

OHIO CONSTITUTIONAL MODERNIZATION COMMISSION

Legislative Branch and Executive Branch Committee

Frederick E. Mills, Chair Hon. Paula Brooks, Vice-chair

November 12, 2015

Ohio Statehouse Room 018

OCMC Legislative Branch and Executive Branch Committee

Chair Mr. Fred Mills

Vice-chair Ms. Paula Brooks

Mr. Herb Asher Sen. Bill Coley

Rep. Michael Curtin Ms. Jo Ann Davidson Rep. Robert McColley

Gov. Bob Taft

Ms. Pierrette Talley
Sen. Charleta Tavares
Ms. Kathleen Trafford



OHIO CONSTITUTIONAL MODERNIZATION COMMISSION

LEGISLATIVE BRANCH AND EXECUTIVE BRANCH COMMITTEE

THURSDAY, NOVEMBER 12, 2015 2:30 p.m. OHIO STATEHOUSE ROOM 018

AGENDA

- I. Call to Order
- II. Roll Call
- III. Approval of Minutes
 - ➤ Meeting of October 8, 2015

[Draft Minutes – attached]

- IV. Reports and Recommendations
 - ➤ None scheduled
- V. Presentations
 - ➤ "Update on Issue 1 Election Results Legislative Redistricting"

Steven C. Hollon Executive Director

➤ "Article II, Section 15 (D) – One Subject Rule"

John J. Kulewicz Partner Vorys, Sater, Seymour & Pease

VI. Committee Discussion

➤ The chair will lead discussion regarding a draft report and recommendation on Congressional redistricting.

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[Draft to be circulated at meeting]
[Copy of SJR 2- attached]
[Copy of HJR 2- attached]
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➤ The chair will lead discussion regarding the interest of the committee in amending Article II, Section 15 dealing with how bills are passed, specifically as to the one subject rule.

VII. Next Steps

> Committee discussion regarding the next steps it wishes to take in preparing for upcoming meetings.

[Planning Worksheet – attached]

VIII. Old Business

IX. New Business

X. Public Comment

XI. Adjourn



OHIO CONSTITUTIONAL MODERNIZATION COMMISSION

MINUTES OF THE LEGISLATIVE BRANCH AND EXECUTIVE BRANCH COMMITTEE

FOR THE MEETING HELD THURSDAY, OCTOBER 8, 2015

Call to Order:

Chair Fred Mills called the meeting of the Legislative Branch and Executive Branch Committee to order at 12:37 p.m.

Members Present:

A quorum was present with Chair Mills, Vice-chair Brooks, and committee members Asher, Coley, Curtin, Davidson, Manning, Taft, and Tavares in attendance.

Approval of Minutes:

The minutes of the September 10, 2015 meeting of the committee were approved.

Presentations:

SJR 2 – Congressional Redistricting

Senator Frank LaRose Senate District 27

Senator Tom Sawyer Senate District 28

Chair Mills welcomed Senator Frank LaRose and Senator Tom Sawyer, who appeared before the committee to introduce and discuss Senate Joint Resolution 2, a resolution they are cosponsoring that proposes to utilize a state commission to draw the lines for United States congressional districts.

Sen. LaRose began by indicating that he and Sen. Sawyer would be presenting as a team. He said that the proposed resolution looks a lot like H.J.R. 12, adopted at the end of the 130th General Assembly and on the ballot in November 2015 as Issue 1. He said that the Arizona case [Arizona State Legislature v. Arizona Independent Redistricting Comm., 576 U.S. ____, 135 S.Ct. 2652 (2015)] had been a concern, but now that the U.S. Supreme Court has resolved that matter by deciding that a state constitutionally could create a commission for drawing congressional district lines, this cleared the way for Ohio to move forward on this issue. Sen. LaRose said he and Sen. Sawyer are trying to get conversation started on this issue, noting that as 2021 approaches, it gets harder to get a consensus for reform. He said while it is still too early for best predictors to tell about the balance of power in 2021, it is timely to address this now.

Sen. LaRose continued that the current "winner-take-all" approach is unsustainable, and is inconsistent with the desire of Ohio voters. He said it is not about what is good for one party or another, because the pendulum swings, but is about what is good for our system. Sen. LaRose observed that competition makes us stronger, a concept that works in politics as well as other venues.

Describing the features of S.J.R. 2, Sen. LaRose said it is modeled off of H.J.R. 12 with some minor differences. He said S.J.R. 2 ensures that the process for General Assembly districts can be applied for congressional districts because it allows for one redistricting commission to draw the lines for both districts. He said that, in conceiving of S.J.R. 2, they recognized it is not good to change maps more than is necessary, and that doing so creates less stability and confusion for voters. He said the resolution contemplates that changes in the map will be an unusual circumstance, recognizing that a temporary or four-year map would be a roll of the dice, and wouldn't be favored. He said, under the plan, if there is no 10-year map, the commission will have failed to do its job because a four-year map is meant to be an emergency scenario. He said the goal was to get away from winner-take-all scenarios. He said their expectation is that a winner will draw a map to his own advantage, so we want to get away from that.

Sen. Sawyer said this issue has become the pressing issue of the decade, and that if we don't reform the redistricting process now, "we won't lose another year, we will lose another decade." He said previous proposals were overly complicated, and that proponents need to be able to explain this sort of thing in an elevator ride, known as the "30 second explanation." Sen. Sawyer complimented Sen. LaRose in being able to explain it that way for the Senate, where he got a standing ovation for doing so. Sen. Sawyer said getting the legislation ready to move forward has been a difficult path because first the Arizona case was a concern, and then there was some objection by U.S. House of Representatives Speaker and Ohio Representative John Boehner, who justifiably feared Republican representatives losing their majority in Congress. Sen. Sawyer said now that the Arizona case has been resolved favorably, and Speaker Boehner has decided to resign from Congress, the path has been cleared.

Sen. Sawyer said that, to move forward on congressional redistricting in light of Issue 1, in which the proposal for legislative redistricting is strikingly the same, there is an obvious opportunity here. Sen. Sawyer noted there are some mechanical differences, but they are easily accommodated. Sen. Sawyer also noted that H.J.R. 2, the resolution proposed in the House by Representative Kathleen Clyde and Representative Michael Curtin [in the 131st General

Assembly], followed a similar road map. He said both plans seek the same end. Sen. Sawyer said he would be comfortable using either as the vehicle, but the time is now, emphasizing it is not a matter of losing weeks or months, but a matter of losing years, a decade. He said the current system forces both parties to talk to themselves within themselves, rather than reaching out to each other and building consensus.

The senators having concluded their remarks, Chair Mills then opened up the floor to questions.

Committee member Paula Brooks thanked the senators for their presentation, commenting that today is the "National Day of the Child," which symbolizes to her the need to act sooner rather than later on this issue. She said the parties may bicker and differ, but we have consensus as is shown here by an outstanding effort by Republicans and Democrats coming together on this issue. She thanked them as a county commissioner who sees these issues get played out in funding decisions. Ms. Brooks said with this approach we will get the best ideas, and competition in the marketplace.

Sen. LaRose thanked Ms. Brooks for her comments, and added that he wanted to thank and recognize Rep. Clyde and Rep. Curtin for their work on this issue. He said they, too, have been passionate, as well as interested civic groups are interested. Sen. LaRose emphasized that it is important not to let another decade go by without fixing the congressional districts.

Governor Bob Taft drew attention to the provision's requirement that no appointed member of the commission shall be a current member of Congress, a prohibition he said he supports and understands. He asked whether the senators have thought of also prohibiting current members of the Ohio General Assembly from serving on the commission as some of them may be future candidates for Congress. Sen. LaRose directed Gov. Taft to Issue 1, which in fact has that prohibition, saying that what he and Sen. Sawyer conceive is that there would be one unified commission, so if Issue 1 passes, that should take care of that concern.

Senator Charleta Tavares asked about the harmonization of the language in the resolution on the ballot in November, wondering what specifically is different from what's on the ballot for the legislative districts versus the congressional districts.

Sen. LaRose answered that by the nature of congressional districts the threshold for the numbers of people in the district is very different from legislative districts. But, he said, by the United States Supreme Court Tennant decision [*Tennant v. Jefferson Cty. Comm.*, 567 U.S. _____, 133 S.Ct. 3 (2012)], when there is a legitimate state interest, there can be more variation. He said it is not necessary to have statistically exact districts, which are impossible to achieve anyway. He said the deviation is one part of it, but there are also requirements for interlocking state house and senate districts that aren't necessary in the congressional version.

Sen. Sawyer then referenced a comparison document from the Legislative Service Commission that indicates the similarities and differences between S.J.R. 2 and H.J.R. 2, and compares them with H.J.R. 12 (Issue 1). He said the document will be an easy way for committee members to compare the proposals. He noted the only real differences arise from the fact that legislative

districts are steady while congressional ones vary from census to census. He said the rules are more or less compatible and adaptable.

Sen. LaRose said he and Sen. Sawyer don't have pride of authorship, and that they would invite comments or suggestions because the resolution could benefit from the collective wisdom of this panel. He invited members of the committee to meet with them to provide assistance because they want to make sure they get it right.

Answering a question from Sen. Tavares about the timing of the General Assembly's action on the resolution, Sen. LaRose said he doesn't see it as possible for the legislature to act before November, but he anticipates an overwhelming victory for Issue 1, so that will lend support to their efforts. He said the election results will allow them to revise this as needed and move it forward.

Chair Mills asked, procedurally, where is the measure in the senate process, specifically, which hearing has the senate committee had. The senators indicated that the resolution has been introduced and not heard yet.

Answering questions about when the resolution might be placed on the ballot, Sen. LaRose stated that their goal is sooner rather than later. He said 2017 would be good, 2016 is also good, and that getting it to voters as soon as possible, particularly with bipartisan support, would set it up for success.

Sen. Sawyer said he is firmly in favor of 2016, noting that 2017 is more problematic due to voter participation. Sen. LaRose added that the earliest it could be on the ballot is November of 2016. Sen. Sawyer commented that they will have the added advantage of having the state legislative redistricting results to go by.

There being no further questions, Chair Mills then recognized Executive Director Steven C. Hollon, who told the committee that staff would be placing the written testimony of the two senators on the website and providing those comments to committee members as an electronic mail attachment.

Public Comment:

Camille Wimbish
Ohio Voter Rights Coalition

Chair Mills then recognized Camille Wimbish, a representative with the Ohio Voter Rights Coalition, who testified in support of Congressional redistricting reform.

Ms. Wimbish said her organization works to make voting easy and convenient in Ohio, and that they regularly hear from community members who don't vote and don't believe that elected officials represent their interests. She said that the perception is that one's vote doesn't count and that the process is rigged against voters. Ms. Wimbish expressed her organization's support for Issue 1, but said a shortcoming is that it doesn't address congressional redistricting. She said

"Ohio voters want competitive elections, and we deserve to have elected officials who are accountable to us." She thus urged the committee to support efforts to create fair districts and fair elections for both state and federal legislatures.

Ms. Wimbish then invited questions from the committee.

Senator Bill Coley commented that despite efforts to make it easier to vote, voter participation keeps dropping. He said he appreciates her frustration about voter participation, but asked what should be the response to someone who says we should wait to address congressional districts until we see how legislative redistricting plays out, because once you change it you can't go back.

Ms. Wimbish answered that given the overwhelming support for the state redistricting measure, they are hearing from voters that this is what they want, and anyone can look at the map and see this. She said the message is full steam ahead and do it now.

Sen. Tavares asked Ms. Wimbish what her opinion is about the ease of voting, understanding of what the voting rules are today versus last year, such as when someone can vote or when they can't, wondering if that has had an impact on elections. Ms. Wimbish said her organization has heard many young voters or first time voters who have said they weren't smart enough, or don't have enough information to vote. She said every election the rules change for when early voting occurs, and this confuses the voters who don't pay close attention to that sort of thing. She said she hopes passing Issue 1 will give people more faith in the system.

Sen. Tavares said the low voter turnout at a primary indicates there needs to be more voter education, wondering what Ms. Wimbish believes is the model for education. Ms. Wimbish said education is not a priority, and that we could use greater effort in this regard.

Anne Henkener League of Women Voters

Chair Mills then recognized Anne Henkener of the League of Women Voters, who appeared before the committee to reiterate some of the same comments she provided to the committee in June on the subject of congressional redistricting. Ms. Henkener thanked Sen. LaRose and Sen. Sawyer, and Rep. Curtin and Rep. Clyde in moving the process along, saying it has been "pretty amazing" that Issue 1 has had wide bipartisan support. Ms. Henkener said she does not remember anything that has received that much broad-based support, and that this is a good bipartisan effort. She noted that, as Ohio State University Professor Emeritus Richard Gunther has told her, electoral proportionality is greater with congressional districts. She said the partisan votes don't match the seats. Ms. Henkener said, "we have opportunities with both the joint resolutions, so we have good structure we can agree on and can do it fairly quickly. She said acting soon is important because voters are getting educated about this topic from Issue 1. She said she would hope the Commission would take due regard of the interest of the voters. Ms. Henkener thus concluded her remarks.

Chair Mills then asked staff to prepare a draft of a recommendation regarding congressional redistricting.

Committee Discussion:

Chair Mills noted that the committee had been given a memorandum (provided on a previous occasion) by Senior Policy Advisor Steven H. Steinglass that outlined the other provisions assigned to the committee to allow the committee to decide what topics to address next. Chair Mills said he intends to have John Kulewicz attend the next meeting to assist the committee in continuing its review of the single subject rule.

Adjournment:

There being no further business to come before the committee, the meeting was adjourned.

Approval:

The minutes of the October 8, 2015 meeting of the Legislative Branch and Executive Branch Committee were approved at the November 12, 2015 meeting of the committee.

Frederick E. Mills, Chair
Paula Brooks, Vice-chair

As Introduced

131st General Assembly Regular Session 2015-2016

S. J. R. No. 2

Senators LaRose, Sawyer Cosponsors: Senators Burke, Hite, Jones, Schiavoni, Yuko, Tavares, Williams

A JOINT RESOLUTION

Proposing to enact Sections 1, 2, 3, 4, 5, 6, 7, and	1
8*of Article XIX of the Constitution of the State	2
of Ohio to revise the redistricting process for	3
congressional districts.	4
Be it resolved by the General Assembly of the State of	5
Ohio, three-fifths of the members elected to each house	6
concurring herein, that there shall be submitted to the	7
electors of the state, in the manner prescribed by law at the	8
general election to be held on March 15, 2016, a proposal to	9
enact Sections 1, 2, 3, 4, 5, 6, 7, and 8 of Article XIX of	10
the Constitution of the State of Ohio to read as follows:	11
	1.0
ARTICLE XIX	12
Section 1. (A) The Ohio redistricting commission shall	13
be responsible for the redistricting of this state for	14
congress. The commission shall consist of the following	15
seven members:	16
(1) The governor;	17

S. J. R. No. 2 As Introduced	Page 2
(2) The auditor of state;	18
(3) The secretary of state;	19
(4) One person appointed by the speaker of the house of	20
representatives;	21
(5) One person appointed by the legislative leader of	22
the largest political party in the house of representatives	23
of which the speaker of the house of representatives is not	24
a member;	25
(6) One person appointed by the president of the	26
senate; and	27
(7) One person appointed by the legislative leader of	28
the largest political party in the senate of which the	29
president of the senate is not a member.	30
No appointed member of the commission shall be a	31
current member of congress.	32
The legislative leaders in the senate and the house of	33
representatives of each of the two largest political parties	34
represented in the general assembly, acting jointly by	35
political party, shall appoint a member of the commission to	36
serve as a co-chairperson of the commission.	37
(B)(1) Unless otherwise specified in this article, a	38
simple majority of the commission members shall be required	39
for any action by the commission.	40
(2)(a) Except as otherwise provided in division (B)(2)	41
(b) of this section, a majority vote of the members of the	42
commission, including at least one member of the commission	43
who is a member of each of the two largest political parties	44
represented in the general assembly, shall be required to do	45

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any of the following:	46
(i) Adopt rules of the commission;	47
(ii) Hire staff for the commission;	48
(iii) Expend funds.	49
(b) If the commission is unable to agree, by the vote	50
required under division (B)(2)(a) of this section, on the	51
manner in which funds should be expended, each co-	52
chairperson of the commission shall have the authority to	53
expend one-half of the funds that have been appropriated to	54
the commission.	55
(3) The affirmative vote of four members of the	56
commission, including at least two members of the commission	57
who represent each of the two largest political parties	58
represented in the general assembly, shall be required to	59
adopt any congressional district plan. For the purpose of	60
this division, a member of the commission shall be	61
considered to represent a political party if the member was	62
appointed to the commission by a member of that political	63
party or if, in the case of the governor, the auditor of	64
state, or the secretary of state, the member is a member of	65
that political party.	66
(C) At the first meeting of the commission, which the	67
governor shall convene only in a year ending in the numeral	68
one, except as provided in Sections 6 and 7 of this article,	69
the commission shall set a schedule for the adoption of	70
procedural rules for the operation of the commission.	71
The commission shall release to the public a proposed	72
congressional district plan for the boundaries for the	73
prescribed number of congressional districts as apportioned	74

S. J. R. No. 2 Page 4 As Introduced to the state pursuant to Section 2 of Article I of the 75 Constitution of the United States. The commission shall 76 draft the proposed plan in the manner prescribed in this 77 article. Before adopting, but after introducing, a proposed 78 plan, the commission shall conduct a minimum of three public 79 hearings across the state to present the proposed plan and 80 shall seek public input regarding the proposed plan. All 81 meetings of the commission shall be open to the public. 82 Meetings shall be broadcast by electronic means of 83 transmission using a medium readily accessible by the 84 general public. 85 The commission shall adopt a final congressional 86 district plan not later than the first day of September of a 87 year ending in the numeral one. After the commission adopts 88 a final plan, the commission shall promptly file the plan 89 with the secretary of state. Upon filing with the secretary 90 of state, the plan shall become effective. 91 Four weeks after the adoption of a congressional 92 district plan, the commission shall be automatically 93 dissolved. 94 (D) The general assembly shall be responsible for 95 making the appropriations it determines necessary in order 96 for the commission to perform its duties under this article. 97 (E) If Article XI of this constitution is amended to 98 create the Ohio redistricting commission and make the 99 commission responsible for the redistricting of this state 100 for the general assembly, all of the following shall apply: 101 (1) The Ohio redistricting commission, as described in 102 this article, is the commission described in Article XI of 103 this constitution that is responsible for the redistricting 104 S. J. R. No. 2 Page 5 As Introduced of this state for the general assembly. 105 (2) No appointed member of the Ohio redistricting 106 commission shall be a current member of congress. 107 (3) The Ohio redistricting commission shall be 108 automatically dissolved four weeks after the adoption of a 109 final congressional district plan or a final general 110 111 assembly district plan, whichever is later. Section 2. Each congressional district shall be 112 entitled to a single representative in the United States 113 house of representatives in each congress. 114 Section 3. (A) The whole population of the state, as 115 determined by the federal decennial census or, if such is 116 unavailable, such other basis as the general assembly may 117 direct, shall be divided by the number of congressional 118 districts apportioned to the state pursuant to Section 2 of 119 Article I of the Constitution of the United States, and the 120 quotient shall be the congressional ratio of representation 121 for ten years next succeeding such redistricting. 122 (B) A congressional district plan shall comply with all 123 of the requirements of division (B) of this section. 124 (1) The commission shall minimize the extent to which 125 each congressional district's population differs from the 126 congressional ratio of representation, as is practicable, 127 while taking into account other legitimate state objectives 128 in the creation of congressional districts. The commission 129 may include in a congressional district plan an explanation 130 of the reason that any district contains a population that 131 is not equal to the congressional ratio of representation. 132 (2) Any congressional district plan adopted by the 133

S. J. R. No. 2 As Introduced	Page 6
commission shall comply with all applicable provisions of	134
the constitutions of Ohio and the United States and of	135
federal law.	136
(3) Every congressional district shall be composed of	137
contiguous territory, and the boundary of each district	138
shall be a single nonintersecting continuous line.	139
(C) Congressional districts shall be created and	140
numbered in the following order of priority, to the extent	141
that such order is consistent with the foregoing standards:	142
(1) Proceeding in succession from the largest to the	143
smallest, each county containing population greater than one	144
congressional ratio of representation shall be divided into	145
as many congressional districts as it has whole ratios of	146
representation. Any fraction of the population in excess of	147
a whole ratio shall be a part of only one adjoining	148
<pre>congressional district.</pre>	149
(2) Each county containing population equal to one	150
congressional ratio of representation shall be designated a	151
<pre>congressional district.</pre>	152
(3) The remaining territory of the state shall be	153
divided into congressional districts by combining the areas	154
of whole counties, municipal corporations, and townships.	155
(D)(1)(a) Except as otherwise provided in divisions (D)	156
(1) (b) and (c) of this section, a county, municipal	157
corporation, or township is considered to be split if any	158
contiguous portion of its territory is not contained	159
entirely within one district.	160
(b) If a municipal corporation or township has	161
territory in more than one county, the contiguous portion of	162

S. J. R. No. 2 Page 7 As Introduced that municipal corporation or township that lies in each 163 county shall be considered to be a separate municipal 164 corporation or township for the purposes of this section. 165 (c) If a municipal corporation or township that is 166 located in a county that contains a municipal corporation or 167 township that has a population of more than one ratio of 168 representation is split for the purpose of complying with 169 division (E)(1)(a) of this section, each portion of that 170 municipal corporation or township shall be considered to be 171 a separate municipal corporation or township for the 172 purposes of this section. 173 (2) Congressional districts shall be drawn so as to 174 split the smallest possible number of municipal corporations 175 and townships whose contiguous portions contain a population 176 of more than fifty per cent, but less than one hundred per 177 cent, of one ratio of representation. 178 (3) Where the requirements of divisions (B), (C), and 179 (D) of this section cannot feasibly be attained by forming a 180 congressional district from whole counties, municipal 181 corporations, and townships, not more than one county and 182 not more than one municipal corporation or township may be 183 split per congressional district. 184 (E)(1) If it is not possible for the commission to 185 comply with all of the requirements of divisions (B), (C), 186 and (D) of this section in drawing a particular 187 congressional district, the commission shall take the first 188 action listed below that makes it possible for the 189 commission to draw that district: 190 (a) Notwithstanding division (D) (3) of this section, 191 the commission shall create the district by splitting two 192

S. J. R. No. 2 As Introduced	Page 8
	100
municipal corporations or townships. If the commission must	193
choose between more than two municipal corporations or	194
townships, the commission shall split the municipal	195
corporations or townships having the smallest populations.	196
(b) Notwithstanding division (D)(3) of this section,	197
the commission shall create the district by splitting two	198
counties.	199
(c) Notwithstanding division (C)(2) of this section,	200
the commission shall create the district by splitting, once,	201
a single county that contains a population equal to the	202
congressional ratio of representation.	203
(d) Notwithstanding division (C)(1) of this section,	204
the commission shall create the district by including in two	205
districts portions of the territory that remains after a	206
county that contains a population equal to more than one	207
congressional ratio of representation has been divided into	208
as many congressional districts as it has whole ratios of	209
representation.	210
(2) If it is not possible for the commission to comply	211
with division (E)(1) of this section in drawing a particular	212
congressional district, the commission shall take the first	213
action listed below that makes it possible for the	214
commission to draw that district:	215
(a) The commission shall create the district by taking	216
two of the actions described in divisions (E)(1)(a) to (d)	217
of this section.	218
(b) The commission shall create the district by taking	219
three of the actions described in divisions (E)(1)(a) to (d)	220
of this section.	221

S. J. R. No. 2 As Introduced	Page 9
(c) The commission shall create the district by taking	222
all four of the actions described in divisions (E)(1)(a) to	223
(d) of this section.	224
(3) If the commission draws a congressional district in	225
accordance with division (E)(1) or (2) of this section, the	226
commission shall include in the congressional district plan	227
a statement explaining the action or actions the commission	228
took and the reason the commission did so.	229
(4) If the commission complies with divisions (E)(1),	230
(2), and (3) of this section in drawing a district, the	231
commission shall not be considered to have violated division	232
(C)(1), (C)(2), or (D)(3) of this section, as applicable, in	233
drawing that district, for the purpose of an analysis under	234
division (C) of Section 7 of this article.	235
Section 4. The Ohio redistricting commission shall	236
attempt to draw a congressional district plan that meets all	237
of the following standards:	238
(A) No congressional district plan shall be drawn	239
primarily to favor or disfavor a political party.	240
(B) The statewide proportion of districts whose voters,	241
based on statewide state and federal partisan general	242
election results during the last ten years, favor each	243
political party shall correspond closely to the statewide	244
preferences of the voters of Ohio.	245
(C) Congressional districts shall be compact.	246
Nothing in this section permits the commission to	247
violate the district standards described in Section 2, 3, or	248
5 of this article.	249

S. J. R. No. 2 Page 10 As Introduced Section 5. Notwithstanding the fact that boundaries of 250 counties, municipal corporations, and townships within a 251 district may be changed, district boundaries shall be 252 253 created by using the boundaries of counties, municipal corporations, and townships as they exist at the time of the 254 federal decennial census on which the redistricting is 255 based, or, if unavailable, on such other basis as the 256 general assembly has directed. 257 Section 6. (A) (1) If the Ohio redistricting commission 258 fails to adopt a final congressional district plan not later 259 than the first day of September of a year ending in the 260 numeral one, in accordance with Section 1 of this article, 261 the commission shall introduce a proposed congressional 262 district plan by a simple majority vote of the commission. 263 (2) After introducing a proposed congressional district 264 plan under division (A)(1) of this section, the commission 265 shall hold a public hearing concerning the proposed plan, at 266 which the public may offer testimony and at which the 267 commission may adopt amendments to the proposed plan. 268 Members of the commission should attend the hearing; 269 however, only a quorum of the members of the commission is 270 required to conduct the hearing. 271 272 (3) After the hearing described in division (A)(2) of this section is held, and not later than the fifteenth day 273 of September of a year ending in the numeral one, the 274 commission shall adopt a final congressional district plan, 275 either by the vote required to adopt a plan under division 276 (B)(3) of Section 1 of this article or by a simple majority 277 vote of the commission. 278 (B) If the commission adopts a final congressional 279

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As Introduced

district plan in accordance with division (A)(3) of this	280
section by the vote required to adopt a plan under division	281
(B)(3) of Section 1 of this article, the plan shall take	282
effect upon filing with the secretary of state and shall	283
remain effective until the next year ending in the numeral	284
one, except as provided in Section 7 of this article.	285
(C)(1)(a) Except as otherwise provided in division (C)	286
(1) (b) of this section, if the commission adopts a final	287
congressional district plan in accordance with division (A)	288
(3) of this section by a simple majority vote of the	289
commission, and not by the vote required to adopt a plan	290
under division (B)(3) of Section 1 of this article, the plan	291
shall take effect upon filing with the secretary of state	292
and shall remain effective until two general elections for	293
the United States house of representatives have occurred	294
under the plan.	295
(b) If the commission adopts a final congressional	296
district plan in accordance with division (A)(3) of this	297
section by a simple majority vote of the commission, and not	298
by the vote required to adopt a plan under division (B) of	299
Section 1 of this article, and that plan is adopted to	300
replace a plan that ceased to be effective under division	301
(C)(1)(a) of this section before a year ending in the	302
numeral one, the plan adopted under this division shall take	303
effect upon filing with the secretary of state and shall	304
remain effective until a year ending in the numeral one,	305
except as provided in Section 7 of this article.	306
(2) A final congressional district plan adopted under	307
division (C)(1)(a) or (b) of this section shall include a	308
statement explaining what the commission determined to be	309
the statewide preferences of the voters of Ohio and the	310

S. J. R. No. 2
As Introduced
Page 12

manner in which the statewide proportion of districts in the	311
plan whose voters, based on statewide state and federal	312
partisan general election results during the last ten years,	313
favor each political party corresponds closely to those	314
preferences, as described in division (B) of Section 4 of	315
this article. At the time the plan is adopted, a member of	316
the commission who does not vote in favor of the plan may	317
submit a declaration of the member's opinion concerning the	318
statement included with the plan.	319
(D) After a congressional district plan adopted under	320
division (C)(1)(a) of this section ceases to be effective,	321
and not earlier than the first day of July of the year	322
following the year in which the plan ceased to be effective,	323
the commission shall be reconstituted as provided in Section	324
1 of this article, convene, and adopt a new congressional	325
district plan in accordance with this article, to be used	326
until the next time for redistricting under this article.	327
The commission shall draw the new congressional district	328
plan using the same population and county, municipal	329
corporation, and township boundary data as were used to draw	330
the previous plan adopted under division (C) of this	331
section.	332
Section 7. (A) The supreme court of Ohio shall have	333
exclusive, original jurisdiction in all cases arising under	334
this article.	335
(B) In the event that any section of this constitution	336
relating to redistricting, any congressional district plan	337
made by the Ohio redistricting commission, or any district	338
is determined to be invalid by an unappealed final order of	339
a court of competent jurisdiction then, notwithstanding any	340
other provisions of this constitution, the commission shall	341

S. J. R. No. 2 Page 13 As Introduced be reconstituted as provided in Section 1 of this article, 342 convene, and ascertain and determine a congressional 343 district plan in conformity with such provisions of this 344 constitution as are then valid, to be used until the next 345 time for redistricting under this article in conformity with 346 such provisions of this constitution as are then valid. 347 (C) (1) No court shall order, in any circumstance, the 348 implementation or enforcement of any congressional district 349 plan that has not been approved by the commission in the 350 manner prescribed by this article. 351 (2) No court shall order the commission to adopt a 352 particular congressional district plan or to draw a 353 particular district. 354 (3) If the supreme court of Ohio determines that a 355 congressional district plan adopted by the commission does 356 not comply with the requirements of Section 2, 3, or 5 of 357 this article, the available remedies shall be as follows: 358 (a) If the court finds that the plan contains one or 359 more isolated violations of those requirements, the court 360 361 shall order the commission to amend the plan to correct the violation. 362 (b) If the court finds that it is necessary to amend 363 not fewer than two congressional districts to correct 364 violations of those requirements, the court shall declare 365 the plan invalid and shall order the commission to adopt a 366 new congressional district plan in accordance with this 367 article. 368 (c) If, in considering a plan adopted under division 369 (C) of Section 6 of this article, the court determines that 370

S. J. R. No. 2 As Introduced	Page 14
both of the following are true, the court shall order the	371
commission to adopt a new congressional district plan in	372
accordance with this article:	373
(i) The plan significantly violates those requirements	374
in a manner that materially affects the ability of the plan	375
to contain districts whose voters favor political parties in	376
an overall proportion that corresponds closely to the	377
statewide political party preferences of the voters of Ohio,	378
as described in division (B) of Section 4 of this article.	379
(ii) The statewide proportion of districts in the plan	380
whose voters, based on statewide state and federal partisan	381
general election results during the last ten years, favor	382
each political party does not correspond closely to the	383
statewide preferences of the voters of Ohio.	384
Section 8. The various provisions of this article are	385
intended to be severable, and the invalidity of one or more	386
of such provisions shall not affect the validity of the	387
remaining provisions.	388
EFFECTIVE DATE	389
If adopted by a majority of the electors voting on this	390
proposal, Sections 1, 2, 3, 4, 5, 6, 7, and 8*of Article XIX	391
of the Constitution of the State of Ohio enacted by this	392
proposal take effect January 1, 2021.	393

As Introduced

131st General Assembly Regular Session 2015-2016

H. J. R. No. 2

Representatives Clyde, Curtin

Cosponsors: Representatives Antonio, Smith, K., Stinziano, Leland, Driehaus, Bishoff, Johnson, G., Celebrezze, Ashford, Fedor, Lepore-Hagan, Sheehy

AJOINT RESOLUTION

Proposing to enact Sections 1, 2, 3, 4, 5, 6, 7, 8, and 9	1
of Article XIX of the Constitution of the State of	2
Ohio to revise the redistricting process for	3
congressional districts.	4
Be it resolved by the General Assembly of the State of	5
Ohio, three-fifths of the members elected to each house	6
concurring herein, that there shall be submitted to the electors	7
of the state, in the manner prescribed by law at the general	8
election to be held on November 3, 2015 , a proposal to enact	9
Sections 1, 2, 3, 4, 5, 6, 7, 8, <u>and 9</u> of Article XIX of the	10
Constitution of the State of Ohio to read as follows:	11
ARTICLE XIX	12
Section 1. (A) The Ohio redistricting commission shall be	13
responsible for the redistricting of this state for congress.	14
The commission shall consist of the following seven members:	15
(1) The governor;	16
(2) The auditor of state;	17

(3) The secretary of state;	18
(4) One person appointed by the speaker of the house of	19
representatives;	20
(5) One person appointed by the legislative leader of the	21
largest political party in the house of representatives of which	22
the speaker of the house of representatives is not a member;	23
(6) One person appointed by the president of the senate;	24
and	25
(7) One person appointed by the legislative leader of the	26
largest political party in the senate of which the president of	27
the senate is not a member.	28
The legislative leaders in the senate and the house of	29
representatives of each of the two largest political parties	30
represented in the general assembly, acting jointly by political	31
party, shall appoint a member of the commission to serve as a	32
co-chairperson of the commission.	33
(B)(1) Unless otherwise specified in this article, a	34
simple majority of the commission members shall be required for	35
any action by the commission.	36
(2)(a) Except as otherwise provided in division (B)(2)(b)	37
of this section, a majority vote of the members of the	38
commission, including at least one member of the commission who	39
is a member of each of the two largest political parties	40
represented in the general assembly, shall be required to do any	41
of the following:	42
(i) Adopt rules of the commission;	43
(ii) Hire staff for the commission;	44
(iii) Expend funds.	45

(b) If the commission is unable to agree, by the vote	46
required under division (B)(2)(a) of this section, on the manner	47
in which funds should be expended, each co-chairperson of the	48
commission shall have the authority to expend one-half of the	49
funds that have been appropriated to the commission.	50
(3) The affirmative vote of four members of the	51
commission, including at least two members of the commission who	52
represent each of the two largest political parties represented	53
in the general assembly, shall be required to adopt any	54
congressional district plan. For the purpose of this division, a	55
member of the commission shall be considered to represent a	56
political party if the member was appointed to the commission by	57
a member of that political party or if, in the case of the	58
governor, the auditor of state, or the secretary of state, the	59
member is a member of that political party.	60
(C) At the first meeting of the commission, which the	61
governor shall convene only in a year ending in the numeral one,	62
except as provided in Sections 6 and 7 of this article, the	63
commission shall set a schedule for the adoption of procedural	64
rules for the operation of the commission.	65
The commission shall release to the public a proposed	66
congressional district plan for the boundaries for the	67
prescribed number of congressional districts as apportioned to	68
the state pursuant to Section 2 of Article I of the Constitution	69
of the United States. The commission shall draft the proposed	70
plan in the manner prescribed in this article. Before adopting,	71
but after introducing, a proposed plan, the commission shall	72
conduct a minimum of three public hearings across the state to	73
present the proposed plan and shall seek public input regarding	74
the proposed plan. All meetings of the commission shall be open	75
to the public. Meetings shall be broadcast by electronic means	76

H. J. R. No. 2 Page 4
As Introduced

of transmission using a medium readily accessible by the general	77
<pre>public.</pre>	78
The commission shall adopt a final congressional district	79
plan not later than the first day of September of a year ending	80
in the numeral one. After the commission adopts a final plan,	81
the commission shall promptly file the plan with the secretary	82
of state. Upon filing with the secretary of state, the plan	83
shall become effective.	84
Four weeks after the adoption of a congressional district	85
plan, the commission shall be automatically dissolved.	86
(D) The general assembly shall be responsible for making	87
the appropriations it determines necessary in order for the	88
commission to perform its duties under this article.*	89
Section 2. Each congressional district shall be entitled	90
to a single representative in the United States house of	91
representatives in each congress.	92
Section 3. (A) The whole population of the state, as	93
determined by the federal decennial census or, if such is	94
unavailable, such other basis as the general assembly may	95
direct, shall be divided by the number of congressional	96
districts apportioned to the state pursuant to Section 2 of	97
Article I of the Constitution of the United States, and the	98
quotient shall be the congressional ratio of representation for	99
ten years next succeeding such redistricting.	100
(B) A congressional district plan shall comply with all of	101
the requirements of division (B) of this section.	102
(1) The population of each congressional district shall be	103
as equal to the congressional ratio of representation as	104
practicable.	105

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As Introduced

(2) Any congressional district plan adopted by the	106
commission shall comply with all applicable provisions of the	107
constitutions of Ohio and the United States and of federal law.	108
(3) Every congressional district shall be composed of	109
contiguous territory, and the boundary of each district shall be	110
a single nonintersecting continuous line.	111
(C) Congressional districts shall be created and numbered	112
in the following order of priority, to the extent that such	113
order is consistent with the foregoing standards:	114
(1) Proceeding in succession from the largest to the	115
smallest, each county containing population greater than one	116
congressional ratio of representation shall be divided into as	117
many congressional districts as it has whole ratios of	118
representation. Any fraction of the population in excess of a	119
whole ratio shall be a part of only one adjoining congressional	120
district.	121
(2) Each county containing population equal to the	122
congressional ratio of representation shall be designated a	123
congressional district.	124
(3) The remaining territory of the state shall be divided	125
into congressional districts by combining the areas of*counties,	126
municipal corporations, and townships. Where feasible, no county	127
shall be split more than once.	128
(D)(1) A county, municipal corporation, or township is	129
considered to be split if any contiguous portion of its	130
territory is not contained entirely within one district.	131
<pre>INSERT (2) Where the requirements of divisions (B) and (C) of</pre>	132
this section cannot feasibly be attained by forming a	133
congressional district from*whole municipal corporations and	134

townships, the district shall be formed by splitting not more	135
than one municipal corporation or township. If the commission	136
must choose between multiple municipal corporations or townships	137
for the purpose of splitting a municipal corporation or township	138
under this division, the municipal corporation or township with	139
the smallest population shall be split.	140
(E)(1) If it is not possible for the commission to comply	141
with all of the requirements of divisions (B), (C), and (D) of	142
this section in drawing a particular congressional district, the	143
commission shall take the first action listed below that makes	144
it possible for the commission to draw that district:	145
(a) Notwithstanding division (D)(2) of this section, the	146
commission shall create the district by splitting two municipal	147
corporations or townships. If the commission must choose between	148
more than two municipal corporations or townships for the	149
purpose of splitting municipal corporations and townships under	150
this division, the municipal corporations or townships shall be	151
split in order of population, proceeding from the smallest to	152
the largest.	153
(b) Notwithstanding division (C)(2) of this section, the	154
commission shall create the district by splitting, once, a	155
single county that contains a population equal to the	156
congressional ratio of representation.	157
(c) Notwithstanding division (C)(1) of this section, the	158
commission shall create the district by including in two	159
districts portions of the territory that remain after a county	160
that contains a population of more than one congressional ratio	161
of representation has been divided into as many congressional	162
districts as it has whole ratios of representation.	163
(2) If the commission takes an action under division (E)	164

(1) of this section, the commission shall include in the	165
congressional district plan a statement explaining which action	166
the commission took under that division and the reason the	167
<pre>commission took that action.</pre>	168
(3) If the commission complies with divisions (E)(1) and	169
(2) of this section in drawing a district, the commission shall	170
not be considered to have violated division (C)(1), (C)(2), or	171
(D) (2) of this section, as applicable, in drawing that district,	172
for the purpose of an analysis under division (D) of Section 7	173
of this article.	174
Section 4. The Ohio redistricting commission shall attempt	175
to draw a congressional district plan that meets all of the	176
following standards:	177
(A) No congressional district plan shall be drawn	178
primarily to favor or disfavor a political party.	179
(B) The statewide proportion of districts whose voters,	180
based on statewide state and federal partisan general election	181
results during the last ten years, favor each political party	182
shall correspond closely to the statewide preferences of the	183
voters of Ohio.	184
(C) Congressional districts shall be compact.	185
Nothing in this section permits the commission to violate	186
the district standards described in Section 2, 3, or 5 of this	187
article.	188
Section 5. Notwithstanding the fact that boundaries of	189
counties, municipal corporations, and townships within a	190
district may be changed, district boundaries shall be created by	191
using the boundaries of counties, municipal corporations, and	192
townships as they exist at the time of the federal decennial	193

census on which the redistricting is based, or, if unavailable,	194
on such other basis as the general assembly has directed.	195
Section 6. (A) (1) If the Ohio redistricting commission	196
fails to adopt a final congressional district plan not later	197
than the first day of September of a year ending in the numeral	198
one, in accordance with Section 1 of this article, the	199
commission shall introduce a proposed congressional district	200
plan by a simple majority vote of the commission.	201
(2) After introducing a proposed congressional district	202
plan under division (A)(1) of this section, the commission shall	203
hold a public hearing concerning the proposed plan, at which the	204
public may offer testimony and at which the commission may adopt	205
amendments to the proposed plan. Members of the commission	206
should attend the hearing; however, only a quorum of the members	207
of the commission is required to conduct the hearing.	208
(3) After the hearing described in division (A)(2) of this	209
section is held, and not later than the fifteenth day of	210
September of a year ending in the numeral one, the commission	211
shall adopt a final congressional district plan, either by the	212
vote required to adopt a plan under division (B)(3) of Section 1	213
of this article or by a simple majority vote of the commission.	214
(B) If the commission adopts a final congressional district	215
plan in accordance with division (A)(3) of this section by the	216
vote required to adopt a plan under division (B)(3) of Section 1	217
of this article, the plan shall take effect upon filing with the	218
secretary of state and shall remain effective until the next	219
year ending in the numeral one, except as provided in Section 7	220
of this article.	221
(C)(1)(a) Except as otherwise provided in division (C)(1)	222
(b) of this section, if the commission adopts a final	223

congressional district plan in accordance with division (A)(3)	224
of this section by a simple majority vote of the commission, and	225
not by the vote required to adopt a plan under division (B)(3)	226
of Section 1 of this article, the plan shall take effect upon	227
filing with the secretary of state and shall remain effective	228
until two general elections for the United States house of	229
representatives have occurred under the plan.	230
(b) If the commission adopts a final congressional district	231
plan in accordance with division (A)(3) of this section by a	232
simple majority vote of the commission, and not by the vote	233
required to adopt a plan under division (B) of Section 1 of this	234
article, and that plan is adopted to replace a plan that ceased	235
to be effective under division (C)(1)(a) of this section before	236
a year ending in the numeral one, the plan adopted under this	237
division shall take effect upon filing with the secretary of	238
state and shall remain effective until a year ending in the	239
numeral one, except as provided in Section 7 of this article.	240
(2) A final congressional district plan adopted under	241
division (C)(1)(a) or (b) of this section shall include a	242
statement explaining what the commission determined to be the	243
statewide preferences of the voters of Ohio and the manner in	244
which the statewide proportion of districts in the plan whose	245
voters, based on statewide state and federal partisan general	246
election results during the last ten years, favor each political	247
party corresponds closely to those preferences, as described in	248
division (B) of Section 4 of this article. At the time the plan	249
is adopted, a member of the commission who does not vote in	250
favor of the plan may submit a declaration of the member's	251
opinion concerning the statement included with the plan.	252
(D) After a congressional district plan adopted under	253
division (C)(1)(a) of this section ceases to be effective, and	254

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not earlier than the first day of July of the year following the	255
year in which the plan ceased to be effective, the commission	256
shall be reconstituted as provided in Section 1 of this article,	257
convene, and adopt a new congressional district plan in	258
accordance with this article, to be used until the next time for	259
redistricting under this article. The commission shall draw the	260
new congressional district plan using the same population and	261
county, municipal corporation, and township boundary data as	262
were used to draw the previous plan adopted under division (C)	263
of this section.	264
Section 7. (A) The supreme court of Ohio shall have	265
exclusive, original jurisdiction in all cases arising under this	266
article.	267
(B) In the event that any section of this constitution	268
relating to redistricting, any congressional district plan made	269
by the Ohio redistricting commission, or any district is	270
determined to be invalid by an unappealed final order of a court	271
of competent jurisdiction then, notwithstanding any other	272
provisions of this constitution, the commission shall be	273
reconstituted as provided in Section 1 of this article, convene,	274
and ascertain and determine a congressional district plan in	275
conformity with such provisions of this constitution as are then	276
valid, to be used until the next time for redistricting under	277
this article in conformity with such provisions of this	278
constitution as are then valid.	279
(C)(1) No court shall order, in any circumstance, the	280
implementation or enforcement of any congressional district plan	281
that has not been approved by the commission in the manner	282
prescribed by this article.	283
(2) No court shall order the commission to adopt a	284

H. J. R. No. 2 Page 11 As Introduced

particular congressional district plan or to draw a particular	285
district.	286
(3) If the supreme court of Ohio determines that a	287
congressional district plan adopted by the commission does not	288
comply with the requirements of Section 2, 3, or 5 of this	289
article, the available remedies shall be as follows:	290
(a) If the court finds that the plan contains one or more	291
isolated violations of those requirements, the court shall order	292
the commission to amend the plan to correct the violation.	293
(b) If, in considering a plan adopted under division (C)	294
of Section 6 of this article, the court determines that both of	295
the following are true, the court shall order the commission to	296
adopt a new congressional district plan in accordance with this	297
<pre>article:</pre>	298
(i) The plan significantly violates those requirements in	299
a manner that materially affects the ability of the plan to	300
contain districts whose voters favor political parties in an	301
overall proportion that corresponds closely to the statewide	302
political party preferences of the voters of Ohio, as described	303
in division (B) of Section 4 of this article.	304
(ii) The statewide proportion of districts in the plan	305
whose voters, based on statewide state and federal partisan	306
general election results during the last ten years, favor each	307
political party does not correspond closely to the statewide	308
preferences of the voters of Ohio.	309
Section 8. If a court of competent jurisdiction issues an	310
unappealed final order that the general assembly must be	311
responsible for the redistricting of this state for congress,	312
all of the following shall apply:	313

(A) The general assembly shall adopt a final congressional	314
district plan not later than the first day of September of a	315
year ending in the numeral one.	316
(B) The congressional district plan shall comply with the	317
requirements of Sections 2, 3, and 5 of this article.	318
(C) The general assembly shall attempt to comply with the	319
standards described in Section 4 of this article in drawing the	320
<pre>congressional district plan.</pre>	321
(D) Section 7 of this article shall apply to a	322
congressional district plan adopted by the general assembly.	323
Section 9. The various provisions of this article are	324
intended to be severable, and the invalidity of one or more of	325
such provisions shall not affect the validity of the remaining	326
provisions.	327
EFFECTIVE DATE	328
If adopted by a majority of the electors voting on this	329
proposal, Sections 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Article XIX	330
of the Constitution of the State of Ohio enacted by this	331
proposal take effect January 1, 2021.	332

Legislative Branch and Executive Branch Committee

Planning Worksheet (Through October 2015 Meetings)

Article II - Legislative

Sec. 2 – Election and term of state legislators (1967, am. 1992)											
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved				
Completed	3.12.15	4.9.15	4.9.15								

Sec. 3 – Residen	Sec. 3 – Residence requirements for state legislators (1851, am. 1967)											
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved					

Sec. 4 – Dual of	Sec. 4 – Dual office and conflict of interest prohibited (1851, am. 1973)										

Sec. 5 – Who shall not hold office (1851)											
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved				

				36			
Sec. 6 – Powers	of each house (1	1851, am. 1973)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sac 7 Organi	zation of each ho	ouse of the Gener	al Assambly (19	51 am 1073)			
Sec. 7 – Organi		T		51, am. 1975)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 8 – Session	ns of the General	Assembly (1973)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 9 – House	and Senate Journ	als (yeas and na	vs) (1851, am. 19	073)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 10 – Rights	s of members to j	protest (1851)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Sec. 11 – Filling	g vacancy in Hou	ise or Senate (18:	51, am. 1961, 19	68, 1973)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec 12 – Privil	ege of members	from arrest, and o	of speech (1851)				
Draft Status	Committee 1st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Con 12 Incin	lativa sassions to	ho muhlist orreser	tions (1951)				
	Committee	be public; excep	Committee		OCMC	OCMC	OCMC
Draft Status	1 st Pres.	2 nd Pres.	Approval	CC Approval	1 st Pres.	2 nd Pres.	Approved
Sec. 14 – Powe	r of adjournment	(1851, am. 1973)				
Draft Status	Committee 1st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 15 – How	bill shall be passe	ed (1973)					
Draft Status	Committee 1st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

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Sec. 16 – Bills t	to be signed by g	overnor; veto (18	351, am. 1903, 19	912, 1973)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 20 – Term	of office, and co	mpensation of of	ficers in certain	cases (1851)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
		I	1			1	1
Sec. 21 – Conte	ested elections (1	851)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 22 – Appro	opriations (1851)						
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
							•
Sec. 23 – Impea	achments; how in	stituted and cond	ducted (1851)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
	I	ı	1	1	I	1	1

				39			
Sec. 24 – Office	ers liable to impe	achment; conseq	uences (1851)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 26 – Laws	to have a uniforr	m operation (185	1)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 27 – Electi Draft Status	on and appointm Committee 1 st Pres.	ent of officers; fi Committee 2 nd Pres.	lling vacancies (Committee Approval	1851, am. 1953) CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
San 20 Datus	active laws (185)						
Sec. 28 – Retro	,	<u></u>					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 29 – No ex	tra compensation	n; exceptions (18	51)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

300. 30 140W (counties (1851)	T	T			T	
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
21 0		1 1 00"	64 0 1	11 (1051)			
Sec. 31 – Comp	ensation of mem	bers and officers	of the General A	Assembly (1851)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 32 – Divor	ces and judicial j	oower (1851)					
	Committee	Committee	Committee		OCMC	OCMC	OCMC
Draft Status	1 st Pres.	2 nd Pres.	Approval	CC Approval	1 st Pres.	2 nd Pres.	Approved
Sec. 33 – Mech	anics' and contra	ctors' liens (1912					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 34 – Welfa	are of employees	(1912)					
		` ′	Committee	Γ	OCMC	OCMC	OCMC
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	2 nd Pres.	Approved
	1	†	†	1		1	

				41			
Sec. 34a – Mini	mum Wage (200	(6)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 35 – Work	ers' compensatio	n (1912, am. 192	23)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 36 – Conse	ervation of natura	al resources (1912	2, am. 1973)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Can 27 Work	day and yyankyya	alr on muhlia masi	acts (1012)				
Sec. 37 – WORK	day and workwee	ek on public proj	ects (1912)	<u>, </u>			,
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 38 – Remo	val of officials fo	or misconduct (19	912)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
		·			·		

Sec. 39 – Regulating expert testimony in criminal trials (1912)										

Sec. 40 – Registering and warranting land titles (1912)											

Sec. 41 – Prison labor (1912, am. 1978)										
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved			

Sec. 42 – Continuity of government operations in emergencies caused by enemy attack (1961)										

Article III - Executive

Sec. 1 – Executive department; key state officers (1851, am. 1885)											
4.9.15											

Sec. 1a – Joint vote cast for governor and lieutenant (1976)										
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved			

Sec. 1b – Lieutenant governor duties assigned by governor (1976)											

Sec. 2 – Term of office of key state officers (1851, am. 1954, 1992)										

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Sec. 3 – Counti	ng votes for key	state officers (18	51, am. 1976)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 5 – Execut	ive power vested	in governor (185	51)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 6 – Govern	nor to see that law	vs executed; may	require written	information (1851)		
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 7 – Govern	nor's annual mess	sage to General A	Assembly; recom	mendations for le	gislators (1851)		
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 8 – Govern	nor may convene	special session o	of legislature with	n limited purposes	s (1851, am. 1912	2)	
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

				45			
Sec. 9 – When 0	Governor may ad	ljourn the legislat	ture (1851)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 10 – Gover	rnor is command	er-in-chief of mi	litia (1851)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 11 – Gover	rnor may grant re	eprieves, commut	ations and pardo	ons (1851, am. 199	95)		
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 12 – Seal o	of the state, and b	y whom kept (18	351)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 13 – How §	grants and comm	issions issued (1	851)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

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Sec. 14 – Who i	is ineligible for g	overnor (1851)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 15 – Succe	ssion in case of v	vacancy in office	of governor (19)	76)			
Draft Status	Committee 1st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 17 – If a va Draft Status	Committee 1st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 17a – Fillir	ng a vacancy in the	he office of lieute	enant governor (1989)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 18 – Gove	ernor to fill vacan	cies in key state	offices (1851, ar	n. 1969)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Sec. 19 – Compensation of key state officers (1851)										

Sec. 20 – Annual report of executive officers (1851)											

Sec. 21 – Appointments to office; advice and consent of Senate (1961)											

Sec. 22 – Supre	me Court to dete	rmine disability o	of governor or go	overnor elect; suc	cession (1976)		
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Article IX - Militia

Sec. 1 – Who s	hall perform mili	itary duty (1851,	am. 1953, 1961)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
			4.9.15				

Sec. 3 – Appoi	intment of militia	officers (1851, a	am. 1961)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Sec. 4 – Power	of governor to c	all forth militia (1851, am. 1961)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Sec. 5 – Public	arms; arsenals (1851)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Article XI - Apportionment

Sec. 1 – Persor	ns responsible for	apportionment of	of state for memb	ers of General As	ssembly (1967)		
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
			4.9.15				

Sec. 2 – Ratio o	of representation	in house and sen	ate (1967)				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Sec. 3 – Popula	ntion of each Hou	ise of Representa	tives district (19	67)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Sec. 4 – Popula	ation of each Sen	ate district (1967	()				
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Draft Status	Committee	Committee	Committee	CC Approval	OCMC	OCMC	OCMC
Dian Status	1 st Pres.	2 nd Pres.	Approval	ССТірріочи	1 st Pres.	2 nd Pres.	Approved
Sec. 6 – Creation	on of district bour	ndaries; change a	t end of decennia	al period (1967)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 7 – Bounda	ary lines of Hous	e and Representa	ntives districts (1	967)			
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 8 – Determ	1 st Pres.	2 nd Pres. er of House of Re Committee	Approval epresentatives di Committee	CC Approval stricts within each CC Approval	1 st Pres.	2 nd Pres.	Approved
Draft Status Sec. 8 – Determ Draft Status	1 st Pres.	2 nd Pres.	Approval	stricts within each	1 st Pres.	2 nd Pres.	Approved
Sec. 8 – Determ Draft Status	1 st Pres. Committee 1 st Pres.	2 nd Pres. er of House of Re Committee	Approval epresentatives di Committee Approval	stricts within each CC Approval	1 st Pres.	2 nd Pres.	Approved

	Committee	Committee	Committee		OCMC	OCMC	OCMC
Draft Status	1 st Pres.	2 nd Pres.	Approval	CC Approval	1 st Pres.	2 nd Pres.	Approved
Sec. 11 – Senate	e districts; forma	tion (1967)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Sec. 12 – Term	of senators on ch	nange of district l	ooundaries of Se	nate (1967)			
Sec. 12 – Term Draft Status	of senators on check Committee 1st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval		1 st Pres.	2 nd Pres.	
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	1 st Pres.	2 nd Pres.	
Draft Status Sec. 13 – Jurisd Draft Status	Committee 1 st Pres. iction of Suprem Committee 1 st Pres.	Committee 2 nd Pres. The Court, effect of Committee	Committee Approval f determination of Committee Approval	CC Approval	1 st Pres. ty; apportionmoderate OCMC	2 nd Pres. ent (1967) OCMC	Approved

Sec. 15 – Seven	rability provision	(1967)					
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

Article XIV - Ohio Livestock Care Standards Board (2009)

Sec. 1 – Ohio Livestock Care Standards Board (2009)							
Draft Status	Committee 1 st Pres.	Committee 2 nd Pres.	Committee Approval	CC Approval	OCMC 1 st Pres.	OCMC 2 nd Pres.	OCMC Approved

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OHIO CONSTITUTIONAL MODERNIZATION COMMISSION

Remaining 2015 Meeting Dates

December 10

2016 Meeting Dates (Tentative)

January 14

February 11

March 10

April 14

May 12

June 9

July 14

August 11

September 8

October 13

November 10

December 8