



Ohio Legislative Service Commission

Synopsis of Senate Committee Amendments*

Emily E. Wendel

Sub. H.J.R. 4

131st General Assembly
(As Reported by S. Rules & Reference)

Prohibits the electors from using an initiative petition to propose a constitutional amendment that would grant or create a monopoly, oligopoly, or cartel, specify or determine a tax rate, or confer a commercial interest, commercial right, or commercial license to any person, nonpublic entity, or group of persons or nonpublic entities, or any combination thereof, however organized, that is not available to other similarly situated persons or nonpublic entities.

Requires the Ohio Ballot Board, if the Board believes that a proposed constitutional amendment would conflict with that prohibition, to prescribe two separate ballot questions for the proposal.

Requires the first ballot question to ask whether the petitioner shall be authorized to violate the prohibition against monopolies, and requires the second question to describe the amendment.

Requires the electors to approve or affirm both ballot questions in order for the proposed constitutional amendment to take effect.

Specifies that if, at the election at which the anti-monopoly proposal appears on the ballot, the electors approve an initiated constitutional amendment that creates a monopoly, oligopoly, or cartel for the sale, distribution, or other use of any federal Schedule 1 controlled substance, the entire amendment that creates the monopoly must not take effect.

Provides that if, at a later election, the electors approve a constitutional amendment that creates a monopoly and that was proposed by an initiative petition that was not subject to the Ohio Ballot Board procedure described above, then that entire amendment must not take effect.

* This synopsis does not address amendments that may have been adopted on the Senate Floor.

Gives the Ohio Supreme Court original, exclusive jurisdiction in any action that relates to the provisions described above.

Removes provisions of the resolution that modified the process to propose a law or constitutional amendment by initiative petition.

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