

2056.

APPROVAL, BONDS OF SMITH TOWNSHIP RURAL SCHOOL DISTRICT,
BELMONT COUNTY, OHIO—\$8,000.00.

COLUMBUS, OHIO, December 26, 1933.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

2057.

PUBLIC OFFICE—REPEAL OF SECTION 3, ARTICLE X, OHIO CONSTITUTION MAKES SHERIFF OR COUNTY TREASURER ELIGIBLE FOR OFFICE MORE THAN FOUR YEARS IN ANY PERIOD OF SIX YEARS.

SYLLABUS:

A person may be eligible to the office of sheriff or county treasurer for more than four years in any period of six years in view of the repeal of Section 3, Article X of the Ohio Constitution in the absence of legislative or charter provision to the contrary.

COLUMBUS, OHIO, December 26, 1933.

HON. JAMES V. WILL, *Prosecuting Attorney, Mansfield, Ohio.*

DEAR SIR:—Your letter of recent date is as follows:

“The sheriff of this county has asked me to secure an opinion from your office relative to the passage of the ‘Home Rule Amendment’ amending section three of article ten of the Ohio Constitution. Richland County at the present time from all indications does not intend to make any change in its form of government by a vote of the people.

The sheriff in January will be starting on his fourth consecutive year in that office and desires your opinion whether or not by the repeal and amending of the above section he will be eligible to run for his third term in the fall election of 1934.”

Section 3, Article X of the Ohio Constitution provided:

“No person shall be eligible to the office of sheriff, or county treasurer, for more than four years, in any period of six years.”

The so-called “County Home Rule Amendment” of the Constitution, as adopted by the electors at the November 1933 election, expressly repealed the foregoing section of the Constitution.

Section 1, Article X, now provides:

“The General Assembly shall provide by general law for the organization and government of counties, and may provide by general law alternative forms of county government. * * * *”