

As Introduced

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

H. B. No. 86

Representative Hoops

A BILL

To amend sections 2151.07, 2301.02, and 2301.03 of
the Revised Code to add one additional judge to
the Henry County Court of Common Pleas to be
elected in 2004 as judge of the Domestic Relations
Division.

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

Section 1. That sections 2151.07, 2301.02, and 2301.03 of the
Revised Code be amended to read as follows:

Sec. 2151.07. The juvenile court is a court of record within
the court of common pleas. The juvenile court has and shall
exercise the powers and jurisdiction conferred in Chapters 2151.
and 2152. of the Revised Code.

Whenever the juvenile judge of the juvenile court is sick, is
absent from the county, or is unable to attend court, or the
volume of cases pending in court necessitates it, upon the request
of the administrative juvenile judge, the presiding judge of the
court of common pleas pursuant to division ~~(BB)~~(CC) of section
2301.03 of the Revised Code shall assign a judge of any division
of the court of common pleas of the county to act in the juvenile
judge's place or in conjunction with the juvenile judge. If no
judge of the court of common pleas is available for that purpose,

the chief justice of the supreme court shall assign a judge of the 21
court of common pleas, a juvenile judge, or a probate judge from a 22
different county to act in the place of that juvenile judge or in 23
conjunction with that juvenile judge. The assigned judge shall 24
receive the compensation and expenses for so serving that is 25
provided by law for judges assigned to hold court in courts of 26
common pleas. 27

Sec. 2301.02. The number of judges of the court of common 28
pleas for each county, the time for the next election of the 29
judges in the several counties, and the beginning of their terms 30
shall be as follows: 31

(A) In Adams, Ashland, Fayette, and Pike counties, one judge, 32
elected in 1956, term to begin February 9, 1957; 33

In Brown, Crawford, Defiance, Highland, Holmes, Morgan, 34
Ottawa, and Union counties, one judge, to be elected in 1954, term 35
to begin February 9, 1955; 36

In Auglaize county, one judge, to be elected in 1956, term to 37
begin January 9, 1957; 38

In Coshocton, Darke, Fulton, Gallia, Guernsey, Hardin, 39
Jackson, Knox, Logan, Madison, Mercer, Monroe, Morrow, Paulding, 40
Vinton, and Wyandot counties, one judge, to be elected in 1956, 41
term to begin January 1, 1957; 42

In Carroll, Champaign, Clinton, Hocking, Meigs, Pickaway, 43
Preble, Shelby, Van Wert, and Williams counties, one judge, to be 44
elected in 1952, term to begin January 1, 1953; 45

In Harrison and Noble counties, one judge, to be elected in 46
1954, term to begin April 18, 1955; 47

In Henry and county, two judges, one to be elected in 1956, 48
term to begin May 9, 1957, and one to be elected in 2004, term to 49
begin January 1, 2005; 50

<u>In Putnam counties county</u> , one judge, to be elected in 1956,	51
term to begin May 9, 1957;	52
In Huron county, one judge, to be elected in 1952, term to	53
begin May 14, 1953;	54
In Perry county, one judge, to be elected in 1954, term to	55
begin July 6, 1956;	56
In Sandusky county, two judges, one to be elected in 1954,	57
term to begin February 10, 1955, and one to be elected in 1978,	58
term to begin January 1, 1979;	59
(B) In Allen county, three judges, one to be elected in 1956,	60
term to begin February 9, 1957, the second to be elected in 1958,	61
term to begin January 1, 1959, and the third to be elected in	62
1992, term to begin January 1, 1993;	63
In Ashtabula county, three judges, one to be elected in 1954,	64
term to begin February 9, 1955, one to be elected in 1960, term to	65
begin January 1, 1961, and one to be elected in 1978, term to	66
begin January 2, 1979;	67
In Athens county, two judges, one to be elected in 1954, term	68
to begin February 9, 1955, and one to be elected in 1990, term to	69
begin July 1, 1991;	70
In Erie county, two judges, one to be elected in 1956, term	71
to begin January 1, 1957, and the second to be elected in 1970,	72
term to begin January 2, 1971;	73
In Fairfield county, three judges, one to be elected in 1954,	74
term to begin February 9, 1955, the second to be elected in 1970,	75
term to begin January 1, 1971, and the third to be elected in	76
1994, term to begin January 2, 1995;	77
In Geauga county, two judges, one to be elected in 1956, term	78
to begin January 1, 1957, and the second to be elected in 1976,	79
term to begin January 6, 1977;	80

In Greene county, four judges, one to be elected in 1956, 81
term to begin February 9, 1957, the second to be elected in 1960, 82
term to begin January 1, 1961, the third to be elected in 1978, 83
term to begin January 2, 1979, and the fourth to be elected in 84
1994, term to begin January 1, 1995; 85

In Hancock county, two judges, one to be elected in 1952, 86
term to begin January 1, 1953, and the second to be elected in 87
1978, term to begin January 1, 1979; 88

In Lawrence county, two judges, one to be elected in 1954, 89
term to begin February 9, 1955, and the second to be elected in 90
1976, term to begin January 1, 1977; 91

In Marion county, three judges, one to be elected in 1952, 92
term to begin January 1, 1953, the second to be elected in 1976, 93
term to begin January 2, 1977, and the third to be elected in 94
1998, term to begin February 9, 1999; 95

In Medina county, three judges, one to be elected in 1956, 96
term to begin January 1, 1957, the second to be elected in 1966, 97
term to begin January 1, 1967, and the third to be elected in 98
1994, term to begin January 1, 1995; 99

In Miami county, two judges, one to be elected in 1954, term 100
to begin February 9, 1955, and one to be elected in 1970, term to 101
begin on January 1, 1971; 102

In Muskingum county, three judges, one to be elected in 1968, 103
term to begin August 9, 1969, one to be elected in 1978, term to 104
begin January 1, 1979, and one to be elected in 2002, term to 105
begin January 2, 2003; 106

In Portage county, three judges, one to be elected in 1956, 107
term to begin January 1, 1957, the second to be elected in 1960, 108
term to begin January 1, 1961, and the third to be elected in 109
1986, term to begin January 2, 1987; 110

In Ross county, two judges, one to be elected in 1956, term	111
to begin February 9, 1957, and the second to be elected in 1976,	112
term to begin January 1, 1977;	113
In Scioto county, three judges, one to be elected in 1954,	114
term to begin February 10, 1955, the second to be elected in 1960,	115
term to begin January 1, 1961, and the third to be elected in	116
1994, term to begin January 2, 1995;	117
In Seneca county, two judges, one to be elected in 1956, term	118
to begin January 1, 1957, and the second to be elected in 1986,	119
term to begin January 2, 1987;	120
In Warren county, three judges, one to be elected in 1954,	121
term to begin February 9, 1955, the second to be elected in 1970,	122
term to begin January 1, 1971, and the third to be elected in	123
1986, term to begin January 1, 1987;	124
In Washington county, two judges, one to be elected in 1952,	125
term to begin January 1, 1953, and one to be elected in 1986, term	126
to begin January 1, 1987;	127
In Wood county, three judges, one to be elected in 1968, term	128
beginning January 1, 1969, the second to be elected in 1970, term	129
to begin January 2, 1971, and the third to be elected in 1990,	130
term to begin January 1, 1991;	131
In Belmont and Jefferson counties, two judges, to be elected	132
in 1954, terms to begin January 1, 1955, and February 9, 1955,	133
respectively;	134
In Clark county, four judges, one to be elected in 1952, term	135
to begin January 1, 1953, the second to be elected in 1956, term	136
to begin January 2, 1957, the third to be elected in 1986, term to	137
begin January 3, 1987, and the fourth to be elected in 1994, term	138
to begin January 2, 1995.	139
In Clermont county, four judges, one to be elected in 1956,	140

term to begin January 1, 1957, the second to be elected in 1964, 141
term to begin January 1, 1965, the third to be elected in 1982, 142
term to begin January 2, 1983, and the fourth to be elected in 143
1986, term to begin January 2, 1987; 144

In Columbiana county, two judges, one to be elected in 1952, 145
term to begin January 1, 1953, and the second to be elected in 146
1956, term to begin January 1, 1957; 147

In Delaware county, two judges, one to be elected in 1990, 148
term to begin February 9, 1991, the second to be elected in 1994, 149
term to begin January 1, 1995; 150

In Lake county, six judges, one to be elected in 1958, term 151
to begin January 1, 1959, the second to be elected in 1960, term 152
to begin January 2, 1961, the third to be elected in 1964, term to 153
begin January 3, 1965, the fourth and fifth to be elected in 1978, 154
terms to begin January 4, 1979, and January 5, 1979, respectively, 155
and the sixth to be elected in 2000, term to begin January 6, 156
2001; 157

In Licking county, three judges, one to be elected in 1954, 158
term to begin February 9, 1955, one to be elected in 1964, term to 159
begin January 1, 1965, and one to be elected in 1990, term to 160
begin January 1, 1991; 161

In Lorain county, eight judges, two to be elected in 1952, 162
terms to begin January 1, 1953, and January 2, 1953, respectively, 163
one to be elected in 1958, term to begin January 3, 1959, one to 164
be elected in 1968, term to begin January 1, 1969, two to be 165
elected in 1988, terms to begin January 4, 1989, and January 5, 166
1989, respectively, and two to be elected in 1998, terms to begin 167
January 2, 1999, and January 3, 1999, respectively; 168

In Butler county, ten judges, one to be elected in 1956, term 169
to begin January 1, 1957; two to be elected in 1954, terms to 170
begin January 1, 1955, and February 9, 1955, respectively; one to 171

be elected in 1968, term to begin January 2, 1969; one to be 172
elected in 1986, term to begin January 3, 1987; two to be elected 173
in 1988, terms to begin January 1, 1989, and January 2, 1989, 174
respectively; one to be elected in 1992, term to begin January 4, 175
1993; and two to be elected in 2002, terms to begin January 2, 176
2003, and January 3, 2003, respectively; 177

In Richland county, three judges, one to be elected in 1956, 178
term to begin January 1, 1957, the second to be elected in 1960, 179
term to begin February 9, 1961, and the third to be elected in 180
1968, term to begin January 2, 1969; 181

In Tuscarawas county, two judges, one to be elected in 1956, 182
term to begin January 1, 1957, and the second to be elected in 183
1960, term to begin January 2, 1961; 184

In Wayne county, two judges, one to be elected in 1956, term 185
beginning January 1, 1957, and one to be elected in 1968, term to 186
begin January 2, 1969; 187

In Trumbull county, six judges, one to be elected in 1952, 188
term to begin January 1, 1953, the second to be elected in 1954, 189
term to begin January 1, 1955, the third to be elected in 1956, 190
term to begin January 1, 1957, the fourth to be elected in 1964, 191
term to begin January 1, 1965, the fifth to be elected in 1976, 192
term to begin January 2, 1977, and the sixth to be elected in 193
1994, term to begin January 3, 1995; 194

(C) In Cuyahoga county, thirty-nine judges; eight to be 195
elected in 1954, terms to begin on successive days beginning from 196
January 1, 1955, to January 7, 1955, and February 9, 1955, 197
respectively; eight to be elected in 1956, terms to begin on 198
successive days beginning from January 1, 1957, to January 8, 199
1957; three to be elected in 1952, terms to begin from January 1, 200
1953, to January 3, 1953; two to be elected in 1960, terms to 201
begin on January 8, 1961, and January 9, 1961, respectively; two 202

to be elected in 1964, terms to begin January 4, 1965, and January 203
5, 1965, respectively; one to be elected in 1966, term to begin on 204
January 10, 1967; four to be elected in 1968, terms to begin on 205
successive days beginning from January 9, 1969, to January 12, 206
1969; two to be elected in 1974, terms to begin on January 18, 207
1975, and January 19, 1975, respectively; five to be elected in 208
1976, terms to begin on successive days beginning January 6, 1977, 209
to January 10, 1977; two to be elected in 1982, terms to begin 210
January 11, 1983, and January 12, 1983, respectively; and two to 211
be elected in 1986, terms to begin January 13, 1987, and January 212
14, 1987, respectively; 213

In Franklin county, twenty-one judges; two to be elected in 214
1954, terms to begin January 1, 1955, and February 9, 1955, 215
respectively; four to be elected in 1956, terms to begin January 216
1, 1957, to January 4, 1957; four to be elected in 1958, terms to 217
begin January 1, 1959, to January 4, 1959; three to be elected in 218
1968, terms to begin January 5, 1969, to January 7, 1969; three to 219
be elected in 1976, terms to begin on successive days beginning 220
January 5, 1977, to January 7, 1977; one to be elected in 1982, 221
term to begin January 8, 1983; one to be elected in 1986, term to 222
begin January 9, 1987; two to be elected in 1990, terms to begin 223
July 1, 1991, and July 2, 1991, respectively; and one to be 224
elected in 1996, term to begin January 2, 1997; 225

In Hamilton county, twenty-one judges; eight to be elected in 226
1966, terms to begin January 1, 1967, January 2, 1967, and from 227
February 9, 1967, to February 14, 1967, respectively; five to be 228
elected in 1956, terms to begin from January 1, 1957, to January 229
5, 1957; one to be elected in 1964, term to begin January 1, 1965; 230
one to be elected in 1974, term to begin January 15, 1975; one to 231
be elected in 1980, term to begin January 16, 1981; two to be 232
elected at large in the general election in 1982, terms to begin 233
April 1, 1983; one to be elected in 1990, term to begin July 1, 234

1991; and two to be elected in 1996, terms to begin January 3, 235
1997, and January 4, 1997, respectively; 236

In Lucas county, fourteen judges; two to be elected in 1954, 237
terms to begin January 1, 1955, and February 9, 1955, 238
respectively; two to be elected in 1956, terms to begin January 1, 239
1957, and October 29, 1957, respectively; two to be elected in 240
1952, terms to begin January 1, 1953, and January 2, 1953, 241
respectively; one to be elected in 1964, term to begin January 3, 242
1965; one to be elected in 1968, term to begin January 4, 1969; 243
two to be elected in 1976, terms to begin January 4, 1977, and 244
January 5, 1977, respectively; one to be elected in 1982, term to 245
begin January 6, 1983; one to be elected in 1988, term to begin 246
January 7, 1989; one to be elected in 1990, term to begin January 247
2, 1991; and one to be elected in 1992, term to begin January 2, 248
1993; 249

In Mahoning county, seven judges; three to be elected in 250
1954, terms to begin January 1, 1955, January 2, 1955, and 251
February 9, 1955, respectively; one to be elected in 1956, term to 252
begin January 1, 1957; one to be elected in 1952, term to begin 253
January 1, 1953; one to be elected in 1968, term to begin January 254
2, 1969; and one to be elected in 1990, term to begin July 1, 255
1991; 256

In Montgomery county, fifteen judges; three to be elected in 257
1954, terms to begin January 1, 1955, January 2, 1955, and January 258
3, 1955, respectively; four to be elected in 1952, terms to begin 259
January 1, 1953, January 2, 1953, July 1, 1953, July 2, 1953, 260
respectively; one to be elected in 1964, term to begin January 3, 261
1965; one to be elected in 1968, term to begin January 3, 1969; 262
three to be elected in 1976, terms to begin on successive days 263
beginning January 4, 1977, to January 6, 1977; two to be elected 264
in 1990, terms to begin July 1, 1991, and July 2, 1991, 265
respectively; and one to be elected in 1992, term to begin January 266

1, 1993. 267

In Stark county, eight judges; one to be elected in 1958, 268
term to begin on January 2, 1959; two to be elected in 1954, terms 269
to begin on January 1, 1955, and February 9, 1955, respectively; 270
two to be elected in 1952, terms to begin January 1, 1953, and 271
April 16, 1953, respectively; one to be elected in 1966, term to 272
begin on January 4, 1967; and two to be elected in 1992, terms to 273
begin January 1, 1993, and January 2, 1993, respectively; 274

In Summit county, eleven judges; four to be elected in 1954, 275
terms to begin January 1, 1955, January 2, 1955, January 3, 1955, 276
and February 9, 1955, respectively; three to be elected in 1958, 277
terms to begin January 1, 1959, January 2, 1959, and May 17, 1959, 278
respectively; one to be elected in 1966, term to begin January 4, 279
1967; one to be elected in 1968, term to begin January 5, 1969; 280
one to be elected in 1990, term to begin May 1, 1991; and one to 281
be elected in 1992, term to begin January 6, 1993. 282

Notwithstanding the foregoing provisions, in any county 283
having two or more judges of the court of common pleas, in which 284
more than one-third of the judges plus one were previously elected 285
at the same election, if the office of one of those judges so 286
elected becomes vacant more than forty days prior to the second 287
general election preceding the expiration of that judge's term, 288
the office that that judge had filled shall be abolished as of the 289
date of the next general election, and a new office of judge of 290
the court of common pleas shall be created. The judge who is to 291
fill that new office shall be elected for a six-year term at the 292
next general election, and the term of that judge shall commence 293
on the first day of the year following that general election, on 294
which day no other judge's term begins, so that the number of 295
judges that the county shall elect shall not be reduced. 296

Judges of the probate division of the court of common pleas 297
are judges of the court of common pleas but shall be elected 298

pursuant to sections 2101.02 and 2101.021 of the Revised Code, 299
except in Adams, Harrison, Henry, Morgan, Morrow, Noble, and 300
Wyandot counties in which the judge of the court of common pleas 301
elected pursuant to this section also shall serve as judge of the 302
probate division. 303

Sec. 2301.03. (A) In Franklin county, the judges of the court 304
of common pleas whose terms begin on January 1, 1953, January 2, 305
1953, January 5, 1969, January 5, 1977, and January 2, 1997, and 306
successors, shall have the same qualifications, exercise the same 307
powers and jurisdiction, and receive the same compensation as 308
other judges of the court of common pleas of Franklin county and 309
shall be elected and designated as judges of the court of common 310
pleas, division of domestic relations. They shall have all the 311
powers relating to juvenile courts, and all cases under Chapters 312
2151. and 2152. of the Revised Code, all parentage proceedings 313
under Chapter 3111. of the Revised Code over which the juvenile 314
court has jurisdiction, and all divorce, dissolution of marriage, 315
legal separation, and annulment cases shall be assigned to them. 316
In addition to the judge's regular duties, the judge who is senior 317
in point of service shall serve on the children services board and 318
the county advisory board and shall be the administrator of the 319
domestic relations division and its subdivisions and departments. 320

(B) In Hamilton county: 322

(1) The judge of the court of common pleas, whose term begins 323
on January 1, 1957, and successors, and the judge of the court of 324
common pleas, whose term begins on February 14, 1967, and 325
successors, shall be the juvenile judges as provided in Chapters 326
2151. and 2152. of the Revised Code, with the powers and 327
jurisdiction conferred by those chapters. 328

(2) The judges of the court of common pleas whose terms begin 329

on January 5, 1957, January 16, 1981, and July 1, 1991, and 330
successors, shall be elected and designated as judges of the court 331
of common pleas, division of domestic relations, and shall have 332
assigned to them all divorce, dissolution of marriage, legal 333
separation, and annulment cases coming before the court. On or 334
after the first day of July and before the first day of August of 335
1991 and each year thereafter, a majority of the judges of the 336
division of domestic relations shall elect one of the judges of 337
the division as administrative judge of that division. If a 338
majority of the judges of the division of domestic relations are 339
unable for any reason to elect an administrative judge for the 340
division before the first day of August, a majority of the judges 341
of the Hamilton county court of common pleas, as soon as possible 342
after that date, shall elect one of the judges of the division of 343
domestic relations as administrative judge of that division. The 344
term of the administrative judge shall begin on the earlier of the 345
first day of August of the year in which the administrative judge 346
is elected or the date on which the administrative judge is 347
elected by a majority of the judges of the Hamilton county court 348
of common pleas and shall terminate on the date on which the 349
administrative judge's successor is elected in the following year. 350

In addition to the judge's regular duties, the administrative 351
judge of the division of domestic relations shall be the 352
administrator of the domestic relations division and its 353
subdivisions and departments and shall have charge of the 354
employment, assignment, and supervision of the personnel of the 355
division engaged in handling, servicing, or investigating divorce, 356
dissolution of marriage, legal separation, and annulment cases, 357
including any referees considered necessary by the judges in the 358
discharge of their various duties. 359

The administrative judge of the division of domestic 360
relations also shall designate the title, compensation, expense 361

allowances, hours, leaves of absence, and vacations of the 362
personnel of the division, and shall fix the duties of its 363
personnel. The duties of the personnel, in addition to those 364
provided for in other sections of the Revised Code, shall include 365
the handling, servicing, and investigation of divorce, dissolution 366
of marriage, legal separation, and annulment cases and counseling 367
and conciliation services that may be made available to persons 368
requesting them, whether or not the persons are parties to an 369
action pending in the division. 370

The board of county commissioners shall appropriate the sum 371
of money each year as will meet all the administrative expenses of 372
the division of domestic relations, including reasonable expenses 373
of the domestic relations judges and the division counselors and 374
other employees designated to conduct the handling, servicing, and 375
investigation of divorce, dissolution of marriage, legal 376
separation, and annulment cases, conciliation and counseling, and 377
all matters relating to those cases and counseling, and the 378
expenses involved in the attendance of division personnel at 379
domestic relations and welfare conferences designated by the 380
division, and the further sum each year as will provide for the 381
adequate operation of the division of domestic relations. 382

The compensation and expenses of all employees and the salary 383
and expenses of the judges shall be paid by the county treasurer 384
from the money appropriated for the operation of the division, 385
upon the warrant of the county auditor, certified to by the 386
administrative judge of the division of domestic relations. 387

The summonses, warrants, citations, subpoenas, and other 388
writs of the division may issue to a bailiff, constable, or staff 389
investigator of the division or to the sheriff of any county or 390
any marshal, constable, or police officer, and the provisions of 391
law relating to the subpoenaing of witnesses in other cases shall 392
apply insofar as they are applicable. When a summons, warrant, 393

citation, subpoena, or other writ is issued to an officer, other 394
than a bailiff, constable, or staff investigator of the division, 395
the expense of serving it shall be assessed as a part of the costs 396
in the case involved. 397

(3) The judge of the court of common pleas of Hamilton county 398
whose term begins on January 3, 1997, and the successor to that 399
judge whose term begins on January 3, 2003, shall each be elected 400
and designated for one term only as the drug court judge of the 401
court of common pleas of Hamilton county. The successors to the 402
judge whose term begins on January 3, 2003, shall be elected and 403
designated as judges of the general division of the court of 404
common pleas of Hamilton county and shall not have the authority 405
granted by division (B)(3) of this section. The drug court judge 406
may accept or reject any case referred to the drug court judge 407
under division (B)(3) of this section. After the drug court judge 408
accepts a referred case, the drug court judge has full authority 409
over the case, including the authority to conduct arraignment, 410
accept pleas, enter findings and dispositions, conduct trials, 411
order treatment, and if treatment is not successfully completed 412
pronounce and enter sentence. 413

A judge of the general division of the court of common pleas 414
of Hamilton county and a judge of the Hamilton county municipal 415
court may refer to the drug court judge any case, and any 416
companion cases, the judge determines meet the criteria described 417
under divisions (B)(3)(a) and (b) of this section. If the drug 418
court judge accepts referral of a referred case, the case, and any 419
companion cases, shall be transferred to the drug court judge. A 420
judge may refer a case meeting the criteria described in divisions 421
(B)(3)(a) and (b) of this section that involves a violation of a 422
term of probation to the drug court judge, and, if the drug court 423
judge accepts the referral, the referring judge and the drug court 424
judge have concurrent jurisdiction over the case. 425

A judge of the general division of the court of common pleas 426
of Hamilton county and a judge of the Hamilton county municipal 427
court may refer a case to the drug court judge under division 428
(B)(3) of this section if the judge determines that both of the 429
following apply: 430

(a) One of the following applies: 431

(i) The case involves a drug abuse offense, as defined in 432
section 2925.01 of the Revised Code, that is a felony of the third 433
or fourth degree if the offense is committed prior to July 1, 434
1996, a felony of the third, fourth, or fifth degree if the 435
offense is committed on or after July 1, 1996, or a misdemeanor. 436

(ii) The case involves a theft offense, as defined in section 437
2913.01 of the Revised Code, that is a felony of the third or 438
fourth degree if the offense is committed prior to July 1, 1996, a 439
felony of the third, fourth, or fifth degree if the offense is 440
committed on or after July 1, 1996, or a misdemeanor, and the 441
defendant is drug or alcohol dependent or in danger of becoming 442
drug or alcohol dependent and would benefit from treatment. 443

(b) All of the following apply: 444

(i) The case involves a probationable offense or a case in 445
which a mandatory prison term is not required to be imposed. 446

(ii) The defendant has no history of violent behavior. 447

(iii) The defendant has no history of mental illness. 448

(iv) The defendant's current or past behavior, or both, is 449
drug or alcohol driven. 450

(v) The defendant demonstrates a sincere willingness to 451
participate in a fifteen-month treatment process. 452

(vi) The defendant has no acute health condition. 453

(vii) If the defendant is incarcerated, the county prosecutor 454

approves of the referral. 455

(4) If the administrative judge of the court of common pleas 456
of Hamilton county determines that the volume of cases pending 457
before the drug court judge does not constitute a sufficient 458
caseload for the drug court judge, the administrative judge, in 459
accordance with the Rules of Superintendence for Courts of Common 460
Pleas, shall assign individual cases to the drug court judge from 461
the general docket of the court. If the assignments so occur, the 462
administrative judge shall cease the assignments when the 463
administrative judge determines that the volume of cases pending 464
before the drug court judge constitutes a sufficient caseload for 465
the drug court judge. 466

(C) In Lorain county, the judges of the court of common pleas 467
whose terms begin on January 3, 1959, January 4, 1989, and January 468
2, 1999, and successors, shall have the same qualifications, 469
exercise the same powers and jurisdiction, and receive the same 470
compensation as the other judges of the court of common pleas of 471
Lorain county and shall be elected and designated as the judges of 472
the court of common pleas, division of domestic relations. They 473
shall have all of the powers relating to juvenile courts, and all 474
cases under Chapters 2151. and 2152. of the Revised Code, all 475
parentage proceedings over which the juvenile court has 476
jurisdiction, and all divorce, dissolution of marriage, legal 477
separation, and annulment cases shall be assigned to them, except 478
cases that for some special reason are assigned to some other 479
judge of the court of common pleas. 480

(D) In Lucas county: 481

(1) The judges of the court of common pleas whose terms begin 482
on January 1, 1955, and January 3, 1965, and successors, shall 483
have the same qualifications, exercise the same powers and 484
jurisdiction, and receive the same compensation as other judges of 485
the court of common pleas of Lucas county and shall be elected and 486

designated as judges of the court of common pleas, division of 487
domestic relations. All divorce, dissolution of marriage, legal 488
separation, and annulment cases shall be assigned to them. 489

The judge of the division of domestic relations, senior in 490
point of service, shall be considered as the presiding judge of 491
the court of common pleas, division of domestic relations, and 492
shall be charged exclusively with the assignment and division of 493
the work of the division and the employment and supervision of all 494
other personnel of the domestic relations division. 495

(2) The judges of the court of common pleas whose terms begin 496
on January 5, 1977, and January 2, 1991, and successors shall have 497
the same qualifications, exercise the same powers and 498
jurisdiction, and receive the same compensation as other judges of 499
the court of common pleas of Lucas county, shall be elected and 500
designated as judges of the court of common pleas, juvenile 501
division, and shall be the juvenile judges as provided in Chapters 502
2151. and 2152. of the Revised Code with the powers and 503
jurisdictions conferred by those chapters. In addition to the 504
judge's regular duties, the judge of the court of common pleas, 505
juvenile division, senior in point of service, shall be the 506
administrator of the juvenile division and its subdivisions and 507
departments and shall have charge of the employment, assignment, 508
and supervision of the personnel of the division engaged in 509
handling, servicing, or investigating juvenile cases, including 510
any referees considered necessary by the judges of the division in 511
the discharge of their various duties. 512

The judge of the court of common pleas, juvenile division, 513
senior in point of service, also shall designate the title, 514
compensation, expense allowance, hours, leaves of absence, and 515
vacation of the personnel of the division and shall fix the duties 516
of the personnel of the division. The duties of the personnel, in 517
addition to other statutory duties include the handling, 518

servicing, and investigation of juvenile cases and counseling and 519
conciliation services that may be made available to persons 520
requesting them, whether or not the persons are parties to an 521
action pending in the division. 522

(3) If one of the judges of the court of common pleas, 523
division of domestic relations, or one of the judges of the 524
juvenile division is sick, absent, or unable to perform that 525
judge's judicial duties or the volume of cases pending in that 526
judge's division necessitates it, the duties shall be performed by 527
the judges of the other of those divisions. 528

(E) In Mahoning county: 529

(1) The judge of the court of common pleas whose term began 530
on January 1, 1955, and successors, shall have the same 531
qualifications, exercise the same powers and jurisdiction, and 532
receive the same compensation as other judges of the court of 533
common pleas of Mahoning county, shall be elected and designated 534
as judge of the court of common pleas, division of domestic 535
relations, and shall be assigned all the divorce, dissolution of 536
marriage, legal separation, and annulment cases coming before the 537
court. In addition to the judge's regular duties, the judge of the 538
court of common pleas, division of domestic relations, shall be 539
the administrator of the domestic relations division and its 540
subdivisions and departments and shall have charge of the 541
employment, assignment, and supervision of the personnel of the 542
division engaged in handling, servicing, or investigating divorce, 543
dissolution of marriage, legal separation, and annulment cases, 544
including any referees considered necessary in the discharge of 545
the various duties of the judge's office. 546

The judge also shall designate the title, compensation, 547
expense allowances, hours, leaves of absence, and vacations of the 548
personnel of the division and shall fix the duties of the 549
personnel of the division. The duties of the personnel, in 550

ion to other statutory duties, include the handling, servicing, 551
and investigation of divorce, dissolution of marriage, legal 552
separation, and annulment cases and counseling and conciliation 553
services that may be made available to persons requesting them, 554
whether or not the persons are parties to an action pending in the 555
division. 556

(2) The judge of the court of common pleas whose term began 557
on January 2, 1969, and successors, shall have the same 558
qualifications, exercise the same powers and jurisdiction, and 559
receive the same compensation as other judges of the court of 560
common pleas of Mahoning county, shall be elected and designated 561
as judge of the court of common pleas, juvenile division, and 562
shall be the juvenile judge as provided in Chapters 2151. and 563
2152. of the Revised Code, with the powers and jurisdictions 564
conferred by those chapters. In addition to the judge's regular 565
duties, the judge of the court of common pleas, juvenile division, 566
shall be the administrator of the juvenile division and its 567
subdivisions and departments and shall have charge of the 568
employment, assignment, and supervision of the personnel of the 569
division engaged in handling, servicing, or investigating juvenile 570
cases, including any referees considered necessary by the judge in 571
the discharge of the judge's various duties. 572

The judge also shall designate the title, compensation, 573
expense allowances, hours, leaves of absence, and vacation of the 574
personnel of the division and shall fix the duties of the 575
personnel of the division. The duties of the personnel, in 576
addition to other statutory duties, include the handling, 577
servicing, and investigation of juvenile cases and counseling and 578
conciliation services that may be made available to persons 579
requesting them, whether or not the persons are parties to an 580
action pending in the division. 581

(3) If a judge of the court of common pleas, division of 582

domestic relations or juvenile division, is sick, absent, or 583
unable to perform that judge's judicial duties, or the volume of 584
cases pending in that judge's division necessitates it, that 585
judge's duties shall be performed by another judge of the court of 586
common pleas. 587

(F) In Montgomery county: 588

(1) The judges of the court of common pleas whose terms begin 589
on January 2, 1953, and January 4, 1977, and successors, shall 590
have the same qualifications, exercise the same powers and 591
jurisdiction, and receive the same compensation as other judges of 592
the court of common pleas of Montgomery county and shall be 593
elected and designated as judges of the court of common pleas, 594
division of domestic relations. These judges shall have assigned 595
to them all divorce, dissolution of marriage, legal separation, 596
and annulment cases. 597

The judge of the division of domestic relations, senior in 598
point of service, shall be charged exclusively with the assignment 599
and division of the work of the division and shall have charge of 600
the employment and supervision of the personnel of the division 601
engaged in handling, servicing, or investigating divorce, 602
dissolution of marriage, legal separation, and annulment cases, 603
including any necessary referees, except those employees who may 604
be appointed by the judge, junior in point of service, under this 605
section and sections 2301.12, 2301.18, and 2301.19 of the Revised 606
Code. The judge of the division of domestic relations, senior in 607
point of service, also shall designate the title, compensation, 608
expense allowances, hours, leaves of absence, and vacation of the 609
personnel of the division and shall fix their duties. 610

(2) The judges of the court of common pleas whose terms begin 611
on January 1, 1953, and January 1, 1993, and successors, shall 612
have the same qualifications, exercise the same powers and 613
jurisdiction, and receive the same compensation as other judges of 614

the court of common pleas of Montgomery county, shall be elected 615
and designated as judges of the court of common pleas, juvenile 616
division, and shall be, and have the powers and jurisdiction of, 617
the juvenile judge as provided in Chapters 2151. and 2152. of the 618
Revised Code. 619

In addition to the judge's regular duties, the judge of the 620
court of common pleas, juvenile division, senior in point of 621
service, shall be the administrator of the juvenile division and 622
its subdivisions and departments and shall have charge of the 623
employment, assignment, and supervision of the personnel of the 624
juvenile division, including any necessary referees, who are 625
engaged in handling, servicing, or investigating juvenile cases. 626
The judge, senior in point of service, also shall designate the 627
title, compensation, expense allowances, hours, leaves of absence, 628
and vacation of the personnel of the division and shall fix their 629
duties. The duties of the personnel, in addition to other 630
statutory duties, shall include the handling, servicing, and 631
investigation of juvenile cases and of any counseling and 632
conciliation services that are available upon request to persons, 633
whether or not they are parties to an action pending in the 634
division. 635

If one of the judges of the court of common pleas, division 636
of domestic relations, or one of the judges of the court of common 637
pleas, juvenile division, is sick, absent, or unable to perform 638
that judge's duties or the volume of cases pending in that judge's 639
division necessitates it, the duties of that judge may be 640
performed by the judge or judges of the other of those divisions. 641

(G) In Richland county, the judge of the court of common 642
pleas whose term begins on January 1, 1957, and successors, shall 643
have the same qualifications, exercise the same powers and 644
jurisdiction, and receive the same compensation as the other 645
judges of the court of common pleas of Richland county and shall 646

be elected and designated as judge of the court of common pleas, 647
division of domestic relations. That judge shall have all of the 648
powers relating to juvenile courts, and all cases under Chapters 649
2151. and 2152. of the Revised Code, all parentage proceedings 650
over which the juvenile court has jurisdiction, and all divorce, 651
dissolution of marriage, legal separation, and annulment cases 652
shall be assigned to that judge, except in cases that for some 653
special reason are assigned to some other judge of the court of 654
common pleas. 655

(H) In Stark county, the judges of the court of common pleas 656
whose terms begin on January 1, 1953, January 2, 1959, and January 657
1, 1993, and successors, shall have the same qualifications, 658
exercise the same powers and jurisdiction, and receive the same 659
compensation as other judges of the court of common pleas of Stark 660
county and shall be elected and designated as judges of the court 661
of common pleas, division of domestic relations. They shall have 662
all the powers relating to juvenile courts, and all cases under 663
Chapters 2151. and 2152. of the Revised Code, all parentage 664
proceedings over which the juvenile court has jurisdiction, and 665
all divorce, dissolution of marriage, legal separation, and 666
annulment cases, except cases that are assigned to some other 667
judge of the court of common pleas for some special reason, shall 668
be assigned to the judges. 669

The judge of the division of domestic relations, second most 670
senior in point of service, shall have charge of the employment 671
and supervision of the personnel of the division engaged in 672
handling, servicing, or investigating divorce, dissolution of 673
marriage, legal separation, and annulment cases, and necessary 674
referees required for the judge's respective court. 675

The judge of the division of domestic relations, senior in 676
point of service, shall be charged exclusively with the 677
administration of sections 2151.13, 2151.16, 2151.17, and 2152.71 678

of the Revised Code and with the assignment and division of the 679
work of the division and the employment and supervision of all 680
other personnel of the division, including, but not limited to, 681
that judge's necessary referees, but excepting those employees who 682
may be appointed by the judge second most senior in point of 683
service. The senior judge further shall serve in every other 684
position in which the statutes permit or require a juvenile judge 685
to serve. 686

(I) In Summit county: 687

(1) The judges of the court of common pleas whose terms begin 688
on January 4, 1967, and January 6, 1993, and successors, shall 689
have the same qualifications, exercise the same powers and 690
jurisdiction, and receive the same compensation as other judges of 691
the court of common pleas of Summit county and shall be elected 692
and designated as judges of the court of common pleas, division of 693
domestic relations. The judges of the division of domestic 694
relations shall have assigned to them and hear all divorce, 695
dissolution of marriage, legal separation, and annulment cases 696
that come before the court. Except in cases that are subject to 697
the exclusive original jurisdiction of the juvenile court, the 698
judges of the division of domestic relations shall have assigned 699
to them and hear all cases pertaining to paternity, custody, 700
visitation, child support, or the allocation of parental rights 701
and responsibilities for the care of children and all post-decree 702
proceedings arising from any case pertaining to any of those 703
matters. The judges of the division of domestic relations shall 704
have assigned to them and hear all proceedings under the uniform 705
interstate family support act contained in Chapter 3115. of the 706
Revised Code. 707

The judge of the division of domestic relations, senior in 708
point of service, shall be the administrator of the domestic 709
relations division and its subdivisions and departments and shall 710

have charge of the employment, assignment, and supervision of the 711
personnel of the division, including any necessary referees, who 712
are engaged in handling, servicing, or investigating divorce, 713
dissolution of marriage, legal separation, and annulment cases. 714
That judge also shall designate the title, compensation, expense 715
allowances, hours, leaves of absence, and vacations of the 716
personnel of the division and shall fix their duties. The duties 717
of the personnel, in addition to other statutory duties, shall 718
include the handling, servicing, and investigation of divorce, 719
dissolution of marriage, legal separation, and annulment cases and 720
of any counseling and conciliation services that are available 721
upon request to all persons, whether or not they are parties to an 722
action pending in the division. 723

(2) The judge of the court of common pleas whose term begins 724
on January 1, 1955, and successors, shall have the same 725
qualifications, exercise the same powers and jurisdiction, and 726
receive the same compensation as other judges of the court of 727
common pleas of Summit county, shall be elected and designated as 728
judge of the court of common pleas, juvenile division, and shall 729
be, and have the powers and jurisdiction of, the juvenile judge as 730
provided in Chapters 2151. and 2152. of the Revised Code. Except 731
in cases that are subject to the exclusive original jurisdiction 732
of the juvenile court, the judge of the juvenile division shall 733
not have jurisdiction or the power to hear, and shall not be 734
assigned, any case pertaining to paternity, custody, visitation, 735
child support, or the allocation of parental rights and 736
responsibilities for the care of children or any post-decree 737
proceeding arising from any case pertaining to any of those 738
matters. The judge of the juvenile division shall not have 739
jurisdiction or the power to hear, and shall not be assigned, any 740
proceeding under the uniform interstate family support act 741
contained in Chapter 3115. of the Revised Code. 742

The juvenile judge shall be the administrator of the juvenile 743
division and its subdivisions and departments and shall have 744
charge of the employment, assignment, and supervision of the 745
personnel of the juvenile division, including any necessary 746
referees, who are engaged in handling, servicing, or investigating 747
juvenile cases. The judge also shall designate the title, 748
compensation, expense allowances, hours, leaves of absence, and 749
vacation of the personnel of the division and shall fix their 750
duties. The duties of the personnel, in addition to other 751
statutory duties, shall include the handling, servicing, and 752
investigation of juvenile cases and of any counseling and 753
conciliation services that are available upon request to persons, 754
whether or not they are parties to an action pending in the 755
division. 756

(J) In Trumbull county, the judges of the court of common 757
pleas whose terms begin on January 1, 1953, and January 2, 1977, 758
and successors, shall have the same qualifications, exercise the 759
same powers and jurisdiction, and receive the same compensation as 760
other judges of the court of common pleas of Trumbull county and 761
shall be elected and designated as judges of the court of common 762
pleas, division of domestic relations. They shall have all the 763
powers relating to juvenile courts, and all cases under Chapters 764
2151. and 2152. of the Revised Code, all parentage proceedings 765
over which the juvenile court has jurisdiction, and all divorce, 766
dissolution of marriage, legal separation, and annulment cases 767
shall be assigned to them, except cases that for some special 768
reason are assigned to some other judge of the court of common 769
pleas. 770

(K) In Butler county: 771

(1) The judges of the court of common pleas whose terms begin 772
on January 1, 1957, and January 4, 1993, and successors, shall 773
have the same qualifications, exercise the same powers and 774

jurisdiction, and receive the same compensation as other judges of 775
the court of common pleas of Butler county and shall be elected 776
and designated as judges of the court of common pleas, division of 777
domestic relations. The judges of the division of domestic 778
relations shall have assigned to them all divorce, dissolution of 779
marriage, legal separation, and annulment cases coming before the 780
court, except in cases that for some special reason are assigned 781
to some other judge of the court of common pleas. The judge senior 782
in point of service shall be charged with the assignment and 783
division of the work of the division and with the employment and 784
supervision of all other personnel of the domestic relations 785
division. 786

The judge senior in point of service also shall designate the 787
title, compensation, expense allowances, hours, leaves of absence, 788
and vacations of the personnel of the division and shall fix their 789
duties. The duties of the personnel, in addition to other 790
statutory duties, shall include the handling, servicing, and 791
investigation of divorce, dissolution of marriage, legal 792
separation, and annulment cases and providing any counseling and 793
conciliation services that the division makes available to 794
persons, whether or not the persons are parties to an action 795
pending in the division, who request the services. 796

(2) The judges of the court of common pleas whose terms begin 797
on January 3, 1987, and January 2, 2003, and successors, shall 798
have the same qualifications, exercise the same powers and 799
jurisdiction, and receive the same compensation as other judges of 800
the court of common pleas of Butler county, shall be elected and 801
designated as judges of the court of common pleas, juvenile 802
division, and shall be the juvenile judges as provided in Chapters 803
2151. and 2152. of the Revised Code, with the powers and 804
jurisdictions conferred by those chapters. The judge of the court 805
of common pleas, juvenile division, who is senior in point of 806

service, shall be the administrator of the juvenile division and 807
its subdivisions and departments. The judge, senior in point of 808
service, shall have charge of the employment, assignment, and 809
supervision of the personnel of the juvenile division who are 810
engaged in handling, servicing, or investigating juvenile cases, 811
including any referees whom the judge considers necessary for the 812
discharge of the judge's various duties. 813

The judge, senior in point of service, also shall designate 814
the title, compensation, expense allowances, hours, leaves of 815
absence, and vacation of the personnel of the division and shall 816
fix their duties. The duties of the personnel, in addition to 817
other statutory duties, include the handling, servicing, and 818
investigation of juvenile cases and providing any counseling and 819
conciliation services that the division makes available to 820
persons, whether or not the persons are parties to an action 821
pending in the division, who request the services. 822

(3) If a judge of the court of common pleas, division of 823
domestic relations or juvenile division, is sick, absent, or 824
unable to perform that judge's judicial duties or the volume of 825
cases pending in the judge's division necessitates it, the duties 826
of that judge shall be performed by the other judges of the 827
domestic relations and juvenile divisions. 828

(L)(1) In Cuyahoga county, the judges of the court of common 829
pleas whose terms begin on January 8, 1961, January 9, 1961, 830
January 18, 1975, January 19, 1975, and January 13, 1987, and 831
successors, shall have the same qualifications, exercise the same 832
powers and jurisdiction, and receive the same compensation as 833
other judges of the court of common pleas of Cuyahoga county and 834
shall be elected and designated as judges of the court of common 835
pleas, division of domestic relations. They shall have all the 836
powers relating to all divorce, dissolution of marriage, legal 837
separation, and annulment cases, except in cases that are assigned 838

to some other judge of the court of common pleas for some special 839
reason. 840

(2) The administrative judge is administrator of the domestic 841
relations division and its subdivisions and departments and has 842
the following powers concerning division personnel: 843

(a) Full charge of the employment, assignment, and 844
supervision; 845

(b) Sole determination of compensation, duties, expenses, 846
allowances, hours, leaves, and vacations. 847

(3) "Division personnel" include persons employed or referees 848
engaged in hearing, servicing, investigating, counseling, or 849
conciliating divorce, dissolution of marriage, legal separation 850
and annulment matters. 851

(M) In Lake county: 852

(1) The judge of the court of common pleas whose term begins 853
on January 2, 1961, and successors, shall have the same 854
qualifications, exercise the same powers and jurisdiction, and 855
receive the same compensation as the other judges of the court of 856
common pleas of Lake county and shall be elected and designated as 857
judge of the court of common pleas, division of domestic 858
relations. The judge shall be assigned all the divorce, 859
dissolution of marriage, legal separation, and annulment cases 860
coming before the court, except in cases that for some special 861
reason are assigned to some other judge of the court of common 862
pleas. The judge shall be charged with the assignment and division 863
of the work of the division and with the employment and 864
supervision of all other personnel of the domestic relations 865
division. 866

The judge also shall designate the title, compensation, 867
expense allowances, hours, leaves of absence, and vacations of the 868
personnel of the division and shall fix their duties. The duties 869

of the personnel, in addition to other statutory duties, shall 870
include the handling, servicing, and investigation of divorce, 871
dissolution of marriage, legal separation, and annulment cases and 872
providing any counseling and conciliation services that the 873
division makes available to persons, whether or not the persons 874
are parties to an action pending in the division, who request the 875
services. 876

(2) The judge of the court of common pleas whose term begins 877
on January 4, 1979, and successors, shall have the same 878
qualifications, exercise the same powers and jurisdiction, and 879
receive the same compensation as other judges of the court of 880
common pleas of Lake county, shall be elected and designated as 881
judge of the court of common pleas, juvenile division, and shall 882
be the juvenile judge as provided in Chapters 2151. and 2152. of 883
the Revised Code, with the powers and jurisdictions conferred by 884
those chapters. The judge of the court of common pleas, juvenile 885
division, shall be the administrator of the juvenile division and 886
its subdivisions and departments. The judge shall have charge of 887
the employment, assignment, and supervision of the personnel of 888
the juvenile division who are engaged in handling, servicing, or 889
investigating juvenile cases, including any referees whom the 890
judge considers necessary for the discharge of the judge's various 891
duties. 892

The judge also shall designate the title, compensation, 893
expense allowances, hours, leaves of absence, and vacation of the 894
personnel of the division and shall fix their duties. The duties 895
of the personnel, in addition to other statutory duties, include 896
the handling, servicing, and investigation of juvenile cases and 897
providing any counseling and conciliation services that the 898
division makes available to persons, whether or not the persons 899
are parties to an action pending in the division, who request the 900
services. 901

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

(N) In Erie county, the judge of the court of common pleas whose term begins on January 2, 1971, and successors, shall have the same qualifications, exercise the same powers and jurisdiction, and receive the same compensation as the other judge of the court of common pleas of Erie county and shall be elected and designated as judge of the court of common pleas, division of domestic relations. The judge shall have all the powers relating to juvenile courts, and shall be assigned all cases under Chapters 2151. and 2152. of the Revised Code, parentage proceedings over which the juvenile court has jurisdiction, and divorce, dissolution of marriage, legal separation, and annulment cases, except cases that for some special reason are assigned to some other judge.

(O) In Greene county:

(1) The judge of the court of common pleas whose term begins on January 1, 1961, and successors, shall have the same qualifications, exercise the same powers and jurisdiction, and receive the same compensation as the other judges of the court of common pleas of Greene county and shall be elected and designated as the judge of the court of common pleas, division of domestic relations. The judge shall be assigned all divorce, dissolution of marriage, legal separation, annulment, uniform reciprocal support enforcement, and domestic violence cases and all other cases related to domestic relations, except cases that for some special reason are assigned to some other judge of the court of common pleas.

The judge shall be charged with the assignment and division 934
of the work of the division and with the employment and 935
supervision of all other personnel of the division. The judge also 936
shall designate the title, compensation, hours, leaves of absence, 937
and vacations of the personnel of the division and shall fix their 938
duties. The duties of the personnel of the division, in addition 939
to other statutory duties, shall include the handling, servicing, 940
and investigation of divorce, dissolution of marriage, legal 941
separation, and annulment cases and the provision of counseling 942
and conciliation services that the division considers necessary 943
and makes available to persons who request the services, whether 944
or not the persons are parties in an action pending in the 945
division. The compensation for the personnel shall be paid from 946
the overall court budget and shall be included in the 947
appropriations for the existing judges of the general division of 948
the court of common pleas. 949

(2) The judge of the court of common pleas whose term begins 950
on January 1, 1995, and successors, shall have the same 951
qualifications, exercise the same powers and jurisdiction, and 952
receive the same compensation as the other judges of the court of 953
common pleas of Greene county, shall be elected and designated as 954
judge of the court of common pleas, juvenile division, and, on or 955
after January 1, 1995, shall be the juvenile judge as provided in 956
Chapters 2151. and 2152. of the Revised Code with the powers and 957
jurisdiction conferred by those chapters. The judge of the court 958
of common pleas, juvenile division, shall be the administrator of 959
the juvenile division and its subdivisions and departments. The 960
judge shall have charge of the employment, assignment, and 961
supervision of the personnel of the juvenile division who are 962
engaged in handling, servicing, or investigating juvenile cases, 963
including any referees whom the judge considers necessary for the 964
discharge of the judge's various duties. 965

The judge also shall designate the title, compensation, 966
expense allowances, hours, leaves of absence, and vacation of the 967
personnel of the division and shall fix their duties. The duties 968
of the personnel, in addition to other statutory duties, include 969
the handling, servicing, and investigation of juvenile cases and 970
providing any counseling and conciliation services that the court 971
makes available to persons, whether or not the persons are parties 972
to an action pending in the court, who request the services. 973

(3) If one of the judges of the court of common pleas, 974
general division, is sick, absent, or unable to perform that 975
judge's judicial duties or the volume of cases pending in the 976
general division necessitates it, the duties of that judge of the 977
general division shall be performed by the judge of the division 978
of domestic relations and the judge of the juvenile division. 979

(P) In Portage county, the judge of the court of common 980
pleas, whose term begins January 2, 1987, and successors, shall 981
have the same qualifications, exercise the same powers and 982
jurisdiction, and receive the same compensation as the other 983
judges of the court of common pleas of Portage county and shall be 984
elected and designated as judge of the court of common pleas, 985
division of domestic relations. The judge shall be assigned all 986
divorce, dissolution of marriage, legal separation, and annulment 987
cases coming before the court, except in cases that for some 988
special reason are assigned to some other judge of the court of 989
common pleas. The judge shall be charged with the assignment and 990
division of the work of the division and with the employment and 991
supervision of all other personnel of the domestic relations 992
division. 993

The judge also shall designate the title, compensation, 994
expense allowances, hours, leaves of absence, and vacations of the 995
personnel of the division and shall fix their duties. The duties 996
of the personnel, in addition to other statutory duties, shall 997

include the handling, servicing, and investigation of divorce, 998
dissolution of marriage, legal separation, and annulment cases and 999
providing any counseling and conciliation services that the 1000
division makes available to persons, whether or not the persons 1001
are parties to an action pending in the division, who request the 1002
services. 1003

(Q) In Clermont county, the judge of the court of common 1004
pleas, whose term begins January 2, 1987, and successors, shall 1005
have the same qualifications, exercise the same powers and 1006
jurisdiction, and receive the same compensation as the other 1007
judges of the court of common pleas of Clermont county and shall 1008
be elected and designated as judge of the court of common pleas, 1009
division of domestic relations. The judge shall be assigned all 1010
divorce, dissolution of marriage, legal separation, and annulment 1011
cases coming before the court, except in cases that for some 1012
special reason are assigned to some other judge of the court of 1013
common pleas. The judge shall be charged with the assignment and 1014
division of the work of the division and with the employment and 1015
supervision of all other personnel of the domestic relations 1016
division. 1017

The judge also shall designate the title, compensation, 1018
expense allowances, hours, leaves of absence, and vacations of the 1019
personnel of the division and shall fix their duties. The duties 1020
of the personnel, in addition to other statutory duties, shall 1021
include the handling, servicing, and investigation of divorce, 1022
dissolution of marriage, legal separation, and annulment cases and 1023
providing any counseling and conciliation services that the 1024
division makes available to persons, whether or not the persons 1025
are parties to an action pending in the division, who request the 1026
services. 1027

(R) In Warren county, the judge of the court of common pleas, 1028
whose term begins January 1, 1987, and successors, shall have the 1029

same qualifications, exercise the same powers and jurisdiction, 1030
and receive the same compensation as the other judges of the court 1031
of common pleas of Warren county and shall be elected and 1032
designated as judge of the court of common pleas, division of 1033
domestic relations. The judge shall be assigned all divorce, 1034
dissolution of marriage, legal separation, and annulment cases 1035
coming before the court, except in cases that for some special 1036
reason are assigned to some other judge of the court of common 1037
pleas. The judge shall be charged with the assignment and division 1038
of the work of the division and with the employment and 1039
supervision of all other personnel of the domestic relations 1040
division. 1041

The judge also shall designate the title, compensation, 1042
expense allowances, hours, leaves of absence, and vacations of the 1043
personnel of the division and shall fix their duties. The duties 1044
of the personnel, in addition to other statutory duties, shall 1045
include the handling, servicing, and investigation of divorce, 1046
dissolution of marriage, legal separation, and annulment cases and 1047
providing any counseling and conciliation services that the 1048
division makes available to persons, whether or not the persons 1049
are parties to an action pending in the division, who request the 1050
services. 1051

(S) In Licking county, the judge of the court of common 1052
pleas, whose term begins January 1, 1991, and successors, shall 1053
have the same qualifications, exercise the same powers and 1054
jurisdiction, and receive the same compensation as the other 1055
judges of the court of common pleas of Licking county and shall be 1056
elected and designated as judge of the court of common pleas, 1057
division of domestic relations. The judge shall be assigned all 1058
divorce, dissolution of marriage, legal separation, and annulment 1059
cases, all cases arising under Chapter 3111. of the Revised Code, 1060
all proceedings involving child support, the allocation of 1061

parental rights and responsibilities for the care of children and 1062
the designation for the children of a place of residence and legal 1063
custodian, parenting time, and visitation, and all post-decree 1064
proceedings and matters arising from those cases and proceedings, 1065
except in cases that for some special reason are assigned to 1066
another judge of the court of common pleas. The judge shall be 1067
charged with the assignment and division of the work of the 1068
division and with the employment and supervision of the personnel 1069
of the division. 1070

The judge shall designate the title, compensation, expense 1071
allowances, hours, leaves of absence, and vacations of the 1072
personnel of the division and shall fix the duties of the 1073
personnel of the division. The duties of the personnel of the 1074
division, in addition to other statutory duties, shall include the 1075
handling, servicing, and investigation of divorce, dissolution of 1076
marriage, legal separation, and annulment cases, cases arising 1077
under Chapter 3111. of the Revised Code, and proceedings involving 1078
child support, the allocation of parental rights and 1079
responsibilities for the care of children and the designation for 1080
the children of a place of residence and legal custodian, 1081
parenting time, and visitation and providing any counseling and 1082
conciliation services that the division makes available to 1083
persons, whether or not the persons are parties to an action 1084
pending in the division, who request the services. 1085

(T) In Allen county, the judge of the court of common pleas, 1086
whose term begins January 1, 1993, and successors, shall have the 1087
same qualifications, exercise the same powers and jurisdiction, 1088
and receive the same compensation as the other judges of the court 1089
of common pleas of Allen county and shall be elected and 1090
designated as judge of the court of common pleas, division of 1091
domestic relations. The judge shall be assigned all divorce, 1092
dissolution of marriage, legal separation, and annulment cases, 1093

all cases arising under Chapter 3111. of the Revised Code, all 1094
proceedings involving child support, the allocation of parental 1095
rights and responsibilities for the care of children and the 1096
designation for the children of a place of residence and legal 1097
custodian, parenting time, and visitation, and all post-decree 1098
proceedings and matters arising from those cases and proceedings, 1099
except in cases that for some special reason are assigned to 1100
another judge of the court of common pleas. The judge shall be 1101
charged with the assignment and division of the work of the 1102
division and with the employment and supervision of the personnel 1103
of the division. 1104

The judge shall designate the title, compensation, expense 1105
allowances, hours, leaves of absence, and vacations of the 1106
personnel of the division and shall fix the duties of the 1107
personnel of the division. The duties of the personnel of the 1108
division, in addition to other statutory duties, shall include the 1109
handling, servicing, and investigation of divorce, dissolution of 1110
marriage, legal separation, and annulment cases, cases arising 1111
under Chapter 3111. of the Revised Code, and proceedings involving 1112
child support, the allocation of parental rights and 1113
responsibilities for the care of children and the designation for 1114
the children of a place of residence and legal custodian, 1115
parenting time, and visitation, and providing any counseling and 1116
conciliation services that the division makes available to 1117
persons, whether or not the persons are parties to an action 1118
pending in the division, who request the services. 1119

(U) In Medina county, the judge of the court of common pleas 1120
whose term begins January 1, 1995, and successors, shall have the 1121
same qualifications, exercise the same powers and jurisdiction, 1122
and receive the same compensation as other judges of the court of 1123
common pleas of Medina county and shall be elected and designated 1124
as judge of the court of common pleas, division of domestic 1125

relations. The judge shall be assigned all divorce, dissolution of 1126
marriage, legal separation, and annulment cases, all cases arising 1127
under Chapter 3111. of the Revised Code, all proceedings involving 1128
child support, the allocation of parental rights and 1129
responsibilities for the care of children and the designation for 1130
the children of a place of residence and legal custodian, 1131
parenting time, and visitation, and all post-decree proceedings 1132
and matters arising from those cases and proceedings, except in 1133
cases that for some special reason are assigned to another judge 1134
of the court of common pleas. The judge shall be charged with the 1135
assignment and division of the work of the division and with the 1136
employment and supervision of the personnel of the division. 1137

The judge shall designate the title, compensation, expense 1138
allowances, hours, leaves of absence, and vacations of the 1139
personnel of the division and shall fix the duties of the 1140
personnel of the division. The duties of the personnel, in 1141
addition to other statutory duties, include the handling, 1142
servicing, and investigation of divorce, dissolution of marriage, 1143
legal separation, and annulment cases, cases arising under Chapter 1144
3111. of the Revised Code, and proceedings involving child 1145
support, the allocation of parental rights and responsibilities 1146
for the care of children and the designation for the children of a 1147
place of residence and legal custodian, parenting time, and 1148
visitation, and providing counseling and conciliation services 1149
that the division makes available to persons, whether or not the 1150
persons are parties to an action pending in the division, who 1151
request the services. 1152

(V) In Fairfield county, the judge of the court of common 1153
pleas whose term begins January 2, 1995, and successors, shall 1154
have the same qualifications, exercise the same powers and 1155
jurisdiction, and receive the same compensation as the other 1156
judges of the court of common pleas of Fairfield county and shall 1157

be elected and designated as judge of the court of common pleas, 1158
division of domestic relations. The judge shall be assigned all 1159
divorce, dissolution of marriage, legal separation, and annulment 1160
cases, all cases arising under Chapter 3111. of the Revised Code, 1161
all proceedings involving child support, the allocation of 1162
parental rights and responsibilities for the care of children and 1163
the designation for the children of a place of residence and legal 1164
custodian, parenting time, and visitation, and all post-decree 1165
proceedings and matters arising from those cases and proceedings, 1166
except in cases that for some special reason are assigned to 1167
another judge of the court of common pleas. The judge also has 1168
concurrent jurisdiction with the probate-juvenile division of the 1169
court of common pleas of Fairfield county with respect to and may 1170
hear cases to determine the custody of a child, as defined in 1171
section 2151.011 of the Revised Code, who is not the ward of 1172
another court of this state, cases that are commenced by a parent, 1173
guardian, or custodian of a child, as defined in section 2151.011 1174
of the Revised Code, to obtain an order requiring a parent of the 1175
child to pay child support for that child when the request for 1176
that order is not ancillary to an action for divorce, dissolution 1177
of marriage, annulment, or legal separation, a criminal or civil 1178
action involving an allegation of domestic violence, an action for 1179
support under Chapter 3115. of the Revised Code, or an action that 1180
is within the exclusive original jurisdiction of the 1181
probate-juvenile division of the court of common pleas of 1182
Fairfield county and that involves an allegation that the child is 1183
an abused, neglected, or dependent child, and post-decree 1184
proceedings and matters arising from those types of cases. 1185

The judge of the domestic relations division shall be charged 1186
with the assignment and division of the work of the division and 1187
with the employment and supervision of the personnel of the 1188
division. 1189

The judge shall designate the title, compensation, expense 1190
allowances, hours, leaves of absence, and vacations of the 1191
personnel of the division and shall fix the duties of the 1192
personnel of the division. The duties of the personnel of the 1193
division, in addition to other statutory duties, shall include the 1194
handling, servicing, and investigation of divorce, dissolution of 1195
marriage, legal separation, and annulment cases, cases arising 1196
under Chapter 3111. of the Revised Code, and proceedings involving 1197
child support, the allocation of parental rights and 1198
responsibilities for the care of children and the designation for 1199
the children of a place of residence and legal custodian, 1200
parenting time, and visitation, and providing any counseling and 1201
conciliation services that the division makes available to 1202
persons, regardless of whether the persons are parties to an 1203
action pending in the division, who request the services. When the 1204
judge hears a case to determine the custody of a child, as defined 1205
in section 2151.011 of the Revised Code, who is not the ward of 1206
another court of this state or a case that is commenced by a 1207
parent, guardian, or custodian of a child, as defined in section 1208
2151.011 of the Revised Code, to obtain an order requiring a 1209
parent of the child to pay child support for that child when the 1210
request for that order is not ancillary to an action for divorce, 1211
dissolution of marriage, annulment, or legal separation, a 1212
criminal or civil action involving an allegation of domestic 1213
violence, an action for support under Chapter 3115. of the Revised 1214
Code, or an action that is within the exclusive original 1215
jurisdiction of the probate-juvenile division of the court of 1216
common pleas of Fairfield county and that involves an allegation 1217
that the child is an abused, neglected, or dependent child, the 1218
duties of the personnel of the domestic relations division also 1219
include the handling, servicing, and investigation of those types 1220
of cases. 1221

(W)(1) In Clark county, the judge of the court of common 1222
pleas whose term begins on January 2, 1995, and successors, shall 1223
have the same qualifications, exercise the same powers and 1224
jurisdiction, and receive the same compensation as other judges of 1225
the court of common pleas of Clark county and shall be elected and 1226
designated as judge of the court of common pleas, domestic 1227
relations division. The judge shall have all the powers relating 1228
to juvenile courts, and all cases under Chapters 2151. and 2152. 1229
of the Revised Code and all parentage proceedings under Chapter 1230
3111. of the Revised Code over which the juvenile court has 1231
jurisdiction shall be assigned to the judge of the division of 1232
domestic relations. All divorce, dissolution of marriage, legal 1233
separation, annulment, uniform reciprocal support enforcement, and 1234
other cases related to domestic relations shall be assigned to the 1235
domestic relations division, and the presiding judge of the court 1236
of common pleas shall assign the cases to the judge of the 1237
domestic relations division and the judges of the general 1238
division. 1239

(2) In addition to the judge's regular duties, the judge of 1240
the division of domestic relations shall serve on the children 1241
services board and the county advisory board. 1242

(3) If the judge of the court of common pleas of Clark 1243
county, division of domestic relations, is sick, absent, or unable 1244
to perform that judge's judicial duties or if the presiding judge 1245
of the court of common pleas of Clark county determines that the 1246
volume of cases pending in the division of domestic relations 1247
necessitates it, the duties of the judge of the division of 1248
domestic relations shall be performed by the judges of the general 1249
division or probate division of the court of common pleas of Clark 1250
county, as assigned for that purpose by the presiding judge of 1251
that court, and the judges so assigned shall act in conjunction 1252
with the judge of the division of domestic relations of that 1253

court. 1254

(X) In Scioto county, the judge of the court of common pleas 1255
whose term begins January 2, 1995, and successors, shall have the 1256
same qualifications, exercise the same powers and jurisdiction, 1257
and receive the same compensation as other judges of the court of 1258
common pleas of Scioto county and shall be elected and designated 1259
as judge of the court of common pleas, division of domestic 1260
relations. The judge shall be assigned all divorce, dissolution of 1261
marriage, legal separation, and annulment cases, all cases arising 1262
under Chapter 3111. of the Revised Code, all proceedings involving 1263
child support, the allocation of parental rights and 1264
responsibilities for the care of children and the designation for 1265
the children of a place of residence and legal custodian, 1266
parenting time, visitation, and all post-decree proceedings and 1267
matters arising from those cases and proceedings, except in cases 1268
that for some special reason are assigned to another judge of the 1269
court of common pleas. The judge shall be charged with the 1270
assignment and division of the work of the division and with the 1271
employment and supervision of the personnel of the division. 1272

The judge shall designate the title, compensation, expense 1273
allowances, hours, leaves of absence, and vacations of the 1274
personnel of the division and shall fix the duties of the 1275
personnel of the division. The duties of the personnel, in 1276
addition to other statutory duties, include the handling, 1277
servicing, and investigation of divorce, dissolution of marriage, 1278
legal separation, and annulment cases, cases arising under Chapter 1279
3111. of the Revised Code, and proceedings involving child 1280
support, the allocation of parental rights and responsibilities 1281
for the care of children and the designation for the children of a 1282
place of residence and legal custodian, parenting time, and 1283
visitation, and providing counseling and conciliation services 1284
that the division makes available to persons, whether or not the 1285

persons are parties to an action pending in the division, who 1286
request the services. 1287

(Y) In Auglaize county, the judge of the probate and juvenile 1288
divisions of the Auglaize county court of common pleas also shall 1289
be the administrative judge of the domestic relations division of 1290
the court and shall be assigned all divorce, dissolution of 1291
marriage, legal separation, and annulment cases coming before the 1292
court. The judge shall have all powers as administrator of the 1293
domestic relations division and shall have charge of the personnel 1294
engaged in handling, servicing, or investigating divorce, 1295
dissolution of marriage, legal separation, and annulment cases, 1296
including any referees considered necessary for the discharge of 1297
the judge's various duties. 1298

(Z)(1) In Marion county, the judge of the court of common 1299
pleas whose term begins on February 9, 1999, and the successors to 1300
that judge, shall have the same qualifications, exercise the same 1301
powers and jurisdiction, and receive the same compensation as the 1302
other judges of the court of common pleas of Marion county and 1303
shall be elected and designated as judge of the court of common 1304
pleas, domestic relations-juvenile-probate division. Except as 1305
otherwise specified in this division, that judge, and the 1306
successors to that judge, shall have all the powers relating to 1307
juvenile courts, and all cases under Chapters 2151. and 2152. of 1308
the Revised Code, all cases arising under Chapter 3111. of the 1309
Revised Code, all divorce, dissolution of marriage, legal 1310
separation, and annulment cases, all proceedings involving child 1311
support, the allocation of parental rights and responsibilities 1312
for the care of children and the designation for the children of a 1313
place of residence and legal custodian, parenting time, and 1314
visitation, and all post-decree proceedings and matters arising 1315
from those cases and proceedings shall be assigned to that judge 1316
and the successors to that judge. Except as provided in division 1317

(Z)(2) of this section and notwithstanding any other provision of 1318
any section of the Revised Code, on and after February 9, 2003, 1319
the judge of the court of common pleas of Marion county whose term 1320
begins on February 9, 1999, and the successors to that judge, 1321
shall have all the powers relating to the probate division of the 1322
court of common pleas of Marion county in addition to the powers 1323
previously specified in this division, and shall exercise 1324
concurrent jurisdiction with the judge of the probate division of 1325
that court over all matters that are within the jurisdiction of 1326
the probate division of that court under Chapter 2101., and other 1327
provisions, of the Revised Code in addition to the jurisdiction of 1328
the domestic relations-juvenile-probate division of that court 1329
otherwise specified in division (Z)(1) of this section. 1330

(2) The judge of the domestic relations-juvenile-probate 1331
division of the court of common pleas of Marion county or the 1332
judge of the probate division of the court of common pleas of 1333
Marion county, whichever of those judges is senior in total length 1334
of service on the court of common pleas of Marion county, 1335
regardless of the division or divisions of service, shall serve as 1336
the clerk of the probate division of the court of common pleas of 1337
Marion county. 1338

(3) On and after February 9, 2003, all references in law to 1339
"the probate court," "the probate judge," "the juvenile court," or 1340
"the judge of the juvenile court" shall be construed, with respect 1341
to Marion county, as being references to both "the probate 1342
division" and "the domestic relations-juvenile-probate division" 1343
and as being references to both "the judge of the probate 1344
division" and "the judge of the domestic relations- 1345
juvenile-probate division." On and after February 9, 2003, all 1346
references in law to "the clerk of the probate court" shall be 1347
construed, with respect to Marion county, as being references to 1348
the judge who is serving pursuant to division (Z)(2) of this 1349

section as the clerk of the probate division of the court of 1350
common pleas of Marion county. 1351

(AA) In Muskingum county, the judge of the court of common 1352
pleas whose term begins on January 2, 2003, and successors, shall 1353
have the same qualifications, exercise the same powers and 1354
jurisdiction, and receive the same compensation as the other 1355
judges of the court of common pleas of Muskingum county and shall 1356
be elected and designated as the judge of the court of common 1357
pleas, division of domestic relations. The judge shall be assigned 1358
and hear all divorce, dissolution of marriage, legal separation, 1359
and annulment cases and all proceedings under the uniform 1360
interstate family support act contained in Chapter 3115. of the 1361
Revised Code. Except in cases that are subject to the exclusive 1362
original jurisdiction of the juvenile court, the judge shall be 1363
assigned and hear all cases pertaining to paternity, visitation, 1364
child support, the allocation of parental rights and 1365
responsibilities for the care of children, and the designation for 1366
the children of a place of residence and legal custodian, and all 1367
post-decree proceedings arising from any case pertaining to any of 1368
those matters. 1369

(BB) In Henry county, the judge of the court of common pleas 1370
whose term begins on January 1, 2005, and successors, shall have 1371
the same qualifications, exercise the same powers and 1372
jurisdiction, and receive the same compensation as the other judge 1373
of the court of common pleas of Henry county and shall be elected 1374
and designated as the judge of the court of common pleas, division 1375
of domestic relations. The judge shall have all of the powers 1376
relating to juvenile courts, and all cases under Chapter 2151. or 1377
2152. of the Revised Code, all parentage proceedings arising under 1378
Chapter 3111. of the Revised Code over which the juvenile court 1379
has jurisdiction, all divorce, dissolution of marriage, legal 1380
separation, and annulment cases, all proceedings involving child 1381

support, the allocation of parental rights and responsibilities 1382
for the care of children and the designation for the children of a 1383
place of residence and legal custodian, parenting time, and 1384
visitation, and all post-decree proceedings and matters arising 1385
from those cases and proceedings shall be assigned to that judge, 1386
except in cases that for some special reason are assigned to the 1387
other judge of the court of common pleas. 1388

(CC) If a judge of the court of common pleas, division of 1389
domestic relations, or juvenile judge, of any of the counties 1390
mentioned in this section is sick, absent, or unable to perform 1391
that judge's judicial duties or the volume of cases pending in the 1392
judge's division necessitates it, the duties of that judge shall 1393
be performed by another judge of the court of common pleas of that 1394
county, assigned for that purpose by the presiding judge of the 1395
court of common pleas of that county to act in place of or in 1396
conjunction with that judge, as the case may require. 1397

Section 2. That existing sections 2151.07, 2301.02, and 1398
2301.03 of the Revised Code are hereby repealed. 1399

Section 3. Section 2301.03 of the Revised Code is presented 1400
in this act as a composite of the section as amended by both Sub. 1401
H.B. 8 and Sub. H.B. 393 of the 124th General Assembly. The 1402
General Assembly, applying the principle stated in division (B) of 1403
section 1.52 of the Revised Code that amendments are to be 1404
harmonized if reasonably capable of simultaneous operation, finds 1405
that the composite is the resulting version of the section in 1406
effect prior to the effective date of the section as presented in 1407
this act. 1408