the Revised</u>	109
<u>Code;</u>	110
<u>(3) Permit the retention of counsel, or intervention, in</u>	111
<u>any criminal proceeding;</u>	112
<u>(4) Limit any authority of the speaker of the house of</u>	113
<u>representatives, the president of the senate, the general</u>	114
<u>assembly, or any member of the general assembly that is granted</u>	115
<u>under the constitution of this state or under any other</u>	116
<u>provision of law.</u>	117
<u>Sec. 107.13.</u> (A) <u>The governor, in the governor's official</u>	118
<u>capacity as the supreme executive of this state, may retain</u>	119
<u>legal counsel other than from the attorney general for either of</u>	120
<u>the following purposes:</u>	121
<u>(1) To represent, and intervene on behalf of, the governor</u>	122
<u>in any judicial proceeding that involves a challenge to the</u>	123
<u>constitution or laws of this state and that is an important</u>	124
<u>matter of statewide concern. The governor may intervene in any</u>	125
<u>such judicial proceeding at any time as a matter of right.</u>	126
<u>Intervention under this division shall be in accordance with</u>	127
<u>Rule 24 of the Ohio Rules of Civil Procedure or with Rule 24 of</u>	128
<u>the Federal Rules of Civil Procedure, as applicable.</u>	129
<u>(2) To provide advice and counsel to the governor on</u>	130
<u>matters that affect the official business of the office of the</u>	131
<u>governor.</u>	132
<u>(B) The governor shall approve all terms of representation</u>	133
<u>and authorize payment for all financial costs incurred under</u>	134
<u>division (A) of this section from the office of the governor's</u>	135

operating expenses appropriation line item or from a separate 136
appropriation made for those costs. The requirements of sections 137
125.05 and 127.16 of the Revised Code do not apply to a 138
representation agreement entered into under division (A) of this 139
section. 140

(C) Notwithstanding any contrary provision of law, nothing 141
in this section shall be construed to do any of the following: 142

(1) Constitute a waiver of any executive privilege of the 143
governor or any executive officer or staff; 144

(2) Permit any violation of section 9.58 of the Revised 145
Code; 146

(3) Permit the retention of counsel, or intervention, in 147
any criminal proceeding; 148

(4) Limit any authority of the governor that is granted 149
under the constitution of this state or under any other 150
provision of law. 151

Sec. 109.02. The attorney general is the chief law officer 152
for the state and all its departments and shall be provided with 153
adequate office space in Columbus. Except as provided in 154
division (E) of section 120.06 and in sections 101.55, 107.13, 155
and 3517.152 to 3517.157 of the Revised Code, no state officer 156
or board, or head of a department or institution of the state 157
shall employ, or be represented by, other counsel or attorneys 158
at law. The attorney general shall appear for the state in the 159
trial and argument of all civil and criminal causes in the 160
supreme court in which the state is directly or indirectly 161
interested. When required by the governor or the general 162
assembly, the attorney general shall appear for the state in any 163
court or tribunal in a cause in which the state is a party, or 164

in which the state is directly interested. Upon the written 165
request of the governor, the attorney general shall prosecute 166
any person indicted for a crime. 167

Sec. 119.12. ~~(A) (1) Except as provided in division (A) (2)~~ 168
~~or (3) of this section, any (A) Any party adversely affected by~~ 169
any order of an agency issued pursuant to an adjudication 170
~~denying an applicant admission to an examination, or denying the~~ 171
~~issuance or renewal of a license or registration of a licensee,~~ 172
~~or revoking or suspending a license, or allowing the payment of~~ 173
~~a forfeiture under section 4301.252 of the Revised Code may~~ 174
appeal from the order of the agency to the court of common pleas 175
of the county in which the place of business of the licensee is 176
located or the county in which the licensee is a 177
resident designated in division (B) of this section. 178

~~(2) (B) An appeal from an order described in division (A)~~ 179
~~(1) (A) of this section shall be filed in the county designated~~ 180
as follows: 181

(1) Except as otherwise provided in division (B) (2) of 182
this section, an appeal from an order of an agency issued 183
pursuant to an adjudication denying an applicant admission to an 184
examination, denying the issuance or renewal of a license or 185
registration of a licensee, revoking or suspending a license, or 186
allowing the payment of a forfeiture under section 4301.252 of 187
the Revised Code shall be filed in the county in which the place 188
of business of the licensee is located or the county in which 189
the licensee is a resident. 190

(2) An appeal from an order issued by any of the following 191
agencies shall be made to the court of common pleas of Franklin 192
county or the court of common pleas in the county in which the 193
place of business of the licensee is located or the county in 194

<u>which the licensee is a resident:</u>	195
(a) The liquor control commission;	196
(b) The Ohio casino control commission 7 ;	197
<u>(c) The state medical board;</u>	198
(e)The (d) <u>The state chiropractic board;</u>	199
(d)The (e) <u>The board of nursing;</u>	200
(e)The (f) <u>The bureau of workers' compensation regarding</u>	201
participation in the health partnership program created in	202
sections 4121.44 and 4121.441 of the Revised Code.	203
(3) If any party appealing from an order described in	204
division (A) (1) of this section is not a resident of and has no	205
place of business in this state, the party may appeal to the	206
court of common pleas of Franklin county.	207
(B) Any party adversely affected by any order of an agency	208
issued pursuant to any other adjudication may appeal to the	209
court of common pleas of Franklin county, except that appeals	210
<u>Appeals</u> from orders of the fire marshal issued under	211
Chapter 3737. of the Revised Code may <u>shall</u> be to the court of	212
common pleas of the county in which the building of the	213
aggrieved person is located and except that appeals .	214
<u>(4) Appeals</u> under division (B) of section 124.34 of the	215
Revised Code from a decision of the state personnel board of	216
review or a municipal or civil service township civil service	217
commission shall be taken to the court of common pleas of the	218
county in which the appointing authority is located or, in the	219
case of an appeal by the department of rehabilitation and	220
correction, to the court of common pleas of Franklin county.	221

(5) If any party appealing from an order described in 222
division (B) (1), (2), or (6) of this section is not a resident 223
of and has no place of business in this state, the party shall 224
appeal to the court of common pleas of Franklin county. 225

(6) Any party adversely affected by any order of an agency 226
issued pursuant to any other adjudication may appeal to the 227
court of common pleas of Franklin county or the court of common 228
pleas of the county in which the business of the party is 229
located or in which the party is a resident. 230

(C) This section does not apply to appeals from the 231
department of taxation. 232

(D) Any party desiring to appeal shall file a notice of 233
appeal with the agency setting forth the order appealed from and 234
stating that the agency's order is not supported by reliable, 235
probative, and substantial evidence and is not in accordance 236
with law. The notice of appeal may, but need not, set forth the 237
specific grounds of the party's appeal beyond the statement that 238
the agency's order is not supported by reliable, probative, and 239
substantial evidence and is not in accordance with law. The 240
notice of appeal shall also be filed by the appellant with the 241
court. In filing a notice of appeal with the agency or court, 242
the notice that is filed may be either the original notice or a 243
copy of the original notice. Unless otherwise provided by law 244
relating to a particular agency, notices of appeal shall be 245
filed within fifteen days after the mailing of the notice of the 246
agency's order as provided in this section. For purposes of this 247
paragraph, an order includes a determination appealed pursuant 248
to division (C) of section 119.092 of the Revised Code. The 249
amendments made to this paragraph by Sub. H.B. 215 of the 128th 250
general assembly are procedural, and this paragraph as amended 251

by those amendments shall be applied retrospectively to all 252
appeals pursuant to this paragraph filed before September 13, 253
2010, but not earlier than May 7, 2009, which was the date the 254
supreme court of Ohio released its opinion and judgment in 255
Medcorp, Inc. v. Ohio Dep't. of Job and Family Servs. (2009), 256
121 Ohio St.3d 622. 257

(E) The filing of a notice of appeal shall not 258
automatically operate as a suspension of the order of an agency. 259
If it appears to the court that an unusual hardship to the 260
appellant will result from the execution of the agency's order 261
pending determination of the appeal, the court may grant a 262
suspension and fix its terms. If an appeal is taken from the 263
judgment of the court and the court has previously granted a 264
suspension of the agency's order as provided in this section, 265
the suspension of the agency's order shall not be vacated and 266
shall be given full force and effect until the matter is finally 267
adjudicated. No renewal of a license or permit shall be denied 268
by reason of the suspended order during the period of the appeal 269
from the decision of the court of common pleas. In the case of 270
an appeal from the Ohio casino control commission, the state 271
medical board, or the state chiropractic board, the court may 272
grant a suspension and fix its terms if it appears to the court 273
that an unusual hardship to the appellant will result from the 274
execution of the agency's order pending determination of the 275
appeal and the health, safety, and welfare of the public will 276
not be threatened by suspension of the order. This provision 277
shall not be construed to limit the factors the court may 278
consider in determining whether to suspend an order of any other 279
agency pending determination of an appeal. 280

(F) The final order of adjudication may apply to any 281
renewal of a license or permit which has been granted during the 282

period of the appeal. 283

(G) Notwithstanding any other provision of this section, 284
any order issued by a court of common pleas or a court of 285
appeals suspending the effect of an order of the liquor control 286
commission issued pursuant to Chapter 4301. or 4303. of the 287
Revised Code that suspends, revokes, or cancels a permit issued 288
under Chapter 4303. of the Revised Code or that allows the 289
payment of a forfeiture under section 4301.252 of the Revised 290
Code shall terminate not more than six months after the date of 291
the filing of the record of the liquor control commission with 292
the clerk of the court of common pleas and shall not be 293
extended. The court of common pleas, or the court of appeals on 294
appeal, shall render a judgment in that matter within six months 295
after the date of the filing of the record of the liquor control 296
commission with the clerk of the court of common pleas. A court 297
of appeals shall not issue an order suspending the effect of an 298
order of the liquor control commission that extends beyond six 299
months after the date on which the record of the liquor control 300
commission is filed with a court of common pleas. 301

(H) Notwithstanding any other provision of this section, 302
any order issued by a court of common pleas or a court of 303
appeals suspending the effect of an order of the Ohio casino 304
control commission issued under Chapter 3772. of the Revised 305
Code that limits, conditions, restricts, suspends, revokes, 306
denies, not renews, fines, or otherwise penalizes an applicant, 307
licensee, or person excluded or ejected from a casino facility 308
in accordance with section 3772.031 of the Revised Code shall 309
terminate not more than six months after the date of the filing 310
of the record of the Ohio casino control commission with the 311
clerk of the court of common pleas and shall not be extended. 312
The court of common pleas, or the court of appeals on appeal, 313

shall render a judgment in that matter within six months after 314
the date of the filing of the record of the Ohio casino control 315
commission with the clerk of the court of common pleas. A court 316
of appeals shall not issue an order suspending the effect of an 317
order of the Ohio casino control commission that extends beyond 318
six months after the date on which the record of the Ohio casino 319
control commission is filed with the clerk of a court of common 320
pleas. 321

(I) Notwithstanding any other provision of this section, 322
any order issued by a court of common pleas suspending the 323
effect of an order of the state medical board or state 324
chiropractic board that limits, revokes, suspends, places on 325
probation, or refuses to register or reinstate a certificate 326
issued by the board or reprimands the holder of the certificate 327
shall terminate not more than fifteen months after the date of 328
the filing of a notice of appeal in the court of common pleas, 329
or upon the rendering of a final decision or order in the appeal 330
by the court of common pleas, whichever occurs first. 331

~~(I)~~ (J) Within thirty days after receipt of a notice of 332
appeal from an order in any case in which a hearing is required 333
by sections 119.01 to 119.13 of the Revised Code, the agency 334
shall prepare and certify to the court a complete record of the 335
proceedings in the case. Failure of the agency to comply within 336
the time allowed, upon motion, shall cause the court to enter a 337
finding in favor of the party adversely affected. Additional 338
time, however, may be granted by the court, not to exceed thirty 339
days, when it is shown that the agency has made substantial 340
effort to comply. The record shall be prepared and transcribed, 341
and the expense of it shall be taxed as a part of the costs on 342
the appeal. The appellant shall provide security for costs 343
satisfactory to the court of common pleas. Upon demand by any 344

interested party, the agency shall furnish at the cost of the 345
party requesting it a copy of the stenographic report of 346
testimony offered and evidence submitted at any hearing and a 347
copy of the complete record. 348

~~(J)~~ (K) Notwithstanding any other provision of this 349
section, any party desiring to appeal an order or decision of 350
the state personnel board of review shall, at the time of filing 351
a notice of appeal with the board, provide a security deposit in 352
an amount and manner prescribed in rules that the board shall 353
adopt in accordance with this chapter. In addition, the board is 354
not required to prepare or transcribe the record of any of its 355
proceedings unless the appellant has provided the deposit 356
described above. The failure of the board to prepare or 357
transcribe a record for an appellant who has not provided a 358
security deposit shall not cause a court to enter a finding 359
adverse to the board. 360

~~(K)~~ (L) Unless otherwise provided by law, in the hearing 361
of the appeal, the court is confined to the record as certified 362
to it by the agency. Unless otherwise provided by law, the court 363
may grant a request for the admission of additional evidence 364
when satisfied that the additional evidence is newly discovered 365
and could not with reasonable diligence have been ascertained 366
prior to the hearing before the agency. 367

~~(L)~~ (M) The court shall conduct a hearing on the appeal 368
and shall give preference to all proceedings under sections 369
119.01 to 119.13 of the Revised Code, over all other civil 370
cases, irrespective of the position of the proceedings on the 371
calendar of the court. An appeal from an order of the state 372
medical board issued pursuant to division (G) of either section 373
4730.25 or 4731.22 of the Revised Code, the state chiropractic 374

board issued pursuant to section 4734.37 of the Revised Code, 375
the liquor control commission issued pursuant to Chapter 4301. 376
or 4303. of the Revised Code, or the Ohio casino control 377
commission issued pursuant to Chapter 3772. of the Revised Code 378
shall be set down for hearing at the earliest possible time and 379
takes precedence over all other actions. The hearing in the 380
court of common pleas shall proceed as in the trial of a civil 381
action, and the court shall determine the rights of the parties 382
in accordance with the laws applicable to a civil action. At the 383
hearing, counsel may be heard on oral argument, briefs may be 384
submitted, and evidence may be introduced if the court has 385
granted a request for the presentation of additional evidence. 386

~~(M)~~ (N) The court may affirm the order of the agency 387
complained of in the appeal if it finds, upon consideration of 388
the entire record and any additional evidence the court has 389
admitted, that the order is supported by reliable, probative, 390
and substantial evidence and is in accordance with law. In the 391
absence of this finding, it may reverse, vacate, or modify the 392
order or make such other ruling as is supported by reliable, 393
probative, and substantial evidence and is in accordance with 394
law. The court shall award compensation for fees in accordance 395
with section 2335.39 of the Revised Code to a prevailing party, 396
other than an agency, in an appeal filed pursuant to this 397
section. 398

~~(N)~~ (O) The judgment of the court shall be final and 399
conclusive unless reversed, vacated, or modified on appeal. 400
These appeals may be taken either by the party or the agency, 401
shall proceed as in the case of appeals in civil actions, and 402
shall be pursuant to the Rules of Appellate Procedure and, to 403
the extent not in conflict with those rules, Chapter 2505. of 404
the Revised Code. An appeal by the agency shall be taken on 405

questions of law relating to the constitutionality, 406
construction, or interpretation of statutes and rules of the 407
agency, and, in the appeal, the court may also review and 408
determine the correctness of the judgment of the court of common 409
pleas that the order of the agency is not supported by any 410
reliable, probative, and substantial evidence in the entire 411
record. 412

The court shall certify its judgment to the agency or take 413
any other action necessary to give its judgment effect. 414

Sec. 124.34. (A) The tenure of every officer or employee 415
in the classified service of the state and the counties, civil 416
service townships, cities, city health districts, general health 417
districts, and city school districts of the state, holding a 418
position under this chapter, shall be during good behavior and 419
efficient service. No officer or employee shall be reduced in 420
pay or position, fined, suspended, or removed, or have the 421
officer's or employee's longevity reduced or eliminated, except 422
as provided in section 124.32 of the Revised Code, and for 423
incompetency, inefficiency, unsatisfactory performance, 424
dishonesty, drunkenness, immoral conduct, insubordination, 425
discourteous treatment of the public, neglect of duty, violation 426
of any policy or work rule of the officer's or employee's 427
appointing authority, violation of this chapter or the rules of 428
the director of administrative services or the commission, any 429
other failure of good behavior, any other acts of misfeasance, 430
malfeasance, or nonfeasance in office, or conviction of a felony 431
while employed in the civil service. The denial of a one-time 432
pay supplement or a bonus to an officer or employee is not a 433
reduction in pay for purposes of this section. 434

This section does not apply to any modifications or 435

reductions in pay or work week authorized by section 124.392, 436
124.393, or 124.394 of the Revised Code. 437

An appointing authority may require an employee who is 438
suspended to report to work to serve the suspension. An employee 439
serving a suspension in this manner shall continue to be 440
compensated at the employee's regular rate of pay for hours 441
worked. The disciplinary action shall be recorded in the 442
employee's personnel file in the same manner as other 443
disciplinary actions and has the same effect as a suspension 444
without pay for the purpose of recording disciplinary actions. 445

A finding by the appropriate ethics commission, based upon 446
a preponderance of the evidence, that the facts alleged in a 447
complaint under section 102.06 of the Revised Code constitute a 448
violation of Chapter 102., section 2921.42, or section 2921.43 449
of the Revised Code may constitute grounds for dismissal. 450
Failure to file a statement or falsely filing a statement 451
required by section 102.02 of the Revised Code may also 452
constitute grounds for dismissal. The tenure of an employee in 453
the career professional service of the department of 454
transportation is subject to section 5501.20 of the Revised 455
Code. 456

Conviction of a felony while employed in the civil service 457
is a separate basis for reducing in pay or position, suspending, 458
or removing an officer or employee, even if the officer or 459
employee has already been reduced in pay or position, suspended, 460
or removed for the same conduct that is the basis of the felony. 461
An officer or employee may not appeal to the state personnel 462
board of review or the commission any disciplinary action taken 463
by an appointing authority as a result of the officer's or 464
employee's conviction of a felony. If an officer or employee 465

removed under this section is reinstated as a result of an 466
appeal of the removal, any conviction of a felony that occurs 467
during the pendency of the appeal is a basis for further 468
disciplinary action under this section upon the officer's or 469
employee's reinstatement. 470

A person convicted of a felony while employed in the civil 471
service immediately forfeits the person's status as a classified 472
employee in any public employment on and after the date of the 473
conviction for the felony. If an officer or employee is removed 474
under this section as a result of being convicted of a felony or 475
is subsequently convicted of a felony that involves the same 476
conduct that was the basis for the removal, the officer or 477
employee is barred from receiving any compensation after the 478
removal notwithstanding any modification or disaffirmance of the 479
removal, unless the conviction for the felony is subsequently 480
reversed or annulled. 481

Any person removed for conviction of a felony is entitled 482
to a cash payment for any accrued but unused sick, personal, and 483
vacation leave as authorized by law. If subsequently reemployed 484
in the public sector, the person shall qualify for and accrue 485
these forms of leave in the manner specified by law for a newly 486
appointed employee and shall not be credited with prior public 487
service for the purpose of receiving these forms of leave. 488

As used in this division, "felony" means any of the 489
following: 490

(1) A felony that is an offense of violence as defined in 491
section 2901.01 of the Revised Code; 492

(2) A felony that is a felony drug abuse offense as 493
defined in section 2925.01 of the Revised Code; 494

(3) A felony under the laws of this or any other state or 495
the United States that is a crime of moral turpitude; 496

(4) A felony involving dishonesty, fraud, or theft; 497

(5) A felony that is a violation of section 2921.05, 498
2921.32, or 2921.42 of the Revised Code. 499

(B) In case of a reduction, a suspension of more than 500
forty work hours in the case of an employee exempt from the 501
payment of overtime compensation, a suspension of more than 502
twenty-four work hours in the case of an employee required to be 503
paid overtime compensation, a fine of more than forty hours' pay 504
in the case of an employee exempt from the payment of overtime 505
compensation, a fine of more than twenty-four hours' pay in the 506
case of an employee required to be paid overtime compensation, 507
or removal, except for the reduction or removal of a 508
probationary employee, the appointing authority shall serve the 509
employee with a copy of the order of reduction, fine, 510
suspension, or removal, which order shall state the reasons for 511
the action. 512

Within ten days following the date on which the order is 513
served or, in the case of an employee in the career professional 514
service of the department of transportation, within ten days 515
following the filing of a removal order, the employee, except as 516
otherwise provided in this section, may file an appeal of the 517
order in writing with the state personnel board of review or the 518
commission. For purposes of this section, the date on which an 519
order is served is the date of hand delivery of the order or the 520
date of delivery of the order by certified United States mail, 521
whichever occurs first. If an appeal is filed, the board or 522
commission shall forthwith notify the appointing authority and 523
shall hear, or appoint a trial board to hear, the appeal within 524

thirty days from and after its filing with the board or 525
commission. The board, commission, or trial board may affirm, 526
disaffirm, or modify the judgment of the appointing authority. 527
However, in an appeal of a removal order based upon a violation 528
of a last chance agreement, the board, commission, or trial 529
board may only determine if the employee violated the agreement 530
and thus affirm or disaffirm the judgment of the appointing 531
authority. 532

In cases of removal or reduction in pay for disciplinary 533
reasons, either the appointing authority or the officer or 534
employee may appeal from the decision of the state personnel 535
board of review or the commission, and any such appeal shall be 536
to the court of common pleas ~~of the county in which the~~ 537
~~appointing authority is located, or to the court of common pleas~~ 538
~~of Franklin county, as provided by section 119.12 of the Revised~~ 539
~~Code~~ in accordance with section 119.12 of the Revised Code. 540

(C) In the case of the suspension for any period of time, 541
or a fine, demotion, or removal, of a chief of police, a chief 542
of a fire department, or any member of the police or fire 543
department of a city or civil service township, who is in the 544
classified civil service, the appointing authority shall furnish 545
the chief or member with a copy of the order of suspension, 546
fine, demotion, or removal, which order shall state the reasons 547
for the action. The order shall be filed with the municipal or 548
civil service township civil service commission. Within ten days 549
following the filing of the order, the chief or member may file 550
an appeal, in writing, with the commission. If an appeal is 551
filed, the commission shall forthwith notify the appointing 552
authority and shall hear, or appoint a trial board to hear, the 553
appeal within thirty days from and after its filing with the 554
commission, and it may affirm, disaffirm, or modify the judgment 555

of the appointing authority. An appeal on questions of law and 556
fact may be had from the decision of the commission to the court 557
of common pleas in the county in which the city or civil service 558
township is situated. The appeal shall be taken within thirty 559
days from the finding of the commission. 560

(D) A violation of division (A) (7) of section 2907.03 of 561
the Revised Code is grounds for termination of employment of a 562
nonteaching employee under this section. 563

(E) The director shall adopt a rule in accordance with 564
Chapter 119. of the Revised Code to define the term 565
"unsatisfactory performance" as it is used in this section with 566
regard to employees in the service of the state. 567

(F) As used in this section, "last chance agreement" means 568
an agreement signed by both an appointing authority and an 569
officer or employee of the appointing authority that describes 570
the type of behavior or circumstances that, if it occurs, will 571
automatically lead to removal of the officer or employee without 572
the right of appeal to the state personnel board of review or 573
the appropriate commission. 574

Sec. 303.65. A final judgment on the merits issued by a 575
court of competent jurisdiction pursuant to its power of review 576
under Chapter 2506. of the Revised Code, on claims brought under 577
this chapter, does not preclude later claims for damages, 578
including claims brought under 42 U.S.C. 1983, even if the 579
common law doctrine of res judicata would otherwise bar the 580
claim. 581

The general assembly intends that this section be 582
construed to override the federal sixth circuit court of 583
appeals's decision in the case *Lavon Moore v. Hiram Twp.*, 988 584

F.3d 353 (6th Cir. 2021). 585

Sec. 519.26. A final judgment on the merits issued by a 586
court of competent jurisdiction pursuant to its power of review 587
under Chapter 2506. of the Revised Code, on claims brought under 588
this chapter, does not preclude later claims for damages, 589
including claims brought under 42 U.S.C. 1983, even if the 590
common law doctrine of res judicata would otherwise bar the 591
claim. 592

The general assembly intends that this section be 593
construed to override the federal sixth circuit court of 594
appeals's decision in the case *Lavon Moore v. Hiram Twp.*, 988 595
F.3d 353 (6th Cir. 2021). 596

Sec. 713.16. A final judgment on the merits issued by a 597
court of competent jurisdiction pursuant to its power of review 598
under Chapter 2506. of the Revised Code, on claims brought under 599
this chapter, does not preclude later claims for damages, 600
including claims brought under 42 U.S.C. 1983, even if the 601
common law doctrine of res judicata would otherwise bar the 602
claim. 603

The general assembly intends that this section be 604
construed to override the federal sixth circuit court of 605
appeals's decision in the case *Lavon Moore v. Hiram Twp.*, 988 606
F.3d 353 (6th Cir. 2021). 607

Sec. 956.11. (A) The director of agriculture may enter 608
into contracts or agreements with an animal rescue for dogs, an 609
animal shelter for dogs, a boarding kennel, a veterinarian, a 610
board of county commissioners, or a humane society for the 611
purposes of this section. 612

(B) (1) If the director or the director's authorized 613

representative determines that a dog is being kept by a high 614
volume breeder or dog broker in a manner that materially 615
violates this chapter or rules adopted under it, the director 616
may impound the dog and order it to be seized by an animal 617
rescue for dogs, an animal shelter for dogs, a boarding kennel, 618
a veterinarian, a board of county commissioners, or a humane 619
society with which the director has entered into a contract or 620
agreement under division (A) of this section. Upon receiving the 621
order from the director, the animal rescue for dogs, animal 622
shelter for dogs, boarding kennel, veterinarian, board of county 623
commissioners, or humane society shall seize the dog and keep, 624
house, and maintain it. 625

(2) The director or the director's authorized 626
representative shall give written notice of the impoundment by 627
posting a notice on the door of the premises from which the dog 628
was taken or by otherwise posting the notice in a conspicuous 629
place at the premises from which the dog was taken. The notice 630
shall provide a date for an adjudication hearing, which shall 631
take place not later than five business days after the dog is 632
taken and at which the director shall determine if the dog 633
should be permanently relinquished to the custody of the 634
director. 635

(C) The owner or operator of the applicable high volume 636
breeder or the person acting as or performing the functions of a 637
dog broker may appeal the determination made at the adjudication 638
hearing in accordance with section 119.12 of the Revised Code, 639
~~except that the appeal may be made only to the environmental-~~ 640
~~division of the Franklin county municipal court.~~ 641

(D) If, after the final disposition of an adjudication 642
hearing and any appeals from that adjudication hearing, it is 643

determined that a dog shall be permanently relinquished to the 644
custody of the director, the dog may be adopted directly from 645
the animal rescue for dogs, animal shelter for dogs, boarding 646
kennel, veterinarian, county dog pound, or humane society where 647
it is being kept, housed, and maintained, provided that the dog 648
has been spayed or neutered unless there are medical reasons 649
against spaying or neutering as determined by a veterinarian. 650
The animal rescue for dogs, animal shelter for dogs, boarding 651
kennel, veterinarian, county dog pound, or humane society may 652
charge a reasonable adoption fee. The fee shall be at least 653
sufficient to cover the costs of spaying or neutering the dog 654
unless it is medically contraindicated. Impounded dogs shall be 655
returned to persons acquitted of any alleged violations. 656

Sec. 956.15. (A) The director of agriculture shall deny an 657
application for a license that is submitted under section 956.04 658
or 956.05 of the Revised Code for either of the following 659
reasons: 660

(1) The applicant for the license has violated any 661
provision of this chapter or a rule adopted under it if the 662
violation materially threatens the health or welfare of a dog. 663

(2) The applicant has been convicted of or pleaded guilty 664
to a disqualifying offense as determined in accordance with 665
section 9.79 of the Revised Code. 666

(B) The director may suspend or revoke a license issued 667
under this chapter for violation of any provision of this 668
chapter or a rule adopted or order issued under it if the 669
violation materially threatens the health and welfare of a dog. 670

(C) An application or a license shall not be denied, 671
suspended, or revoked under this section without a written order 672

of the director stating the findings on which the denial, 673
suspension, or revocation is based. A copy of the order shall be 674
sent to the applicant or license holder by certified mail or may 675
be provided to the applicant or license holder by personal 676
service. In addition, the person to whom a denial, suspension, 677
or revocation applies may request an adjudication hearing under 678
Chapter 119. of the Revised Code. The director shall comply with 679
such a request. The determination of the director at an 680
adjudication hearing may be appealed in accordance with section 681
119.12 of the Revised Code, ~~except that the determination may be~~ 682
~~appealed only to the environmental division of the Franklin~~ 683
~~county municipal court.~~ 684

Sec. 1901.02. (A) The municipal courts established by 685
section 1901.01 of the Revised Code have jurisdiction within the 686
corporate limits of their respective municipal corporations, or, 687
for the Clermont county municipal court, and, effective January 688
1, 2008, the Erie county municipal court, within the municipal 689
corporation or unincorporated territory in which they are 690
established, and are courts of record. Each of the courts shall 691
be styled "_____ municipal court," 692
inserting the name of the municipal corporation, except the 693
following courts, which shall be styled as set forth below: 694

(1) The municipal court established in Chesapeake that 695
shall be styled and known as the "Lawrence county municipal 696
court"; 697

(2) The municipal court established in Cincinnati that 698
shall be styled and known as the "Hamilton county municipal 699
court"; 700

(3) The municipal court established in Ravenna that shall 701
be styled and known as the "Portage county municipal court"; 702

- (4) The municipal court established in Athens that shall 703
be styled and known as the "Athens county municipal court"; 704
- (5) The municipal court established in Columbus that shall 705
be styled and known as the "Franklin county municipal court"; 706
- (6) The municipal court established in London that shall 707
be styled and known as the "Madison county municipal court"; 708
- (7) The municipal court established in Newark that shall 709
be styled and known as the "Licking county municipal court"; 710
- (8) The municipal court established in Wooster that shall 711
be styled and known as the "Wayne county municipal court"; 712
- (9) The municipal court established in Wapakoneta that 713
shall be styled and known as the "Auglaize county municipal 714
court"; 715
- (10) The municipal court established in Troy that shall be 716
styled and known as the "Miami county municipal court"; 717
- (11) The municipal court established in Bucyrus that shall 718
be styled and known as the "Crawford county municipal court"; 719
- (12) The municipal court established in Logan that shall 720
be styled and known as the "Hocking county municipal court"; 721
- (13) The municipal court established in Urbana that shall 722
be styled and known as the "Champaign county municipal court"; 723
- (14) The municipal court established in Jackson that shall 724
be styled and known as the "Jackson county municipal court"; 725
- (15) The municipal court established in Springfield that 726
shall be styled and known as the "Clark county municipal court"; 727
- (16) The municipal court established in Kenton that shall 728
be styled and known as the "Hardin county municipal court"; 729

(17) The municipal court established within Clermont 730
county in Batavia or in any other municipal corporation or 731
unincorporated territory within Clermont county that is selected 732
by the legislative authority of that court that shall be styled 733
and known as the "Clermont county municipal court"; 734

(18) The municipal court established in Wilmington that, 735
beginning July 1, 1992, shall be styled and known as the 736
"Clinton county municipal court"; 737

(19) The municipal court established in Port Clinton that 738
shall be styled and known as the "Ottawa county municipal 739
court"; 740

(20) The municipal court established in Lancaster that, 741
beginning January 2, 2000, shall be styled and known as the 742
"Fairfield county municipal court"; 743

(21) The municipal court established within Columbiana 744
county in Lisbon or in any other municipal corporation or 745
unincorporated territory selected pursuant to division (I) of 746
section 1901.021 of the Revised Code, that shall be styled and 747
known as the "Columbiana county municipal court"; 748

(22) The municipal court established in Georgetown that, 749
beginning February 9, 2003, shall be styled and known as the 750
"Brown county municipal court"; 751

(23) The municipal court established in Mount Gilead that, 752
beginning January 1, 2003, shall be styled and known as the 753
"Morrow county municipal court"; 754

(24) The municipal court established in Greenville that, 755
beginning January 1, 2005, shall be styled and known as the 756
"Darke county municipal court"; 757

(25) The municipal court established in Millersburg that, 758
beginning January 1, 2007, shall be styled and known as the 759
"Holmes county municipal court"; 760

(26) The municipal court established in Carrollton that, 761
beginning January 1, 2007, shall be styled and known as the 762
"Carroll county municipal court"; 763

(27) The municipal court established within Erie county in 764
Milan or established in any other municipal corporation or 765
unincorporated territory that is within Erie county, is within 766
the territorial jurisdiction of that court, and is selected by 767
the legislative authority of that court that, beginning January 768
1, 2008, shall be styled and known as the "Erie county municipal 769
court"; 770

(28) The municipal court established in Ottawa that, 771
beginning January 1, 2011, shall be styled and known as the 772
"Putnam county municipal court"; 773

(29) The municipal court established within Montgomery 774
county in any municipal corporation or unincorporated territory 775
within Montgomery county, except the municipal corporations of 776
Centerville, Clayton, Dayton, Englewood, Germantown, Kettering, 777
Miamisburg, Moraine, Oakwood, Union, Vandalia, and West 778
Carrollton and Butler, German, Harrison, Miami, and Washington 779
townships, that is selected by the legislative authority of that 780
court and that, beginning July 1, 2010, shall be styled and 781
known as the "Montgomery county municipal court"; 782

(30) The municipal court established within Sandusky 783
county in any municipal corporation or unincorporated territory 784
within Sandusky county, except the municipal corporations of 785
Bellevue and Fremont and Ballville, Sandusky, and York 786

townships, that is selected by the legislative authority of that 787
court and that, beginning January 1, 2013, shall be styled and 788
known as the "Sandusky county municipal court"; 789

(31) The municipal court established in Tiffin that, 790
beginning January 1, 2014, shall be styled and known as the 791
"Tiffin-Fostoria municipal court"; 792

(32) The municipal court established in New Lexington 793
that, beginning January 1, 2018, shall be styled and known as 794
the "Perry county municipal court"; 795

(33) The municipal court established in Paulding that, 796
beginning January 1, 2020, shall be styled and known as the 797
"Paulding county municipal court"; 798

(34) The municipal court established in Wauseon that, 799
beginning January 1, 2024, shall be styled and known as the 800
"Fulton county municipal court." 801

(B) In addition to the jurisdiction set forth in division 802
(A) of this section, the municipal courts established by section 803
1901.01 of the Revised Code have jurisdiction as follows: 804

The Akron municipal court has jurisdiction within Bath, 805
Richfield, and Springfield townships, and within the municipal 806
corporations of Fairlawn, Lakemore, and Mogadore, in Summit 807
county. 808

The Alliance municipal court has jurisdiction within 809
Lexington, Marlboro, Paris, and Washington townships in Stark 810
county. 811

The Ashland municipal court has jurisdiction within 812
Ashland county. 813

The Ashtabula municipal court has jurisdiction within 814

Ashtabula, Plymouth, and Saybrook townships in Ashtabula county.	815
The Athens county municipal court has jurisdiction within Athens county.	816 817
The Auglaize county municipal court has jurisdiction within Auglaize county.	818 819
The Avon Lake municipal court has jurisdiction within the municipal corporations of Avon and Sheffield in Lorain county.	820 821
The Barberton municipal court has jurisdiction within Coventry, Franklin, and Green townships, within all of Copley township except within the municipal corporation of Fairlawn, and within the municipal corporations of Clinton and Norton, in Summit county.	822 823 824 825 826
The Bedford municipal court has jurisdiction within the municipal corporations of Bedford Heights, Oakwood, Glenwillow, Solon, Bentleyville, Chagrin Falls, Moreland Hills, Orange, Warrensville Heights, North Randall, and Woodmere, and within Warrensville and Chagrin Falls townships, in Cuyahoga county.	827 828 829 830 831
The Bellefontaine municipal court has jurisdiction within Logan county.	832 833
The Bellevue municipal court has jurisdiction within Lyme and Sherman townships in Huron county and within York township in Sandusky county.	834 835 836
The Berea municipal court has jurisdiction within the municipal corporations of Strongsville, Middleburgh Heights, Brook Park, Westview, and Olmsted Falls, and within Olmsted township, in Cuyahoga county.	837 838 839 840
The Bowling Green municipal court has jurisdiction within the municipal corporations of Bairdstown, Bloomdale, Bradner,	841 842

Custar, Cygnet, Grand Rapids, Haskins, Hoytville, Jerry City,	843
Milton Center, North Baltimore, Pemberville, Portage, Rising	844
Sun, Tontogany, Wayne, West Millgrove, and Weston, and within	845
Bloom, Center, Freedom, Grand Rapids, Henry, Jackson, Liberty,	846
Middleton, Milton, Montgomery, <u>Perry</u> , Plain, Portage,	847
Washington, Webster, and Weston townships in Wood county.	848
Beginning February 9, 2003, the Brown county municipal	849
court has jurisdiction within Brown county.	850
The Bryan municipal court has jurisdiction within Williams	851
county.	852
The Cambridge municipal court has jurisdiction within	853
Guernsey county.	854
The Campbell municipal court has jurisdiction within	855
Coitsville township in Mahoning county.	856
The Canton municipal court has jurisdiction within Canton,	857
Lake, Nimishillen, Osnaburg, Pike, Plain, and Sandy townships in	858
Stark county.	859
The Carroll county municipal court has jurisdiction within	860
Carroll county.	861
The Celina municipal court has jurisdiction within Mercer	862
county.	863
The Champaign county municipal court has jurisdiction	864
within Champaign county.	865
The Chardon municipal court has jurisdiction within Geauga	866
county.	867
The Chillicothe municipal court has jurisdiction within	868
Ross county.	869

The Circleville municipal court has jurisdiction within Pickaway county.	870 871
The Clark county municipal court has jurisdiction within Clark county.	872 873
The Clermont county municipal court has jurisdiction within Clermont county.	874 875
The Cleveland municipal court has jurisdiction within the municipal corporation of Bratenahl in Cuyahoga county.	876 877
Beginning July 1, 1992, the Clinton county municipal court has jurisdiction within Clinton county.	878 879
The Columbiana county municipal court has jurisdiction within Columbiana county.	880 881
The Coshocton municipal court has jurisdiction within Coshocton county.	882 883
The Crawford county municipal court has jurisdiction within Crawford county.	884 885
Until December 31, 2008, the Cuyahoga Falls municipal court has jurisdiction within Boston, Hudson, Northfield Center, Sagamore Hills, and Twinsburg townships, and within the municipal corporations of Boston Heights, Hudson, Munroe Falls, Northfield, Peninsula, Reminderville, Silver Lake, Stow, Tallmadge, Twinsburg, and Macedonia, in Summit county.	886 887 888 889 890 891
Beginning January 1, 2005, the Darke county municipal court has jurisdiction within Darke county except within the municipal corporation of Bradford.	892 893 894
The Defiance municipal court has jurisdiction within Defiance county.	895 896

The Delaware municipal court has jurisdiction within Delaware county.	897 898
The Eaton municipal court has jurisdiction within Preble county.	899 900
The Elyria municipal court has jurisdiction within the municipal corporations of Grafton, LaGrange, and North Ridgeville, and within Elyria, Carlisle, Eaton, Columbia, Grafton, and LaGrange townships, in Lorain county.	901 902 903 904
Beginning January 1, 2008, the Erie county municipal court has jurisdiction within Erie county except within the townships of Florence, Huron, Perkins, and Vermilion and the municipal corporations of Bay View, Castalia, Huron, Sandusky, and Vermilion.	905 906 907 908 909
The Fairborn municipal court has jurisdiction within the municipal corporation of Beavercreek and within Bath and Beavercreek townships in Greene county.	910 911 912
Beginning January 2, 2000, the Fairfield county municipal court has jurisdiction within Fairfield county.	913 914
The Findlay municipal court has jurisdiction within all of Hancock county except within Washington township.	915 916
The Franklin municipal court has jurisdiction within Franklin township in Warren county.	917 918
The Franklin county municipal court has jurisdiction within Franklin county.	919 920
The Fremont municipal court has jurisdiction within Ballville and Sandusky townships in Sandusky county.	921 922
Beginning January 1, 2024, the Fulton county municipal	923

court has jurisdiction within Fulton county.	924
The Gallipolis municipal court has jurisdiction within Gallia county.	925 926
The Garfield Heights municipal court has jurisdiction within the municipal corporations of Maple Heights, Walton Hills, Valley View, Cuyahoga Heights, Newburgh Heights, Independence, and Brecksville in Cuyahoga county.	927 928 929 930
The Girard municipal court has jurisdiction within Liberty, Vienna, and Hubbard townships in Trumbull county.	931 932
The Hamilton municipal court has jurisdiction within Ross and St. Clair townships in Butler county.	933 934
The Hamilton county municipal court has jurisdiction within Hamilton county.	935 936
The Hardin county municipal court has jurisdiction within Hardin county.	937 938
The Hillsboro municipal court has jurisdiction within all of Highland county except within Madison township.	939 940
The Hocking county municipal court has jurisdiction within Hocking county.	941 942
The Holmes county municipal court has jurisdiction within Holmes county.	943 944
The Huron municipal court has jurisdiction within all of Huron township in Erie county except within the municipal corporation of Sandusky.	945 946 947
The Ironton municipal court has jurisdiction within Aid, Decatur, Elizabeth, Hamilton, Lawrence, Upper, and Washington townships in Lawrence county.	948 949 950

The Jackson county municipal court has jurisdiction within Jackson county.	951 952
The Kettering municipal court has jurisdiction within the municipal corporations of Centerville and Moraine, and within Washington township, in Montgomery county.	953 954 955
Until January 2, 2000, the Lancaster municipal court has jurisdiction within Fairfield county.	956 957
The Lawrence county municipal court has jurisdiction within the townships of Fayette, Mason, Perry, Rome, Symmes, Union, and Windsor in Lawrence county.	958 959 960
The Lebanon municipal court has jurisdiction within Turtlecreek township in Warren county.	961 962
The Licking county municipal court has jurisdiction within Licking county.	963 964
The Lima municipal court has jurisdiction within Allen county.	965 966
The Lorain municipal court has jurisdiction within the municipal corporation of Sheffield Lake, and within Sheffield township, in Lorain county.	967 968 969
The Lyndhurst municipal court has jurisdiction within the municipal corporations of Mayfield Heights, Gates Mills, Mayfield, Highland Heights, and Richmond Heights in Cuyahoga county.	970 971 972 973
The Madison county municipal court has jurisdiction within Madison county.	974 975
The Mansfield municipal court has jurisdiction within Madison, Springfield, Sandusky, Franklin, Weller, Mifflin, Troy,	976 977

Washington, Monroe, Perry, Jefferson, and Worthington townships,	978
and within sections 35-36-31 and 32 of Butler township, in	979
Richland county.	980
The Marietta municipal court has jurisdiction within	981
Washington county.	982
The Marion municipal court has jurisdiction within Marion	983
county.	984
The Marysville municipal court has jurisdiction within	985
Union county.	986
The Mason municipal court has jurisdiction within	987
Deerfield township in Warren county.	988
The Massillon municipal court has jurisdiction within	989
Bethlehem, Perry, Sugar Creek, Tuscarawas, Lawrence, and Jackson	990
townships in Stark county.	991
The Maumee municipal court has jurisdiction within the	992
municipal corporations of Waterville and Whitehouse, within	993
Waterville and Providence townships, and within those portions	994
of Springfield, Monclova, and Swanton townships lying south of	995
the northerly boundary line of the Ohio turnpike, in Lucas	996
county.	997
The Medina municipal court has jurisdiction within the	998
municipal corporations of Briarwood Beach, Brunswick, Chippewa-	999
on-the-Lake, and Spencer and within the townships of Brunswick	1000
Hills, Chatham, Granger, Hinckley, Lafayette, Litchfield,	1001
Liverpool, Medina, Montville, Spencer, and York townships, in	1002
Medina county.	1003
The Mentor municipal court has jurisdiction within the	1004
municipal corporation of Mentor-on-the-Lake in Lake county.	1005

The Miami county municipal court has jurisdiction within 1006
Miami county and within the part of the municipal corporation of 1007
Bradford that is located in Darke county. 1008

The Miamisburg municipal court has jurisdiction within the 1009
municipal corporations of Germantown and West Carrollton, and 1010
within German and Miami townships in Montgomery county. 1011

The Middletown municipal court has jurisdiction within 1012
Madison township, and within all of Lemon township, except 1013
within the municipal corporation of Monroe, in Butler county. 1014

Beginning July 1, 2010, the Montgomery county municipal 1015
court has jurisdiction within all of Montgomery county except 1016
for the municipal corporations of Centerville, Clayton, Dayton, 1017
Englewood, Germantown, Kettering, Miamisburg, Moraine, Oakwood, 1018
Union, Vandalia, and West Carrollton and Butler, German, 1019
Harrison, Miami, and Washington townships. 1020

Beginning January 1, 2003, the Morrow county municipal 1021
court has jurisdiction within Morrow county. 1022

The Mount Vernon municipal court has jurisdiction within 1023
Knox county. 1024

The Napoleon municipal court has jurisdiction within Henry 1025
county. 1026

The New Philadelphia municipal court has jurisdiction 1027
within the municipal corporation of Dover, and within Auburn, 1028
Bucks, Fairfield, Goshen, Jefferson, Warren, York, Dover, 1029
Franklin, Lawrence, Sandy, Sugarcreek, and Wayne townships in 1030
Tuscarawas county. 1031

The Newton Falls municipal court has jurisdiction within 1032
Bristol, Bloomfield, Lordstown, Newton, Braceville, Southington, 1033

Farmington, and Mesopotamia townships in Trumbull county.	1034
The Niles municipal court has jurisdiction within the	1035
municipal corporation of McDonald, and within Weathersfield	1036
township in Trumbull county.	1037
The Norwalk municipal court has jurisdiction within all of	1038
Huron county except within the municipal corporation of Bellevue	1039
and except within Lyme and Sherman townships.	1040
The Oberlin municipal court has jurisdiction within the	1041
municipal corporations of Amherst, Kipton, Rochester, South	1042
Amherst, and Wellington, and within Henrietta, Russia, Camden,	1043
Pittsfield, Brighton, Wellington, Penfield, Rochester, and	1044
Huntington townships, and within all of Amherst township except	1045
within the municipal corporation of Lorain, in Lorain county.	1046
The Oregon municipal court has jurisdiction within the	1047
municipal corporation of Harbor View, and within Jerusalem	1048
township, in Lucas county, and north within Maumee Bay and Lake	1049
Erie to the boundary line between Ohio and Michigan between the	1050
easterly boundary of the court and the easterly boundary of the	1051
Toledo municipal court.	1052
The Ottawa county municipal court has jurisdiction within	1053
Ottawa county.	1054
The Painesville municipal court has jurisdiction within	1055
Painesville, Perry, Leroy, Concord, and Madison townships in	1056
Lake county.	1057
The Parma municipal court has jurisdiction within the	1058
municipal corporations of Parma Heights, Brooklyn, Linndale,	1059
North Royalton, Broadview Heights, Seven Hills, and Brooklyn	1060
Heights in Cuyahoga county.	1061

Beginning January 1, 2018, the Perry county municipal court has jurisdiction within Perry county.	1062 1063
Beginning January 1, 2020, the Paulding county municipal court has jurisdiction within Paulding county.	1064 1065
The Perrysburg municipal court has jurisdiction within the municipal corporations of Luckey, Millbury, Northwood, Rossford, and Walbridge, and within Perrysburg, Lake, and Troy townships, in Wood county.	1066 1067 1068 1069
The Portage county municipal court has jurisdiction within Portage county.	1070 1071
The Portsmouth municipal court has jurisdiction within Scioto county.	1072 1073
The Putnam county municipal court has jurisdiction within Putnam county.	1074 1075
The Rocky River municipal court has jurisdiction within the municipal corporations of Bay Village, Westlake, Fairview Park, and North Olmsted, and within Riveredge township, in Cuyahoga county.	1076 1077 1078 1079
The Sandusky municipal court has jurisdiction within the municipal corporations of Castalia and Bay View, and within Perkins township, in Erie county.	1080 1081 1082
Beginning January 1, 2013, the Sandusky county municipal court has jurisdiction within all of Sandusky county except within the municipal corporations of Bellevue and Fremont and Ballville, Sandusky, and York townships.	1083 1084 1085 1086
The Shaker Heights municipal court has jurisdiction within the municipal corporations of University Heights, Beachwood, Pepper Pike, and Hunting Valley in Cuyahoga county.	1087 1088 1089

The Shelby municipal court has jurisdiction within Sharon, 1090
Jackson, Cass, Plymouth, and Blooming Grove townships, and 1091
within all of Butler township except sections 35-36-31 and 32, 1092
in Richland county. 1093

The Sidney municipal court has jurisdiction within Shelby 1094
county. 1095

Beginning January 1, 2009, the Stow municipal court has 1096
jurisdiction within Boston, Hudson, Northfield Center, Sagamore 1097
Hills, and Twinsburg townships, and within the municipal 1098
corporations of Boston Heights, Cuyahoga Falls, Hudson, Munroe 1099
Falls, Northfield, Peninsula, Reminderville, Silver Lake, Stow, 1100
Tallmadge, Twinsburg, and Macedonia, in Summit county. 1101

The Struthers municipal court has jurisdiction within the 1102
municipal corporations of Lowellville, New Middleton, and 1103
Poland, and within Poland and Springfield townships in Mahoning 1104
county. 1105

The Sylvania municipal court has jurisdiction within the 1106
municipal corporations of Berkey and Holland, and within 1107
Sylvania, Richfield, Spencer, and Harding townships, and within 1108
those portions of Swanton, Monclova, and Springfield townships 1109
lying north of the northerly boundary line of the Ohio turnpike, 1110
in Lucas county. 1111

Beginning January 1, 2014, the Tiffin-Fostoria municipal 1112
court has jurisdiction within Adams, Big Spring, Bloom, Clinton, 1113
Eden, Hopewell, Jackson, Liberty, Loudon, Pleasant, Reed, 1114
Scipio, Seneca, Thompson, and Venice townships in Seneca county, 1115
~~within Washington township in Hancock county, and within Perry~~ 1116
~~township, except within the municipal corporation of West~~ 1117
~~Millgrove, in Wood county.~~ 1118

The Toledo municipal court has jurisdiction within 1119
Washington township, and within the municipal corporation of 1120
Ottawa Hills, in Lucas county. 1121

The Upper Sandusky municipal court has jurisdiction within 1122
Wyandot county. 1123

The Vandalia municipal court has jurisdiction within the 1124
municipal corporations of Clayton, Englewood, and Union, and 1125
within Butler, Harrison, and Randolph townships, in Montgomery 1126
county. 1127

The Van Wert municipal court has jurisdiction within Van 1128
Wert county. 1129

The Vermilion municipal court has jurisdiction within the 1130
townships of Vermilion and Florence in Erie county and within 1131
all of Brownhelm township except within the municipal 1132
corporation of Lorain, in Lorain county. 1133

The Wadsworth municipal court has jurisdiction within the 1134
municipal corporations of Gloria Glens Park, Lodi, Seville, and 1135
Westfield Center, and within Guilford, Harrisville, Homer, 1136
Sharon, Wadsworth, and Westfield townships in Medina county. 1137

The Warren municipal court has jurisdiction within Warren 1138
and Champion townships, and within all of Howland township 1139
except within the municipal corporation of Niles, in Trumbull 1140
county. 1141

The Washington Court House municipal court has 1142
jurisdiction within Fayette county. 1143

The Wayne county municipal court has jurisdiction within 1144
Wayne county. 1145

The Willoughby municipal court has jurisdiction within the 1146

municipal corporations of Eastlake, Wickliffe, Willowick, 1147
Willoughby Hills, Kirtland, Kirtland Hills, Waite Hill, 1148
Timberlake, and Lakeline, and within Kirtland township, in Lake 1149
county. 1150

Through June 30, 1992, the Wilmington municipal court has 1151
jurisdiction within Clinton county. 1152

The Xenia municipal court has jurisdiction within 1153
Caesarcreek, Cedarville, Jefferson, Miami, New Jasper, Ross, 1154
Silvercreek, Spring Valley, Sugarcreek, and Xenia townships in 1155
Greene county. 1156

(C) As used in this section: 1157

(1) "Within a township" includes all land, including, but 1158
not limited to, any part of any municipal corporation, that is 1159
physically located within the territorial boundaries of that 1160
township, whether or not that land or municipal corporation is 1161
governmentally a part of the township. 1162

(2) "Within a municipal corporation" includes all land 1163
within the territorial boundaries of the municipal corporation 1164
and any townships that are coextensive with the municipal 1165
corporation. 1166

Sec. 1901.021. (A) Except as otherwise provided in 1167
division (M) of this section, the judge or judges of any 1168
municipal court established under division (A) of section 1169
1901.01 of the Revised Code having territorial jurisdiction 1170
outside the corporate limits of the municipal corporation in 1171
which it is located may sit outside the corporate limits of the 1172
municipal corporation within the area of its territorial 1173
jurisdiction. 1174

(B) Two or more of the judges of the Hamilton county 1175

municipal court may be assigned by the presiding judge of the 1176
court to sit outside the municipal corporation of Cincinnati. 1177

(C) Two of the judges of the Portage county municipal 1178
court shall sit within the municipal corporation of Ravenna, and 1179
one of the judges shall sit within the municipal corporation of 1180
Kent. The judges may sit in other incorporated areas of Portage 1181
county. 1182

(D) The judges of the Wayne county municipal court shall 1183
sit within the municipal corporation of Wooster and may sit in 1184
other incorporated areas of Wayne county. 1185

(E) The judge of the Auglaize county municipal court shall 1186
sit within the municipal corporations of Wapakoneta and St. 1187
Marys and may sit in other incorporated areas in Auglaize 1188
county. 1189

(F) At least one of the judges of the Miami county 1190
municipal court shall sit within the municipal corporations of 1191
Troy, Piqua, and Tipp City, and the judges may sit in other 1192
incorporated areas of Miami county. 1193

(G) The judge of the Crawford county municipal court shall 1194
sit within the municipal corporations of Bucyrus and Galion and 1195
may sit in other incorporated areas in Crawford county. 1196

(H) The judge of the Jackson county municipal court shall 1197
sit within the municipal corporations of Jackson and Wellston 1198
and may sit in other incorporated areas in Jackson county. 1199

(I) Each judge of the Columbiana county municipal court 1200
may sit within the municipal corporation of Lisbon, Salem, or 1201
East Palestine until the judges jointly select a central 1202
location within the territorial jurisdiction of the court. When 1203
the judges select a central location, the judges shall sit at 1204

that location. 1205

(J) In any municipal court, other than the Hamilton county 1206
municipal court and the Montgomery county municipal court, that 1207
has more than one judge, the decision for one or more judges to 1208
sit outside the corporate limits of the municipal corporation 1209
shall be made by rule of the court as provided in division (C) 1210
of sections 1901.14 and 1901.16 of the Revised Code. 1211

(K) The assignment of a judge to sit in a municipal 1212
corporation other than that in which the court is located does 1213
not affect the jurisdiction of the mayor except as provided in 1214
section 1905.01 of the Revised Code. 1215

(L) The judges of the Clermont county municipal court may 1216
sit in any municipal corporation or unincorporated territory 1217
within Clermont county. 1218

(M) Beginning July 1, 2010, the judges of the Montgomery 1219
county municipal court shall sit in the same locations as the 1220
judges of the Montgomery county county court sat before the 1221
county court was abolished on that date. The legislative 1222
authority of the Montgomery county municipal court may determine 1223
after that date that the judges of the Montgomery county 1224
municipal court shall sit in any municipal corporation or 1225
unincorporated territory within Montgomery county. 1226

(N) The judge of the Tiffin-Fostoria municipal court shall 1227
sit within each of the municipal corporations of Tiffin and 1228
Fostoria on a weekly basis. Cases that arise within the 1229
municipal corporation of Tiffin and within Adams, Big Spring, 1230
Bloom, Clinton, Eden, Hopewell, Liberty, Pleasant, Reed, Scioto, 1231
Seneca, Thompson, and Venice townships in Seneca county shall be 1232
filed in the office of the clerk of the court located in the 1233

municipal corporation of Tiffin. Cases that arise in the 1234
municipal corporation of Fostoria and within Loudon and Jackson 1235
townships in Seneca county, ~~within Washington township in~~ 1236
~~Hancock county, and within Perry township, except within the~~ 1237
~~municipal corporation of West Millgrove, in Wood county,~~ shall 1238
be filed in the office of the special deputy clerk located in 1239
the municipal corporation of Fostoria. 1240

(O) The judge of the Fulton county municipal court shall 1241
sit within each of the municipal corporations of Wauseon and 1242
Swanton on a weekly basis. Cases that arise within the municipal 1243
corporation of Wauseon and within Chesterfield, Clinton, Dover, 1244
Franklin, German, and Gorham townships in Fulton county shall be 1245
filed in the office of the clerk of the court located in the 1246
municipal corporation of Wauseon. Cases that arise in the 1247
municipal corporation of Swanton and within Amboy, Fulton, Pike, 1248
Swan Creek, Royalton, and York townships shall be filed in the 1249
office of the special deputy clerk located in the municipal 1250
corporation of Swanton. 1251

Sec. 1901.041. (A) Except as authorized by or provided in 1252
division (B) of section 1901.181 of the Revised Code, all cases 1253
filed after the institution of a housing or environmental 1254
division of a municipal court and over which the division has 1255
jurisdiction shall be assigned by the administrative judge of 1256
the municipal court to the judge of the division. Any cases 1257
pending in the municipal court at the time the division is 1258
instituted and over which the division has jurisdiction shall be 1259
reassigned to the judge of the division, if the administrative 1260
judge determines that reassignment will not delay the trial of 1261
the case and that reassignment is in the best interests of the 1262
parties. 1263

(B) The Hamilton county municipal court may refer a case 1264
~~of the type described in division (B) (3) of section 2301.03 of~~ 1265
~~the Revised Code to the drug court judge of the court of common~~ 1266
~~pleas of Hamilton county pursuant to that division~~ if the case 1267
is of a type that is eligible for admission into the drug court 1268
under the local rule adopted by the court of common pleas under 1269
division (B) (3) of section 2301.03 of the Revised Code. 1270

Sec. 2301.03. (A) In Franklin county, the judges of the 1271
court of common pleas whose terms begin on January 1, 1953, 1272
January 2, 1953, January 5, 1969, January 5, 1977, January 2, 1273
1997, January 9, 2019, and January 3, 2021, and successors, 1274
shall have the same qualifications, exercise the same powers and 1275
jurisdiction, and receive the same compensation as other judges 1276
of the court of common pleas of Franklin county and shall be 1277
elected and designated as judges of the court of common pleas, 1278
division of domestic relations. They shall have all the powers 1279
relating to juvenile courts, and all cases under Chapters 2151. 1280
and 2152. of the Revised Code, all parentage proceedings under 1281
Chapter 3111. of the Revised Code over which the juvenile court 1282
has jurisdiction, and all divorce, dissolution of marriage, 1283
legal separation, and annulment cases shall be assigned to them. 1284
In addition to the judge's regular duties, the judge who is 1285
senior in point of service shall serve on the children services 1286
board and the county advisory board and shall be the 1287
administrator of the domestic relations division and its 1288
subdivisions and departments. 1289

(B) In Hamilton county: 1290

(1) The judge of the court of common pleas, whose term 1291
begins on January 1, 1957, and successors, and the judge of the 1292
court of common pleas, whose term begins on February 14, 1967, 1293

and successors, shall be the juvenile judges as provided in 1294
Chapters 2151. and 2152. of the Revised Code, with the powers 1295
and jurisdiction conferred by those chapters. 1296

(2) The judges of the court of common pleas whose terms 1297
begin on January 5, 1957, January 16, 1981, and July 1, 1991, 1298
and successors, shall be elected and designated as judges of the 1299
court of common pleas, division of domestic relations, and shall 1300
have assigned to them all divorce, dissolution of marriage, 1301
legal separation, and annulment cases coming before the court. 1302
On or after the first day of July and before the first day of 1303
August of 1991 and each year thereafter, a majority of the 1304
judges of the division of domestic relations shall elect one of 1305
the judges of the division as administrative judge of that 1306
division. If a majority of the judges of the division of 1307
domestic relations are unable for any reason to elect an 1308
administrative judge for the division before the first day of 1309
August, a majority of the judges of the Hamilton county court of 1310
common pleas, as soon as possible after that date, shall elect 1311
one of the judges of the division of domestic relations as 1312
administrative judge of that division. The term of the 1313
administrative judge shall begin on the earlier of the first day 1314
of August of the year in which the administrative judge is 1315
elected or the date on which the administrative judge is elected 1316
by a majority of the judges of the Hamilton county court of 1317
common pleas and shall terminate on the date on which the 1318
administrative judge's successor is elected in the following 1319
year. 1320

In addition to the judge's regular duties, the 1321
administrative judge of the division of domestic relations shall 1322
be the administrator of the domestic relations division and its 1323
subdivisions and departments and shall have charge of the 1324

employment, assignment, and supervision of the personnel of the 1325
division engaged in handling, servicing, or investigating 1326
divorce, dissolution of marriage, legal separation, and 1327
annulment cases, including any referees considered necessary by 1328
the judges in the discharge of their various duties. 1329

The administrative judge of the division of domestic 1330
relations also shall designate the title, compensation, expense 1331
allowances, hours, leaves of absence, and vacations of the 1332
personnel of the division, and shall fix the duties of its 1333
personnel. The duties of the personnel, in addition to those 1334
provided for in other sections of the Revised Code, shall 1335
include the handling, servicing, and investigation of divorce, 1336
dissolution of marriage, legal separation, and annulment cases 1337
and counseling and conciliation services that may be made 1338
available to persons requesting them, whether or not the persons 1339
are parties to an action pending in the division. 1340

The board of county commissioners shall appropriate the 1341
sum of money each year as will meet all the administrative 1342
expenses of the division of domestic relations, including 1343
reasonable expenses of the domestic relations judges and the 1344
division counselors and other employees designated to conduct 1345
the handling, servicing, and investigation of divorce, 1346
dissolution of marriage, legal separation, and annulment cases, 1347
conciliation and counseling, and all matters relating to those 1348
cases and counseling, and the expenses involved in the 1349
attendance of division personnel at domestic relations and 1350
welfare conferences designated by the division, and the further 1351
sum each year as will provide for the adequate operation of the 1352
division of domestic relations. 1353

The compensation and expenses of all employees and the 1354

salary and expenses of the judges shall be paid by the county 1355
treasurer from the money appropriated for the operation of the 1356
division, upon the warrant of the county auditor, certified to 1357
by the administrative judge of the division of domestic 1358
relations. 1359

The summonses, warrants, citations, subpoenas, and other 1360
writs of the division may issue to a bailiff, constable, or 1361
staff investigator of the division or to the sheriff of any 1362
county or any marshal, constable, or police officer, and the 1363
provisions of law relating to the subpoenaing of witnesses in 1364
other cases shall apply insofar as they are applicable. When a 1365
summons, warrant, citation, subpoena, or other writ is issued to 1366
an officer, other than a bailiff, constable, or staff 1367
investigator of the division, the expense of serving it shall be 1368
assessed as a part of the costs in the case involved. 1369

(3) The judge of the court of common pleas of Hamilton 1370
county whose term begins on January 3, 1997, and the successors 1371
to that judge shall each be elected and designated as the drug 1372
court judge of the court of common pleas of Hamilton county. ~~The~~ 1373
~~drug court judge may accept or reject any case referred to the~~ 1374
~~drug court judge under division (B) (3) of this section. After~~ 1375
~~the drug court judge accepts a referred case, the drug court~~ 1376
~~judge has full authority over the case, including the authority~~ 1377
~~to conduct arraignment, accept pleas, enter findings and~~ 1378
~~dispositions, conduct trials, order treatment, and if treatment~~ 1379
~~is not successfully completed pronounce and enter sentence.~~ 1380

~~A judge of the general division of the court of common~~ 1381
~~pleas of Hamilton county and a judge of the Hamilton county~~ 1382
~~municipal court may refer to the drug court judge any case, and~~ 1383
~~any companion cases, the judge determines meet the criteria~~ 1384

~~described under divisions (B) (3) (a) and (b) of this section. If
the drug court judge accepts referral of a referred case, the
case, and any companion cases, shall be transferred to the drug
court judge. A judge may refer a case meeting the criteria
described in divisions (B) (3) (a) and (b) of this section that
involves a violation of a condition of a community control
sanction to the drug court judge, and, if the drug court judge
accepts the referral, the referring judge and the drug court
judge have concurrent jurisdiction over the case.~~

~~A judge of the general division of the court of common
pleas of Hamilton county and a judge of the Hamilton county
municipal court may refer a case to the drug court judge under
division (B) (3) of this section if the judge determines that
both of the following apply:~~

~~(a) One of the following applies:~~

~~(i) The case involves a drug abuse offense, as defined in
section 2925.01 of the Revised Code, that is a felony of the
third or fourth degree if the offense is committed prior to July
1, 1996, a felony of the third, fourth, or fifth degree if the
offense is committed on or after July 1, 1996, or a misdemeanor.~~

~~(ii) The case involves a theft offense, as defined in
section 2913.01 of the Revised Code, that is a felony of the
third or fourth degree if the offense is committed prior to July
1, 1996, a felony of the third, fourth, or fifth degree if the
offense is committed on or after July 1, 1996, or a misdemeanor,
and the defendant is drug or alcohol dependent or in danger of
becoming drug or alcohol dependent and would benefit from
treatment.~~

~~(b) All of the following apply:~~

~~(i) The case involves an offense for which a community control sanction may be imposed or is a case in which a mandatory prison term or a mandatory jail term is not required to be imposed.~~ 1414
1415
1416
1417

~~(ii) The defendant has no history of violent behavior.~~ 1418

~~(iii) The defendant has no history of mental illness.~~ 1419

~~(iv) The defendant's current or past behavior, or both, is drug or alcohol driven.~~ 1420
1421

~~(v) The defendant demonstrates a sincere willingness to participate in a fifteen month treatment process.~~ 1422
1423

~~(vi) The defendant has no acute health condition.~~ 1424

~~(vii) If the defendant is incarcerated, the county prosecutor approves of the referral~~ 1425
Eligibility for admission of 1426
a case into the drug court shall be set forth in a local rule 1427
adopted by the court of common pleas of Hamilton county. The 1428
local rule specifying eligibility shall not permit referral to 1429
the drug court of a case that involves a felony of the first or 1430
second degree, a violation of any prohibition contained in 1431
Chapter 2907. of the Revised Code that is a felony of the third 1432
degree, or a violation of section 2903.01 or 2903.02 of the 1433
Revised Code. 1434

(4) If the administrative judge of the court of common 1435
pleas of Hamilton county determines that the volume of cases 1436
pending before the drug court judge does not constitute a 1437
sufficient caseload for the drug court judge, the administrative 1438
judge, in accordance with the Rules of Superintendence for 1439
Courts of Common Pleas, shall assign individual cases to the 1440
drug court judge from the general docket of the court. If the 1441
assignments so occur, the administrative judge shall cease the 1442

assignments when the administrative judge determines that the 1443
volume of cases pending before the drug court judge constitutes 1444
a sufficient caseload for the drug court judge. 1445

~~(5) As used in division (B) of this section, "community 1446
control sanction," "mandatory prison term," and "mandatory jail- 1447
term" have the same meanings as in section 2929.01 of the 1448
Revised Code. 1449~~

(C) (1) In Lorain county: 1450

(a) The judges of the court of common pleas whose terms 1451
begin on January 3, 1959, January 4, 1989, and January 2, 1999, 1452
and successors, and the judge of the court of common pleas whose 1453
term begins on February 9, 2009, shall have the same 1454
qualifications, exercise the same powers and jurisdiction, and 1455
receive the same compensation as the other judges of the court 1456
of common pleas of Lorain county and shall be elected and 1457
designated as the judges of the court of common pleas, division 1458
of domestic relations. The judges of the court of common pleas 1459
whose terms begin on January 3, 1959, January 4, 1989, and 1460
January 2, 1999, and successors, shall have all of the powers 1461
relating to juvenile courts, and all cases under Chapters 2151. 1462
and 2152. of the Revised Code, all parentage proceedings over 1463
which the juvenile court has jurisdiction, and all divorce, 1464
dissolution of marriage, legal separation, and annulment cases 1465
shall be assigned to them, except cases that for some special 1466
reason are assigned to some other judge of the court of common 1467
pleas. From February 9, 2009, through September 28, 2009, the 1468
judge of the court of common pleas whose term begins on February 1469
9, 2009, shall have all the powers relating to juvenile courts, 1470
and cases under Chapters 2151. and 2152. of the Revised Code, 1471
parentage proceedings over which the juvenile court has 1472

jurisdiction, and divorce, dissolution of marriage, legal 1473
separation, and annulment cases shall be assigned to that judge, 1474
except cases that for some special reason are assigned to some 1475
other judge of the court of common pleas. 1476

(b) From January 1, 2006, through September 28, 2009, the 1477
judges of the court of common pleas, division of domestic 1478
relations, in addition to the powers and jurisdiction set forth 1479
in division (C) (1) (a) of this section, shall have jurisdiction 1480
over matters that are within the jurisdiction of the probate 1481
court under Chapter 2101. and other provisions of the Revised 1482
Code. 1483

(c) The judge of the court of common pleas, division of 1484
domestic relations, whose term begins on February 9, 2009, is 1485
the successor to the probate judge who was elected in 2002 for a 1486
term that began on February 9, 2003. After September 28, 2009, 1487
the judge of the court of common pleas, division of domestic 1488
relations, whose term begins on February 9, 2009, shall be the 1489
probate judge. 1490

(2) (a) From February 9, 2009, through September 28, 2009, 1491
with respect to Lorain county, all references in law to the 1492
probate court shall be construed as references to the court of 1493
common pleas, division of domestic relations, and all references 1494
to the probate judge shall be construed as references to the 1495
judges of the court of common pleas, division of domestic 1496
relations. 1497

(b) From February 9, 2009, through September 28, 2009, 1498
with respect to Lorain county, all references in law to the 1499
clerk of the probate court shall be construed as references to 1500
the judge who is serving pursuant to Rule 4 of the Rules of 1501
Superintendence for the Courts of Ohio as the administrative 1502

judge of the court of common pleas, division of domestic 1503
relations. 1504

(D) In Lucas county: 1505

(1) The judges of the court of common pleas whose terms 1506
begin on January 1, 1955, and January 3, 1965, and successors, 1507
shall have the same qualifications, exercise the same powers and 1508
jurisdiction, and receive the same compensation as other judges 1509
of the court of common pleas of Lucas county and shall be 1510
elected and designated as judges of the court of common pleas, 1511
division of domestic relations. All divorce, dissolution of 1512
marriage, legal separation, and annulment cases shall be 1513
assigned to them. 1514

The judge of the division of domestic relations, senior in 1515
point of service, shall be considered as the presiding judge of 1516
the court of common pleas, division of domestic relations, and 1517
shall be charged exclusively with the assignment and division of 1518
the work of the division and the employment and supervision of 1519
all other personnel of the domestic relations division. 1520

(2) The judges of the court of common pleas whose terms 1521
begin on January 5, 1977, and January 2, 1991, and successors 1522
shall have the same qualifications, exercise the same powers and 1523
jurisdiction, and receive the same compensation as other judges 1524
of the court of common pleas of Lucas county, shall be elected 1525
and designated as judges of the court of common pleas, juvenile 1526
division, and shall be the juvenile judges as provided in 1527
Chapters 2151. and 2152. of the Revised Code with the powers and 1528
jurisdictions conferred by those chapters. In addition to the 1529
judge's regular duties, the judge of the court of common pleas, 1530
juvenile division, senior in point of service, shall be the 1531
administrator of the juvenile division and its subdivisions and 1532

departments and shall have charge of the employment, assignment, 1533
and supervision of the personnel of the division engaged in 1534
handling, servicing, or investigating juvenile cases, including 1535
any referees considered necessary by the judges of the division 1536
in the discharge of their various duties. 1537

The judge of the court of common pleas, juvenile division, 1538
senior in point of service, also shall designate the title, 1539
compensation, expense allowance, hours, leaves of absence, and 1540
vacation of the personnel of the division and shall fix the 1541
duties of the personnel of the division. The duties of the 1542
personnel, in addition to other statutory duties include the 1543
handling, servicing, and investigation of juvenile cases and 1544
counseling and conciliation services that may be made available 1545
to persons requesting them, whether or not the persons are 1546
parties to an action pending in the division. 1547

(3) If one of the judges of the court of common pleas, 1548
division of domestic relations, or one of the judges of the 1549
juvenile division is sick, absent, or unable to perform that 1550
judge's judicial duties or the volume of cases pending in that 1551
judge's division necessitates it, the duties shall be performed 1552
by the judges of the other of those divisions. 1553

(E) In Mahoning county: 1554

(1) The judge of the court of common pleas whose term 1555
began on January 1, 1955, and successors, shall have the same 1556
qualifications, exercise the same powers and jurisdiction, and 1557
receive the same compensation as other judges of the court of 1558
common pleas of Mahoning county, shall be elected and designated 1559
as judge of the court of common pleas, division of domestic 1560
relations, and shall be assigned all the divorce, dissolution of 1561
marriage, legal separation, and annulment cases coming before 1562

the court. In addition to the judge's regular duties, the judge 1563
of the court of common pleas, division of domestic relations, 1564
shall be the administrator of the domestic relations division 1565
and its subdivisions and departments and shall have charge of 1566
the employment, assignment, and supervision of the personnel of 1567
the division engaged in handling, servicing, or investigating 1568
divorce, dissolution of marriage, legal separation, and 1569
annulment cases, including any referees considered necessary in 1570
the discharge of the various duties of the judge's office. 1571

The judge also shall designate the title, compensation, 1572
expense allowances, hours, leaves of absence, and vacations of 1573
the personnel of the division and shall fix the duties of the 1574
personnel of the division. The duties of the personnel, in 1575
addition to other statutory duties, include the handling, 1576
servicing, and investigation of divorce, dissolution of 1577
marriage, legal separation, and annulment cases and counseling 1578
and conciliation services that may be made available to persons 1579
requesting them, whether or not the persons are parties to an 1580
action pending in the division. 1581

(2) The judge of the court of common pleas whose term 1582
began on January 2, 1969, and successors, shall have the same 1583
qualifications, exercise the same powers and jurisdiction, and 1584
receive the same compensation as other judges of the court of 1585
common pleas of Mahoning county, shall be elected and designated 1586
as judge of the court of common pleas, juvenile division, and 1587
shall be the juvenile judge as provided in Chapters 2151. and 1588
2152. of the Revised Code, with the powers and jurisdictions 1589
conferred by those chapters. In addition to the judge's regular 1590
duties, the judge of the court of common pleas, juvenile 1591
division, shall be the administrator of the juvenile division 1592
and its subdivisions and departments and shall have charge of 1593

the employment, assignment, and supervision of the personnel of 1594
the division engaged in handling, servicing, or investigating 1595
juvenile cases, including any referees considered necessary by 1596
the judge in the discharge of the judge's various duties. 1597

The judge also shall designate the title, compensation, 1598
expense allowances, hours, leaves of absence, and vacation of 1599
the personnel of the division and shall fix the duties of the 1600
personnel of the division. The duties of the personnel, in 1601
addition to other statutory duties, include the handling, 1602
servicing, and investigation of juvenile cases and counseling 1603
and conciliation services that may be made available to persons 1604
requesting them, whether or not the persons are parties to an 1605
action pending in the division. 1606

(3) If a judge of the court of common pleas, division of 1607
domestic relations or juvenile division, is sick, absent, or 1608
unable to perform that judge's judicial duties, or the volume of 1609
cases pending in that judge's division necessitates it, that 1610
judge's duties shall be performed by another judge of the court 1611
of common pleas. 1612

(F) In Montgomery county: 1613

(1) The judges of the court of common pleas whose terms 1614
begin on January 2, 1953, and January 4, 1977, and successors, 1615
shall have the same qualifications, exercise the same powers and 1616
jurisdiction, and receive the same compensation as other judges 1617
of the court of common pleas of Montgomery county and shall be 1618
elected and designated as judges of the court of common pleas, 1619
division of domestic relations. These judges shall have assigned 1620
to them all divorce, dissolution of marriage, legal separation, 1621
and annulment cases. 1622

The judge of the division of domestic relations, senior in point of service, shall be charged exclusively with the assignment and division of the work of the division and shall have charge of the employment and supervision of the personnel of the division engaged in handling, servicing, or investigating divorce, dissolution of marriage, legal separation, and annulment cases, including any necessary referees, except those employees who may be appointed by the judge, junior in point of service, under this section and sections 2301.12 and 2301.18 of the Revised Code. The judge of the division of domestic relations, senior in point of service, also shall designate the title, compensation, expense allowances, hours, leaves of absence, and vacation of the personnel of the division and shall fix their duties.

(2) The judges of the court of common pleas whose terms begin on January 1, 1953, and January 1, 1993, and successors, shall have the same qualifications, exercise the same powers and jurisdiction, and receive the same compensation as other judges of the court of common pleas of Montgomery county, shall be elected and designated as judges of the court of common pleas, juvenile division, and shall be, and have the powers and jurisdiction of, the juvenile judge as provided in Chapters 2151. and 2152. of the Revised Code.

In addition to the judge's regular duties, the judge of the court of common pleas, juvenile division, senior in point of service, shall be the administrator of the juvenile division and its subdivisions and departments and shall have charge of the employment, assignment, and supervision of the personnel of the juvenile division, including any necessary referees, who are engaged in handling, servicing, or investigating juvenile cases. The judge, senior in point of service, also shall designate the

title, compensation, expense allowances, hours, leaves of 1654
absence, and vacation of the personnel of the division and shall 1655
fix their duties. The duties of the personnel, in addition to 1656
other statutory duties, shall include the handling, servicing, 1657
and investigation of juvenile cases and of any counseling and 1658
conciliation services that are available upon request to 1659
persons, whether or not they are parties to an action pending in 1660
the division. 1661

If one of the judges of the court of common pleas, 1662
division of domestic relations, or one of the judges of the 1663
court of common pleas, juvenile division, is sick, absent, or 1664
unable to perform that judge's duties or the volume of cases 1665
pending in that judge's division necessitates it, the duties of 1666
that judge may be performed by the judge or judges of the other 1667
of those divisions. 1668

(G) In Richland county: 1669

(1) The judge of the court of common pleas whose term 1670
begins on January 1, 1957, and successors, shall have the same 1671
qualifications, exercise the same powers and jurisdiction, and 1672
receive the same compensation as the other judges of the court 1673
of common pleas of Richland county and shall be elected and 1674
designated as judge of the court of common pleas, division of 1675
domestic relations. That judge shall be assigned and hear all 1676
divorce, dissolution of marriage, legal separation, and 1677
annulment cases, all domestic violence cases arising under 1678
section 3113.31 of the Revised Code, and all post-decree 1679
proceedings arising from any case pertaining to any of those 1680
matters. The division of domestic relations has concurrent 1681
jurisdiction with the juvenile division of the court of common 1682
pleas of Richland county to determine the care, custody, or 1683

control of any child not a ward of another court of this state, 1684
and to hear and determine a request for an order for the support 1685
of any child if the request is not ancillary to an action for 1686
divorce, dissolution of marriage, annulment, or legal 1687
separation, a criminal or civil action involving an allegation 1688
of domestic violence, or an action for support brought under 1689
Chapter 3115. of the Revised Code. Except in cases that are 1690
subject to the exclusive original jurisdiction of the juvenile 1691
court, the judge of the division of domestic relations shall be 1692
assigned and hear all cases pertaining to paternity or 1693
parentage, the care, custody, or control of children, parenting 1694
time or visitation, child support, or the allocation of parental 1695
rights and responsibilities for the care of children, all 1696
proceedings arising under Chapter 3111. of the Revised Code, all 1697
proceedings arising under the uniform interstate family support 1698
act contained in Chapter 3115. of the Revised Code, and all 1699
post-decree proceedings arising from any case pertaining to any 1700
of those matters. 1701

In addition to the judge's regular duties, the judge of 1702
the court of common pleas, division of domestic relations, shall 1703
be the administrator of the domestic relations division and its 1704
subdivisions and departments. The judge shall have charge of the 1705
employment, assignment, and supervision of the personnel of the 1706
domestic relations division, including any magistrates the judge 1707
considers necessary for the discharge of the judge's duties. The 1708
judge shall also designate the title, compensation, expense 1709
allowances, hours, leaves of absence, vacation, and other 1710
employment-related matters of the personnel of the division and 1711
shall fix their duties. 1712

(2) The judge of the court of common pleas whose term 1713
begins on January 3, 2005, and successors, shall have the same 1714

qualifications, exercise the same powers and jurisdiction, and 1715
receive the same compensation as other judges of the court of 1716
common pleas of Richland county, shall be elected and designated 1717
as judge of the court of common pleas, juvenile division, and 1718
shall be, and have the powers and jurisdiction of, the juvenile 1719
judge as provided in Chapters 2151. and 2152. of the Revised 1720
Code. Except in cases that are subject to the exclusive original 1721
jurisdiction of the juvenile court, the judge of the juvenile 1722
division shall not have jurisdiction or the power to hear, and 1723
shall not be assigned, any case pertaining to paternity or 1724
parentage, the care, custody, or control of children, parenting 1725
time or visitation, child support, or the allocation of parental 1726
rights and responsibilities for the care of children or any 1727
post-decree proceeding arising from any case pertaining to any 1728
of those matters. The judge of the juvenile division shall not 1729
have jurisdiction or the power to hear, and shall not be 1730
assigned, any proceeding under the uniform interstate family 1731
support act contained in Chapter 3115. of the Revised Code. 1732

In addition to the judge's regular duties, the judge of 1733
the juvenile division shall be the administrator of the juvenile 1734
division and its subdivisions and departments. The judge shall 1735
have charge of the employment, assignment, and supervision of 1736
the personnel of the juvenile division who are engaged in 1737
handling, servicing, or investigating juvenile cases, including 1738
any magistrates whom the judge considers necessary for the 1739
discharge of the judge's various duties. 1740

The judge of the juvenile division also shall designate 1741
the title, compensation, expense allowances, hours, leaves of 1742
absence, and vacation of the personnel of the division and shall 1743
fix their duties. The duties of the personnel, in addition to 1744
other statutory duties, include the handling, servicing, and 1745

investigation of juvenile cases and providing any counseling, 1746
conciliation, and mediation services that the court makes 1747
available to persons, whether or not the persons are parties to 1748
an action pending in the court, who request the services. 1749

(H) (1) In Stark county, the judges of the court of common 1750
pleas whose terms begin on January 1, 1953, January 2, 1959, and 1751
January 1, 1993, and successors, shall have the same 1752
qualifications, exercise the same powers and jurisdiction, and 1753
receive the same compensation as other judges of the court of 1754
common pleas of Stark county and shall be elected and designated 1755
as judges of the court of common pleas, family court division. 1756
They shall have all the powers relating to juvenile courts, and 1757
all cases under Chapters 2151. and 2152. of the Revised Code, 1758
all parentage proceedings over which the juvenile court has 1759
jurisdiction, and all divorce, dissolution of marriage, legal 1760
separation, and annulment cases, except cases that are assigned 1761
to some other judge of the court of common pleas for some 1762
special reason, shall be assigned to the judges. 1763

(2) The judge of the family court division, second most 1764
senior in point of service, shall have charge of the employment 1765
and supervision of the personnel of the division engaged in 1766
handling, servicing, or investigating divorce, dissolution of 1767
marriage, legal separation, and annulment cases, and necessary 1768
referees required for the judge's respective court. 1769

(3) The judge of the family court division, senior in 1770
point of service, shall be charged exclusively with the 1771
administration of sections 2151.13, 2151.16, 2151.17, and 1772
2152.71 of the Revised Code and with the assignment and division 1773
of the work of the division and the employment and supervision 1774
of all other personnel of the division, including, but not 1775

limited to, that judge's necessary referees, but excepting those 1776
employees who may be appointed by the judge second most senior 1777
in point of service. The senior judge further shall serve in 1778
every other position in which the statutes permit or require a 1779
juvenile judge to serve. 1780

(4) On and after September 29, 2015, all references in law 1781
to "the division of domestic relations," "the domestic relations 1782
division," "the domestic relations court," "the judge of the 1783
division of domestic relations," or "the judge of the domestic 1784
relations division" shall be construed, with respect to Stark 1785
county, as being references to "the family court division" or 1786
"the judge of the family court division." 1787

(I) In Summit county: 1788

(1) The judges of the court of common pleas whose terms 1789
begin on January 4, 1967, and January 6, 1993, and successors, 1790
shall have the same qualifications, exercise the same powers and 1791
jurisdiction, and receive the same compensation as other judges 1792
of the court of common pleas of Summit county and shall be 1793
elected and designated as judges of the court of common pleas, 1794
division of domestic relations. The judges of the division of 1795
domestic relations shall have assigned to them and hear all 1796
divorce, dissolution of marriage, legal separation, and 1797
annulment cases that come before the court. Except in cases that 1798
are subject to the exclusive original jurisdiction of the 1799
juvenile court, the judges of the division of domestic relations 1800
shall have assigned to them and hear all cases pertaining to 1801
paternity, custody, visitation, child support, or the allocation 1802
of parental rights and responsibilities for the care of children 1803
and all post-decree proceedings arising from any case pertaining 1804
to any of those matters. The judges of the division of domestic 1805

relations shall have assigned to them and hear all proceedings 1806
under the uniform interstate family support act contained in 1807
Chapter 3115. of the Revised Code. 1808

The judge of the division of domestic relations, senior in 1809
point of service, shall be the administrator of the domestic 1810
relations division and its subdivisions and departments and 1811
shall have charge of the employment, assignment, and supervision 1812
of the personnel of the division, including any necessary 1813
referees, who are engaged in handling, servicing, or 1814
investigating divorce, dissolution of marriage, legal 1815
separation, and annulment cases. That judge also shall designate 1816
the title, compensation, expense allowances, hours, leaves of 1817
absence, and vacations of the personnel of the division and 1818
shall fix their duties. The duties of the personnel, in addition 1819
to other statutory duties, shall include the handling, 1820
servicing, and investigation of divorce, dissolution of 1821
marriage, legal separation, and annulment cases and of any 1822
counseling and conciliation services that are available upon 1823
request to all persons, whether or not they are parties to an 1824
action pending in the division. 1825

(2) The judge of the court of common pleas whose term 1826
begins on January 1, 1955, and successors, shall have the same 1827
qualifications, exercise the same powers and jurisdiction, and 1828
receive the same compensation as other judges of the court of 1829
common pleas of Summit county, shall be elected and designated 1830
as judge of the court of common pleas, juvenile division, and 1831
shall be, and have the powers and jurisdiction of, the juvenile 1832
judge as provided in Chapters 2151. and 2152. of the Revised 1833
Code. Except in cases that are subject to the exclusive original 1834
jurisdiction of the juvenile court, the judge of the juvenile 1835
division shall not have jurisdiction or the power to hear, and 1836

shall not be assigned, any case pertaining to paternity, 1837
custody, visitation, child support, or the allocation of 1838
parental rights and responsibilities for the care of children or 1839
any post-decree proceeding arising from any case pertaining to 1840
any of those matters. The judge of the juvenile division shall 1841
not have jurisdiction or the power to hear, and shall not be 1842
assigned, any proceeding under the uniform interstate family 1843
support act contained in Chapter 3115. of the Revised Code. 1844

The juvenile judge shall be the administrator of the 1845
juvenile division and its subdivisions and departments and shall 1846
have charge of the employment, assignment, and supervision of 1847
the personnel of the juvenile division, including any necessary 1848
referees, who are engaged in handling, servicing, or 1849
investigating juvenile cases. The judge also shall designate the 1850
title, compensation, expense allowances, hours, leaves of 1851
absence, and vacation of the personnel of the division and shall 1852
fix their duties. The duties of the personnel, in addition to 1853
other statutory duties, shall include the handling, servicing, 1854
and investigation of juvenile cases and of any counseling and 1855
conciliation services that are available upon request to 1856
persons, whether or not they are parties to an action pending in 1857
the division. 1858

(J) In Trumbull county, the judges of the court of common 1859
pleas whose terms begin on January 1, 1953, and January 2, 1977, 1860
and successors, shall have the same qualifications, exercise the 1861
same powers and jurisdiction, and receive the same compensation 1862
as other judges of the court of common pleas of Trumbull county 1863
and shall be elected and designated as judges of the court of 1864
common pleas, division of domestic relations. They shall have 1865
all the powers relating to juvenile courts, and all cases under 1866
Chapters 2151. and 2152. of the Revised Code, all parentage 1867

proceedings over which the juvenile court has jurisdiction, and 1868
all divorce, dissolution of marriage, legal separation, and 1869
annulment cases shall be assigned to them, except cases that for 1870
some special reason are assigned to some other judge of the 1871
court of common pleas. 1872

(K) In Butler county: 1873

(1) The judges of the court of common pleas whose terms 1874
begin on January 1, 1957, and January 4, 1993, and successors, 1875
shall have the same qualifications, exercise the same powers and 1876
jurisdiction, and receive the same compensation as other judges 1877
of the court of common pleas of Butler county and shall be 1878
elected and designated as judges of the court of common pleas, 1879
division of domestic relations. The judges of the division of 1880
domestic relations shall have assigned to them all divorce, 1881
dissolution of marriage, legal separation, and annulment cases 1882
coming before the court, except in cases that for some special 1883
reason are assigned to some other judge of the court of common 1884
pleas. The judges of the division of domestic relations also 1885
have concurrent jurisdiction with judges of the juvenile 1886
division of the court of common pleas of Butler county with 1887
respect to and may hear cases to determine the custody, support, 1888
or custody and support of a child who is born of issue of a 1889
marriage and who is not the ward of another court of this state, 1890
cases commenced by a party of the marriage to obtain an order 1891
requiring support of any child when the request for that order 1892
is not ancillary to an action for divorce, dissolution of 1893
marriage, annulment, or legal separation, a criminal or civil 1894
action involving an allegation of domestic violence, an action 1895
for support under Chapter 3115. of the Revised Code, or an 1896
action that is within the exclusive original jurisdiction of the 1897
juvenile division of the court of common pleas of Butler county 1898

and that involves an allegation that the child is an abused, 1899
neglected, or dependent child, and post-decree proceedings and 1900
matters arising from those types of cases. The judge senior in 1901
point of service shall be charged with the assignment and 1902
division of the work of the division and with the employment and 1903
supervision of all other personnel of the domestic relations 1904
division. 1905

The judge senior in point of service also shall designate 1906
the title, compensation, expense allowances, hours, leaves of 1907
absence, and vacations of the personnel of the division and 1908
shall fix their duties. The duties of the personnel, in addition 1909
to other statutory duties, shall include the handling, 1910
servicing, and investigation of divorce, dissolution of 1911
marriage, legal separation, and annulment cases and providing 1912
any counseling and conciliation services that the division makes 1913
available to persons, whether or not the persons are parties to 1914
an action pending in the division, who request the services. 1915

(2) The judges of the court of common pleas whose terms 1916
begin on January 3, 1987, and January 2, 2003, and successors, 1917
shall have the same qualifications, exercise the same powers and 1918
jurisdiction, and receive the same compensation as other judges 1919
of the court of common pleas of Butler county, shall be elected 1920
and designated as judges of the court of common pleas, juvenile 1921
division, and shall be the juvenile judges as provided in 1922
Chapters 2151. and 2152. of the Revised Code, with the powers 1923
and jurisdictions conferred by those chapters. Except in cases 1924
that are subject to the exclusive original jurisdiction of the 1925
juvenile court, the judges of the juvenile division shall not 1926
have jurisdiction or the power to hear and shall not be 1927
assigned, but shall have the limited ability and authority to 1928
certify, any case commenced by a party of a marriage to 1929

determine the custody, support, or custody and support of a 1930
child who is born of issue of the marriage and who is not the 1931
ward of another court of this state when the request for the 1932
order in the case is not ancillary to an action for divorce, 1933
dissolution of marriage, annulment, or legal separation. The 1934
judge of the court of common pleas, juvenile division, who is 1935
senior in point of service, shall be the administrator of the 1936
juvenile division and its subdivisions and departments. The 1937
judge, senior in point of service, shall have charge of the 1938
employment, assignment, and supervision of the personnel of the 1939
juvenile division who are engaged in handling, servicing, or 1940
investigating juvenile cases, including any referees whom the 1941
judge considers necessary for the discharge of the judge's 1942
various duties. 1943

The judge, senior in point of service, also shall 1944
designate the title, compensation, expense allowances, hours, 1945
leaves of absence, and vacation of the personnel of the division 1946
and shall fix their duties. The duties of the personnel, in 1947
addition to other statutory duties, include the handling, 1948
servicing, and investigation of juvenile cases and providing any 1949
counseling and conciliation services that the division makes 1950
available to persons, whether or not the persons are parties to 1951
an action pending in the division, who request the services. 1952

(3) If a judge of the court of common pleas, division of 1953
domestic relations or juvenile division, is sick, absent, or 1954
unable to perform that judge's judicial duties or the volume of 1955
cases pending in the judge's division necessitates it, the 1956
duties of that judge shall be performed by the other judges of 1957
the domestic relations and juvenile divisions. 1958

(L) (1) In Cuyahoga county, the judges of the court of 1959

common pleas whose terms begin on January 8, 1961, January 9, 1960
1961, January 18, 1975, January 19, 1975, and January 13, 1987, 1961
and successors, shall have the same qualifications, exercise the 1962
same powers and jurisdiction, and receive the same compensation 1963
as other judges of the court of common pleas of Cuyahoga county 1964
and shall be elected and designated as judges of the court of 1965
common pleas, division of domestic relations. They shall have 1966
all the powers relating to all divorce, dissolution of marriage, 1967
legal separation, and annulment cases, except in cases that are 1968
assigned to some other judge of the court of common pleas for 1969
some special reason. 1970

(2) The administrative judge is administrator of the 1971
domestic relations division and its subdivisions and departments 1972
and has the following powers concerning division personnel: 1973

(a) Full charge of the employment, assignment, and 1974
supervision; 1975

(b) Sole determination of compensation, duties, expenses, 1976
allowances, hours, leaves, and vacations. 1977

(3) "Division personnel" include persons employed or 1978
referees engaged in hearing, servicing, investigating, 1979
counseling, or conciliating divorce, dissolution of marriage, 1980
legal separation and annulment matters. 1981

(M) In Lake county: 1982

(1) The judge of the court of common pleas whose term 1983
begins on January 2, 1961, and successors, shall have the same 1984
qualifications, exercise the same powers and jurisdiction, and 1985
receive the same compensation as the other judges of the court 1986
of common pleas of Lake county and shall be elected and 1987
designated as judge of the court of common pleas, division of 1988

domestic relations. The judge shall be assigned all the divorce, 1989
dissolution of marriage, legal separation, and annulment cases 1990
coming before the court, except in cases that for some special 1991
reason are assigned to some other judge of the court of common 1992
pleas. The judge shall be charged with the assignment and 1993
division of the work of the division and with the employment and 1994
supervision of all other personnel of the domestic relations 1995
division. 1996

The judge also shall designate the title, compensation, 1997
expense allowances, hours, leaves of absence, and vacations of 1998
the personnel of the division and shall fix their duties. The 1999
duties of the personnel, in addition to other statutory duties, 2000
shall include the handling, servicing, and investigation of 2001
divorce, dissolution of marriage, legal separation, and 2002
annulment cases and providing any counseling and conciliation 2003
services that the division makes available to persons, whether 2004
or not the persons are parties to an action pending in the 2005
division, who request the services. 2006

(2) The judge of the court of common pleas whose term 2007
begins on January 4, 1979, and successors, shall have the same 2008
qualifications, exercise the same powers and jurisdiction, and 2009
receive the same compensation as other judges of the court of 2010
common pleas of Lake county, shall be elected and designated as 2011
judge of the court of common pleas, juvenile division, and shall 2012
be the juvenile judge as provided in Chapters 2151. and 2152. of 2013
the Revised Code, with the powers and jurisdictions conferred by 2014
those chapters. The judge of the court of common pleas, juvenile 2015
division, shall be the administrator of the juvenile division 2016
and its subdivisions and departments. The judge shall have 2017
charge of the employment, assignment, and supervision of the 2018
personnel of the juvenile division who are engaged in handling, 2019

servicing, or investigating juvenile cases, including any 2020
referees whom the judge considers necessary for the discharge of 2021
the judge's various duties. 2022

The judge also shall designate the title, compensation, 2023
expense allowances, hours, leaves of absence, and vacation of 2024
the personnel of the division and shall fix their duties. The 2025
duties of the personnel, in addition to other statutory duties, 2026
include the handling, servicing, and investigation of juvenile 2027
cases and providing any counseling and conciliation services 2028
that the division makes available to persons, whether or not the 2029
persons are parties to an action pending in the division, who 2030
request the services. 2031

(3) If a judge of the court of common pleas, division of 2032
domestic relations or juvenile division, is sick, absent, or 2033
unable to perform that judge's judicial duties or the volume of 2034
cases pending in the judge's division necessitates it, the 2035
duties of that judge shall be performed by the other judges of 2036
the domestic relations and juvenile divisions. 2037

(N) In Erie county: 2038

(1) The judge of the court of common pleas whose term 2039
begins on January 2, 1971, and the successors to that judge 2040
whose terms begin before January 2, 2007, shall have the same 2041
qualifications, exercise the same powers and jurisdiction, and 2042
receive the same compensation as the other judge of the court of 2043
common pleas of Erie county and shall be elected and designated 2044
as judge of the court of common pleas, division of domestic 2045
relations. The judge shall have all the powers relating to 2046
juvenile courts, and shall be assigned all cases under Chapters 2047
2151. and 2152. of the Revised Code, parentage proceedings over 2048
which the juvenile court has jurisdiction, and divorce, 2049

dissolution of marriage, legal separation, and annulment cases, 2050
except cases that for some special reason are assigned to some 2051
other judge. 2052

On or after January 2, 2007, the judge of the court of 2053
common pleas who is elected in 2006 shall be the successor to 2054
the judge of the domestic relations division whose term expires 2055
on January 1, 2007, shall be designated as judge of the court of 2056
common pleas, juvenile division, and shall be the juvenile judge 2057
as provided in Chapters 2151. and 2152. of the Revised Code with 2058
the powers and jurisdictions conferred by those chapters. 2059

(2) The judge of the court of common pleas, general 2060
division, whose term begins on January 1, 2005, and successors, 2061
the judge of the court of common pleas, general division whose 2062
term begins on January 2, 2005, and successors, and the judge of 2063
the court of common pleas, general division, whose term begins 2064
February 9, 2009, and successors, shall have assigned to them, 2065
in addition to all matters that are within the jurisdiction of 2066
the general division of the court of common pleas, all divorce, 2067
dissolution of marriage, legal separation, and annulment cases 2068
coming before the court, and all matters that are within the 2069
jurisdiction of the probate court under Chapter 2101., and other 2070
provisions, of the Revised Code. 2071

(0) In Greene county: 2072

(1) The judge of the court of common pleas whose term 2073
begins on January 1, 1961, and successors, shall have the same 2074
qualifications, exercise the same powers and jurisdiction, and 2075
receive the same compensation as the other judges of the court 2076
of common pleas of Greene county and shall be elected and 2077
designated as the judge of the court of common pleas, division 2078
of domestic relations. The judge shall be assigned all divorce, 2079

dissolution of marriage, legal separation, annulment, uniform 2080
reciprocal support enforcement, and domestic violence cases and 2081
all other cases related to domestic relations, except cases that 2082
for some special reason are assigned to some other judge of the 2083
court of common pleas. 2084

The judge shall be charged with the assignment and 2085
division of the work of the division and with the employment and 2086
supervision of all other personnel of the division. The judge 2087
also shall designate the title, compensation, hours, leaves of 2088
absence, and vacations of the personnel of the division and 2089
shall fix their duties. The duties of the personnel of the 2090
division, in addition to other statutory duties, shall include 2091
the handling, servicing, and investigation of divorce, 2092
dissolution of marriage, legal separation, and annulment cases 2093
and the provision of counseling and conciliation services that 2094
the division considers necessary and makes available to persons 2095
who request the services, whether or not the persons are parties 2096
in an action pending in the division. The compensation for the 2097
personnel shall be paid from the overall court budget and shall 2098
be included in the appropriations for the existing judges of the 2099
general division of the court of common pleas. 2100

(2) The judge of the court of common pleas whose term 2101
begins on January 1, 1995, and successors, shall have the same 2102
qualifications, exercise the same powers and jurisdiction, and 2103
receive the same compensation as the other judges of the court 2104
of common pleas of Greene county, shall be elected and 2105
designated as judge of the court of common pleas, juvenile 2106
division, and, on or after January 1, 1995, shall be the 2107
juvenile judge as provided in Chapters 2151. and 2152. of the 2108
Revised Code with the powers and jurisdiction conferred by those 2109
chapters. The judge of the court of common pleas, juvenile 2110

division, shall be the administrator of the juvenile division 2111
and its subdivisions and departments. The judge shall have 2112
charge of the employment, assignment, and supervision of the 2113
personnel of the juvenile division who are engaged in handling, 2114
servicing, or investigating juvenile cases, including any 2115
referees whom the judge considers necessary for the discharge of 2116
the judge's various duties. 2117

The judge also shall designate the title, compensation, 2118
expense allowances, hours, leaves of absence, and vacation of 2119
the personnel of the division and shall fix their duties. The 2120
duties of the personnel, in addition to other statutory duties, 2121
include the handling, servicing, and investigation of juvenile 2122
cases and providing any counseling and conciliation services 2123
that the court makes available to persons, whether or not the 2124
persons are parties to an action pending in the court, who 2125
request the services. 2126

(3) If one of the judges of the court of common pleas, 2127
general division, is sick, absent, or unable to perform that 2128
judge's judicial duties or the volume of cases pending in the 2129
general division necessitates it, the duties of that judge of 2130
the general division shall be performed by the judge of the 2131
division of domestic relations and the judge of the juvenile 2132
division. 2133

(P) In Portage county, the judge of the court of common 2134
pleas, whose term begins January 2, 1987, and successors, shall 2135
have the same qualifications, exercise the same powers and 2136
jurisdiction, and receive the same compensation as the other 2137
judges of the court of common pleas of Portage county and shall 2138
be elected and designated as judge of the court of common pleas, 2139
division of domestic relations. The judge shall be assigned all 2140

divorce, dissolution of marriage, legal separation, and 2141
annulment cases coming before the court, except in cases that 2142
for some special reason are assigned to some other judge of the 2143
court of common pleas. The judge shall be charged with the 2144
assignment and division of the work of the division and with the 2145
employment and supervision of all other personnel of the 2146
domestic relations division. 2147

The judge also shall designate the title, compensation, 2148
expense allowances, hours, leaves of absence, and vacations of 2149
the personnel of the division and shall fix their duties. The 2150
duties of the personnel, in addition to other statutory duties, 2151
shall include the handling, servicing, and investigation of 2152
divorce, dissolution of marriage, legal separation, and 2153
annulment cases and providing any counseling and conciliation 2154
services that the division makes available to persons, whether 2155
or not the persons are parties to an action pending in the 2156
division, who request the services. 2157

(Q) In Clermont county, the judge of the court of common 2158
pleas, whose term begins January 2, 1987, and successors, shall 2159
have the same qualifications, exercise the same powers and 2160
jurisdiction, and receive the same compensation as the other 2161
judges of the court of common pleas of Clermont county and shall 2162
be elected and designated as judge of the court of common pleas, 2163
division of domestic relations. The judge shall be assigned all 2164
divorce, dissolution of marriage, legal separation, and 2165
annulment cases coming before the court, except in cases that 2166
for some special reason are assigned to some other judge of the 2167
court of common pleas. The judge shall be charged with the 2168
assignment and division of the work of the division and with the 2169
employment and supervision of all other personnel of the 2170
domestic relations division. 2171

The judge also shall designate the title, compensation, 2172
expense allowances, hours, leaves of absence, and vacations of 2173
the personnel of the division and shall fix their duties. The 2174
duties of the personnel, in addition to other statutory duties, 2175
shall include the handling, servicing, and investigation of 2176
divorce, dissolution of marriage, legal separation, and 2177
annulment cases and providing any counseling and conciliation 2178
services that the division makes available to persons, whether 2179
or not the persons are parties to an action pending in the 2180
division, who request the services. 2181

(R) In Warren county, the judge of the court of common 2182
pleas, whose term begins January 1, 1987, and successors, shall 2183
have the same qualifications, exercise the same powers and 2184
jurisdiction, and receive the same compensation as the other 2185
judges of the court of common pleas of Warren county and shall 2186
be elected and designated as judge of the court of common pleas, 2187
division of domestic relations. The judge shall be assigned all 2188
divorce, dissolution of marriage, legal separation, and 2189
annulment cases coming before the court, except in cases that 2190
for some special reason are assigned to some other judge of the 2191
court of common pleas. The judge shall be charged with the 2192
assignment and division of the work of the division and with the 2193
employment and supervision of all other personnel of the 2194
domestic relations division. 2195

The judge also shall designate the title, compensation, 2196
expense allowances, hours, leaves of absence, and vacations of 2197
the personnel of the division and shall fix their duties. The 2198
duties of the personnel, in addition to other statutory duties, 2199
shall include the handling, servicing, and investigation of 2200
divorce, dissolution of marriage, legal separation, and 2201
annulment cases and providing any counseling and conciliation 2202

services that the division makes available to persons, whether 2203
or not the persons are parties to an action pending in the 2204
division, who request the services. 2205

(S) In Licking county, the judges of the court of common 2206
pleas, whose terms begin on January 1, 1991, and January 1, 2207
2005, and successors, shall have the same qualifications, 2208
exercise the same powers and jurisdiction, and receive the same 2209
compensation as the other judges of the court of common pleas of 2210
Licking county and shall be elected and designated as judges of 2211
the court of common pleas, division of domestic relations. The 2212
judges shall be assigned all divorce, dissolution of marriage, 2213
legal separation, and annulment cases, all cases arising under 2214
Chapter 3111. of the Revised Code, all proceedings involving 2215
child support, the allocation of parental rights and 2216
responsibilities for the care of children and the designation 2217
for the children of a place of residence and legal custodian, 2218
parenting time, and visitation, and all post-decree proceedings 2219
and matters arising from those cases and proceedings, except in 2220
cases that for some special reason are assigned to another judge 2221
of the court of common pleas. The administrative judge of the 2222
division of domestic relations shall be charged with the 2223
assignment and division of the work of the division and with the 2224
employment and supervision of the personnel of the division. 2225

The administrative judge of the division of domestic 2226
relations shall designate the title, compensation, expense 2227
allowances, hours, leaves of absence, and vacations of the 2228
personnel of the division and shall fix the duties of the 2229
personnel of the division. The duties of the personnel of the 2230
division, in addition to other statutory duties, shall include 2231
the handling, servicing, and investigation of divorce, 2232
dissolution of marriage, legal separation, and annulment cases, 2233

cases arising under Chapter 3111. of the Revised Code, and 2234
proceedings involving child support, the allocation of parental 2235
rights and responsibilities for the care of children and the 2236
designation for the children of a place of residence and legal 2237
custodian, parenting time, and visitation and providing any 2238
counseling and conciliation services that the division makes 2239
available to persons, whether or not the persons are parties to 2240
an action pending in the division, who request the services. 2241

(T) In Allen county, the judge of the court of common 2242
pleas, whose term begins January 1, 1993, and successors, shall 2243
have the same qualifications, exercise the same powers and 2244
jurisdiction, and receive the same compensation as the other 2245
judges of the court of common pleas of Allen county and shall be 2246
elected and designated as judge of the court of common pleas, 2247
division of domestic relations. The judge shall be assigned all 2248
divorce, dissolution of marriage, legal separation, and 2249
annulment cases, all cases arising under Chapter 3111. of the 2250
Revised Code, all proceedings involving child support, the 2251
allocation of parental rights and responsibilities for the care 2252
of children and the designation for the children of a place of 2253
residence and legal custodian, parenting time, and visitation, 2254
and all post-decree proceedings and matters arising from those 2255
cases and proceedings, except in cases that for some special 2256
reason are assigned to another judge of the court of common 2257
pleas. The judge shall be charged with the assignment and 2258
division of the work of the division and with the employment and 2259
supervision of the personnel of the division. 2260

The judge shall designate the title, compensation, expense 2261
allowances, hours, leaves of absence, and vacations of the 2262
personnel of the division and shall fix the duties of the 2263
personnel of the division. The duties of the personnel of the 2264

division, in addition to other statutory duties, shall include 2265
the handling, servicing, and investigation of divorce, 2266
dissolution of marriage, legal separation, and annulment cases, 2267
cases arising under Chapter 3111. of the Revised Code, and 2268
proceedings involving child support, the allocation of parental 2269
rights and responsibilities for the care of children and the 2270
designation for the children of a place of residence and legal 2271
custodian, parenting time, and visitation, and providing any 2272
counseling and conciliation services that the division makes 2273
available to persons, whether or not the persons are parties to 2274
an action pending in the division, who request the services. 2275

(U) In Medina county, the judge of the court of common 2276
pleas whose term begins January 1, 1995, and successors, shall 2277
have the same qualifications, exercise the same powers and 2278
jurisdiction, and receive the same compensation as other judges 2279
of the court of common pleas of Medina county and shall be 2280
elected and designated as judge of the court of common pleas, 2281
division of domestic relations. The judge shall be assigned all 2282
divorce, dissolution of marriage, legal separation, and 2283
annulment cases, all cases arising under Chapter 3111. of the 2284
Revised Code, all proceedings involving child support, the 2285
allocation of parental rights and responsibilities for the care 2286
of children and the designation for the children of a place of 2287
residence and legal custodian, parenting time, and visitation, 2288
and all post-decree proceedings and matters arising from those 2289
cases and proceedings, except in cases that for some special 2290
reason are assigned to another judge of the court of common 2291
pleas. The judge shall be charged with the assignment and 2292
division of the work of the division and with the employment and 2293
supervision of the personnel of the division. 2294

The judge shall designate the title, compensation, expense 2295

allowances, hours, leaves of absence, and vacations of the 2296
personnel of the division and shall fix the duties of the 2297
personnel of the division. The duties of the personnel, in 2298
addition to other statutory duties, include the handling, 2299
servicing, and investigation of divorce, dissolution of 2300
marriage, legal separation, and annulment cases, cases arising 2301
under Chapter 3111. of the Revised Code, and proceedings 2302
involving child support, the allocation of parental rights and 2303
responsibilities for the care of children and the designation 2304
for the children of a place of residence and legal custodian, 2305
parenting time, and visitation, and providing counseling and 2306
conciliation services that the division makes available to 2307
persons, whether or not the persons are parties to an action 2308
pending in the division, who request the services. 2309

(V) In Fairfield county, the judge of the court of common 2310
pleas whose term begins January 2, 1995, and successors, shall 2311
have the same qualifications, exercise the same powers and 2312
jurisdiction, and receive the same compensation as the other 2313
judges of the court of common pleas of Fairfield county and 2314
shall be elected and designated as judge of the court of common 2315
pleas, division of domestic relations. The judge shall be 2316
assigned all divorce, dissolution of marriage, legal separation, 2317
and annulment cases, all cases arising under Chapter 3111. of 2318
the Revised Code, all proceedings involving child support, the 2319
allocation of parental rights and responsibilities for the care 2320
of children and the designation for the children of a place of 2321
residence and legal custodian, parenting time, and visitation, 2322
and all post-decree proceedings and matters arising from those 2323
cases and proceedings, except in cases that for some special 2324
reason are assigned to another judge of the court of common 2325
pleas. The judge also has concurrent jurisdiction with the 2326

probate-juvenile division of the court of common pleas of 2327
Fairfield county with respect to and may hear cases to determine 2328
the custody of a child, as defined in section 2151.011 of the 2329
Revised Code, who is not the ward of another court of this 2330
state, cases that are commenced by a parent, guardian, or 2331
custodian of a child, as defined in section 2151.011 of the 2332
Revised Code, to obtain an order requiring a parent of the child 2333
to pay child support for that child when the request for that 2334
order is not ancillary to an action for divorce, dissolution of 2335
marriage, annulment, or legal separation, a criminal or civil 2336
action involving an allegation of domestic violence, an action 2337
for support under Chapter 3115. of the Revised Code, or an 2338
action that is within the exclusive original jurisdiction of the 2339
probate-juvenile division of the court of common pleas of 2340
Fairfield county and that involves an allegation that the child 2341
is an abused, neglected, or dependent child, and post-decree 2342
proceedings and matters arising from those types of cases. 2343

The judge of the domestic relations division shall be 2344
charged with the assignment and division of the work of the 2345
division and with the employment and supervision of the 2346
personnel of the division. 2347

The judge shall designate the title, compensation, expense 2348
allowances, hours, leaves of absence, and vacations of the 2349
personnel of the division and shall fix the duties of the 2350
personnel of the division. The duties of the personnel of the 2351
division, in addition to other statutory duties, shall include 2352
the handling, servicing, and investigation of divorce, 2353
dissolution of marriage, legal separation, and annulment cases, 2354
cases arising under Chapter 3111. of the Revised Code, and 2355
proceedings involving child support, the allocation of parental 2356
rights and responsibilities for the care of children and the 2357

designation for the children of a place of residence and legal 2358
custodian, parenting time, and visitation, and providing any 2359
counseling and conciliation services that the division makes 2360
available to persons, regardless of whether the persons are 2361
parties to an action pending in the division, who request the 2362
services. When the judge hears a case to determine the custody 2363
of a child, as defined in section 2151.011 of the Revised Code, 2364
who is not the ward of another court of this state or a case 2365
that is commenced by a parent, guardian, or custodian of a 2366
child, as defined in section 2151.011 of the Revised Code, to 2367
obtain an order requiring a parent of the child to pay child 2368
support for that child when the request for that order is not 2369
ancillary to an action for divorce, dissolution of marriage, 2370
annulment, or legal separation, a criminal or civil action 2371
involving an allegation of domestic violence, an action for 2372
support under Chapter 3115. of the Revised Code, or an action 2373
that is within the exclusive original jurisdiction of the 2374
probate-juvenile division of the court of common pleas of 2375
Fairfield county and that involves an allegation that the child 2376
is an abused, neglected, or dependent child, the duties of the 2377
personnel of the domestic relations division also include the 2378
handling, servicing, and investigation of those types of cases. 2379

(W) (1) In Clark county, the judge of the court of common 2380
pleas whose term begins on January 2, 1995, and successors, 2381
shall have the same qualifications, exercise the same powers and 2382
jurisdiction, and receive the same compensation as other judges 2383
of the court of common pleas of Clark county and shall be 2384
elected and designated as judge of the court of common pleas, 2385
domestic relations division. The judge shall have all the powers 2386
relating to juvenile courts, and all cases under Chapters 2151. 2387
and 2152. of the Revised Code and all parentage proceedings 2388

under Chapter 3111. of the Revised Code over which the juvenile 2389
court has jurisdiction shall be assigned to the judge of the 2390
division of domestic relations. All divorce, dissolution of 2391
marriage, legal separation, annulment, uniform reciprocal 2392
support enforcement, and other cases related to domestic 2393
relations shall be assigned to the domestic relations division, 2394
and the presiding judge of the court of common pleas shall 2395
assign the cases to the judge of the domestic relations division 2396
and the judges of the general division. 2397

(2) In addition to the judge's regular duties, the judge 2398
of the division of domestic relations shall serve on the 2399
children services board and the county advisory board. 2400

(3) If the judge of the court of common pleas of Clark 2401
county, division of domestic relations, is sick, absent, or 2402
unable to perform that judge's judicial duties or if the 2403
presiding judge of the court of common pleas of Clark county 2404
determines that the volume of cases pending in the division of 2405
domestic relations necessitates it, the duties of the judge of 2406
the division of domestic relations shall be performed by the 2407
judges of the general division or probate division of the court 2408
of common pleas of Clark county, as assigned for that purpose by 2409
the presiding judge of that court, and the judges so assigned 2410
shall act in conjunction with the judge of the division of 2411
domestic relations of that court. 2412

(X) In Scioto county, the judge of the court of common 2413
pleas whose term begins January 2, 1995, and successors, shall 2414
have the same qualifications, exercise the same powers and 2415
jurisdiction, and receive the same compensation as other judges 2416
of the court of common pleas of Scioto county and shall be 2417
elected and designated as judge of the court of common pleas, 2418

division of domestic relations. The judge shall be assigned all 2419
divorce, dissolution of marriage, legal separation, and 2420
annulment cases, all cases arising under Chapter 3111. of the 2421
Revised Code, all proceedings involving child support, the 2422
allocation of parental rights and responsibilities for the care 2423
of children and the designation for the children of a place of 2424
residence and legal custodian, parenting time, visitation, and 2425
all post-decree proceedings and matters arising from those cases 2426
and proceedings, except in cases that for some special reason 2427
are assigned to another judge of the court of common pleas. The 2428
judge shall be charged with the assignment and division of the 2429
work of the division and with the employment and supervision of 2430
the personnel of the division. 2431

The judge shall designate the title, compensation, expense 2432
allowances, hours, leaves of absence, and vacations of the 2433
personnel of the division and shall fix the duties of the 2434
personnel of the division. The duties of the personnel, in 2435
addition to other statutory duties, include the handling, 2436
servicing, and investigation of divorce, dissolution of 2437
marriage, legal separation, and annulment cases, cases arising 2438
under Chapter 3111. of the Revised Code, and proceedings 2439
involving child support, the allocation of parental rights and 2440
responsibilities for the care of children and the designation 2441
for the children of a place of residence and legal custodian, 2442
parenting time, and visitation, and providing counseling and 2443
conciliation services that the division makes available to 2444
persons, whether or not the persons are parties to an action 2445
pending in the division, who request the services. 2446

(Y) In Auglaize county, the judge of the probate and 2447
juvenile divisions of the Auglaize county court of common pleas 2448
also shall be the administrative judge of the domestic relations 2449

division of the court and shall be assigned all divorce, 2450
dissolution of marriage, legal separation, and annulment cases 2451
coming before the court. The judge shall have all powers as 2452
administrator of the domestic relations division and shall have 2453
charge of the personnel engaged in handling, servicing, or 2454
investigating divorce, dissolution of marriage, legal 2455
separation, and annulment cases, including any referees 2456
considered necessary for the discharge of the judge's various 2457
duties. 2458

(Z) (1) In Marion county, the judge of the court of common 2459
pleas whose term begins on February 9, 1999, and the successors 2460
to that judge, shall have the same qualifications, exercise the 2461
same powers and jurisdiction, and receive the same compensation 2462
as the other judges of the court of common pleas of Marion 2463
county and shall be elected and designated as judge of the court 2464
of common pleas, domestic relations-juvenile-probate division. 2465
Except as otherwise specified in this division, that judge, and 2466
the successors to that judge, shall have all the powers relating 2467
to juvenile courts, and all cases under Chapters 2151. and 2152. 2468
of the Revised Code, all cases arising under Chapter 3111. of 2469
the Revised Code, all divorce, dissolution of marriage, legal 2470
separation, and annulment cases, all proceedings involving child 2471
support, the allocation of parental rights and responsibilities 2472
for the care of children and the designation for the children of 2473
a place of residence and legal custodian, parenting time, and 2474
visitation, and all post-decree proceedings and matters arising 2475
from those cases and proceedings shall be assigned to that judge 2476
and the successors to that judge. Except as provided in division 2477
(Z) (2) of this section and notwithstanding any other provision 2478
of any section of the Revised Code, on and after February 9, 2479
2003, the judge of the court of common pleas of Marion county 2480

whose term begins on February 9, 1999, and the successors to 2481
that judge, shall have all the powers relating to the probate 2482
division of the court of common pleas of Marion county in 2483
addition to the powers previously specified in this division, 2484
and shall exercise concurrent jurisdiction with the judge of the 2485
probate division of that court over all matters that are within 2486
the jurisdiction of the probate division of that court under 2487
Chapter 2101., and other provisions, of the Revised Code in 2488
addition to the jurisdiction of the domestic relations-juvenile- 2489
probate division of that court otherwise specified in division 2490
(Z) (1) of this section. 2491

(2) The judge of the domestic relations-juvenile-probate 2492
division of the court of common pleas of Marion county or the 2493
judge of the probate division of the court of common pleas of 2494
Marion county, whichever of those judges is senior in total 2495
length of service on the court of common pleas of Marion county, 2496
regardless of the division or divisions of service, shall serve 2497
as the clerk of the probate division of the court of common 2498
pleas of Marion county. 2499

(3) On and after February 9, 2003, all references in law 2500
to "the probate court," "the probate judge," "the juvenile 2501
court," or "the judge of the juvenile court" shall be construed, 2502
with respect to Marion county, as being references to both "the 2503
probate division" and "the domestic relations-juvenile-probate 2504
division" and as being references to both "the judge of the 2505
probate division" and "the judge of the domestic relations- 2506
juvenile-probate division." On and after February 9, 2003, all 2507
references in law to "the clerk of the probate court" shall be 2508
construed, with respect to Marion county, as being references to 2509
the judge who is serving pursuant to division (Z) (2) of this 2510
section as the clerk of the probate division of the court of 2511

common pleas of Marion county. 2512

(AA) In Muskingum county, the judge of the court of common 2513
pleas whose term begins on January 2, 2003, and successors, 2514
shall have the same qualifications, exercise the same powers and 2515
jurisdiction, and receive the same compensation as the other 2516
judges of the court of common pleas of Muskingum county and 2517
shall be elected and designated as the judge of the court of 2518
common pleas, division of domestic relations. The judge shall be 2519
assigned all divorce, dissolution of marriage, legal separation, 2520
and annulment cases, all cases arising under Chapter 3111. of 2521
the Revised Code, all proceedings involving child support, the 2522
allocation of parental rights and responsibilities for the care 2523
of children and the designation for the children of a place of 2524
residence and legal custodian, parenting time, and visitation, 2525
and all post-decree proceedings and matters arising from those 2526
cases and proceedings, except in cases that for some special 2527
reason are assigned to another judge of the court of common 2528
pleas. The judge shall be charged with the assignment and 2529
division of the work of the division and with the employment and 2530
supervision of the personnel of the division. 2531

The judge shall designate the title, compensation, expense 2532
allowances, hours, leaves of absence, and vacations of the 2533
personnel of the division and shall fix the duties of the 2534
personnel of the division. The duties of the personnel of the 2535
division, in addition to other statutory duties, shall include 2536
the handling, servicing, and investigation of divorce, 2537
dissolution of marriage, legal separation, and annulment cases, 2538
cases arising under Chapter 3111. of the Revised Code, and 2539
proceedings involving child support, the allocation of parental 2540
rights and responsibilities for the care of children and the 2541
designation for the children of a place of residence and legal 2542

custodian, parenting time, and visitation and providing any 2543
counseling and conciliation services that the division makes 2544
available to persons, whether or not the persons are parties to 2545
an action pending in the division, who request the services. 2546

(BB) In Henry county, the judge of the court of common 2547
pleas whose term begins on January 1, 2005, and successors, 2548
shall have the same qualifications, exercise the same powers and 2549
jurisdiction, and receive the same compensation as the other 2550
judge of the court of common pleas of Henry county and shall be 2551
elected and designated as the judge of the court of common 2552
pleas, division of domestic relations. The judge shall have all 2553
of the powers relating to juvenile courts, and all cases under 2554
Chapter 2151. or 2152. of the Revised Code, all parentage 2555
proceedings arising under Chapter 3111. of the Revised Code over 2556
which the juvenile court has jurisdiction, all divorce, 2557
dissolution of marriage, legal separation, and annulment cases, 2558
all proceedings involving child support, the allocation of 2559
parental rights and responsibilities for the care of children 2560
and the designation for the children of a place of residence and 2561
legal custodian, parenting time, and visitation, and all post- 2562
decree proceedings and matters arising from those cases and 2563
proceedings shall be assigned to that judge, except in cases 2564
that for some special reason are assigned to the other judge of 2565
the court of common pleas. 2566

(CC) (1) In Logan county, the judge of the court of common 2567
pleas whose term begins January 2, 2005, and the successors to 2568
that judge, shall have the same qualifications, exercise the 2569
same powers and jurisdiction, and receive the same compensation 2570
as the other judges of the court of common pleas of Logan county 2571
and shall be elected and designated as judge of the court of 2572
common pleas, family court division. Except as otherwise 2573

specified in this division, that judge, and the successors to 2574
that judge, shall have all the powers relating to juvenile 2575
courts, and all cases under Chapters 2151. and 2152. of the 2576
Revised Code, all cases arising under Chapter 3111. of the 2577
Revised Code, all divorce, dissolution of marriage, legal 2578
separation, and annulment cases, all proceedings involving child 2579
support, the allocation of parental rights and responsibilities 2580
for the care of children and designation for the children of a 2581
place of residence and legal custodian, parenting time, and 2582
visitation, and all post-decree proceedings and matters arising 2583
from those cases and proceedings shall be assigned to that judge 2584
and the successors to that judge. Notwithstanding any other 2585
provision of any section of the Revised Code, on and after 2586
January 2, 2005, the judge of the court of common pleas of Logan 2587
county whose term begins on January 2, 2005, and the successors 2588
to that judge, shall have all the powers relating to the probate 2589
division of the court of common pleas of Logan county in 2590
addition to the powers previously specified in this division and 2591
shall exercise concurrent jurisdiction with the judge of the 2592
probate division of that court over all matters that are within 2593
the jurisdiction of the probate division of that court under 2594
Chapter 2101., and other provisions, of the Revised Code in 2595
addition to the jurisdiction of the family court division of 2596
that court otherwise specified in division (CC)(1) of this 2597
section. 2598

(2) The judge of the family court division of the court of 2599
common pleas of Logan county or the probate judge of the court 2600
of common pleas of Logan county who is elected as the 2601
administrative judge of the family court division of the court 2602
of common pleas of Logan county pursuant to Rule 4 of the Rules 2603
of Superintendence shall be the clerk of the family court 2604

division of the court of common pleas of Logan county. 2605

(3) On and after April 5, 2019, all references in law to 2606
"the probate court," "the probate judge," "the juvenile court," 2607
or "the judge of the juvenile court" shall be construed, with 2608
respect to Logan county, as being references to both "the 2609
probate division" and the "family court division" and as being 2610
references to both "the judge of the probate division" and the 2611
"judge of the family court division." On and after April 5, 2612
2019, all references in law to "the clerk of the probate court" 2613
shall be construed, with respect to Logan county, as being 2614
references to the judge who is serving pursuant to division (CC) 2615
(2) of this section as the clerk of the family court division of 2616
the court of common pleas of Logan county. 2617

(DD) (1) In Champaign county, the judge of the court of 2618
common pleas whose term begins February 9, 2003, and the judge 2619
of the court of common pleas whose term begins February 10, 2620
2009, and the successors to those judges, shall have the same 2621
qualifications, exercise the same powers and jurisdiction, and 2622
receive the same compensation as the other judges of the court 2623
of common pleas of Champaign county and shall be elected and 2624
designated as judges of the court of common pleas, domestic 2625
relations-juvenile-probate division. Except as otherwise 2626
specified in this division, those judges, and the successors to 2627
those judges, shall have all the powers relating to juvenile 2628
courts, and all cases under Chapters 2151. and 2152. of the 2629
Revised Code, all cases arising under Chapter 3111. of the 2630
Revised Code, all divorce, dissolution of marriage, legal 2631
separation, and annulment cases, all proceedings involving child 2632
support, the allocation of parental rights and responsibilities 2633
for the care of children and the designation for the children of 2634
a place of residence and legal custodian, parenting time, and 2635

visitation, and all post-decree proceedings and matters arising 2636
from those cases and proceedings shall be assigned to those 2637
judges and the successors to those judges. Notwithstanding any 2638
other provision of any section of the Revised Code, on and after 2639
February 9, 2009, the judges designated by this division as 2640
judges of the court of common pleas of Champaign county, 2641
domestic relations-juvenile-probate division, and the successors 2642
to those judges, shall have all the powers relating to probate 2643
courts in addition to the powers previously specified in this 2644
division and shall exercise jurisdiction over all matters that 2645
are within the jurisdiction of probate courts under Chapter 2646
2101., and other provisions, of the Revised Code in addition to 2647
the jurisdiction of the domestic relations-juvenile-probate 2648
division otherwise specified in division (DD)(1) of this 2649
section. 2650

(2) On and after February 9, 2009, all references in law 2651
to "the probate court," "the probate judge," "the juvenile 2652
court," or "the judge of the juvenile court" shall be construed 2653
with respect to Champaign county as being references to the 2654
"domestic relations-juvenile-probate division" and as being 2655
references to the "judge of the domestic relations-juvenile- 2656
probate division." On and after February 9, 2009, all references 2657
in law to "the clerk of the probate court" shall be construed 2658
with respect to Champaign county as being references to the 2659
judge who is serving pursuant to Rule 4 of the Rules of 2660
Superintendence for the Courts of Ohio as the administrative 2661
judge of the court of common pleas, domestic relations-juvenile- 2662
probate division. 2663

(EE) In Delaware county, the judge of the court of common 2664
pleas whose term begins on January 1, 2017, and successors, 2665
shall have the same qualifications, exercise the same powers and 2666

jurisdiction, and receive the same compensation as the other 2667
judges of the court of common pleas of Delaware county and shall 2668
be elected and designated as the judge of the court of common 2669
pleas, division of domestic relations. Divorce, dissolution of 2670
marriage, legal separation, and annulment cases, including any 2671
post-decree proceedings, and cases involving questions of 2672
paternity, custody, visitation, child support, and the 2673
allocation of parental rights and responsibilities for the care 2674
of children, regardless of whether those matters arise in post- 2675
decree proceedings or involve children born between unmarried 2676
persons, shall be assigned to that judge, except cases that for 2677
some special reason are assigned to another judge of the court 2678
of common pleas. 2679

(FF) In Hardin county: 2680

(1) The judge of the court of common pleas whose term 2681
begins on January 1, 2023, and successors, shall have the same 2682
qualifications, exercise the same powers and jurisdiction, and 2683
receive the same compensation as the other judge of the court of 2684
common pleas of Hardin county and shall be elected and 2685
designated as the judge of the court of common pleas, division 2686
of domestic relations. The judge shall have all of the powers 2687
relating to juvenile courts, and all cases under Chapter 2151. 2688
or 2152. of the Revised Code, all parentage proceedings arising 2689
under Chapter 3111. of the Revised Code over which the juvenile 2690
court has jurisdiction, all divorce, dissolution of marriage, 2691
legal separation, and annulment cases, civil protection orders 2692
issued under sections 2903.214 and 3113.31 of the Revised Code, 2693
all proceedings involving child support, the allocation of 2694
parental rights and responsibilities for the care of children 2695
and the designation for the children of a place of residence and 2696
legal custodian, parenting time, and visitation, and all post- 2697

decree proceedings and matters arising from those cases and 2698
proceedings shall be assigned to that judge, except in cases 2699
that for some special reason are assigned to the other judge of 2700
the court of common pleas. 2701

(2) The judge of the court of common pleas, general 2702
division, whose term begins on February 9, 2027, and successors, 2703
shall have assigned to the judge, in addition to all matters 2704
that are within the jurisdiction of the general division of the 2705
court of common pleas, all matters that are within the 2706
jurisdiction of the probate court under Chapter 2101., and other 2707
provisions, of the Revised Code. 2708

(GG) If a judge of the court of common pleas, division of 2709
domestic relations, or juvenile judge, of any of the counties 2710
mentioned in this section is sick, absent, or unable to perform 2711
that judge's judicial duties or the volume of cases pending in 2712
the judge's division necessitates it, the duties of that judge 2713
shall be performed by another judge of the court of common pleas 2714
of that county, assigned for that purpose by the presiding judge 2715
of the court of common pleas of that county to act in place of 2716
or in conjunction with that judge, as the case may require. 2717

Sec. 3794.09. Enforcement; Penalties. 2718

(A) Upon the receipt of a first report that a proprietor 2719
of a public place or place of employment or an individual has 2720
violated any provision of this chapter, the department of health 2721
or its designee shall investigate the report and, if it 2722
concludes that there was a violation, issue a warning letter to 2723
the proprietor or individual. 2724

(B) Upon a report of a second or subsequent violation of 2725
any provision of this chapter by a proprietor of a public place 2726

or place of employment or an individual, the department of 2727
health or its designee shall investigate the report. If the 2728
director of health or director's designee concludes, based on 2729
all of the information before ~~him or her~~ the director or the 2730
director's designee, that there was a violation, ~~he or she~~ the 2731
director or the director's designee shall impose a civil fine 2732
upon the proprietor or individual in accordance with the 2733
schedule of fines required to be promulgated under section 2734
3794.07 of ~~this chapter~~ the Revised Code. 2735

(C) Any proprietor or individual against whom a finding of 2736
a violation is made under this chapter may appeal the finding ~~to~~ 2737
~~the Franklin County Court of Common Pleas. Such appeal shall be~~ 2738
~~governed by the provisions of~~ in accordance with section 119.12 2739
of the Revised Code. 2740

(D) The director of health may institute an action in the 2741
court of common pleas seeking an order in equity against a 2742
proprietor or individual that has repeatedly violated the 2743
provisions of this chapter or fails to comply with its 2744
provisions. 2745

Sec. 3901.321. (A) For the purposes of this section: 2746

(1) "Acquiring party" means any person by whom or on whose 2747
behalf a merger or other acquisition of control is to be 2748
effected. 2749

(2) "Domestic insurer" includes any person controlling a 2750
domestic insurer unless the person, as determined by the 2751
superintendent of insurance, is either directly or through its 2752
affiliates primarily engaged in business other than the business 2753
of insurance. 2754

(3) "Person" does not include any securities broker 2755

holding, in the usual and customary broker's function, less than 2756
twenty per cent of the voting securities of an insurance company 2757
or of any person that controls an insurance company. 2758

(B) (1) Subject to compliance with division (B) (2) of this 2759
section, no person other than the issuer shall do any of the 2760
following if, as a result, the person would, directly or 2761
indirectly, including by means of conversion or the exercise of 2762
any right to acquire, be in control of a domestic insurer: 2763

(a) Make a tender offer for any voting security of a 2764
domestic insurer; 2765

(b) Make a request or invitation for tenders of any voting 2766
security of a domestic insurer; 2767

(c) Enter into any agreement to exchange securities of a 2768
domestic insurer; 2769

(d) Seek to acquire or acquire, in the open market or 2770
otherwise, any voting security of a domestic insurer; 2771

(e) Enter into an agreement to merge with, or otherwise to 2772
acquire control of, a domestic insurer. 2773

(2) (a) No person shall engage in any transaction described 2774
in division (B) (1) of this section, unless all of the following 2775
conditions are met: 2776

(i) The person has filed with the superintendent of 2777
insurance a statement containing the information required by 2778
division (C) of this section; 2779

(ii) The person has sent the statement to the domestic 2780
insurer; 2781

(iii) The offer, request, invitation, agreement, or 2782

acquisition has been approved by the superintendent in the 2783
manner provided in division (F) of this section. 2784

(b) The requirements of division (B) (2) (a) of this section 2785
shall be met at the time any offer, request, or invitation is 2786
made, or any agreement is entered into, or prior to the 2787
acquisition of the securities if no offer or agreement is 2788
involved. 2789

(3) Any controlling person of a domestic insurer seeking 2790
to divest its controlling interest in the domestic insurer shall 2791
file a confidential notice of its proposed divestiture with the 2792
superintendent at least thirty days prior to the cessation of 2793
control, and provide a copy of the confidential notice to the 2794
insurer. The superintendent may require the person seeking to 2795
divest the controlling interest to file for and obtain approval 2796
of the transaction. The information shall remain confidential 2797
until the conclusion of the transaction unless the 2798
superintendent, in the superintendent's discretion, determines 2799
that the confidential treatment will interfere with enforcement 2800
of this section. If the statement required by division (B) (2) of 2801
this section is otherwise filed with the superintendent in 2802
relation to all parties that acquire a controlling interest as a 2803
result of the divestiture, this division shall not apply. 2804

(C) The statement required by division (B) (2) of this 2805
section shall be made under oath or affirmation, and shall 2806
contain all of the following information: 2807

(1) The name and address of each acquiring party; 2808

(2) If the acquiring party is an individual, the 2809
individual's principal occupation and all offices and positions 2810
held during the past five years, and any conviction of crimes 2811

other than minor traffic violations during the past ten years; 2812

(3) If the acquiring party is not an individual, a report 2813
of the nature of its business operations during the past five 2814
years or for such lesser period as the acquiring party and any 2815
of its predecessors shall have been in existence; an informative 2816
description of the business intended to be done by the acquiring 2817
party and the acquiring party's subsidiaries; and a list of all 2818
individuals who are or who have been selected to become 2819
directors or executive officers of the acquiring party, who 2820
perform or will perform functions appropriate to such positions. 2821
The list shall include for each individual the information 2822
required by division (C) (2) of this section. 2823

(4) The source, nature, and amount of the consideration 2824
used or to be used in effecting the merger or other acquisition 2825
of control, a description of any transaction in which funds were 2826
or are to be obtained for any such purpose, including any pledge 2827
of the domestic insurer's stock, or the stock of any of its 2828
subsidiaries or controlling affiliates, and the identity of 2829
persons furnishing such consideration; 2830

(5) Fully audited financial information as to the earnings 2831
and financial condition of each acquiring party for its 2832
preceding five fiscal years, or for such lesser period as the 2833
acquiring party and any of its predecessors shall have been in 2834
existence, and similar unaudited information as of a date not 2835
earlier than ninety days prior to the filing of the statement; 2836

(6) Any plans or proposals which each acquiring party may 2837
have to liquidate such domestic insurer, to sell its assets or 2838
merge or consolidate it with any person, or to make any other 2839
material change in its business or corporate structure or 2840
management; 2841

(7) The number of shares of any security of such issuer or 2842
such controlling person that each acquiring party proposes to 2843
acquire, and the terms of the offer, request, invitation, 2844
agreement, or acquisition, and a statement as to the method by 2845
which the fairness of the proposal was determined; 2846

(8) The amount of each class of any security of such 2847
issuer or such controlling person which is beneficially owned or 2848
concerning which there is a right to acquire beneficial 2849
ownership by each acquiring party; 2850

(9) A full description of any contracts, arrangements, or 2851
understandings with respect to any security of such issuer or 2852
such controlling person in which any acquiring party is 2853
involved, including but not limited to transfer of any of the 2854
securities, joint ventures, loan or option arrangements, puts or 2855
calls, guarantees of loans, guarantees against loss or 2856
guarantees of profits, division of losses or profits, or the 2857
giving or withholding of proxies. The description shall identify 2858
the persons with whom such contracts, arrangements, or 2859
understandings have been made. 2860

(10) A description of the purchase of any security of such 2861
issuer or such controlling person during the year preceding the 2862
filing of the statement, by any acquiring party, including the 2863
dates of purchase, names of the purchasers, and consideration 2864
paid or agreed to be paid therefor; 2865

(11) A description of any recommendations to purchase any 2866
security of such issuer or such controlling person made during 2867
the year preceding the filing of the statement, by any acquiring 2868
party, or by anyone based upon interviews or at the suggestion 2869
of the acquiring party; 2870

(12) Copies of all tender offers for, requests, or 2871
invitations for tenders of, exchange offers for, and agreements 2872
to acquire or exchange any securities of such issuer or such 2873
controlling person, and, if distributed, of additional 2874
solicitation material relating thereto; 2875

(13) The terms of any agreement, contract, or 2876
understanding made with or proposed to be made with any broker 2877
or dealer as to solicitation of securities of such issuer or 2878
such controlling person for tender, and the amount of any fees, 2879
commissions, or other compensation to be paid to brokers or 2880
dealers with regard thereto; 2881

(14) With respect to proposed affiliations between 2882
depository institutions or any affiliate thereof, within the 2883
meaning of Title I, section 104(c) of the "Gramm-Leach-Bliley 2884
Act," Pub. L. No. 106-102, 113 Stat. 1338 (1999), and a domestic 2885
insurer, the proposed effective date of the acquisition or 2886
change of control; 2887

(15) An agreement by the person required to file the 2888
statement required by division (B) of this section that the 2889
person will provide the annual registration required by division 2890
(K) of section 3901.33 of the Revised Code for so long as the 2891
person has control of the domestic insurer; 2892

(16) An acknowledgment by the person required to file the 2893
statement required by division (B) of this section that the 2894
person and all subsidiaries within the person's control in the 2895
insurance holding company system will provide information to the 2896
superintendent upon request as necessary to evaluate enterprise 2897
risk to the insurer; 2898

(17) Such additional information as the superintendent may 2899

by rule prescribe as necessary or appropriate for the protection 2900
of policyholders of the domestic insurer or in the public 2901
interest. 2902

(D) (1) If the person required to file the statement 2903
required by division (B) (2) of this section is a partnership, 2904
limited partnership, syndicate, or other group, the 2905
superintendent may require that the information required by 2906
division (C) of this section be furnished with respect to each 2907
partner of such partnership or limited partnership, each member 2908
of such syndicate or group, and each person that controls such 2909
partner or member. If any such partner, member, or person is a 2910
corporation, or the person required to file the statement is a 2911
corporation, the superintendent may require that the information 2912
required by division (C) of this section be furnished with 2913
respect to the corporation, each officer and director of the 2914
corporation, and each person that is directly or indirectly the 2915
beneficial owner of more than ten per cent of the outstanding 2916
voting securities of the corporation. 2917

(2) If any material change occurs in the facts set forth 2918
in the statement required by division (B) (2) of this section, an 2919
amendment setting forth such change, together with copies of all 2920
documents and other material relevant to the change, shall be 2921
filed with the superintendent by the person subject to division 2922
(B) (2) of this section and sent to the domestic insurer within 2923
two business days after such person learns of the occurrence of 2924
the material change. 2925

(E) If any offer, request, invitation, agreement, or 2926
acquisition described in division (B) (1) of this section is 2927
proposed to be made by means of a registration statement under 2928
the "Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. 78a, or 2929

in circumstances requiring the disclosure of similar information 2930
under the "Securities Exchange Act of 1934," 48 Stat. 881, 15 2931
U.S.C.A. 78a, or under a state law requiring similar 2932
registration or disclosure, the person required to file the 2933
statement required by division (B) (2) of this section may use 2934
such documents in furnishing the information required by that 2935
statement. 2936

(F) (1) The superintendent shall approve any merger or 2937
other acquisition of control described in division (B) (1) of 2938
this section unless, after a public hearing, the superintendent 2939
finds that any of the following apply: 2940

(a) After the change of control, the domestic insurer 2941
would not be able to satisfy the requirements for the issuance 2942
of a license to write the line or lines of insurance for which 2943
it is presently licensed; 2944

(b) The effect of the merger or other acquisition of 2945
control would be substantially to lessen competition in 2946
insurance in this state or tend to create a monopoly; 2947

(c) The financial condition of any acquiring party is such 2948
as might jeopardize the financial stability of the domestic 2949
insurer, or prejudice the interests of its policyholders; 2950

(d) The plans or proposals that the acquiring party has to 2951
liquidate the domestic insurer, sell its assets, or consolidate 2952
or merge it with any person, or to make any other material 2953
change in its business or corporate structure or management, are 2954
unfair and unreasonable to policyholders of the domestic insurer 2955
and not in the public interest; 2956

(e) The competence, experience, and integrity of those 2957
persons that would control the operation of the domestic insurer 2958

are such that it would not be in the interest of policyholders 2959
of the domestic insurer and of the public to permit the merger 2960
or other acquisition of control; 2961

(f) The acquisition is likely to be hazardous or 2962
prejudicial to the insurance-buying public. 2963

(2) (a) Chapter 119. of the Revised Code, except for 2964
section 119.09 of the Revised Code, applies to any hearing held 2965
under division (F) (1) of this section, including the notice of 2966
the hearing, the conduct of the hearing, the orders issued 2967
pursuant to it, the review of the orders, and all other matters 2968
relating to the holding of the hearing, but only to the extent 2969
that Chapter 119. of the Revised Code is not inconsistent or in 2970
conflict with this section. 2971

(b) The notice of a hearing required under this division 2972
shall be transmitted by personal service, certified mail, e- 2973
mail, or any other method designed to ensure and confirm receipt 2974
of the notice, to the persons and addresses designated to 2975
receive notices and correspondence in the information statement 2976
filed under division (B) (2) of this section. Confirmation of 2977
receipt of the notice, including electronic "Read Receipt" 2978
confirmation, shall constitute evidence of compliance with the 2979
requirement of this section. The notice of hearing shall include 2980
the reasons for the proposed action and a statement informing 2981
the acquiring party that the party is entitled to a hearing. The 2982
notice also shall inform the acquiring party that at the hearing 2983
the acquiring party may appear in person, by attorney, or by 2984
such other representative as is permitted to practice before the 2985
superintendent, or that the acquiring party may present its 2986
position, arguments, or contentions in writing, and that at the 2987
hearing the acquiring party may present evidence and examine 2988

witnesses appearing for and against the acquiring party. A copy 2989
of the notice also shall be transmitted to attorneys or other 2990
representatives of record representing the acquiring party. 2991

(c) The hearing shall be held at the offices of the 2992
superintendent within ten calendar days, but not earlier than 2993
seven calendar days, of the date of transmission of the notice 2994
of hearing by any means, unless it is postponed or continued; 2995
but in no event shall the hearing be held unless notice is 2996
received at least three days prior to the hearing. The 2997
superintendent may postpone or continue the hearing upon receipt 2998
of a written request by an acquiring party, or upon the 2999
superintendent's motion, provided, however, a hearing in 3000
connection with a proposed change of control involving a 3001
depository institution or any affiliate thereof, within the 3002
meaning of Title I, section 104(c) of the "Gramm-Leach-Bliley 3003
Act," Pub. L. No. 106-102, 113 Stat. 1338 (1999), and a domestic 3004
insurer, may be postponed or continued only upon the request of 3005
an acquiring party, or upon the superintendent's motion when the 3006
acquiring party agrees in writing to extend the sixty-day period 3007
provided for in section 104(c) of the "Gramm-Leach-Bliley Act," 3008
by a number of days equal to the number of days of such 3009
postponement or continuance. 3010

(d) For the purpose of conducting any hearing held under 3011
this section, the superintendent may require the attendance of 3012
such witnesses and the production of such books, records, and 3013
papers as the superintendent desires, and may take the 3014
depositions of witnesses residing within or without the state in 3015
the same manner as is prescribed by law for the taking of 3016
depositions in civil actions in the court of common pleas, and 3017
for that purpose the superintendent may, and upon the request of 3018
an acquiring party shall, issue a subpoena for any witnesses or 3019

a subpoena duces tecum to compel the production of any books, 3020
records, or papers, directed to the sheriff of the county where 3021
such witness resides or is found, which shall be served and 3022
returned in the same manner as a subpoena in a criminal case is 3023
served and returned. The fees of the sheriff shall be the same 3024
as that allowed in the court of common pleas in criminal cases. 3025
Witnesses shall be paid the fees and mileage provided for under 3026
section 119.094 of the Revised Code. Fees and mileage shall be 3027
paid from the fund in the state treasury for the use of the 3028
superintendent in the same manner as other expenses of the 3029
superintendent are paid. In any case of disobedience or neglect 3030
of any subpoena served on any person or the refusal of any 3031
witness to testify in any matter regarding which the witness may 3032
lawfully be interrogated, the court of common pleas of any 3033
county where such disobedience, neglect, or refusal occurs or 3034
any judge thereof, on application by the superintendent, shall 3035
compel obedience by attachment proceedings for contempt, as in 3036
the case of disobedience of the requirements of a subpoena 3037
issued from the court or a refusal to testify therein. 3038

In any hearing held under this section, a record of the 3039
testimony, as provided by stenographic means or by use of audio 3040
electronic recording devices, as determined by the 3041
superintendent, and other evidence submitted shall be taken at 3042
the expense of the superintendent. The record shall include all 3043
of the testimony and other evidence, and rulings on the 3044
admissibility thereof, presented at the hearing. 3045

The superintendent shall pass upon the admissibility of 3046
evidence, but a party to the proceedings may at that time object 3047
to the rulings of the superintendent, and if the superintendent 3048
refuses to admit evidence, the party offering the evidence shall 3049
proffer the evidence. The proffer shall be made a part of the 3050

record of the hearing. 3051

In any hearing held under this section, the superintendent 3052
may call any person to testify under oath as upon cross- 3053
examination. The superintendent, or any one delegated by the 3054
superintendent to conduct a hearing, may administer oaths or 3055
affirmations. 3056

In any hearing under this section, the superintendent may 3057
appoint a hearing officer to conduct the hearing; the hearing 3058
officer has the same powers and authority in conducting the 3059
hearing as is granted to the superintendent. The hearing officer 3060
shall have been admitted to the practice of law in the state and 3061
be possessed of any additional qualifications as the 3062
superintendent requires. The hearing officer shall submit to the 3063
superintendent a written report setting forth the hearing 3064
officer's finding of fact and conclusions of law and a 3065
recommendation of the action to be taken by the superintendent. 3066
A copy of the written report and recommendation shall, within 3067
seven days of the date of filing thereof, be served upon the 3068
acquiring party or the acquiring party's attorney or other 3069
representative of record, by personal service, certified mail, 3070
electronic mail, or any other method designed to ensure and 3071
confirm receipt of the report. The acquiring party may, within 3072
three days of receipt of the copy of the written report and 3073
recommendation, file with the superintendent written objections 3074
to the report and recommendation, which objections the 3075
superintendent shall consider before approving, modifying, or 3076
disapproving the recommendation. The superintendent may grant 3077
extensions of time to the acquiring party within which to file 3078
such objections. No recommendation of the hearing officer shall 3079
be approved, modified, or disapproved by the superintendent 3080
until after three days following the service of the report and 3081

recommendation as provided in this section. The superintendent 3082
may order additional testimony to be taken or permit the 3083
introduction of further documentary evidence. The superintendent 3084
may approve, modify, or disapprove the recommendation of the 3085
hearing officer, and the order of the superintendent based on 3086
the report, recommendation, transcript of testimony, and 3087
evidence, or the objections of the acquiring party, and 3088
additional testimony and evidence shall have the same effect as 3089
if the hearing had been conducted by the superintendent. No such 3090
recommendation is final until confirmed and approved by the 3091
superintendent as indicated by the order entered in the record 3092
of proceedings, and if the superintendent modifies or 3093
disapproves the recommendations of the hearing officer, the 3094
reasons for the modification or disapproval shall be included in 3095
the record of proceedings. 3096

After the order is entered, the superintendent shall 3097
transmit in the manner and by any of the methods set forth in 3098
division (F)(2)(b) of this section a certified copy of the order 3099
and a statement of the time and method by which an appeal may be 3100
perfected. A copy of the order shall be mailed to the attorneys 3101
or other representatives of record representing the acquiring 3102
party. 3103

(e) An order of disapproval issued by the superintendent 3104
may be appealed to the court of common pleas ~~of Franklin county~~ 3105
in accordance with section 119.12 of the Revised Code by filing 3106
a notice of appeal with the superintendent and a copy of the 3107
notice of appeal with the court, within fifteen calendar days 3108
after the transmittal of the copy of the order of disapproval. 3109
The notice of appeal shall set forth the order appealed from and 3110
the grounds for appeal, in accordance with section 119.12 of the 3111
Revised Code. 3112

(3) The superintendent may retain at the acquiring party's 3113
expense any attorneys, actuaries, accountants, and other experts 3114
not otherwise a part of the superintendent's staff as may be 3115
reasonably necessary to assist the superintendent in reviewing 3116
the proposed acquisition of control. 3117

(G) This section does not apply to either of the 3118
following: 3119

(1) Any transaction that is subject to section 3921.14, or 3120
sections 3925.27 to 3925.31, 3941.35 to 3941.46, or section 3121
3953.19 of the Revised Code; 3122

(2) Any offer, request, invitation, agreement, or 3123
acquisition that the superintendent by order exempts from this 3124
section on either of the following bases: 3125

(a) It has not been made or entered into for the purpose 3126
and does not have the effect of changing or influencing the 3127
control of a domestic insurer; 3128

(b) It is not otherwise comprehended within the purposes 3129
of this section. 3130

(H) Nothing in this section or in any other section of 3131
Title XXXIX of the Revised Code shall be construed to impair the 3132
authority of the attorney general to investigate or prosecute 3133
actions under any state or federal antitrust law with respect to 3134
any merger or other acquisition involving domestic insurers. 3135

(I) In connection with a proposed change of control 3136
involving a depository institution or any affiliate thereof, 3137
within the meaning of Title I, section 104(c) of the "Gramm- 3138
Leach-Bliley Act," Pub. L. No. 106-102, 113 Stat. 1338 (1999), 3139
and a domestic insurer, not later than sixty days after the date 3140
of the notification of the proposed change in control submitted 3141

pursuant to division (B) (2) of this section, the superintendent 3142
shall make any determination that the person acquiring control 3143
of the insurer shall maintain or restore the capital of the 3144
insurer to the level required by the laws and regulations of 3145
this state. 3146

Sec. 3913.13. Any policyholder adversely affected by an 3147
order of the superintendent of insurance pursuant to division 3148
(F) of section 3913.11 of the Revised Code, may appeal to the 3149
court of common pleas ~~of Franklin county~~ pursuant to section 3150
119.12 of the Revised Code. 3151

Sec. 3913.23. Any policyholder adversely affected by an 3152
order of the superintendent of insurance pursuant to division 3153
(F) of section 3913.21 of the Revised Code, may appeal to the 3154
court of common pleas ~~of Franklin county~~ pursuant to section 3155
119.12 of the Revised Code. 3156

Sec. 5101.35. (A) As used in this section: 3157

(1) (a) "Agency" means the following entities that 3158
administer a family services program: 3159

(i) The department of job and family services; 3160

(ii) A county department of job and family services; 3161

(iii) A public children services agency; 3162

(iv) A private or government entity administering, in 3163
whole or in part, a family services program for or on behalf of 3164
the department of job and family services or a county department 3165
of job and family services or public children services agency. 3166

(b) If the department of medicaid contracts with the 3167
department of job and family services to hear appeals authorized 3168
by section 5160.31 of the Revised Code regarding medical 3169

assistance programs, "agency" includes the department of 3170
medicaid. 3171

(2) "Appellant" means an applicant, participant, former 3172
participant, recipient, or former recipient of a family services 3173
program who is entitled by federal or state law to a hearing 3174
regarding a decision or order of the agency that administers the 3175
program. 3176

(3) (a) "Family services program" means all of the 3177
following: 3178

(i) A Title IV-A program as defined in section 5101.80 of 3179
the Revised Code; 3180

(ii) Programs that provide assistance under Chapter 5104. 3181
of the Revised Code; 3182

(iii) Programs that provide assistance under section 3183
5101.141, 5101.461, 5101.54, 5119.41, 5153.163, or 5153.165 of 3184
the Revised Code; 3185

(iv) Title XX social services provided under section 3186
5101.46 of the Revised Code, other than such services provided 3187
by the department of mental health and addiction services, the 3188
department of developmental disabilities, a board of alcohol, 3189
drug addiction, and mental health services, or a county board of 3190
developmental disabilities. 3191

(b) If the department of medicaid contracts with the 3192
department of job and family services to hear appeals authorized 3193
by section 5160.31 of the Revised Code regarding medical 3194
assistance programs, "family services program" includes medical 3195
assistance programs. 3196

(4) "Medical assistance program" has the same meaning as 3197

in section 5160.01 of the Revised Code. 3198

(B) Except as provided by divisions (G) and (H) of this 3199
section, an appellant who appeals under federal or state law a 3200
decision or order of an agency administering a family services 3201
program shall, at the appellant's request, be granted a state 3202
hearing by the department of job and family services. This state 3203
hearing shall be conducted in accordance with rules adopted 3204
under this section. The state hearing shall be recorded, but 3205
neither the recording nor a transcript of the recording shall be 3206
part of the official record of the proceeding. Except as 3207
provided in section 5160.31 of the Revised Code, a state hearing 3208
decision is binding upon the agency and department, unless it is 3209
reversed or modified on appeal to the director of job and family 3210
services or a court of common pleas. 3211

(C) Except as provided by division (G) of this section, an 3212
appellant who disagrees with a state hearing decision may make 3213
an administrative appeal to the director of job and family 3214
services in accordance with rules adopted under this section. 3215
This administrative appeal does not require a hearing, but the 3216
director or the director's designee shall review the state 3217
hearing decision and previous administrative action and may 3218
affirm, modify, remand, or reverse the state hearing decision. 3219
An administrative appeal decision is the final decision of the 3220
department and, except as provided in section 5160.31 of the 3221
Revised Code, is binding upon the department and agency, unless 3222
it is reversed or modified on appeal to the court of common 3223
pleas. 3224

(D) An agency shall comply with a decision issued pursuant 3225
to division (B) or (C) of this section within the time limits 3226
established by rules adopted under this section. If a county 3227

department of job and family services or a public children 3228
services agency fails to comply within these time limits, the 3229
department may take action pursuant to section 5101.24 of the 3230
Revised Code. If another agency, other than the department of 3231
medicaid, fails to comply within the time limits, the department 3232
may force compliance by withholding funds due the agency or 3233
imposing another sanction established by rules adopted under 3234
this section. 3235

(E) An appellant who disagrees with an administrative 3236
appeal decision of the director of job and family services or 3237
the director's designee issued under division (C) of this 3238
section may appeal from the decision to the court of common 3239
pleas pursuant to section 119.12 of the Revised Code. The appeal 3240
shall be governed by section 119.12 of the Revised Code except 3241
that: 3242

~~(1) The person may appeal to the court of common pleas of 3243
the county in which the person resides, or to the court of 3244
common pleas of Franklin county if the person does not reside in 3245
this state. 3246~~

~~(2)~~ The person may apply to the court for designation as 3247
an indigent and, if the court grants this application, the 3248
appellant shall not be required to furnish the costs of the 3249
appeal. 3250

~~(3)~~ (2) The appellant shall mail the notice of appeal to 3251
the department of job and family services and file notice of 3252
appeal with the court within thirty days after the department 3253
mails the administrative appeal decision to the appellant. For 3254
good cause shown, the court may extend the time for mailing and 3255
filing notice of appeal, but such time shall not exceed six 3256
months from the date the department mails the administrative 3257

appeal decision. Filing notice of appeal with the court shall be 3258
the only act necessary to vest jurisdiction in the court. 3259

~~(4)~~(3) The department shall be required to file a 3260
transcript of the testimony of the state hearing with the court 3261
only if the court orders the department to file the transcript. 3262
The court shall make such an order only if it finds that the 3263
department and the appellant are unable to stipulate to the 3264
facts of the case and that the transcript is essential to a 3265
determination of the appeal. The department shall file the 3266
transcript not later than thirty days after the day such an 3267
order is issued. 3268

(F) The department of job and family services shall adopt 3269
rules in accordance with Chapter 119. of the Revised Code to 3270
implement this section, including rules governing the following: 3271

(1) State hearings under division (B) of this section. The 3272
rules shall include provisions regarding notice of eligibility 3273
termination and the opportunity of an appellant appealing a 3274
decision or order of a county department of job and family 3275
services to request a county conference with the county 3276
department before the state hearing is held. 3277

(2) Administrative appeals under division (C) of this 3278
section; 3279

(3) Time limits for complying with a decision issued under 3280
division (B) or (C) of this section; 3281

(4) Sanctions that may be applied against an agency under 3282
division (D) of this section. 3283

(G) The department of job and family services may adopt 3284
rules in accordance with Chapter 119. of the Revised Code 3285
establishing an appeals process for an appellant who appeals a 3286

decision or order regarding a Title IV-A program identified 3287
under division (A) (4) (c), (d), (e), (f), or (g) of section 3288
5101.80 of the Revised Code that is different from the appeals 3289
process established by this section. The different appeals 3290
process may include having a state agency that administers the 3291
Title IV-A program pursuant to an interagency agreement entered 3292
into under section 5101.801 of the Revised Code administer the 3293
appeals process. 3294

(H) If an appellant receiving medicaid through a health 3295
insuring corporation that holds a certificate of authority under 3296
Chapter 1751. of the Revised Code is appealing a denial of 3297
medicaid services based on lack of medical necessity or other 3298
clinical issues regarding coverage by the health insuring 3299
corporation, the person hearing the appeal may order an 3300
independent medical review if that person determines that a 3301
review is necessary. The review shall be performed by a health 3302
care professional with appropriate clinical expertise in 3303
treating the recipient's condition or disease. The department 3304
shall pay the costs associated with the review. 3305

A review ordered under this division shall be part of the 3306
record of the hearing and shall be given appropriate evidentiary 3307
consideration by the person hearing the appeal. 3308

(I) The requirements of Chapter 119. of the Revised Code 3309
apply to a state hearing or administrative appeal under this 3310
section only to the extent, if any, specifically provided by 3311
rules adopted under this section. 3312

Sec. 5164.38. (A) As used in this section: 3313

(1) "Party" has the same meaning as in division (G) of 3314
section 119.01 of the Revised Code. 3315

(2) "Revalidate" means to approve a medicaid provider's continued enrollment as a medicaid provider in accordance with the revalidation process established in rules authorized by section 5164.32 of the Revised Code.

(B) This section does not apply to either of the following:

(1) Any action taken or decision made by the department of medicaid with respect to entering into or refusing to enter into a contract with a managed care organization pursuant to section 5167.10 of the Revised Code;

(2) Any action taken by the department under division (D) (2) of section 5124.60, division (D) (1) or (2) of section 5124.61, or sections 5165.60 to 5165.89 of the Revised Code.

(C) Except as provided in division (E) of this section and section 5164.58 of the Revised Code, the department shall do any of the following by issuing an order pursuant to an adjudication conducted in accordance with Chapter 119. of the Revised Code:

(1) Refuse to enter into a provider agreement with a medicaid provider;

(2) Refuse to revalidate a medicaid provider's provider agreement;

(3) Suspend or terminate a medicaid provider's provider agreement;

(4) Take any action based upon a final fiscal audit of a medicaid provider.

(D) Any party who is adversely affected by the issuance of an adjudication order under division (C) of this section may appeal to the court of common pleas ~~of Franklin county~~ in

accordance with section 119.12 of the Revised Code. 3344

(E) The department is not required to comply with division 3345
(C) (1), (2), or (3) of this section whenever any of the 3346
following occur: 3347

(1) The terms of a provider agreement require the medicaid 3348
provider to hold a license, permit, or certificate or maintain a 3349
certification issued by an official, board, commission, 3350
department, division, bureau, or other agency of state or 3351
federal government other than the department of medicaid, and 3352
the license, permit, certificate, or certification has been 3353
denied, revoked, not renewed, suspended, or otherwise limited. 3354

(2) The terms of a provider agreement require the medicaid 3355
provider to hold a license, permit, or certificate or maintain 3356
certification issued by an official, board, commission, 3357
department, division, bureau, or other agency of state or 3358
federal government other than the department of medicaid, and 3359
the provider has not obtained the license, permit, certificate, 3360
or certification. 3361

(3) The medicaid provider's application for a provider 3362
agreement is denied, or the provider's provider agreement is 3363
terminated or not revalidated, because of or pursuant to any of 3364
the following: 3365

(a) The termination, refusal to renew, or denial of a 3366
license, permit, certificate, or certification by an official, 3367
board, commission, department, division, bureau, or other agency 3368
of this state other than the department of medicaid, 3369
notwithstanding the fact that the provider may hold a license, 3370
permit, certificate, or certification from an official, board, 3371
commission, department, division, bureau, or other agency of 3372

another state;	3373
(b) Division (D) or (E) of section 5164.35 of the Revised Code;	3374 3375
(c) The provider's termination, suspension, or exclusion from the medicare program or from another state's medicaid program and, in either case, the termination, suspension, or exclusion is binding on the provider's participation in the medicaid program in this state;	3376 3377 3378 3379 3380
(d) The provider's pleading guilty to or being convicted of a criminal activity materially related to either the medicare or medicaid program;	3381 3382 3383
(e) The provider or its owner, officer, authorized agent, associate, manager, or employee having been convicted of one of the offenses that caused the provider's provider agreement to be suspended pursuant to section 5164.36 of the Revised Code;	3384 3385 3386 3387
(f) The provider's failure to provide the department the national provider identifier assigned the provider by the national provider system pursuant to 45 C.F.R. 162.408.	3388 3389 3390
(4) The medicaid provider's application for a provider agreement is denied, or the provider's provider agreement is terminated or suspended, as a result of action by the United States department of health and human services and that action is binding on the provider's medicaid participation.	3391 3392 3393 3394 3395
(5) The medicaid provider's provider agreement and medicaid payments to the provider are suspended under section 5164.36 or 5164.37 of the Revised Code.	3396 3397 3398
(6) The medicaid provider's application for a provider agreement is denied because the provider's application was not	3399 3400

complete; 3401

(7) The medicaid provider's provider agreement is 3402
converted under section 5164.32 of the Revised Code from a 3403
provider agreement that is not time-limited to a provider 3404
agreement that is time-limited. 3405

(8) Unless the medicaid provider is a nursing facility or 3406
ICF/IID, the provider's provider agreement is not revalidated 3407
pursuant to division (B)(1) of section 5164.32 of the Revised 3408
Code. 3409

(9) The medicaid provider's provider agreement is 3410
suspended, terminated, or not revalidated because of either of 3411
the following: 3412

(a) Any reason authorized or required by one or more of 3413
the following: 42 C.F.R. 455.106, 455.23, 455.416, 455.434, or 3414
455.450; 3415

(b) The provider has not billed or otherwise submitted a 3416
medicaid claim for two years or longer. 3417

(F) In the case of a medicaid provider described in 3418
division (E)(3)(f), (6), (7), or (9)(b) of this section, the 3419
department may take its action by sending a notice explaining 3420
the action to the provider. The notice shall be sent to the 3421
medicaid provider's address on record with the department. The 3422
notice may be sent by regular mail. 3423

(G) The department may withhold payments for medicaid 3424
services rendered by a medicaid provider during the pendency of 3425
proceedings initiated under division (C)(1), (2), or (3) of this 3426
section. If the proceedings are initiated under division (C)(4) 3427
of this section, the department may withhold payments only to 3428
the extent that they equal amounts determined in a final fiscal 3429

audit as being due the state. This division does not apply if 3430
the department fails to comply with section 119.07 of the 3431
Revised Code, requests a continuance of the hearing, or does not 3432
issue a decision within thirty days after the hearing is 3433
completed. This division does not apply to nursing facilities 3434
and ICFs/IID. 3435

Section 2. That existing sections 109.02, 119.12, 124.34, 3436
956.11, 956.15, 1901.02, 1901.021, 1901.041, 2301.03, 3794.09, 3437
3901.321, 3913.13, 3913.23, 5101.35, and 5164.38 of the Revised 3438
Code are hereby repealed. 3439

Section 3. (A) All cases arising in Perry Township in Wood 3440
County that are pending in the Fostoria branch of the Tiffin- 3441
Fostoria Municipal Court on the effective date of this section 3442
shall be adjudicated by the Fostoria branch of the Tiffin- 3443
Fostoria Municipal Court. All cases arising in Perry Township in 3444
Wood County on or after the effective date of this section shall 3445
be brought before the Bowling Green Municipal Court. 3446

(B) All cases arising in Washington Township in Hancock 3447
County that are pending in the Fostoria branch of the Tiffin- 3448
Fostoria Municipal Court on the effective date of this section 3449
shall be adjudicated by the Fostoria branch of the Tiffin- 3450
Fostoria Municipal Court. All cases arising in Washington 3451
Township in Hancock County on or after the effective date of 3452
this section shall be brought before the Findlay Municipal 3453
Court. 3454

(C) All cases that are pending in the Tenth District Court 3455
of Appeals on the effective date of this section and that were 3456
appropriately filed in that court shall be adjudicated by the 3457
Tenth District Court of Appeals. All cases that, prior to the 3458
effective date of this section, would have been solely within 3459

the jurisdiction on appeal of the Tenth District Court of Appeals, and that on the effective date of this section are pending in a common pleas court that is an appropriate venue and are not pending in the Tenth District Court of Appeals, shall be adjudicated by that court of common pleas and shall remain solely within the jurisdiction on appeal of the Tenth District Court of Appeals, on and after the effective date of this section.

(D) If, on or after the effective date of this section, a court of appeals other than the Tenth District Court of Appeals or a court of common pleas within the territory of a court of appeals other than the Tenth District Court of Appeals is considering any matter that, prior to the effective date of this section, would have been solely within the jurisdiction on appeal of the Tenth District Court of Appeals, all of the following apply:

(1) The court of appeals or court of common pleas considering the matter may consider judicial decisions of the Franklin County Court of Common Pleas and the Tenth District Court of Appeals that were decided prior to the effective date of this section in deciding the matter.

(2) The judicial decisions of the Franklin County Court of Common Pleas and the Tenth District Court of Appeals that were decided prior to the effective date of this section are not binding on the court of appeals or court of common pleas considering the matter.

(3) The court of appeals or court of common pleas considering the matter is not required to issue any findings of fact explaining why the court, in deciding the matter, did not consider or follow any precedent on the matter set forth in any

judicial decision of the Franklin County Court of Common Pleas 3490
or the Tenth District Court of Appeals. 3491

Section 4. Section 119.12 of the Revised Code is presented 3492
in this act as a composite of the section as amended by both 3493
H.B. 52 and H.B. 64 of the 131st General Assembly. The General 3494
Assembly, applying the principle stated in division (B) of 3495
section 1.52 of the Revised Code that amendments are to be 3496
harmonized if reasonably capable of simultaneous operation, 3497
finds that the composite is the resulting version of the section 3498
in effect prior to the effective date of the section as 3499
presented in this act. 3500