

## SUPREME COURT COMMISSION AMEND- MENT, 1875

Proposed by joint resolution, March 30, 1875. Submitted to electors, October 12, 1875.

|                   |   |   |   |   |   |         |
|-------------------|---|---|---|---|---|---------|
| Total vote cast   | . | . | . | . | . | 595,248 |
| For amendment     | . | . | . | . | . | 339,076 |
| Against amendment | . | . | . | . | . | 98,561  |

Adopted.

*Resolved by the General Assembly of the State of Ohio* (three-fifths of the members elected to each house agreeing thereto), that it be and is hereby proposed to the electors of this state to vote, at the next annual October election, upon the approval or rejection of the following amendment, as an addition to article four of the Constitution of the state of Ohio, to wit:

SEC. 22. [21] A commission, which shall consist of five members, shall be appointed by the governor, with the advice and consent of the Senate, the members of which shall hold office for the term of three years from and after the first day of February, 1876, to dispose of such part of the business then on the dockets of the supreme court as shall, by arrangement between said commission and said court, be transferred to such commission; and said commission shall have like jurisdiction and power in respect to such business as are or may be vested in said court; and the members of said commission shall receive a like compensation for the time being with the judges of said court. A majority of the members of said commission shall be necessary to form

a quorum or pronounce a decision, and its decision shall be certified, entered, and enforced as the judgments of the supreme court; and at the expiration of the term of said commission all business undisposed of shall by it be certified to the supreme court, and disposed of as if said commission had never existed. The clerk and reporter of said court shall be the clerk and reporter of said commission, and the commission shall have such other attendants, not exceeding in number those provided by law for said court, which attendants said commission may appoint and remove at its pleasure. Any vacancy occurring in said commission shall be filled by appointment of the governor, with the advice and consent of the senate, if the senate be in session; and if the senate be not in session, by the governor; but in such last case, such appointment shall expire at the end of the next session of the General Assembly. The General Assembly may, on application of the supreme court, duly entered on the journal of the court and certified, provide by law, whenever two-thirds of such [each] house shall concur therein, from time to time, for the appointment in like manner of a like commission with like powers, jurisdiction, and duties; provided that the term of any such commission shall not exceed two years, nor shall it be created oftener than once in ten years.

If this amendment shall be adopted by a majority of the electors of the state of Ohio, voting at the next election holden for the election of senators and representatives, it shall become section twenty-two of the fourth article of the Constitution of Ohio.<sup>40</sup>

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<sup>40</sup> *Laws of Ohio*, vol. lxxii, 269. — ED.