

Executive

As Passed By House

As Reported By Senate Finance

CLACD1 Court of Claims procedure for Open Meetings Law violations

(1) No provision.

(1) No provision.

R.C. 2743.76, 121.22, 2323.52, 2743.03, 2746.04

(1) Creates a procedure within the Court of Claims to hear complaints alleging a violation of the Open Meetings Law.

(2) No provision.

(2) No provision.

(2) Allows the Court to assign a special master to refer the case to mediation or to proceed with the case and submit a report and recommendation to the Court.

(3) No provision.

(3) No provision.

(3) Requires that any appeal from an order of the Court be taken to the court of appeals of the appellate district where the principal place of business of the public body that is alleged to have violated the Open Meetings Law is located.

(4) No provision.

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(4) Allows a court of appeals to award reasonable attorney's fees to an aggrieved person if the court determines that the public body violated the Open Meetings Law and obviously filed the appeal with the intent to delay compliance with the Court of Claims' order or to unduly harass the aggrieved person.

(5) No provision.

(5) No provision.

(5) Provides that a determination that a public body violated the Open Meetings Law does not void or invalidate any actions taken by the public body.

(6) No provision.

(6) No provision.

(6) Provides that all filing fees collected by a clerk of the common pleas court are to be paid to the county treasurer for deposit into the county general revenue fund.

(7) No provision.

(7) No provision.

(7) Provides that all filing fees collected by the clerk of the Court of Claims are to be kept by the Court of Claims to assist in paying for its costs to implement the above-described provisions.

Fiscal effect: Increase in Court of Claims' operating

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expenses of approximately \$705,000 annually, with an additional \$34,000 in one-time costs; Potential savings effect for courts of common pleas; Minimal annual gain in filing fee revenue for state and counties.