#### **Attorney Qualifications for County Reimbursement, Juvenile Cases**

Juvenile cases	Training*	Experience
Unruly, truancy, violation	Minimum six hours CLE in juvenile	In lieu of required training, one year experience as an attorney
of court order, and	delinquency practice and procedure	
misdemeanors	OR	
	Successful completion of clinical	
	education program on juvenile law	
Misdemeanor OVI	Minimum six hours CLE focused on OVI	
	practice and procedure	
3rd, 4th, and 5th degree	Within two years prior to appointment,	At least one year experience as attorney practicing in juvenile delinquency law
felonies	minimum 12 hours CLE in criminal	
	practice and procedure, at least six of	
	which must be in juvenile delinquency	
	practice and procedure	
1st and 2nd degree	Within two years prior to appointment,	At least two years' experience as attorney practicing in juvenile delinquency law
felonies	minimum 12 hours CLE in criminal	AND
	practice and procedure, at least six of	Within 10 years preceding the appointment, prior experience as lead trial counsel in
	which must be in juvenile delinquency	at least two bench trials in juvenile court, at least one of which involved a felony-level
	practice and procedure	charge OR as lead counsel in one felony bench trial AND co-counsel in two additional
		bench trials
Bindover and serious	Within two years prior to appointment,	Requisite experience to be appointed to a juvenile case based upon the highest
youthful offender cases	minimum 12 hours CLE in criminal	degree of charge in the case AND requisite experience to be appointed to an adult
	practice and procedure, at least six of	case based upon the highest degree felony charged
	which must be in juvenile delinquency	OR
	practice and procedure	Co-counsel who meets the adult-case training and experience requirements must
		also be appointed
Murder and aggravated	Within two years prior to appointment,	At least three years' experience as attorney practicing in juvenile delinquency law
murder cases	minimum 12 hours CLE in criminal	AND
	practice and procedure, at least six of	Within 10 years preceding appointment, prior experience as lead trial counsel in at
	which must be in juvenile delinquency	least four bench trials in juvenile court, at least three of which involved a felony-level
	practice and procedure	charge OR as lead counsel in three bench trials, two of which involved a felony-level
		charge AND as co-counsel in three additional bench trials

<sup>\*</sup>CLE hours must be certified by the Ohio Supreme Court commission on continuing legal education.

## **Attorney Qualifications for County Reimbursement, Misdemeanors**

Misdemeanors	Training	Experience
All misdemeanors	Minimum six hours CLE in criminal	In lieu of required training, at least one year experience as an attorney
	practice and procedure	
	OR	
	Successful completion of a clinical	
	education program focusing on criminal	
	defense	
Misdemeanor OVI	Minimum six hours CLE focused on OVI	
	practice and procedure	
All misdemeanor appeals	Minimum six hours CLE in criminal or	In lieu of required training, at least one year experience as an attorney
	appellate practice and procedure	
	OR	
	Successful completion of a clinical	
	education program focusing on appellate	
	practice	
Misdemeanor OVI appeals	Minimum six hours CLE focused on OVI	
	practice and procedure	

<sup>\*</sup>CLE hours must be certified by the Ohio Supreme Court commission on continuing legal education.

#### **Attorney Qualifications for County Reimbursement, Capital Cases**

Death specification*	Training**	Experience
Lead trial counsel	Must meet qualifications of Supreme Court Rules for	At least five years' criminal litigation experience
	Appointment of Counsel in Capital Cases (formerly Rule 20)	AND
	AND	Experience as lead counsel for the defense in jury trial of at least
	Must appear on list of attorneys qualified to accept	one capital case OR experience as co-counsel for the defense in
	appointments in capital cases promulgated by the	jury trial of at least two capital cases
	Commission on Appointment of Counsel in Capital Cases	AND
	(formerly the Rule 20 Commission)	Within ten years preceding appointment, experience as lead
	OR	counsel in jury trial of at least one murder or aggravated murder
	Must have a waiver of pre-qualification issued by the	case OR within five years preceding appointment, experience as
	Commission on Appointment of Counsel in Capital Cases	lead counsel in three aggravated or first or second degree felony
	(formerly the Rule 20 Commission)	jury trials
Trial co-counsel	Must meet qualifications of Supreme Court Rules for	At least three years' of criminal litigation experience
	Appointment of Counsel in Capital Cases (formerly Rule 20)	AND
	AND	Within 10 years preceding appointment, experience as co-
	Must appear on list of attorneys qualified to accept	counsel in one murder or aggravated murder jury trial OR within
	appointments in capital cases promulgated by the	five years preceding appointment, experience as lead counsel in
	Commission on Appointment of Counsel in Capital Cases	one first or second degree felony jury trial OR within five years
	(formerly the Rule 20 Commission)	preceding appointment, experience as lead or co-counsel in at
	OR	least two felony jury or civil jury trials
	Must have a waiver of pre-qualification issued by the	
	Commission on Appointment of Counsel in Capital Cases	
	(formerly the Rule 20 Commission)	

<sup>\*</sup>These requirements apply in any case in which a defendant is charged with aggravated murder with a death penalty specification, including cases in which the defendant is a juvenile or is otherwise precluded from being sentenced to death.

<sup>\*\*</sup>CLE hours must be certified by the Ohio Supreme Court commission on continuing legal education.

#### **Attorney Qualifications for County Reimbursement, Felonies**

Felonies	Training*	Experience
Felony OVI	Minimum six hours CLE in OVI	
	practice and procedure	
4th and 5th degree	Within two years prior to	At least one year experience in criminal law
	appointment, minimum 12	
	hours CLE in criminal practice	
	and procedure	
3rd degree	Within two years prior to	At least one year experience in criminal law
	appointment, minimum 12	AND
	hours CLE in criminal practice	Within six years preceding appointment, experience as lead trial counsel in at least one
	and procedure	criminal jury trial OR as co-counsel in at least two jury trials
1st and 2nd degree	Within two years prior to	At least three years' experience in criminal law
	appointment, minimum 12	AND
	hours CLE in criminal practice	Within 10 years preceding appointment, experience as lead trial counsel in two criminal jury
	and procedure	trials, at least one of which involved felony charges OR as lead counsel in one felony jury trial
		and as co-counsel in two additional jury trials
Life-sentence cases**	Within two years prior to	At least five years' experience in criminal law
	appointment, minimum 12	AND
	hours CLE in criminal practice	Within 10 years preceding appointment, experience as lead trial counsel in five felony jury
	and procedure	trials, at least three of which involved felony charges of the 1st or 2nd degree OR as lead
		counsel in three jury trials, at least one of which was a 3rd degree felony and as co-counsel in
		five additional jury trials, at least three of which were 1st or 2nd degree felonies

<sup>\*</sup>CLE hours must be certified by the Ohio Supreme Court commission on continuing legal education.

<sup>\*\*</sup>Any case where the defendant is charged with any felony that carries a potential sentence of life imprisonment, whether eligible or ineligible for parole

### **Attorney Qualifications for County Reimbursement, Adult Appeals**

Adult cases	Training*	Experience**
Misdemeanors and 4th	Minimum six hours CLE in criminal or appellate	In lieu of required training, at least one year experience as an attorney
and 5th degree felonies	practice and procedure	
	OR	
	Successful completion of clinical education	
	program focusing on appellate practice	
3rd degree felonies	Within two years prior to appointment,	At least one year experience as attorney practicing in appellate law
	minimum 12 hours CLE in criminal practice and	AND
	procedure, at least six of which must be in	Within six years preceding appointment, filed appeals in three cases resolved
	appellate practice	by plea OR one appeal of a case resolved by trial
1st and 2nd degree	Within two years prior to appointment,	At least two years' experience as attorney practicing in appellate law
felonies	minimum 12 hours CLE in criminal practice and	AND
	procedure, at least six of which must be in	Within 10 years preceding appointment, filed appeals in three cases resolved
	appellate practice	by trial
Cumulative sentences of	Within two years prior to appointment,	At least five years' experience as an attorney practicing in appellate law
25 years or more	minimum 12 hours CLE in criminal practice and	AND
	procedure, at least six of which must be in	Within 10 years preceding the appointment, filed appeals in five cases resolved
	appellate practice	by trial

<sup>\*</sup>CLE hours must be certified by the Ohio Supreme Court commission on continuing legal education.

<sup>\*\*</sup>A case in which an *Anders* brief was filed may not be counted as prior experience.

# **Attorney Qualifications for County Reimbursement, Juvenile Appeals**

Juvenile cases	Training*	Experience**
Unruly, truancy, violation of	Minimum 9 hours CLE in appellate practice and procedure	
court order, misdemeanor,	and juvenile delinquency practice & procedure	
and 3rd, 4th, and 5th degree	OR	
felonies	Successful completion of clinical education program	
	focusing on appellate practice and procedure AND	
	minimum 6 hours CLE in juvenile delinquency practice &	
	procedure	
	OR	
	Successful completion of clinical education program focused	
	on juvenile delinquency practice and procedure AND	
	minimum 6 hours CLE in appellate practice and procedure	
1st and 2nd degree felonies	Within two years immediately prior to appointment,	At least two years' experience as attorney in juvenile
	minimum 12 hours CLE, at least six of which in delinquency	delinquency and appellate law
	practice and at least six of which in appellate practice	AND
		Within six years preceding appointment, filed appeals in three
		juvenile delinquency cases
Bindover and serious youthful	Requisite training required to handle the appeal of a	Requisite experience to handle the appeal of a juvenile case
offender cases	juvenile case based upon the highest degree of felony	based upon the highest degree of felony charged
	charged	AND
		Requisite experience to handle the appeal of an adult case
		based upon the highest degree of felony charged
		OR
		Co-counsel who meets the adult-case training and experience
		requirements must also be appointed

<sup>\*</sup>CLE hours must be certified by the Ohio Supreme Court commission on continuing legal education.

<sup>\*\*</sup>A case in which an *Anders* brief was filed may not be counted as prior experience.