

**As Introduced**

**127th General Assembly  
Regular Session  
2007-2008**

**S. B. No. 345**

**Senator Goodman**

**Cosponsors: Senators Wagoner, Kearney, Padgett, Schuring, Seitz, Faber,  
Wilson, Roberts, Fedor, Bocchieri, Stivers**

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**A B I L L**

To amend sections 733.40, 1901.024, 1901.31, 1907.20, 1  
2949.111, 3375.49, 3375.50, and 4513.35; to amend, 2  
for the purpose of adopting a new section number 3  
as indicated in parentheses, section 3375.50 4  
(307.515); to enact sections 307.51, 307.511, 5  
307.512, 307.513, 307.514, 307.516, and 3375.481; 6  
to repeal sections 3375.48, 3375.51, 3375.52, 7  
3375.53, 3375.54, and 3375.55 of the Revised Code, 8  
and to repeal on December 31, 2009, section 9  
3375.49 of the Revised Code, as amended by this 10  
act, to create a county law library resources 11  
board in each county, to create a statewide 12  
consortium of county law library resources boards, 13  
to provide that each county law library resources 14  
board is responsible for coordinating legal 15  
research and reference material for county 16  
offices, courts, and county departments, to create 17  
the county law library resources fund and the 18  
statewide consortium of county law library 19  
resources boards fund, and to reconstitute the 20  
Task Force on Law Library Associations. 21  
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**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3375.49 be amended and sections 23  
307.51, 307.511, 307.512, 307.513, 307.514, and 307.516 of the 24  
Revised Code be enacted to read as follows: 25

Sec. 307.51. (A) As used in this section, "county office" 26  
means any officer, department, board, commission, or agency of a 27  
county. 28

(B) There is hereby created in each county a county law 29  
library resources board. The board shall consist of five members 30  
who shall be appointed and hold office as provided in section 31  
307.511 of the Revised Code. Beginning on January 1, 2010, subject 32  
to appropriation pursuant to section 307.513 of the Revised Code, 33  
the board shall provide legal research, reference, and library 34  
services to the county and to the municipal corporations, 35  
townships, and courts within the county and shall manage the 36  
coordination, acquisition, and utilization of legal resources. 37

(C) The board shall employ a county law librarian who shall 39  
be the chief administrator of the county law library resources 40  
board and may employ additional staff to perform any functions as 41  
determined by the board. The board shall fix the compensation of 42  
the county law librarian and any additional employees. All 43  
employees of the county law library resources board shall be in 44  
the unclassified civil service of the county. 45

(D)(1) The board may adopt any rules it considers necessary 46  
for its operation and shall adopt rules for the following: 47

(a) The expenditure of funds that are appropriated for its 48  
use pursuant to division (B) of section 307.513 of the Revised 49  
Code; 50

<u>(b) Public access and hours of operation of the law library;</u>	51
<u>(c) Fees for services;</u>	52
<u>(d) The receipt of gifts to the county law library resources fund.</u>	53 54
<u>(2) The board shall not charge any fee for any service provided to any member of the general assembly or to any officer or employee of a county, municipal, or township government or court located within that county when the officer or employee is acting within the scope of the officer's or employee's employment.</u>	55 56 57 58 59 60
<u>(3) Fees for services do not include fees for access to the law library. The board shall not charge a fee for access to the law library.</u>	61 62 63
<u>(4) The county law librarian or the librarian's designee shall deposit all fees collected pursuant to this section by any employee of the county law library resources board into the county law library resources fund established pursuant to section 307.514 of the Revised Code.</u>	64 65 66 67 68
<u>(E) There is hereby established a transition advisory council that shall consist of those individuals serving as members of the board of trustees of the law library association of the county that, as of the effective date of this section, received fines, penalties, and moneys arising from forfeited bail under sections 3375.50 to 3375.53 of the Revised Code. The transition advisory council shall exist from January 1, 2009, to December 31, 2010. After December 31, 2010, the board may create an advisory council that is comprised of persons engaged in the private practice of law and with expertise in the operation and funding of law libraries.</u>	69 70 71 72 73 74 75 76 77 78 79
<u>(F) Subject to the approval of the board of county commissioners of the county, the county law library resources</u>	80 81

board may contract with other county law library resources boards, 82  
the statewide consortium of law library resources boards, private 83  
entities, or public agencies for the provision of any services 84  
that the county law library resources board considers necessary. 85

(G) After January 1, 2010, no county office shall purchase, 86  
lease, rent, operate, or contract for the use of any legal 87  
research or reference materials available in print, audio, visual, 88  
or other medium or, notwithstanding section 307.482 of the Revised 89  
Code, any equipment necessary to support the utilization of that 90  
medium without prior approval of the board. 91  
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**Sec. 307.511.** (A) The five members of the county law library 93  
resources board shall be residents of the county and shall be 94  
appointed as follows: 95

(1) The prosecuting attorney of the county shall appoint one 96  
member whose initial term shall expire on December 31, 2010. 97

(2) The administrative judges or presiding judges of all 98  
municipal courts and county courts within the county shall meet to 99  
appoint one member who is an attorney licensed to practice law in 100  
the state and in good standing before the supreme court of Ohio 101  
and whose initial term shall expire on December 31, 2011. 102

(3) The administrative judge or presiding judge of the court 103  
of common pleas of the county shall appoint one member who is an 104  
attorney licensed to practice law in the state and in good 105  
standing before the supreme court of Ohio and whose initial term 106  
shall expire on December 31, 2012. 107

(4) The board of county commissioners shall appoint one 108  
member whose initial term shall expire on December 31, 2013. 109

(5) The board of county commissioners shall appoint one 110  
member whose initial term shall expire on December 31, 2014. 111

(B) The member appointed pursuant to division (A)(5) of this section shall serve as the chairperson of the county law library resources board until December 31, 2010. After that date, the board shall select a chairperson from among the members of the board.

(C) During the period of July 1, 2009, through December 31, 2010, the county law library resources board shall consist of seven members and shall include members appointed pursuant to division (A) of this section and two members who are residents of the county appointed for this period by the board of trustees of the law library association within the county that, prior to the effective date of this section, receives fines, penalties, and moneys arising from forfeited bail pursuant to sections 3375.50 to 3375.53 of the Revised Code.

(D) The initial appointments to the county law library resources board as provided in divisions (A) and (B) of this section shall be made on or before July 1, 2009, and for the term specified. Thereafter, terms for all members appointed pursuant to division (A) of this section shall be for five years, with each term ending on the same day of the same month as did the term that it succeeds.

(E) Each member of the board shall hold office from the date of the member's appointment until the end of the term for which the member was appointed. Vacancies shall be filled within sixty days after the vacancy occurs and shall be filled in the manner provided for original appointments. Any member appointed to fill a vacancy occurring prior to the expiration date of the term for which the member's predecessor was appointed shall hold office as a member for the remainder of that term. A member shall continue in office subsequent to the expiration date of the member's term until the member's successor takes office or until a period of sixty days has elapsed, whichever occurs first.

(F) A member of the board of trustees of a law library association may serve as a member of a county law library resources board if the member discloses each membership to the board of trustees of the law library association and the county law library resources board. 144  
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Sec. 307.512. Within fifteen days after July 1, 2009, the county law library resources board shall hold its initial meeting at the office of the board of county commissioners at a time that the chairperson of the county law library resources board determines. Thereafter, the board shall meet at least four times a year, as determined by the chairperson or at any other time as determined by a majority of the board. A majority of the members of the county law library resources board constitutes a quorum at any regular or special meeting. 149  
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Sec. 307.513. (A) The county law library resources board shall prepare an annual estimate of the revenue and expenditures of the board for the calendar year commencing January 1, 2010, and for each year thereafter, and shall submit that estimate to the board of county commissioners as provided in section 5705.28 of the Revised Code. The estimate of expenses shall be sufficient to provide for the operation of the county law library resources board. The estimate of revenue shall clearly specify the source of the revenue and shall include a specific request for monies to be appropriated to the county law library resources fund established pursuant to section 307.514 of the Revised Code from the county general fund for the ensuing fiscal year. 158  
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(B) The board of county commissioners may appropriate funds from the county general fund for the use of the county law library resources board. Within fifteen days after the adoption of the annual appropriation measure pursuant to section 5705.38 of the 170  
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Revised Code, the board of county commissioners shall transfer 175  
fifty per cent of the annual general fund appropriation to the 176  
county law library resources fund and shall transfer the remaining 177  
fifty per cent of the annual general fund appropriation not later 178  
than July 15 of each year. The funds appropriated by the board of 179  
county commissioners from the county law library resources fund 180  
shall be disbursed by the county auditor's warrant drawn on the 181  
county treasury five days after receipt of a voucher approved by 182  
the county law librarian pursuant to procedures established by the 183  
county law library resources board. 184

Sec. 307.514. There is hereby created in each county treasury 185  
a county law library resources fund, effective January 1, 2010. 186  
The fund shall receive all revenue that is required to be 187  
deposited into the fund pursuant to division (D)(1) of section 188  
307.51 and section 307.515 of the Revised Code, appropriated to 189  
the fund from the general fund by the board of county 190  
commissioners pursuant to section 307.513 of the Revised Code, or 191  
designated for deposit into the fund by gift or bequest from any 192  
person, firm, or corporation. Expenditures from the fund shall be 193  
made pursuant to the annual appropriation measure adopted by the 194  
board of county commissioners under section 5705.38 of the Revised 195  
Code. 196

Sec. 307.516. (A) Upon the recommendation of the county law 197  
library resources boards of two or more adjacent counties, the 198  
boards of county commissioners of those counties may enter into a 199  
contract to form a multi-county law library resources commission 200  
for the purpose of collaborating on behalf of the member counties 201  
in carrying out any or all of the duties and responsibilities 202  
conferred upon a county law library resources board by sections 203  
307.51 to 307.516 of the Revised Code. The commission shall 204  
administer the contract. Members of the commission shall consist 205

of the chairperson of each participating county law library 206  
resources board and one member from each of the county law library 207  
resources boards, who shall be designated by the members of each 208  
of the county law library resources boards. 209  
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(B) The contract shall do all of the following: 211

(1) Prescribe the structure, management, and responsibilities 212  
of the commission; 213

(2) Provide for a process to establish the annual budget for 214  
the commission that includes a requirement that the annual budget 215  
be approved by all of the boards of county commissioners of the 216  
member counties; 217

(3) Apportion the annual operating costs of the commission to 218  
each member county; 219

(4) Designate the expenditure of funds from the county law 220  
library resources fund of each member county; 221

(5) Address amendments to the contract. 222

(C) The contract shall be for a period of not less than three 223  
calendar years and not more than five calendar years. 224

**Sec. 3375.49.** ~~(A) Subject to divisions (B) and (D) of this~~ 225  
~~section, for~~ For the use of the law library referred to in section 226  
3375.48 of the Revised Code, the board of county commissioners 227  
shall provide space in the county courthouse or in any other 228  
building located in the county seat, and utilities for that space. 229

~~(B)(1) Subject to divisions (C) and (D) of this section,~~ 230  
~~through~~ During calendar year ~~2006~~ 2009, the board of county 231  
commissioners shall be responsible for paying the compensation of 232  
the librarian and up to two assistant librarians of the law 233  
library appointed by the board of trustees of the law library 234



association under section 3375.48 of the Revised Code and the 235  
costs of the space in the county courthouse or other building that 236  
the board provides for the use of the law library under division 237  
(A) of this section, and the utilities for that space, ~~and~~ 238  
~~furniture and fixtures for the law library.~~ 239

~~(2)(a) In calendar years 2007 through 2010, the board of 240  
county commissioners and the board of trustees shall be 241  
responsible for paying the compensation of the librarian and up to 242  
two assistant librarians appointed under section 3375.48 of the 243  
Revised Code as follows:~~ 244

~~(i) In calendar year 2007, the board of county commissioners 245  
shall pay eighty per cent, and the board of trustees shall pay 246  
twenty per cent.~~ 247

~~(ii) In calendar year 2008, the board of county commissioners 248  
shall pay sixty per cent, and the board of trustees shall pay 249  
forty per cent.~~ 250

~~(iii) In calendar year 2009, the board of county 251  
commissioners shall pay forty per cent, and the board of trustees 252  
shall pay sixty per cent.~~ 253

~~(iv) In calendar year 2010, the board of county commissioners 254  
shall pay twenty per cent, and the board of trustees shall pay 255  
eighty per cent.~~ 256

~~(b) In calendar years 2008 through 2011, the board of county 257  
commissioners and the board of trustees shall be responsible for 258  
the costs of the space in the county courthouse or other building 259  
that the board of county commissioners provides for the use of the 260  
law library under division (A) of this section, the utilities for 261  
that space, and furniture and fixtures for the law library as 262  
follows:~~ 263

~~(i) In calendar year 2008, the board of county commissioners 264  
shall pay eighty per cent, and the board of trustees shall pay 265~~

~~twenty per cent.~~ 266

~~(ii) In calendar year 2009, the board of county commissioners shall pay sixty per cent, and the board of trustees shall pay forty per cent.~~ 267  
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~~(iii) In calendar year 2010, the board of county commissioners shall pay forty per cent, and the board of trustees shall pay sixty per cent.~~ 270  
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~~(iv) In calendar year 2011, the board of county commissioners shall pay twenty per cent, and the board of trustees shall pay eighty per cent.~~ 273  
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~~(3)(a) Beginning in calendar year 2011 and thereafter, the board of trustees shall be responsible for paying the compensation of the librarian and all assistant librarians appointed under section 3375.48 of the Revised Code.~~ 276  
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~~(b) Beginning in calendar year 2012 and thereafter, the board of trustees shall be responsible for the costs of the space in the county courthouse or other building that the board of county commissioners provides for the use of the law library under division (A) of this section, the utilities for that space, and the law library's furniture and fixtures.~~ 280  
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~~(C) At any time prior to calendar year 2011, the board of trustees of a law library association referred to in section 3375.48 of the Revised Code may elect to assume responsibility for paying the entire compensation of the librarian and all assistant librarians of the law library appointed under section 3375.48 of the Revised Code. If the board of trustees elects to assume that responsibility, the board of county commissioners of the county in which the association is located has no further obligation under division (B) of this section to make payments for the compensation of the law librarian and up to two assistant librarians.~~ 286  
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~~(D)(1) Except as otherwise provided in division (D)(2) of~~ 296

~~this section, if the board of trustees of a law library 297  
association referred to in section 3375.48 of the Revised Code 298  
rents, leases, lease purchases, or otherwise acquires space to 299  
expand or enlarge the law library for the use of the law library, 300  
the board of county commissioners of the county in which the 301  
association is located has no further obligation under division 302  
(A) of this section to provide space in the county courthouse or 303  
any other building located in the county seat for the use of the 304  
law library and utilities for that space, and has no further 305  
obligation under division (B) of this section to make payments for 306  
the compensation of the librarian and up to two assistant 307  
librarians of the law library appointed under section 3375.48 of 308  
the Revised Code and for the costs of space in the county 309  
courthouse or any other building for the use of the law library, 310  
the utilities for that space, and the law library's furniture and 311  
fixtures. 312~~

~~(2) Division (D)(1) of this section does not apply if the 313  
board of trustees of a law library association referred to in 314  
section 3375.48 of the Revised Code modifies the space used by the 315  
law library in a manner that results in no change in that space or 316  
in a reduction in that space and that results in no additional 317  
costs to the board of county commissioners for fixtures or 318  
furniture for the law library. 319~~

~~(E)(C) The librarian of the law library shall receive and 320  
safely keep in the law library the law reports and other books 321  
furnished by the state for use of the court and bar. 322~~

~~(F)(D) The books, computer communications console that is a 323  
means of access to a system of computerized legal research, 324  
microform materials and equipment, videotape materials and 325  
equipment, audio or visual materials and equipment, other 326  
materials and equipment utilized in conducting legal research, 327  
furniture, and fixtures of the law library association that are 328~~

owned by, and used exclusively in, the law library are exempt from 329  
taxation. 330

**Section 2.** That existing section 3375.49 and sections 3375.54 331  
and 3375.55 of the Revised Code are hereby repealed. 332

**Section 3.** That sections 733.40, 1901.024, 1901.31, 1907.20, 333  
2949.111, 3375.50, and 4513.35 be amended, section 3375.50 334  
(307.515) be amended for the purpose of adopting a new section 335  
number as indicated in parentheses, and section 3375.481 of the 336  
Revised Code be enacted to read as follows: 337

**Sec. ~~3375.50~~ 307.515.** (A) All fines and penalties collected 338  
by, and moneys arising from forfeited bail in, a municipal court 339  
for offenses and misdemeanors brought for prosecution in the name 340  
of a municipal corporation under one of its penal ordinances, 341  
where there is in force a state statute under which the offense 342  
might be prosecuted, or brought for prosecution in the name of the 343  
state, except a portion of ~~such~~ those fines, penalties, and moneys 344  
~~which that~~, plus all costs collected monthly in ~~such~~ those state 345  
cases, equal the compensation allowed by the board of county 346  
commissioners to the judges of the municipal court, its clerk, and 347  
the prosecuting attorney of ~~such~~ that court in state cases, shall 348  
be retained by the clerk of ~~such~~ that municipal court, and shall 349  
~~be paid deposited by him forthwith, the clerk each month, to the~~ 350  
~~board of trustees of the law library association in the county law~~ 351  
library resources fund that is created under section 307.514 of 352  
the Revised Code in the county in which ~~such~~ that municipal 353  
corporation is located. The sum ~~so retained and paid by that~~ 354  
clerk of the municipal court ~~to the board of trustees of such law~~ 355  
~~library association~~ deposits in the county law library resources 356  
fund shall, in no month, be less than twenty-five per cent of the 357  
amount of such fines, penalties, and moneys received in that 358

month, without deducting the amount of the allowance of the board 359  
of county commissioners to the judges, clerk, and prosecuting 360  
attorney. 361

The total amount paid under this section in any one calendar 362  
year by the clerks of all municipal courts in any one county to 363  
the ~~board of trustees of such law library association~~ county law 364  
library resources fund shall in no event exceed the following 365  
amounts: 366

~~(A)~~(1) In counties having a population of fifty thousand or 367  
less, seventy-five hundred dollars and the maximum amount paid by 368  
any of such courts shall not exceed four thousand dollars in any 369  
calendar year. 370

~~(B)~~(2) In counties having a population in excess of fifty 371  
thousand but not in excess of one hundred thousand, eight thousand 372  
dollars and the maximum amount paid by any of such courts shall 373  
not exceed five thousand five hundred dollars in any calendar 374  
year. 375

~~(C)~~(3) In counties having a population in excess of one 376  
hundred thousand but not in excess of one hundred fifty thousand, 377  
ten thousand dollars and the maximum amount paid by any of such 378  
courts shall not exceed seven thousand dollars in any calendar 379  
year. 380

~~(D)~~(4) In counties having a population of in excess of one 381  
hundred fifty thousand, fifteen thousand dollars in any calendar 382  
year. The maximum amount to be paid by each ~~such~~ clerk shall be 383  
determined by the county auditor in December of each year for the 384  
next succeeding calendar year, and shall bear the same ratio to 385  
the total amount payable under this section from the clerks of all 386  
municipal courts in such county as the total fines, costs, and 387  
forfeitures received by the corresponding municipal court, bear to 388  
the total fines, costs, and forfeitures received by all the 389

municipal courts in the county, as shown for the last complete 390  
year of actual receipts, on the latest available budgets of such 391  
municipal courts. Payments in the full amounts provided in this 392  
section shall be made monthly by each clerk in each calendar year 393  
until the maximum amount for such year has been paid. When ~~such~~ 394  
that amount, so determined by the auditor, has been paid to the 395  
~~board of trustees of such law library association~~ county law 396  
library resources fund, then no further payments shall be required 397  
in that calendar year from the clerk of ~~such~~ that court. 398

~~(E)~~(5) This section does not apply to fines collected by a 399  
municipal court for violations of division (B) of section 4513.263 400  
of the Revised Code, or for violations of any municipal ordinance 401  
that is substantively comparable to that division, all of which 402  
shall be forwarded to the treasurer of state as provided in 403  
division (E) of section 4513.263 of the Revised Code. 404

(B) The county treasurer, upon the voucher of the county 405  
auditor, shall deposit fifty per cent of all moneys collected by a 406  
county court accruing from fines, penalties, and forfeited bail, 407  
unless otherwise distributed by law, in the county law library 408  
resources fund in that county that is created under section 409  
307.514 of the Revised Code. The county treasurer shall deposit 410  
those moneys into that fund within thirty days after those moneys 411  
have been paid into the county treasury by the clerk of the county 412  
court. 413

This section does not apply to fines collected by a county 414  
court for violations of division (B) of section 4513.263 of the 415  
Revised Code, or for violations of any municipal ordinance that is 416  
substantively comparable to that division, all of which shall be 417  
forwarded to the treasurer of state as provided in division (E) of 418  
section 4513.263 of the Revised Code. 419

(C) In each county of the state, the clerk of the court of 420  
common pleas and the clerk of the probate court shall retain all 421

fines and penalties collected by, and moneys arising from 422  
forfeited bail in, the court of common pleas and the probate court 423  
of that county for offenses and misdemeanors brought for 424  
prosecution in those courts in the name of the state and monthly 425  
shall deposit those moneys in the county law library resources 426  
fund in that county that is created under section 307.514 of the 427  
Revised Code. The total sums so deposited shall not exceed twelve 428  
hundred fifty dollars per annum, and when that amount has been 429  
deposited in the fund in accordance with this section then no 430  
further payments shall be required under this section in that 431  
calendar year from the clerks of those respective courts. 432

This section does not apply to fines collected by a court of 433  
common pleas for violations of division (B) of section 4513.263 of 434  
the Revised Code, all of which shall be forwarded to the treasurer 435  
of state as provided in division (E) of that section. 436

(D) In each county, the treasurer of the county or the 437  
treasurer of the municipal corporation shall deposit monthly fifty 438  
per cent of all fines and penalties collected by, and fifty per 439  
cent of moneys arising from forfeited bail in, any court in that 440  
county for offenses brought for prosecution under Chapters 4301. 441  
and 4303. of the Revised Code and the state traffic laws in the 442  
county legal resources fund in that county that is created under 443  
section 307.514 of the Revised Code. The sum so deposited in that 444  
fund by each treasurer shall not exceed twelve hundred dollars per 445  
annum under Chapters 4301. and 4303. of the Revised Code, and when 446  
that amount has been deposited in that fund in accordance with 447  
this section, then no further deposits shall be required under 448  
this section in that calendar year from those treasurers. 449

As used in this section, "state traffic laws" does not 451  
include division (B) of section 4513.263 of the Revised Code. 452

**Sec. 733.40.** Except as otherwise provided in section 4511.193 453  
of the Revised Code, all fines, forfeitures, and costs in 454  
ordinance cases and all fees that are collected by the mayor, that 455  
in any manner come into the mayor's hands, or that are due the 456  
mayor or a marshal, chief of police, or other officer of the 457  
municipal corporation, any other fees and expenses that have been 458  
advanced out of the treasury of the municipal corporation, and all 459  
money received by the mayor for the use of the municipal 460  
corporation shall be paid by the mayor into the treasury of the 461  
municipal corporation on the first Monday of each month. At the 462  
first regular meeting of the legislative authority each month, the 463  
mayor shall submit a full statement of all money received, from 464  
whom and for what purposes received, and when paid into the 465  
treasury. Except as otherwise provided by ~~sections 3375.50 to~~ 466  
~~3375.52~~ section 307.515 or 4511.19 of the Revised Code, all fines, 467  
and forfeitures collected by the mayor in state cases, together 468  
with all fees and expenses collected that have been advanced out 469  
of the county treasury, shall be paid by the mayor to the county 470  
treasury on the first business day of each month. Except as 471  
otherwise provided by ~~sections 3375.50 to 3375.52~~ section 307.515 472  
or 4511.19 of the Revised Code, the mayor shall pay all court 473  
costs and fees collected by the mayor in state cases into the 474  
municipal treasury on the first business day of each month. 475

This section does not apply to fines collected by a mayor's 476  
court for violations of division (B) of section 4513.263 of the 477  
Revised Code, or for violations of any municipal ordinance that is 478  
substantively comparable to that division, all of which shall be 479  
forwarded to the treasurer of state as provided in division (E) of 480  
section 4513.263 of the Revised Code. 481

**Sec. 1901.024.** (A) The board of county commissioners of 482  
Hamilton county shall pay all of the costs of operation of the 483



Hamilton county municipal court. Subject to sections ~~3375.50,~~ 484  
~~3375.53~~ 307.515, 4511.19, 4511.193, and 5503.04 of the Revised 485  
Code and to any other section of the Revised Code that requires a 486  
specific manner of disbursement of any moneys received by a 487  
municipal court, the county shall receive all of the costs, fees, 488  
and other moneys, except fines collected for violations of 489  
municipal ordinances and for violations of township resolutions 490  
adopted pursuant to Chapter 504. of the Revised Code, that are 491  
received by the Hamilton county municipal court and shall receive 492  
fifty per cent of all of the fines for violations of municipal 493  
ordinances and for violations of township resolutions adopted 494  
pursuant to Chapter 504. of the Revised Code that are received by 495  
the court. 496

(B) The board of county commissioners of Lawrence county 497  
shall pay all of the costs of operation of the Lawrence county 498  
municipal court. Subject to sections ~~3375.50,~~ ~~3375.53~~ 307.515, 499  
4511.19, 4511.193, and 5503.04 of the Revised Code and to any 500  
other section of the Revised Code that requires a specific manner 501  
of disbursement of any moneys received by a municipal court, the 502  
county shall receive all of the costs, fees, and other moneys, 503  
except fines collected for violations of municipal ordinances and 504  
for violations of township resolutions adopted pursuant to Chapter 505  
504. of the Revised Code, that are received by the Lawrence county 506  
municipal court and shall receive fifty per cent of all of the 507  
fines for violations of municipal ordinances and for violations of 508  
township resolutions adopted pursuant to Chapter 504. of the 509  
Revised Code that are received by the court. 510

(C) The board of county commissioners of Ottawa county shall 511  
pay all of the costs of operation of the Ottawa county municipal 512  
court. Subject to sections ~~3375.50,~~ ~~3375.53~~ 307.515, 4511.19, 513  
4511.193, and 5503.04 of the Revised Code and to any other section 514  
of the Revised Code that requires a specific manner of 515

disbursement of any moneys received by a municipal court, the 516  
county shall receive all of the costs, fees, and other moneys, 517  
except fines collected for violations of municipal ordinances and 518  
for violations of township resolutions adopted pursuant to Chapter 519  
504. of the Revised Code, that are received by the Ottawa county 520  
municipal court and shall receive fifty per cent of all of the 521  
fines for violations of municipal ordinances and for violations of 522  
township resolutions adopted pursuant to Chapter 504. of the 523  
Revised Code that are received by the court. 524

(D) The board of county commissioners of a county in which a 525  
county-operated municipal court is located shall pay all of the 526  
costs of operation of the municipal court. The county in which a 527  
county-operated municipal court that is not subject to division 528  
(A), (B), or (C) of this section is located shall receive all of 529  
the costs, fees, and other moneys, except fines collected for 530  
violations of municipal ordinances and for violations of township 531  
resolutions adopted pursuant to Chapter 504. of the Revised Code 532  
and except as provided in sections ~~3375.50, 3375.53,~~ 307.515 and 533  
5503.04 of the Revised Code and in any other section of the 534  
Revised Code that requires a specific manner of disbursement of 535  
any moneys received by a municipal court, that are received by the 536  
court. 537

**Sec. 1901.31.** The clerk and deputy clerks of a municipal 538  
court shall be selected, be compensated, give bond, and have 539  
powers and duties as follows: 540

(A) There shall be a clerk of the court who is appointed or 541  
elected as follows: 542

(1)(a) Except in the Akron, Barberton, Toledo, Hamilton 543  
county, Portage county, and Wayne county municipal courts and 544  
through December 31, 2008, the Cuyahoga Falls municipal court, if 545  
the population of the territory equals or exceeds one hundred 546

thousand at the regular municipal election immediately preceding 547  
the expiration of the term of the present clerk, the clerk shall 548  
be nominated and elected by the qualified electors of the 549  
territory in the manner that is provided for the nomination and 550  
election of judges in section 1901.07 of the Revised Code. 551

The clerk so elected shall hold office for a term of six 552  
years, which term shall commence on the first day of January 553  
following the clerk's election and continue until the clerk's 554  
successor is elected and qualified. 555

(b) In the Hamilton county municipal court, the clerk of 556  
courts of Hamilton county shall be the clerk of the municipal 557  
court and may appoint an assistant clerk who shall receive the 558  
compensation, payable out of the treasury of Hamilton county in 559  
semimonthly installments, that the board of county commissioners 560  
prescribes. The clerk of courts of Hamilton county, acting as the 561  
clerk of the Hamilton county municipal court and assuming the 562  
duties of that office, shall receive compensation at one-fourth 563  
the rate that is prescribed for the clerks of courts of common 564  
pleas as determined in accordance with the population of the 565  
county and the rates set forth in sections 325.08 and 325.18 of 566  
the Revised Code. This compensation shall be paid from the county 567  
treasury in semimonthly installments and is in addition to the 568  
annual compensation that is received for the performance of the 569  
duties of the clerk of courts of Hamilton county, as provided in 570  
sections 325.08 and 325.18 of the Revised Code. 571

(c) In the Portage county and Wayne county municipal courts, 572  
the clerks of courts of Portage county and Wayne county shall be 573  
the clerks, respectively, of the Portage county and Wayne county 574  
municipal courts and may appoint a chief deputy clerk for each 575  
branch that is established pursuant to section 1901.311 of the 576  
Revised Code and assistant clerks as the judges of the municipal 577  
court determine are necessary, all of whom shall receive the 578

compensation that the legislative authority prescribes. The clerks 579  
of courts of Portage county and Wayne county, acting as the clerks 580  
of the Portage county and Wayne county municipal courts and 581  
assuming the duties of these offices, shall receive compensation 582  
payable from the county treasury in semimonthly installments at 583  
one-fourth the rate that is prescribed for the clerks of courts of 584  
common pleas as determined in accordance with the population of 585  
the county and the rates set forth in sections 325.08 and 325.18 586  
of the Revised Code. 587

(d) Except as otherwise provided in division (A)(1)(d) of 588  
this section, in the Akron municipal court, candidates for 589  
election to the office of clerk of the court shall be nominated by 590  
primary election. The primary election shall be held on the day 591  
specified in the charter of the city of Akron for the nomination 592  
of municipal officers. Notwithstanding any contrary provision of 593  
section 3513.05 or 3513.257 of the Revised Code, the declarations 594  
of candidacy and petitions of partisan candidates and the 595  
nominating petitions of independent candidates for the office of 596  
clerk of the Akron municipal court shall be signed by at least 597  
fifty qualified electors of the territory of the court. 598

The candidates shall file a declaration of candidacy and 599  
petition, or a nominating petition, whichever is applicable, not 600  
later than four p.m. of the seventy-fifth day before the day of 601  
the primary election, in the form prescribed by section 3513.07 or 602  
3513.261 of the Revised Code. The declaration of candidacy and 603  
petition, or the nominating petition, shall conform to the 604  
applicable requirements of section 3513.05 or 3513.257 of the 605  
Revised Code. 606

If no valid declaration of candidacy and petition is filed by 607  
any person for nomination as a candidate of a particular political 608  
party for election to the office of clerk of the Akron municipal 609  
court, a primary election shall not be held for the purpose of 610

nominating a candidate of that party for election to that office. 611  
If only one person files a valid declaration of candidacy and 612  
petition for nomination as a candidate of a particular political 613  
party for election to that office, a primary election shall not be 614  
held for the purpose of nominating a candidate of that party for 615  
election to that office, and the candidate shall be issued a 616  
certificate of nomination in the manner set forth in section 617  
3513.02 of the Revised Code. 618

Declarations of candidacy and petitions, nominating 619  
petitions, and certificates of nomination for the office of clerk 620  
of the Akron municipal court shall contain a designation of the 621  
term for which the candidate seeks election. At the following 622  
regular municipal election, all candidates for the office shall be 623  
submitted to the qualified electors of the territory of the court 624  
in the manner that is provided in section 1901.07 of the Revised 625  
Code for the election of the judges of the court. The clerk so 626  
elected shall hold office for a term of six years, which term 627  
shall commence on the first day of January following the clerk's 628  
election and continue until the clerk's successor is elected and 629  
qualified. 630

(e) Except as otherwise provided in division (A)(1)(e) of 631  
this section, in the Barberton municipal court, candidates for 632  
election to the office of clerk of the court shall be nominated by 633  
primary election. The primary election shall be held on the day 634  
specified in the charter of the city of Barberton for the 635  
nomination of municipal officers. Notwithstanding any contrary 636  
provision of section 3513.05 or 3513.257 of the Revised Code, the 637  
declarations of candidacy and petitions of partisan candidates and 638  
the nominating petitions of independent candidates for the office 639  
of clerk of the Barberton municipal court shall be signed by at 640  
least fifty qualified electors of the territory of the court. 641

The candidates shall file a declaration of candidacy and 642

petition, or a nominating petition, whichever is applicable, not 643  
later than four p.m. of the seventy-fifth day before the day of 644  
the primary election, in the form prescribed by section 3513.07 or 645  
3513.261 of the Revised Code. The declaration of candidacy and 646  
petition, or the nominating petition, shall conform to the 647  
applicable requirements of section 3513.05 or 3513.257 of the 648  
Revised Code. 649

If no valid declaration of candidacy and petition is filed by 650  
any person for nomination as a candidate of a particular political 651  
party for election to the office of clerk of the Barberton 652  
municipal court, a primary election shall not be held for the 653  
purpose of nominating a candidate of that party for election to 654  
that office. If only one person files a valid declaration of 655  
candidacy and petition for nomination as a candidate of a 656  
particular political party for election to that office, a primary 657  
election shall not be held for the purpose of nominating a 658  
candidate of that party for election to that office, and the 659  
candidate shall be issued a certificate of nomination in the 660  
manner set forth in section 3513.02 of the Revised Code. 661

Declarations of candidacy and petitions, nominating 662  
petitions, and certificates of nomination for the office of clerk 663  
of the Barberton municipal court shall contain a designation of 664  
the term for which the candidate seeks election. At the following 665  
regular municipal election, all candidates for the office shall be 666  
submitted to the qualified electors of the territory of the court 667  
in the manner that is provided in section 1901.07 of the Revised 668  
Code for the election of the judges of the court. The clerk so 669  
elected shall hold office for a term of six years, which term 670  
shall commence on the first day of January following the clerk's 671  
election and continue until the clerk's successor is elected and 672  
qualified. 673

(f)(i) Through December 31, 2008, except as otherwise 674

provided in division (A)(1)(f)(i) of this section, in the Cuyahoga Falls municipal court, candidates for election to the office of clerk of the court shall be nominated by primary election. The primary election shall be held on the day specified in the charter of the city of Cuyahoga Falls for the nomination of municipal officers. Notwithstanding any contrary provision of section 3513.05 or 3513.257 of the Revised Code, the declarations of candidacy and petitions of partisan candidates and the nominating petitions of independent candidates for the office of clerk of the Cuyahoga Falls municipal court shall be signed by at least fifty qualified electors of the territory of the court.

The candidates shall file a declaration of candidacy and petition, or a nominating petition, whichever is applicable, not later than four p.m. of the seventy-fifth day before the day of the primary election, in the form prescribed by section 3513.07 or 3513.261 of the Revised Code. The declaration of candidacy and petition, or the nominating petition, shall conform to the applicable requirements of section 3513.05 or 3513.257 of the Revised Code.

If no valid declaration of candidacy and petition is filed by any person for nomination as a candidate of a particular political party for election to the office of clerk of the Cuyahoga Falls municipal court, a primary election shall not be held for the purpose of nominating a candidate of that party for election to that office. If only one person files a valid declaration of candidacy and petition for nomination as a candidate of a particular political party for election to that office, a primary election shall not be held for the purpose of nominating a candidate of that party for election to that office, and the candidate shall be issued a certificate of nomination in the manner set forth in section 3513.02 of the Revised Code.

Declarations of candidacy and petitions, nominating

petitions, and certificates of nomination for the office of clerk 707  
of the Cuyahoga Falls municipal court shall contain a designation 708  
of the term for which the candidate seeks election. At the 709  
following regular municipal election, all candidates for the 710  
office shall be submitted to the qualified electors of the 711  
territory of the court in the manner that is provided in section 712  
1901.07 of the Revised Code for the election of the judges of the 713  
court. The clerk so elected shall hold office for a term of six 714  
years, which term shall commence on the first day of January 715  
following the clerk's election and continue until the clerk's 716  
successor is elected and qualified. 717

(ii) Division (A)(1)(f)(i) of this section shall have no 718  
effect after December 31, 2008. 719

(g) Except as otherwise provided in division (A)(1)(g) of 720  
this section, in the Toledo municipal court, candidates for 721  
election to the office of clerk of the court shall be nominated by 722  
primary election. The primary election shall be held on the day 723  
specified in the charter of the city of Toledo for the nomination 724  
of municipal officers. Notwithstanding any contrary provision of 725  
section 3513.05 or 3513.257 of the Revised Code, the declarations 726  
of candidacy and petitions of partisan candidates and the 727  
nominating petitions of independent candidates for the office of 728  
clerk of the Toledo municipal court shall be signed by at least 729  
fifty qualified electors of the territory of the court. 730

The candidates shall file a declaration of candidacy and 731  
petition, or a nominating petition, whichever is applicable, not 732  
later than four p.m. of the seventy-fifth day before the day of 733  
the primary election, in the form prescribed by section 3513.07 or 734  
3513.261 of the Revised Code. The declaration of candidacy and 735  
petition, or the nominating petition, shall conform to the 736  
applicable requirements of section 3513.05 or 3513.257 of the 737  
Revised Code. 738



If no valid declaration of candidacy and petition is filed by 739  
any person for nomination as a candidate of a particular political 740  
party for election to the office of clerk of the Toledo municipal 741  
court, a primary election shall not be held for the purpose of 742  
nominating a candidate of that party for election to that office. 743  
If only one person files a valid declaration of candidacy and 744  
petition for nomination as a candidate of a particular political 745  
party for election to that office, a primary election shall not be 746  
held for the purpose of nominating a candidate of that party for 747  
election to that office, and the candidate shall be issued a 748  
certificate of nomination in the manner set forth in section 749  
3513.02 of the Revised Code. 750

Declarations of candidacy and petitions, nominating 751  
petitions, and certificates of nomination for the office of clerk 752  
of the Toledo municipal court shall contain a designation of the 753  
term for which the candidate seeks election. At the following 754  
regular municipal election, all candidates for the office shall be 755  
submitted to the qualified electors of the territory of the court 756  
in the manner that is provided in section 1901.07 of the Revised 757  
Code for the election of the judges of the court. The clerk so 758  
elected shall hold office for a term of six years, which term 759  
shall commence on the first day of January following the clerk's 760  
election and continue until the clerk's successor is elected and 761  
qualified. 762

(2)(a) Except for the Alliance, Auglaize county, Brown 763  
county, Columbiana county, Holmes county, Lorain, Massillon, and 764  
Youngstown municipal courts, in a municipal court for which the 765  
population of the territory is less than one hundred thousand, the 766  
clerk shall be appointed by the court, and the clerk shall hold 767  
office until the clerk's successor is appointed and qualified. 768

(b) In the Alliance, Lorain, Massillon, and Youngstown 769  
municipal courts, the clerk shall be elected for a term of office 770

as described in division (A)(1)(a) of this section. 771

(c) In the Auglaize county, Brown county, and Holmes county 772  
municipal courts, the clerks of courts of Auglaize county, Brown 773  
county, and Holmes county shall be the clerks, respectively, of 774  
the Auglaize county, Brown county, and Holmes county municipal 775  
courts and may appoint a chief deputy clerk for each branch office 776  
that is established pursuant to section 1901.311 of the Revised 777  
Code, and assistant clerks as the judge of the court determines 778  
are necessary, all of whom shall receive the compensation that the 779  
legislative authority prescribes. The clerks of courts of Auglaize 780  
county, Brown county, and Holmes county, acting as the clerks of 781  
the Auglaize county, Brown county, and Holmes county municipal 782  
courts and assuming the duties of these offices, shall receive 783  
compensation payable from the county treasury in semimonthly 784  
installments at one-fourth the rate that is prescribed for the 785  
clerks of courts of common pleas as determined in accordance with 786  
the population of the county and the rates set forth in sections 787  
325.08 and 325.18 of the Revised Code. 788

(d) In the Columbiana county municipal court, the clerk of 789  
courts of Columbiana county shall be the clerk of the municipal 790  
court, may appoint a chief deputy clerk for each branch office 791  
that is established pursuant to section 1901.311 of the Revised 792  
Code, and may appoint any assistant clerks that the judges of the 793  
court determine are necessary. All of the chief deputy clerks and 794  
assistant clerks shall receive the compensation that the 795  
legislative authority prescribes. The clerk of courts of 796  
Columbiana county, acting as the clerk of the Columbiana county 797  
municipal court and assuming the duties of that office, shall 798  
receive in either biweekly installments or semimonthly 799  
installments, as determined by the payroll administrator, 800  
compensation payable from the county treasury at one-fourth the 801  
rate that is prescribed for the clerks of courts of common pleas 802

as determined in accordance with the population of the county and 803  
the rates set forth in sections 325.08 and 325.18 of the Revised 804  
Code. 805

(3) During the temporary absence of the clerk due to illness, 806  
vacation, or other proper cause, the court may appoint a temporary 807  
clerk, who shall be paid the same compensation, have the same 808  
authority, and perform the same duties as the clerk. 809

(B) Except in the Hamilton county, Portage county, and Wayne 810  
county municipal courts, if a vacancy occurs in the office of the 811  
clerk of the Alliance, Lorain, Massillon, or Youngstown municipal 812  
court or occurs in the office of the clerk of a municipal court 813  
for which the population of the territory equals or exceeds one 814  
hundred thousand because the clerk ceases to hold the office 815  
before the end of the clerk's term or because a clerk-elect fails 816  
to take office, the vacancy shall be filled, until a successor is 817  
elected and qualified, by a person chosen by the residents of the 818  
territory of the court who are members of the county central 819  
committee of the political party by which the last occupant of 820  
that office or the clerk-elect was nominated. Not less than five 821  
nor more than fifteen days after a vacancy occurs, those members 822  
of that county central committee shall meet to make an appointment 823  
to fill the vacancy. At least four days before the date of the 824  
meeting, the chairperson or a secretary of the county central 825  
committee shall notify each such member of that county central 826  
committee by first class mail of the date, time, and place of the 827  
meeting and its purpose. A majority of all such members of that 828  
county central committee constitutes a quorum, and a majority of 829  
the quorum is required to make the appointment. If the office so 830  
vacated was occupied or was to be occupied by a person not 831  
nominated at a primary election, or if the appointment was not 832  
made by the committee members in accordance with this division, 833  
the court shall make an appointment to fill the vacancy. A 834

successor shall be elected to fill the office for the unexpired 835  
term at the first municipal election that is held more than one 836  
hundred twenty days after the vacancy occurred. 837

(C)(1) In a municipal court, other than the Auglaize county, 838  
the Brown county, the Columbiana county, the Holmes county, and 839  
the Lorain municipal courts, for which the population of the 840  
territory is less than one hundred thousand, the clerk of the 841  
municipal court shall receive the annual compensation that the 842  
presiding judge of the court prescribes, if the revenue of the 843  
court for the preceding calendar year, as certified by the auditor 844  
or chief fiscal officer of the municipal corporation in which the 845  
court is located or, in the case of a county-operated municipal 846  
court, the county auditor, is equal to or greater than the 847  
expenditures, including any debt charges, for the operation of the 848  
court payable under this chapter from the city treasury or, in the 849  
case of a county-operated municipal court, the county treasury for 850  
that calendar year, as also certified by the auditor or chief 851  
fiscal officer. If the revenue of a municipal court, other than 852  
the Auglaize county, the Brown county, the Columbiana county, and 853  
the Lorain municipal courts, for which the population of the 854  
territory is less than one hundred thousand for the preceding 855  
calendar year as so certified is not equal to or greater than 856  
those expenditures for the operation of the court for that 857  
calendar year as so certified, the clerk of a municipal court 858  
shall receive the annual compensation that the legislative 859  
authority prescribes. As used in this division, "revenue" means 860  
the total of all costs and fees that are collected and paid to the 861  
city treasury or, in a county-operated municipal court, the county 862  
treasury by the clerk of the municipal court under division (F) of 863  
this section and all interest received and paid to the city 864  
treasury or, in a county-operated municipal court, the county 865  
treasury in relation to the costs and fees under division (G) of 866  
this section. 867

(2) In a municipal court, other than the Hamilton county, 868  
Portage county, and Wayne county municipal courts, for which the 869  
population of the territory is one hundred thousand or more, and 870  
in the Lorain municipal court, the clerk of the municipal court 871  
shall receive annual compensation in a sum equal to eighty-five 872  
per cent of the salary of a judge of the court. 873

(3) The compensation of a clerk described in division (C)(1) 874  
or (2) of this section is payable in semimonthly installments from 875  
the same sources and in the same manner as provided in section 876  
1901.11 of the Revised Code, except that the compensation of the 877  
clerk of the Carroll county municipal court is payable in biweekly 878  
installments. 879

(D) Before entering upon the duties of the clerk's office, 880  
the clerk of a municipal court shall give bond of not less than 881  
six thousand dollars to be determined by the judges of the court, 882  
conditioned upon the faithful performance of the clerk's duties. 883

(E) The clerk of a municipal court may do all of the 884  
following: administer oaths, take affidavits, and issue executions 885  
upon any judgment rendered in the court, including a judgment for 886  
unpaid costs; issue, sign, and attach the seal of the court to all 887  
writs, process, subpoenas, and papers issuing out of the court; 888  
and approve all bonds, sureties, recognizances, and undertakings 889  
fixed by any judge of the court or by law. The clerk may refuse to 890  
accept for filing any pleading or paper submitted for filing by a 891  
person who has been found to be a vexatious litigator under 892  
section 2323.52 of the Revised Code and who has failed to obtain 893  
leave to proceed under that section. The clerk shall do all of the 894  
following: file and safely keep all journals, records, books, and 895  
papers belonging or appertaining to the court; record the 896  
proceedings of the court; perform all other duties that the judges 897  
of the court may prescribe; and keep a book showing all receipts 898  
and disbursements, which book shall be open for public inspection 899

at all times. 900

The clerk shall prepare and maintain a general index, a 901  
docket, and other records that the court, by rule, requires, all 902  
of which shall be the public records of the court. In the docket, 903  
the clerk shall enter, at the time of the commencement of an 904  
action, the names of the parties in full, the names of the 905  
counsel, and the nature of the proceedings. Under proper dates, 906  
the clerk shall note the filing of the complaint, issuing of 907  
summons or other process, returns, and any subsequent pleadings. 908  
The clerk also shall enter all reports, verdicts, orders, 909  
judgments, and proceedings of the court, clearly specifying the 910  
relief granted or orders made in each action. The court may order 911  
an extended record of any of the above to be made and entered, 912  
under the proper action heading, upon the docket at the request of 913  
any party to the case, the expense of which record may be taxed as 914  
costs in the case or may be required to be prepaid by the party 915  
demanding the record, upon order of the court. 916

(F) The clerk of a municipal court shall receive, collect, 917  
and issue receipts for all costs, fees, fines, bail, and other 918  
moneys payable to the office or to any officer of the court. The 919  
clerk shall each month disburse to the proper persons or officers, 920  
and take receipts for, all costs, fees, fines, bail, and other 921  
moneys that the clerk collects. Subject to sections ~~3375.50~~ 922  
307.515 and 4511.193 of the Revised Code and to any other section 923  
of the Revised Code that requires a specific manner of 924  
disbursement of any moneys received by a municipal court and 925  
except for the Hamilton county, Lawrence county, and Ottawa county 926  
municipal courts, the clerk shall pay all fines received for 927  
violation of municipal ordinances into the treasury of the 928  
municipal corporation the ordinance of which was violated and 929  
shall pay all fines received for violation of township resolutions 930  
adopted pursuant to section 503.52 or 503.53 or Chapter 504. of 931

the Revised Code into the treasury of the township the resolution 932  
of which was violated. Subject to sections 1901.024 and 4511.193 933  
of the Revised Code, in the Hamilton county, Lawrence county, and 934  
Ottawa county municipal courts, the clerk shall pay fifty per cent 935  
of the fines received for violation of municipal ordinances and 936  
fifty per cent of the fines received for violation of township 937  
resolutions adopted pursuant to section 503.52 or 503.53 or 938  
Chapter 504. of the Revised Code into the treasury of the county. 939  
Subject to sections ~~3375.50, 3375.53~~ 307.515, 4511.19, and 5503.04 940  
of the Revised Code and to any other section of the Revised Code 941  
that requires a specific manner of disbursement of any moneys 942  
received by a municipal court, the clerk shall pay all fines 943  
collected for the violation of state laws into the county 944  
treasury. Except in a county-operated municipal court, the clerk 945  
shall pay all costs and fees the disbursement of which is not 946  
otherwise provided for in the Revised Code into the city treasury. 947  
The clerk of a county-operated municipal court shall pay the costs 948  
and fees the disbursement of which is not otherwise provided for 949  
in the Revised Code into the county treasury. Moneys deposited as 950  
security for costs shall be retained pending the litigation. The 951  
clerk shall keep a separate account of all receipts and 952  
disbursements in civil and criminal cases, which shall be a 953  
permanent public record of the office. On the expiration of the 954  
term of the clerk, the clerk shall deliver the records to the 955  
clerk's successor. The clerk shall have other powers and duties as 956  
are prescribed by rule or order of the court. 957

(G) All moneys paid into a municipal court shall be noted on 958  
the record of the case in which they are paid and shall be 959  
deposited in a state or national bank, or a domestic savings and 960  
loan association, as defined in section 1151.01 of the Revised 961  
Code, that is selected by the clerk. Any interest received upon 962  
the deposits shall be paid into the city treasury, except that, in 963  
a county-operated municipal court, the interest shall be paid into 964

the treasury of the county in which the court is located. 965

On the first Monday in January of each year, the clerk shall 966  
make a list of the titles of all cases in the court that were 967  
finally determined more than one year past in which there remains 968  
unclaimed in the possession of the clerk any funds, or any part of 969  
a deposit for security of costs not consumed by the costs in the 970  
case. The clerk shall give notice of the moneys to the parties who 971  
are entitled to the moneys or to their attorneys of record. All 972  
the moneys remaining unclaimed on the first day of April of each 973  
year shall be paid by the clerk to the city treasurer, except 974  
that, in a county-operated municipal court, the moneys shall be 975  
paid to the treasurer of the county in which the court is located. 976  
The treasurer shall pay any part of the moneys at any time to the 977  
person who has the right to the moneys upon proper certification 978  
of the clerk. 979

(H) Deputy clerks of a municipal court other than the Carroll 980  
county municipal court may be appointed by the clerk and shall 981  
receive the compensation, payable in either biweekly installments 982  
or semimonthly installments, as determined by the payroll 983  
administrator, out of the city treasury, that the clerk may 984  
prescribe, except that the compensation of any deputy clerk of a 985  
county-operated municipal court shall be paid out of the treasury 986  
of the county in which the court is located. The judge of the 987  
Carroll county municipal court may appoint deputy clerks for the 988  
court, and the deputy clerks shall receive the compensation, 989  
payable in biweekly installments out of the county treasury, that 990  
the judge may prescribe. Each deputy clerk shall take an oath of 991  
office before entering upon the duties of the deputy clerk's 992  
office and, when so qualified, may perform the duties appertaining 993  
to the office of the clerk. The clerk may require any of the 994  
deputy clerks to give bond of not less than three thousand 995  
dollars, conditioned for the faithful performance of the deputy 996



clerk's duties. 997

(I) For the purposes of this section, whenever the population 998  
of the territory of a municipal court falls below one hundred 999  
thousand but not below ninety thousand, and the population of the 1000  
territory prior to the most recent regular federal census exceeded 1001  
one hundred thousand, the legislative authority of the municipal 1002  
corporation may declare, by resolution, that the territory shall 1003  
be considered to have a population of at least one hundred 1004  
thousand. 1005

(J) The clerk or a deputy clerk shall be in attendance at all 1006  
sessions of the municipal court, although not necessarily in the 1007  
courtroom, and may administer oaths to witnesses and jurors and 1008  
receive verdicts. 1009

**Sec. 1907.20.** (A) The clerk of courts shall be the clerk of 1010  
the county court, except that the board of county commissioners, 1011  
with the concurrence of the county court judges, may appoint a 1012  
clerk for each county court judge, who shall serve at the pleasure 1013  
of the board and shall receive compensation as set by the board, 1014  
payable in semimonthly installments from the treasury of the 1015  
county. An appointed clerk, before entering upon the duties of the 1016  
office, shall give bond of not less than five thousand dollars, as 1017  
determined by the board of county commissioners, conditioned upon 1018  
the faithful performance of the clerk's duties. 1019

The clerks of courts of common pleas, when acting as the 1020  
clerks of county courts, and upon assuming their county court 1021  
duties, shall receive compensation at one-fourth the rate 1022  
prescribed for the clerks of courts of common pleas as determined 1023  
in accordance with the population of the county and the rates set 1024  
forth in sections 325.08 and 325.18 of the Revised Code. This 1025  
compensation shall be paid from the county treasury in semimonthly 1026  
installments and is in addition to the annual compensation 1027

received for the performance of the duties of the clerk of a court 1028  
of common pleas as provided in sections 325.08 and 325.18 of the 1029  
Revised Code. 1030

(B) The clerk of a county court shall have general powers to 1031  
administer oaths, take affidavits, and issue executions upon any 1032  
judgment rendered in the county court, including a judgment for 1033  
unpaid costs, power to issue and sign all writs, process, 1034  
subpoenas, and papers issuing out of the court, and to attach the 1035  
seal of the court to them, and power to approve all bonds, 1036  
sureties, recognizances, and undertakings fixed by any judge of 1037  
the court or by law. The clerk shall file and safely keep all 1038  
journals, records, books, and papers belonging or appertaining to 1039  
the court, record its proceedings, perform all other duties that 1040  
the judges of the court may prescribe, and keep a book showing all 1041  
receipts and disbursements, which shall be open for public 1042  
inspection at all times. The clerk may refuse to accept for filing 1043  
any pleading or paper submitted for filing by a person who has 1044  
been found to be a vexatious litigator under section 2323.52 of 1045  
the Revised Code and who has failed to obtain leave to proceed 1046  
under that section. 1047

The clerk shall prepare and maintain a general index, a 1048  
docket as prescribed by the court, which shall be furnished by the 1049  
board of county commissioners, and such other records as the 1050  
court, by rule, requires, all of which shall be the public records 1051  
of the court. In the docket, the clerk shall enter at times of the 1052  
commencement of an action, the names of the parties in full, the 1053  
names of the counsel, and the nature of the proceedings. Under 1054  
proper dates, the clerk shall note the filing of the complaint, 1055  
issuing of summons or other process, returns, and pleadings 1056  
subsequent thereto. The clerk also shall enter all reports, 1057  
verdicts, orders, judgments, and proceedings of the court, clearly 1058  
specifying the relief granted or orders made in each action. The 1059

court may order an extended record of any of the above to be made 1060  
and entered, under the proper action heading, upon the docket at 1061  
the request of any party to the case, the expense of which may be 1062  
taxed as costs in the case or may be required to be prepaid by the 1063  
party demanding the extended record, upon order of the court. 1064

(C) The clerk of a county court shall receive and collect all 1065  
costs, fees, fines, penalties, bail, and other moneys payable to 1066  
the office or to any officer of the court and issue receipts 1067  
therefor, and shall each month disburse the costs, fees, fines, 1068  
penalties, bail, and other moneys to the proper persons or 1069  
officers and take receipts therefor. Subject to sections ~~3375.51,~~ 1070  
~~3375.53~~ 307.515, 4511.19, 4511.193, and 5503.04 of the Revised 1071  
Code and all other statutes that require a different distribution 1072  
of fines, fines received for violations of municipal ordinances 1073  
shall be paid into the treasury of the municipal corporation whose 1074  
ordinance was violated, fines received for violations of township 1075  
resolutions adopted pursuant to section 503.52 or 503.53 or 1076  
Chapter 504. of the Revised Code shall be paid into the treasury 1077  
of the township whose resolution was violated, and fines collected 1078  
for the violation of state laws shall be paid into the county 1079  
treasury. Moneys deposited as security for costs shall be retained 1080  
pending the litigation. 1081

The clerk shall keep a separate account of all receipts and 1082  
disbursements in civil and criminal cases. The separate account 1083  
shall be a permanent public record of the office. On the 1084  
expiration of a clerk's term, those records shall be delivered to 1085  
the clerk's successor. 1086

The clerk shall have such other powers and duties as are 1087  
prescribed by rule or order of the court. 1088

(D) All moneys paid into a county court shall be noted on the 1089  
record of the case in which they are paid and shall be deposited 1090  
in a state or national bank selected by the clerk. On the first 1091

Monday in January of each year, the clerk shall make a list of the titles of all cases in the county court that were finally determined more than one year past in which there remains unclaimed in the possession of the clerk any funds, or any part of a deposit for security of costs not consumed by the costs in the case. The clerk shall give notice of the moneys to the parties entitled to them or to their attorneys of record. All the moneys remaining unclaimed on the first day of April of each year shall be paid by the clerk to the county treasurer. Any part of the moneys shall be paid by the county treasurer at any time to the person having the right to them, upon proper certification of the clerk.

(E)(1) In county court districts having appointed clerks, deputy clerks may be appointed by the board of county commissioners. Clerks and deputy clerks shall receive such compensation payable in semimonthly installments out of the county treasury as the board may prescribe. Each deputy clerk shall take an oath of office before entering upon the duties of the deputy clerk's office and, when so qualified, may perform the duties appertaining to the office of the clerk. The clerk may require any of the deputy clerks to give bond of not less than three thousand dollars, conditioned for the faithful performance of the deputy clerk's duties.

(2) A clerk of courts acting as clerk of the county court may appoint deputy clerks to perform the duties pertaining to the office of clerk of the county court. Each deputy clerk shall take an oath of office before entering upon the deputy clerk's duties, and the clerk of courts may require the deputy clerk to give bond of not less than three thousand dollars, conditioned for the faithful performance of the deputy clerk's duties.

(3) The clerk or a deputy clerk of a county court shall be in attendance at all sessions of the court, although not necessarily

in the courtroom, and may administer oaths to witnesses and jurors 1124  
and receive verdicts. 1125

(F)(1) In county court districts having appointed clerks, the 1126  
board of county commissioners may order the establishment of one 1127  
or more branch offices of the clerk and, with the concurrence of 1128  
the county judges, may appoint a special deputy clerk to 1129  
administer each branch office. Each special deputy clerk shall 1130  
take an oath of office before entering upon the duties of the 1131  
deputy clerk's office and, when so qualified, may perform any one 1132  
or more of the duties appertaining to the office of clerk, as the 1133  
board prescribes. Special deputy clerks shall receive such 1134  
compensation payable in semimonthly installments out of the county 1135  
treasury as the board may prescribe. The board may require any of 1136  
the special deputy clerks to give bond of not less than three 1137  
thousand dollars, conditioned for the faithful performance of the 1138  
deputy clerk's duties. 1139

The board of county commissioners may authorize the clerk of 1140  
the county court to operate one or more branch offices, to divide 1141  
the clerk's time between the offices, and to perform duties 1142  
appertaining to the office of clerk in locations that the board 1143  
prescribes. 1144

(2) A clerk of courts acting as clerk of the county court may 1145  
establish one or more branch offices for the clerk's duties as 1146  
clerk of the county court and, with the concurrence of the county 1147  
court judges, may appoint a special deputy clerk to administer 1148  
each branch office. Each special deputy clerk shall take an oath 1149  
of office before entering upon the deputy clerk's duties and, when 1150  
so qualified, may perform any of the duties pertaining to the 1151  
office of clerk, as the clerk of courts prescribes. The clerk of 1152  
courts may require any of the special deputy clerks to give bond 1153  
of not less than three thousand dollars, conditioned for the 1154  
faithful performance of the deputy clerk's duties. 1155

(G) The clerk of courts of the county shall fix the 1156  
compensation of deputy clerks and special deputy clerks appointed 1157  
by the clerk pursuant to this section. Those personnel shall be 1158  
paid and be subject to the same requirements as other employees of 1159  
the clerk under the provisions of section 325.17 of the Revised 1160  
Code insofar as that section is applicable. 1161

**Sec. 2949.111.** (A) As used in this section: 1162

(1) "Court costs" means any assessment that the court 1163  
requires an offender to pay to defray the costs of operating the 1164  
court. 1165

(2) "State fines or costs" means any costs imposed or 1166  
forfeited bail collected by the court under section 2743.70 of the 1167  
Revised Code for deposit into the reparations fund or under 1168  
section 2949.091 of the Revised Code for deposit into the general 1169  
revenue fund and all fines, penalties, and forfeited bail 1170  
collected by the court and paid to a law library association under 1171  
~~sections 3375.50 to 3375.53~~ section 307.515 of the Revised Code. 1172

(3) "Reimbursement" means any reimbursement for the costs of 1173  
confinement that the court orders an offender to pay pursuant to 1174  
section 2929.28 of the Revised Code, any supervision fee, any fee 1175  
for the costs of house arrest with electronic monitoring that an 1176  
offender agrees to pay, any reimbursement for the costs of an 1177  
investigation or prosecution that the court orders an offender to 1178  
pay pursuant to section 2929.71 of the Revised Code, or any other 1179  
costs that the court orders an offender to pay. 1180

(4) "Supervision fees" means any fees that a court, pursuant 1181  
to sections 2929.18, 2929.28, and 2951.021 of the Revised Code, 1182  
requires an offender who is under a community control sanction to 1183  
pay for supervision services. 1184

(5) "Community control sanction" has the same meaning as in 1185

section 2929.01 of the Revised Code. 1186

(B) Unless the court, in accordance with division (C) of this 1187  
section, enters in the record of the case a different method of 1188  
assigning payments, if a person who is charged with a misdemeanor 1189  
is convicted of or pleads guilty to the offense, if the court 1190  
orders the offender to pay any combination of court costs, state 1191  
fines or costs, restitution, a conventional fine, or any 1192  
reimbursement, and if the offender makes any payment of any of 1193  
them to a clerk of court, the clerk shall assign the offender's 1194  
payment in the following manner: 1195

(1) If the court ordered the offender to pay any court costs, 1196  
the offender's payment shall be assigned toward the satisfaction 1197  
of those court costs until they have been entirely paid. 1198

(2) If the court ordered the offender to pay any state fines 1199  
or costs and if all of the court costs that the court ordered the 1200  
offender to pay have been paid, the remainder of the offender's 1201  
payment shall be assigned on a pro rata basis toward the 1202  
satisfaction of the state fines or costs until they have been 1203  
entirely paid. 1204

(3) If the court ordered the offender to pay any restitution 1205  
and if all of the court costs and state fines or costs that the 1206  
court ordered the offender to pay have been paid, the remainder of 1207  
the offender's payment shall be assigned toward the satisfaction 1208  
of the restitution until it has been entirely paid. 1209

(4) If the court ordered the offender to pay any fine and if 1210  
all of the court costs, state fines or costs, and restitution that 1211  
the court ordered the offender to pay have been paid, the 1212  
remainder of the offender's payment shall be assigned toward the 1213  
satisfaction of the fine until it has been entirely paid. 1214

(5) If the court ordered the offender to pay any 1215  
reimbursement and if all of the court costs, state fines or costs, 1216

restitution, and fines that the court ordered the offender to pay 1217  
have been paid, the remainder of the offender's payment shall be 1218  
assigned toward the satisfaction of the reimbursements until they 1219  
have been entirely paid. 1220

(C) If a person who is charged with a misdemeanor is 1221  
convicted of or pleads guilty to the offense and if the court 1222  
orders the offender to pay any combination of court costs, state 1223  
fines or costs, restitution, fines, or reimbursements, the court, 1224  
at the time it orders the offender to make those payments, may 1225  
prescribe an order of payments that differs from the order set 1226  
forth in division (B) of this section by entering in the record of 1227  
the case the order so prescribed. If a different order is entered 1228  
in the record, on receipt of any payment, the clerk of the court 1229  
shall assign the payment in the manner prescribed by the court. 1230

Sec. 3375.481. (A) There is hereby created a statewide 1231  
consortium of county law library resources boards. The statewide 1232  
consortium shall be comprised of the county law library resources 1233  
board of each county. 1234

(B) The statewide consortium board shall consist of five 1235  
voting members, one of whom shall be the librarian of the supreme 1236  
court of Ohio, or, if the librarian of the supreme court is 1237  
unavailable, the chief justice's designee, and the other four 1238  
members shall be appointed as follows: 1239

(1) The Ohio judicial conference shall appoint one member. 1240

(2) The county commissioners association of Ohio shall 1241  
appoint two members, one of whom shall be the chief administrator 1242  
of a county law library resources board. 1243

(3) The Ohio state bar association shall appoint one member. 1244

(C) Initial appointments to the statewide consortium board 1245  
shall be made on or before January 1, 2011. Of the initial 1246



appointments, the initial term of the member appointed by the 1247  
county commissioners association who is not the chief 1248  
administrator of a county library resources board and the member 1249  
appointed by the Ohio judicial conference shall be for a term 1250  
ending December 31, 2014. The initial term of the member appointed 1251  
by the Ohio state bar association and the member appointed by the 1252  
county commissioners association who is the chief administrator of 1253  
a county law library resources board shall be for a term ending 1254  
December 31, 2016. Thereafter, terms for all members shall be for 1255  
five years, with each term ending on the same day of the same 1256  
month as did the term that it succeeds. 1257

1258  
Each member appointed pursuant to division (B) of this 1259  
section shall hold office from the date of the member's 1260  
appointment until the end of the term for which the member was 1261  
appointed. Vacancies shall be filled within sixty days after the 1262  
vacancy occurs and shall be filled in the manner provided for 1263  
original appointments. Any member appointed to fill a vacancy 1264  
occurring prior to the expiration date of the term for which the 1265  
member's predecessor was appointed shall hold office as a member 1266  
for the remainder of that term. A member shall continue in office 1267  
subsequent to the expiration date of the member's term until the 1268  
member's successor takes office or until a period of sixty days 1269  
has elapsed, whichever occurs first. 1270

(D) The statewide consortium board shall do all of the 1271  
following for the benefit of the members of the statewide 1272  
consortium: 1273

(1) Negotiate contracts that each county law library 1274  
resources board may use for purchasing or obtaining access to 1275  
legal research and reference materials available in any medium; 1276

(2) Catalogue existing resources held by county law library 1277  
resources boards and facilitate the sharing of those resources by 1278

<u>the county law library resources boards;</u>	1279
<u>(3) Develop and recommend guidelines for the collection of or</u>	1280
<u>access to legal resources that ought to be provided by a county</u>	1281
<u>law library resources board;</u>	1282
<u>(4) Provide consultation and assistance to county law library</u>	1283
<u>resources boards;</u>	1284
<u>(5) Issue an annual report of its activities to each county</u>	1285
<u>law library resources board.</u>	1286
<u>(E)(1) There is hereby created in the state treasury the</u>	1287
<u>statewide consortium of county law library resources boards fund.</u>	1288
<u>Commencing January 1, 2011, each county treasurer shall deposit</u>	1289
<u>two per cent of the funds deposited pursuant to section 307.515 of</u>	1290
<u>the Revised Code into the county law library resources fund of the</u>	1291
<u>treasurer's county, established under section 307.514 of the</u>	1292
<u>Revised Code, from the immediately preceding calendar year into</u>	1293
<u>the statewide consortium of county law library resources boards</u>	1294
<u>fund. The statewide consortium board may recommend in writing and</u>	1295
<u>submit to each county law library resources board an increase or</u>	1296
<u>decrease in the percentage of funds that must be deposited into</u>	1297
<u>the statewide consortium fund by county treasurers pursuant to the</u>	1298
<u>division. Upon the receipt of written approval of the</u>	1299
<u>recommendation from a majority of the county law library resources</u>	1300
<u>boards, the recommendation shall become effective on January 1 of</u>	1301
<u>the succeeding year. The statewide consortium board of the county</u>	1302
<u>law library resources boards shall make any recommendations not</u>	1303
<u>later than the first day of April for the proceeding fiscal year,</u>	1304
<u>and any action by a county law library resources board on the</u>	1305
<u>recommendation shall be certified to the statewide consortium</u>	1306
<u>board not later than the first day of June of that year.</u>	1307
	1308
<u>(2) The statewide consortium board may use the money</u>	1309

deposited in the fund for the operation of the statewide 1310  
consortium board and may provide grants to county law library 1311  
resources boards. 1312

(F) The statewide consortium board may create an advisory 1313  
council that is comprised of persons with expertise in the 1314  
operation and funding of law libraries. 1315

(G) The statewide consortium board shall determine the 1316  
necessary qualifications of staff and the facilities and equipment 1317  
necessary for the operation of the statewide consortium. 1318

(H) The statewide consortium board shall elect a chairperson 1319  
from its membership. The statewide consortium board shall meet at 1320  
least four times per year and shall keep a record of its 1321  
proceedings. The record of its proceedings shall be open to the 1322  
public for inspection. The chairperson or the chairperson's 1323  
designee shall send a written notice of the time and place of each 1324  
meeting to each member. A majority of the members of the statewide 1325  
consortium board shall constitute a quorum. 1326  
1327

**Sec. 4513.35.** (A) All fines collected under sections 4511.01 1328  
to 4511.78, 4511.99, and 4513.01 to 4513.37 of the Revised Code 1329  
shall be paid into the county treasury and, with the exception of 1330  
that portion distributed under section ~~3375.53~~ 307.515 of the 1331  
Revised Code, shall be placed to the credit of the fund for the 1332  
maintenance and repair of the highways within that county, except 1333  
that: 1334

(1) All fines for violations of division (B) of section 1335  
4513.263 shall be delivered to the treasurer of state as provided 1336  
in division (E) of section 4513.263 of the Revised Code. 1337

(2) All fines collected from, or moneys arising from bonds 1338  
forfeited by, persons apprehended or arrested by state highway 1339

patrolmen shall be distributed as provided in section 5503.04 of 1340  
the Revised Code. 1341

(3)(a) Subject to division (E) of section 4513.263 of the 1342  
Revised Code and except as otherwise provided in division 1343  
(A)(3)(b) of this section, one-half of all fines collected from, 1344  
and one-half of all moneys arising from bonds forfeited by, 1345  
persons apprehended or arrested by a township constable or other 1346  
township police officer shall be paid to the township treasury to 1347  
be placed to the credit of the general fund. 1348

(b) All fines collected from, and all moneys arising from 1349  
bonds forfeited by, persons apprehended or arrested by a township 1350  
constable or other township police officer pursuant to division 1351  
(B)(2) of section 4513.39 of the Revised Code for a violation of 1352  
section 4511.21 of the Revised Code or any other law, ordinance, 1353  
or regulation pertaining to speed that occurred on a highway 1354  
included as part of the interstate system, as defined in section 1355  
5516.01 of the Revised Code, shall be paid into the county 1356  
treasury and be credited as provided in the first paragraph of 1357  
this section. 1358

(B) Notwithstanding any other provision of this section or of 1359  
any other section of the Revised Code: 1360

(1) All fines collected from, and all moneys arising from 1361  
bonds forfeited by, persons arrested under division (E)(1) or (2) 1362  
of section 2935.03 of the Revised Code are deemed to be collected, 1363  
and to arise, from arrests made within the jurisdiction in which 1364  
the arresting officer is appointed, elected, or employed, for 1365  
violations of one of the sections or chapters of the Revised Code 1366  
listed in division (E)(1) of that section and shall be distributed 1367  
accordingly. 1368

(2) All fines collected from, and all moneys arising from 1369  
bonds forfeited by, persons arrested under division (E)(3) of 1370

section 2935.03 of the Revised Code are deemed to be collected, 1371  
and to arise, from arrests made within the jurisdiction in which 1372  
the arresting officer is appointed, elected, or employed, for 1373  
violations of municipal ordinances that are substantially 1374  
equivalent to one of the sections or one of the provisions of one 1375  
of the chapters of the Revised Code listed in division (E)(1) of 1376  
that section and for violations of one of the sections or one of 1377  
the provisions of one of the chapters of the Revised Code listed 1378  
in division (E)(1) of that section, and shall be distributed 1379  
accordingly. 1380

**Section 4.** That existing sections 733.40, 1901.024, 1901.31, 1381  
1907.20, 2949.111, 3375.50, and 4513.35 and sections 3375.48, 1382  
3375.51, 3375.52, and 3375.53 of the Revised Code are hereby 1383  
repealed. 1384

**Section 5.** Sections 3 and 4 of this act shall take effect 1385  
January 1, 2010, except that section 3375.48 of the Revised Code, 1386  
as repealed by this act, shall take effect December 31, 2009. 1387

**Section 6.** That section 3375.49 of the Revised Code, as 1388  
amended by this act, shall take effect December 31, 2008. 1389

**Section 7.** Section 3375.49 of the Revised Code, as amended by 1390  
this act, is hereby repealed effective December 31, 2009. 1391

**Section 8.** (A) The Task Force on Law Library Associations 1392  
created pursuant to Section 503.06 of Am. Sub. H.B. 66 of the 1393  
126th General Assembly is hereby reconstituted. The appointing 1394  
authority shall fill any vacancies on the reconstituted Task 1395  
Force. 1396

(B) The Task Force shall help educate the county law library 1397  
resources boards with regards to the new structure and 1398

organization of county law libraries, facilitate the establishment 1399  
of the county law library resources boards, including the 1400  
transition of the management of county law libraries from the law 1401  
library associations to the county law library resources boards, 1402  
and monitor the necessary and proper expenditure of the county law 1403  
library resources fund, as provided for in section 307.514 of the 1404  
Revised Code. 1405

(C) The Task Force shall submit a final report to the Speaker 1406  
and Minority Leader of the House of Representatives and the 1407  
President and Minority Leader of the Senate by December 31, 2011. 1408  
Upon submission of its report, the Task Force shall cease to 1409  
exist. 1410

(D) Sections 101.82 to 101.87 of the Revised Code do not 1411  
apply to the Task Force. 1412

**Section 9.** (A) On or before January 1, 2010, a law library 1413  
association shall transfer both of the following to the county law 1414  
library resources board in the county in which the law library 1415  
association is located: 1416

(1) All unspent fines and penalties in the law library's 1417  
general fund and retained moneys fund collected pursuant to 1418  
sections 3375.50 to 3375.53 of the Revised Code; 1419

(2) All personal property that the law library association 1420  
can reasonably identify as having been purchased by the fines and 1421  
penalties in the law library's general fund or retained moneys 1422  
fund collected pursuant to sections 3375.50 to 3375.53 of the 1423  
Revised Code. 1424

(B) The law library association shall retain all dedicated 1425  
moneys or personal property that were not purchased with the fines 1426  
and penalties in the law library's general revenue fund or 1427  
retained moneys fund. 1428

**Section 10.** With respect to a person employed by a law library association referred to in section 3375.48 of the Revised Code immediately preceding the effective date of this section and upon that person's employment by a county law library resources board, the board shall use the following methods for determining the employee's vacation accrual rate and credit for accrued but unused vacation leave and sick leave:

(A) For the librarian and assistant librarians who received compensation pursuant to section 3375.49 of the Revised Code and were paid upon warrant of the county auditor, the county law library resources board shall do all of the following:

(1) Credit to the employee accrued but unused sick leave acquired during service with the law library association as if the employee were transferring from one public agency to another public agency pursuant to section 124.38 of the Revised Code;

(2) Consider all of the employee's prior service with the law library association as service with the county for purposes of determining years of service pursuant to section 325.19 of the Revised Code;

(3) One of the following:

(a) Compensate the employee for accrued but unused vacation leave acquired during service with the law library association at the employee's final rate of pay while employed by the association, except that this compensation of vacation leave shall not exceed the vacation leave a county employee is permitted to earn and accumulate under section 325.19 of the Revised Code;

(b) Credit to the employee accrued but unused vacation leave acquired during service with the law library association, except that this credited vacation leave shall not exceed the vacation leave a county employee is permitted to earn and accumulate under section 325.19 of the Revised Code.

(B) For all employees of the law library association not 1460  
specified in division (A) of this section, the county law library 1461  
resources board may do either of the following by resolution: 1462

(1) Credit to the employee all or any part of accrued but 1463  
unused sick leave acquired during service with the law library 1464  
association as if the employee were transferring from one public 1465  
agency to another public agency pursuant to section 124.38 of the 1466  
Revised Code; 1467

(2) Consider all or any part of the employee's prior service 1468  
with the law library association as service with the county for 1469  
purposes of determining years of service pursuant to section 1470  
325.19 of the Revised Code. 1471

(C) Any resolution the law library resources board adopts 1472  
pursuant to division (B) of this section shall not be effective if 1473  
the board of county commissioners rejects the resolution within 1474  
thirty days of receiving the resolution. 1475