

As Introduced

**125th General Assembly
Regular Session
2003-2004**

H. B. No. 26

Representatives Raga, Schneider

A BILL

To amend section 2301.02 of the Revised Code to add 1
one additional judge for the general division of 2
the Warren County Court of Common Pleas to be 3
elected in 2004. 4

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

Section 1. That section 2301.02 of the Revised Code be 5
amended to read as follows: 6

Sec. 2301.02. The number of judges of the court of common 7
pleas for each county, the time for the next election of the 8
judges in the several counties, and the beginning of their terms 9
shall be as follows: 10

(A) In Adams, Ashland, Fayette, and Pike counties, one judge, 11
elected in 1956, term to begin February 9, 1957; 12

In Brown, Crawford, Defiance, Highland, Holmes, Morgan, 13
Ottawa, and Union counties, one judge, to be elected in 1954, term 14
to begin February 9, 1955; 15

In Auglaize county, one judge, to be elected in 1956, term to 16
begin January 9, 1957; 17

In Coshocton, Darke, Fulton, Gallia, Guernsey, Hardin, 18
Jackson, Knox, Logan, Madison, Mercer, Monroe, Morrow, Paulding, 19

Vinton, and Wyandot counties, one judge, to be elected in 1956,	20
term to begin January 1, 1957;	21
In Carroll, Champaign, Clinton, Hocking, Meigs, Pickaway,	22
Preble, Shelby, Van Wert, and Williams counties, one judge, to be	23
elected in 1952, term to begin January 1, 1953;	24
In Harrison and Noble counties, one judge, to be elected in	25
1954, term to begin April 18, 1955;	26
In Henry and Putnam counties, one judge, to be elected in	27
1956, term to begin May 9, 1957;	28
In Huron county, one judge, to be elected in 1952, term to	29
begin May 14, 1953;	30
In Perry county, one judge, to be elected in 1954, term to	31
begin July 6, 1956;	32
In Sandusky county, two judges, one to be elected in 1954,	33
term to begin February 10, 1955, and one to be elected in 1978,	34
term to begin January 1, 1979;	35
(B) In Allen county, three judges, one to be elected in 1956,	36
term to begin February 9, 1957, the second to be elected in 1958,	37
term to begin January 1, 1959, and the third to be elected in	38
1992, term to begin January 1, 1993;	39
In Ashtabula county, three judges, one to be elected in 1954,	40
term to begin February 9, 1955, one to be elected in 1960, term to	41
begin January 1, 1961, and one to be elected in 1978, term to	42
begin January 2, 1979;	43
In Athens county, two judges, one to be elected in 1954, term	44
to begin February 9, 1955, and one to be elected in 1990, term to	45
begin July 1, 1991;	46
In Erie county, two judges, one to be elected in 1956, term	47
to begin January 1, 1957, and the second to be elected in 1970,	48
term to begin January 2, 1971;	49

In Fairfield county, three judges, one to be elected in 1954, 50
term to begin February 9, 1955, the second to be elected in 1970, 51
term to begin January 1, 1971, and the third to be elected in 52
1994, term to begin January 2, 1995; 53

In Geauga county, two judges, one to be elected in 1956, term 54
to begin January 1, 1957, and the second to be elected in 1976, 55
term to begin January 6, 1977; 56

In Greene county, four judges, one to be elected in 1956, 57
term to begin February 9, 1957, the second to be elected in 1960, 58
term to begin January 1, 1961, the third to be elected in 1978, 59
term to begin January 2, 1979, and the fourth to be elected in 60
1994, term to begin January 1, 1995; 61

In Hancock county, two judges, one to be elected in 1952, 62
term to begin January 1, 1953, and the second to be elected in 63
1978, term to begin January 1, 1979; 64

In Lawrence county, two judges, one to be elected in 1954, 65
term to begin February 9, 1955, and the second to be elected in 66
1976, term to begin January 1, 1977; 67

In Marion county, three judges, one to be elected in 1952, 68
term to begin January 1, 1953, the second to be elected in 1976, 69
term to begin January 2, 1977, and the third to be elected in 70
1998, term to begin February 9, 1999; 71

In Medina county, three judges, one to be elected in 1956, 72
term to begin January 1, 1957, the second to be elected in 1966, 73
term to begin January 1, 1967, and the third to be elected in 74
1994, term to begin January 1, 1995; 75

In Miami county, two judges, one to be elected in 1954, term 76
to begin February 9, 1955, and one to be elected in 1970, term to 77
begin on January 1, 1971; 78

In Muskingum county, three judges, one to be elected in 1968, 79

term to begin August 9, 1969, one to be elected in 1978, term to 80
begin January 1, 1979, and one to be elected in 2002, term to 81
begin January 2, 2003; 82

In Portage county, three judges, one to be elected in 1956, 83
term to begin January 1, 1957, the second to be elected in 1960, 84
term to begin January 1, 1961, and the third to be elected in 85
1986, term to begin January 2, 1987; 86

In Ross county, two judges, one to be elected in 1956, term 87
to begin February 9, 1957, and the second to be elected in 1976, 88
term to begin January 1, 1977; 89

In Scioto county, three judges, one to be elected in 1954, 90
term to begin February 10, 1955, the second to be elected in 1960, 91
term to begin January 1, 1961, and the third to be elected in 92
1994, term to begin January 2, 1995; 93

In Seneca county, two judges, one to be elected in 1956, term 94
to begin January 1, 1957, and the second to be elected in 1986, 95
term to begin January 2, 1987; 96

In Warren county, ~~three~~ four judges, one to be elected in 97
1954, term to begin February 9, 1955, the second to be elected in 98
1970, term to begin January 1, 1971, ~~and~~ the third to be elected 99
in 1986, term to begin January 1, 1987, and the fourth to be 100
elected in 2004, term to begin January 2, 2005; 101

In Washington county, two judges, one to be elected in 1952, 102
term to begin January 1, 1953, and one to be elected in 1986, term 103
to begin January 1, 1987; 104

In Wood county, three judges, one to be elected in 1968, term 105
beginning January 1, 1969, the second to be elected in 1970, term 106
to begin January 2, 1971, and the third to be elected in 1990, 107
term to begin January 1, 1991; 108

In Belmont and Jefferson counties, two judges, to be elected 109

in 1954, terms to begin January 1, 1955, and February 9, 1955, 110
respectively; 111

In Clark county, four judges, one to be elected in 1952, term 112
to begin January 1, 1953, the second to be elected in 1956, term 113
to begin January 2, 1957, the third to be elected in 1986, term to 114
begin January 3, 1987, and the fourth to be elected in 1994, term 115
to begin January 2, 1995. 116

In Clermont county, four judges, one to be elected in 1956, 117
term to begin January 1, 1957, the second to be elected in 1964, 118
term to begin January 1, 1965, the third to be elected in 1982, 119
term to begin January 2, 1983, and the fourth to be elected in 120
1986, term to begin January 2, 1987; 121

In Columbiana county, two judges, one to be elected in 1952, 122
term to begin January 1, 1953, and the second to be elected in 123
1956, term to begin January 1, 1957; 124

In Delaware county, two judges, one to be elected in 1990, 125
term to begin February 9, 1991, the second to be elected in 1994, 126
term to begin January 1, 1995; 127

In Lake county, six judges, one to be elected in 1958, term 128
to begin January 1, 1959, the second to be elected in 1960, term 129
to begin January 2, 1961, the third to be elected in 1964, term to 130
begin January 3, 1965, the fourth and fifth to be elected in 1978, 131
terms to begin January 4, 1979, and January 5, 1979, respectively, 132
and the sixth to be elected in 2000, term to begin January 6, 133
2001; 134

In Licking county, three judges, one to be elected in 1954, 135
term to begin February 9, 1955, one to be elected in 1964, term to 136
begin January 1, 1965, and one to be elected in 1990, term to 137
begin January 1, 1991; 138

In Lorain county, eight judges, two to be elected in 1952, 139
terms to begin January 1, 1953, and January 2, 1953, respectively, 140

one to be elected in 1958, term to begin January 3, 1959, one to 141
be elected in 1968, term to begin January 1, 1969, two to be 142
elected in 1988, terms to begin January 4, 1989, and January 5, 143
1989, respectively, and two to be elected in 1998, terms to begin 144
January 2, 1999, and January 3, 1999, respectively; 145

In Butler county, ten judges, one to be elected in 1956, term 146
to begin January 1, 1957; two to be elected in 1954, terms to 147
begin January 1, 1955, and February 9, 1955, respectively; one to 148
be elected in 1968, term to begin January 2, 1969; one to be 149
elected in 1986, term to begin January 3, 1987; two to be elected 150
in 1988, terms to begin January 1, 1989, and January 2, 1989, 151
respectively; one to be elected in 1992, term to begin January 4, 152
1993; and two to be elected in 2002, terms to begin January 2, 153
2003, and January 3, 2003, respectively; 154

In Richland county, three judges, one to be elected in 1956, 155
term to begin January 1, 1957, the second to be elected in 1960, 156
term to begin February 9, 1961, and the third to be elected in 157
1968, term to begin January 2, 1969; 158

In Tuscarawas county, two judges, one to be elected in 1956, 159
term to begin January 1, 1957, and the second to be elected in 160
1960, term to begin January 2, 1961; 161

In Wayne county, two judges, one to be elected in 1956, term 162
beginning January 1, 1957, and one to be elected in 1968, term to 163
begin January 2, 1969; 164

In Trumbull county, six judges, one to be elected in 1952, 165
term to begin January 1, 1953, the second to be elected in 1954, 166
term to begin January 1, 1955, the third to be elected in 1956, 167
term to begin January 1, 1957, the fourth to be elected in 1964, 168
term to begin January 1, 1965, the fifth to be elected in 1976, 169
term to begin January 2, 1977, and the sixth to be elected in 170
1994, term to begin January 3, 1995; 171

(C) In Cuyahoga county, thirty-nine judges; eight to be 172
elected in 1954, terms to begin on successive days beginning from 173
January 1, 1955, to January 7, 1955, and February 9, 1955, 174
respectively; eight to be elected in 1956, terms to begin on 175
successive days beginning from January 1, 1957, to January 8, 176
1957; three to be elected in 1952, terms to begin from January 1, 177
1953, to January 3, 1953; two to be elected in 1960, terms to 178
begin on January 8, 1961, and January 9, 1961, respectively; two 179
to be elected in 1964, terms to begin January 4, 1965, and January 180
5, 1965, respectively; one to be elected in 1966, term to begin on 181
January 10, 1967; four to be elected in 1968, terms to begin on 182
successive days beginning from January 9, 1969, to January 12, 183
1969; two to be elected in 1974, terms to begin on January 18, 184
1975, and January 19, 1975, respectively; five to be elected in 185
1976, terms to begin on successive days beginning January 6, 1977, 186
to January 10, 1977; two to be elected in 1982, terms to begin 187
January 11, 1983, and January 12, 1983, respectively; and two to 188
be elected in 1986, terms to begin January 13, 1987, and January 189
14, 1987, respectively; 190

In Franklin county, twenty-one judges; two to be elected in 191
1954, terms to begin January 1, 1955, and February 9, 1955, 192
respectively; four to be elected in 1956, terms to begin January 193
1, 1957, to January 4, 1957; four to be elected in 1958, terms to 194
begin January 1, 1959, to January 4, 1959; three to be elected in 195
1968, terms to begin January 5, 1969, to January 7, 1969; three to 196
be elected in 1976, terms to begin on successive days beginning 197
January 5, 1977, to January 7, 1977; one to be elected in 1982, 198
term to begin January 8, 1983; one to be elected in 1986, term to 199
begin January 9, 1987; two to be elected in 1990, terms to begin 200
July 1, 1991, and July 2, 1991, respectively; and one to be 201
elected in 1996, term to begin January 2, 1997; 202

In Hamilton county, twenty-one judges; eight to be elected in 203

1966, terms to begin January 1, 1967, January 2, 1967, and from 204
February 9, 1967, to February 14, 1967, respectively; five to be 205
elected in 1956, terms to begin from January 1, 1957, to January 206
5, 1957; one to be elected in 1964, term to begin January 1, 1965; 207
one to be elected in 1974, term to begin January 15, 1975; one to 208
be elected in 1980, term to begin January 16, 1981; two to be 209
elected at large in the general election in 1982, terms to begin 210
April 1, 1983; one to be elected in 1990, term to begin July 1, 211
1991; and two to be elected in 1996, terms to begin January 3, 212
1997, and January 4, 1997, respectively; 213

In Lucas county, fourteen judges; two to be elected in 1954, 214
terms to begin January 1, 1955, and February 9, 1955, 215
respectively; two to be elected in 1956, terms to begin January 1, 216
1957, and October 29, 1957, respectively; two to be elected in 217
1952, terms to begin January 1, 1953, and January 2, 1953, 218
respectively; one to be elected in 1964, term to begin January 3, 219
1965; one to be elected in 1968, term to begin January 4, 1969; 220
two to be elected in 1976, terms to begin January 4, 1977, and 221
January 5, 1977, respectively; one to be elected in 1982, term to 222
begin January 6, 1983; one to be elected in 1988, term to begin 223
January 7, 1989; one to be elected in 1990, term to begin January 224
2, 1991; and one to be elected in 1992, term to begin January 2, 225
1993; 226

In Mahoning county, seven judges; three to be elected in 227
1954, terms to begin January 1, 1955, January 2, 1955, and 228
February 9, 1955, respectively; one to be elected in 1956, term to 229
begin January 1, 1957; one to be elected in 1952, term to begin 230
January 1, 1953; one to be elected in 1968, term to begin January 231
2, 1969; and one to be elected in 1990, term to begin July 1, 232
1991; 233

In Montgomery county, fifteen judges; three to be elected in 234
1954, terms to begin January 1, 1955, January 2, 1955, and January 235

3, 1955, respectively; four to be elected in 1952, terms to begin 236
January 1, 1953, January 2, 1953, July 1, 1953, July 2, 1953, 237
respectively; one to be elected in 1964, term to begin January 3, 238
1965; one to be elected in 1968, term to begin January 3, 1969; 239
three to be elected in 1976, terms to begin on successive days 240
beginning January 4, 1977, to January 6, 1977; two to be elected 241
in 1990, terms to begin July 1, 1991, and July 2, 1991, 242
respectively; and one to be elected in 1992, term to begin January 243
1, 1993. 244

In Stark county, eight judges; one to be elected in 1958, 245
term to begin on January 2, 1959; two to be elected in 1954, terms 246
to begin on January 1, 1955, and February 9, 1955, respectively; 247
two to be elected in 1952, terms to begin January 1, 1953, and 248
April 16, 1953, respectively; one to be elected in 1966, term to 249
begin on January 4, 1967; and two to be elected in 1992, terms to 250
begin January 1, 1993, and January 2, 1993, respectively; 251

In Summit county, eleven judges; four to be elected in 1954, 252
terms to begin January 1, 1955, January 2, 1955, January 3, 1955, 253
and February 9, 1955, respectively; three to be elected in 1958, 254
terms to begin January 1, 1959, January 2, 1959, and May 17, 1959, 255
respectively; one to be elected in 1966, term to begin January 4, 256
1967; one to be elected in 1968, term to begin January 5, 1969; 257
one to be elected in 1990, term to begin May 1, 1991; and one to 258
be elected in 1992, term to begin January 6, 1993. 259

Notwithstanding the foregoing provisions, in any county 260
having two or more judges of the court of common pleas, in which 261
more than one-third of the judges plus one were previously elected 262
at the same election, if the office of one of those judges so 263
elected becomes vacant more than forty days prior to the second 264
general election preceding the expiration of that judge's term, 265
the office that that judge had filled shall be abolished as of the 266
date of the next general election, and a new office of judge of 267

the court of common pleas shall be created. The judge who is to 268
fill that new office shall be elected for a six-year term at the 269
next general election, and the term of that judge shall commence 270
on the first day of the year following that general election, on 271
which day no other judge's term begins, so that the number of 272
judges that the county shall elect shall not be reduced. 273

Judges of the probate division of the court of common pleas 274
are judges of the court of common pleas but shall be elected 275
pursuant to sections 2101.02 and 2101.021 of the Revised Code, 276
except in Adams, Harrison, Henry, Morgan, Morrow, Noble, and 277
Wyandot counties in which the judge of the court of common pleas 278
elected pursuant to this section also shall serve as judge of the 279
probate division. 280

Section 2. That existing section 2301.02 of the Revised Code 281
is hereby repealed. 282