



# MIKE DEWINE

★ OHIO ATTORNEY GENERAL ★

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October 21, 2011

VIA HAND DELIVERY & ELECTRONIC MAIL

Hon. Jon Husted  
Ohio Secretary of State  
180 E. Broad St.  
Columbus, OH 43215

RE: Referendum on Sections 1 and 2 of Sub. H.B. 319

Dear Secretary Husted:

A copy of a written petition proposing to repeal Sections 1 and 2 of Sub. H.B. 319 of the 129<sup>th</sup> General Assembly was submitted to my office on October 17, 2011, in accordance with Section 3519.01(B) of the Ohio Revised Code. This statute specifies that the Attorney General is to conduct an examination of the summary within ten business days of receiving it. In this instance, the tenth day falls on Monday, October 31, 2011.

The Office's explicit statutory duty is to determine whether the submitted summary "is a fair and truthful statement of the measure to be referred." *Id.* If I find that the summary is fair and truthful, then I am to certify it as such.

Having considered only the language of the summary submitted, I am of the opinion that the summary is a fair and truthful statement of the measure to be referred. I am therefore submitting the following certification to you as Secretary of State:

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01 (B) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed referendum on Sections 1 and 2 of Sub. H.B. 319 of the 129<sup>th</sup> General Assembly.

Very respectfully yours,

Mike DeWine  
Ohio Attorney General

cc: ElizabethSchuster, by email



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October 21, 2011

VIA U.S. MAIL & ELECTRONIC MAIL

Donald J. McTigue  
McTigue & McGinnis, LLC  
545 E. Town St.  
Columbus, OH 43215

RE: Referendum on Sections 1 and 2 of Sub. H.B. 319

Dear Mr. McTigue:

A copy of a written petition proposing to repeal Sections 1 and 2 of Sub. H.B. 319 of the 129<sup>th</sup> General Assembly was submitted to my office on October 17, 2011, in accordance with Section 3519.01(B) of the Ohio Revised Code. This statute specifies that the Attorney General is to conduct an examination of the summary within ten business days of receiving it. In this instance, the tenth day falls on Monday, October 31, 2011.

The Office's explicit statutory duty is to determine whether the submitted summary "is a fair and truthful statement of the measure to be referred." *Id.* If I find that the summary is fair and truthful, then I am to certify it as such.

Having considered only the language of the summary submitted, I am of the opinion that the summary is a fair and truthful statement of the measure to be referred. I am therefore submitting the following certification to the Secretary of State:

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01 (B) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed referendum on Sections 1 and 2 of Sub. H.B. 319 of the 129<sup>th</sup> General Assembly.

Very respectfully yours,

Mike DeWine  
Ohio Attorney General