



# Ohio Prosecuting Attorneys Association

Legislative Newsletter – 133<sup>rd</sup> General Assembly

September 30, 2019



## IN THE NEWS

[Prosecutors Call Bill Prohibiting Execution of Seriously Mentally Ill ‘Dangerous’](#)

[Domestic Violence Cases Underscore Issues with Ohio ‘Red Flag’ Proposal](#)

[Sentencing Reform, Case Data Drive Chief Justice’s State of the Judiciary](#)

[Ohio Lawmakers Seek Tighter Limits on Expunging Juvenile Records](#)

[A Decade of Diversion: Franklin County’s Court for Addiction Recovery](#)

## OPAA NEWS

Register now for our Juvenile Prosecutor Training – October 24 in Columbus

## Proposed Changes to Rules of Practice and Procedure

The Supreme Court of Ohio’s Commission on the Rules of Practice and Procedure published [proposed rule amendments](#) for public comment and will accept comments through November 6, 2019. The package of proposed changes includes changes to Criminal Rule 46 regarding pretrial release and bail, and Criminal Rule 19 to allow magistrates to handle matters related to fourth and fifth degree felonies.

### Introduced

[Senate Bill 196/House Bill 337](#) (Qualified Advocate Privilege) sponsored by Sen. Eklund, and Reps. Stein and Galonski respectively, establishes a testimonial privilege for “qualified advocates” who work for a “qualified victim services program.” The privilege would apply to communications made by a victim to a qualified advocate regarding domestic violence, human trafficking, menacing by stalking, or sexual violence.

[House Bill 350](#) (Animal Fighting/Bestiality) sponsored by Rep. Hoops would reenact provisions of the Revised Code related to animal fighting and bestiality in response to a decision of the Sixth District Court of Appeals, Toledo v. Ohio, 2018-Ohio-4534, that found that the bill creating the statutes was in violation of the single subject rule.

[House Bill 341](#) (Addiction Treatment) sponsored by Rep. Ginter exempts places in which patients are treated for opioid dependence or addiction through direct administration by a physician, physician assistant, or advanced practice registered nurse from the general requirement to have a category III terminal distributor license.

[House Bill 335](#) (Firearms – Protection Orders) sponsored by Reps. Lepore-Hagan and Boyd would require a person who is subject to a civil or criminal domestic violence temporary protection order to surrender their firearms.

[House Bill 348](#) (Firearms – Protection Orders) sponsored by Reps Adam Miller would prohibit a person who is subject to a protection order from purchasing or receiving a firearm for the duration of the order.

For a complete list of bills that the OPAA is tracking and OPAA positions on legislation, please visit [www.ohiopa.org](http://www.ohiopa.org).