

I have examined the transcripts of proceedings relative to the above bonds purchased by you. These bonds comprise part of three issues of bonds of the above city dated August 1, 1929, bearing interest at the rate of  $4\frac{3}{4}\%$  per annum, as follows: Street opening bonds in the aggregate amount of \$500,000 of a \$2,000,000 authorization; bridge bonds in the aggregate amount of \$450,000; and park bonds in the aggregate amount of \$160,000.

From this examination, in the light of the law under authority of which these bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute a valid and legal obligation of said city.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*

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1643.

APPROVAL—CERTIFICATION OF PROPOSED AMENDMENT TO ARTICLE XV OF THE OHIO CONSTITUTION BY ADOPTION OF NEW SECTION TO BE KNOWN AS SECTION 11.

COLUMBUS, OHIO, December 16, 1937.

MR. W. J. COGGIN, 2310 *A. I. U. Building, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination a written petition signed by one hundred qualified electors of this state containing a proposed constitutional amendment and a summary of the same under Section 4785-175, General Code. It is proposed to amend Article XV of the Constitution by adopting a new section to be known as Section 11, reading as follows:

“Sub-Section 1. Each person shall have the sole and exclusive right to choose the state licensed doctor and state regulated system of healing for any state required physical or mental examination, and for therapeutic services in connection with state compensation and other state insurance benefits, and to choose any state regulated system of healing and to have such service rendered while an inmate or a patient in an institution receiving any remuneration from taxation or while an inmate or charge of a state tax-supported

corrective, therapeutic, eleemosynary or other public institution in the state.

Sub-Section 2. Each healing or biological profession, i. e., medicine and surgery, dentistry, osteopathy and surgery, optometry, chiropractic, naprapathy, spondylotherapy, mechanotherapy, neuropathy, electrotherapy, hydrotherapy, suggestivetherapy, psychotherapy, magnetic healing, chiroprody, swedish movements, massage and such other healing or biological professions that may now or hereafter exist shall have the sole and exclusive right to conduct all examinations required to license and to regulate the practice of members of that profession through its own legally constituted board of authority.

Sub-Section 3. The General Assembly shall enact such enabling and regulatory legislation as is necessary to carry out the purposes of this amendment."

The summary of this amendment reads as follows:

"The proposed amendment to the constitution provides that each person has the right to choose his or her own licensed doctor and system of healing regulated by the state for all state required physical or mental examinations and to receive such services from doctors of their own choice in connection with state compensation and other state insurance benefits and to have such choice of doctors and such services rendered to them while a patient, charge or inmate of any institution receiving any remuneration from taxation.

In addition, it provides that each of the professions named in the amendment shall have the sole and exclusive right to license and regulate the practice of that particular profession through its own legally constituted authority. The Legislature is required to enact the necessary legislation to make this amendment effective."

I am of the opinion that the foregoing summary is a fair and truthful statement of the proposed amendment to Article XV of the Constitution by the adoption of Section 11 thereof, and accordingly submit for uses provided by the law following certification:

"Without passing upon the advisability of the adoption of the proposed constitutional amendment but pursuant to the duties imposed upon me under the provisions of Section

4785-175, General Code, I hereby certify that the foregoing summary is a fair and truthful statement of the proposed amendment."

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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1644.

APPROVAL—LEASE STATE OF OHIO WITH THE COMMERCIAL BANK OF ASHTABULA, OHIO, ROOMS Nos. 218-219 COMMERCIAL BANK BUILDING FOR THIRTEEN MONTHS, ANNUAL RENTAL, \$325.00, FOR USE OF TAX COMMISSION.

COLUMBUS, OHIO, December 16, 1937.

HON. CARL G. WAHL, *Director Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a certain lease executed by The Commercial Bank of Ashtabula, Ohio, in and by which there are leased and demised to the State of Ohio, acting through you as Director of the Department of Public Works, certain premises for the use of the Tax Commission of Ohio.

By this lease, which is one for a term of thirteen months commencing on the 1st day of December, 1937, and ending on the 31st day of December, 1938, and which provides for the rental during said term of \$325.00, payable in monthly installments of \$25.00 each, there are leased and demised to the state for the use of the Tax Commission, Rooms Nos. 218-219 in the Commercial Bank Building on Main Avenue in the city of Ashtabula, Ohio.

This lease has been properly executed by The Commercial Bank, the lessor, by the hands of its President and Secretary-treasurer. I likewise find that this lease and the provisions thereof are in proper form.

The lease is accompanied by contract encumbrance record No. 97 which has been executed in proper form and which shows that there are unencumbered balances in the appropriation account sufficient in amount to pay the rent under this lease for the month of December, 1937. This is a sufficient compliance with the provisions of Section 2288-2, General