

OJC Reg. 36. Commission on the Thomas J. Moyer Ohio Judicial Center.

There is hereby created the Commission on the Thomas J. Moyer Ohio Judicial Center which shall have the limited powers, duties, and responsibilities as set forth in these regulations and that may, from time-to-time, be granted by the Supreme Court.

(A) Membership

The Commission shall consist of ten voting members as follows: seven members appointed by the Supreme Court; one representative of the Ohio Facilities Construction Commission; one representative of the Ohio Arts Council; and one representative of the Ohio Historical Society. The Administrative Director of the Supreme Court, or the director's designee, shall serve as a nonvoting, *ex officio* member of the Commission.

In appointing members to the Commission, Justices shall appoint members who have an appreciation for and understanding of the significance and symbolism of the Thomas J. Moyer Ohio Judicial Center as the home of the judicial branch of Ohio government, and the history and timelessness of the art and architecture displayed therein.

(B) Terms

Except as provided in this regulation, members of the Commission appointed by the Supreme Court shall serve three-year terms beginning on the first day of January. Members shall be eligible for reappointment, but shall not serve more than two consecutive terms of three years. Vacancies on the Commission shall be filled in the same manner as the original appointment. A member appointed to fill a vacancy prior to the expiration of the term for which the appointee's predecessor was serving shall hold office for the balance of the unexpired term. A member whose term has expired may continue to serve on the Commission for a period of ninety days or until his or her successor is appointed, whichever occurs first.

Initial appointments to the Commission shall be made as follows: two members shall be appointed to terms ending December 31, 2008; two members shall be appointed to terms ending December 31, 2009; and three members shall be appointed to terms ending December 31, 2010.

(C) Officers

The Supreme Court shall designate a member of the Commission to serve as chair of the Commission for a term ending December 31, 2008, and the Commission may elect such other officers as it deems appropriate to serve terms ending December 31, 2008. Thereafter, the Commission shall elect a chair and such other officers as it deems appropriate.

(D) Meetings

The Commission shall conduct meetings in a manner and at times it deems appropriate to execute its powers, duties, and responsibilities. Seven members of the Commission shall constitute a quorum, and no action shall be taken by the Commission unless approved by a majority of the Commission members. Members of the Commission shall serve without compensation but shall be reimbursed for expenses incurred in the performance of their official duties.

(E) Staff

The Commission shall receive staff support from persons designated by the Administrative Director or the director's designee.

(F) Privileges; immunities

Members of the Commission shall be accorded all of the privileges and immunities of an officer of the Supreme Court. Members of the Commission shall be indemnified by the Court for any attorney fees, legal expenses, judgments, fines, or settlements associated with any legal or administrative action taken against a member or members of the Commission as a result of their service on the Commission, to the extent allowable by Ohio law.

(G) Duties; responsibilities

(1) Artistic, architectural and historic integrity. The Commission shall assist the Supreme Court by providing advice on the preservation of the artistic, architectural, and historic integrity of the Thomas J. Moyer Ohio Judicial Center. Consistent with these duties, the Commission shall review and recommend design standards for and the selection, placement, and preservation of artwork, artifacts, antiques, furniture, sculptures, awards, monuments, and memorials, including architectural and historic fixtures and murals in areas of the Thomas J. Moyer Ohio Judicial Center designated by the Supreme Court as historic display areas for review and, if approved, adoption by the Court. A work of fine art recommended by the Commission for acquisition shall be approved or disapproved by the Court within thirty days of the Court's receipt of the recommendation from the Commission. The vote of four justices shall be required to approve the acquisition of a work of fine art recommended by the Commission.

The Commission shall also review and recommend architectural and structural repairs, renovations, and improvements to areas of the Thomas J. Moyer Ohio Judicial Center designated by the Supreme Court as historic display areas for review and, if approved, adoption by the Court.

(2) Public access, use, and assembly. The Commission shall assist the Supreme Court by providing advice on the public use of the Thomas J. Moyer Ohio Judicial Center. Consistent with this duty, the Commission shall review and recommend standards regarding the public use of areas designated by the Court as public use areas for review and, if approved, adoption by the Court.

In developing these standards, the Commission shall operate under the limitation that such public use shall be available only to the following entities or organizations:

- Governmental or educational entities;
- Organizations of the legal or judicial professions;
- Organizations dedicated to architectural or artistic interests, or the preservation of historic public places;
- Law firms, corporate law departments, or other similar organizations.

No entity or organization that practices invidious discrimination may use the Thomas J. Moyer Ohio Judicial Center.

In developing these standards, the Commission shall also operate under the additional limitation that permissible public use of the Thomas J. Moyer Ohio Judicial Center by the entities and organizations noted above shall be restricted to meetings and events centered on one or more of the following:

- The history of the Supreme Court or the judicial branch of Ohio government;
- An awareness and understanding of the role of the bar and the judiciary, and the significance of the principle of the rule of law in a constitutional democracy;
- The study of law and the scholarly comparison of legal systems;

- The promotion and understanding of the importance of art and architecture and the preservation of historic public places or the artistic, architectural, and historic features of the Thomas J. Moyer Ohio Judicial Center;
- Educational, business, or social gatherings for tax-exempt organizations.

Consistent with this duty, the Commission may also establish fees for such use payable to any trust, foundation, or other entity established by the Commission pursuant to OJC Reg. 37.

(3) Sale of alcohol and intoxicating liquors. Subject to the requirements of Revised Code Chapter 4303 and OJC Reg. 14, the Commission shall review and recommend standards for the sale and consumption of alcohol and intoxicating liquor by persons, groups, or organizations sponsoring a meeting or event in the Thomas J. Moyer Ohio Judicial Center, for review and, if approved, adoption by the Court.

Effective Date: July 1, 2005

Amended Effective: July 1, 2009; March 1, 2013.