



OHIO CONSTITUTIONAL MODERNIZATION COMMISSION

REVISED MINUTES OF THE JUDICIAL BRANCH AND ADMINISTRATION OF JUSTICE COMMITTEE FOR THE MEETING HELD THURSDAY, MAY 9, 2013

Call to Order:

Chair Janet Abaray called the meeting of the Judicial Branch and Administration of Justice Committee to order at 12:00 p.m.

Members Present:

A quorum was present with Chair Abaray and committee members Kurfess, Mulvihill, Murray, Obhof, Saphire, Skindell, and Walinski in attendance.

Approval of Minutes:

This being the first meeting of the committee, there were no minutes to approve.

Discussion:

Chair Abaray provided a general overview of the committee's subject matter, and questioned the committee about their interest in possible subject-matter-specific subgroups, to which they declined.

The committee then discussed administrative matters, including a possible budget or ability to purchase items, how to obtain resources, and if there is a set standard of general committee procedures that must be followed.

Next, the committee discussed possible organizations that may be of assistance for the purpose of research or general input. Possible organizations included: the Ohio Prosecuting Attorneys Association, the Ohio Association of Criminal Defense Attorneys, and the Ohio Judicial Conference.

Finally, the committee discussed the topics they hope to consider. Those included:

- A historical overview of the Constitution and the Supreme Court's interpretation up to modern day
 - Possible removal of no longer relevant portions of Constitution or portions of the Constitution that conflict with statute or court rules
- Criminal law
 - Bail
 - Rights of accused
- Civil law
 - Failure to pay debt resulting in imprisonment
- Judicial issues
 - Election vs. appointment of judges
- Relationship between the Legislative and Judicial branch
 - Specific to rule making
 - The rules of evidence vs. the rules of civil procedure
- The general issue of privacy as well as search and seizure as it relates to surveillance and increased developments in technology

Adjournment:

With no further business to come before the committee, the meeting adjourned at 12:41 p.m.

Approval:

The minutes of the May 9, 2013 meeting of the Judicial Branch and Administration of Justice Committee were approved at the June 13, 2013 meeting of the committee.

/s/ Janet Gilligan Abaray
Janet Gilligan Abaray, Chair

/s/ Patrick F. Fischer
Justice Patrick F. Fischer, Vice-chair