

Executive

As Passed by the House

As Passed by the Senate

As Enacted

PUBCD5 Representation of Children Committed to the Department of Youth Services

R.C. 120.06, 5139.04, Section 812.10

(1) Authorizes the State Public Defender to provide legal representation and services to a child committed to the Department of Youth Services relative to the fact, duration, and conditions of the child's confinement.

(2) Specifies that the authorization described in above provision (1) does not authorize the State Public Defender to represent a child

R.C. 120.06, 5139.04, Section 812.20

(1) Same as the Executive.

(2) Same as the Executive.

R.C. 120.06, 5139.04, Section 812.20

(1) Replaces the Executive provision with a provision that does the following: (a) provides that the State Public Defender, when designated by the court or requested by a county or joint county public defender, the Director of Rehabilitation and Correction, or the Director of Youth Services, must provide legal representation to a child confined in a facility operated, or contracted for, by the Department of Youth Services, with regard to administrative issues that may extend the period of the child's confinement in a facility operated, or contracted for, by the Department of Youth Services, unless the State Public Defender finds that the child is financially able to retain the child's own counsel and (b) authorizes the State Public Defender to conduct a legal assistance referral service for children committed to the Department of Youth Services relative to conditions of confinement claims, but prohibits the State Public Defender from representing a child in court on any claims arising out of the operation of the legal assistance referral service.

(2) Same as the Executive.

R.C. 120.06, 5139.04, Sections 353.10, 812.20

(1) Same as the Senate, but removes provision (a) requiring the State Public Defender, when designated by the court or requested by a county or joint county public defender, the Director of Rehabilitation and Correction, or the Director of Youth Services, to provide legal representation to a child confined in a facility operated, or contracted for, by the Department of Youth Services, with regard to administrative issues that may extend the period of the child's confinement in a facility operated, or contracted for, by the Department of Youth Services, unless the State Public Defender finds that the child is financially able to retain the child's own counsel.

(2) Same as the Executive.

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<p>committed to the Department of Youth Services in general civil matters arising solely out of state law.</p>			
<p>(3) Requires the Department of Youth Services to give the State Public Defender access to the child and any Department of Youth Services institution or record that the State Public Defender needs to provide authorized representation and services.</p>	<p>(3) Same as the Executive.</p>	<p>(3) Same as the Executive, but adds the limitation of "reasonable" access.</p>	<p>(3) Same as the Senate.</p>
<p>(4) Subjects provisions (1), (2), and (3) above to the referendum and sets an effective date on the 91st day after the act is filed with the Secretary of State (barring the filing of a referendum petition).</p>	<p>(4) Replaces the Executive provision with a provision that sets an effective date of July 1, 2013.</p>	<p>(4) Same as the House.</p>	<p>(4) Same as the House.</p>
<p>Fiscal effect: The State Public Defender has made no decision as to the funding source and likely annual expenditure amount.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: The cost of the State Public Defender's provision of certain legal representation and services to children committed to DYS will be up to \$200,000 or more annually. The bill establishes GSF Fund 1010 appropriation item 019607, Juvenile Legal Assistance, with an appropriation of \$200,000 in each fiscal year to reflect cash to be transferred from the Department of Youth Services' (DYS) budget to help pay for the cost.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
PUBCD1 Indigent Defense Office			
<p>Section: 353.10</p> <p>Requires GRF appropriation item 019404, Trumbull County - State Share, and SSR Fund 4X70 appropriation item 019610, Trumbull County - County Share, be used to support an indigent defense office for Trumbull County.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>
PUBCD2 Multi-County Office			
<p>Section: 353.10</p> <p>Requires GRF appropriation item 019403, Multi-County: State Share, and SSR Fund 4C70 appropriation item 019601, Multi-County: County Share, be used to support the Commission's Multi-County Branch Office Program.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>

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PUBCD3 Training Account			
<p>Section: 353.10</p> <p>Requires GRF appropriation item 019405, Training Account, be used to provide legal training programs at no cost for private appointed counsel who represent at least one indigent person at no cost and for state and county public defenders and attorneys who contract with the Ohio Public Defender to provide indigent defense services.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>
PUBCD4 Federal Representation			
<p>Section: 353.10</p> <p>Requires that FED Fund 3S80 appropriation item 019608, Federal Representation, be used to receive reimbursements from the federal courts for providing legal representation in federal court cases and to support representation in such cases.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>	<p>Section: 353.10</p> <p>Same as the Executive.</p>