

444.

APPROVAL, BONDS OF PERRY COUNTY, \$126,000.00, TO CONSTRUCT CERTAIN PORTIONS OF INTER COUNTY HIGHWAY.

COLUMBUS, OHIO, June 13, 1923.

*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

445.

WORKHOUSE—MUNICIPALITIES IN COUNTY IN WHICH CITY MAINTAINS WORKHOUSE MAY NOT COMMIT PERSONS FOR VIOLATIONS OF STATE LAWS OR VILLAGE ORDINANCES.

**SYLLABUS:**

*Municipalities in a county in which a city maintains a workhouse, may not commit persons for violations of state laws or municipal ordinances to a workhouse situated in another county.*

COLUMBUS, OHIO, June 13, 1923.

*Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.*

GENTLEMEN:—This department is in receipt of your recent communication as follows:

“Section 4128 of the General Code provides in part that:

‘When a person over sixteen years of age is convicted of an offense under the law of the state or an ordinance of a municipal corporation, and the tribunal before which the conviction is had is authorized by law to commit the offender to the county jail or corporation prison, the court, mayor or justice of the peace, as the case may be, may sentence the offender to the workhouse, if there is such house in the county. \* \* \*

“The city of Cleveland operates and maintains a municipally owned workhouse, which is situated in Cuyahoga County. The mayors of certain of the villages within the borders of said county have been committing persons for violations of state laws to the workhouse at Canton, Ohio.

Question:

May villages in a county in which a city maintains a workhouse, commit prisoners for violations of state laws to a workhouse situated in another county? May such commitment be made for violation of ordinances?”

Section 4128, General Code, in part provides:

“When a person over sixteen years of age is convicted of an offense under the law of the state or an ordinance of a municipal corporation,