

As Passed by the House

**129th General Assembly
Regular Session
2011-2012**

Am. H. B. No. 188

Speaker Batchelder

**Cosponsors: Representatives Derickson, Beck, Thompson, Wachtmann,
Maag, Stebelton, Amstutz, Adams, R., Combs, Blair, Gardner, Johnson,
Boose, Carey, Butler, Grossman, Burke, Stautberg, Duffey, Huffman,
Adams, J., Newbold, Hayes, Dovilla, Slaby, Martin, Brenner, Mecklenborg,
Gerberry, Fedor, Letson, Patmon, Sprague, Stinziano, Anielski, Antonio,
Baker, Balderson, Barnes, Blessing, Bupp, Buchy, Budish, Carney, Celeste,
Damschroder, DeGeeter, Fende, Garland, Goodwin, Goyal, Hackett,
Hagan, C., Hall, Heard, Henne, Hollington, Hottinger, Kozlowski, Luckie,
McClain, McGregor, McKenney, Milkovich, Murray, Peterson, Phillips, Pillich,
Ramos, Roegner, Rosenberger, Ruhl, Sears, Slesnick, Sykes, Szollosi,
Weddington, Winburn, Yuko**

—

A B I L L

To enact sections 103.61, 103.62, 103.63, 103.64, 1
103.65, 103.66, and 103.67 of the Revised Code to 2
establish the Ohio Constitutional Modernization 3
Commission. 4

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 103.61, 103.62, 103.63, 103.64, 5
103.65, 103.66, and 103.67 of the Revised Code be enacted to read 6
as follows: 7

Sec. 103.61. The members of the Ohio constitutional 8
modernization commission shall meet for the purpose of: 9

<u>(A) Studying the Constitution of Ohio;</u>	10
<u>(B) Promoting an exchange of experiences and suggestions respecting desired changes in the Constitution;</u>	11 12
<u>(C) Considering the problems pertaining to the amendment of the Constitution;</u>	13 14
<u>(D) Making recommendations from time to time to the general assembly for the amendment of the Constitution.</u>	15 16
<u>A commission recommendation is void unless it receives a two-thirds vote of the membership of the commission.</u>	17 18
<u>Sec. 103.62. In the event of a call for a constitutional convention, the Ohio constitutional modernization commission shall report to the general assembly its recommendations with respect to the organization of a convention, and report to the convention its recommendations with respect to amendment of the Constitution.</u>	19 20 21 22 23
<u>Sec. 103.63. There is established an Ohio constitutional modernization commission consisting of thirty-two members. Twelve members shall be appointed from the general assembly as follows: three by the president of the senate, three by the minority leader of the senate, three by the speaker of the house of representatives, and three by the minority leader of the house of representatives. Not later than January 1, 2012, and every two years thereafter, the twelve general assembly members shall meet, organize, and elect two co-chairpersons, who shall be from different political parties. The members shall then, by majority vote, appoint twenty commission members, not from the general assembly. All appointments shall end on the first day of January of every even-numbered year, and the commission shall then be re-created in the manner provided above. Members may be reappointed. Vacancies on the commission shall be filled in the manner provided for original appointments.</u>	24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39

The members of the commission shall serve without 40
compensation, but each member shall be reimbursed for actual and 41
necessary expenses incurred while engaging in the performance of 42
the member's official duties. Membership on the commission does 43
not constitute holding another public office. 44

Sec. 103.64. The Ohio constitutional modernization commission 45
may receive appropriations and grants, gifts, bequests, and 46
devises and may expend any funds received in such a manner for the 47
purpose of reimbursing members for actual and necessary expenses 48
incurred while engaged in official duties, or for the purpose of 49
meeting expenses incurred in any special research or study 50
relating to the Constitution of Ohio. The commission shall file 51
annually with the auditor of state, on or before the fifteenth day 52
of March, a full report of all grants, gifts, bequests, and 53
devises received during the preceding calendar year, stating the 54
date when each was received and the purpose for which the funds 55
received therefrom were expended. 56

Sec. 103.65. The Ohio constitutional modernization commission 57
may employ professional, technical, and clerical employees as may 58
be required successfully and efficiently to carry out the purposes 59
of the commission. Funds for the compensation and reimbursement of 60
employees shall be paid from the state treasury out of funds 61
appropriated for the purpose. All disbursements of the commission 62
shall be by voucher approved by one of the co-chairpersons of the 63
commission. 64

Sec. 103.66. The Ohio constitutional modernization commission 65
shall make its first report to the general assembly not later than 66
January 1, 2013. Thereafter, it shall report at least every two 67
years until its work is completed. 68

Sec. 103.67. The Ohio constitutional modernization commission 69
shall complete its work on or before July 1, 2021, and shall cease 70
to exist at that time. The terms of all members shall expire July 71
1, 2021. 72