



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

Bethany Boyd

H.B. 543*

132nd General Assembly
(As Reported by H. State and Local Government)

Reps. Hambley and Perales, Arndt, Becker, Butler, Carfagna, Holmes, Miller, O'Brien, Patterson, Riedel, Seitz, Thompson

BILL SUMMARY

- Authorizes a county prosecuting attorney, in the attorney's discretion and with the approval of the board of county commissioners, to enter into a contract with a regional airport authority, port authority, or regional planning commission to be its legal adviser.
 - Allows the county prosecuting attorney to charge a fee for legal services agreed to under the contract.
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CONTENT AND OPERATION

County prosecuting attorney as a legal adviser

The bill authorizes the county prosecuting attorney, in the prosecuting attorney's discretion and with the approval of the board of county commissioners, to enter into a contract with any of the following entities to be their legal adviser:

- A regional airport authority;¹

* This analysis was prepared before the report of the House State and Local Government Committee appeared in the House Journal. Note that the list of co-sponsors and the legislative history may be incomplete.

¹ R.C. 309.09(I). Regional airport authorities are created under R.C. Chapter 308.

- A port authority;²
- A regional planning commission.³

The contract may provide for the payment of a fee to the prosecuting attorney for legal services agreed to under the contract.⁴

In turn, the bill authorizes the board of trustees of a regional airport authority,⁵ the board of directors of a port authority,⁶ and a regional planning commission⁷ to contract with the county prosecuting attorney, to obtain legal services from the prosecuting attorney.

All money received under a contract must be deposited into the prosecuting attorney's legal services fund. Moneys in that fund may be appropriated only to the prosecuting attorney for the purpose of providing legal services under the contract with a regional airport authority, port authority, or regional planning commission, as applicable.⁸

If the regional airport authority, port authority, or regional planning commission covers territory or a region in more than one county, the board of trustees, board of directors, or commission may choose the prosecuting attorney with whom it enters into such contract, with the approval of the board of county commissioners of that county.⁹

HISTORY

| ACTION | DATE |
|-------------------------------------|----------|
| Introduced | 03-07-18 |
| Reported, H. State & Local Gov't | --- |
| <small>H0543-RH-132.docx/ks</small> | |

² R.C. 309.09(I). This includes a port authority created under R.C. 4582.02 by a municipal corporation, township, county, or any combination thereof, and a port authority created under R.C. 4582.22 by any of the aforementioned local governments in combination with any other political subdivisions.

³ R.C. 309.09(J). Regional planning commissions are created under R.C. 713.21.

⁴ R.C. 309.09(I) and (J).

⁵ R.C. 308.061.

⁶ R.C. 4582.021 and 4582.23.

⁷ R.C. 713.21(E).

⁸ R.C. 309.09(K).

⁹ R.C. 309.09(I) and (J).

