



OFFICE OF THE GREENE COUNTY PROSECUTING ATTORNEY

David D. Hayes

June 18, 2024

Criminal Division
61 Greene Street
Suite 200
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Xenia, Ohio 45385

Ohio Attorney General Dave Yost
Via email only

P: (937) 562-5250
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RE: Request for Opinion regarding O.R.C. §2151.65

Greetings:

Victim/Witness Division
61 Greene Street
Lower Level
Xenia, Ohio 45385

P: (937) 562-5087
F: (937) 562-5647

The Miami Valley Juvenile Rehabilitation Center (MVJRC) is a multi-county, secure rehabilitation center for juvenile offenders located in Xenia, Greene County, Ohio. It was formed as the result of a multi-county contract executed in 1996. This contract was entered into by the Boards of County Commissioners from ten (10) counties in southwest Ohio. In addition, the Juvenile Court Judges from each county were also signatories to the contract. The facility is organized pursuant to R.C. §2151.65.

Civil and Juvenile
Divisions
55 Greene Street
Xenia, Ohio 45385

P: (937) 562-5669
F: (937) 562-5258

The MVJRC is overseen by a Governing Board. This Governing Board is made up of each juvenile court judge from each participating county. This Governing Board exercises general supervisory authority over the facility, including approval of policies and procedures, criteria for offender admission, and approval of the operating budget for the facility.

Child Support
Enforcement Division
541 Ledbetter Road
Upper Level
Xenia, Ohio 45385

P: (937) 562-6380
F: (937) 562-6385

The Greene County Juvenile Court Judge exercises day to day operational supervision of the facility, subject to the approval of the Governing Board. The facility is located completely within Greene County and is, in fact, located in the same building as the Greene County Juvenile Court. The facility is funded through an Ohio Department of Youth Services (ODYS) grant that is managed by the Greene County Board of Commissioners.

In 1983, the Attorney General rendered Opinion No. 83-064. The Attorney General's Office opined that county prosecuting attorneys of the participating counties had no duty to provide legal counsel for the joint board of county commissioners organized under R.C. §2151.65.

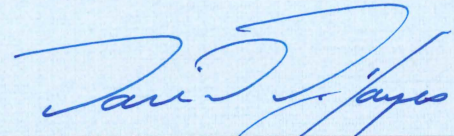
The Greene County Prosecuting Attorney, on behalf of my client, the Greene County Juvenile Court Judge, now poses the following questions:

1. Does AGO No. 83-064 still reflect the Attorney General's opinion of Ohio law with regard to the representation of joint boards of county commissioners acting pursuant to R.C. §2151.65?

2. To what extent, if at all, does the legal analysis change regarding who provides representation to a Governing Board of Juvenile Court Judges operating a facility organized pursuant to R.C. §2151.65?

As always, I appreciate your time and attention to this request. Thank you.

Respectfully Yours,



David D. Hayes (#0078356)
Greene County Prosecuting Attorney