

**As Reported by the Senate Rules Committee**

**125th General Assembly**

**Special Session**

**2003-2004**

**Sub. H. B. No. 1**

**Representatives DeWine, White  
Senators Randy Gardner, Jacobson**

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**A B I L L**

To amend sections 102.03, 2921.01, 2921.43, 3501.38, 1  
3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 2  
3517.08, 3517.09, 3517.092, 3517.10, 3517.102, 3  
3517.103, 3517.104, 3517.105, 3517.106, 3517.108, 4  
3517.109, 3517.11, 3517.13, 3517.151, 3517.152, 5  
3517.154, 3517.155, 3517.16, 3517.17, 3517.20, 6  
3517.23, 3517.992, and 3599.031, to enact new 7  
section 3599.03 and sections 3501.381, 3517.1011, 8  
3517.1012, 3517.1013, and 3599.111, and to repeal 9  
section 3599.03 of the Revised Code to revise the 10  
Campaign Finance Law. 11

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 102.03, 2921.01, 2921.43, 3501.38, 12  
3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 3517.08, 3517.09, 13  
3517.092, 3517.10, 3517.102, 3517.103, 3517.104, 3517.105, 14  
3517.106, 3517.108, 3517.109, 3517.11, 3517.13, 3517.151, 15  
3517.152, 3517.154, 3517.155, 3517.16, 3517.17, 3517.20, 3517.23, 16  
3517.992, and 3599.031 be amended and new section 3599.03 and 17  
sections 3501.381, 3517.1011, 3517.1012, 3517.1013, and 3599.111 18  
of the Revised Code be enacted to read as follows: 19

**Sec. 102.03.** (A)(1) No present or former public official or 20  
employee shall, during public employment or service or for twelve 21  
months thereafter, represent a client or act in a representative 22  
capacity for any person on any matter in which the public official 23  
or employee personally participated as a public official or 24  
employee through decision, approval, disapproval, recommendation, 25  
the rendering of advice, investigation, or other substantial 26  
exercise of administrative discretion. 27

(2) For twenty-four months after the conclusion of service, 28  
no former commissioner or attorney examiner of the public 29  
utilities commission shall represent a public utility, as defined 30  
in section 4905.02 of the Revised Code, or act in a representative 31  
capacity on behalf of such a utility before any state board, 32  
commission, or agency. 33

(3) For twenty-four months after the conclusion of employment 34  
or service, no former public official or employee who personally 35  
participated as a public official or employee through decision, 36  
approval, disapproval, recommendation, the rendering of advice, 37  
the development or adoption of solid waste management plans, 38  
investigation, inspection, or other substantial exercise of 39  
administrative discretion under Chapter 343. or 3734. of the 40  
Revised Code shall represent a person who is the owner or operator 41  
of a facility, as defined in section 3734.01 of the Revised Code, 42  
or who is an applicant for a permit or license for a facility 43  
under that chapter, on any matter in which the public official or 44  
employee personally participated as a public official or employee. 45

(4) For a period of one year after the conclusion of 46  
employment or service as a member or employee of the general 47  
assembly, no former member or employee of the general assembly 48  
shall represent, or act in a representative capacity for, any 49  
person on any matter before the general assembly, any committee of 50  
the general assembly, or the controlling board. Division (A)(4) of 51

this section does not apply to or affect a person who separates  
from service with the general assembly on or before December 31,  
1995. As used in division (A)(4) of this section "person" does not  
include any state agency or political subdivision of the state.

(5) As used in divisions (A)(1), (2), and (3) of this  
section, "matter" includes any case, proceeding, application,  
determination, issue, or question, but does not include the  
proposal, consideration, or enactment of statutes, rules,  
ordinances, resolutions, or charter or constitutional amendments.  
As used in division (A)(4) of this section, "matter" includes the  
proposal, consideration, or enactment of statutes, resolutions, or  
constitutional amendments. As used in division (A) of this  
section, "represent" includes any formal or informal appearance  
before, or any written or oral communication with, any public  
agency on behalf of any person.

(6) Nothing contained in division (A) of this section shall  
prohibit, during such period, a former public official or employee  
from being retained or employed to represent, assist, or act in a  
representative capacity for the public agency by which the public  
official or employee was employed or on which the public official  
or employee served.

(7) Division (A) of this section shall not be construed to  
prohibit the performance of ministerial functions, including, but  
not limited to, the filing or amendment of tax returns,  
applications for permits and licenses, incorporation papers, and  
other similar documents.

(B) No present or former public official or employee shall  
disclose or use, without appropriate authorization, any  
information acquired by the public official or employee in the  
course of the public official's or employee's official duties that  
is confidential because of statutory provisions, or that has been

clearly designated to the public official or employee as 83  
confidential when that confidential designation is warranted 84  
because of the status of the proceedings or the circumstances 85  
under which the information was received and preserving its 86  
confidentiality is necessary to the proper conduct of government 87  
business. 88

(C) No public official or employee shall participate within 89  
the scope of duties as a public official or employee, except 90  
through ministerial functions as defined in division (A) of this 91  
section, in any license or rate-making proceeding that directly 92  
affects the license or rates of any person, partnership, trust, 93  
business trust, corporation, or association in which the public 94  
official or employee or immediate family owns or controls more 95  
than five per cent. No public official or employee shall 96  
participate within the scope of duties as a public official or 97  
employee, except through ministerial functions as defined in 98  
division (A) of this section, in any license or rate-making 99  
proceeding that directly affects the license or rates of any 100  
person to whom the public official or employee or immediate 101  
family, or a partnership, trust, business trust, corporation, or 102  
association of which the public official or employee or the public 103  
official's or employee's immediate family owns or controls more 104  
than five per cent, has sold goods or services totaling more than 105  
one thousand dollars during the preceding year, unless the public 106  
official or employee has filed a written statement acknowledging 107  
that sale with the clerk or secretary of the public agency and the 108  
statement is entered in any public record of the agency's 109  
proceedings. This division shall not be construed to require the 110  
disclosure of clients of attorneys or persons licensed under 111  
section 4732.12 or 4732.15 of the Revised Code, or patients of 112  
persons certified under section 4731.14 of the Revised Code. 113

(D) No public official or employee shall use or authorize the 114

use of the authority or influence of office or employment to 115  
secure anything of value or the promise or offer of anything of 116  
value that is of such a character as to manifest a substantial and 117  
improper influence upon the public official or employee with 118  
respect to that person's duties. 119

(E) No public official or employee shall solicit or accept 120  
anything of value that is of such a character as to manifest a 121  
substantial and improper influence upon the public official or 122  
employee with respect to that person's duties. 123

(F) No person shall promise or give to a public official or 124  
employee anything of value that is of such a character as to 125  
manifest a substantial and improper influence upon the public 126  
official or employee with respect to that person's duties. 127

(G) In the absence of bribery or another offense under the 128  
Revised Code or a purpose to defraud, contributions made to a 129  
campaign committee, political party, legislative campaign fund, or 130  
~~political action committee, or political contributing entity~~ on 131  
behalf of an elected public officer or other public official or 132  
employee who seeks elective office shall be considered to accrue 133  
ordinarily to the public official or employee for the purposes of 134  
divisions (D), (E), and (F) of this section. 135

As used in this division, "contributions," "campaign 136  
committee," "political party," "legislative campaign fund," and 137  
"political action committee," ~~and "political contributing entity"~~ 138  
have the same meanings as in section 3517.01 of the Revised Code. 139

(H)(1) No public official or employee, except for the 140  
president or other chief administrative officer of or a member of 141  
a board of trustees of a state institution of higher education as 142  
defined in section 3345.011 of the Revised Code, who is required 143  
to file a financial disclosure statement under section 102.02 of 144  
the Revised Code shall solicit or accept, and no person shall give 145

to that public official or employee, an honorarium. Except as 146  
provided in division (H)(2) of this section, this division and 147  
divisions (D), (E), and (F) of this section do not prohibit a 148  
public official or employee who is required to file a financial 149  
disclosure statement under section 102.02 of the Revised Code from 150  
accepting and do not prohibit a person from giving to that public 151  
official or employee the payment of actual travel expenses, 152  
including any expenses incurred in connection with the travel for 153  
lodging, and meals, food, and beverages provided to the public 154  
official or employee at a meeting at which the public official or 155  
employee participates in a panel, seminar, or speaking engagement 156  
or provided to the public official or employee at a meeting or 157  
convention of a national organization to which any state agency, 158  
including, but not limited to, any state legislative agency or 159  
state institution of higher education as defined in section 160  
3345.011 of the Revised Code, pays membership dues. Except as 161  
provided in division (H)(2) of this section, this division and 162  
divisions (D), (E), and (F) of this section do not prohibit a 163  
public official or employee who is not required to file a 164  
financial disclosure statement under section 102.02 of the Revised 165  
Code from accepting and do not prohibit a person from promising or 166  
giving to that public official or employee an honorarium or the 167  
payment of travel, meal, and lodging expenses if the honorarium, 168  
expenses, or both were paid in recognition of demonstrable 169  
business, professional, or esthetic interests of the public 170  
official or employee that exist apart from public office or 171  
employment, including, but not limited to, such a demonstrable 172  
interest in public speaking and were not paid by any person or 173  
other entity, or by any representative or association of those 174  
persons or entities, that is regulated by, doing business with, or 175  
seeking to do business with the department, division, institution, 176  
board, commission, authority, bureau, or other instrumentality of 177  
the governmental entity with which the public official or employee 178

serves. 179

(2) No person who is a member of the board of a state 180  
retirement system, a state retirement system investment officer, 181  
or an employee of a state retirement system whose position 182  
involves substantial and material exercise of discretion in the 183  
investment of retirement system funds shall solicit or accept, and 184  
no person shall give to that board member, officer, or employee, 185  
payment of actual travel expenses, including expenses incurred 186  
with the travel for lodging, meals, food, and beverages. 187

(I) A public official or employee may accept travel, meals, 188  
and lodging or expenses or reimbursement of expenses for travel, 189  
meals, and lodging in connection with conferences, seminars, and 190  
similar events related to official duties if the travel, meals, 191  
and lodging, expenses, or reimbursement is not of such a character 192  
as to manifest a substantial and improper influence upon the 193  
public official or employee with respect to that person's duties. 194  
The house of representatives and senate, in their code of ethics, 195  
and the Ohio ethics commission, under section 111.15 of the 196  
Revised Code, may adopt rules setting standards and conditions for 197  
the furnishing and acceptance of such travel, meals, and lodging, 198  
expenses, or reimbursement. 199

A person who acts in compliance with this division and any 200  
applicable rules adopted under it, or any applicable, similar 201  
rules adopted by the supreme court governing judicial officers and 202  
employees, does not violate division (D), (E), or (F) of this 203  
section. This division does not preclude any person from seeking 204  
an advisory opinion from the appropriate ethics commission under 205  
section 102.08 of the Revised Code. 206

(J) For purposes of divisions (D), (E), and (F) of this 207  
section, the membership of a public official or employee in an 208  
organization shall not be considered, in and of itself, to be of 209

such a character as to manifest a substantial and improper 210  
influence on the public official or employee with respect to that 211  
person's duties. As used in this division, "organization" means a 212  
church or a religious, benevolent, fraternal, or professional 213  
organization that is tax exempt under subsection 501(a) and 214  
described in subsection 501(c)(3), (4), (8), (10), or (19) of the 215  
"Internal Revenue Code of 1986." This division does not apply to a 216  
public official or employee who is an employee of an organization, 217  
serves as a trustee, director, or officer of an organization, or 218  
otherwise holds a fiduciary relationship with an organization. 219  
This division does not allow a public official or employee who is 220  
a member of an organization to participate, formally or 221  
informally, in deliberations, discussions, or voting on a matter 222  
or to use his official position with regard to the interests of 223  
the organization on the matter if the public official or employee 224  
has assumed a particular responsibility in the organization with 225  
respect to the matter or if the matter would affect that person's 226  
personal, pecuniary interests. 227

(K) It is not a violation of this section for a prosecuting 228  
attorney to appoint assistants and employees in accordance with 229  
division (B) of section 309.06 and section 2921.421 of the Revised 230  
Code, for a chief legal officer of a municipal corporation or an 231  
official designated as prosecutor in a municipal corporation to 232  
appoint assistants and employees in accordance with sections 233  
733.621 and 2921.421 of the Revised Code, for a township law 234  
director appointed under section 504.15 of the Revised Code to 235  
appoint assistants and employees in accordance with sections 236  
504.151 and 2921.421 of the Revised Code, or for a coroner to 237  
appoint assistants and employees in accordance with division (B) 238  
of section 313.05 of the Revised Code. 239

As used in this division, "chief legal officer" has the same 240  
meaning as in section 733.621 of the Revised Code. 241



Sec. 2921.01. As used in sections 2921.01 to 2921.45 of the Revised Code:

(A) "Public official" means any elected or appointed officer, or employee, or agent of the state or any political subdivision, whether in a temporary or permanent capacity, and includes, but is not limited to, legislators, judges, and law enforcement officers.

(B) "Public servant" means any of the following:

(1) Any public official;

(2) Any person performing ad hoc a governmental function, including, but not limited to, a juror, member of a temporary commission, master, arbitrator, advisor, or consultant;

(3) A person who is a candidate for public office, whether or not the person is elected or appointed to the office for which the person is a candidate. A person is a candidate for purposes of this division if the person has been nominated according to law for election or appointment to public office, or if the person has filed a petition or petitions as required by law to have the person's name placed on the ballot in a primary, general, or special election, or if the person campaigns as a write-in candidate in any primary, general, or special election.

(C) "Party official" means any person who holds an elective or appointive post in a political party in the United States or this state, by virtue of which the person directs, conducts, or participates in directing or conducting party affairs at any level of responsibility.

(D) "Official proceeding" means any proceeding before a legislative, judicial, administrative, or other governmental agency or official authorized to take evidence under oath, and includes any proceeding before a referee, hearing examiner, commissioner, notary, or other person taking testimony or a

deposition in connection with an official proceeding. 272

(E) "Detention" means arrest; confinement in any vehicle 273  
subsequent to an arrest; confinement in any public or private 274  
facility for custody of persons charged with or convicted of crime 275  
in this state or another state or under the laws of the United 276  
States or alleged or found to be a delinquent child or unruly 277  
child in this state or another state or under the laws of the 278  
United States; hospitalization, institutionalization, or 279  
confinement in any public or private facility that is ordered 280  
pursuant to or under the authority of section 2945.37, 2945.371, 281  
2945.38, 2945.39, 2945.40, 2945.401, or 2945.402 of the Revised 282  
Code; confinement in any vehicle for transportation to or from any 283  
facility of any of those natures; detention for extradition or 284  
deportation; except as provided in this division, supervision by 285  
any employee of any facility of any of those natures that is 286  
incidental to hospitalization, institutionalization, or 287  
confinement in the facility but that occurs outside the facility; 288  
supervision by an employee of the department of rehabilitation and 289  
correction of a person on any type of release from a state 290  
correctional institution; or confinement in any vehicle, airplane, 291  
or place while being returned from outside of this state into this 292  
state by a private person or entity pursuant to a contract entered 293  
into under division (E) of section 311.29 of the Revised Code or 294  
division (B) of section 5149.03 of the Revised Code. For a person 295  
confined in a county jail who participates in a county jail 296  
industry program pursuant to section 5147.30 of the Revised Code, 297  
"detention" includes time spent at an assigned work site and going 298  
to and from the work site. 299

(F) "Detention facility" means any public or private place 300  
used for the confinement of a person charged with or convicted of 301  
any crime in this state or another state or under the laws of the 302  
United States or alleged or found to be a delinquent child or 303

unruly child in this state or another state or under the laws of 304  
the United States. 305

(G) "Valuable thing or valuable benefit" includes, but is not 306  
limited to, a contribution. This inclusion does not indicate or 307  
imply that a contribution was not included in those terms before 308  
September 17, 1986. 309

(H) "Campaign committee," "contribution," "political action 310  
committee," "legislative campaign fund," and "political party," 311  
~~and "political contributing entity"~~ have the same meanings as in 312  
section 3517.01 of the Revised Code. 313

(I) "Provider agreement" and "medical assistance program" 314  
have the same meanings as in section 2913.40 of the Revised Code. 315

**Sec. 2921.43.** (A) No public servant shall knowingly solicit 316  
or accept, and no person shall knowingly promise or give to a 317  
public servant, either of the following: 318

(1) Any compensation, other than as allowed by divisions (G), 319  
(H), and (I) of section 102.03 of the Revised Code or other 320  
provisions of law, to perform the public servant's official 321  
duties, to perform any other act or service in the public 322  
servant's public capacity, for the general performance of the 323  
duties of the public servant's public office or public employment, 324  
or as a supplement to the public servant's public compensation; 325

(2) Additional or greater fees or costs than are allowed by 326  
law to perform the public servant's official duties. 327

(B) No public servant for the public servant's own personal 328  
or business use, and no person for the person's own personal or 329  
business use or for the personal or business use of a public 330  
servant or party official, shall solicit or accept anything of 331  
value in consideration of either of the following: 332

(1) Appointing or securing, maintaining, or renewing the 333

appointment of any person to any public office, employment, or agency;	334 335
(2) Preferring, or maintaining the status of, any public employee with respect to compensation, duties, placement, location, promotion, or other material aspects of employment.	336 337 338
(C) No person for the benefit of a political party, campaign committee, legislative campaign fund, <u>or</u> political action committee, <del>or political contributing entity</del> shall coerce any contribution in consideration of either of the following:	339 340 341 342
(1) Appointing or securing, maintaining, or renewing the appointment of any person to any public office, employment, or agency;	343 344 345
(2) Preferring, or maintaining the status of, any public employee with respect to compensation, duties, placement, location, promotion, or other material aspects of employment.	346 347 348
(D) Whoever violates this section is guilty of soliciting improper compensation, a misdemeanor of the first degree.	349 350
(E) A public servant who is convicted of a violation of this section is disqualified from holding any public office, employment, or position of trust in this state for a period of seven years from the date of conviction.	351 352 353 354
(F) Divisions (A), (B), and (C) of this section do not prohibit a person from making voluntary contributions to a political party, campaign committee, legislative campaign fund, <u>or</u> political action committee, <del>or political contributing entity</del> or prohibit a political party, campaign committee, legislative campaign fund, <u>or</u> political action committee, <del>or political contributing entity</del> from accepting voluntary contributions.	355 356 357 358 359 360 361
<b>Sec. 3501.38.</b> All declarations of candidacy, nominating petitions, or other petitions presented to or filed with the	362 363

secretary of state or a board of elections or with any other 364  
public office for the purpose of becoming a candidate for any 365  
nomination or office or for the holding of an election on any 366  
issue shall, in addition to meeting the other specific 367  
requirements prescribed in the sections of the Revised Code 368  
relating to them, be governed by the following rules: 369

(A) Only electors qualified to vote on the candidacy or issue 370  
which is the subject of the petition shall sign a petition. Each 371  
signer shall be a registered elector pursuant to section 3503.11 372  
of the Revised Code. The facts of qualification shall be 373  
determined as of the date when the petition is filed. 374

(B) Signatures shall be affixed in ink. Each signer may also 375  
print the signer's name, so as to clearly identify the signer's 376  
signature. 377

(C) Each signer shall place on the petition after the 378  
signer's name the date of signing and the location of the signer's 379  
voting residence, including the street and number if in a 380  
municipal corporation or the rural route number, post office 381  
address, or township if outside a municipal corporation. The 382  
voting address given on the petition shall be the address 383  
appearing in the registration records at the board of elections. 384

(D) No person shall write any name other than the person's 385  
own on any petition. No person may authorize another to sign for 386  
the person. ~~Where~~ If a petition contains the signature of an 387  
elector two or more times, only the first signature shall be 388  
counted. 389

(E)(1) On each petition paper, the circulator shall indicate 390  
the number of signatures contained on it, and shall sign a 391  
statement made under penalty of election falsification that the 392  
circulator witnessed the affixing of every signature, that all 393  
signers were to the best of the circulator's knowledge and belief 394

qualified to sign, and that every signature is to the best of the 395  
circulator's knowledge and belief the signature of the person 396  
whose signature it purports to be. On the circulator's statement 397  
for a declaration of candidacy, nominating petition, or 398  
declaration of intent to be a write-in candidate for a person 399  
seeking to become a statewide candidate or for a statewide 400  
initiative or a statewide referendum petition, the circulator 401  
shall identify the name and address of the person employing the 402  
circulator to circulate the petition, if any. 403

(2) As used in division (E) of this section, "statewide 404  
candidate" means the joint candidates for the offices of governor 405  
and lieutenant governor or a candidate for the office of secretary 406  
of state, auditor of state, treasurer of state, or attorney 407  
general. 408

(F) If a circulator knowingly permits an unqualified person 409  
to sign a petition paper or permits a person to write a name other 410  
than the person's own on a petition paper, that petition paper is 411  
invalid; otherwise, the signature of a person not qualified to 412  
sign shall be rejected but shall not invalidate the other valid 413  
signatures on the paper. 414

(G) The circulator of a petition may, before filing it in a 415  
public office, strike from it any signature the circulator does 416  
not wish to present as a part of the petition. 417

(H) Any signer of a petition may remove the signer's 418  
signature from that petition at any time before the petition is 419  
filed in a public office by striking the signer's name from the 420  
petition; no signature may be removed after the petition is filed 421  
in any public office. 422

(I)(1) No alterations, corrections, or additions may be made 423  
to a petition after it is filed in a public office. 424

(2) No petition may be withdrawn after it is filed in a 425

public office. Nothing in this division prohibits a person from  
withdrawing as a candidate as otherwise provided by law.

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(J) All declarations of candidacy, nominating petitions, or  
other petitions under this section shall be accompanied by the  
following statement in boldface capital letters: WHOEVER COMMITS  
ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

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(K) All separate petition papers shall be filed at the same  
time, as one instrument.

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(L) If a board of elections distributes for use a petition  
form for a declaration of candidacy, nominating petition,  
declaration of intent to be a write-in candidate, or any type of  
question or issue petition that does not satisfy the requirements  
of law as of the date of that distribution, the board shall not  
invalidate the petition on the basis that the petition form does  
not satisfy the requirements of law, if the petition otherwise is  
valid. Division (L) of this section applies only if the candidate  
received the petition from the board within ninety days of when  
the petition is required to be filed.

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Sec. 3501.381. (A)(1) Any person who will receive  
compensation for supervising, managing, or otherwise organizing  
any effort to obtain signatures for a declaration of candidacy,  
nominating petition, or declaration of intent to be a write-in  
candidate for a person seeking to become a statewide candidate or  
for a statewide initiative petition or a statewide referendum  
petition shall file a statement to that effect with the office of  
the secretary of state before any signatures are obtained for the  
petition or before the person is engaged to supervise, manage, or  
otherwise organize the effort to obtain signatures for the  
petition, whichever is later.

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(2) Any person who will compensate a person for supervising,

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managing, or otherwise organizing any effort to obtain signatures 456  
for a declaration of candidacy, nominating petition, or 457  
declaration of intent to be a write-in candidate for a person 458  
seeking to become a statewide candidate or for a statewide 459  
initiative or a statewide referendum petition shall file a 460  
statement to that effect with the office of the secretary of state 461  
before any signatures are obtained for the petition or before the 462  
person engages a person to supervise, manage, or otherwise 463  
organize the effort to obtain signatures for the petition, 464  
whichever is later. 465

(B) The secretary of state shall prescribe the form and 466  
content of the statements required under division (A) of this 467  
section. 468

(C) Whoever violates division (A) of this section is guilty 469  
of a misdemeanor of the first degree, and the petition for which a 470  
person was compensated for supervising, managing, or otherwise 471  
organizing the effort to obtain signatures shall be deemed 472  
invalid. 473

(D) As used in this section, "statewide candidate" means the 474  
joint candidates for the offices of governor and lieutenant 475  
governor or a candidate for the office of secretary of state, 476  
auditor of state, treasurer of state, or attorney general. 477

**Sec. 3503.14.** (A) The secretary of state shall prescribe the 478  
form and content of the registration and change of residence and 479  
change of name form used in this state. The form shall set forth 480  
the eligibility requirements needed to qualify as an elector and 481  
meet the requirements of the National Voter Registration Act of 482  
1993. The form shall include a space on which the person 483  
registering an applicant shall sign the person's name and a space 484  
on which the person registering an applicant shall name the 485  
employer who is employing that person to register the applicant. 486



No election official or employee of a designated agency who is 487  
registering an applicant shall be required to sign the election 488  
official's or employee's name or to name the employer who is 489  
employing the election official or employee to register an 490  
applicant on a form prepared under this section. 491

(B) Any applicant who is unable to sign ~~his~~ the applicant's 492  
own name shall make an "X," if possible, which shall be certified 493  
by the signing of the name of the applicant by the person filling 494  
out the ~~registration~~ form, who shall add ~~his~~ the person's own 495  
signature. If an applicant is unable to make an "X," ~~he~~ the 496  
applicant shall indicate in some manner that ~~he~~ the applicant 497  
desires to register to vote or to change ~~his~~ the applicant's name 498  
or residence. The person registering ~~such an~~ the applicant shall 499  
sign the form and attest that the applicant indicated that ~~he~~ the 500  
applicant desired to register to vote or to change ~~his~~ the 501  
applicant's name or residence. 502

(C) No registration and change of residence and change of 503  
name form shall be rejected solely on the basis that a person 504  
registering an applicant failed to sign the person's name or 505  
failed to name the employer who is employing that person to 506  
register the applicant as required under division (A) of this 507  
section. 508

(D) As used in this section, "registering an applicant" 509  
includes any effort, for compensation, to provide voter 510  
registration forms or to assist persons in completing those forms 511  
or returning them to the board of elections, the office of the 512  
secretary of state, or another appropriate public office. 513

**Sec. 3513.07.** The form of declaration of candidacy and 514  
petition of a person desiring to be a candidate for a party 515  
nomination or a candidate for election to an office or position to 516  
be voted for at a primary election shall be substantially as 517



We, the undersigned, qualified electors of the state of Ohio, 550  
whose voting residence is in the county, city, village, ward, 551  
township, or school district, and precinct set opposite our names, 552  
and members of the ..... Party, 553  
hereby certify that ..... (Name of 554  
candidate) whose declaration of candidacy is filed herewith, is a 555  
member of the ..... Party, and is, in our opinion, well 556  
qualified to perform the duties of the office or position to which 557  
that candidate desires to be elected. 558

Street City, 559

and Village or 560

Signature Number Township Ward Precinct County Date 561

(Must use address on file with the board of elections) 562

..... 563

..... 564

..... 565

..... (Name of circulator 566  
of petition), declares under penalty of election falsification 567  
that the circulator of the petition is a qualified elector of the 568  
state of Ohio and resides at the address appearing below the 569  
signature of that circulator; that the circulator is a member of 570  
the ..... Party; that the circulator is the circulator of 571  
the foregoing petition paper containing ..... (Number) 572  
signatures; that the circulator witnessed the affixing of every 573  
signature; that all signers were to the best of the circulator's 574  
knowledge and belief qualified to sign; and that every signature 575  
is to the best of the circulator's knowledge and belief the 576  
signature of the person whose signature it purports to be. 577

..... 578

(Signature of circulator) 579

..... 580

(Address of circulator) 581  
..... 582  
(If petition is for a statewide 583  
candidate, the name and address 584  
of person employing 585  
circulator to circulate 586  
petition, if any) 587

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY 588  
OF THE FIFTH DEGREE." 589

The secretary of state shall prescribe a form of declaration 590  
of candidacy and petition, and the form shall be substantially 591  
similar to the declaration of candidacy and petition set forth in 592  
this section, that will be suitable for joint candidates for the 593  
offices of governor and lieutenant governor. 594

The petition provided for in this section shall be circulated 595  
only by a member of the same political party as the candidate. 596

**Sec. 3513.10.** (A) At the time of filing a declaration of 597  
candidacy for nomination for any office, or a declaration of 598  
intent to be a write-in candidate, each candidate, except joint 599  
candidates for governor and lieutenant governor, shall pay a fee 600  
as follows: 601

For statewide office	\$100	602
For court of appeals judge	\$ 50	603
For court of common pleas judge	\$ 50	604
For county court judge	\$ 50	605
For municipal court judge	\$ 50	606
For district office, including member		607
of the United States house of		608
representatives and member of the		609
general assembly	\$ 50	610
For county office	\$ 50	611

For city office	\$ 20	612
For village office	\$ 10	613
For township office	\$ 10	614
For member of state board of education	\$ 20	615
For member of local, city, or exempted village board of education or educational service center governing board	\$ 10	616 617 618 619

At the time of filing a declaration of candidacy or a  
declaration of intent to be a write-in candidate for the offices  
of governor and lieutenant governor, the joint candidates shall  
jointly pay to the secretary of state a fee of one hundred  
dollars.

(B)(1) At the same time the fee required under division (A)  
of this section is paid, each candidate shall pay an additional  
fee as follows:

For the joint candidates for governor and lieutenant governor	\$ 50	628 629
For statewide office	\$ 50	630
For district office, including member of the United States house of representatives and member of the general assembly	\$ 35	631 632 633 634
For member of state board of education	\$ 35	635
For court of appeals judge	\$ 30	636
For court of common pleas judge	\$ 30	637
For county court judge	\$ 30	638
For municipal court judge	\$ 30	639
For county office	\$ 30	640
For city office	\$ 25	641
For village office	\$ 20	642
For township office	\$ 20	643

For member of local, city, ~~county,~~ 644  
or exempted village board of education 645  
or educational service center 646  
governing board § 20 647

(2) Whoever seeks to propose a ballot question or issue to be 648  
submitted to the electors shall pay the following fee at the time 649  
the petition proposing the question or issue is filed: 650

(a) If the question or issue is to be submitted to the 651  
electors throughout the entire state, twenty-five dollars; 652

(b) If the question or issue is to be submitted to the 653  
electors of a county or of a district that consists of all or part 654  
of two or more counties but less than the entire state, fifteen 655  
dollars; 656

(c) If the question or issue is to be submitted to the 657  
electors of a city, twelve dollars and fifty cents; 658

(d) If the question or issue is to be submitted to the 659  
electors of a village, a township, a local, city, county, or 660  
exempted village school district, a precinct, or another district 661  
consisting of less than an entire county, ten dollars. 662

(C) No fee shall be required of candidates filing for the 663  
office of delegate or alternate to the national convention of 664  
political parties, member of the state central committee of a 665  
political party, or member of the county central committee of a 666  
political party. 667

(D) All fees required under division (A) of this section 668  
immediately shall be paid by the officer receiving them into the 669  
state treasury to the credit of the general revenue fund, in the 670  
case of fees received by the secretary of state, and into the 671  
county treasury to the credit of the county general fund, in the 672  
case of fees received by a board of elections. 673

(E) The officer who receives a fee required under division 674  
(B) of this section immediately shall pay the fee to the credit of 675  
the Ohio elections commission fund, ~~which is hereby created in the~~ 676  
~~state treasury. All moneys credited to the fund shall be used~~ 677  
~~solely for the purpose of paying expenses related to the operation~~ 678  
~~of the Ohio elections commission~~ by division (I) of section 679  
3517.152 of the Revised Code. 680

(F)(1) In no case shall a fee paid under this section be 681  
returned to a candidate. 682

(2) Whenever a section of law refers to a filing fee to be 683  
paid by a candidate or by a committee proposing a ballot question 684  
or issue to be submitted to the electors, that fee includes the 685  
fees required under divisions (A) and (B) of this section. 686

(G) As used in divisions (A) and (B) of this section, 687  
"statewide office" means the office of secretary of state, auditor 688  
of state, treasurer of state, attorney general, justice and chief 689  
justice of the supreme court, and member of the United States 690  
senate. 691

**Sec. 3513.261.** A nominating petition may consist of one or 692  
more separate petition papers, each of which shall be 693  
substantially in the form prescribed in this section. If the 694  
petition consists of more than one separate petition paper, the 695  
statement of candidacy of the candidate or joint candidates named 696  
need be signed by the candidate or joint candidates on only one of 697  
such separate petition papers, but the statement of candidacy so 698  
signed shall be copied on each other separate petition paper 699  
before the signatures of electors are placed on it. Each 700  
nominating petition containing signatures of electors of more than 701  
one county shall consist of separate petition papers each of which 702  
shall contain signatures of electors of only one county; provided 703  
that petitions containing signatures of electors of more than one 704

county shall not thereby be declared invalid. In case petitions 705  
containing signatures of electors of more than one county are 706  
filed, the board of elections shall determine the county from 707  
which the majority of the signatures came, and only signatures 708  
from this county shall be counted. Signatures from any other 709  
county shall be invalid. 710

All signatures on nominating petitions shall be written in 711  
ink or indelible pencil. 712

At the time of filing a nominating petition, the candidate 713  
designated in the nominating petition, and joint candidates for 714  
governor and lieutenant governor, shall pay to the election 715  
officials with whom it is filed the fees specified for the office 716  
under divisions (A) and (B) of section 3513.10 of the Revised 717  
Code. The fees shall be disposed of by those election officials in 718  
the manner that is provided in section 3513.10 of the Revised Code 719  
for the disposition of other fees, and in no case shall a fee 720  
required under that section be returned to a candidate. 721

Candidates or joint candidates whose names are written on the 722  
ballot, and who are elected, shall pay the same fees under section 723  
3513.10 of the Revised Code that candidates who file nominating 724  
petitions pay. Payment of these fees shall be a condition 725  
precedent to the granting of their certificates of election. 726

Each nominating petition shall contain a statement of 727  
candidacy that shall be signed by the candidate or joint 728  
candidates named in it. Such statement of candidacy shall contain 729  
a declaration made under penalty of election falsification that 730  
the candidate desires to be a candidate for the office named in 731  
it, and that the candidate is an elector qualified to vote for the 732  
office the candidate seeks. 733

The form of the nominating petition and statement of 734  
candidacy shall be substantially as follows: 735



"STATEMENT OF CANDIDACY 736

I, ..... (Name of candidate), 737  
the undersigned, hereby declare under penalty of election 738  
falsification that my voting residence is in ..... 739  
..... Precinct of the ..... (Township) or 740  
(Ward and City, or Village) in the county of ..... Ohio; 741  
that my post-office address is ..... 742  
(Street and Number, if any, or Rural Route and Number) of the 743  
..... (City, Village, or post office) of 744  
....., Ohio; and that I am a qualified elector in 745  
the precinct in which my voting residence is located. I hereby 746  
declare that I desire to be a candidate for election to the office 747  
of ..... in the ..... (State, 748  
District, County, City, Village, Township, or School District) for 749  
the ..... (Full term or unexpired 750  
term ending .....) at the General Election to be held 751  
on the ..... day of ....., .... 752

I further declare that I am an elector qualified to vote for 753  
the office I seek. Dated this ..... day of ....., .... 754  
..... 755  
(Signature of candidate) 756

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY 757  
OF THE FIFTH DEGREE. 758

I, ....., hereby constitute the 759  
persons named below a committee to represent me: 760

Name	Residence	
.....	.....	761
.....	.....	762
.....	.....	763
.....	.....	764
.....	.....	765
.....	.....	766

NOMINATING PETITION 767

We, the undersigned, qualified electors of the state of Ohio, 768  
whose voting residence is in the County, City, Village, Ward, 769  
Township or Precinct set opposite our names, hereby nominate 770  
..... as a candidate for election to the office of 771  
..... in the ..... 772  
(State, District, County, City, Village, Township, or School 773  
District) for the ..... (Full term or unexpired term 774  
ending ..... ) to be voted for at the general 775  
election next hereafter to be held, and certify that this person 776  
is, in our opinion, well qualified to perform the duties of the 777  
office or position to which the person desires to be elected. 778

— 779

Street 780  
Address 781  
or R.F.D. 782  
(Must use 783  
address on City, 784  
file with Village 785  
the board of or Date of 786  
Signature elections) Township Ward Precinct County Signing 787

— 788

..... 789  
..... 790  
..... 791

....., declares under penalty of election 792  
falsification that such person is a qualified elector of the state 793  
of Ohio and resides at the address appearing below such person's 794  
signature hereto; that such person is the circulator of the 795  
foregoing petition paper containing ..... signatures; 796  
that such person witnessed the affixing of every signature; that 797  
all signers were to the best of such person's knowledge and belief 798

qualified to sign; and that every signature is to the best of such	799
person's knowledge and belief the signature of the person whose	800
signature it purports to be.	801
.....	802
(Signature of circulator)	803
.....	804
(Address)	805
.....	806
<u>(If petition is for a statewide</u>	807
<u>candidate, the name and address</u>	808
<u>of person employing circulator</u>	809
<u>to circulate petition, if any)</u>	810
WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY	811
OF THE FIFTH DEGREE."	812
The secretary of state shall prescribe a form of nominating	813
petition for a group of candidates for the office of member of a	814
board of education, township office, and offices of municipal	815
corporations of under two thousand population.	816
The secretary of state shall prescribe a form of statement of	817
candidacy and nominating petition, which shall be substantially	818
similar to the form of statement of candidacy and nominating	819
petition set forth in this section, that will be suitable for	820
joint candidates for the offices of governor and lieutenant	821
governor.	822
If such petition nominates a candidate whose election is to	823
be determined by the electors of a county or a district or	824
subdivision within the county, it shall be filed with the board of	825
such county. If the petition nominates a candidate whose election	826
is to be determined by the voters of a subdivision located in more	827
than one county, it shall be filed with the board of the county in	828
which the major portion of the population of such subdivision is	829

located. 830

If the petition nominates a candidate whose election is to be 831  
determined by the electors of a district comprised of more than 832  
one county but less than all of the counties of the state, it 833  
shall be filed with the board of elections of the most populous 834  
county in such district. If the petition nominates a candidate 835  
whose election is to be determined by the electors of the state at 836  
large, it shall be filed with the secretary of state. 837

The secretary of state or a board of elections shall not 838  
accept for filing a nominating petition of a person seeking to 839  
become a candidate if that person, for the same election, has 840  
already filed a declaration of candidacy, a declaration of intent 841  
to be a write-in candidate, or a nominating petition, or has 842  
become a candidate through party nomination at a primary election 843  
or by the filling of a vacancy under section 3513.30 or 3513.31 of 844  
the Revised Code for any state or county office, if the nominating 845  
petition is for a state or county office, or for any municipal or 846  
township office, for member of a city, local, or exempted village 847  
board of education, or for member of a governing board of an 848  
educational service center, if the nominating petition is for a 849  
municipal or township office, or for member of a city, local, or 850  
exempted village board of education, or for member of a governing 851  
board of an educational service center. 852

**Sec. 3517.01.** (A)(1) A political party within the meaning of 853  
Title XXXV of the Revised Code is any group of voters that, at the 854  
most recent regular state election, polled for its candidate for 855  
governor in the state or nominees for presidential electors at 856  
least five per cent of the entire vote cast for that office or 857  
that filed with the secretary of state, subsequent to any election 858  
in which it received less than five per cent of that vote, a 859  
petition signed by qualified electors equal in number to at least 860

one per cent of the total vote for governor or nominees for 861  
presidential electors at the most recent election, declaring their 862  
intention of organizing a political party, the name of which shall 863  
be stated in the declaration, and of participating in the 864  
succeeding primary election, held in even-numbered years, that 865  
occurs more than one hundred twenty days after the date of filing. 866  
No such group of electors shall assume a name or designation that 867  
is similar, in the opinion of the secretary of state, to that of 868  
an existing political party as to confuse or mislead the voters at 869  
an election. If any political party fails to cast five per cent of 870  
the total vote cast at an election for the office of governor or 871  
president, it shall cease to be a political party. 872

(2) A campaign committee shall be legally liable for any 873  
debts, contracts, or expenditures incurred or executed in its 874  
name. 875

(B) Notwithstanding the definitions found in section 3501.01 876  
of the Revised Code, as used in this section, ~~and~~ and sections 3517.08 877  
to 3517.14, ~~and section 3517.99, and 3517.992~~ of the Revised Code: 878

(1) "Campaign committee" means an entity that is formed by a 879  
candidate or a combination of two or more persons authorized by a 880  
candidate under section 3517.081 of the Revised Code to receive 881  
contributions and make expenditures and that is legally liable for 882  
any debts, contracts, or expenditures incurred or executed in its 883  
name. 884

(2) "Campaign treasurer" means an individual appointed by a 885  
candidate under section 3517.081 of the Revised Code. 886

(3) "Candidate" has the same meaning as in division (H) of 887  
section 3501.01 of the Revised Code and also includes any person 888  
who, at any time before or after an election, receives 889  
contributions or makes expenditures or other use of contributions, 890  
has given consent for another to receive contributions or make 891

expenditures or other use of contributions, or appoints a campaign treasurer, for the purpose of bringing about the person's nomination or election to public office. When two persons jointly seek the offices of governor and lieutenant governor, "candidate" means the pair of candidates jointly. "Candidate" does not include candidates for election to the offices of member of a county or state central committee, presidential elector, and delegate to a national convention or conference of a political party.

(4) "Continuing association" means an association, other than a campaign committee, political party, legislative campaign fund, ~~political contributing entity~~, or labor organization, that is intended to be a permanent organization that has a primary purpose other than supporting or opposing specific candidates, political parties, or ballot issues, and that functions on a regular basis throughout the year. "Continuing association" includes organizations that are determined to be not organized for profit under subsection 501 and that are described in subsection 501(c)(3), 501(c)(4), or 501(c)(6) of the Internal Revenue Code.

(5) "Contribution" means a loan, gift, deposit, forgiveness of indebtedness, donation, advance, payment, or transfer of funds or ~~transfer of~~ anything of value, including a transfer of funds from an inter vivos or testamentary trust or decedent's estate, and the payment by any person other than the person to whom the services are rendered for the personal services of another person, which contribution is made, received, or used for the purpose of influencing the results of an election. "Contribution" Any loan, gift, deposit, forgiveness of indebtedness, donation, advance, payment, or transfer of funds or of anything of value, including a transfer of funds from an inter vivos or testamentary trust or decedent's estate, and the payment by any campaign committee, political action committee, legislative campaign fund, political party, or person other than the person to whom the services are

rendered for the personal services of another person, that is 924  
made, received, or used by a state or county political party, 925  
other than moneys a state or county political party receives from 926  
the Ohio political party fund pursuant to section 3517.17 of the 927  
Revised Code and the moneys a state or county political party may 928  
receive under sections 3517.101, 3517.1012, and 3517.1013 of the 929  
Revised Code, shall be considered to be a "contribution" for the 930  
purpose of section 3517.10 of the Revised Code and shall be 931  
included on a statement of contributions filed under that section. 932

"Contribution" does not include any of the following: 933

(a) Services provided without compensation by individuals 934  
volunteering a portion or all of their time on behalf of a person; 935

(b) Ordinary home hospitality; 936

(c) The personal expenses of a volunteer paid for by that 937  
volunteer campaign worker; 938

(d) Any gift given to a state or county political party 939  
pursuant to section 3517.101 of the Revised Code. As used in 940  
division (B)(5)(d) of this section, "political party" means only a 941  
major political party; 942

(e) Any contribution as defined in section 3517.1011 of the 943  
Revised Code that is made, received, or used to pay the direct 944  
costs of producing or airing an electioneering communication; 945

(f) Any gift given to a state or county political party for 946  
the party's restricted fund under division (A)(2) of section 947  
3517.1012 of the Revised Code; 948

(g) Any gift given to a state political party for deposit in 949  
a levin account pursuant to section 3517.1013 of the Revised Code. 950  
As used in this division, "levin account" has the same meaning as 951  
in that section. 952

(6) "Expenditure" means the disbursement or use of a 953

contribution for the purpose of influencing the results of an  
election or of making a charitable donation under division (G) of  
section 3517.08 of the Revised Code. Any disbursement or use of a  
contribution by a state or county political party is an  
expenditure and shall be considered either to be made for the  
purpose of influencing the results of an election or to be made as  
a charitable donation under division (G) of section 3517.08 of the  
Revised Code and shall be reported on a statement of expenditures  
filed under section 3517.10 of the Revised Code. During the thirty  
days preceding a primary or general election, any disbursement to  
pay the direct costs of producing or airing a broadcast, cable, or  
satellite communication that refers to a clearly identified  
candidate shall be considered to be made for the purpose of  
influencing the results of that election and shall be reported as  
an expenditure or as an independent expenditure under section  
3517.10 or 3517.105 of the Revised Code, as applicable, except  
that the information required to be reported regarding  
contributors for those expenditures or independent expenditures  
shall be the same as the information required to be reported under  
division (D)(1) and (2) of section 3517.1011 of the Revised Code.

As used in this division, "broadcast, cable, or satellite  
communication" and "refers to a clearly identified candidate" have  
the same meanings as in section 3517.1011 of the Revised Code.

(7) "Personal expenses" includes, but is not limited to,  
ordinary expenses for accommodations, clothing, food, personal  
motor vehicle or airplane, and home telephone.

(8) "Political action committee" means a combination of two  
or more persons, the primary or ~~incidental~~ major purpose of which  
is to support or oppose any candidate, political party, or issue,  
or to influence the result of any election through express  
advocacy, and that is not a political party, a campaign committee,  
~~a political contributing entity~~, or a legislative campaign fund.



"Political action committee" does not include a continuing 986  
association that makes disbursements for the direct costs of 987  
producing or airing electioneering communications and that does 988  
not engage in express advocacy. 989

(9) "Public office" means any state, county, municipal, 990  
township, ~~and~~ or district office, except an office of a political 991  
party, that is filled by an election and the offices of United 992  
States senator and ~~congressman~~ representative. 993

(10) "Anything of value" has the same meaning as in section 994  
1.03 of the Revised Code. 995

(11) "Beneficiary of a campaign fund" means a candidate, a 996  
public official or employee for whose benefit a campaign fund 997  
exists, and any other person who has ever been a candidate or 998  
public official or employee and for whose benefit a campaign fund 999  
exists. 1000

(12) "Campaign fund" means money or other property, including 1001  
contributions. 1002

(13) "Public official or employee" has the same meaning as in 1003  
section 102.01 of the Revised Code. 1004

(14) "Caucus" means all of the members of the house of 1005  
representatives or all of the members of the senate of the general 1006  
assembly who are members of the same political party. 1007

(15) "Legislative campaign fund" means a fund that is 1008  
established as an auxiliary of a state political party and 1009  
associated with one of the houses of the general assembly. 1010

(16) "In-kind contribution" means anything of value other 1011  
than money that is used to influence the results of an election or 1012  
is transferred to or used in support of or in opposition to a 1013  
candidate, campaign committee, legislative campaign fund, 1014  
political party, or political action committee, ~~or political~~ 1015

~~contributing entity~~ and that is made with the consent of, in 1016  
coordination, cooperation, or consultation with, or at the request 1017  
or suggestion of the benefited candidate, committee, fund, or 1018  
party, ~~or entity~~. The financing of the dissemination, 1019  
distribution, or republication, in whole or part, of any broadcast 1020  
or of any written, graphic, or other form of campaign materials 1021  
prepared by the candidate, the candidate's campaign committee, or 1022  
their authorized agents is an in-kind contribution to the 1023  
candidate and an expenditure by the candidate. 1024

(17) "Independent expenditure" means an expenditure by a 1025  
person advocating the election or defeat of an identified 1026  
candidate or candidates, that is not made with the consent of, in 1027  
coordination, cooperation, or consultation with, or at the request 1028  
or suggestion of any candidate or candidates or of the campaign 1029  
committee or agent of the candidate or candidates. As used in 1030  
division (B)(17) of this section: 1031

(a) "Person" means an individual, partnership, unincorporated 1032  
business organization or association, political action committee, 1033  
~~political contributing entity~~, separate segregated fund, 1034  
association, or ~~any~~ other organization or group of persons, but 1035  
not a labor organization or a corporation ~~unless the labor~~ 1036  
~~organization or corporation is a political contributing entity.~~ 1037

(b) "Advocating" means any communication containing a message 1038  
advocating election or defeat. 1039

(c) "Identified candidate" means that the name of the 1040  
candidate appears, a photograph or drawing of the candidate 1041  
appears, or the identity of the candidate is otherwise apparent by 1042  
unambiguous reference. 1043

(d) "Made in coordination, cooperation, or consultation with, 1044  
or at the request or suggestion of, any candidate or the campaign 1045  
committee or agent of the candidate" means made pursuant to any 1046

arrangement, coordination, or direction by the candidate, the  
candidate's campaign committee, or the candidate's agent prior to  
the publication, distribution, display, or broadcast of the  
communication. An expenditure is presumed to be so made when it is  
any of the following:

(i) Based on information about the candidate's plans,  
projects, or needs provided to the person making the expenditure  
by the candidate, or by the candidate's campaign committee or  
agent, with a view toward having an expenditure made;

(ii) Made by or through any person who is, or has been,  
authorized to raise or expend funds, who is, or has been, an  
officer of the candidate's campaign committee, or who is, or has  
been, receiving any form of compensation or reimbursement from the  
candidate or the candidate's campaign committee or agent;

(iii) ~~Made~~ Except as otherwise provided in division (D) of  
section 3517.105 of the Revised Code, made by a political party in  
support of a candidate, unless the expenditure is made by a  
political party to conduct voter registration or voter education  
efforts.

(e) "Agent" means any person who has actual oral or written  
authority, either express or implied, to make or to authorize the  
making of expenditures on behalf of a candidate, or means any  
person who has been placed in a position with the candidate's  
campaign committee or organization such that it would reasonably  
appear that in the ordinary course of campaign-related activities  
the person may authorize expenditures.

(18) "Labor organization" means a labor union; an employee  
organization; a federation of labor unions, groups, locals, or  
other employee organizations; an auxiliary of a labor union,  
employee organization, or federation of labor unions, groups,  
locals, or other employee organizations; or any other bona fide

organization in which employees participate and that exists for 1078  
the purpose, in whole or in part, of dealing with employers 1079  
concerning grievances, labor disputes, wages, hours, and other 1080  
terms and conditions of employment. 1081

(19) "Separate segregated fund" means a separate segregated 1082  
fund established pursuant to the Federal Election Campaign Act. 1083

(20) "Federal Election Campaign Act" means the "Federal 1084  
Election Campaign Act of 1971," 86 Stat. 11, 2 U.S.C.A. 431, et 1085  
seq., as amended. 1086

(21) ~~"Political contributing entity" means any entity,~~ 1087  
~~including a corporation or labor organization, that may lawfully~~ 1088  
~~make contributions and expenditures and that is not an individual~~ 1089  
~~or a political action committee, continuing association, campaign~~ 1090  
~~committee, political party, legislative campaign fund, designated~~ 1091  
~~state campaign committee, or state candidate fund. For purposes of~~ 1092  
~~division (B)(21) of this section, "lawfully" means not prohibited~~ 1093  
~~by any section of the Revised Code, or authorized by a final~~ 1094  
~~judgment of a court of competent jurisdiction. "Restricted fund"~~ 1095  
means the fund a state or county political party must establish 1096  
under division (A)(1) of section 3517.1012 of the Revised Code. 1097

(22) "Electioneering communication" has the same meaning as 1098  
in section 3517.1011 of the Revised Code. 1099

(23) "Express advocacy" means a communication that contains 1100  
express words advocating the nomination, election, or defeat of a 1101  
candidate or that contains express words advocating the adoption 1102  
or defeat of a question or issue, as determined by a final 1103  
judgment of a court of competent jurisdiction. 1104

(24) "Political committee" has the same meaning as in section 1105  
3517.1011 of the Revised Code. 1106

**Sec. 3517.08.** (A) The personal expenses of a candidate paid 1107

for by the candidate, from the candidate's personal funds, shall 1108  
not be considered as a contribution by or an expenditure by the 1109  
candidate and shall not be reported under section 3517.10 of the 1110  
Revised Code. 1111

(B)(1) An expenditure by a political action committee ~~or a~~ 1112  
~~political contributing entity~~ shall not be considered a 1113  
contribution by the political action committee ~~or the political~~ 1114  
~~contributing entity~~ or an expenditure by or on behalf of the 1115  
candidate if the purpose of the expenditure is to inform only its 1116  
members by means of mailed publications of its activities or 1117  
endorsements. 1118

(2) An expenditure by a political party shall not be 1119  
considered a contribution by the political party or an expenditure 1120  
by or on behalf of the candidate if the purpose of the expenditure 1121  
is to inform predominantly the party's members by means of mailed 1122  
publications or other direct communication of its activities or 1123  
endorsements, or for voter contact such as sample ballots, absent 1124  
voter's ballots application mailings, voter registration, or 1125  
get-out-the-vote activities. 1126

(C) An expenditure by a continuing association, ~~political~~ 1127  
~~contributing entity,~~ or political party shall not be considered a 1128  
contribution to any campaign committee or an expenditure by or on 1129  
behalf of any campaign committee if the purpose of the expenditure 1130  
is for the staff and maintenance of the continuing association's, 1131  
~~political contributing entity's,~~ or political party's 1132  
headquarters, or for a political poll, survey, index, or other 1133  
type of measurement not on behalf of a specific candidate. 1134

(D) The expenses of maintaining a constituent office paid 1135  
for, from the candidate's personal funds, by a candidate who is a 1136  
member of the general assembly at the time of the election shall 1137  
not be considered a contribution by or an expenditure by or on 1138  
behalf of the candidate, and shall not be reported, if the 1139

constituent office is not used for any candidate's campaign 1140  
activities. 1141

(E) The net contribution of each social or fund-raising 1142  
activity shall be calculated by totaling all contributions to the 1143  
activity minus the expenditures made for the activity. 1144

(F) An expenditure that purchases goods or services shall be 1145  
attributed to an election when the disbursement of funds is made, 1146  
rather than at the time the goods or services are used. The 1147  
secretary of state, under the procedures of Chapter 119. of the 1148  
Revised Code, shall establish rules for the attribution of 1149  
expenditures to a candidate when the candidate is a candidate for 1150  
more than one office during a reporting period and for 1151  
expenditures made in a year in which no election is held. The 1152  
secretary of state shall further define by rule those expenditures 1153  
that are or are not by or on behalf of a candidate. 1154

(G) An expenditure for the purpose of a charitable donation 1155  
may be made if it is made to an organization that is exempt from 1156  
federal income taxation under subsection 501(a) and described in 1157  
subsection 501(c)(3), 501(c)(4), 501(c)(8), 501(c)(10), or 1158  
501(c)(19) of the Internal Revenue Code or is approved by advisory 1159  
opinion of the Ohio elections commission as a legitimate 1160  
charitable organization. Each expenditure under this division 1161  
shall be separately itemized on statements made pursuant to 1162  
section 3517.10 of the Revised Code. 1163

**Sec. 3517.09.** (A) No person or committee shall solicit, ask, 1164  
invite, or demand, directly or indirectly, orally or in writing, a 1165  
contribution, subscription, or payment from a candidate for 1166  
nomination or election or from the campaign committee of that 1167  
candidate, and no person shall solicit, ask, invite, or demand 1168  
that a candidate for nomination or election or the campaign 1169  
committee of that candidate subscribe to the support of a club or 1170

organization, buy tickets to an entertainment, ball, supper, or 1171  
other meeting, or pay for space in a book, program, or 1172  
publication. This division does not apply to any of the following: 1173

(1) Regular advertisements in periodicals having an 1174  
established circulation; 1175

(2) Regular payments to civic, political, fraternal, social, 1176  
charitable, or religious organizations of which the candidate was 1177  
a member or contributor six months before the candidate's 1178  
candidacy; 1179

(3) Regular party assessments made by a party against its own 1180  
candidates. 1181

(B) No person shall coerce, intimidate, or cause harm to 1182  
another person by an act or failure to act, or shall threaten to 1183  
coerce, intimidate, or cause harm to another person, because that 1184  
other person makes or does not make a contribution to a candidate, 1185  
campaign committee, political party, legislative campaign fund, 1186  
political action committee, or ~~political contributing entity~~ 1187  
person making disbursements to pay the direct costs of producing 1188  
or airing electioneering communications. 1189

(C) An employer or labor organization that, directly or 1190  
through another person, solicits an employee of the employer or a 1191  
member of the labor organization for a contribution to a 1192  
candidate, campaign committee, political action committee, 1193  
legislative campaign fund, political party, or ~~political~~ 1194  
~~contributing entity~~ person making disbursements to pay the direct 1195  
costs of producing or airing electioneering communications shall 1196  
inform the employee or member at the time of the solicitation that 1197  
making a contribution is voluntary and that a decision of the 1198  
employee or member to make a contribution or not to make a 1199  
contribution will not benefit the employee or member or place the 1200  
employee or member at a disadvantage with respect to employment by 1201

the employer or membership in the labor organization. 1202

**Sec. 3517.092.** (A) As used in this section: 1203

(1) "Appointing authority" has the same meaning as in section 1204  
124.01 of the Revised Code. 1205

(2) "State elected officer" means any person appointed or 1206  
elected to a state elective office. 1207

(3) "State elective office" means any of the offices of 1208  
governor, lieutenant governor, secretary of state, auditor of 1209  
state, treasurer of state, attorney general, member of the state 1210  
board of education, member of the general assembly, and justice 1211  
and chief justice of the supreme court. 1212

(4) "County elected officer" means any person appointed or 1213  
elected to a county elective office. 1214

(5) "County elective office" means any of the offices of 1215  
county auditor, county treasurer, clerk of the court of common 1216  
pleas, sheriff, county recorder, county engineer, county 1217  
commissioner, prosecuting attorney, and coroner. 1218

(6) "Contribution" includes a contribution to any political 1219  
party, campaign committee, political action committee, ~~political~~ 1220  
~~contributing entity,~~ or legislative campaign fund. 1221

(B) No state elected officer, no campaign committee of such 1222  
an officer, and no other person or entity shall knowingly solicit 1223  
or accept a contribution on behalf of that officer or that 1224  
officer's campaign committee from any of the following: 1225

(1) A state employee whose appointing authority is the state 1226  
elected officer; 1227

(2) A state employee whose appointing authority is authorized 1228  
or required by law to be appointed by the state elected officer; 1229

(3) A state employee who functions in or is employed in or by 1230



the same public agency, department, division, or office as the 1231  
state elected officer. 1232

(C) No candidate for a state elective office, no campaign 1233  
committee of such a candidate, and no other person or entity shall 1234  
knowingly solicit or accept a contribution on behalf of that 1235  
candidate or that candidate's campaign committee from any of the 1236  
following: 1237

(1) A state employee at the time of the solicitation, whose 1238  
appointing authority will be the candidate, if elected; 1239

(2) A state employee at the time of the solicitation, whose 1240  
appointing authority will be appointed by the candidate, if 1241  
elected, as authorized or required by law; 1242

(3) A state employee at the time of the solicitation, who 1243  
will function in or be employed in or by the same public agency, 1244  
department, division, or office as the candidate, if elected. 1245

(D) No county elected officer, no campaign committee of such 1246  
an officer, and no other person or entity shall knowingly solicit 1247  
a contribution on behalf of that officer or that officer's 1248  
campaign committee from any of the following: 1249

(1) A county employee whose appointing authority is the 1250  
county elected officer; 1251

(2) A county employee whose appointing authority is 1252  
authorized or required by law to be appointed by the county 1253  
elected officer; 1254

(3) A county employee who functions in or is employed in or 1255  
by the same public agency, department, division, or office as the 1256  
county elected officer. 1257

(E) No candidate for a county elective office, no campaign 1258  
committee of such a candidate, and no other person or entity shall 1259  
knowingly solicit a contribution on behalf of that candidate or 1260

that candidate's campaign committee from any of the following: 1261

(1) A county employee at the time of the solicitation, whose 1262  
appointing authority will be the candidate, if elected; 1263

(2) A county employee at the time of the solicitation, whose 1264  
appointing authority will be appointed by the candidate, if 1265  
elected, as authorized or required by law; 1266

(3) A county employee at the time of the solicitation, who 1267  
will function in or be employed in or by the same public agency, 1268  
department, division, or office as the candidate, if elected. 1269

(F)(1) No public employee shall solicit a contribution from 1270  
any person while the public employee is performing the public 1271  
employee's official duties or in those areas of a public building 1272  
where official business is transacted or conducted. 1273

(2) No person shall solicit a contribution from any public 1274  
employee while the public employee is performing the public 1275  
employee's official duties or is in those areas of a public 1276  
building where official business is transacted or conducted. 1277

(3) As used in division (F) of this section, "public 1278  
employee" does not include any person holding an elective office. 1279

(G) The prohibitions in divisions (B), (C), (D), (E), and (F) 1280  
of this section are in addition to the prohibitions in sections 1281  
124.57, 3304.22, and 4503.032 of the Revised Code. 1282

**Sec. 3517.10.** (A) Except as otherwise provided in this 1283  
division, every campaign committee, political action committee, 1284  
legislative campaign fund, and political party, ~~and political~~ 1285  
~~contributing entity~~ that made or received a contribution or made 1286  
an expenditure in connection with the nomination or election of 1287  
any candidate or in connection with any ballot issue or question 1288  
at any election held or to be held in this state shall file, on a 1289  
form prescribed under this section, or by electronic means of 1290

transmission as provided in this section and section 3517.106 of 1291  
the Revised Code, ~~or, until March 1, 2004, on computer disk as~~ 1292  
~~provided in section 3517.106 of the Revised Code,~~ a full, true, 1293  
and itemized statement, made under penalty of election 1294  
falsification, setting forth in detail the contributions and 1295  
expenditures, ~~ne~~ not later than four p.m. of the following dates: 1296

(1) The twelfth day before the election to reflect 1297  
contributions received and expenditures made from the close of 1298  
business on the last day reflected in the last previously filed 1299  
statement, if any, to the close of business on the twentieth day 1300  
before the election; 1301

(2) The thirty-eighth day after the election to reflect the 1302  
contributions received and expenditures made from the close of 1303  
business on the last day reflected in the last previously filed 1304  
statement, if any, to the close of business on the seventh day 1305  
before the filing of the statement; 1306

(3) The last business day of January of every year to reflect 1307  
the contributions received and expenditures made from the close of 1308  
business on the last day reflected in the last previously filed 1309  
statement, if any, to the close of business on the last day of 1310  
December of the previous year; 1311

(4) The last business day of July of every year to reflect 1312  
the contributions received and expenditures made from the close of 1313  
business on the last day reflected in the last previously filed 1314  
statement, if any, to the close of business on the last day of 1315  
June of that year. 1316

A campaign committee shall only be required to file the 1317  
statements prescribed under divisions (A)(1) and (2) of this 1318  
section in connection with the nomination or election of the 1319  
committee's candidate. 1320

The statement required under division (A)(1) of this section 1321

shall not be required of any campaign committee, political action  
committee, legislative campaign fund, or political party, ~~or~~  
~~political contributing entity~~ that has received contributions of  
less than one thousand dollars and has made expenditures of less  
than one thousand dollars at the close of business on the  
twentieth day before the election. Those contributions and  
expenditures shall be reported in the statement required under  
division (A)(2) of this section.

If an election to select candidates to appear on the general  
election ballot is held within sixty days before a general  
election, the campaign committee of a successful candidate in the  
earlier election may file the statement required by division  
(A)(1) of this section for the general election instead of the  
statement required by division (A)(2) of this section for the  
earlier election if the pregeneral election statement reflects the  
status of contributions and expenditures for the period twenty  
days before the earlier election to twenty days before the general  
election.

If a person becomes a candidate less than twenty days before  
an election, the candidate's campaign committee is not required to  
file the statement required by division (A)(1) of this section.

No statement under division (A)(3) or (4) of this section  
shall be required for any year in which a campaign committee,  
political action committee, legislative campaign fund, or  
political party, ~~or political contributing entity~~ is required to  
file a postgeneral election statement under division (A)(2) of  
this section. However, such a statement may be filed, at the  
option of the campaign committee, political action committee,  
legislative campaign fund, or political party, ~~or political~~  
~~contributing entity~~.

No statement under division (A)(3) or (4) of this section

shall be required if the campaign committee, political action  
committee, legislative campaign fund, or political party, ~~or~~  
~~political contributing entity~~ has no contributions that it has  
received and no expenditures that it has made since the last date  
reflected in its last previously filed statement. However, the  
campaign committee, political action committee, legislative  
campaign fund, or political party, ~~or political contributing~~  
~~entity~~ shall file a statement to that effect, on a form prescribed  
under this section and made under penalty of election  
falsification, on the date required in division (A)(3) or (4) of  
this section, as applicable.

The campaign committee of a statewide candidate shall file a  
monthly statement of contributions received during each of the  
months of July, August, and September in the year of the general  
election in which the candidate seeks office. The campaign  
committee of a statewide candidate shall file the monthly  
statement not later than three business days after the last day of  
the month covered by the statement. During the period beginning on  
the nineteenth day before the general election in which a  
statewide candidate seeks election to office and extending through  
the day of that general election, each time the campaign committee  
of the joint candidates for the offices of governor and lieutenant  
governor or of a candidate for the office of secretary of state,  
auditor of state, treasurer of state, or attorney general receives  
a contribution from a contributor that causes the aggregate amount  
of contributions received from that contributor during that period  
to equal or exceed ~~two ten~~ ten thousand ~~five hundred~~ dollars and each  
time the campaign committee of a candidate for the office of chief  
justice or justice of the supreme court receives a contribution  
from a contributor that causes the aggregate amount of  
contributions received from that contributor during that period to  
exceed ~~five hundred~~ ten thousand dollars, the campaign committee  
shall file a two-business-day statement reflecting that

contribution. During the period beginning on the nineteenth day 1386  
before a primary election in which a candidate for statewide 1387  
office seeks nomination to office and extending through the day of 1388  
that primary election, each time either the campaign committee of 1389  
a statewide candidate in that primary election that files a notice 1390  
under division (C)(1) of section 3517.103 of the Revised Code or 1391  
the campaign committee of a statewide candidate in that primary 1392  
election to which, in accordance with division (D) of section 1393  
3517.103 of the Revised Code, the contribution limitations 1394  
prescribed in section 3517.102 of the Revised Code no longer apply 1395  
receives a contribution from a contributor that causes the 1396  
aggregate amount of contributions received from that contributor 1397  
during that period to exceed ~~two~~ ten thousand ~~five-hundred~~ 1398  
dollars, the campaign committee shall file a two-business-day 1399  
statement reflecting that contribution. Contributions reported on 1400  
a two-business-day statement required to be filed by a campaign 1401  
committee of a statewide candidate in a primary election shall 1402  
also be included in the postprimary election statement required to 1403  
be filed by that campaign committee under division (A)(2) of this 1404  
section. A two-business-day statement required by this paragraph 1405  
shall be filed not later than two business days after receipt of 1406  
the contribution. The statements required by this paragraph shall 1407  
be filed in addition to any other statements required by this 1408  
section. 1409

Subject to the secretary of state having implemented, tested, 1410  
and verified the successful operation of any system the secretary 1411  
of state prescribes pursuant to divisions (C)(6)(b) and (D)(6) of 1412  
this section and division (H)(1) of section 3517.106 of the 1413  
Revised Code for the filing of campaign finance statements by 1414  
electronic means of transmission, a campaign committee of a 1415  
statewide candidate shall file a two-business-day statement under 1416  
the preceding paragraph by electronic means of transmission if the 1417  
campaign committee is required to file a ~~pre-election~~ pre-election, 1418

postelection, or monthly statement of contributions and 1419  
expenditures by electronic means of transmission under this 1420  
section or section 3517.106 of the Revised Code. 1421

If a campaign committee or political action committee has no 1422  
balance on hand and no outstanding obligations and desires to 1423  
terminate itself, it shall file a statement to that effect, on a 1424  
form prescribed under this section and made under penalty of 1425  
election falsification, with the official with whom it files a 1426  
statement under division (A) of this section after filing a final 1427  
statement of contributions and a final statement of expenditures, 1428  
if contributions have been received or expenditures made since the 1429  
period reflected in its last previously filed statement. 1430

(B) Except as otherwise provided in division (C)(7) of this 1431  
section, each statement required by division (A) of this section 1432  
shall contain the following information: 1433

(1) The full name and address of each campaign committee, 1434  
political action committee, legislative campaign fund, or 1435  
political party, ~~or political contributing entity~~, including any 1436  
treasurer of the committee, fund, or party, ~~or entity~~, filing a 1437  
contribution and expenditure statement; 1438

(2)(a) In the case of a campaign committee, the candidate's 1439  
full name and address; 1440

(b) In the case of a political action committee, the 1441  
registration number assigned to the committee under division 1442  
(D)(1) of this section. 1443

(3) The date of the election and whether it was or will be a 1444  
general, primary, or special election; 1445

(4) A statement of contributions received, which shall 1446  
include the following information: 1447

(a) The month, day, and year of the contribution; 1448

(b)(i) The full name and address of each person, political 1449  
party, campaign committee, legislative campaign fund, or political 1450  
action committee, ~~or political contributing entity~~ from whom 1451  
contributions are received and the registration number assigned to 1452  
the political action committee under division (D)(1) of this 1453  
section. The requirement of filing the full address does not apply 1454  
to any statement filed by a state or local committee of a 1455  
political party, to a finance committee of such committee, or to a 1456  
committee recognized by a state or local committee as its 1457  
fund-raising auxiliary. Notwithstanding division (F)~~(1)~~ of this 1458  
section, the requirement of filing the full address shall be 1459  
considered as being met if the address filed is the same address 1460  
the contributor provided under division (E)(1) of this section. 1461

(ii) If a political action committee, legislative campaign 1462  
fund, or political party that is required to file campaign finance 1463  
statements by electronic means of transmission under section 1464  
3517.106 of the Revised Code or a campaign committee of a 1465  
statewide candidate or candidate for the office of member of the 1466  
general assembly receives a contribution from an individual that 1467  
exceeds one hundred dollars, the name of the individual's current 1468  
employer, if any, or, if the individual is self-employed, the 1469  
individual's occupation and the name of the individual's business, 1470  
if any; 1471

(iii) If a campaign committee of a statewide candidate or 1472  
candidate for the office of member of the general assembly 1473  
receives a contribution transmitted pursuant to section 3599.031 1474  
of the Revised Code from amounts deducted from the wages and 1475  
salaries of two or more employees that exceeds in the aggregate 1476  
one hundred dollars during any one filing period under division 1477  
(A)(1), (2), ~~or~~ (3), or (4) of this section, the full name of the 1478  
employees' employer and the full name of the labor organization of 1479  
which the employees are members, if any. 1480



(c) A description of the contribution received, if other than money;	1481 1482
(d) The value in dollars and cents of the contribution;	1483
(e) A separately itemized account of all contributions and expenditures regardless of the amount, except a receipt of a contribution from a person in the sum of twenty-five dollars or less at one social or fund-raising activity and a receipt of a contribution transmitted pursuant to section 3599.031 of the Revised Code from amounts deducted from the wages and salaries of employees if the contribution from the amount deducted from the wages and salary of any one employee is twenty-five dollars or less aggregated in a calendar year. An account of the total contributions from each social or fund-raising activity shall include a description of and the value of each in-kind contribution received at that activity from any person who made one or more such contributions whose aggregate value exceeded two hundred fifty dollars and shall be listed separately, together with the expenses incurred and paid in connection with that activity. A campaign committee, political action committee, legislative campaign fund, <u>or</u> political party, <del>or political contributing entity</del> shall keep records of contributions from each person in the amount of twenty-five dollars or less at one social or fund-raising activity and contributions from amounts deducted under section 3599.031 of the Revised Code from the wages and salary of each employee in the amount of twenty-five dollars or less aggregated in a calendar year. No continuing association that is recognized by a state or local committee of a political party as an auxiliary of the party and that makes a contribution from funds derived solely from regular dues paid by members of the auxiliary shall be required to list the name or address of any members who paid those dues.	1484 1485 1486 1487 1488 1489 1490 1491 1492 1493 1494 1495 1496 1497 1498 1499 1500 1501 1502 1503 1504 1505 1506 1507 1508 1509 1510 1511
Contributions that are other income shall be itemized	1512

separately from all other contributions. The information required 1513  
under division (B)(4) of this section shall be provided for all 1514  
other income itemized. As used in this paragraph, "other income" 1515  
means a loan, investment income, or interest income. 1516

(f) In the case of a campaign committee of a state elected 1517  
officer, if a person doing business with the state elected officer 1518  
in the officer's official capacity makes a contribution to the 1519  
campaign committee of that officer, the information required under 1520  
division (B)(4) of this section in regard to that contribution, 1521  
which shall be filed together with and considered a part of the 1522  
committee's statement of contributions as required under division 1523  
(A) of this section but shall be filed on a separate form provided 1524  
by the secretary of state. As used in this division ~~(B)(4)(f) of~~ 1525  
~~this section:~~ 1526

(g) In the case of a contributor who is an individual, the 1527  
age of the contributor. 1528

(i) "State elected officer" has the same meaning as in 1529  
section 3517.092 of the Revised Code. 1530

(ii) "Person doing business" means a person or an officer of 1531  
an entity who enters into one or more contracts with a state 1532  
elected officer or anyone authorized to enter into contracts on 1533  
behalf of that officer to receive payments for goods or services, 1534  
if the payments total, in the aggregate, more than five thousand 1535  
dollars during a calendar year. 1536

(5) A statement of expenditures which shall include the 1537  
following information: 1538

(a) The month, day, and year of the expenditure; 1539

(b) The full name and address of each person, political 1540  
party, campaign committee, legislative campaign fund, or political 1541  
action committee, ~~or political contributing entity~~ to whom the 1542

expenditure was made and the registration number assigned to the 1543  
political action committee under division (D)(1) of this section; 1544

(c) The object or purpose for which the expenditure was made; 1545

(d) The amount of each expenditure. 1546

(C)(1) The statement of contributions and expenditures shall 1547  
be signed by the person completing the form. If a statement of 1548  
contributions and expenditures is filed by electronic means of 1549  
transmission pursuant to this section or section 3517.106 of the 1550  
Revised Code, the electronic signature of the person who executes 1551  
the statement and transmits the statement by electronic means of 1552  
transmission, as provided in division (H) of section 3517.106 of 1553  
the Revised Code, shall be attached to or associated with the 1554  
statement and shall be binding on all persons and for all purposes 1555  
under the campaign finance reporting law as if the signature had 1556  
been handwritten in ink on a printed form. 1557

(2) The person filing the statement, under penalty of 1558  
election falsification, shall include with it a list of each 1559  
anonymous contribution, the circumstances under which it was 1560  
received, and the reason it cannot be attributed to a specific 1561  
donor. 1562

(3) Each statement of a campaign committee of a candidate who 1563  
holds public office shall contain a designation of each 1564  
contributor who is an employee in any unit or department under the 1565  
candidate's direct supervision and control. In a space provided in 1566  
the statement, the person filing the statement shall affirm that 1567  
each such contribution was voluntarily made. 1568

(4) A campaign committee that did not receive contributions 1569  
or make expenditures in connection with the nomination or election 1570  
of its candidate shall file a statement to that effect, on a form 1571  
prescribed under this section and made under penalty of election 1572  
falsification, on the date required in division (A)(2) of this 1573

section. 1574

(5) The campaign committee of any person who attempts to 1575  
become a candidate and who, for any reason, does not become 1576  
certified in accordance with Title XXXV of the Revised Code for 1577  
placement on the official ballot of a primary, general, or special 1578  
election to be held in this state, and who, at any time prior to 1579  
or after an election, receives contributions or makes 1580  
expenditures, or has given consent for another to receive 1581  
contributions or make expenditures, for the purpose of bringing 1582  
about the person's nomination or election to public office, shall 1583  
file the statement or statements prescribed by this section and a 1584  
termination statement, if applicable. ~~This paragraph~~ Division  
(C)(5) of this section does not apply to any person with respect 1586  
to an election to the offices of member of a county or state 1587  
central committee, presidential elector, or delegate to a national 1588  
convention or conference of a political party. 1589

(6)(a) The statements required to be filed under this section 1590  
shall specify the balance in the hands of the campaign committee, 1591  
political action committee, legislative campaign fund, or 1592  
political party, ~~or political contributing entity~~ and the 1593  
disposition intended to be made of that balance. 1594

(b) The secretary of state shall prescribe the form for all 1595  
statements required to be filed under this section and shall 1596  
furnish the forms to the boards of elections in the several 1597  
counties. The boards of elections shall supply printed copies of 1598  
those forms without charge. The secretary of state shall prescribe 1599  
the appropriate methodology, protocol, and data file structure for 1600  
statements required or permitted to be filed by electronic means 1601  
of transmission under division (A) of this section ~~and~~, divisions 1602  
(E), (F), and (G) of section 3517.106, division (D) of section  
3517.1011, division (B) of section 3517.1012, and division (C) of  
section 3517.1013 of the Revised Code ~~and for statements permitted~~ 1605

~~to be filed on computer disk under division (F) of section~~ 1606  
~~3517.106 of the Revised Code. Subject to division (A) of this~~ 1607  
~~section and, divisions (E), (F), and (G) of section 3517.106,~~ 1608  
division (D) of section 3517.1011, division (B) of section 1609  
3517.1012, and division (C) of section 3517.1013 of the Revised 1610  
Code, the statements required to be stored on computer by the 1611  
secretary of state under division (B) of section 3517.106 of the 1612  
Revised Code shall be filed in whatever format the secretary of 1613  
state considers necessary to enable the secretary of state to 1614  
store the information contained in the statements on computer. Any 1615  
such format shall be of a type and nature that is readily 1616  
available to whoever is required to file the statements in that 1617  
format. 1618

(c) The secretary of state shall assess the need for training 1619  
regarding the filing of campaign finance statements by electronic 1620  
means of transmission and regarding associated technologies for 1621  
candidates, campaign committees, political action committees, 1622  
legislative campaign funds, or political parties, ~~political~~ 1623  
~~contributing entities, or for~~ individuals, partnerships, or other 1624  
entities, or for persons making disbursements to pay the direct 1625  
costs of producing or airing electioneering communications, 1626  
required or permitted to file statements by electronic means of 1627  
transmission under this section or section 3517.105 ~~or,~~ 3517.106, 1628  
3517.1011, 3517.1012, or 3517.1013 of the Revised Code. If, in the 1629  
opinion of the secretary of state, training in these areas is 1630  
necessary, the secretary of state shall arrange for the provision 1631  
of voluntary training programs for candidates, campaign 1632  
committees, political action committees, legislative campaign 1633  
funds, or political parties, ~~political contributing entities, and~~ 1634  
for individuals, partnerships, and other entities, or for persons 1635  
making disbursements to pay the direct costs of producing or 1636  
airing electioneering communications, as appropriate. 1637

(7) Each monthly statement and each two-business-day statement required by division (A) of this section shall contain the information required by divisions (B)(1) to (4), (C)(2), and, if appropriate, (C)(3) of this section. Each statement shall be signed as required by division (C)(1) of this section.

(D)(1) Prior to receiving a contribution or making an expenditure, every campaign committee, political action committee, legislative campaign fund, or political party, ~~or political contributing entity~~ shall appoint a treasurer and shall file, on a form prescribed by the secretary of state, a designation of that appointment, including the full name and address of the treasurer and of the campaign committee, political action committee, legislative campaign fund, or political party, ~~or political contributing entity~~. That designation shall be filed with the official with whom the campaign committee, political action committee, legislative campaign fund, or political party, ~~or political contributing entity~~ is required to file statements under section 3517.11 of the Revised Code. The name of a campaign committee shall include at least the last name of the campaign committee's candidate. The secretary of state shall assign a registration number to each political action committee that files a designation of the appointment of a treasurer under this division ~~(D)(1) of this section~~ if the political action committee is required by division (A)(1) of section 3517.11 of the Revised Code to file the statements prescribed by this section with the secretary of state.

(2) The treasurer appointed under division (D)(1) of this section shall keep a strict account of all contributions, from whom received and the purpose for which they were disbursed.

(3)(a) Except as otherwise provided in section 3517.108 of the Revised Code, a campaign committee shall deposit all monetary contributions received by the committee into an account separate

from a personal or business account of the candidate or campaign committee. 1670  
1671

(b) A political action committee shall deposit all monetary contributions received by the committee into an account separate from all other funds. 1672  
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(c) A state or county political party may establish a state candidate fund that is separate from an account that contains the public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code and from all other funds. A state or county political party may deposit into its state candidate fund any amounts of monetary contributions that are made to or accepted by the political party subject to the applicable limitations, if any, prescribed in section 3517.102 of the Revised Code. A state or county political party shall deposit all other monetary contributions received by the party into one or more accounts that are separate from its state candidate fund and from its account that contains the public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code. 1675  
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(d) Each state political party shall have only one legislative campaign fund for each house of the general assembly. Each such fund shall be separate from any other funds or accounts of that state party. A legislative campaign fund is authorized to receive contributions and make expenditures for the primary purpose of furthering the election of candidates who are members of that political party to the house of the general assembly with which that legislative campaign fund is associated. Each legislative campaign fund shall be administered and controlled in a manner designated by the caucus. As used in this division ~~(D)(3)(d) of this section~~, "caucus" has the same meaning as in section 3517.01 of the Revised Code and includes, as an ex officio member, the chairperson of the state political party with which the caucus is associated or that chairperson's designee. 1688  
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(4) Every expenditure in excess of twenty-five dollars shall  
be vouched for by a receipted bill, stating the purpose of the  
~~expenditures~~ expenditure, that shall be filed with the statement  
of expenditures. A canceled check with a notation of the purpose  
of the expenditure is a receipted bill for purposes of division  
(D)(4) of this section.

(5) The secretary of state or the board of elections, as the  
case may be, shall issue a receipt for each statement filed under  
this section and shall preserve a copy of the receipt for a period  
of at least six years. All statements filed under this section  
shall be open to public inspection in the office where they are  
filed and shall be carefully preserved for a period of at least  
six years after the year in which they are filed.

(6) The secretary of state, by rule adopted pursuant to  
section 3517.23 of the Revised Code, shall prescribe ~~the~~ both of  
the following:

(a) The manner of immediately acknowledging, with date and  
time received, and preserving the receipt of statements that are  
transmitted by electronic means of transmission to the secretary  
of state pursuant to this section or section 3517.106, 3517.1011,  
3517.1012, or 3517.1013 of the Revised Code ~~and the;~~

(b) The manner of preserving the contribution and  
expenditure, contribution and disbursement, deposit and  
disbursement, or gift and disbursement information in ~~those~~ the  
statements described in division (D)(6)(a) of this section. The  
secretary of state shall preserve the contribution and  
expenditure, contribution and disbursement, deposit and  
disbursement, or gift and disbursement information in those  
statements for at least ten years after the year in which they are  
filed by electronic means of transmission.

(7) The secretary of state, pursuant to division (I) of



section 3517.106 of the Revised Code, shall make available online 1733  
to the public through the internet the contribution and 1734  
expenditure, contribution and disbursement, deposit and 1735  
disbursement, or gift and disbursement information in all 1736  
statements, all addenda, amendments, or other corrections to 1737  
statements, and all amended statements filed with the secretary of 1738  
state by electronic or other means of transmission under this 1739  
section, division (B)(2)(b) or (C)(2)(b) of section 3517.105, or 1740  
section 3517.106, 3517.1011, 3517.1012, 3517.1013, or 3517.11 of 1741  
the Revised Code. The secretary of state may remove the 1742  
information from the internet after a reasonable period of time. 1743

(E)(1) Any person, political party, campaign committee, 1744  
legislative campaign fund, or political action committee, ~~or~~ 1745  
~~political contributing entity~~ that makes a contribution in 1746  
connection with the nomination or election of any candidate or in 1747  
connection with any ballot issue or question at any election held 1748  
or to be held in this state shall provide its full name and 1749  
address to the recipient of the contribution, and to the political 1750  
fundraiser through which the contribution was raised, if any, at 1751  
the time the contribution is made. The political action committee 1752  
also shall provide the registration number assigned to the 1753  
committee under division (D)(1) of this section to the recipient 1754  
of the contribution at the time the contribution is made. 1755

(2) Any individual who makes a contribution that exceeds one 1756  
hundred dollars to a political action committee, legislative 1757  
campaign fund, or political party or to a campaign committee of a 1758  
statewide candidate or candidate for the office of member of the 1759  
general assembly shall provide the name of the individual's 1760  
current employer, if any, or, if the individual is self-employed, 1761  
the individual's occupation and the name of the individual's 1762  
business, if any, to the recipient of the contribution at the time 1763  
the contribution is made. Sections 3599.39 and 3599.40 of the 1764

Revised Code do not apply to division (E)(2) of this section. 1765

(3) If a campaign committee shows that it has exercised its 1766  
best efforts to obtain, maintain, and submit the information 1767  
required under divisions (B)(4)(b)(ii) and (iii) of this section, 1768  
that committee is considered to have met the requirements of those 1769  
divisions. A campaign committee shall not be considered to have 1770  
exercised its best efforts unless, in connection with written 1771  
solicitations, it regularly includes a written request for the 1772  
information required under division (B)(4)(b)(ii) of this section 1773  
from the contributor or the information required under division 1774  
(B)(4)(b)(iii) of this section from whoever transmits the 1775  
contribution. 1776

(4) Any check that a political action committee uses to make 1777  
a contribution or an expenditure shall contain the full name and 1778  
address of the committee and the registration number assigned to 1779  
the committee under division (D)(1) of this section. 1780

(F) As used in this section: 1781

(1) ~~"Address"~~ (a) Except as otherwise provided in division 1782  
(F)(1) of this section, "address" means all of the following if 1783  
they exist: apartment number, street, road, or highway name and 1784  
number, rural delivery route number, city or village, state, and 1785  
zip code as used in a person's post-office address, but not 1786  
post-office box. 1787

~~If (b) Except as otherwise provided in division (F)(1) of~~ 1788  
~~this section, if~~ an address is required in this section, a 1789  
post-office box and office, room, or suite number may be included 1790  
in addition to, but not in lieu of, an apartment, street, road, or 1791  
highway name and number. 1792

~~If (c) If~~ an address is required in this section, a campaign 1793  
committee, political action committee, legislative campaign fund, 1794  
or political party, ~~or political contributing entity~~ may use the 1795

business or residence address of its treasurer or deputy 1796  
treasurer. The post-office box number of the campaign committee, 1797  
political action committee, legislative campaign fund, or 1798  
political party, ~~or political contributing entity~~ may be used in 1799  
addition to that address. 1800

(d) For the sole purpose of a campaign committee's reporting 1801  
of contributions on a statement of contributions received under 1802  
division (B)(4) of this section, "address" has one of the 1803  
following meanings at the option of the campaign committee: 1804

(i) The same meaning as in division (F)(1)(a) of this 1805  
section; 1806

(ii) All of the following, if they exist: the contributor's 1807  
post-office box number and city or village, state, and zip code as 1808  
used in the contributor's post-office address. 1809

(e) As used with regard to the reporting under this section 1810  
of any expenditure, "address" means all of the following if they 1811  
exist: apartment number, street, road, or highway name and number, 1812  
rural delivery route number, city or village, state, and zip code 1813  
as used in a person's post-office address, or post-office box. If 1814  
an address concerning any expenditure is required in this section, 1815  
a campaign committee, political action committee, legislative 1816  
campaign fund, or political party may use the business or 1817  
residence address of its treasurer or deputy treasurer or its 1818  
post-office box number. 1819

(2) "Statewide candidate" means the joint candidates for the 1820  
offices of governor and lieutenant governor or a candidate for the 1821  
office of secretary of state, auditor of state, treasurer of 1822  
state, attorney general, member of the state board of education, 1823  
chief justice of the supreme court, or justice of the supreme 1824  
court. 1825

(G) An independent expenditure shall be reported whenever and 1826

in the same manner that an expenditure is required to be reported 1827  
under this section and shall be reported pursuant to division 1828  
(B)(2)(a) or (C)(2)(a) of section 3517.105 of the Revised Code. 1829

(H)(1) Except as otherwise provided in division (H)(2) of 1830  
this section, if, during the combined ~~pre-election~~ pre-election and 1831  
postelection reporting periods for an election, a campaign 1832  
committee has received contributions of five hundred dollars or 1833  
less and has made expenditures in the total amount of five hundred 1834  
dollars or less, it may file a statement to that effect, under 1835  
penalty of election falsification, in lieu of the statement 1836  
required by division (A)(2) of this section. The statement shall 1837  
indicate the total amount of contributions received and the total 1838  
amount of expenditures made during those combined reporting 1839  
periods. 1840

(2) In the case of a successful candidate at a primary 1841  
election, if either the total contributions received by or the 1842  
total expenditures made by the candidate's campaign committee 1843  
during the preprimary, postprimary, pregeneral, and postgeneral 1844  
election periods combined equal more than five hundred dollars, 1845  
the campaign committee may file the statement under division 1846  
(H)(1) of this section only for the primary election. The first 1847  
statement that the campaign committee files in regard to the 1848  
general election shall reflect all contributions received and all 1849  
expenditures made during the preprimary and postprimary election 1850  
periods. 1851

(3) Divisions (H)(1) and (2) of this section do not apply if 1852  
a campaign committee receives contributions or makes expenditures 1853  
prior to the first day of January of the year of the election at 1854  
which the candidate seeks nomination or election to office or if 1855  
the campaign committee does not file a termination statement with 1856  
its postprimary election statement in the case of an unsuccessful 1857  
primary election candidate or with its postgeneral election 1858

statement in the case of other candidates. 1859

(I) In the case of a contribution made by a partner of a 1860  
partnership or an owner or a member of another unincorporated 1861  
business from any funds of the partnership or other unincorporated 1862  
business, all of the following apply: 1863

(1) The recipient of the contribution shall report the 1864  
contribution by listing both the partnership or other 1865  
unincorporated business and the name of the partner ~~or~~, owner, or 1866  
member making the contribution. 1867

(2) For purposes of section 3517.102 of the Revised Code, the 1868  
contribution shall be considered to have been made by the partner 1869  
~~or~~, owner, or member reported under division (I)(1) of this 1870  
section. 1871

(3) No contribution from a partner of a partnership or an 1872  
owner or a member of another unincorporated business shall be 1873  
accepted from any funds of the partnership or other unincorporated 1874  
business unless the recipient reports the contribution under 1875  
division (I)(1) of this section. 1876

(4) No partnership or other unincorporated business shall 1877  
make a contribution or contributions solely in the name of the 1878  
partnership or other unincorporated business. 1879

(5) As used in division (I) of this section, "partnership or 1880  
other unincorporated business" includes, but is not limited to, a 1881  
cooperative, a sole proprietorship, a general partnership, a 1882  
limited partnership, a limited partnership association, a limited 1883  
liability partnership, and a limited liability company. 1884

(J) A candidate shall have only one campaign committee at any 1885  
given time for all of the offices for which the person is a 1886  
candidate or holds office. 1887

(K)(1) In addition to filing a designation of appointment of 1888

a treasurer under division (D)(1) of this section, the campaign  
committee of any candidate for an elected municipal office that  
pays an annual amount of compensation of five thousand dollars or  
less, the campaign committee of any candidate for member of a  
board of education except member of the state board of education,  
or the campaign committee of any candidate for township trustee or  
township clerk may sign, under penalty of election falsification,  
a certificate attesting that the committee will not accept  
contributions during an election period that exceed in the  
aggregate two thousand dollars from all contributors and one  
hundred dollars from any one individual, and that the campaign  
committee will not make expenditures during an election period  
that exceed in the aggregate two thousand dollars.

The certificate shall be on a form prescribed by the  
secretary of state and shall be filed not later than ten days  
after the candidate files a declaration of candidacy and petition,  
a nominating petition, or a declaration of intent to be a write-in  
candidate.

(2) Except as otherwise provided in division (K)(3) of this  
section, a campaign committee that files a certificate under  
division (K)(1) of this section is not required to file the  
statements required by division (A) of this section.

(3) If, after filing a certificate under division (K)(1) of  
this section, a campaign committee exceeds any of the limitations  
described in that division during an election period, the  
certificate is void and thereafter the campaign committee shall  
file the statements required by division (A) of this section. If  
the campaign committee has not previously filed a statement, then  
on the first statement the campaign committee is required to file  
under division (A) of this section after the committee's  
certificate is void, the committee shall report all contributions  
received and expenditures made from the time the candidate filed

the candidate's declaration of candidacy and petition, nominating  
petition, or declaration of intent to be a write-in candidate.

(4) As used in division (K) of this section, "election  
period" means the period of time beginning on the day a person  
files a declaration of candidacy and petition, nominating  
petition, or declaration of intent to be a write-in candidate  
through the day of the election at which the person seeks  
nomination to office if the person is not elected to office, or,  
if the candidate was nominated in a primary election, the day of  
the election at which the candidate seeks office.

~~(L) Notwithstanding division (B)(4) of this section, a  
political contributing entity that receives contributions from the  
dues, membership fees, or other assessments of its members or from  
its officers, shareholders, and employees may report the aggregate  
amount of contributions received from those contributors and the  
number of individuals making those contributions, for each filing  
period identified under divisions (A)(1), (2), and (3) of this  
section. Division (B)(4) of this section applies to a political  
contributing entity with regard to contributions it receives from  
all other contributors.~~

**Sec. 3517.102.** (A) Except as otherwise provided in section  
3517.103 of the Revised Code, as used in this section and sections  
3517.103 and 3517.104 of the Revised Code:

(1) "Candidate" has the same meaning as in section 3517.01 of  
the Revised Code but includes only candidates for the offices of  
governor, lieutenant governor, secretary of state, auditor of  
state, treasurer of state, attorney general, member of the state  
board of education, member of the general assembly, chief justice  
of the supreme court, and justice of the supreme court.

(2) "Statewide candidate" or "any one statewide candidate"

means the joint candidates for the offices of governor and lieutenant governor or a candidate for the office of secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, chief justice of the supreme court, or justice of the supreme court.

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(3) "Senate candidate" means a candidate for the office of state senator.

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(4) "House candidate" means a candidate for the office of state representative.

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(5)(a) "Primary election period" for a candidate begins on the beginning date of the candidate's pre-filing period specified in division (A)(9) of section 3517.109 of the Revised Code and ends on the day of the primary election.

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(b) In regard to any candidate, the "general election period" begins on the day after the primary election immediately preceding the general election at which the candidate seeks an office specified in division (A)(1) of this section and ends on the thirty-first day of December following that general election.

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(6) "State candidate fund" means the state candidate fund established by a state or county political party under division (D)(3)(c) of section 3517.10 of the Revised Code.

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(7) "Postgeneral election statement" means the statement filed under division (A)(2) of section 3517.10 of the Revised Code by the campaign committee of a candidate after the general election in which the candidate ran for office or filed by legislative campaign fund after the general election in an even-numbered year.

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(8) "Contribution" means any contribution that is required to be reported in the statement of contributions under section 3517.10 of the Revised Code.

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(9)(a) Except as otherwise provided in division (A)(9)(b) of this section and in division (F) of section 3517.103 and division (B)(3)(b) of section 3517.1010 of the Revised Code, "designated state campaign committee" means:

~~(a)(i)~~ In the case of contributions to or from a state political party, a campaign committee of a statewide candidate, statewide officeholder, senate candidate, house candidate, or member of the general assembly.

~~(b)(ii)~~ In the case of contributions to or from a county political party, a campaign committee of a ~~statewide candidate, statewide officeholder,~~ senate candidate or house candidate whose candidacy is to be submitted to some or all of the electors in that county, or member of the general assembly whose district contains all or part of that county.

~~(e)(iii)~~ In the case of contributions to or from a legislative campaign fund, a campaign committee of any of the following:

~~(i)(I)~~ A senate or house candidate who, if elected, will be a member of the same party that established the legislative campaign fund and the same house with which the legislative campaign fund is associated;

~~(ii)(II)~~ A state senator or state representative who is a member of the same party that established the legislative campaign fund and the same house with which the legislative campaign fund is associated.

(b) A campaign committee is no longer a "designated state campaign committee" after the campaign committee's candidate changes the designation of treasurer required to be filed under division (D)(1) of section 3517.10 of the Revised Code to indicate that the person intends to be a candidate for, or becomes a candidate for nomination or election to, any office that, if

<u>elect</u> , would not qualify that candidate's campaign committee as	2012
a "designated state campaign committee" under division (A)(9)(a)	2013
<u>of this section.</u>	2014
(B)(1)(a) No individual <u>who is seven years of age or older</u>	2015
shall make a contribution or contributions aggregating more than:	2016
<del>(a) Two</del> (i) <u>Ten</u> thousand <del>five hundred</del> dollars to the campaign	2017
committee of any one statewide candidate in a primary election	2018
period or in a general election period;	2019
<del>(b) Two</del> (ii) <u>Ten</u> thousand <del>five hundred</del> dollars to the	2020
campaign committee of any one senate candidate in a primary	2021
election period or in a general election period;	2022
<del>(c) Two</del> (iii) <u>Ten</u> thousand <del>five hundred</del> dollars to the	2023
campaign committee of any one house candidate in a primary	2024
election period or in a general election period;	2025
<del>(d) Five</del> (iv) <u>Ten</u> thousand dollars to <del>any one a</del> county	2026
political party <u>of the county in which the individual's designated</u>	2027
<u>Ohio residence is located</u> for the <del>party's</del> party's state candidate	2028
fund <del>or</del> <u>in a calendar year;</u>	2029
(v) <u>Fifteen thousand dollars</u> to any one legislative campaign	2030
fund in a calendar year;	2031
<del>(e) Fifteen</del> (vi) <u>Thirty</u> thousand dollars to any one state	2032
political party for the party's state candidate fund in a calendar	2033
year;	2034
<del>(f) Five</del> (vii) <u>Ten</u> thousand dollars to any one political	2035
action committee in a calendar year;	2036
<del>(g) Five thousand dollars to any one political contributing</del>	2037
<del>entity in a calendar year.</del>	2038
(b) <u>No individual shall make a contribution or contributions</u>	2039
<u>to the state candidate fund of a county political party of any</u>	2040
<u>county other than the county in which the individual's designated</u>	2041

<u>Ohio residence is located.</u>	2042
<u>(c) No individual who is under seven years of age shall make any contribution.</u>	2043
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(2)(a) Subject to division (D)(1) of this section, no political action committee shall make a contribution or contributions aggregating more than:	2045
	2046
	2047
<del>(a) Two</del> <u>(i) Ten</u> thousand <del>five hundred</del> dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;	2048
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	2050
<del>(b) Two</del> <u>(ii) Ten</u> thousand <del>five hundred</del> dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;	2051
	2052
	2053
<del>(c) Two</del> <u>(iii) Ten</u> thousand <del>five hundred</del> dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;	2054
	2055
	2056
<del>(d) Five</del> <u>(iv) Fifteen</u> thousand dollars <del>to any one county political party for the party's state candidate fund or to any one legislative campaign fund in a calendar year;</del>	2057
	2058
	2059
<del>(e) Fifteen</del> <u>(v) Thirty</u> thousand dollars to any one state political party for the party's state candidate fund in a calendar year;	2060
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	2062
<del>(f) Two</del> <u>(vi) Ten</u> thousand <del>five hundred</del> dollars to another political action committee <del>or to a political contributing entity</del> in a calendar year. This division does not apply to a political action committee that makes a contribution to a political action committee <del>or to a political contributing entity</del> affiliated with it. For purposes of this division, a political action committee is affiliated with another political action committee <del>or with a political contributing entity</del> if they are both established, financed, maintained, or controlled by, or if they are, the same	2063
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corporation, organization, labor organization, continuing 2072  
association, or other person, including any parent, subsidiary, 2073  
division, or department of that corporation, organization, labor 2074  
organization, continuing association, or other person. 2075

(b) No political action committee shall make a contribution 2076  
or contributions to a county political party for the party's state 2077  
candidate fund. 2078

(3) No campaign committee shall make a contribution or 2079  
contributions aggregating more than: 2080

(a) ~~Two~~ Ten thousand ~~five hundred~~ dollars to the campaign 2081  
committee of any one statewide candidate in a primary election 2082  
period or in a general election period; 2083

(b) ~~Two~~ Ten thousand ~~five hundred~~ dollars to the campaign 2084  
committee of any one senate candidate in a primary election period 2085  
or in a general election period; 2086

(c) ~~Two~~ Ten thousand ~~five hundred~~ dollars to the campaign 2087  
committee of any one house candidate in a primary election period 2088  
or in a general election period; 2089

(d) ~~Two~~ Ten thousand ~~five hundred~~ dollars to any one 2090  
political action committee in a calendar year+ 2091

~~(e) Two thousand five hundred dollars to any one political 2092~~  
~~contributing entity in a calendar year. 2093~~

(4)(a) Subject to division (D)(3) of this section, no 2094  
political party shall make a contribution or contributions 2095  
aggregating more than ~~two ten~~ thousand ~~five hundred~~ dollars to any 2096  
one political action committee ~~or to any one political 2097~~  
~~contributing entity in a calendar year. 2098~~

(b) No county political party shall make a contribution or 2099  
contributions to another county political party. 2100

(5) ~~No~~ (a) Subject to division (B)(5)(b) of this section, no 2101

campaign committee, other than a designated state campaign	2102
committee, shall make a contribution or contributions aggregating	2103
in a calendar year more than:	2104
<del>(a) Fifteen</del> <u>(i) Thirty</u> thousand dollars to any one state	2105
political party for the party's state candidate fund;	2106
<del>(b) Five</del> <u>(ii) Fifteen</u> thousand dollars to any one legislative	2107
campaign fund;	2108
<del>(c) Five</del> <u>(iii) Ten</u> thousand dollars to any one county	2109
political party for the party's state candidate fund.	2110
<u>(b) No campaign committee shall make a contribution or</u>	2111
<u>contributions to a county political party for the party's state</u>	2112
<u>candidate fund unless one of the following applies:</u>	2113
<u>(i) The campaign committee's candidate will appear on a</u>	2114
<u>ballot in that county.</u>	2115
<u>(ii) The campaign committee's candidate is the holder of an</u>	2116
<u>elected public office that represents all or part of the</u>	2117
<u>population of that county at the time the contribution is made.</u>	2118
(6)(a) No state candidate fund of a county political party	2119
shall make a contribution or contributions, except a contribution	2120
or contributions to a designated state campaign committee, in a	2121
primary election period or a general election period, aggregating	2122
more than:	2123
(i) <del>Two</del> <u>Two hundred fifty thousand dollars to the campaign</u>	2124
<u>committee of any one statewide candidate;</u>	2125
<u>(ii) Ten</u> thousand <del>five hundred</del> dollars to the campaign	2126
committee of any one senate candidate;	2127
<del>(ii) Two</del> <u>(iii) Ten</u> thousand <del>five hundred</del> dollars to the	2128
campaign committee of any one house candidate.	2129
(b)(i) No state candidate fund of a state or county political	2130
party shall make a transfer or a contribution or transfers or	2131

contributions of cash or cash equivalents to a designated state	2132
campaign committee in a primary election period or in a general	2133
election period aggregating more than:	2134
(I) Five hundred thousand dollars to the campaign committee	2135
of any one statewide candidate;	2136
(II) One hundred thousand dollars to the campaign committee	2137
of any one senate candidate;	2138
(III) Fifty thousand dollars to the campaign committee of any	2139
one house candidate.	2140
(ii) No legislative campaign fund shall make a transfer or a	2141
contribution or transfers or contributions of cash or cash	2142
equivalents to a designated state campaign committee aggregating	2143
more than:	2144
(I) Fifty thousand dollars in a primary election period or	2145
one hundred thousand dollars in a general election period to the	2146
campaign committee <del>or</del> <u>of</u> any one senate candidate;	2147
(II) Twenty-five thousand dollars in a primary election	2148
period or fifty thousand dollars in a general election period to	2149
the campaign committee of any one house candidate.	2150
(iii) As used in divisions (B)(6)(b) and (C)(6) <del>(a) and (b)</del> of	2151
this section, "transfer or contribution of cash or cash	2152
equivalents" does not include any in-kind contributions.	2153
(c) A county political party that has no state candidate fund	2154
and that is located in a county having a population of less than	2155
one hundred fifty thousand may make one or more contributions from	2156
other accounts <u>to any one statewide candidate or to any one</u>	2157
designated state campaign committee that do not exceed, in the	2158
aggregate, two thousand five hundred dollars in any primary	2159
election period or general election period. As used in this	2160
division, "other accounts" does not include <del>either</del> an account that	2161

contains the public moneys received from the Ohio political party 2162  
fund under section 3517.17 of the Revised Code ~~or the county~~ 2163  
~~political party's operating account.~~ 2164

(d) No legislative campaign fund shall make a contribution, 2165  
other than to a designated state campaign committee or to the 2166  
state candidate fund of a political party. 2167

~~(7) Subject to division (D)(1) of this section, no political~~ 2168  
~~contributing entity shall make a contribution or contributions~~ 2169  
~~aggregating more than:~~ 2170

~~(a) Two thousand five hundred dollars to the campaign~~ 2171  
~~committee of any one statewide candidate in a primary election~~ 2172  
~~period or in a general election period;~~ 2173

~~(b) Two thousand five hundred dollars to the campaign~~ 2174  
~~committee of any one senate candidate in a primary election period~~ 2175  
~~or in a general election period;~~ 2176

~~(c) Two thousand five hundred dollars to the campaign~~ 2177  
~~committee of any one house candidate in a primary election period~~ 2178  
~~or in a general election period;~~ 2179

~~(d) Five thousand dollars to any one county political party~~ 2180  
~~for the party's state candidate fund or to any one legislative~~ 2181  
~~campaign fund in a calendar year;~~ 2182

~~(e) Fifteen thousand dollars to any one state political party~~ 2183  
~~for the party's state candidate fund in a calendar year;~~ 2184

~~(f) Two thousand five hundred dollars to another political~~ 2185  
~~contributing entity or to a political action committee in a~~ 2186  
~~calendar year. This division does not apply to a political~~ 2187  
~~contributing entity that makes a contribution to a political~~ 2188  
~~contributing entity or to a political action committee affiliated~~ 2189  
~~with it. For purposes of this division, a political contributing~~ 2190  
~~entity is affiliated with another political contributing entity or~~ 2191

~~with a political action committee if they are both established, 2192  
financed, maintained, or controlled by, or if they are, the same 2193  
corporation, organization, labor organization, continuing 2194  
association, or other person, including any parent, subsidiary, 2195  
division, or department of that corporation, organization, labor 2196  
organization, continuing association, or other person. 2197~~

(C)(1)(a) Subject to division (D)(1) of this section, no 2198  
campaign committee of a statewide candidate shall accept a any of 2199  
the following: 2200

(i) A contribution or contributions from any individual who 2201  
is under seven years of age; 2202

(ii) A contribution or contributions aggregating more than 2203  
two ten thousand five hundred dollars from any one individual who 2204  
is seven years of age or older, from any one political action 2205  
committee, from any one political contributing entity, or from 2206  
any one other campaign committee in a primary election period or 2207  
in a general election period; 2208

(iii) A contribution or contributions aggregating more than 2209  
two hundred fifty thousand dollars from any one or combination of 2210  
state candidate funds of county political parties in a primary 2211  
election period or in a general election period. 2212

(b) No campaign committee of a statewide candidate shall 2213  
accept a contribution or contributions aggregating more than two 2214  
thousand five hundred dollars in a primary election period or in a 2215  
general election period from a county political party that has no 2216  
state candidate fund and that is located in a county having a 2217  
population of less than one hundred fifty thousand. 2218

(2)(a) Subject to division (D)(1) of this section and except 2219  
for a designated state campaign committee, no campaign committee 2220  
of a senate candidate shall accept a either of the following: 2221



(i) A contribution or contributions from any individual who 2222  
is under seven years of age; 2223

(ii) A contribution or contributions aggregating more than 2224  
two ten thousand five hundred dollars from any one individual who 2225  
is seven years of age or older, from any one political action 2226  
committee, ~~from any one political contributing entity,~~ from any 2227  
one state candidate fund of a county political party, or from any 2228  
one other campaign committee in a primary election period or in a 2229  
general election period. 2230

(b) No campaign committee of a senate candidate shall accept 2231  
a contribution or contributions aggregating more than two thousand 2232  
five hundred dollars in a primary election period or in a general 2233  
election period from a county political party that has no state 2234  
candidate fund and that is located in a county having a population 2235  
of less than one hundred fifty thousand. 2236

(3)(a) Subject to division (D)(1) of this section and except 2237  
for a designated state campaign committee, no campaign committee 2238  
of a house candidate shall accept a either of the following: 2239

(i) A contribution or contributions from any individual who 2240  
is under seven years of age; 2241

(ii) A contribution or contributions aggregating more than 2242  
two ten thousand five hundred dollars from any one individual who 2243  
is seven years of age or older, from any one political action 2244  
committee, ~~from any one political contributing entity,~~ from any 2245  
one state candidate fund of a county political party, or from any 2246  
one other campaign committee in a primary election period or in a 2247  
general election period. 2248

(b) No campaign committee of a house candidate shall accept a 2249  
contribution or contributions aggregating more than two thousand 2250  
five hundred dollars in a primary election period or in a general 2251  
election period from a county political party that has no state 2252

candidate fund and that is located in a county having a population 2253  
of less than one hundred fifty thousand. 2254

(4)(a)(i) Subject to division ~~(D)(1)(C)(4)(a)(ii)~~ of this 2255  
section and except for a designated state campaign committee, no 2256  
county political party shall accept a contribution or 2257  
contributions from any individual who is under seven years of age, 2258  
or a contribution or contributions for the party's state candidate 2259  
fund aggregating more than ~~five~~ ten thousand dollars from any one 2260  
individual, whose designated Ohio residence is located within that 2261  
county and who is seven years of age or older or from any one 2262  
political action committee, from any one political contributing 2263  
entity, or from any one campaign committee, other than a 2264  
designated state campaign committee, in a calendar year. 2265

(ii) Subject to division (D)(1) of this section, no county 2266  
political party shall accept a contribution or contributions for 2267  
the party's state candidate fund from any individual whose 2268  
designated Ohio residence is located outside of that county and 2269  
who is seven years of age or older, from any campaign committee 2270  
unless the campaign committee's candidate will appear on a ballot 2271  
in that county or unless the campaign committee's candidate is the 2272  
holder of an elected public office that represents all or part of 2273  
the population of that county at the time the contribution is 2274  
accepted, or from any political action committee. 2275

(iii) No county political party shall accept a contribution 2276  
or contributions from any other county political party. 2277

(b) Subject to division (D)(1) of this section, no state 2278  
political party shall accept a either of the following: 2279

(i) A contribution or contributions from any individual who 2280  
is under seven years of age; 2281

(ii) A contribution or contributions for the party's state 2282  
candidate fund aggregating more than ~~fifteen~~ thirty thousand 2283

dollars from any one individual who is seven years of age or 2284  
older, from any one political action committee, ~~from any one~~ 2285  
~~political contributing entity~~, or from any one campaign committee, 2286  
other than a designated state campaign committee, in a calendar 2287  
year. 2288

(5) Subject to division (D)(1) of this section, no 2289  
legislative campaign fund shall accept a either of the following: 2290

(a) A contribution or contributions from any individual who 2291  
is under seven years of age; 2292

(b) A contribution or contributions aggregating more than 2293  
~~five~~ fifteen thousand dollars from any one individual who is seven 2294  
years of age or older, from any one political action committee, 2295  
~~from any one political contributing entity~~, or from any one 2296  
campaign committee, other than a designated state campaign 2297  
committee, in a calendar year. 2298

(6)(a) No designated state campaign committee shall accept a 2299  
transfer or contribution of cash or cash equivalents from a state 2300  
candidate fund of a state ~~or county~~ political party aggregating in 2301  
a primary election period or a general election period more than: 2302

(i) Five hundred thousand dollars, in the case of a campaign 2303  
committee of a statewide candidate; 2304

(ii) One hundred thousand dollars, in the case of a campaign 2305  
committee of a senate candidate; 2306

(iii) Fifty thousand dollars, in the case of a campaign 2307  
committee of a house candidate. 2308

(b) No designated state campaign committee shall accept a 2309  
transfer or contribution of cash or cash equivalents from a 2310  
legislative ~~candidate~~ campaign fund aggregating more than: 2311

(i) Fifty thousand dollars in a primary election period or 2312  
one hundred thousand dollars in a general election period, in the 2313

case of a campaign committee of a senate candidate; 2314

(ii) Twenty-five thousand dollars in a primary election 2315  
period or fifty thousand dollars in a general election period, in 2316  
the case of a campaign committee of a house candidate. 2317

(c) No campaign committee of a candidate for the office of 2318  
member of the general assembly, including a designated state 2319  
campaign committee, shall accept a transfer or contribution of 2320  
cash or cash equivalents from any one or combination of state 2321  
candidate funds of county political parties aggregating in a 2322  
primary election period or a general election period more than: 2323

(i) One hundred thousand dollars, in the case of a campaign 2324  
committee of a senate candidate; 2325

(ii) Fifty thousand dollars, in the case of a campaign 2326  
committee of a house candidate. 2327

(7)(a) Subject to division (D)(3) of this section, no 2328  
political action committee ~~and no political contributing entity~~ 2329  
shall accept a either of the following: 2330

(i) A contribution or contributions from any individual who 2331  
is under seven years of age; 2332

(ii) A contribution or contributions aggregating more than 2333  
five ~~ten~~ thousand dollars from any one individual who is seven 2334  
years of age or older, ~~or more than two thousand five hundred 2335  
dollars~~ from any one campaign committee, or from any one political 2336  
party in a calendar year. 2337

(b) Subject to division (D)(1) of this section, no political 2338  
action committee shall accept a contribution or contributions 2339  
aggregating more than ~~two ten thousand five hundred~~ dollars from 2340  
another political action committee ~~or from a political 2341  
contributing entity~~ in a calendar year. ~~Subject to division (D)(1)~~ 2342  
~~of this section, no political contributing entity shall accept a 2343~~

~~contribution or contributions aggregating more than two thousand~~ 2344  
~~five hundred dollars from another political contributing entity or~~ 2345  
~~from a political action committee in a calendar year. This~~ 2346  
division does not apply to a political action committee ~~or~~ 2347  
~~political contributing entity~~ that accepts a contribution from a 2348  
political action committee ~~or political contributing entity~~ 2349  
affiliated with it. For purposes of this division, a political 2350  
action committee is affiliated with another political action 2351  
committee ~~or political contributing entity~~ if they are 2352  
established, financed, maintained, or controlled by the same 2353  
corporation, organization, labor organization, continuing 2354  
association, or other person, including any parent, subsidiary, 2355  
division, or department of that corporation, organization, labor 2356  
organization, continuing association, or other person. 2357

(D)(1)~~(a)~~ For purposes of the limitations prescribed in 2358  
division (B)(2) of this section and the limitations prescribed in 2359  
divisions (C)(1), (2), (3), (4), (5), and (7)(b) of this section, 2360  
whichever is applicable, all contributions made by and all 2361  
contributions accepted from political action committees that are 2362  
established, financed, maintained, or controlled by the same 2363  
corporation, organization, labor organization, continuing 2364  
association, or other person, including any parent, subsidiary, 2365  
division, or department of that corporation, organization, labor 2366  
organization, continuing association, or other person, are 2367  
considered to have been made by or accepted from a single 2368  
political action committee. 2369

~~(b) For purposes of the limitations prescribed in division~~ 2370  
~~(B)(7) of this section and the limitations prescribed in divisions~~ 2371  
~~(C)(1), (2), (3), (4), (5), and (7)(b) of this section, whichever~~ 2372  
~~is applicable, all contributions made by and all contributions~~ 2373  
~~accepted from political contributing entities that are~~ 2374  
~~established, financed, maintained, or controlled by, or that are,~~ 2375

~~the same corporation, organization, labor organization, continuing  
association, or other person, including any parent, subsidiary,  
division, or department of that corporation, organization, labor  
organization, continuing association, or other person, are  
considered to have been made by or accepted from a single  
political contributing entity.~~

(2) As used in divisions (B)(1)~~(f)~~(a)(vii), (B)(3)(d),  
(B)(4), and (C)(7) of this section, "political action committee"  
does not include a political action committee that is organized to  
support or oppose a ballot issue or question and that makes no  
contributions to or expenditures on behalf of a political party,  
campaign committee, legislative campaign fund, or political action  
committee, ~~or political contributing entity. As used in divisions  
(B)(1)(g), (B)(3)(e), (B)(4), and (C)(7) of this section,  
"political contributing entity" does not include a political  
contributing entity that is organized to support or oppose a  
ballot issue or question and that makes no contributions to or  
expenditures on behalf of a political party, campaign committee,  
legislative campaign fund, political action committee, or  
political contributing entity.~~

(3) For purposes of the limitations prescribed in divisions  
(B)(4) and (C)(7)(a) of this section, all contributions made by  
and all contributions accepted from a national political party, a  
state political party, and a county political party are considered  
to have been made by or accepted from a single political party and  
shall be combined with each other to determine whether the  
limitations have been exceeded.

(E)(1) If a legislative campaign fund has kept a total amount  
of contributions exceeding one hundred fifty thousand dollars at  
the close of business on the seventh day before the postgeneral  
election statement is required to be filed under section 3517.10  
of the Revised Code, the legislative campaign fund shall comply

with division (E)(2) of this section.

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(2)(a) Any legislative campaign fund that has kept a total amount of contributions in excess of the amount specified in division (E)(1) of this section at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code shall dispose of the excess amount in the manner prescribed in division (E)(2)~~(e)~~(b)(i), (ii), or (iii) of this section not later than ninety days after the day the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code. Any legislative campaign fund that is required to dispose of an excess amount of contributions under this division shall file a statement on the ninetieth day after the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code indicating the total amount of contributions the fund has at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code and that the excess contributions were disposed of pursuant to this division and ~~divisions~~ division (E)(2)(b) ~~and (e)~~ of this section. The statement shall be on a form prescribed by the secretary of state and shall contain any additional information the secretary of state considers necessary.

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~~(b) There is hereby created in the state treasury the Ohio elections commission fund. All moneys credited to the fund shall be used solely for the purpose of paying expenses related to the operation of the Ohio elections commission.~~

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~~(e)~~ Any legislative campaign fund that is required to dispose of an excess amount of contributions under division (E)(2) of this section shall dispose of that excess amount by doing any of the following:

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(i) Giving the amount to the treasurer of state for deposit 2439  
into the state treasury to the credit of the Ohio elections 2440  
commission fund created by division (I) of section 3517.152 of the 2441  
Revised Code; 2442

(ii) Giving the amount to individuals who made contributions 2443  
to that legislative campaign fund as a refund of all or part of 2444  
their contributions; 2445

(iii) Giving the amount to a corporation that is exempt from 2446  
federal income taxation under subsection 501(a) and described in 2447  
subsection 501(c) of the Internal Revenue Code. 2448

(F)(1) No legislative campaign fund shall fail to file a 2449  
statement required by division (E) of this section. 2450

(2) No legislative campaign fund shall fail to dispose of 2451  
excess contributions as required by division (E) of this section. 2452

(G) Nothing in this section shall affect, be used in 2453  
determining, or supersede a limitation on campaign contributions 2454  
as provided for in the Federal Election Campaign Act. 2455

**Sec. 3517.103.** (A)(1) For purposes of this section: 2456

~~(1)~~(a) "Statewide candidate" means the joint candidates for 2457  
the offices of governor and lieutenant governor or a candidate for 2458  
the office of secretary of state, auditor of state, treasurer of 2459  
state, attorney general, or member of the state board of 2460  
education. 2461

~~(2)~~(b)(i) "Personal funds" means contributions to the 2462  
campaign committee of a candidate by the candidate or by the 2463  
candidate's spouse, parents, children, sons-in-law, 2464  
daughters-in-law, brothers, sisters, grandparents, mother-in-law, 2465  
father-in-law, brothers-in-law, sisters-in-law, or grandparents by 2466  
marriage. 2467



~~(3)(ii)~~ A loan obtained by, guaranteed by, or for the benefit of a statewide candidate, senate candidate, or house candidate shall be considered "personal funds" subject to the provisions of this section and section 3517.1010 of the Revised Code to the extent that the loan is obtained or guaranteed by the candidate or is for the benefit of the candidate and is obtained or guaranteed by the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage. A loan that is obtained or guaranteed and that is for the benefit of a statewide candidate, senate candidate, or house candidate shall not be considered "personal funds" for the purposes of this section and section 3517.1010 of the Revised Code but shall be considered to be a "contribution" for the purposes of this chapter if the loan is obtained or guaranteed by anyone other than the candidate or the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage.

(iii) When a debt or other obligation incurred by a committee or by a candidate on behalf of the candidate's committee described in division (C)(1) or (2) of this section is to be paid from "personal funds," those funds are considered to be expended when the debt or other obligation is incurred, regardless of when it is paid.

~~(4)(2)~~ For purposes of ~~Chapter 3517. of the Revised Code~~ this chapter, a candidate is an "opponent" when the candidate has indicated on the candidate's most recently filed designation of treasurer that the candidate seeks the same office at the same primary or general election as another candidate whose campaign committee has filed a personal funds notice required by division (C)(1) or (2) of this section.

(B)(1) Except as otherwise provided in division (B)(2) of 2500  
this section, no statewide candidate or candidate for the office 2501  
of member of the general assembly shall make an expenditure of 2502  
personal funds to influence the results of an election for that 2503  
candidate's nomination or election to office unless the personal 2504  
funds are first deposited into the campaign fund of that 2505  
candidate's campaign committee. 2506

(2) A statewide candidate or candidate for the office of 2507  
member of the general assembly may make an expenditure of personal 2508  
funds without first depositing those funds into the campaign 2509  
committee's funds as long as the aggregate total of those 2510  
expenditures does not exceed five hundred dollars at any time 2511  
during an election period. After the candidate's campaign 2512  
committee reimburses the candidate for any direct expenditure of 2513  
personal funds, the amount that was reimbursed is no longer 2514  
included in the aggregate total of expenditures of personal funds 2515  
subject to the five-hundred-dollar limit. 2516

(C)(1) If the campaign committee of any statewide candidate 2517  
has received or expended or expects to expend more than one 2518  
hundred thousand dollars of personal funds during a primary 2519  
election period or one hundred fifty thousand dollars of personal 2520  
funds during a general election period, the campaign committee 2521  
shall file a personal funds notice in the manner provided in 2522  
division (C)(3) of this section indicating that the committee has 2523  
received or expended or expects to expend more than that amount. 2524  
For the purpose of this division, a joint team of candidates for 2525  
governor and lieutenant governor shall be considered a single 2526  
candidate and their personal funds shall be combined. 2527

(2) If the campaign committee of any senate candidate or 2528  
house candidate has received or expended or expects to expend more 2529  
than twenty-five thousand dollars of personal funds during a 2530  
primary election period or twenty-five thousand dollars of 2531

personal funds during a general election period, the campaign  
committee shall file a personal funds notice in the manner  
provided in division (C)(3) of this section indicating that the  
committee has received or expended or expects to expend more than  
that amount.

(3) The personal funds notice required in divisions (C)(1)  
and (2) of this section and the declaration of no limits required  
under division (D)(2) of this section shall be on a form  
prescribed by the secretary of state. The personal funds notice  
required in divisions (C)(1) and (2) of this section shall be  
filed not later than the earlier of the following times:

(a) One hundred twenty days before a primary election, in the  
case of personal funds received, expended, or expected to be  
expended during a primary election period, or not later than one  
hundred twenty days before a general election, in the case of  
personal funds received, expended, or expected to be expended  
during a general election period;

(b) Two business days after the candidate's campaign  
committee receives or makes an expenditure of personal funds or  
the candidate makes an expenditure of personal funds on behalf of  
the candidate's campaign committee during that election period  
that exceed, in the aggregate, the amount specified in division  
(C)(1) or (2) of this section.

The personal funds notice required under divisions (C)(1) and  
(2) of this section and the declaration of no limits required  
under division (D)(2) of this section shall be filed wherever the  
campaign committee files statements of contributions and  
expenditures under section 3517.11 of the Revised Code. The board  
of elections shall send to the secretary of state a copy of any  
personal funds notice or declaration of no limits filed by the  
campaign committee of a senate candidate or house candidate under

division (C)(3) or (D)(2) of this section. 2563

(D)(1) Whenever a campaign committee files a notice under 2564  
division (C)(1) or (2) of this section, and the campaign committee 2565  
of an opponent files a declaration of no limits pursuant to 2566  
division (D)(2) of this section within thirty days of the filing 2567  
of the personal funds notice under division (C)(1) or (2) of this 2568  
section, the contribution limitations prescribed in section 2569  
3517.102 of the Revised Code no longer apply to the campaign 2570  
committee of the candidate's opponent. 2571

(2) No campaign committee of a candidate described in 2572  
division (D)(1) of this section shall accept any contribution or 2573  
contributions from a contributor that exceed the limitations 2574  
prescribed in section 3517.102 of the Revised Code until the 2575  
committee files a declaration that the committee will accept 2576  
contributions that exceed those limitations. This declaration 2577  
shall be filed not later than thirty days after a candidate's 2578  
opponent has filed a personal funds notice pursuant to division 2579  
(C)(1) or (2) of section 3517.103 of the Revised Code, shall be 2580  
referred to as the "declaration of no limits," and shall list all 2581  
of the following: 2582

(a) The amount of cash on hand in the candidate's campaign 2583  
fund at the end of the day immediately preceding the day on which 2584  
the candidate's campaign committee files the declaration of no 2585  
limits; 2586

(b) The value and description of all campaign assets worth 2587  
five hundred dollars or more available to the candidate at the end 2588  
of the day immediately preceding the day on which the candidate's 2589  
campaign committee files the declaration of no limits. 2590

(3) A candidate who was not an opponent of a candidate who 2591  
filed the personal funds notice required under division (C)(3) of 2592  
this section on the date the personal funds notice was filed may 2593

file the declaration of no limits pursuant to division (D)(2) of 2594  
this section within thirty days after becoming an opponent of the 2595  
candidate who filed the personal funds notice. 2596

(4) If the candidate whose campaign committee filed a 2597  
personal funds notice under division (C)(1) or (2) of this section 2598  
fails to file a declaration of candidacy for the office listed on 2599  
the designation of treasurer filed under division (D) of section 2600  
3517.10 of the Revised Code or files a declaration of candidacy or 2601  
nominating petition for that office and dies or withdraws, both of 2602  
the following apply to the campaign committee of that candidate's 2603  
opponent if the opponent has filed a declaration of no limits 2604  
pursuant to division (D) of this section: 2605

(a) No contribution from a contributor may thereafter be 2606  
accepted that, when added to the aggregate total of all 2607  
contributions received by that committee from that contributor 2608  
during the primary election period or general election period, 2609  
whichever is applicable, would cause that committee to exceed the 2610  
contribution limitations prescribed in section 3517.102 of the 2611  
Revised Code for the applicable election period. 2612

(b) The statement of primary-day finances or the year-end 2613  
statement required to be filed under division (E) of section 2614  
3517.1010 of the Revised Code shall be filed not later than 2615  
fourteen days after the date the candidate's opponent fails to 2616  
file a declaration of candidacy or nominating petition by the 2617  
appropriate filing deadline, or dies or withdraws. For purposes of 2618  
calculating permitted funds under division (A)~~(7)~~(4) of section 2619  
3517.1010 of the Revised Code, the primary or general election 2620  
period, whichever is applicable, shall be considered to have ended 2621  
on the filing deadline, in the case of an opponent who fails to 2622  
file a declaration of candidacy or nominating petition, or on the 2623  
date of the opponent's death or withdrawal. In such an event, the 2624  
filing of a statement of primary-day finances or year-end finances 2625

and the disposing of any excess funds as required under division 2626  
(B) of section 3517.1010 of the Revised Code satisfies the 2627  
candidate's obligation to file such a statement for that election 2628  
period. 2629

(E)(1) No campaign committee shall fail to file a personal 2630  
funds notice as required under division (C)(1) or (2) of this 2631  
section. 2632

(2) No campaign committee shall accept any contribution in 2633  
excess of the contribution limitations prescribed in section 2634  
3517.102 of the Revised Code: 2635

(a) Unless a declaration of no limits has been filed under 2636  
division (D)(2) of this section; 2637

(b) In violation of division (D)(4) of this section once the 2638  
candidate who filed a personal funds notice under division (C)(3) 2639  
of this section fails to file a declaration of candidacy or 2640  
nominating petition or that candidate dies or withdraws. 2641

(3) No campaign committee that violates division (E)(1) of 2642  
this section shall expend any personal funds in excess of the 2643  
amount specified in division (C)(1) or (2) of this section, 2644  
whichever is appropriate to the committee. 2645

(4) The candidate of any campaign committee that violates 2646  
division (E) of this section shall forfeit the candidate's 2647  
nomination, if the candidate was nominated, or the office to which 2648  
the candidate was elected, if the candidate was elected to office. 2649

(F)(1) Whenever a campaign committee files a notice under 2650  
division (C)(1) or (2) of this section or whenever the 2651  
contribution limitations prescribed in section 3517.102 of the 2652  
Revised Code do not apply to a campaign committee under division 2653  
(D)(1) of this section, that committee is not a designated state 2654  
campaign committee for the purpose of the limitations prescribed 2655  
in section 3517.102 of the Revised Code with regard to 2656

contributions made by that campaign committee to a legislative 2657  
campaign fund or to a state candidate fund of a state or county 2658  
political party. 2659

(2) Division (F)(1) of this section no longer applies to a 2660  
campaign committee after both of the following occur: 2661

(a) The primary or general election period during which the 2662  
contribution limitations prescribed in section 3517.102 of the 2663  
Revised Code did not apply after being removed pursuant to 2664  
division (D) of this section has expired; 2665

(b) When the campaign committee has disposed of all excess 2666  
funds and excess aggregate contributions as required under section 2667  
3517.1010 of the Revised Code. 2668

**Sec. 3517.104.** (A) In January of each odd-numbered year, the 2669  
secretary of state, in accordance with this division and division 2670  
(B) of this section, shall adjust each amount specified in section 2671  
3517.102 and in division (B)(4)(e) of section 3517.10 of the 2672  
Revised Code. The adjustment shall be based on the yearly average 2673  
of the previous two years of the Consumer Price Index for All 2674  
Urban Consumers or its successive equivalent, as determined by the 2675  
United States department of labor, bureau of labor statistics, or 2676  
its successor in responsibility, for all items, Series A. Using 2677  
the 1996 yearly average as the base year, the secretary of state 2678  
shall compare the most current average consumer price index with 2679  
that determined in the preceding odd-numbered year, and shall 2680  
determine the percentage increase or decrease. The percentage 2681  
increase or decrease shall be multiplied by the actual dollar 2682  
figure for each office or entity specified in section 3517.102 of 2683  
the Revised Code and by each actual dollar figure specified in 2684  
division (B)(4)(e) of section 3517.10 of the Revised Code as 2685  
determined in the previous odd-numbered year, and the product 2686  
shall be added to or subtracted from its corresponding actual 2687

dollar figure, as necessary, for that previous odd-numbered year. 2688

The 2689

~~The resulting amount shall be rounded to the nearest five 2690~~  
~~hundred dollars if the calculations are made regarding the amounts 2691~~  
~~specified in section 3517.102 of the Revised Code or to the 2692~~  
nearest twenty-five dollars if the calculations are made regarding 2693  
the amounts specified in division (B)(4)(e) of section 3517.10 of 2694  
the Revised Code. 2695

If the calculations are made regarding the amounts specified 2696  
in section 3517.102 of the Revised Code, the resulting amount 2697  
shall not be rounded. If that resulting amount is less than one 2698  
hundred dollars, the secretary of state shall retain a record of 2699  
the resulting amount and the manner in which it was calculated, 2700  
but shall not make an adjustment unless the resulting amount, when 2701  
added to the resulting amount calculated in each prior 2702  
odd-numbered year since the last adjustment was made, equals or 2703  
exceeds one hundred dollars. 2704

(B)(1) The secretary of state shall calculate the adjustment 2705  
under division (A) of this section and shall report the 2706  
calculations and necessary materials to the auditor of state, on 2707  
or before the thirty-first day of January of each odd-numbered 2708  
year. The secretary of state shall base the adjustment on the most 2709  
current consumer price index that is described in division (A) of 2710  
this section and that is in effect as of the first day of January 2711  
of each odd-numbered year. 2712

(2) The calculations made by the secretary of state under 2713  
divisions (A) and (B)(1) of this section shall be certified by the 2714  
auditor of state on or before the fifteenth day of February of 2715  
each odd-numbered year. 2716

(3) On or before the twenty-fifth day of February of each 2717  
odd-numbered year, the secretary of state shall prepare a report 2718



setting forth the maximum contribution limitations under section 2719  
3517.102 of the Revised Code, the maximum amounts, if any, of 2720  
contributions permitted to be kept under that section, and the 2721  
amounts required under division (B)(4)(e) of section 3517.10 of 2722  
the Revised Code for reporting contributions and in-kind 2723  
contributions at social or fund-raising activities and 2724  
contributions from amounts deducted from an employee's wages and 2725  
salary, as calculated and certified pursuant to divisions (A) and 2726  
(B)(1) and (2) of this section. The report and all documents 2727  
relating to the calculations contained in the report are public 2728  
records. The report shall contain an indication of the period in 2729  
which the limitations, the maximum contribution amounts, and the 2730  
reporting amounts apply, a summary of how the limitations, the 2731  
maximum contribution amounts, and the reporting amounts were 2732  
calculated, and a statement that the report and all related 2733  
documents are available for inspection and copying at the office 2734  
of the secretary of state. 2735

(4) On or before the twenty-fifth day of February of each 2736  
odd-numbered year, the secretary of state shall transmit the 2737  
report to the general assembly, and shall send the report by mail 2738  
to the board of elections of each county. 2739

(5) The secretary of state shall send the report by mail to 2740  
each person who files a declaration of candidacy or nominating 2741  
petition with the secretary of state for the office of governor, 2742  
lieutenant governor, secretary of state, auditor of state, 2743  
treasurer of state, attorney general, member of the state board of 2744  
education, chief justice of the supreme court, or justice of the 2745  
supreme court. The report shall be mailed on or before the tenth 2746  
day after the filing. 2747

(6) A board of elections shall send the report by mail to 2748  
each person who files a declaration of candidacy or nominating 2749  
petition with the board for the office of state representative or 2750

state senator. The report shall be mailed on or before the tenth  
day after the filing. 2751  
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**Sec. 3517.105.** (A)(1) As used in this section, "public  
political advertising" means advertising to the general public  
through a broadcasting station, newspaper, magazine, poster, yard  
sign, or outdoor advertising facility, by direct mail, or by any  
other means of advertising to the general public. 2753  
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(2) For purposes of this section and section 3517.20 of the  
Revised Code, a person is a member of a political action committee  
if the person makes one or more contributions to that political  
action committee, ~~and a person is a member of a political~~  
~~contributing entity if the person makes one or more contributions~~  
~~to, or pays dues, membership fees, or other assessments to, that~~  
~~political contributing entity.~~ 2758  
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(B)(1) Whenever a candidate, a campaign committee, a  
political action committee ~~or political contributing entity~~ with  
ten or more members, or a legislative campaign fund makes an  
independent expenditure, or whenever a political action committee  
~~or political contributing entity~~ with fewer than ten members makes  
an independent expenditure in excess of one hundred dollars for a  
local candidate, in excess of two hundred fifty dollars for a  
candidate for the office of member of the general assembly, or in  
excess of five hundred dollars for a statewide candidate, for the  
purpose of financing communications advocating the election or  
defeat of an identified candidate or solicits without the  
candidate's express consent a contribution for or against an  
identified candidate through public political advertising, a  
statement shall appear or be presented in a clear and conspicuous  
manner in the advertising that does both of the following: 2765  
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(a) Clearly indicates that the communication or public  
political advertising is not authorized by the candidate or the 2780  
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candidate's campaign committee; 2782

(b) Clearly identifies the candidate, campaign committee, 2783  
political action committee, ~~political contributing entity~~, or 2784  
legislative campaign fund that has paid for the communication or 2785  
public political advertising in accordance with section 3517.20 of 2786  
the Revised Code. 2787

(2)(a) Whenever any campaign committee, legislative campaign 2788  
fund, political action committee, ~~political contributing entity~~, 2789  
or political party makes an independent expenditure in support of 2790  
or opposition to any candidate, the committee, ~~entity~~, fund, or 2791  
party shall report the independent expenditure and identify the 2792  
candidate on a statement prescribed by the secretary of state and 2793  
filed by the committee, ~~entity~~, fund, or ~~political~~ party as part 2794  
of its statement of contributions and expenditures pursuant to 2795  
division (A) of section 3517.10 and division (A) of section 2796  
3517.11 of the Revised Code. 2797

(b) Whenever any individual, partnership, or other entity, 2798  
except a corporation, labor organization, campaign committee, 2799  
legislative campaign fund, political action committee, ~~political~~ 2800  
~~contributing entity~~, or political party, makes one or more 2801  
independent expenditures in support of or opposition to any 2802  
candidate, the individual, partnership, or other entity shall file 2803  
with the secretary of state in the case of a statewide candidate, 2804  
or with the board of elections in the county in which the 2805  
candidate files the candidate's petitions for nomination or 2806  
election for district or local office, not later than the dates 2807  
specified in divisions (A)(1), (2), ~~and~~ (3), and (4) of section 2808  
3517.10 of the Revised Code, and, except as otherwise provided in 2809  
that section, a statement itemizing all independent expenditures 2810  
made during the period since the close of business on the last day 2811  
reflected in the last previously filed such statement, if any. The 2812  
statement shall be made on a form prescribed by the secretary of 2813

state or shall be filed by electronic means of transmission 2814  
pursuant to division (G) of section 3517.106 of the Revised Code 2815  
as authorized or required by that division. The statement shall 2816  
indicate the date and the amount of each independent expenditure 2817  
and the candidate on whose behalf it was made and shall be made 2818  
under penalty of election falsification. 2819

(C)(1) Whenever a corporation, labor organization, campaign 2820  
committee, political action committee with ten or more members, or 2821  
legislative campaign fund makes an independent expenditure, or 2822  
whenever a political action committee with fewer than ten members 2823  
makes an independent expenditure in excess of one hundred dollars 2824  
for a local ballot issue or question, or in excess of five hundred 2825  
dollars for a statewide ballot issue or question, for the purpose 2826  
of financing communications advocating support of or opposition to 2827  
an identified ballot issue or question or solicits without the 2828  
express consent of the ballot issue committee a contribution for 2829  
or against an identified ballot issue or question through public 2830  
political advertising, a statement shall appear or be presented in 2831  
a clear and conspicuous manner in the advertising that does both 2832  
of the following: 2833

(a) Clearly indicates that the communication or public 2834  
political advertising is not authorized by the identified ballot 2835  
issue committee; 2836

(b) Clearly identifies the corporation, labor organization, 2837  
campaign committee, legislative campaign fund, or political action 2838  
committee that has paid for the communication or public political 2839  
advertising in accordance with section 3517.20 of the Revised 2840  
Code. 2841

(2)(a) Whenever any corporation, labor organization, campaign 2842  
committee, legislative campaign fund, political party, or 2843  
political action committee makes an independent expenditure in 2844  
support of or opposition to any ballot issue or question, the 2845

corporation or labor organization shall report the independent  
expenditure in accordance with division (C) of section 3599.03 of  
the Revised Code, and the campaign committee, fund, party, or  
political action committee shall report the independent  
expenditure and identify the ballot issue or question on a  
statement prescribed by the secretary of state and filed by the  
campaign committee, fund, ~~political~~ party, or political action  
committee as part of its statement of contributions and  
expenditures pursuant to division (A) of section 3517.10 and  
division (A) of section 3517.11 of the Revised Code.

(b) Whenever any individual, partnership, or other entity,  
except a corporation, labor organization, campaign committee,  
legislative campaign fund, political action committee, or  
political party, makes one or more independent expenditures in  
excess of one hundred dollars in support of or opposition to any  
ballot issue or question, the individual, partnership, or other  
entity shall file with the secretary of state in the case of a  
statewide ballot issue or question, or with the board of elections  
in the county that certifies the issue or question for placement  
on the ballot in the case of a district or local issue or  
question, not later than the dates specified in ~~division~~ divisions  
(A)(1), (2), ~~and~~ (3), and (4) of section 3517.10 of the Revised  
Code, and, except as otherwise provided in that section, a  
statement itemizing all independent expenditures made during the  
period since the close of business on the last day reflected in  
the last previously filed such statement, if any. The statement  
shall be made on a form prescribed by the secretary of state or  
shall be filed by electronic means of transmission pursuant to  
division (G) of section 3517.106 of the Revised Code as authorized  
or required by that division. The statement shall indicate the  
date and the amount of each independent expenditure and the ballot  
issue or question in support of or opposition to which it was made

and shall be made under penalty of election falsification. 2878

(3) No person, campaign committee, legislative campaign fund, 2879  
political action committee, corporation, labor organization, or 2880  
other organization or association shall use or cause to be used a 2881  
false or fictitious name in making an independent expenditure in 2882  
support of or opposition to any candidate or any ballot issue or 2883  
question. A name is false or fictitious if the person, campaign 2884  
committee, legislative campaign fund, political action committee, 2885  
corporation, labor organization, or other organization or 2886  
association does not actually exist or operate, if the 2887  
corporation, labor organization, or other organization or 2888  
association has failed to file a fictitious name or other 2889  
registration with the secretary of state, if it is required to do 2890  
so, or if the person, campaign committee, legislative campaign 2891  
fund, or political action committee has failed to file a 2892  
designation of the appointment of a treasurer, if it is required 2893  
to do so by division (D)(1) of section 3517.10 of the Revised 2894  
Code. 2895

(D) Any expenditure by a political party for the purpose of 2896  
financing communications advocating the election or defeat of a 2897  
candidate for judicial office shall be deemed to be an independent 2898  
expenditure subject to the provisions of this section. 2899

**Sec. 3517.106.** (A) As used in this section: 2900

(1) "Statewide office" means any of the offices of governor, 2901  
lieutenant governor, secretary of state, auditor of state, 2902  
treasurer of state, attorney general, chief justice of the supreme 2903  
court, and justice of the supreme court. 2904

(2) "Addendum to a statement" includes an amendment or other 2905  
correction to that statement. 2906

(B)(1) The secretary of state shall store on computer the 2907

information contained in statements of contributions and	2908
expenditures and monthly statements required to be filed under	2909
section 3517.10 of the Revised Code and in statements of	2910
independent expenditures required to be filed under section	2911
3517.105 of the Revised Code by any of the following:	2912
<del>(1)</del> (a) The campaign committees of candidates for statewide	2913
office;	2914
<del>(2)</del> (b) The political action committees <del>and political</del>	2915
<del>contributing entities</del> described in division (A)(1) of section	2916
3517.11 of the Revised Code;	2917
<del>(3)</del> (c) Legislative campaign funds;	2918
<del>(4)</del> (d) State political parties;	2919
<del>(5)</del> (e) Individuals, partnerships, corporations, labor	2920
organizations, or other entities that make independent	2921
expenditures in support of or opposition to a statewide candidate	2922
or a statewide ballot issue or question;	2923
<del>(6)</del> (f) The campaign committees of candidates for the office	2924
of member of the general assembly;	2925
<u>(g) County political parties, with respect to their state</u>	2926
<u>candidate funds.</u>	2927
<u>(2) The secretary of state shall store on computer the</u>	2928
<u>information contained in disclosure of electioneering</u>	2929
<u>communications statements required to be filed under section</u>	2930
<u>3517.1011 of the Revised Code.</u>	2931
<u>(3) The secretary of state shall store on computer the</u>	2932
<u>information contained in deposit and disbursement statements</u>	2933
<u>required to be filed with the office of the secretary of state</u>	2934
<u>under section 3517.1012 of the Revised Code.</u>	2935
<u>(4) The secretary of state shall store on computer the gift</u>	2936
<u>and disbursement information contained in statements required to</u>	2937

be filed with the office of the secretary of state under section 2938  
3517.1013 of the Revised Code. 2939

(C)(1) The secretary of state shall make available to the 2940  
campaign committees, political action committees, ~~political~~ 2941  
~~contributing entities,~~ legislative campaign funds, political 2942  
parties, individuals, partnerships, corporations, labor 2943  
organizations, and other entities described in division (B) of 2944  
this section, and to members of the news media and other 2945  
interested persons, for a reasonable fee, computer programs that 2946  
are compatible with the secretary of state's method of storing the 2947  
information contained in the statements. 2948

(2) The secretary of state shall make the information 2949  
required to be stored under division (B) of this section available 2950  
on computer at the secretary of state's office so that, to the 2951  
maximum extent feasible, individuals may obtain at the secretary 2952  
of state's office any part or all of that information for any 2953  
given year, subject to the limitation expressed in division (D) of 2954  
this section. 2955

(D) The secretary of state shall keep the information stored 2956  
on computer under division (B) of this section for at least six 2957  
years. 2958

(E)(1) Subject to division (L) of this section and subject to 2959  
the secretary of state having implemented, tested, and verified 2960  
the successful operation of any system the secretary of state 2961  
prescribes pursuant to division (H)(1) of this section and 2962  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 2963  
Code for the filing of campaign finance statements by electronic 2964  
means of transmission, the campaign committee of each candidate 2965  
for statewide office may file the statements prescribed by section 2966  
3517.10 of the Revised Code by electronic means of transmission 2967  
or, if the total amount of the contributions received or the total 2968



amount of the expenditures made by the campaign committee for the 2969  
applicable reporting period as specified in division (A) of 2970  
section 3517.10 of the Revised Code exceeds ten thousand dollars, 2971  
shall file those statements by electronic means of transmission. 2972

Except as otherwise provided in this division, within five 2973  
business days after a statement filed by a campaign committee of a 2974  
candidate for statewide office is received by the secretary of 2975  
state by electronic or other means of transmission, the secretary 2976  
of state shall make available online to the public through the 2977  
internet, as provided in division (I) of this section, the 2978  
contribution and expenditure information in that statement. The 2979  
secretary of state shall not make available online to the public 2980  
through the internet any contribution or expenditure information 2981  
contained in a statement for any candidate until the secretary of 2982  
state is able to make available online to the public through the 2983  
internet the contribution and expenditure information for all 2984  
candidates for a particular office, or until the applicable filing 2985  
deadline for that statement has passed, whichever is sooner. As 2986  
soon as the secretary of state has available all of ~~that~~ the 2987  
contribution and expenditure information for all candidates for a 2988  
particular office, or as soon as the applicable filing deadline 2989  
for a statement has passed, whichever is sooner, the secretary of 2990  
state shall simultaneously make available online to the public 2991  
through the internet the information for all candidates for a 2992  
~~particular~~ that office. 2993

If a statement filed by electronic means of transmission is 2994  
found to be incomplete or inaccurate after the examination of the 2995  
statement for completeness and accuracy pursuant to division 2996  
(B)(3)(a) of section 3517.11 of the Revised Code, the campaign 2997  
committee shall file by electronic means of transmission any 2998  
addendum to the statement that provides the information necessary 2999  
to complete or correct the statement or, if required by the 3000

secretary of state under that division, an amended statement. 3001

Within five business days after the secretary of state 3002  
receives from a campaign committee of a candidate for statewide 3003  
office an addendum to the statement or an amended statement by 3004  
electronic or other means of transmission under this division or 3005  
division (B)(3)(a) of section 3517.11 of the Revised Code, the 3006  
secretary of state shall make the contribution and expenditure 3007  
information in the addendum or amended statement available online 3008  
to the public through the internet as provided in division (I) of 3009  
this section. 3010

(2) ~~Subject to division (E)(3) of this section and subject to~~ 3011  
the secretary of state having implemented, tested, and verified 3012  
the successful operation of any system the secretary of state 3013  
prescribes pursuant to division (H)(1) of this section and 3014  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3015  
Code for the filing of campaign finance statements by electronic 3016  
means of transmission, a political action committee ~~and a~~ 3017  
~~political contributing entity~~ described in division (B)~~(2)~~(1)(b) 3018  
of this section, a legislative campaign fund, and a state 3019  
political party may file the statements prescribed by section 3020  
3517.10 of the Revised Code by electronic means of transmission 3021  
or, if the total amount of the contributions received or the total 3022  
amount of the expenditures made by the political action committee, 3023  
legislative campaign fund, or state political party for the 3024  
applicable reporting period as specified in division (A) of 3025  
section 3517.10 of the Revised Code exceeds ten thousand dollars, 3026  
shall file those statements by electronic means of transmission. 3027

Within five business days after a statement filed by a 3028  
political action committee ~~or a political contributing entity~~ 3029  
described in division (B)~~(2)~~(1)(b) of this section, a legislative 3030  
campaign fund, or a state political party is received by the 3031  
secretary of state by electronic or other means of transmission, 3032

the secretary of state shall make available online to the public 3033  
through the internet, as provided in division (I) of this section, 3034  
the contribution and expenditure information in that statement. 3035

If a statement filed by electronic means of transmission is 3036  
found to be incomplete or inaccurate after the examination of the 3037  
statement for completeness and accuracy pursuant to division 3038  
(B)(3)(a) of section 3517.11 of the Revised Code, the political 3039  
action committee, ~~political contributing entity~~, legislative 3040  
campaign fund, or state political party shall file by electronic 3041  
means of transmission any addendum to the statement that provides 3042  
the information necessary to complete or correct the statement or, 3043  
if required by the secretary of state under that division, an 3044  
amended statement. 3045

Within five business days after the secretary of state 3046  
receives from a political action committee ~~or a political~~ 3047  
~~contributing entity~~ described in division (B)~~(2)~~(1)(b) of this 3048  
section, a legislative campaign fund, or a state political party 3049  
an addendum to the statement or an amended statement by electronic 3050  
or other means of transmission under this division or division 3051  
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 3052  
state shall make the contribution and expenditure information in 3053  
the addendum or amended statement available online to the public 3054  
through the internet as provided in division (I) of this section. 3055

(3) Subject to the secretary of state having implemented, 3056  
tested, and verified the successful operation of any system the 3057  
secretary of state prescribes pursuant to division (H)(1) of this 3058  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3059  
the Revised Code for the filing of campaign finance statements by 3060  
electronic means of transmission, ~~a political action committee and~~ 3061  
~~a political contributing entity described in division (B)(2) of~~ 3062  
~~this section, a legislative campaign fund, and a state county~~ 3063  
political party shall file the statements prescribed by section 3064

3517.10 of the Revised Code with respect to its state candidate 3065  
fund by electronic means of transmission ~~if the total amount of~~ 3066  
~~the contributions received or the total amount of the expenditures~~ 3067  
~~made by the political action committee, political contributing~~ 3068  
~~entity, legislative campaign fund, or political party for the~~ 3069  
~~applicable reporting period as specified in division (A) of~~ 3070  
~~section 3517.10 of the Revised Code exceeds ten thousand dollars~~ 3071  
to the office of the secretary of state. 3072

Within five business days after a statement filed by a 3073  
~~political action committee or a political contributing entity~~ 3074  
~~described in division (B)(2) of this section, a legislative~~ 3075  
~~campaign fund, or a state~~ county political party with respect to 3076  
its state candidate fund is received by the secretary of state by 3077  
electronic ~~or other~~ means of transmission, the secretary of state 3078  
shall make available online to the public through the internet, as 3079  
provided in division (I) of this section, the contribution and 3080  
expenditure information in that statement. 3081

If a statement ~~filed by electronic means of transmission~~ is 3082  
found to be incomplete or inaccurate after the examination of the 3083  
statement for completeness and accuracy pursuant to division 3084  
(B)(3)(a) of section 3517.11 of the Revised Code, ~~the political~~ 3085  
~~action committee, political contributing entity, legislative~~ 3086  
~~campaign fund, or state~~ a county political party shall file by 3087  
electronic means of transmission any addendum to the statement 3088  
that provides the information necessary to complete or correct the 3089  
statement or, if required by the secretary of state under that 3090  
division, an amended statement. 3091

Within five business days after the secretary of state 3092  
receives from a ~~political action committee or a political~~ 3093  
~~contributing entity described in division (B)(2) of this section,~~ 3094  
~~a legislative campaign fund, or a state~~ county political party an 3095  
addendum to the statement or an amended statement by electronic ~~or~~ 3096

~~other~~ means of transmission under this division or division 3097  
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 3098  
state shall make the contribution and expenditure information in 3099  
the addendum or amended statement available online to the public 3100  
through the internet as provided in division (I) of this section. 3101

(F)(1) Subject to division ~~(F)(4)(L)~~ of this section and 3102  
subject to the secretary of state having implemented, tested, and 3103  
verified the successful operation of any system the secretary of 3104  
state prescribes pursuant to division (H)(1) of this section and 3105  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3106  
Code for the filing of campaign finance statements by electronic 3107  
means of transmission ~~or on computer disk~~, a campaign committee of 3108  
a candidate for the office of member of the general assembly or a 3109  
campaign committee of a candidate for the office of judge of a 3110  
court of appeals may file the statements prescribed by section 3111  
3517.10 of the Revised Code in accordance with division (A)(2) of 3112  
section 3517.11 of the Revised Code or by electronic means of 3113  
transmission to the office of the secretary of state or, ~~until~~ 3114  
~~March 1, 2004, on computer disk with the appropriate board of~~ 3115  
~~elections specified in division (A)(2) of section 3517.11 of the~~ 3116  
~~Revised Code~~ if the total amount of the contributions received by 3117  
the campaign committee for the applicable reporting period as 3118  
specified in division (A) of section 3517.10 of the Revised Code 3119  
exceeds ten thousand dollars, shall file those statements by 3120  
electronic means of transmission to the office of the secretary of 3121  
state. 3122

Except as otherwise provided in this division, within five 3123  
business days after a statement filed by a campaign committee of a 3124  
candidate for the office of member of the general assembly or a 3125  
campaign committee of a candidate for the office of judge of a 3126  
court of appeals is received by the secretary of state by 3127  
electronic or other means of transmission, the secretary of state 3128

shall make available online to the public through the internet, as 3129  
provided in division (I) of this section, the contribution and 3130  
expenditure information in that statement. The secretary of state 3131  
shall not make available online to the public through the internet 3132  
any contribution or expenditure information contained in a 3133  
statement for any candidate until the secretary of state is able 3134  
to make available online to the public through the internet the 3135  
contribution and expenditure information for all candidates for a 3136  
particular office, or until the applicable filing deadline for 3137  
that statement has passed, whichever is sooner. As soon as the 3138  
secretary of state has available all of ~~that~~ the contribution and 3139  
expenditure information for all candidates for a particular 3140  
office, or as soon as the applicable filing deadline for a 3141  
statement has passed, whichever is sooner, the secretary of state 3142  
shall simultaneously make available online to the public through 3143  
the internet the information for all candidates for ~~a particular~~ 3144  
that office. 3145

If a statement filed by electronic means of transmission ~~or~~ 3146  
~~on computer disk~~ is found to be incomplete or inaccurate after the 3147  
examination of the statement for completeness and accuracy 3148  
pursuant to division (B)(3)(a) of section 3517.11 of the Revised 3149  
Code, the campaign committee shall file by electronic means of 3150  
transmission to the office of the secretary of state, ~~or, until~~ 3151  
~~March 1, 2004, on computer disk with the appropriate board of~~ 3152  
~~elections if the original statement was filed on computer disk,~~ 3153  
any addendum to the statement that provides the information 3154  
necessary to complete or correct the statement or, if required by 3155  
the secretary of state under that division, an amended statement. 3156

Within five business days after the secretary of state 3157  
receives from a campaign committee of a candidate for the office 3158  
of member of the general assembly or a campaign committee of a 3159  
candidate for the office of judge of a court of appeals an 3160

addendum to the statement or an amended statement by electronic or 3161  
other means of transmission under this division or division 3162  
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 3163  
state shall make the contribution and expenditure information in 3164  
the addendum or amended statement available online to the public 3165  
through the internet as provided in division (I) of this section. 3166

~~(2) Until March 1, 2004, if a campaign committee of a 3167  
candidate for the office of member of the general assembly files a 3168  
statement of contributions and expenditures, an addendum to the 3169  
statement, or an amended statement by electronic means of 3170  
transmission or on computer disk pursuant to division (F)(1) of 3171  
this section, the campaign committee shall file as prescribed by 3172  
section 3517.10 of the Revised Code with the appropriate board of 3173  
elections specified in division (A)(2) of section 3517.11 of the 3174  
Revised Code a printed version of the statement, addendum, or 3175  
amended statement filed by electronic means of transmission or on 3176  
computer disk, in the format that the secretary of state shall 3177  
prescribe. 3178~~

If a statement, addendum, or amended statement is not filed 3179  
by electronic means of transmission ~~or on computer disk~~ to the 3180  
office of the secretary of state but is filed by printed version 3181  
only under division (A)(2) of section 3517.11 of the Revised Code 3182  
with the appropriate board of elections, the campaign committee of 3183  
a candidate for the office of member of the general assembly or a 3184  
campaign committee of a candidate for the office of judge of a 3185  
court of appeals shall file two copies of the printed version of 3186  
the statement, addendum, or amended statement with the ~~appropriate~~ 3187  
board of elections. The board of elections shall send one of those 3188  
copies by overnight delivery service to the secretary of state 3189  
before the close of business on the day the board of elections 3190  
receives the statement, addendum, or amended statement. 3191

~~(3)(a) Subject to division (F)(4) of this section and subject 3192~~

~~to the secretary of state having implemented, tested, and verified~~ 3193  
~~the successful operation of any system the secretary of state~~ 3194  
~~prescribes pursuant to division (H)(1) of this section and~~ 3195  
~~divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised~~ 3196  
~~Code for the filing of campaign finance statements by electronic~~ 3197  
~~means of transmission or on computer disk, the secretary of state~~ 3198  
~~shall assess, and a campaign committee of a candidate for the~~ 3199  
~~office of member of the general assembly shall pay, a fee as~~ 3200  
~~provided in this division if the campaign committee has not filed~~ 3201  
~~the campaign finance statements prescribed by section 3517.10 of~~ 3202  
~~the Revised Code by electronic means of transmission or on~~ 3203  
~~computer disk pursuant to division (F)(1) of this section. The fee~~ 3204  
~~shall be calculated on the total contributions received for the~~ 3205  
~~applicable reporting period specified in division (A) of section~~ 3206  
~~3517.10 of the Revised Code as follows:~~ 3207

~~(i) No fee for total contributions up to and including ten~~ 3208  
~~thousand dollars;~~ 3209

~~(ii) A fee of fifty dollars for total contributions of over~~ 3210  
~~ten thousand dollars up to and including twenty five thousand~~ 3211  
~~dollars;~~ 3212

~~(iii) A fee of one hundred fifty dollars for total~~ 3213  
~~contributions over twenty five thousand dollars up to and~~ 3214  
~~including fifty thousand dollars;~~ 3215

~~(iv) A fee of two hundred dollars for total contributions~~ 3216  
~~over fifty thousand dollars.~~ 3217

~~(b) No campaign committee of a candidate for the office of~~ 3218  
~~member of the general assembly shall be required to pay the fee~~ 3219  
~~prescribed by division (F)(3)(a) of this section in connection~~ 3220  
~~with the filing of an addendum to a statement of contributions and~~ 3221  
~~expenditures or in connection with the filing of an amended~~ 3222  
~~statement.~~ 3223



~~(c) The fee prescribed by division (F)(3)(a) of this section shall be made payable to the secretary of state and shall be collected by the appropriate board of elections at the time the campaign committee of a candidate for the office of member of the general assembly files the statement of contributions and expenditures. The fee shall be sent along with the statement, before the close of business on the day it is received, to the secretary of state by overnight delivery service.~~

~~(4) Subject to the secretary of state having implemented, tested, and verified the successful operation of any system the secretary of state prescribes pursuant to division (H)(1) of this section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised Code for the filing of campaign finance statements by electronic means of transmission, on and after March 1, 2004, a campaign committee of a candidate for the office of member of the general assembly shall file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission to the secretary of state if the total amount of the contributions received by the campaign committee for the applicable reporting period as specified in division (A) of section 3517.10 of the Revised Code exceeds ten thousand dollars.~~

~~Except as otherwise provided in this division, within five business days after a statement filed by a campaign committee of a candidate for the office of member of the general assembly is received by the secretary of state by electronic or other means of transmission, the secretary of state shall make available online to the public through the internet, as provided in division (I) of this section, the contribution and expenditure information in that statement. The secretary of state shall not make available online to the public through the internet any contribution or expenditure information contained in a statement for any candidate until the secretary of state is able to make available online to the public~~

~~through the internet the contribution and expenditure information 3256  
for all candidates for a particular office. As soon as the 3257  
secretary of state has available all of that information, the 3258  
secretary of state shall simultaneously make available online to 3259  
the public through the internet the information for all candidates 3260  
for a particular office. 3261~~

~~If a statement filed by electronic means of transmission is 3262  
found to be incomplete or inaccurate after the examination of the 3263  
statement for completeness and accuracy pursuant to division 3264  
(B)(3)(a) of section 3517.11 of the Revised Code, the campaign 3265  
committee of a candidate for the office of member of the general 3266  
assembly shall file by electronic means of transmission any 3267  
addendum to the statement that provides the information necessary 3268  
to complete or correct the statement or, if required by the 3269  
secretary of state under that division, an amended statement. 3270~~

~~Within five business days after the secretary of state 3271  
receives from a campaign committee of a candidate for the office 3272  
of member of the general assembly an addendum to the statement or 3273  
an amended statement by electronic or other means of transmission 3274  
under this division or division (B)(3)(a) of section 3517.11 of 3275  
the Revised Code, the secretary of state shall make the 3276  
contribution and expenditure information in the addendum or 3277  
amended statement available online to the public through the 3278  
internet as provided in division (I) of this section. 3279~~

~~(G)(1) Subject to division (G)(2) of this section and subject 3280  
to the secretary of state having implemented, tested, and verified 3281  
the successful operation of any system the secretary of state 3282  
prescribes pursuant to division (H)(1) of this section and 3283  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3284  
Code for the filing of campaign finance statements by electronic 3285  
means of transmission, any individual, partnership, or other 3286  
entity that makes independent expenditures in support of or 3287~~

opposition to a statewide candidate or a statewide ballot issue or 3288  
question as provided in division (B)(2)(b) or (C)(2)(b) of section 3289  
3517.105 of the Revised Code may file the statement specified in 3290  
that division by electronic means of transmission or, if the total 3291  
amount of independent expenditures made during the reporting 3292  
period under that division exceeds ten thousand dollars, shall 3293  
file the statement specified in that division by electronic means 3294  
of transmission. 3295

Within five business days after a statement filed by an 3296  
individual, partnership, or other entity is received by the 3297  
secretary of state by electronic or other means of transmission, 3298  
the secretary of state shall make available online to the public 3299  
through the internet, as provided in division (I) of this section, 3300  
the expenditure information in that statement. 3301

If a statement filed by electronic means of transmission is 3302  
found to be incomplete or inaccurate after the examination of the 3303  
statement for completeness and accuracy pursuant to division 3304  
(B)(3)(a) of section 3517.11 of the Revised Code, the individual, 3305  
partnership, or other entity shall file by electronic means of 3306  
transmission any addendum to the statement that provides the 3307  
information necessary to complete or correct the statement or, if 3308  
required by the secretary of state under that division, an amended 3309  
statement. 3310

Within five business days after the secretary of state 3311  
receives from an individual, partnership, or other entity 3312  
described in division (B)(2)(b) or (C)(2)(b) of section 3517.105 3313  
of the Revised Code an addendum to the statement or an amended 3314  
statement by electronic or other means of transmission under this 3315  
division or division (B)(3)(a) of section 3517.11 of the Revised 3316  
Code, the secretary of state shall make the expenditure 3317  
information in the addendum or amended statement available online 3318  
to the public through the internet as provided in division (I) of 3319

this section.

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~~(2) Subject to the secretary of state having implemented, tested, and verified the successful operation of any system the secretary of state prescribes pursuant to division (H)(1) of this section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised Code for the filing of campaign finance statements by electronic means of transmission, any individual, partnership, or other entity that makes independent expenditures in support of or opposition to a statewide candidate or a statewide ballot issue or question as provided in division (B)(2)(b) or (C)(2)(b) of section 3517.105 of the Revised Code shall file the statement specified in that division by electronic means of transmission if the total amount of the independent expenditures made during the reporting period under that division exceeds ten thousand dollars.~~

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~~Within five business days after a statement filed by an individual, partnership, or other entity is received by the secretary of state by electronic or other means of transmission, the secretary of state shall make available online to the public through the internet, as provided in division (I) of this section, the expenditure information in that statement.~~

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~~If a statement filed by electronic means of transmission is found to be incomplete or inaccurate after the examination of the statement for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the individual, partnership, or other entity shall file by electronic means of transmission any addendum to the statement that provides the information necessary to complete or correct the statement or, if required by the secretary of state under that division, an amended statement.~~

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~~Within five business days after the secretary of state receives from an individual, partnership, or other entity~~

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~~described in division (B)(2)(b) or (C)(2)(b) of section 3517.105  
of the Revised Code an addendum to the statement or an amended  
statement by electronic or other means of transmission under this  
division or division (B)(3)(a) of section 3517.11 of the Revised  
Code, the secretary of state shall make the expenditure  
information in the addendum or amended statement available online  
to the public through the internet as provided in division (I) of  
this section.~~ 3351  
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(H)(1) The secretary of state, by rule adopted pursuant to 3359  
section 3517.23 of the Revised Code, shall prescribe one or more 3360  
techniques by which a person who executes and transmits by 3361  
electronic means a statement of contributions and expenditures, a 3362  
statement of independent expenditures, a disclosure of 3363  
electioneering communications statement, a deposit and 3364  
disbursement statement, or a gift and disbursement statement, an 3365  
addendum to ~~either statement~~ any of those statements, an amended 3366  
statement of contributions and expenditures, ~~or an amended~~ 3367  
statement of independent expenditures, an amended disclosure of 3368  
electioneering communications statement, an amended deposit and 3369  
disbursement statement, or an amended gift and disbursement 3370  
statement, under this section or section 3517.10 ~~or,~~ 3517.105, 3371  
3517.1011, 3517.1012, or 3517.1013 of the Revised Code shall 3372  
electronically sign the statement, addendum, or amended statement. 3373  
Any technique prescribed by the secretary of state pursuant to 3374  
this division shall create an electronic signature that satisfies 3375  
all of the following: 3376

(a) It is unique to the signer. 3377

(b) It objectively identifies the signer. 3378

(c) It involves the use of a signature device or other means 3379  
or method that is under the sole control of the signer and that 3380  
cannot be readily duplicated or compromised. 3381

(d) It is created and linked to the electronic record to 3382  
which it relates in a manner that, if the record or signature is 3383  
intentionally or unintentionally changed after signing, the 3384  
electronic signature is invalidated. 3385

(2) An electronic signature prescribed by the secretary of 3386  
state under division (H)(1) of this section shall be attached to 3387  
or associated with the statement of contributions and 3388  
expenditures, the statement of independent expenditures, the 3389  
disclosure of electioneering communications statement, the deposit 3390  
and disbursement statement, or the gift and disbursement 3391  
statement, the addendum to either statement any of those 3392  
statements, the amended statement of contributions and 3393  
expenditures, ~~or the amended statement of independent~~ 3394  
expenditures, the amended disclosure of electioneering 3395  
communications statement, the amended deposit and disbursement 3396  
statement, or the amended gift and disbursement statement that is 3397  
executed and transmitted by electronic means by the person to whom 3398  
the electronic signature is attributed. The electronic signature 3399  
that is attached to or associated with the statement, addendum, or 3400  
amended statement under this division shall be binding on all 3401  
persons and for all purposes under the campaign finance reporting 3402  
law as if the signature had been handwritten in ink on a printed 3403  
form ~~of the statement, addendum, or amended statement.~~ 3404

(I) The secretary of state shall make the contribution and 3405  
expenditure, the contribution and disbursement, the deposit and 3406  
disbursement, or the gift and disbursement information in all 3407  
statements, all addenda to the statements, and all amended 3408  
statements that are filed with the secretary of state by 3409  
electronic or other means of transmission under this section or 3410  
section 3517.10, 3517.105, 3517.1011, 3517.1012, 3517.1013, or 3411  
3517.11 of the Revised Code available online to the public by any 3412  
means that are searchable, viewable, and accessible through the 3413

internet. 3414

(J)(1) As used in this division, "library" means a library 3415  
that is open to the public and that is one of the following: 3416

(a) A library that is maintained and regulated under section 3417  
715.13 of the Revised Code; 3418

(b) A library that is created, maintained, and regulated 3419  
under Chapter 3375. of the Revised Code. 3420

(2) The secretary of state shall notify all libraries of the 3421  
location on the internet at which the contribution and 3422  
expenditure, contribution and disbursement, deposit and 3423  
disbursement, or gift and disbursement information in campaign 3424  
finance statements required to be made available online to the 3425  
public through the internet pursuant to division (I) of this 3426  
section may be accessed. 3427

If that location is part of ~~the graphical subnetwork~~ called 3428  
the world wide web and if the secretary of state has notified a 3429  
library of that world wide web location as required by this 3430  
division, the library shall include a link to that world wide web 3431  
location on each internet-connected computer it maintains that is 3432  
accessible to the public. 3433

(3) If the system the secretary of state prescribes for the 3434  
filing of campaign finance statements by electronic means of 3435  
transmission pursuant to division (H)(1) of this section and 3436  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3437  
Code includes filing those statements through the internet via ~~an~~ 3438  
~~interactive location on the graphical subnetwork~~ called the world 3439  
wide web, the secretary of state shall notify all libraries of the 3440  
world wide web location at which those statements may be filed. 3441

If those statements may be filed through the internet via ~~an~~ 3442  
~~interactive location on the graphical subnetwork~~ called the world 3443  
wide web and if the secretary of state has notified a library of 3444

that world wide web location as required by this division, the 3445  
library shall include a link to that world wide web location on 3446  
each internet-connected computer it maintains that is accessible 3447  
to the public. 3448

(K) It is an affirmative defense to a complaint or charge 3449  
brought against any campaign committee, political action 3450  
committee, legislative campaign fund, or political party, 3451  
~~political contributing entity, or~~ any individual, partnership, or 3452  
other entity, or any person making disbursements to pay the direct 3453  
costs of producing or airing electioneering communications, for 3454  
the failure to file by electronic means of transmission a campaign 3455  
finance statement as required by this section or section 3517.10 3456  
~~or, 3517.105, 3517.1011, 3517.1012, or 3517.1013~~ of the Revised 3457  
Code that all of the following apply to the campaign committee, 3458  
political action committee, legislative campaign fund, or 3459  
political party, ~~political contributing entity, or~~ the individual, 3460  
partnership, or other entity, or the person making disbursements 3461  
to pay the direct costs of producing or airing electioneering 3462  
communications, that failed to so file ~~the required statement:~~ 3463

(1) The campaign committee, political action committee, 3464  
legislative campaign fund, or political party, ~~political~~ 3465  
~~contributing entity, or~~ the individual, partnership, or other 3466  
entity, or the person making disbursements to pay the direct costs 3467  
of producing or airing electioneering communications attempted to 3468  
file by electronic means of transmission the required statement 3469  
prior to the deadline set forth in the applicable section. 3470

(2) The campaign committee, political action committee, 3471  
legislative campaign fund, or political party, ~~political~~ 3472  
~~contributing entity, or~~ the individual, partnership, or other 3473  
entity, or the person making disbursements to pay the direct costs 3474  
of producing or airing electioneering communications was unable to 3475  
file by electronic means of transmission due to an expected or 3476



unexpected shutdown of the whole or part of the electronic 3477  
campaign finance statement-filing system, such as for maintenance 3478  
or because of hardware, software, or network connection failure. 3479

(3) The campaign committee, political action committee, 3480  
legislative campaign fund, or political party, ~~political~~ 3481  
~~contributing entity, or~~ the individual, partnership, or other 3482  
entity, or the person making disbursements to pay the direct costs 3483  
of producing or airing electioneering communications filed by 3484  
electronic means of transmission the required statement within a 3485  
reasonable period of time after being unable to so file it under 3486  
the circumstance described in division (K)(2) of this section. 3487

(L)(1) The secretary of state shall adopt rules pursuant to 3488  
Chapter 119. of the Revised Code to permit a campaign committee of 3489  
a candidate for statewide office that makes expenditures of less 3490  
than twenty-five thousand dollars during the filing period or a 3491  
campaign committee for the office of member of the general 3492  
assembly or the office of judge of a court of appeals that would 3493  
otherwise be required to file campaign finance statements by 3494  
electronic means of transmission under division (E) or (F) of this 3495  
section to file those statements by paper with the office of the 3496  
secretary of state. Those rules shall provide for all of the 3497  
following: 3498

(a) An eligible campaign committee that wishes to file a 3499  
campaign finance statement by paper instead of by electronic means 3500  
of transmission shall file the statement on paper with the office 3501  
of the secretary of state not sooner than twenty-four hours after 3502  
the end of the filing period set forth in section 3517.10 of the 3503  
Revised Code that is covered by the applicable statement. 3504

(b) The statement shall be accompanied by a fee, the amount 3505  
of which the secretary of state shall determine by rule. The 3506  
amount of the fee established under this division shall not exceed 3507  
the data entry and data verification costs the secretary of state 3508

will incur to convert the information on the statement to an 3509  
electronic format as required under division (I) of this section. 3510

(c) The secretary of state shall arrange for the information 3511  
in campaign finance statements filed pursuant to division (L) of 3512  
this section to be made available online to the public through the 3513  
internet in the same manner, and at the same times, as information 3514  
is made available under divisions (E), (F), and (I) of this 3515  
section for candidates whose campaign committees file those 3516  
statements by electronic means of transmission. 3517

(d) The candidate of an eligible campaign committee that 3518  
intends to file a campaign finance statement pursuant to division 3519  
(L) of this section shall file an affidavit indicating that the 3520  
candidate's campaign committee intends to so file and stating that 3521  
filing the statement by electronic means of transmission would 3522  
constitute a hardship for the candidate or for the eligible 3523  
campaign committee. 3524

(e) An eligible campaign committee that files a campaign 3525  
finance statement on paper pursuant to division (L) of this 3526  
section shall review the contribution and information made 3527  
available online by the secretary of state with respect to that 3528  
paper filing and shall notify the secretary of state of any errors 3529  
with respect to that filing that appear in the data made available 3530  
on that web site. 3531

(f) If an eligible campaign committee whose candidate has 3532  
filed an affidavit in accordance with rules adopted under division 3533  
(L)(1)(d) of this section subsequently fails to file that 3534  
statement on paper by the applicable deadline established in rules 3535  
adopted under division (L)(1)(a) of this section, penalties for 3536  
the late filing of the campaign finance statement shall apply to 3537  
that campaign committee for each day after that paper filing 3538  
deadline, as if the campaign committee had filed the statement 3539

after the applicable deadline set forth in division (A) of section 3540  
3517.10 of the Revised Code. 3541

(2) The process for permitting campaign committees that would 3542  
otherwise be required to file campaign finance statements by 3543  
electronic means of transmission to file those statements on paper 3544  
with the office of the secretary of state that is required to be 3545  
developed under division (L)(1) of this section shall be in effect 3546  
and available for use by eligible campaign committees for all 3547  
campaign finance statements that are required to be filed on or 3548  
after June 30, 2005. Notwithstanding any provision of the Revised 3549  
Code to the contrary, if the process the secretary of state is 3550  
required to develop under division (L)(1) of this section is not 3551  
in effect and available for use on and after June 30, 2005, all 3552  
penalties for the failure of campaign committees to file campaign 3553  
finance statements by electronic means of transmission shall be 3554  
suspended until such time as that process is in effect and 3555  
available for use. 3556

(3) Notwithstanding any provision of the Revised Code to the 3557  
contrary, any eligible campaign committee that files campaign 3558  
finance statements on paper with the office of the secretary of 3559  
state pursuant to division (L)(1) of this section shall be deemed 3560  
to have filed those campaign finance statements by electronic 3561  
means of transmission to the office of the secretary of state. 3562

**Sec. 3517.108.** (A) As used in divisions (A) and (B) of this 3563  
section: 3564

(1) "Candidate" has the same meaning as in section 3517.01 of 3565  
the Revised Code but includes only candidates for the offices of 3566  
governor, lieutenant governor, secretary of state, auditor of 3567  
state, treasurer of state, attorney general, member of the state 3568  
board of education, member of the general assembly, chief justice 3569  
of the supreme court, and justice of the supreme court. 3570

(2) A "general election period" begins on the day after the primary election immediately preceding the general election at which a candidate seeks an office specified in division (A)(1) of this section and ends on the thirty-first day of December following that general election.

(3) A "primary election period" begins on the first day of January of the year following the year in which the general election was held for the office that the candidate seeks, including any mid-term election, and ends on the day of the primary election.

(B) Whenever the campaign committee of a candidate has unpaid debt at the end of a primary election period or at the end of a general election period, the committee may accept additional contributions during the immediately following election period up to the applicable limitation prescribed under section 3517.102 of the Revised Code from any individual, political action committee, ~~political contributing entity~~, or other campaign committee who, during the primary or general election period for which debt remains unpaid, has contributed less than the contribution limitations prescribed under section 3517.102 of the Revised Code applicable to that individual, political action committee, ~~political contributing entity~~, or other campaign committee. Any additional contribution that a campaign committee accepts under this division shall count toward the applicable limitations prescribed under section 3517.102 of the Revised Code for that primary or general election period at the end of which the debt remains unpaid, and shall not count toward the applicable limitations for any other primary or general election period if all of the following conditions apply:

(1) The campaign committee reports, on the statement required to be filed under division (A)(2) of section 3517.10 of the Revised Code, all debt remaining unpaid at the end of the election

period. The committee shall also file a separate statement, on a  
form prescribed by the secretary of state, at the same time that  
the committee is required to file a statement of contributions and  
expenditures under section 3517.10 of the Revised Code. The  
separate statement shall include the name and address of each  
contributor who makes an additional contribution under division  
(B) of this section, how the contribution was applied to pay the  
unpaid debt as required by division (B)(3) of this section, and  
the balance of the unpaid debt after each contribution was applied  
to it.

(2) The additional contributions are accepted only during the  
primary or general election period, whichever is applicable,  
immediately following the election period covered in the statement  
filed under division (B)(1) of this section.

(3) All additional contributions made under division (B) of  
this section are used by the campaign committee that receives them  
only to pay the debt of the committee reported under division  
(B)(1) of this section.

(4) The campaign committee maintains a separate account for  
all additional contributions made under division (B) of this  
section, and uses moneys in that account only to pay the unpaid  
debt reported under division (B)(1) of this section and to  
administer the account.

(5) The campaign committee stops accepting additional  
contributions after funds sufficient to repay the unpaid debt  
reported under division (B)(1) of this section have been raised  
and promptly disposes of any contributions received that exceed  
the amount of the unpaid debt by returning the excess  
contributions to the contributors or by giving the excess  
contributions to an organization that is exempt from federal  
income taxation under subsection 501(a) and described in

subsection 501(c)(3), (4), (8), (10), or (19) of the Internal Revenue Code. 3634  
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**Sec. 3517.109.** (A) As used in this section: 3636

(1) "Candidate" has the same meaning as in section 3517.01 of the Revised Code but includes only candidates for the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, and member of the general assembly. 3637  
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(2) "Statewide candidate" means the joint candidates for the offices of governor and lieutenant governor or a candidate for the office of secretary of state, auditor of state, treasurer of state, attorney general, and member of the state board of education. 3642  
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(3) "Senate candidate" means a candidate for the office of state senator. 3647  
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(4) "House candidate" means a candidate for the office of state representative. 3649  
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(5) "State office" means the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, and member of the general assembly. 3651  
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(6) "Aggregate contribution" means the total of all contributions from a contributor during the pre-filing period. 3655  
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(7) "Allowable aggregate contribution" means all of the following: 3657  
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(a) In the case of a contribution from a contributor whose contributions are subject to the contribution limits described in division (B)(1), (2), (3), or (6)(a), ~~or (7)~~ of section 3517.102 of the Revised Code, that portion of the amount of the 3659  
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contributor's aggregate contribution that does not exceed the 3663  
preprimary contribution limit applicable to that contributor. 3664

(b) In the case of a contribution or contributions from a 3665  
contributor whose contributions are not subject to the 3666  
contribution limits described in divisions (B)(1), (2), (3), or 3667  
(6)(a), ~~or (7)~~ of section 3517.102 of the Revised Code, the total 3668  
of the following: 3669

(i) That portion of the aggregate contribution that was 3670  
received as in-kind services; 3671

(ii) That portion of the aggregate contribution that was 3672  
received as cash and does not exceed the applicable preprimary 3673  
cash transfer or contribution limits described in division 3674  
(B)(6)(b) of section 3517.102 of the Revised Code. 3675

(8) "Excess aggregate contribution" means, for each 3676  
contributor, the amount by which that contributor's aggregate 3677  
contribution exceeds that contributor's allowable aggregate 3678  
contribution. 3679

(9) "Pre-filing period" means the period of time ending on 3680  
the day that the candidacy petitions are due for the state office 3681  
for which the candidate has filed and beginning on the latest date 3682  
of the following: 3683

(a) The first day of January of the year following the 3684  
general election in which that state office was last on the 3685  
ballot; 3686

(b) The first day of January of the year following the 3687  
general election in which the candidate was last a candidate for 3688  
any office; 3689

(c) The first day of the month following the primary election 3690  
in which the candidate was last a candidate for any office. 3691

(10) "Filing date" means the last date on which a candidacy 3692

petition may be filed for an office.	3693
(11) "Applicable carry-in limit" means thirty-five thousand dollars if the candidate is a house candidate or a candidate for the state board of education, one hundred thousand dollars if the candidate is a senate candidate, and two hundred thousand dollars if the candidate is a statewide candidate other than a candidate for the state board of education.	3694 3695 3696 3697 3698 3699
(12) "Campaign asset" means prepaid, purchased, or donated assets available to the candidate on the date of the filing deadline for the office the candidate is seeking that will be consumed or depleted in the course of the candidate's election campaign, including, but not limited to, postage, prepaid rent for campaign headquarters, prepaid radio, television, and newspaper advertising, and other prepaid consulting and personal services.	3700 3701 3702 3703 3704 3705 3706
(13) "Permitted funds" means the sum of the following:	3707
(a) The total of the allowable aggregate contribution of each contributor;	3708 3709
(b) The applicable carry-in limit.	3710
(14) "Excess funds" means the amount by which the sum of the total cash on hand and total reported campaign assets exceeds permitted funds.	3711 3712 3713
(15) "Covered candidate" means both of the following:	3714
(a) A candidate who, during the pre-filing period, accepts or has a campaign committee that accepts contributions on the candidate's behalf for the purpose of nominating or electing the candidate to any office not subject to the contribution limits prescribed in section 3517.102 of the Revised Code;	3715 3716 3717 3718 3719
(b) A person who, during the pre-filing period, accepts or has a campaign committee that accepts contributions on the person's behalf prior to the person deciding upon or announcing	3720 3721 3722



the office for which the person will become a candidate for nomination or election. 3723  
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(B) Each candidate who files for state office, not later than the filing date for that office, shall dispose of any excess funds. Each covered candidate who files for state office, not later than the filing date for that office, shall dispose of any excess aggregate contributions. 3725  
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(C) Any campaign committee that is required to dispose of excess funds or excess aggregate contributions under division (B) of this section shall dispose of that excess amount or amounts by doing any of the following: 3730  
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(1) Giving the amount to the treasurer of state for deposit into the state treasury to the credit of the Ohio elections commission fund created by division (I) of section 3517.152 of the Revised Code; 3734  
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(2) Giving the amount to individuals who made contributions to that campaign committee as a refund of all or part of their contributions; 3738  
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(3) Giving the amount to a corporation that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c) of the Internal Revenue Code. 3741  
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(D)(1) Subject to division (D)(2) of this section, no candidate or covered candidate shall appear on the ballot, even if certified to appear on the ballot, unless the candidate's or covered candidate's campaign committee has disposed of excess funds, excess aggregate contributions, or both as required by divisions (B) and (C) of this section. 3744  
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(2) If the excess aggregate contributions accepted by a covered candidate or a covered candidate's campaign committee aggregate a total of less than five thousand dollars from all 3750  
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contributors, that candidate shall not be prohibited from 3753  
appearing on the ballot under division (D)(1) of this section. 3754

(E)(1) The campaign committee of each candidate required to 3755  
dispose of excess funds under this section shall file a report, on 3756  
a form prescribed by the secretary of state, with the official or 3757  
board with which the candidate is required to file statements 3758  
under section 3517.11 of the Revised Code. The report shall be 3759  
filed by the seventh day following the filing deadline for the 3760  
office the candidate is seeking, shall indicate the amount of 3761  
excess funds disposed of, and shall describe the manner in which 3762  
the campaign committee disposed of the excess amount. 3763

(2) In addition to the information required to be included in 3764  
a report filed under division (E)(1) of this section, the campaign 3765  
committee of each covered candidate required to dispose of excess 3766  
aggregate contributions under this section shall include in that 3767  
report the source and amount of each excess aggregate contribution 3768  
disposed of and shall describe the manner in which the campaign 3769  
committee disposed of the excess amount. 3770

(F)(1) Each campaign committee of a candidate who has filed a 3771  
declaration of candidacy or a nominating petition for a state 3772  
office, not later than seven days after the ~~date of the~~ filing 3773  
~~deadline~~ date for the office the candidate is seeking, shall file 3774  
a declaration of filing-day finances, on a form prescribed by the 3775  
secretary of state, with the official or board with which the 3776  
candidate is required to file statements under section 3517.11 of 3777  
the Revised Code. 3778

(2) A declaration of filing-day finances shall list all of 3779  
the following: 3780

(a) The amount of cash on hand in the candidate's campaign 3781  
fund on the ~~date of the~~ filing ~~deadline~~ date for the office the 3782  
candidate is seeking. 3783

(b) The value and description of all campaign assets worth	3784
five hundred dollars or more available to the candidate on the	3785
<del>date of the</del> filing <u>date</u> . Assets purchased by the campaign shall be	3786
valued at actual cost, and in-kind contributions shall be valued	3787
at market value.	3788
(c) The total of all aggregate contributions;	3789
(d) The total of all allowable aggregate contributions;	3790
(e) The applicable carry-in limit, if any.	3791
(3) In addition to the information required to be included in	3792
a report of filing-day finances filed under division (F)(1) of	3793
this section, the campaign committee of each covered candidate	3794
shall include both of the following in that report:	3795
(a) The total of all excess aggregate contributions;	3796
(b) For each contributor, if any, for whom there is an excess	3797
aggregate contribution, the name, address, aggregate contribution,	3798
and excess aggregate contribution.	3799
(G) A campaign committee of a candidate is not required to	3800
file a declaration of filing-day finances under division (F) of	3801
this section if all of the following apply:	3802
(1) The campaign committee has not accepted, during the	3803
pre-filing period, any aggregate contribution greater than the	3804
applicable amount.	3805
(2) The campaign committee had less than the carry-in amount	3806
in cash on hand at the beginning of the pre-filing period.	3807
(3) The candidate files a declaration, on a form prescribed	3808
by the secretary of state, with the official or board with which	3809
the candidate is required to file statements under section 3517.11	3810
of the Revised Code not later than seven days after the <del>date of</del>	3811
<del>the</del> filing <del>deadline</del> <u>date</u> for the office that candidate is seeking,	3812
stating that the candidate's campaign committee has not accepted	3813

aggregate contributions as described in division (G)(1) of this 3814  
section and has less than the carry-in amount in cash on hand as 3815  
described in division (G)(2) of this section. 3816

Sec. 3517.1011. (A) As used in this section: 3817

(1) "Address" has the same meaning as in section 3517.10 of 3818  
the Revised Code. 3819

(2) "Broadcast, cable, or satellite communication" means a 3820  
communication that is publicly distributed by a television 3821  
station, radio station, cable television system, or satellite 3822  
system. 3823

(3) "Contribution" means any loan, gift, deposit, forgiveness 3824  
of indebtedness, donation, advance, payment, or transfer of funds 3825  
or of anything of value, including a transfer of funds from an 3826  
inter vivos or testamentary trust or decedent's estate, and the 3827  
payment by any person other than the person to whom the services 3828  
are rendered for the personal services of another person, that is 3829  
made, received, or used to pay the direct costs of producing or 3830  
airing electioneering communications. 3831

(4)(a) "Coordinated electioneering communication" means any 3832  
electioneering communication that is made pursuant to any 3833  
arrangement, coordination, or direction by a candidate or a 3834  
candidate's campaign committee, by an officer, agent, employee, or 3835  
consultant of a candidate or a candidate's campaign committee, or 3836  
by a former officer, former agent, former employee, or former 3837  
consultant of a candidate or a candidate's campaign committee 3838  
prior to the airing, broadcasting, or cablecasting of the 3839  
communication. An electioneering communication is presumed to be a 3840  
"coordinated electioneering communication" when it is either of 3841  
the following: 3842

(i) Based on information about a candidate's plans, projects, 3843

or needs provided to the person making the disbursement by the 3844  
candidate or the candidate's campaign committee, by an officer, 3845  
agent, employee, or consultant of the candidate or the candidate's 3846  
campaign committee, or by a former officer, former agent, former 3847  
employee, or former consultant of the candidate or the candidate's 3848  
campaign committee, with a view toward having the communication 3849  
made; 3850

(ii) Made by or through any person who is, or has been, 3851  
authorized to raise or expend funds on behalf of a candidate or 3852  
the candidate's campaign committee, who is, or has been, an 3853  
officer, agent, employee, or consultant of the candidate or of the 3854  
candidate's campaign committee, or who is, or has been, receiving 3855  
any form of compensation or reimbursement from the candidate or 3856  
the candidate's campaign committee or from an officer, agent, 3857  
employee, or consultant of the candidate or of the candidate's 3858  
campaign committee. 3859

(b) An electioneering communication shall not be presumed to 3860  
be a "coordinated electioneering communication" under division 3861  
(A)(4)(a)(ii) of this section if the communication is made through 3862  
any person who provides a service that does not affect the content 3863  
of the communication, such as communications placed through the 3864  
efforts of a media buyer, unless that person also affects the 3865  
content of the communication. 3866

(5) "Disclosure date" means both of the following: 3867

(a) The first date during any calendar year by which a person 3868  
makes disbursements for the direct costs of producing or airing 3869  
electioneering communications aggregating in excess of ten 3870  
thousand dollars; 3871

(b) The same day of the week of each remaining week in the 3872  
same calendar year as the day of the week of the initial 3873  
disclosure date established under division (A)(5)(a) of this 3874

section, if, during that remaining week, the person makes 3875  
disbursements for the direct costs of producing or airing 3876  
electioneering communications aggregating in excess of one dollar. 3877

(6)(a) "Electioneering communication" means any broadcast, 3878  
cable, or satellite communication that refers to a clearly 3879  
identified candidate and that is made during either of the 3880  
following periods of time: 3881

(i) If the person becomes a candidate before the day of the 3882  
primary election at which candidates will be nominated for 3883  
election to that office, between the date that the person becomes 3884  
a candidate and the thirtieth day prior to that primary election, 3885  
and between the date of the primary election and the thirtieth day 3886  
prior to the general election at which a candidate will be elected 3887  
to that office; 3888

(ii) If the person becomes a candidate after the day of the 3889  
primary election at which candidates were nominated for election 3890  
to that office, between the date of the primary election and the 3891  
thirtieth day prior to the general election at which a candidate 3892  
will be elected to that office. 3893

(b) "Electioneering communication" does not include any of 3894  
the following: 3895

(i) A communication that is publicly disseminated through a 3896  
means of communication other than a broadcast, cable, or satellite 3897  
television or radio station. For example, "electioneering 3898  
communication" does not include communications appearing in print 3899  
media, including a newspaper or magazine, handbill, brochure, 3900  
bumper sticker, yard sign, poster, billboard, and other written 3901  
materials, including mailings; communications over the internet, 3902  
including electronic mail; or telephone communications. 3903

(ii) A communication that appears in a news story, 3904  
commentary, public service announcement, bona fide news 3905

programming, or editorial distributed through the facilities of 3906  
any broadcast, cable, or satellite television or radio station, 3907  
unless those facilities are owned or controlled by any political 3908  
party, political committee, or candidate; 3909

(iii) A communication that constitutes an expenditure or an 3910  
independent expenditure under section 3517.01 of the Revised Code; 3911

(iv) A communication that constitutes a candidate debate or 3912  
forum or that solely promotes a candidate debate or forum and is 3913  
made by or on behalf of the person sponsoring the debate or forum. 3914

(7) "Filing date" has the same meaning as in section 3517.109 3915  
of the Revised Code. 3916

(8) "Immigration and Nationality Act" means the Immigration 3917  
and Nationality Act, 110 Stat. 309 (1996), 8 U.S.C. 1101 et seq., 3918  
as amended. 3919

(9) "Person" has the same meaning as in section 1.59 of the 3920  
Revised Code and includes any political organization considered 3921  
exempt from income taxation under section 527 of the Internal 3922  
Revenue Code. 3923

(10) "Political committee" means any of the following: 3924

(a) Any committee, club, association, or other group of 3925  
persons that receives contributions aggregating in excess of one 3926  
thousand dollars during a calendar year or that makes expenditures 3927  
aggregating in excess of one thousand dollars during a calendar 3928  
year; 3929

(b) Any separate segregated fund; 3930

(c) Any state, county, or local committee of a political 3931  
party that does any of the following: 3932

(i) Receives contributions aggregating in excess of five 3933  
thousand dollars during a calendar year; 3934

(ii) Makes payments that do not constitute contributions or expenditures aggregating in excess of five thousand dollars during a calendar year; 3935  
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(iii) Makes contributions or expenditures aggregating in excess of one thousand dollars during a calendar year. 3938  
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(11) "Publicly distributed" means aired, broadcast, cablecast, or otherwise disseminated for a fee. 3940  
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(12) "Refers to a clearly identified candidate" means that the candidate's name, nickname, photograph, or drawing appears, or the identity of the candidate is otherwise apparent through an unambiguous reference to the person such as "the chief justice," "the governor," "member of the Ohio senate," "member of the Ohio house of representatives," "county auditor," "mayor," or "township trustee" or through an unambiguous reference to the person's status as a candidate. 3942  
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(B) For the purposes of this section, a person shall be considered to have made a disbursement if the person has entered into a contract to make the disbursement. 3950  
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(C) Any person intending to make a disbursement or disbursements for the direct costs of producing or airing electioneering communications, prior to making the first disbursement for the direct costs of producing or airing an electioneering communication, shall file a notice with the office of the secretary of state that the person is intending to make such disbursements. 3953  
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(D)(1) Every person that makes a disbursement or disbursements for the direct costs of producing and airing electioneering communications aggregating in excess of ten thousand dollars during any calendar year shall file, within twenty-four hours of each disclosure date, a disclosure of electioneering communications statement containing the following 3960  
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<u>information:</u>	3966
<u>(a) The full name and address of the person making the</u>	3967
<u>disbursement, of any person sharing or exercising direction or</u>	3968
<u>control over the activities of the person making the disbursement,</u>	3969
<u>and of the custodian of the books and accounts of the person</u>	3970
<u>making the disbursement;</u>	3971
<u>(b) The principal place of business of the person making the</u>	3972
<u>disbursement, if not an individual;</u>	3973
<u>(c) The amount of each disbursement of more than one dollar</u>	3974
<u>during the period covered by the statement and the identity of the</u>	3975
<u>person to whom the disbursement was made;</u>	3976
<u>(d) The nominations or elections to which the electioneering</u>	3977
<u>communications pertain and the names, if known, of the candidates</u>	3978
<u>identified or to be identified;</u>	3979
<u>(e) If the disbursements were paid out of a segregated bank</u>	3980
<u>account that consists of funds contributed solely by individuals</u>	3981
<u>who are United States citizens or nationals or lawfully admitted</u>	3982
<u>for permanent residence as defined in section 101(a)(20) of the</u>	3983
<u>Immigration and Nationality Act directly to the account for</u>	3984
<u>electioneering communications, the information specified in</u>	3985
<u>division (D)(2) of this section for all contributors who</u>	3986
<u>contributed an aggregate amount of two hundred dollars or more to</u>	3987
<u>the segregated bank account and whose contributions were used for</u>	3988
<u>making the disbursement or disbursements required to be reported</u>	3989
<u>under division (D) of this section during the period covered by</u>	3990
<u>the statement. Nothing in this division prohibits or shall be</u>	3991
<u>construed to prohibit the use of funds in such a segregated bank</u>	3992
<u>account for a purpose other than electioneering communications.</u>	3993
<u>(f) If the disbursements were paid out of funds not described</u>	3994
<u>in division (D)(1)(e) of this section, the information specified</u>	3995
<u>in division (D)(2) of this section for all contributors who</u>	3996

contributed an aggregate amount of two hundred dollars or more to 3997  
the person making the disbursement and whose contributions were 3998  
used for making the disbursement or disbursements required to be 3999  
reported under division (D) of this section during the period 4000  
covered by the statement. 4001

(2) For each contributor for which information is required to 4002  
be reported under division (D)(1)(e) or (f) of this section, all 4003  
of the following shall be reported: 4004

(a) The month, day, and year that the contributor made the 4005  
contribution or contributions aggregating two hundred dollars or 4006  
more; 4007

(b)(i) The full name and address of the contributor, and, if 4008  
the contributor is a political action committee, the registration 4009  
number assigned to the political action committee under division 4010  
(D)(1) of section 3517.10 of the Revised Code; 4011

(ii) If the contributor is an individual, the name of the 4012  
individual's current employer, if any, or, if the individual is 4013  
self-employed, the individual's occupation and the name of the 4014  
individual's business, if any; 4015

(iii) If the contribution is transmitted pursuant to section 4016  
3599.031 of the Revised Code from amounts deducted from the wages 4017  
and salaries of two or more employees that exceed in the aggregate 4018  
one hundred dollars during the period specified in division 4019  
(D)(1)(e) or (f) of this section, as applicable, the full name of 4020  
the employees' employer and the full name of the labor 4021  
organization of which the employees are members, if any. 4022

(c) A description of the contribution, if other than money; 4023

(d) The value in dollars and cents of the contribution. 4024

(3) Subject to the secretary of state having implemented, 4025  
tested, and verified the successful operation of any system the 4026

secretary of state prescribes pursuant to divisions (C)(6)(b) and (D)(6) of section 3517.10 and division (H)(1) of section 3517.106 of the Revised Code for the filing of campaign finance statements by electronic means of transmission, a person shall file the disclosure of electioneering communications statement prescribed under divisions (D)(1) and (2) of this section by electronic means of transmission to the office of the secretary of state. 4027  
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Within five business days after the secretary of state receives a disclosure of electioneering communications statement under this division, the secretary of state shall make available online to the public through the internet, as provided in division (I) of section 3517.106 of the Revised Code, the contribution and disbursement information in that statement. 4034  
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If a filed disclosure of electioneering communications statement is found to be incomplete or inaccurate after its examination for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the person shall file by electronic means of transmission to the office of the secretary of state any addendum, amendment, or other correction to the statement that provides the information necessary to complete or correct the statement or, if required by the secretary of state under that division, an amended statement. 4040  
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Within five business days after the secretary of state receives an addendum, amendment, or other correction to a disclosure of electioneering communications statement or an amended statement by electronic means of transmission under this division or division (B)(3)(a) of section 3517.11 of the Revised Code, the secretary of state shall make the contribution and disbursement information in the addendum, amendment, or other correction to the statement or amended statement available online to the public through the internet as provided in division (I) of section 3517.106 of the Revised Code. 4049  
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(E)(1) Any person who makes a contribution for the purpose of 4059  
funding the direct costs of producing or airing an electioneering 4060  
communication under this section shall provide the person's full 4061  
name and address to the recipient of the contribution at the time 4062  
the contribution is made. 4063

(2) Any individual who makes a contribution or contributions 4064  
aggregating two hundred dollars or more for the purpose of funding 4065  
the direct costs of producing or airing an electioneering 4066  
communication under this section shall provide the name of the 4067  
individual's current employer, if any, or, if the individual is 4068  
self-employed, the individual's occupation and the name of the 4069  
individual's business, if any, to the recipient of the 4070  
contribution at the time the contribution is made. 4071

(F) In each electioneering communication, a statement shall 4072  
appear or be presented in a clear and conspicuous manner that does 4073  
both of the following: 4074

(1) Clearly indicates that the electioneering communication 4075  
is not authorized by the candidate or the candidate's campaign 4076  
committee; 4077

(2) Clearly identifies the person making the disbursement for 4078  
the electioneering communication in accordance with section 4079  
3517.20 of the Revised Code. 4080

(G) Any coordinated electioneering communication is an 4081  
in-kind contribution, subject to the applicable contribution 4082  
limits prescribed in section 3517.102 of the Revised Code, to the 4083  
candidate by the person making disbursements to pay the direct 4084  
costs of producing or airing the communication. 4085

(H) No person shall make, during the thirty days preceding a 4086  
primary election or during the thirty days preceding a general 4087  
election, any broadcast, cable, or satellite communication that 4088  
refers to a clearly identified candidate using any contributions 4089

received from a corporation or labor organization.

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Sec. 3517.1012. (A)(1) Each state and county political party shall establish a restricted fund that is separate from all other accounts of the political party.

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(2) A state or county political party shall deposit into its restricted fund all public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code and all gifts that are made to or accepted by the political party from a corporation or labor organization subject to the applicable limitations prescribed in division (X) of section 3517.13 of the Revised Code. A state or county political party may deposit into its restricted fund any gifts that are made to or accepted by the political party from a source other than a corporation or labor organization.

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(3) Moneys in a state or county political party's restricted fund may be disbursed to pay costs incurred for any of the purposes specified in division (A) of section 3517.18 of the Revised Code.

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(B) Except as otherwise provided in this division, a state or county political party shall file deposit and disbursement statements, in the same manner as the party is required to file statements of contributions and expenditures under section 3517.10 of the Revised Code, regarding all deposits made into, and all disbursements made from, the party's restricted fund. Deposit and disbursement statements filed in accordance with this division by a county political party shall be filed by electronic means of transmission to the office of the secretary of state at the times specified in division (A) of section 3517.10 of the Revised Code for the filing of statements of contributions and expenditures if the county political party accepts gifts from a corporation or labor organization under division (A)(2) of this section.

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<u>Sec. 3517.1013. (A) As used in this section:</u>	4121
<u>(1) "Gift" means a gift, subscription, loan, advance, or deposit of money, or anything of value given to a state political party that is specifically designated and used to defray any cost incurred on or after the effective date of this section for voter registration, voter identification, get-out-the-vote, or generic campaign activities, and that is not used for the purpose of directly influencing the election of any individual candidate in any particular election for any office.</u>	4122 4123 4124 4125 4126 4127 4128 4129
<u>(2) "Address" has the same meaning as in section 3517.10 of the Revised Code.</u>	4130 4131
<u>(3) "Political party" means a major political party as defined in section 3501.01 of the Revised Code.</u>	4132 4133
<u>(B)(1) Notwithstanding section 3599.03 of the Revised Code, any person, including a for-profit or nonprofit corporation, but not including a public utility, may make a gift to a Levin account as described in division (D) of this section, if the gift is specifically designated and used to defray any cost incurred on or after the effective date of this section for voter registration, voter identification, get-out-the-vote, or generic campaign activities that would not otherwise be considered a contribution or expenditure.</u>	4134 4135 4136 4137 4138 4139 4140 4141 4142
<u>(2)(a) All gifts made by a corporation, nonprofit corporation, or labor organization under division (B)(1) of this section shall be limited to an aggregate amount of ten thousand dollars in a calendar year in which a candidate for federal office will appear on a ballot at an election to be held in this state.</u>	4143 4144 4145 4146 4147
<u>(b) No corporation, nonprofit corporation, or labor organization shall make a gift under division (B)(1) of this section in any year in which no candidate for federal office will</u>	4148 4149 4150

appear on the ballot at an election to be held in this state. 4151

(3) The limitation described in division (B)(2)(a) of this section is in addition to any limitation described in section 3517.1012 or any other section of the Revised Code. 4152  
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(C)(1) Each state political party that receives a gift under this section shall file, by electronic means of transmission to the office of the secretary of state, a full, true, and itemized statement describing the gift received and the manner in which disbursements were made from the account. The statement shall be filed at the same time as and in conjunction with each filing of a deposit and disbursement statement by the state political party in accordance with division (B) of section 3517.1012 of the Revised Code. 4155  
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(2) Each statement required under division (C)(1) of this section shall contain all of the following information: 4164  
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(a) The full name and address of the state political party filing the statement and the full name and address of the party's treasurer; 4166  
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(b) A description of each gift received, which shall include all of the following: 4169  
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(i) The month, day, and year on which the gift was received; 4171

(ii) The full name and address of each donor of the gift; 4172

(iii) The nature of the gift, if other than money; 4173

(iv) The value of the gift in dollars and cents. Each gift received shall be itemized separately, regardless of its amount or value. 4174  
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(c) An itemization of the manner in which each disbursement was made, which shall include all of the following: 4177  
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(i) The name and address of the recipient of the 4179

<u>disbursement;</u>	4180
(ii) <u>The date of the disbursement;</u>	4181
(iii) <u>The amount of the disbursement;</u>	4182
(iv) <u>The method by which the disbursement was made, such as by cash or check.</u>	4183 4184
(d) <u>The total value of gifts received and gifts disbursed during the reporting period.</u>	4185 4186
(D) <u>All monetary gifts given pursuant to this section shall be deposited in an account separate from other funds and shall be maintained in that separate account, which account shall be designated a "Levin account." Moneys in a Levin account shall be used only for voter registration, voter identification, get-out-the-vote, or generic campaign activities that would not otherwise be considered a contribution or expenditure.</u>	4187 4188 4189 4190 4191 4192 4193
(E)(1) <u>No state political party shall fail to file a statement required to be filed under this section.</u>	4194 4195
(2) <u>No state political party shall knowingly fail to report, or shall knowingly misrepresent, a gift required to be reported on a statement required to be filed under this section.</u>	4196 4197 4198
(F) <u>No state political party shall expend or use a gift received under this section for a purpose other than to defray a cost incurred on or after the effective date of this section for voter registration, voter identification, get-out-the-vote, or generic campaign activities that would not otherwise be considered a contribution or expenditure.</u>	4199 4200 4201 4202 4203 4204
(G)(1) <u>Before receiving a gift under this section, each state political party shall appoint a treasurer and file, on a form prescribed by the secretary of state, a designation of that appointment. The designation shall include the full name and address of the political party for which the person has been</u>	4205 4206 4207 4208 4209



appointed treasurer. The designation shall be filed with the 4210  
secretary of state. 4211

(2) The treasurer shall keep a strict account of all gifts 4212  
required to be reported under this section. 4213

(3) A state political party that has already filed the form 4214  
required under division (G)(1) of this section prior to receiving 4215  
a contribution or making an expenditure is considered to have met 4216  
the requirements of that division. 4217

(H) Upon request, the secretary of state shall issue a 4218  
receipt for each statement filed under this section. The secretary 4219  
of state shall maintain a record of the filing for at least six 4220  
years. All statements filed under this section shall be open to 4221  
public inspection in the office in which they are filed. 4222

**Sec. 3517.11.** (A)(1) Campaign committees of candidates for 4223  
statewide ~~offices~~ office or the state board of education, 4224  
political action committees ~~or political contributing entities~~ 4225  
that make contributions to campaign committees of candidates that 4226  
are required to file the statements prescribed by section 3517.10 4227  
of the Revised Code with the secretary of state, political action 4228  
committees ~~or political contributing entities~~ that make 4229  
contributions to campaign committees of candidates for member of 4230  
the general assembly, political action committees ~~or political~~ 4231  
~~contributing entities~~ that make contributions to state and 4232  
national political parties and to legislative campaign funds, 4233  
political action committees ~~or political contributing entities~~ 4234  
that receive contributions or make expenditures in connection with 4235  
a statewide ballot issue, political action committees ~~or political~~ 4236  
~~contributing entities~~ that make contributions to other political 4237  
action committees ~~or political contributing entities~~, political 4238  
parties, and campaign committees, except as set forth in division 4239  
(A)(3) of this section, legislative campaign funds, and state and 4240

national political parties shall file the statements prescribed by 4241  
section 3517.10 of the Revised Code with the secretary of state. 4242

(2)(a) Except as otherwise provided in division (F) of 4243  
section 3517.106 of the Revised Code, campaign committees of 4244  
candidates for all other offices shall file the statements 4245  
prescribed by section 3517.10 of the Revised Code with the board 4246  
of elections where their candidates are required to file their 4247  
petitions or other papers for nomination or election. 4248

(b) A campaign committee of a candidate for office of member 4249  
of the general assembly or a campaign committee of a candidate for 4250  
the office of judge of a court of appeals shall file two copies of 4251  
the printed version of any statement, addendum, or amended 4252  
statement if the committee does not file ~~by electronic means of~~ 4253  
~~transmission or on computer disk~~ pursuant to division (F)(1) or 4254  
(L) of section 3517.106 of the Revised Code but files by printed 4255  
version only with the appropriate board of elections. The board of 4256  
elections shall send one of those copies by overnight delivery 4257  
service to the secretary of state before the close of business on 4258  
the day the board of elections receives the statement, addendum, 4259  
or amended statement. 4260

(3) Political action committees ~~or political contributing~~ 4261  
~~entities~~ that only contribute to a county political party, 4262  
contribute to campaign committees of candidates whose nomination 4263  
or election is to be submitted only to electors within a county, 4264  
subdivision, or district, excluding candidates for member of the 4265  
general assembly, and receive contributions or make expenditures 4266  
in connection with ballot questions or issues to be submitted only 4267  
to electors within a county, subdivision, or district shall file 4268  
the statements prescribed by section 3517.10 of the Revised Code 4269  
with the board of elections in that county or in the county 4270  
contained in whole or part within the subdivision or district 4271  
having a population greater than that of any other county 4272

contained in whole or part within that subdivision or district, as 4273  
the case may be. 4274

(4) ~~County~~ Except as otherwise provided in division (E)(3) of 4275  
section 3517.106 of the Revised Code with respect to state 4276  
candidate funds, county political parties shall file the 4277  
statements prescribed by section 3517.10 of the Revised Code with 4278  
the board of elections of their respective counties. 4279

(B)(1) The official with whom petitions and other papers for 4280  
nomination or election to public office are filed shall furnish 4281  
each candidate at the time of that filing a copy of sections 4282  
3517.01, 3517.08 to 3517.11, 3517.13 to 3517.993, 3599.03, and 4283  
3599.031 of the Revised Code and any other materials that the 4284  
secretary of state may require. Each candidate receiving the 4285  
materials shall acknowledge their receipt in writing. 4286

(2) On or before the tenth day before the dates on which 4287  
statements are required to be filed by section 3517.10 of the 4288  
Revised Code, every candidate subject to the provisions of this 4289  
section and sections 3517.10 and 3517.106 of the Revised Code 4290  
shall be notified of the requirements and applicable penalties of 4291  
those sections. The secretary of state, by certified mail, return 4292  
receipt requested, shall notify all candidates required to file 4293  
those statements with the secretary of state's office. The board 4294  
of elections of every county shall notify by first class mail any 4295  
candidate who has personally appeared at the office of the board 4296  
on or before the tenth day before the statements are required to 4297  
be filed and signed a form, to be provided by the secretary of 4298  
state, attesting that the candidate has been notified of the 4299  
candidate's obligations under the campaign finance law. The board 4300  
shall forward the completed form to the secretary of state. The 4301  
board shall use certified mail, return receipt requested, to 4302  
notify all other candidates required to file those statements with 4303  
it. 4304

(3)(a) Any statement required to be filed under sections 4305  
3517.081 to 3517.17 of the Revised Code that is found to be 4306  
incomplete or inaccurate by the officer to whom it is submitted 4307  
shall be accepted on a conditional basis, and the person who filed 4308  
it shall be notified by certified mail as to the incomplete or 4309  
inaccurate nature of the statement. The secretary of state may 4310  
examine statements filed for candidates for the office of member 4311  
of the general assembly and candidates for the office of judge of 4312  
a court of appeals for completeness and accuracy. The secretary of 4313  
state shall examine for completeness and accuracy statements that 4314  
campaign committees of candidates for the office of member of the 4315  
general assembly and campaign committees of candidates for the 4316  
office of judge of a court of appeals ~~file by electronic means of~~ 4317  
~~transmission~~ pursuant to division (F) or (L) of section 3517.106 4318  
of the Revised Code. If an officer at the board of elections where 4319  
a statement filed for a candidate for the office of member of the 4320  
general assembly or for a candidate for the office of judge of a 4321  
court of appeals was submitted finds the statement to be 4322  
incomplete or inaccurate, the officer shall immediately notify the 4323  
secretary of state of its incomplete or inaccurate nature. If 4324  
either an officer at the board of elections or the secretary of 4325  
state finds a statement filed for a candidate for the office of 4326  
member of the general assembly or for a candidate for the office 4327  
of judge of a court of appeals to be incomplete or inaccurate, 4328  
only the secretary of state shall send the notification as to the 4329  
incomplete or inaccurate nature of the statement. 4330

Within twenty-one days after receipt of the notice, in the 4331  
case of a pre-election statement, a postelection statement, a 4332  
monthly statement, ~~or~~ an annual statement, or a semiannual 4333  
statement prescribed by section 3517.10, an annual statement 4334  
prescribed by section 3517.101, or a statement prescribed by 4335  
division (B)(2)(b) or (C)(2)(b) of section 3517.105 or section 4336

3517.107 of the Revised Code, the recipient shall file an 4337  
addendum, amendment, or other correction to the statement 4338  
providing the information necessary to complete or correct the 4339  
statement. The secretary of state may require that, in lieu of 4340  
filing an addendum, amendment, or other correction to a statement 4341  
that is filed by electronic means of transmission to the office of 4342  
the secretary of state ~~or on computer disk with the appropriate~~ 4343  
~~board of elections~~ pursuant to section 3517.106 of the Revised 4344  
Code, the recipient of the notice described in this division file 4345  
by electronic means of transmission, ~~or, until March 1, 2004, on~~ 4346  
~~computer disk with the appropriate board of elections if the~~ 4347  
~~original statement was filed on computer disk,~~ an amended 4348  
statement that incorporates the information necessary to complete 4349  
or correct the statement. ~~The~~ 4350

The secretary of state shall determine by rule when an 4351  
addendum, amendment, or other correction to a any of the following 4352  
or when an amended statement of any of the following shall be 4353  
filed: 4354

(i) A two-business-day statement prescribed by section 4355  
3517.10 of the Revised Code ~~or an amended two business day~~ 4356  
~~statement shall be filed;~~ 4357

(ii) A disclosure of electioneering communications statement 4358  
prescribed by division (D) of section 3517.1011 of the Revised 4359  
Code; 4360

(iii) A deposit and disbursement statement prescribed under 4361  
division (B) of section 3517.1012 of the Revised Code; 4362

(iv) A gift and disbursement statement prescribed under 4363  
section 3517.1013 of the Revised Code. An 4364

An addendum, amendment, or other correction to a statement 4365  
that is filed by electronic means of transmission ~~or on computer~~ 4366  
~~disk~~ pursuant to section 3517.106 of the Revised Code shall be 4367

filed in the same manner as the statement. ~~The~~ 4368

~~The provisions of sections 3517.10 and, 3517.106, 3517.1011,~~ 4369  
~~3517.1012, and 3517.1013~~ of the Revised Code pertaining to the 4370  
filing of statements of contributions and expenditures ~~and,~~ 4371  
statements of independent expenditures, disclosure of 4372  
electioneering communications statements, deposit and disbursement 4373  
statements, and gift and disbursement statements by electronic 4374  
means of transmission ~~or on computer disk~~ apply to the filing of 4375  
addenda, amendments, or other corrections to those statements by 4376  
electronic means of transmission ~~or, until March 1, 2004, on~~ 4377  
~~computer disk~~ and the filing of amended statements by electronic 4378  
means of transmission ~~or, until March 1, 2004, on computer disk.~~ 4379

(b) Within five business days after the secretary of state 4380  
receives, by electronic or other means of transmission, an 4381  
addendum, amendment, or other correction to a statement or an 4382  
amended statement under division (B)(3)(a) of this section, the 4383  
secretary of state, pursuant to divisions (E), (F), (G), and (I) 4384  
of section 3517.106 or division (D) of section 3517.1011 of the 4385  
Revised Code, shall make the contribution and expenditure, 4386  
contribution and disbursement, deposit and disbursement, or gift 4387  
and disbursement information in that addendum, amendment, 4388  
correction, or amended statement available online to the public 4389  
through the internet. 4390

(4)(a) The secretary of state or the board of elections shall 4391  
examine all statements for compliance with sections 3517.08 to 4392  
3517.17 of the Revised Code. 4393

(b) The secretary of state may contract with an individual or 4394  
entity not associated with the secretary of state and experienced 4395  
in interpreting the campaign finance law of this state to conduct 4396  
examinations of statements filed by any statewide candidate, as 4397  
defined in section 3517.103 of the Revised Code. 4398

(c) The examination shall be conducted by a person or entity 4399  
qualified to conduct it. The results of the examination shall be 4400  
available to the public, and, when the examination is conducted by 4401  
an individual or entity not associated with the secretary of 4402  
state, the results of the examination shall be reported to the 4403  
secretary of state. 4404

(C)(1) In the event of a failure to file or a late filing of 4405  
a statement required to be filed under sections 3517.081 to 4406  
3517.17 of the Revised Code, or if a filed statement or any 4407  
addendum, amendment, or other correction to the a statement or any 4408  
amended statement, if an addendum, amendment, or other correction 4409  
or an amended statement is required to be filed, is incomplete or 4410  
inaccurate or appears to disclose a failure to comply with or a 4411  
violation of law, the official whose duty it is to examine the 4412  
statement shall promptly file a complaint with the Ohio elections 4413  
commission under section 3517.153 of the Revised Code if the law 4414  
is one over which the commission has jurisdiction to hear 4415  
complaints, or the official shall promptly report the failure or 4416  
violation to the board of elections and the board shall promptly 4417  
report it to the prosecuting attorney in accordance with division 4418  
(J) of section 3501.11 of the Revised Code. If the official files 4419  
a complaint with the commission, the commission shall proceed in 4420  
accordance with sections 3517.154 to 3517.157 of the Revised Code. 4421

(2) For purposes of division (C)(1) of this section, a 4422  
statement or an addendum, amendment, or other correction to a 4423  
statement or an amended statement required to be filed under 4424  
sections 3517.081 to 3517.17 of the Revised Code is incomplete or 4425  
inaccurate under this section if the statement ~~or~~, addendum, 4426  
amendment, other correction, or amended statement fails to 4427  
disclose substantially all contributions or gifts that are 4428  
received ~~from a source and that~~ or deposits that are made that are 4429  
required to be reported under sections 3517.10, 3517.107, ~~and~~ 4430

3517.108, 3517.1011, 3517.1012, and 3517.1013 of the Revised Code 4431  
or if the statement ~~or~~, addendum, amendment, other correction, or 4432  
amended statement fails to disclose at least ninety per cent of 4433  
the total contributions or gifts received or deposits made or of 4434  
the total expenditures or disbursements made during the reporting 4435  
period. 4436

(D) No certificate of nomination or election shall be issued 4437  
to a person, and no person elected to an office shall enter upon 4438  
the performance of the duties of that office, until that person or 4439  
that person's campaign committee, as appropriate, has fully 4440  
complied with this section and sections 3517.08, 3517.081, 4441  
3517.10, and 3517.13 of the Revised Code. 4442

**Sec. 3517.13.** (A)(1) No campaign committee ~~for~~ of a statewide 4443  
candidate ~~whose candidacy for nomination or election was submitted~~ 4444  
~~to electors throughout the entire state~~ shall fail to file a 4445  
complete and accurate statement required under division (A)(1) of 4446  
section 3517.10 of the Revised Code. 4447

(2) No campaign committee of a statewide candidate shall fail 4448  
to file a complete and accurate monthly statement, and no campaign 4449  
committee of a statewide candidate or a candidate for the office 4450  
of chief justice or justice of the supreme court shall fail to 4451  
file a complete and accurate two-business-day statement, as 4452  
required under section 3517.10 of the Revised Code. 4453

As used in this division, "statewide candidate" has the same 4454  
meaning as in division (F)(2) of section 3517.10 of the Revised 4455  
Code. 4456

(B) No campaign committee ~~for a candidate whose candidacy for~~ 4457  
~~nomination or election was submitted to electors within a county~~ 4458  
~~or district~~ shall fail to file a complete and accurate statement 4459  
required under division (A)(1) of section 3517.10 of the Revised 4460  
Code. 4461



(C) No campaign committee shall fail to file a complete and accurate statement required under division (A)(2) of section 3517.10 of the Revised Code.

(D) No campaign committee shall fail to file a complete and accurate statement required under division (A)(3) or (4) of section 3517.10 of the Revised Code.

(E) No person other than a campaign committee shall knowingly fail to file a statement required under section 3517.10 or 3517.107 of the Revised Code.

(F) No person shall make cash contributions to any person totaling more than one hundred dollars in each primary, special, or general election.

(G)(1) No person shall knowingly conceal or misrepresent contributions given or received, expenditures made, or any other information required to be reported by a provision in sections 3517.08 to 3517.13 and 3517.17 of the Revised Code.

(2)(a) No person shall make a contribution to a campaign committee, political action committee, legislative campaign fund, political party, or ~~political contributing entity~~ person making disbursements to pay the direct costs of producing or airing electioneering communications in the name of another person.

(b) A person does not make a contribution in the name of another when either of the following applies:

(i) An individual makes a contribution from a partnership or other unincorporated business account, if the contribution is reported by listing both the name of the partnership or other unincorporated business and the name of the partner or owner making the contribution as required under division (I) of section 3517.10 of the Revised Code.

(ii) A person makes a contribution in that person's spouse's

name or in both of their names. 4492

(H) No person within this state, publishing a newspaper or 4493  
other periodical, shall charge a campaign committee for political 4494  
advertising a rate in excess of the rate such person would charge 4495  
if the campaign committee were a general rate advertiser whose 4496  
advertising was directed to promoting its business within the same 4497  
area as that encompassed by the particular office that the 4498  
candidate of the campaign committee is seeking. The rate shall 4499  
take into account the amount of space used, as well as the type of 4500  
advertising copy submitted by or on behalf of the campaign 4501  
committee. All discount privileges otherwise offered by a 4502  
newspaper or periodical to general rate advertisers shall be 4503  
available upon equal terms to all campaign committees. 4504

No person within this state, operating a radio or television 4505  
station or network of stations in this state, shall charge a 4506  
campaign committee for political broadcasts a rate that exceeds: 4507

(1) During the forty-five days preceding the date of a 4508  
primary election and during the sixty days preceding the date of a 4509  
general or special election in which the candidate of the campaign 4510  
committee is seeking office, the lowest unit charge of the station 4511  
for the same class and amount of time for the same period; 4512

(2) At any other time, the charges made for comparable use of 4513  
~~such~~ that station by its other users. 4514

(I) Subject to divisions (K), (L), (M), and (N) of this 4515  
section, no agency or department of this state or any political 4516  
subdivision shall award any contract, other than one let by 4517  
competitive bidding or a contract incidental to such contract or 4518  
which is by force account, for the purchase of goods costing more 4519  
than five hundred dollars or services costing more than five 4520  
hundred dollars to any individual, partnership, association, 4521  
including, without limitation, a professional association 4522

organized under Chapter 1785. of the Revised Code, estate, or 4523  
trust if the individual has made or the individual's spouse has 4524  
made, or any partner, shareholder, administrator, executor, or 4525  
trustee, or the ~~spouses~~ spouse of any of them has made, as an 4526  
individual, within the two previous calendar years, one or more 4527  
contributions totaling in excess of one thousand dollars to the 4528  
holder of the public office having ultimate responsibility for the 4529  
award of the contract or to the public officer's campaign 4530  
committee. 4531

(J) Subject to divisions (K), (L), (M), and (N) of this 4532  
section, no agency or department of this state or any political 4533  
subdivision shall award any contract, other than one let by 4534  
competitive bidding or a contract incidental to such contract or 4535  
which is by force account, for the purchase of goods costing more 4536  
than five hundred dollars or services costing more than five 4537  
hundred dollars to a corporation or business trust, except a 4538  
professional association organized under Chapter 1785. of the 4539  
Revised Code, if an owner of more than twenty per cent of the 4540  
corporation or business trust or the spouse of ~~such~~ that person, 4541  
has made, as an individual, within the two previous calendar 4542  
years, taking into consideration only owners for all of ~~such~~ that 4543  
period, one or more contributions totaling in excess of one 4544  
thousand dollars to the holder of a public office having ultimate 4545  
responsibility for the award of the contract or to the public 4546  
officer's campaign committee. 4547

(K) For purposes of divisions (I) and (J) of this section, if 4548  
a public officer who is responsible for the award of a contract is 4549  
appointed by the governor, whether or not the appointment is 4550  
subject to the advice and consent of the senate, excluding members 4551  
of boards, commissions, committees, authorities, councils, boards 4552  
of trustees, task forces, and other such entities appointed by the 4553  
governor, the office of the governor is considered to have 4554

ultimate responsibility for the award of the contract.

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(L) For purposes of divisions (I) and (J) of this section, if a public officer who is responsible for the award of a contract is appointed by the elected chief executive officer of a municipal corporation, or appointed by the elected chief executive officer of a county operating under an alternative form of county government or county charter, excluding members of boards, commissions, committees, authorities, councils, boards of trustees, task forces, and other such entities appointed by the chief executive officer, the office of the chief executive officer is considered to have ultimate responsibility for the award of the contract.

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(M)(1) Divisions (I) and (J) of this section do not apply to contracts awarded by the board of commissioners of the sinking fund, municipal legislative authorities, boards of education, boards of county commissioners, boards of township trustees, or other boards, commissions, committees, authorities, councils, boards of trustees, task forces, and other such entities created by law, by the supreme court or courts of appeals, by county courts consisting of more than one judge, courts of common pleas consisting of more than one judge, or municipal courts consisting of more than one judge, or by a division of any court if the division consists of more than one judge. ~~Division (M)(1) of this section~~ This division shall apply to the specified entity only if the members of the entity act collectively in the award of a contract for goods or services.

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(2) Divisions (I) and (J) of this section do not apply to actions of the controlling board.

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(N)(1) Divisions (I) and (J) of this section apply to contributions made to the holder of a public office having ultimate responsibility for the award of a contract, or to the

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public officer's campaign committee, during the time the person 4586  
holds the office and during any time such person was a candidate 4587  
for the office. ~~These~~ Those divisions do not apply to 4588  
contributions made to, or to the campaign committee of, a 4589  
candidate for or holder of the office other than the holder of the 4590  
office at the time of the award of the contract. 4591

(2) Divisions (I) and (J) of this section do not apply to 4592  
contributions of a partner, shareholder, administrator, executor, 4593  
trustee, or owner of more than twenty per cent of a corporation or 4594  
business trust made before the person held any of those positions 4595  
or after the person ceased to hold any of those positions in the 4596  
partnership, association, estate, trust, corporation, or business 4597  
trust whose eligibility to be awarded a contract is being 4598  
determined, nor to contributions of the person's spouse made 4599  
before the person held any of those positions, after the person 4600  
ceased to hold any of those positions, before the two were 4601  
married, ~~or~~ after the granting of a decree of divorce, dissolution 4602  
of marriage, or ~~nullity~~ annulment, or after the granting of an 4603  
order in an action brought solely for legal separation. ~~These~~ 4604  
Those divisions do not apply to contributions of the spouse of an 4605  
individual whose eligibility to be awarded a contract is being 4606  
determined made before the two were married, ~~or~~ after the granting 4607  
of a decree of divorce, dissolution of marriage, or ~~nullity~~ 4608  
annulment, or after the granting of an order in an action brought 4609  
solely for legal separation. 4610

(O) No beneficiary of a campaign fund or other person shall 4611  
convert for personal use, and no person shall knowingly give to a 4612  
beneficiary of a campaign fund or any other person, for the 4613  
beneficiary's or any other person's personal use, anything of 4614  
value from the beneficiary's campaign fund, including, without 4615  
limitation, payments to a beneficiary for services the beneficiary 4616  
personally performs, except as reimbursement for any of the 4617

following:	4618
(1) Legitimate and verifiable prior campaign expenses incurred by the beneficiary;	4619 4620
(2) Legitimate and verifiable, <del>ordinary,</del> and necessary prior expenses incurred by the beneficiary in connection with duties as the holder of a public office, including, without limitation, expenses incurred through participation in nonpartisan or bipartisan events if the participation of the holder of a public office would normally be expected;	4621 4622 4623 4624 4625 4626
(3) Legitimate and verifiable ordinary and necessary prior expenses incurred by the beneficiary while <u>doing any of the</u> <u>following</u> :	4627 4628 4629
(a) <del>Engaged</del> <u>Engaging</u> in activities in support of or opposition to a candidate other than the beneficiary, political party, or ballot issue;	4630 4631 4632
(b) Raising funds for a political party, political action committee, <del>political contributing entity,</del> legislative campaign fund, campaign committee, or other candidate;	4633 4634 4635
(c) Participating in the activities of a political party, political action committee, <del>political contributing entity,</del> legislative campaign fund, or campaign committee; <del>or</del>	4636 4637 4638
(d) Attending a political party convention or other political meeting.	4639 4640
For purposes of this division, an expense is incurred whenever a beneficiary has either made payment or is obligated to make payment, as by the use of a credit card or other credit procedure or by the use of goods or services received on account.	4641 4642 4643 4644
(P) No beneficiary of a campaign fund shall knowingly accept, and no person shall knowingly give to the beneficiary of a campaign fund, reimbursement for an expense under division (O) of	4645 4646 4647

this section to the extent that the expense previously was 4648  
reimbursed or paid from another source of funds. If an expense is 4649  
reimbursed under division (O) of this section and is later paid or 4650  
reimbursed, wholly or in part, from another source of funds, the 4651  
beneficiary shall repay the reimbursement received under division 4652  
(O) of this section to the extent of the payment made or 4653  
reimbursement received from the other source. 4654

(Q) No candidate or public official or employee shall accept 4655  
for personal or business use anything of value from a political 4656  
party, political action committee, ~~political contributing entity,~~ 4657  
legislative campaign fund, or campaign committee other than the 4658  
candidate's or public official's or employee's own campaign 4659  
committee, and no person shall knowingly give to a candidate or 4660  
public official or employee anything of value from a political 4661  
party, political action committee, ~~political contributing entity,~~ 4662  
legislative campaign fund, or such a campaign committee, except 4663  
for the following: 4664

(1) Reimbursement for legitimate and verifiable, ~~ordinary,~~ 4665  
and necessary prior expenses not otherwise prohibited by law 4666  
incurred by the candidate or public official or employee while 4667  
engaged in any legitimate activity of the political party, 4668  
political action committee, ~~political contributing entity,~~ 4669  
legislative campaign fund, or such campaign committee. Without 4670  
limitation, reimbursable expenses under this division include 4671  
those incurred while doing any of the following: 4672

(a) ~~Engaged~~ Engaging in activities in support of or 4673  
opposition to another candidate, political party, or ballot issue; 4674

(b) Raising funds for a political party, legislative campaign 4675  
fund, campaign committee, or another candidate; ~~or~~ 4676

(c) Attending a political party convention or other political 4677  
meeting. 4678

(2) Compensation not otherwise prohibited by law for actual 4679  
and valuable personal services rendered under a written contract 4680  
to the political party, political action committee, ~~political~~ 4681  
~~contributing entity~~, legislative campaign fund, or such campaign 4682  
committee for any legitimate activity of the political party, 4683  
political action committee, ~~political contributing entity~~, 4684  
legislative campaign fund, or such campaign committee. 4685

Reimbursable expenses under this division do not include, and 4686  
it is a violation of this division for a candidate or public 4687  
official or employee to accept, or for any person to knowingly 4688  
give to a candidate or public official or employee from a 4689  
political party, political action committee, ~~political~~ 4690  
~~contributing entity~~, legislative campaign fund, or campaign 4691  
committee other than the candidate's or public official's or 4692  
employee's own campaign committee, anything of value for 4693  
activities primarily related to the candidate's or public 4694  
official's or employee's own campaign for election, except for 4695  
contributions to the candidate's or public official's or 4696  
employee's campaign committee. 4697

For purposes of this division, an expense is incurred 4698  
whenever a candidate or public official or employee has either 4699  
made payment or is obligated to make payment, as by the use of a 4700  
credit card or other credit procedure, or by the use of goods or 4701  
services on account. 4702

(R)(1) Division (O) or (P) of this section does not prohibit 4703  
a campaign committee from making direct advance or post payment 4704  
from contributions to vendors for goods and services for which 4705  
reimbursement is permitted under division (O) of this section, 4706  
except that no campaign committee shall pay its candidate or other 4707  
beneficiary for services personally performed by the candidate or 4708  
other beneficiary. 4709



(2) If any expense that may be reimbursed under division (O), 4710  
(P), or (Q) of this section is part of other expenses that may not 4711  
be paid or reimbursed, the separation of the two types of expenses 4712  
for the purpose of allocating for payment or reimbursement those 4713  
expenses that may be paid or reimbursed may be by any reasonable 4714  
accounting method, considering all of the surrounding 4715  
circumstances. 4716

(3) For purposes of divisions (O), (P), and (Q) of this 4717  
section, mileage allowance at a rate not greater than that allowed 4718  
by the internal revenue service at the time the travel occurs may 4719  
be paid instead of reimbursement for actual travel expenses 4720  
allowable. 4721

(S)(1) As used in division (S) of this section: 4722

(a) "State elective office" has the same meaning as in 4723  
section 3517.092 of the Revised Code. 4724

(b) "Federal office" means a federal office as defined in the 4725  
Federal Election Campaign Act. 4726

(c) "Federal campaign committee" means a principal campaign 4727  
committee or authorized committee as defined in the Federal 4728  
Election Campaign Act. 4729

(2) No person who is a candidate for state elective office 4730  
and who previously sought nomination or election to a federal 4731  
office shall transfer any funds or assets from that person's 4732  
federal campaign committee for nomination or election to the 4733  
federal office to that person's campaign committee as a candidate 4734  
for state elective office. 4735

(3) No campaign committee of a person who is a candidate for 4736  
state elective office and who previously sought nomination or 4737  
election to a federal office shall accept any funds or assets from 4738  
that person's federal campaign committee for that person's 4739

nomination or election to the federal office. 4740

(T)(1) Except as otherwise provided in division (B)(6)(c) of 4741  
section 3517.102 of the Revised Code, a state or county political 4742  
party shall not disburse moneys from any account other than a 4743  
state candidate fund to make contributions to any of the 4744  
following: 4745

(a) A state candidate fund; 4746

(b) A legislative campaign fund; 4747

(c) A campaign committee of a candidate for the office of 4748  
governor, lieutenant governor, secretary of state, auditor of 4749  
state, treasurer of state, attorney general, member of the state 4750  
board of education, or member of the general assembly. 4751

(2) No state candidate fund, legislative campaign fund, or 4752  
campaign committee of a candidate for any office described in 4753  
division (T)(1)(c) of this section shall knowingly accept a 4754  
contribution in violation of division (T)(1) of this section. 4755

(U) No person shall fail to file the statement required under 4756  
section 3517.12 of the Revised Code. 4757

(V) No campaign committee shall fail to file a statement 4758  
required under division (K)(3) of section 3517.10 of the Revised 4759  
Code. 4760

(W)(1) No foreign national shall, directly or indirectly 4761  
through any other person or entity, make a contribution, 4762  
expenditure, or independent expenditure or promise, either 4763  
expressly or implicitly, to make a contribution, expenditure, or 4764  
independent expenditure in support of or opposition to a candidate 4765  
for any elective office in this state, including an office of a 4766  
political party. 4767

(2) No candidate, campaign committee, political action 4768  
committee, ~~political contributing entity~~, legislative campaign 4769

fund, state candidate fund, political party, or separate 4770  
segregated fund shall solicit or accept a contribution, 4771  
expenditure, or independent expenditure from a foreign national. 4772  
The secretary of state may direct any candidate, committee, fund, 4773  
~~entity~~, or party that accepts a contribution, expenditure, or 4774  
independent expenditure in violation of this division to return 4775  
the contribution, expenditure, or independent expenditure or, if 4776  
it is not possible to return the contribution, expenditure, or 4777  
independent expenditure, then to return instead the value of it, 4778  
to the contributor. 4779

(3) As used in division (W) of this section, "foreign 4780  
national" has the same meaning as in section 441e(b) of the 4781  
Federal Election Campaign Act. 4782

(X)(1) No state or county political party shall transfer any 4783  
moneys from its restricted fund to any account of the political 4784  
party into which contributions may be made or from which 4785  
contributions or expenditures may be made. 4786

(2)(a) No state or county political party shall deposit a 4787  
contribution or contributions that it receives into its restricted 4788  
fund. 4789

(b) No state or county political party shall make a 4790  
contribution or an expenditure from its restricted fund. 4791

(3)(a) No corporation or labor organization shall make a gift 4792  
or gifts from the corporation's or labor organization's money or 4793  
property aggregating more than ten thousand dollars to any one 4794  
state or county political party for the party's restricted fund in 4795  
a calendar year. 4796

(b) No state or county political party shall accept a gift or 4797  
gifts for the party's restricted fund aggregating more than ten 4798  
thousand dollars from any one corporation or labor organization in 4799  
a calendar year. 4800

(4) No state or county political party shall transfer any moneys in the party's restricted fund to any other state or county political party. 4801  
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(5) No state or county political party shall knowingly fail to file a statement required under section 3517.1012 of the Revised Code. 4804  
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**Sec. 3517.151.** (A) On and after January 1, 1996, complaints with respect to acts or failures to act under the sections listed in division (A) of section 3517.153 of the Revised Code shall be filed with the Ohio elections commission created under section 3517.152 of the Revised Code. 4807  
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(B)(1) If a complaint filed with the Ohio elections commission created under section 3517.152 of the Revised Code alleges an act or failure to act that occurred before August 24, 1995, and the commission imposes a fine, sections 3517.99 and 3517.991 of the Revised Code, and not sections 3517.992 and 3517.993 of the Revised Code, shall apply. 4812  
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(2) If a complaint filed with the Ohio elections commission created under section 3517.152 of the Revised Code alleges an act or failure to act that is a violation of section 3517.13 of the Revised Code, former divisions (A) to (R) of that section apply to the act or failure to act if it occurred before August 24, 1995, former divisions (A) to (U) of that section apply to the act or failure to act if it occurs on or after August 24, 1995, but before July 13, 1998, former divisions (A) to (V) of that section apply to the act or failure to act if it occurs on or after July 13, 1998, but before ~~the effective date of this amendment~~ December 22, 1999, and former divisions (A) to (W) of that section apply to the act or failure to act if it occurs on or after ~~the effective date of this amendment~~ December 22, 1999, but before the effective date of this amendment, and divisions (A) to (X) of that section 4818  
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apply to the act or failure to act if it occurs on or after the 4832  
effective date of this amendment. 4833

(C) The Ohio elections commission created under section 4834  
3517.14 of the Revised Code is abolished at the close of business 4835  
on December 31, 1995. 4836

**Sec. 3517.152.** (A)(1) There is hereby created the Ohio 4837  
elections commission consisting of seven members. 4838

Not later than forty-five days after August 24, 1995, the 4839  
speaker of the house of representatives and the leader in the 4840  
senate of the political party of which the speaker is a member 4841  
shall jointly submit to the governor a list of five persons who 4842  
are affiliated with that political party. Not later than 4843  
forty-five days after August 24, 1995, the two legislative leaders 4844  
in the two houses of the general assembly of the major political 4845  
party of which the speaker is not a member shall jointly submit to 4846  
the governor a list of five persons who are affiliated with the 4847  
major political party of which the speaker is not a member. Not 4848  
later than fifteen days after receiving each list, the governor 4849  
shall appoint three persons from each list to the commission. The 4850  
governor shall appoint one person from each list to a term that 4851  
ends on December 31, 1996, one person from each list to a term 4852  
that ends on December 31, 1997, and one person from each list to a 4853  
term that ends on December 31, 1998. 4854

Not later than thirty days after the governor appoints these 4855  
six members, they shall, by a majority vote, appoint to the 4856  
commission a seventh member, who shall not be affiliated with a 4857  
political party. If the six members fail to appoint the seventh 4858  
member within this thirty-day period, the chief justice of the 4859  
supreme court, not later than thirty days after the end of the 4860  
period during which the six members were required to appoint a 4861  
member, shall appoint the seventh member, who shall not be 4862

affiliated with a political party. The seventh member shall be  
appointed to a term that ends on December 31, 2001. Terms of the  
initial members appointed under this division begin on January 1,  
1996.

(2) If a vacancy occurs in the position of the seventh  
member, who is not affiliated with a political party, the six  
remaining members by a majority vote shall appoint, not later than  
forty-five days after the date of the vacancy, the seventh member  
of the commission, who shall not be affiliated with a political  
party. If these members fail to appoint the seventh member within  
this forty-five-day period, the chief justice of the supreme  
court, within fifteen days after the end of this period, shall  
appoint the seventh member, who shall not be affiliated with a  
political party. If a vacancy occurs in any of the other six  
positions on the commission, the legislative leaders of the  
political party from whose list of persons the member being  
replaced was appointed shall submit to the governor, not later  
than thirty days after the date of the vacancy, a list of three  
persons who are affiliated with that political party. Not later  
than fifteen days after receiving the list, the governor, with the  
advice and consent of the senate, shall appoint one person from  
the list to the commission.

(3) At no time shall more than six members of the commission  
be affiliated with a political party, and, of these six members,  
not more than three shall be affiliated with the same political  
party.

(4) In making appointments to the commission, the governor  
shall take into consideration the various geographic areas of this  
state and shall appoint members so that those areas are  
represented on the commission in a balanced manner, to the extent  
feasible.

(5) Members of the commission shall be registered electors 4894  
and shall be of good moral character. 4895

(B) Each member of the Ohio elections commission shall hold 4896  
office from the date of the member's appointment until the end of 4897  
the term for which the member was appointed. A member appointed to 4898  
fill a vacancy occurring prior to the expiration of the term for 4899  
which the member's predecessor was appointed shall hold office for 4900  
the remainder of that term. A member shall continue in office 4901  
subsequent to the expiration date of the member's term until the 4902  
member's successor takes office or until a period of sixty days 4903  
has elapsed, whichever occurs first. After the initial terms of 4904  
office provided for in division (A)(1) of this section, terms of 4905  
office shall be for five years. 4906

(C) A vacancy in the Ohio elections commission may be caused 4907  
by death, resignation, or three absences from commission meetings 4908  
in a calendar year if those absences are caused by reasons 4909  
declared invalid by a vote of five members of the remaining 4910  
members of the commission. 4911

(D) Each member of the Ohio elections commission while in the 4912  
performance of the business of the commission shall be entitled to 4913  
receive compensation at the rate of twenty-five thousand dollars 4914  
per year. Members shall be reimbursed for expenses actually and 4915  
necessarily incurred in the performance of their duties. 4916

(E) No member of the Ohio elections commission shall serve 4917  
more than one full term unless the terms served are served 4918  
nonconsecutively. 4919

(F)(1) No member of the Ohio elections commission shall do or 4920  
be any of the following: 4921

(a) Hold, or be a candidate for, a public office; 4922

(b) Serve on a committee supporting or opposing a candidate 4923

or ballot question or issue; 4924

(c) Be an officer of the state central committee, a county 4925  
central committee, or a district, city, township, or other 4926  
committee of a political party or an officer of the executive 4927  
committee of the state central committee, a county central 4928  
committee, or a district, city, township, or other committee of a 4929  
political party; 4930

(d) Be a legislative agent as defined in section 101.70 of 4931  
the Revised Code or an executive agency lobbyist as defined in 4932  
section 121.60 of the Revised Code; 4933

(e) Solicit or be involved in soliciting contributions on 4934  
behalf of a candidate, campaign committee, political party, or 4935  
political action committee, ~~or political contributing entity~~; 4936

(f) Be in the unclassified service under section 124.11 of 4937  
the Revised Code; 4938

(g) Be a person or employee described in divisions (C)(1) to 4939  
(15) of section 4117.01 of the Revised Code. 4940

(2) No member or employee of the commission shall make a 4941  
contribution to, or for the benefit of, a campaign committee or 4942  
committee in support of or opposition to a ballot question or 4943  
issue, a political party, a legislative campaign fund, or a 4944  
political action committee, ~~or a political contributing entity~~. 4945

(G)(1) The members of the Ohio elections commission shall 4946  
elect a chairperson and a vice-chairperson. At no time shall the 4947  
chairperson and vice-chairperson be affiliated with the same 4948  
political party. The chairperson shall serve in that capacity for 4949  
one year and shall not serve as chairperson more than twice during 4950  
a term as a member of the commission. No two successive 4951  
chairpersons shall be affiliated with the same political party. 4952

(2) The commission shall meet at the call of the chairperson 4953



or upon the written request of a majority of the members. The 4954  
meetings and hearings of the commission or a panel of the 4955  
commission under sections 3517.153 to 3517.157 of the Revised Code 4956  
are subject to section 121.22 of the Revised Code. 4957

(3) The commission shall adopt rules for its procedures in 4958  
accordance with Chapter 119. of the Revised Code. Five of the 4959  
seven members constitute a quorum. Except as otherwise provided in 4960  
this section and in sections 3517.154 to 3517.157 of the Revised 4961  
Code, no action shall be taken without the concurrence of a 4962  
majority of the members. 4963

(H)(1) The Ohio elections commission shall employ the 4964  
technical, professional, and clerical employees that are necessary 4965  
for it to carry out its duties. 4966

(2)(a) Notwithstanding section 109.02 of the Revised Code, 4967  
the commission shall employ a full-time attorney, and, as needed, 4968  
one or more investigatory attorneys to conduct investigations for 4969  
the commission or a panel of the commission. The commission may 4970  
employ or contract for the services of additional attorneys, as 4971  
needed. The full-time attorney shall do all of the following: 4972

(i) Serve as the commission's attorney in regard to all legal 4973  
matters, including representing the commission at appeals from a 4974  
final determination of the commission, except that the full-time 4975  
attorney shall not perform the duties that an investigatory 4976  
attorney is required or requested to perform or that another 4977  
attorney the commission employs or contracts with for services is 4978  
required or requested to perform, and shall not represent the 4979  
commission in any legal proceeding in which the commission is a 4980  
named party; 4981

(ii) At the request of the commission or a panel of the 4982  
commission, be present at a hearing held under sections 3517.154 4983  
to 3517.156 of the Revised Code to rule on the admissibility of 4984

evidence and to advise on the conduct of procedure; 4985

(iii) Perform other duties as required by rule of the 4986  
commission. 4987

(b) An attorney employed by or under contract with the 4988  
commission shall be licensed to practice law in this state. 4989

(3)(a) Except as otherwise provided in division (H)(3)(b) of 4990  
this section, at least five members of the commission shall agree 4991  
on the employment of a person, a majority of the members shall 4992  
agree on the discharge of an employee, and a person employed by 4993  
the commission shall serve at the pleasure of the commission. 4994

(b) At least five of the seven members shall agree on the 4995  
discharge of an investigatory attorney. 4996

(I) There is hereby created in the state treasury the Ohio 4997  
elections commission fund. All moneys credited to the fund shall 4998  
be used solely for the purpose of paying expenses related to the 4999  
operation of the Ohio elections commission. 5000

**Sec. 3517.154.** (A)(1) The full-time attorney for the Ohio 5001  
elections commission shall review each complaint filed with the 5002  
commission under section 3517.153 of the Revised Code, shall 5003  
determine the nature of the complaint, and, unless division 5004  
(A)(2)(a) of this section requires that the complaint receive an 5005  
automatic expedited hearing, shall make a recommendation to the 5006  
commission for its disposition, in accordance with this section. 5007  
The attorney shall make the determination and the recommendation, 5008  
if required, not later than one business day after the complaint 5009  
is filed. 5010

(2)(a) If the attorney determines that the complaint sets 5011  
forth a violation of division (B) of section 3517.21 or division 5012  
(B) of section 3517.22 of the Revised Code and that the complaint 5013  
is filed during one of the periods of time specified in division 5014

(B)(1) of section 3517.156 of the Revised Code, or that the  
complaint sets forth a violation of section 3517.103 of the  
Revised Code or a violation described in division (D) of section  
3517.1010 of the Revised Code, the complaint shall receive an  
automatic expedited hearing under section 3517.156 of the Revised  
Code.

(b) If the attorney determines that the complaint sets forth  
a failure to comply with or a violation of division (G), (I), (J),  
(O), (P), or (Q) of section 3517.13, division (A) of section  
3517.21, or division (A) of section 3517.22 of the Revised Code  
and that the complaint is filed during one of the periods of time  
specified in division (B)(1) of section 3517.156 of the Revised  
Code, the attorney shall recommend to the commission that the  
complaint receive an expedited hearing under section 3517.156 of  
the Revised Code, and the complaint shall receive such a hearing.

(c) If the attorney determines that the complaint sets forth  
a failure to comply with or a violation of a section of the  
Revised Code over which the commission has jurisdiction to hear  
complaints other than the sections described in divisions  
(A)(2)(a) and (b) of this section, and unless the attorney makes a  
determination as provided for in division (A)(3) of this section,  
the attorney shall recommend to the commission that the complaint  
be submitted to the commission under section 3517.155 of the  
Revised Code. After the attorney makes that recommendation, the  
attorney shall notify all parties to the complaint of the  
attorney's recommendation.

(3)(a) If a complaint sets forth a failure to comply with or  
a violation of a section of the Revised Code over which the  
commission has jurisdiction to hear complaints other than the  
sections described in divisions (A)(2)(a) and (b) of this section  
and if the complaint is filed during one of the periods of time  
specified in division (B)(1) of section 3517.156 of the Revised

Code, the attorney may determine that the complaint should receive 5047  
an expedited hearing under that section. The attorney shall make 5048  
that determination by considering one or more of the following: 5049

(i) The number of prior failures to comply with or violations 5050  
of Title XXXV of the Revised Code that the person or entity 5051  
against whom the complaint has been brought has committed and any 5052  
prior penalties the commission has imposed on the person or 5053  
entity; 5054

(ii) If the complaint involves a statement required to be 5055  
filed under section 3517.10, division (E) of section 3517.102, or 5056  
section 3517.103, 3517.105, 3517.107, 3517.108, ~~or~~ 3517.109, 5057  
3517.1011, or 3517.1012 of the Revised Code or an addendum 5058  
required to be filed under section 3517.11 of the Revised Code 5059  
that is filed late, how late the filing is and how much time has 5060  
elapsed between the deadline for filing the statement or addendum 5061  
and the filing of the complaint; 5062

(iii) If the complaint involves contributions ~~or~~ and 5063  
expenditures, contributions and disbursements, deposits and 5064  
disbursements, or gifts and disbursements required to be reported 5065  
under section 3517.10, division (E) of section 3517.102, or 5066  
section 3517.105, 3517.107, 3517.108, ~~or~~ 3517.109, 3517.1011, 5067  
3517.1012, or 3517.1013 of the Revised Code that are either not 5068  
reported or reported late, the number of contributions ~~or~~ and 5069  
expenditures, contributions and disbursements, deposits and 5070  
disbursements, or gifts and disbursements not reported or how late 5071  
they were reported; 5072

(iv) If the complaint involves contributions required to be 5073  
reported by a campaign committee under section 3517.10, division 5074  
(E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, 5075  
or 3517.109 of the Revised Code that are not reported, whether any 5076  
of the contributors of the contributions not reported have a 5077

personal or professional relationship with the campaign 5078  
committee's candidate; 5079

(v) If the complaint involves a statement required to be 5080  
filed under section 3517.10, division (E) of section 3517.102, or 5081  
section 3517.103, 3517.105, 3517.107, 3517.108, ~~or~~ 3517.109, 5082  
3517.1011, 3517.1012, or 3517.1013 of the Revised Code that is 5083  
incomplete, the degree to which it is incomplete; 5084

(vi) If the complaint involves the receipt of contributions 5085  
in violation of section 3599.03 of the Revised Code, the dollar 5086  
amount and number of contributions received in violation of that 5087  
section; 5088

(vii) If the complaint involves a failure to make the 5089  
identification or a misstatement of the identification required 5090  
under section 3517.105 or 3517.20 of the Revised Code, whether the 5091  
failure or misstatement was purposely made; 5092

(viii) If the complaint sets forth a failure to comply with 5093  
or a violation of a section of the Revised Code described in 5094  
division (A)(2)(c) of this section, whether the person or entity 5095  
against whom the complaint has been made has committed more than 5096  
one such failure or violation within a reasonable amount of time, 5097  
or whether the cumulative nature of the failures or violations 5098  
indicates a systematic disregard for the law. 5099

(b) Prior to making a determination under division (A)(3)(a) 5100  
of this section that the complaint should receive an expedited 5101  
hearing under section 3517.156 of the Revised Code, the attorney 5102  
shall take into consideration the number of panels of the 5103  
commission that have cases pending before them and the number of 5104  
cases pending before the panels and shall not make a determination 5105  
that will place an undue burden on a panel of the commission. 5106

(c) If the attorney determines that the complaint should 5107  
receive an expedited hearing under section 3517.156 of the Revised 5108

Code, the attorney shall recommend to the commission that the  
complaint receive an expedited hearing, and, if a majority of the  
members of the commission agrees with the recommendation, the  
complaint shall receive an expedited hearing under that section.

(4) The attorney may join two or more complaints if the  
attorney determines that the allegations in each complaint are of  
the same or similar character, are based on the same act or  
failure to act, or are based on two or more acts or failures to  
act constituting parts of a common scheme or plan. If one  
complaint contains two or more allegations, the attorney may  
separate the allegations if they are not of the same or similar  
character, if they are not based on the same act or failure to  
act, or if they are not based on two or more acts or failures to  
act constituting parts of a common scheme or plan. If the attorney  
separates the allegations in a complaint, the attorney may make  
separate recommendations under division (A)(2) or (3) of this  
section for each allegation.

(B) Whenever a person or other entity files a complaint with  
the commission setting forth a failure to comply with or a  
violation of a section of the Revised Code as described in  
division (A)(2)(c) of this section and the complaint is filed  
during one of the periods of time specified in division (B)(1) of  
section 3517.156 of the Revised Code, the person or entity may  
request an expedited hearing under that section at the time the  
complaint is filed. The attorney for the commission shall inform  
the members of the commission of that request at the time the  
attorney makes a recommendation under division (A) of this  
section. The commission may grant the request for an expedited  
hearing under this division if it determines that an expedited  
hearing is practicable.

**Sec. 3517.155.** (A)(1) Except as otherwise provided in

division (B) of this section, the Ohio elections commission shall 5140  
hold its first hearing on a complaint filed with it, other than a 5141  
complaint that receives an expedited hearing under section 5142  
3517.156 of the Revised Code, not later than ninety business days 5143  
after the complaint is filed unless the commission has good cause 5144  
to hold the hearing after that time, in which case it shall hold 5145  
the hearing not later than one hundred eighty business days after 5146  
the complaint is filed. At the hearing, the commission shall 5147  
determine whether or not the failure to act or the violation 5148  
alleged in the complaint has occurred and shall do only one of the 5149  
following, except as otherwise provided in division (B) of this 5150  
section or in division (B) of section 3517.151 of the Revised 5151  
Code: 5152

(a) Enter a finding that good cause has been shown not to 5153  
impose a fine or not to refer the matter to the appropriate 5154  
prosecutor; 5155

(b) Impose a fine under section 3517.993 of the Revised Code; 5156

(c) Refer the matter to the appropriate prosecutor; 5157

(d) Direct the secretary of state or appropriate board of 5158  
elections with the authority to certify a candidate to the ballot 5159  
to remove a candidate's name from the ballot if the candidate is 5160  
barred from the ballot under division (D) of section 3517.1010 of 5161  
the Revised Code. 5162

(2) As used in division (A) of this section, "appropriate 5163  
prosecutor" means a prosecutor as defined in section 2935.01 of 5164  
the Revised Code and either of the following: 5165

(a) In the case of a failure to comply with or a violation of 5166  
law involving a campaign committee or the committee's candidate, a 5167  
political party, a legislative campaign fund, or a political 5168  
action committee, ~~or a political contributing entity~~, that is 5169  
required to file a statement of contributions and expenditures 5170

with the secretary of state under division (A) of section 3517.11 5171  
of the Revised Code, the prosecutor of Franklin county; 5172

(b) In the case of a failure to comply with or a violation of 5173  
law involving any other campaign committee or committee's 5174  
candidate, or any other political party or political action 5175  
committee, either of the following as determined by the 5176  
commission: 5177

(i) The prosecutor of Franklin county; 5178

(ii) The prosecutor of the county in which the candidacy or 5179  
ballot question or issue is submitted to the electors or, if it is 5180  
submitted in more than one county, the most populous of those 5181  
counties. 5182

(B) If the commission decides that the evidence is 5183  
insufficient for it to determine whether or not the failure to act 5184  
or the violation alleged in the complaint has occurred, the 5185  
commission, by the affirmative vote of five members, may request 5186  
that an investigatory attorney investigate the complaint. Upon 5187  
that request, an investigatory attorney shall make an 5188  
investigation in order to produce sufficient evidence for the 5189  
commission to decide the matter. If the commission requests an 5190  
investigation under this division, for good cause shown by the 5191  
investigatory attorney, the commission may extend by sixty days 5192  
the deadline for holding its first hearing on the complaint as 5193  
required in division (A) of this section. 5194

(C) The commission shall take one of the actions required 5195  
under division (A) of this section not later than thirty days 5196  
after the close of all the evidence presented. 5197

(D)(1) The commission shall make any finding of a failure to 5198  
comply with or a violation of law in regard to a complaint that 5199  
alleges a violation of division (D) of section 3517.1010, division 5200  
(A) or (B) of section 3517.21, or division (A) or (B) of section 5201



3517.22 of the Revised Code by clear and convincing evidence. The  
commission shall make any finding of a failure to comply with or a  
violation of law in regard to any other complaint by a  
preponderance of the evidence.

(2) If the commission finds a violation of division (B) of  
section 3517.21 or division (B) of section 3517.22 of the Revised  
Code, it shall refer the matter to the appropriate prosecutor  
under division (A)(1)(c) of this section and shall not impose a  
fine under division (A)(1)(b) of this section or section 3517.993  
of the Revised Code.

(E) In an action before the commission or a panel of the  
commission, if the allegations of the complainant are not proved,  
and the commission takes the action described in division  
(A)(1)(a) of this section or a panel of the commission takes the  
action described in division (C)(1) of section 3517.156 of the  
Revised Code, the commission or a panel of the commission may find  
that the complaint is frivolous, and, if the commission or panel  
so finds, the commission shall order the complainant to pay  
reasonable attorney's fees and to pay the costs of the commission  
or panel as determined by a majority of the members of the  
commission. The costs paid to the commission or panel under this  
division shall be deposited into the Ohio elections commission  
fund.

**Sec. 3517.16.** (A) There is hereby created in the state  
treasury the Ohio political party fund. All moneys received as a  
result of individuals exercising the checkoff option on their  
state income tax returns provided for in section 5747.081 of the  
Revised Code shall be deposited in ~~this~~ the fund. The tax  
commissioner shall pay money from the fund ~~only~~ to the auditor of  
state and to political parties in the manner described in division  
(B) of this section.

(B)(1) The auditor of state annually shall submit a report to 5233  
the tax commissioner estimating the costs that the auditor of 5234  
state will incur during that year in conducting audits under 5235  
section 3517.17 of the Revised Code. The tax commissioner shall 5236  
pay to the auditor of state, from the Ohio political party fund, 5237  
moneys sufficient to pay the auditor of state's estimated costs of 5238  
the audits referred to in this division. 5239

(2) After the costs of audits are deducted under division 5240  
(B)(1) of this section, the tax commissioner shall pay any moneys 5241  
remaining in the fund only to political parties qualifying for ~~it~~ 5242  
them under division (B) of section 3517.17 of the Revised Code. 5243

**Sec. 3517.17.** (A) At the beginning of each calendar quarter, 5244  
after the costs of audits are deducted under division (B)(1) of 5245  
section 3517.16 of the Revised Code, the tax commissioner shall 5246  
divide any remaining moneys that have accrued in the Ohio 5247  
political party fund during the previous quarter ~~shall be divided~~ 5248  
equally among all qualified political parties in the following 5249  
manner. Of the public moneys to which a party is entitled: 5250

(1) One-half shall be paid to the treasurer of the state 5251  
executive committee of the party; 5252

(2) One-half shall be distributed to the treasurer of each 5253  
county executive committee of the various counties in accordance 5254  
with the ratio that the number of checkoffs in each county bears 5255  
to the total number of checkoffs, as determined by the tax 5256  
commissioner. 5257

Each party treasurer receiving public moneys from the Ohio 5258  
political party fund shall deposit those moneys into the party's 5259  
restricted fund created under section 3517.1012 of the Revised 5260  
Code, shall expend and maintain ~~such those moneys in an account~~ 5261  
separate from all other assets of the political party subject to 5262

~~the requirements of that section and section 3517.18 of the~~ 5263  
~~Revised Code, and shall file deposit and disbursement~~ 5264  
~~statements of contributions and expenditures as required by sections 3517.10~~ 5265  
~~and 3517.11 division (B) of section 3517.1012 of the Revised Code.~~ 5266  
~~Each treasurer of a state executive committee who files such a~~ 5267  
~~statement shall file it with the secretary of state and each~~ 5268  
~~treasurer of a county executive committee who files such a~~ 5269  
~~statement shall file it with the appropriate board of elections.~~ 5270  
~~All such statements filed shall clearly indicate the amounts of~~ 5271  
~~public moneys received and the manner of their expenditure. The~~ 5272  
auditor of state shall annually audit the deposit and disbursement 5273  
statements of the state committee of a political party that ~~has~~ 5274  
received is eligible to receive public moneys collected during the 5275  
previous year, to ascertain that ~~such~~ all moneys in the party's 5276  
restricted fund are expended in accordance with law. The auditor 5277  
of state shall audit the deposit and disbursement statements of 5278  
each county committee of such a political party to ascertain that 5279  
all moneys in the party's restricted fund are expended in 5280  
accordance with law at the time of the public office audit of that 5281  
county under Chapter 117. of the Revised Code. 5282

(B) Only major political parties, as defined in section 5283  
3501.01 of the Revised Code, may apply for public moneys from the 5284  
Ohio political party fund. At the end of each even-numbered 5285  
calendar year, the secretary of state shall announce the names of 5286  
all such political parties, indicating that they may apply to 5287  
receive such moneys during the ensuing two years. Any political 5288  
party named at this time may, not later than the last day of 5289  
January of the ensuing odd-numbered year, make application with 5290  
the tax commissioner to receive public moneys. ~~No~~ A political 5291  
party that fails to make a timely application shall not receive 5292  
public moneys during that two-year period. The tax commissioner 5293  
shall prescribe an appropriate application form. Moneys from the 5294  
fund shall be provided during the appropriate two-year period to 5295

each political party that makes a timely application in accordance 5296  
with this division. 5297

**Sec. 3517.20.** (A)(1) As used in ~~division (A)~~ of this section: 5298  
5299

(a) "Political publication for or against a candidate" means 5300  
a notice, placard, advertisement, sample ballot, brochure, flyer, 5301  
direct mailer, or ~~any~~ other form of general publication that is 5302  
designed to promote the nomination, election, or defeat of a 5303  
candidate. 5304

(b) "Political publication for or against an issue" means a 5305  
notice, placard, advertisement, sample ballot, brochure, flyer, 5306  
direct mailer, or ~~any~~ other form of general publication that is 5307  
designed to promote the adoption or defeat of a ballot issue or 5308  
question or to influence the voters in an election. 5309

(c) "Public political advertising" means newspapers, 5310  
magazines, outdoor advertising facilities, direct mailings, or 5311  
other similar types of general public political advertising, or 5312  
flyers, handbills, or other nonperiodical printed matter. 5313

(d) "Statewide candidate" has the same meaning as in section 5314  
3517.102 of the Revised Code. 5315

(e) "Legislative candidate" means a candidate for the office 5316  
of member of the general assembly. 5317

(f) "Local candidate" means a candidate for an elective 5318  
office of a political subdivision of this state. 5319

(g) "Legislative campaign fund" has the same meaning as in 5320  
section 3517.01 of the Revised Code. 5321

(h) "Limited political action committee" means a political 5322  
action committee of fewer than ten members. 5323

(i) ~~"Limited political contributing entity" means a political~~ 5324

~~contributing entity of fewer than ten members.~~ 5325

(j) "Designated amount" means one hundred dollars in the case 5326  
of a local candidate or a local ballot issue, two hundred fifty 5327  
dollars in the case of a legislative candidate, or five hundred 5328  
dollars in the case of a statewide candidate or a statewide ballot 5329  
issue. 5330

~~(k)~~(j) "To issue" includes to print, post, distribute, 5331  
reproduce for distribution, or cause to be issued, printed, 5332  
posted, distributed, or reproduced for distribution. 5333

(k) "Telephone bank" means more than five hundred telephone 5334  
calls of an identical or substantially similar nature within any 5335  
thirty-day period, whether those telephone calls are made by 5336  
individual callers or by recording. 5337

(2) No candidate, campaign committee, legislative campaign 5338  
fund, political party, or other entity, except a political action 5339  
committee ~~or political contributing entity~~, shall issue a form of 5340  
political publication for or against a candidate, or shall make an 5341  
expenditure for the purpose of financing political communications 5342  
in support of or opposition to a candidate through public 5343  
political advertising, unless the name and residence or business 5344  
address of the candidate or the chairperson, treasurer, or 5345  
secretary of the campaign committee, legislative campaign fund, 5346  
political party, or other entity that issues or otherwise is 5347  
responsible for that political publication or that makes an 5348  
expenditure for that political communication appears in a 5349  
conspicuous place on that political publication or is contained 5350  
within that political communication. 5351

(3) No limited political action committee ~~or limited 5352  
political contributing entity~~ shall do either of the following 5353  
unless the name and residence or business address of the 5354  
chairperson, treasurer, or secretary of the limited political 5355

action committee ~~or limited political contributing entity~~ involved 5356  
appears in a conspicuous place in the political publication for or 5357  
against a candidate described in division (A)(3)(a) of this 5358  
section or is contained within the political communication 5359  
described in division (A)(3)(b) of this section: 5360

(a) Issue a form of political publication for or against a 5361  
candidate that costs in excess of the designated amount or that is 5362  
issued in cooperation, consultation, or concert with, or at the 5363  
request or suggestion of, a candidate, a campaign committee, a 5364  
legislative campaign fund, a political party, a political action 5365  
committee with ten or more members, ~~a political contributing~~ 5366  
~~entity with ten or more members,~~ or a limited political action 5367  
committee ~~or limited political contributing entity~~ that spends in 5368  
excess of the designated amount on a related or the same or 5369  
similar political publication for or against a candidate; 5370

(b) Make an expenditure in excess of the designated amount in 5371  
support of or opposition to a candidate or make an expenditure in 5372  
cooperation, consultation, or concert with, or at the request or 5373  
suggestion of, a candidate, a campaign committee, a legislative 5374  
campaign fund, a political party, a political action committee 5375  
with ten or more members, ~~a political contributing entity with ten~~ 5376  
~~or more members,~~ or a limited political action committee ~~or~~ 5377  
~~limited political contributing entity~~ that spends in excess of the 5378  
designated amount in support of or opposition to the same 5379  
candidate, for the purpose of financing political communications 5380  
in support of or opposition to that candidate through public 5381  
political advertising. 5382

(4) No political action committee with ten or more members 5383  
~~and no political contributing entity with ten or more members~~ 5384  
shall issue a form of political publication for or against a 5385  
candidate, or shall make an expenditure for the purpose of 5386  
financing political communications in support of or opposition to 5387

a candidate through public political advertising, unless the name 5388  
and residence or business address of the chairperson, treasurer, 5389  
or secretary of the political action committee ~~or political~~ 5390  
~~contributing entity~~ that issues or otherwise is responsible for 5391  
that political publication or that makes an expenditure for that 5392  
political communication through public political advertising 5393  
appears in a conspicuous place in that political publication or is 5394  
contained within that political communication. 5395

(5) No corporation, labor organization, campaign committee, 5396  
legislative campaign fund, political party, or other entity, 5397  
except a political action committee, shall issue a form of 5398  
political publication for or against an issue, or shall make an 5399  
expenditure for the purpose of financing political communications 5400  
in support of or opposition to a ballot issue or question through 5401  
public political advertising, unless the name and residence or 5402  
business address of the chairperson, treasurer, or secretary of 5403  
the corporation, labor organization, campaign committee, 5404  
legislative campaign fund, political party, or other entity that 5405  
issues or otherwise is responsible for that political publication 5406  
or that makes an expenditure for that political communication 5407  
through public political advertising appears in a conspicuous 5408  
place in that political publication or is contained within that 5409  
political communication. 5410

(6) No limited political action committee shall do either of 5411  
the following unless the name and residence or business address of 5412  
the chairperson, treasurer, or secretary of the limited political 5413  
action committee involved appears in a conspicuous place in the 5414  
political publication for or against a ballot issue described in 5415  
division (A)(6)(a) of this section or is contained within the 5416  
political communication described in division (A)(6)(b) of this 5417  
section: 5418

(a) Issue a form of political publication for or against a 5419

ballot issue that costs in excess of the designated amount or that  
is issued in cooperation, consultation, or concert with, or at the  
request or suggestion of, a candidate, a campaign committee, a  
legislative campaign fund, a political party, a political action  
committee with ten or more members, or a limited political action  
committee that spends in excess of the designated amount for a  
related or the same or similar political publication for or  
against an issue;

(b) Make an expenditure in excess of the designated amount in  
support of or opposition to a ballot issue or make an expenditure  
in cooperation, consultation, or concert with, or at the request  
or suggestion of, a candidate, a campaign committee, a legislative  
campaign fund, a political party, a political action committee  
with ten or more members, or a limited political action committee  
that spends in excess of the designated amount in support of or  
opposition to the same ballot issue, for the purpose of financing  
political communications in support of or opposition to that  
ballot issue through public political advertising.

(7) No political action committee with ten or more members  
shall issue a form of political publication for or against an  
issue, or shall make an expenditure for the purpose of financing  
political communications in support of or opposition to a ballot  
issue or question through public political advertising, unless the  
name and residence or business address of the chairperson,  
treasurer, or secretary of the political action committee that  
issues or otherwise is responsible for that political publication  
or that makes an expenditure for that political communication  
appears in a conspicuous place in that political publication or is  
contained within that political communication.

(8) The disclaimer "paid political advertisement" is not  
sufficient to meet the requirements of this section.



(9) If the political publication described in division (A) of this section is issued by the regularly constituted central or executive committee of a political party that is organized as provided in ~~Chapter 3517. of the Revised Code~~ this chapter, it shall be sufficiently identified if it bears the name of the committee and its chairperson or treasurer.

(10) If more than one piece of printed matter or printed political communications are mailed as a single packet, the requirements of division (A) of this section are met if one of the pieces of printed matter or printed political communications in the packet contains the name and residence or business address of the chairperson, treasurer, or secretary of the organization or entity that issues or is responsible for the printed matter or other printed political communications.

(11) This section does not apply to the transmittal of personal correspondence that is not reproduced by machine for general distribution.

(12) The secretary of state, by rule, may exempt from the requirements of this section, printed matter and certain other kinds of printed communications such as campaign buttons, balloons, pencils, or similar items, the size or nature of which makes it unreasonable to add an identification or disclaimer.

(13) The disclaimer or identification described in division (A) of this section, when paid for by a campaign committee, shall be identified by the words "paid for by" followed by the name and address of the campaign committee and the appropriate officer of the committee, identified by name and title. The identification or disclaimer may use reasonable abbreviations for common terms such as "treasurer" or "committee".

(B)(1) No candidate, campaign committee, legislative campaign fund, political contributing entity, political party, political

action committee, limited political action committee, ~~political~~ 5482  
~~contributing entity, limited political contributing entity,~~ or 5483  
other entity shall utter or cause to be uttered, over the 5484  
broadcasting facilities of any radio or television station within 5485  
this state, any communication that is designed to promote the 5486  
nomination, election, or defeat of a candidate, or the adoption or 5487  
defeat of an issue or to influence the voters in an election, 5488  
unless the speaker identifies the speaker with the speaker's name 5489  
and residence address or unless the communication identifies the 5490  
chairperson, treasurer, or secretary of the organization 5491  
responsible for the communication with the name and residence or 5492  
business address of that officer, except that communications by 5493  
radio need not broadcast the residence or business address of the 5494  
officer. However, a radio station, for a period of at least six 5495  
months, shall keep the residence or business address on file and 5496  
divulge it to any person upon request. 5497

No person operating a broadcast station or an organ of 5498  
printed media shall broadcast or print a paid political 5499  
communication that does not contain the identification required by 5500  
this section. 5501

(2) Division (B) of this section does not apply to any 5502  
communications made on behalf of a radio or television station or 5503  
network by any employee of such radio or television station or 5504  
network while acting in the course of the employee's employment. 5505

(3) No candidate or entity described in division (B)(1) of 5506  
this section shall use or cause to be used a false, fictitious, or 5507  
fraudulent name or address in the making or issuing of a 5508  
publication or communication included within the provisions of 5509  
this section. 5510

(C) No candidate, campaign committee, legislative campaign 5511  
fund, political party, political action committee, limited 5512

political action committee, or other person or entity shall 5513  
conduct a telephone bank for the purpose of promoting the 5514  
nomination, election, or defeat of a candidate or the adoption or 5515  
defeat of an issue or to influence the voters in an election, 5516  
unless the call includes a disclaimer that identifies the name of 5517  
the candidate, campaign committee, legislative campaign fund, 5518  
political party, political action committee, limited political 5519  
action committee, or other person or entity paying for the 5520  
telephone bank. 5521

(D) Before a prosecution may commence under this section, a 5522  
complaint shall be filed with the Ohio elections commission under 5523  
section 3517.153 of the Revised Code. After the complaint is 5524  
filed, the commission shall proceed in accordance with sections 5525  
3517.154 to 3517.157 of the Revised Code. 5526

**Sec. 3517.23.** The secretary of state shall adopt rules in 5527  
accordance with Chapter 119. of the Revised Code that are 5528  
necessary for the administration and enforcement of sections 5529  
3517.08 to 3517.13, 3517.18, 3517.20 to 3517.22, 3599.03, and 5530  
3599.031 of the Revised Code and shall provide each candidate, 5531  
political action committee, legislative campaign fund, political 5532  
party, and ~~political contributing entity~~ person making 5533  
disbursements to pay the direct costs of producing or airing 5534  
electioneering communications with written instructions and 5535  
explanations in order to ensure compliance with sections 3517.08 5536  
to 3517.13, 3517.17, 3517.18, 3517.20 to 3517.22, 3599.03, and 5537  
3599.031 of the Revised Code. 5538

**Sec. 3517.992.** This section establishes penalties only with 5539  
respect to acts or failures to act that occur on and after August 5540  
24, 1995. 5541

(A)(1) A candidate whose campaign committee violates division 5542

(A), (B), (C), (D), or (V) of section 3517.13 of the Revised Code, 5543  
or a treasurer of a campaign committee who violates any of those 5544  
divisions, shall be fined not more than one hundred dollars for 5545  
each day of violation. 5546

(2) Whoever violates division (E) or (X)(5) of section 5547  
3517.13 of the Revised Code shall be fined not more than one 5548  
hundred dollars for each day of violation. 5549

(B) A political party that violates division (F)(1) of 5550  
section 3517.101 of the Revised Code shall be fined not more than 5551  
one hundred dollars for each day of violation. 5552

(C) Whoever violates division (F)(2) of section 3517.101 or 5553  
division (G) of section 3517.13 of the Revised Code shall be fined 5554  
not more than ten thousand dollars or, if the offender is a person 5555  
who was nominated or elected to public office, shall forfeit the 5556  
nomination or the office to which the offender was elected, or 5557  
both. 5558

(D) Whoever violates division (F) of section 3517.13 of the 5559  
Revised Code shall be fined not more than three times the amount 5560  
contributed. 5561

(E) Whoever violates division (H) of section 3517.13 of the 5562  
Revised Code shall be fined not more than one hundred dollars. 5563

(F) Whoever violates division (O), (P), or (Q) of section 5564  
3517.13 of the Revised Code is guilty of a misdemeanor of the 5565  
first degree. 5566

(G) A state or county committee of a political party that 5567  
violates division (B)(1) of section 3517.18 of the Revised Code 5568  
shall be fined not more than twice the amount of the improper 5569  
expenditure. 5570

(H) A state or county political party that violates division 5571  
(G) of section 3517.101 of the Revised Code shall be fined not 5572

more than twice the amount of the improper expenditure or use. 5573

(I)(1) Any individual who violates division (B)(1) of section 5574  
3517.102 of the Revised Code and knows that the contribution the 5575  
individual makes violates that division shall be fined an amount 5576  
equal to three times the amount contributed in excess of the 5577  
amount permitted by that division. 5578

(2) Any political action committee that violates division 5579  
(B)(2) of section 3517.102 of the Revised Code shall be fined an 5580  
amount equal to three times the amount contributed in excess of 5581  
the amount permitted by that division. 5582

(3) Any campaign committee that violates division (B)(3) or 5583  
(5) of section 3517.102 of the Revised Code shall be fined an 5584  
amount equal to three times the amount contributed in excess of 5585  
the amount permitted by that division. 5586

(4)(a) Any legislative campaign fund that violates division 5587  
(B)(6) of section 3517.102 of the Revised Code shall be fined an 5588  
amount equal to three times the amount transferred or contributed 5589  
in excess of the amount permitted by that division, as applicable. 5590

(b) Any state political party, county political party, or 5591  
state candidate fund of a state political party or county 5592  
political party that violates division (B)(6) of section 3517.102 5593  
of the Revised Code shall be fined an amount equal to three times 5594  
the amount transferred or contributed in excess of the amount 5595  
permitted by that division, as applicable. 5596

~~(c) Any political contributing entity that violates division 5597  
(B)(7) of section 3517.102 of the Revised Code shall be fined an 5598  
amount equal to three times the amount contributed in excess of 5599  
the amount permitted by that division. 5600~~

(5) Any political party that violates division (B)(4) of 5601  
section 3517.102 of the Revised Code shall be fined an amount 5602

equal to three times the amount contributed in excess of the 5603  
amount permitted by that division. 5604

(6) Notwithstanding divisions (I)(1), (2), (3), (4), and (5) 5605  
of this section, no violation of division (B) of section 3517.102 5606  
of the Revised Code occurs, and the secretary of state shall not 5607  
refer parties to the Ohio elections commission, if the amount 5608  
transferred or contributed in excess of the amount permitted by 5609  
that division meets either of the following conditions: 5610

(a) It is completely refunded within five business days after 5611  
it is accepted. 5612

(b) It is completely refunded on or before the tenth business 5613  
day after notification to the recipient of the excess transfer or 5614  
contribution by the board of elections or the secretary of state 5615  
that a transfer or contribution in excess of the permitted amount 5616  
has been received. 5617

(J)(1) Any campaign committee that violates division (C)(1), 5618  
(2), (3), or (6) of section 3517.102 of the Revised Code shall be 5619  
fined an amount equal to three times the amount accepted in excess 5620  
of the amount permitted by that division. 5621

(2)(a) Any ~~state or~~ county political party that violates 5622  
division (C)(4)(a)(ii) or (iii) of section 3517.102 of the Revised 5623  
Code shall be fined an amount ~~from its state candidate fund~~ equal 5624  
to three times the amount accepted. 5625

(b) Any county political party that violates division 5626  
(C)(4)(a)(i) of section 3517.102 of the Revised Code shall be 5627  
fined an amount from its state candidate fund equal to three times 5628  
the amount accepted in excess of the amount permitted by that 5629  
division. 5630

(c) Any state political party that violates division 5631  
(C)(4)(b) of section 3517.102 of the Revised Code shall be fined 5632

an amount from its state candidate fund equal to three times the 5633  
amount accepted in excess of the amount permitted by that 5634  
division. 5635

(3) Any legislative campaign fund that violates division 5636  
(C)(5) of section 3517.102 of the Revised Code shall be fined an 5637  
amount equal to three times the amount accepted in excess of the 5638  
amount permitted by that division. 5639

(4) Any political action committee ~~or political contributing~~ 5640  
~~entity~~ that violates division (C)(7) of section 3517.102 of the 5641  
Revised Code shall be fined an amount equal to three times the 5642  
amount accepted in excess of the amount permitted by that 5643  
division. 5644

(5) Notwithstanding divisions (J)(1), (2), (3), and (4) of 5645  
this section, no violation of division (C) of section 3517.102 of 5646  
the Revised Code occurs, and the secretary of state shall not 5647  
refer parties to the Ohio elections commission, if the amount 5648  
transferred or contributed in excess of the amount permitted to be 5649  
accepted by that division meets either of the following 5650  
conditions: 5651

(a) It is completely refunded within five business days after 5652  
its acceptance. 5653

(b) It is completely refunded on or before the tenth business 5654  
day after notification to the recipient of the excess transfer or 5655  
contribution by the board of elections or the secretary of state 5656  
that a transfer or contribution in excess of the permitted amount 5657  
has been received. 5658

(K)(1) Any legislative campaign fund that violates division 5659  
(F)(1) of section 3517.102 of the Revised Code shall be fined 5660  
twenty-five dollars for each day of violation. 5661

(2) Any legislative campaign fund that violates division 5662

(F)(2) of section 3517.102 of the Revised Code shall give to the treasurer of state for deposit into the state treasury to the credit of the Ohio elections commission fund all excess contributions not disposed of as required by division (E) of section 3517.102 of the Revised Code.

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(L) Whoever violates section 3517.105 of the Revised Code shall be fined one thousand dollars.

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(M)(1) Whoever solicits a contribution in violation of section 3517.092 or violates division (B) of section 3517.09 of the Revised Code is guilty of a misdemeanor of the first degree.

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(2) Whoever knowingly accepts a contribution in violation of division (B) or (C) of section 3517.092 of the Revised Code shall be fined an amount equal to three times the amount accepted in violation of either of those divisions and shall return to the contributor any amount so accepted. Whoever unknowingly accepts a contribution in violation of division (B) or (C) of section 3517.092 of the Revised Code shall return to the contributor any amount so accepted.

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(N) Whoever violates division (S) of section 3517.13 of the Revised Code shall be fined an amount equal to three times the amount of funds transferred or three times the value of the assets transferred in violation of that division.

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(O) Any campaign committee that accepts a contribution or contributions in violation of section 3517.108 of the Revised Code, uses a contribution in violation of that section, or fails to dispose of excess contributions in violation of that section shall be fined an amount equal to three times the amount accepted, used, or kept in violation of that section.

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(P) Any political party, state candidate fund, legislative candidate fund, or campaign committee that violates division (T) of section 3517.13 of the Revised Code shall be fined an amount

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equal to three times the amount contributed or accepted in 5694  
violation of that section. 5695

(Q) A treasurer of a committee or another person who violates 5696  
division (U) of section 3517.13 of the Revised Code shall be fined 5697  
not more than two hundred fifty dollars. 5698

(R) Whoever violates division (I) or (J) of section 3517.13 5699  
of the Revised Code shall be fined not more than one thousand 5700  
dollars. Whenever a person is found guilty of violating division 5701  
(I) or (J) of section 3517.13 of the Revised Code, the contract 5702  
awarded in violation of either of those divisions shall be 5703  
rescinded if its terms have not yet been performed. 5704

(S) A candidate whose campaign committee violates or a 5705  
treasurer of a campaign committee who violates section 3517.081 of 5706  
the Revised Code, and a candidate whose campaign committee 5707  
violates<sub>7</sub> or a treasurer of a campaign committee<sub>7</sub> or another 5708  
person who violates<sub>7</sub> division (C) of section 3517.10 of the 5709  
Revised Code, shall be fined not more than five hundred dollars. 5710

(T) A candidate whose campaign committee violates or a 5711  
treasurer of a committee who violates division (B) of section 5712  
3517.09 of the Revised Code, or a candidate whose campaign 5713  
committee violates<sub>7</sub> or a treasurer of a campaign committee<sub>7</sub> or 5714  
another person who violates division (C)<sub>7</sub> of section 3517.09 of 5715  
the Revised Code shall be fined not more than one thousand 5716  
dollars. 5717

(U) Whoever violates section 3517.20 of the Revised Code 5718  
shall be fined not more than five hundred dollars. 5719

(V) Whoever violates section 3517.21 or 3517.22 of the 5720  
Revised Code shall be imprisoned for not more than six months or 5721  
fined not more than five thousand dollars, or both. 5722

(W) A campaign committee that is required to file a 5723

declaration of no limits under division (D)(2) of section 3517.103 5724  
of the Revised Code that, before filing that declaration, accepts 5725  
a contribution or contributions that exceed the limitations 5726  
prescribed in section 3517.102 of the Revised Code, shall return 5727  
that contribution or those contributions to the contributor. 5728

(X) Any campaign committee that fails to file the declaration 5729  
of filing-day finances required by division (F) of section 5730  
3517.109 or the declaration of primary-day finances or declaration 5731  
of year-end finances required by division (E) of section 3517.1010 5732  
of the Revised Code shall be fined twenty-five dollars for each 5733  
day of violation. 5734

(Y) Any campaign committee that fails to dispose of excess 5735  
funds or excess aggregate contributions under division (B) of 5736  
section 3517.109 of the Revised Code in the manner required by 5737  
division (C) of that section or under division (B) of section 5738  
3517.1010 of the Revised Code in the manner required by division 5739  
(C) of that section shall give to the treasurer of state for 5740  
deposit into the Ohio elections commission fund created under 5741  
division ~~(E)(2)(b)~~(I) of section ~~3517.102~~ 3517.152 of the Revised 5742  
Code all funds not disposed of pursuant to those divisions. 5743

(Z) Any individual, campaign committee, political action 5744  
committee, ~~political contributing entity~~, legislative campaign 5745  
fund, political party, or other entity that violates any provision 5746  
of sections 3517.09 to 3517.12 of the Revised Code for which no 5747  
penalty is provided for under any other division of this section 5748  
shall be fined not more than one thousand dollars. 5749

(AA)(1) Whoever knowingly violates division (W)(1) of section 5750  
3517.13 of the Revised Code shall be fined an amount equal to 5751  
three times the amount contributed, expended, or promised in 5752  
violation of that division or ten thousand dollars, whichever 5753  
amount is greater. 5754

(2) Whoever knowingly violates division (W)(2) of section 3517.13 of the Revised Code shall be fined an amount equal to three times the amount solicited or accepted in violation of that division or ten thousand dollars, whichever amount is greater.

(BB) Whoever knowingly violates division (C) or (D) of section 3517.1011 of the Revised Code shall be fined not more than ten thousand dollars plus not more than one thousand dollars for each day of violation.

(CC)(1) Subject to division (CC)(2) of this section, whoever violates division (H) of section 3517.1011 of the Revised Code shall be fined an amount up to three times the amount disbursed for the direct costs of airing the communication made in violation of that division.

(2) Whoever has been ordered by the Ohio elections commission or by a court of competent jurisdiction to cease making communications in violation of division (H) of section 3517.1011 of the Revised Code who again violates that division shall be fined an amount equal to three times the amount disbursed for the direct costs of airing the communication made in violation of that division.

(DD)(1) Any corporation or labor organization that violates division (X)(3)(a) of section 3517.13 of the Revised Code shall be fined an amount equal to three times the amount given in excess of the amount permitted by that division.

(2) Any state or county political party that violates division (X)(3)(b) of section 3517.13 of the Revised Code shall be fined an amount equal to three times the amount accepted in excess of the amount permitted by that division.

Sec. 3599.03. (A)(1) Except to carry on activities specified in sections 3517.082 and 3517.1011, division (A)(2) of section

3517.1012, division (B) of section 3517.1013, and section 3599.031 5785  
of the Revised Code and except as provided in divisions (D), (E), 5786  
and (F) of this section, no corporation, no nonprofit corporation, 5787  
and no labor organization, directly or indirectly, shall pay or 5788  
use, or offer, advise, consent, or agree to pay or use, the 5789  
corporation's money or property, or the labor organization's 5790  
money, including dues, initiation fees, or other assessments paid 5791  
by members, or property, for or in aid of or opposition to a 5792  
political party, a candidate for election or nomination to public 5793  
office, a political action committee including a political action 5794  
committee of the corporation or labor organization, a legislative 5795  
campaign fund, or any organization that supports or opposes any 5796  
such candidate, or for any partisan political purpose, shall 5797  
violate any law requiring the filing of an affidavit or statement 5798  
respecting such use of those funds, or shall pay or use the 5799  
corporation's or labor organization's money for the expenses of a 5800  
social fund-raising event for its political action committee if an 5801  
employee's or labor organization member's right to attend such an 5802  
event is predicated on the employee's or member's contribution to 5803  
the corporation's or labor organization's political action 5804  
committee. 5805

(2) Whoever violates division (A)(1) of this section shall be 5806  
fined not less than five hundred nor more than five thousand 5807  
dollars. 5808

(B)(1) No officer, stockholder, attorney, or agent of a 5809  
corporation or nonprofit corporation, no member, including an 5810  
officer, attorney, or agent, of a labor organization, and no 5811  
candidate, political party official, or other individual shall 5812  
knowingly aid, advise, solicit, or receive money or other property 5813  
in violation of division (A)(1) of this section. 5814

(2) Whoever violates division (B)(1) of this section shall be 5815  
fined not more than one thousand dollars, or imprisoned not more 5816

than one year, or both. 5817

(C) A corporation, a nonprofit corporation, or a labor organization may use its funds or property for or in aid of or opposition to a proposed or certified ballot issue. Such use of funds or property shall be reported on a form prescribed by the secretary of state. Reports of contributions in connection with statewide ballot issues shall be filed with the secretary of state. Reports of contributions in connection with local issues shall be filed with the board of elections of the most populous county of the district in which the issue is submitted or to be submitted to the electors. Reports made pursuant to this division shall be filed by the times specified in divisions (A)(1) and (2) of section 3517.10 of the Revised Code. 5818  
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(D)(1) Any gift made pursuant to section 3517.101 of the Revised Code does not constitute a violation of this section or of any other section of the Revised Code. 5830  
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(2) Any gift made pursuant to division (A)(2) of section 3517.1012 of the Revised Code does not constitute a violation of this section. 5833  
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(3) Any gift made pursuant to division (B) of section 3517.1013 of the Revised Code does not constitute a violation of this section. 5836  
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(E) Any compensation or fees paid by a financial institution to a state political party for services rendered pursuant to division (B) of section 3517.19 of the Revised Code do not constitute a violation of this section or of any other section of the Revised Code. 5839  
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(F)(1) The use by a nonprofit corporation of its money or property for communicating information for a purpose specified in division (A) of this section is not a violation of that division if the stockholders, members, donors, trustees, or officers of the 5844  
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nonprofit corporation are the predominant recipients of the 5848  
communication. 5849

(2) The placement of a campaign sign on the property of a 5850  
corporation, nonprofit corporation, or labor organization is not a 5851  
use of property in violation of division (A) of this section by 5852  
that corporation, nonprofit corporation, or labor organization. 5853

(3) The use by a corporation or labor organization of its 5854  
money or property for communicating information for a purpose 5855  
specified in division (A) of this section is not a violation of 5856  
that division if it is not a communication made by mass broadcast 5857  
such as radio or television or made by advertising in a newspaper 5858  
of general circulation but is a communication sent exclusively to 5859  
members, employees, officers, or trustees of that labor 5860  
organization or shareholders, employees, officers, or directors of 5861  
that corporation or to members of the immediate families of any 5862  
such individuals or if the communication intended to be so sent 5863  
exclusively is unintentionally sent as well to a de minimis number 5864  
of other individuals. 5865

(G) In addition to the laws listed in division (A) of section 5866  
4117.10 of the Revised Code that prevail over conflicting 5867  
agreements between employee organizations and public employers, 5868  
this section prevails over any conflicting provisions of 5869  
agreements between labor organizations and public employers that 5870  
are entered into on or after the effective date of this section 5871  
pursuant to Chapter 4117. of the Revised Code. 5872

(H) As used in this section, "labor organization" has the 5873  
same meaning as in section 3517.01 of the Revised Code. 5874

**Sec. 3599.031.** (A) Notwithstanding any section provision of 5875  
the Revised Code to the contrary and subject to divisions (C) and 5876  
(H) division (B) of this section, any employer may deduct from the 5877

wages and salaries of its employees amounts for an account 5878  
described in division ~~(C)~~(B) of this section, a separate 5879  
segregated fund, a political action committee of the employer, a 5880  
political action committee of a labor organization of the 5881  
employer's employees, a political action committee of an 5882  
association of which the employer is a member, a political party, 5883  
a person making disbursements to pay the direct costs of producing 5884  
or airing electioneering communications, or a ballot issue that 5885  
the employee by written authorization may designate and shall 5886  
transmit any amounts so deducted as a separate written 5887  
authorization described in division ~~(C)~~(B) of this section shall 5888  
direct. Any authorization authorizing a deduction from an 5889  
employee's wages or salary may be on a form that is used to apply 5890  
for or authorize membership in or authorize payment of dues or 5891  
fees to any organization, but the authorization for a deduction 5892  
shall be stated and signed separately from the application for 5893  
membership or the authorization for the payment of dues or fees. 5894  
The employer either may deduct from the amount to be so 5895  
transmitted a uniform amount determined by the employer to be 5896  
necessary to defray the actual cost of making such deduction and 5897  
transmittal, or may utilize its own funds in an amount it 5898  
determines is necessary to defray the actual administrative cost, 5899  
including making the deduction and transmittal. 5900

~~(B) Any person who solicits an employee to authorize a 5901  
deduction from his wages or salary pursuant to division (A) of 5902  
this section shall inform the employee at the time of the 5903  
solicitation that he may refuse to authorize a deduction, and that 5904  
he may at any time revoke his authorization, without suffering any 5905  
reprisal. 5906~~

~~(C)~~ If an employer establishes a separate account in the name 5907  
of an employee for the purpose of depositing into the account 5908  
amounts deducted from the wages and salary of the employee 5909

pursuant to division (A) of this section or amounts directly given 5910  
by the employee to the employer for the support of a candidate, a 5911  
separate segregated fund, a political action committee of the 5912  
employer, a political action committee of a labor organization of 5913  
the employer's employees, a political action committee of an 5914  
association of which the employer is a member, a political party, 5915  
a legislative campaign fund, a person making disbursements to pay 5916  
the direct costs of producing or airing electioneering 5917  
communications, or a ballot issue, the employee shall sign a 5918  
written authorization designating the recipient of a disbursement 5919  
from that account. The written authorization required under this 5920  
division is separate and distinct from a written authorization 5921  
required under division (A) of this section. The authorization 5922  
required under this division shall clearly identify and designate 5923  
the candidate, separate segregated fund, political action 5924  
committee of the employer, political action committee of a labor 5925  
organization of the employer's employees, political action 5926  
committee of an association of which the employer is a member, 5927  
political party, a legislative campaign fund, person making 5928  
disbursements to pay the direct costs of producing or airing 5929  
electioneering communications, or ballot issue that is to receive 5930  
any disbursement from the account established pursuant to this 5931  
division. No person shall designate the recipient of a 5932  
disbursement from the account except the employee from whose 5933  
account the disbursement is made. No employer shall make a 5934  
disbursement from the account of an employee established under 5935  
this division unless the employer has received the written 5936  
authorization required under this division. 5937

~~(D)~~(C) An employer shall furnish the recipient of any amount 5938  
transmitted pursuant to this section with the employer's full name 5939  
and the full name of the labor organization of which the employee 5940  
whose amount is being transmitted is a member, if any. An employer 5941  
shall keep and maintain the authorization forms of all its 5942



employees from whose wages and salaries any amounts were deducted 5943  
pursuant to division (A) of this section and the authorizations of 5944  
disbursements from accounts established under division ~~(C)~~(B) of 5945  
this section for a period of at least six years after the year in 5946  
which the deductions and disbursements were made. 5947

~~(E)~~(D) An employee who has made an authorization pursuant to 5948  
division (A) or ~~(C)~~(B) of this section may revoke that 5949  
authorization at any time. A revocation of the authorization does 5950  
not affect any deduction already made from an employee's wages and 5951  
salary or any amounts already transmitted or disbursed under this 5952  
section. 5953

~~(F)~~(E) For purposes of this section and for the purpose of 5954  
the information required to be filed under division (B)(4)(b)(iii) 5955  
of section 3517.10 of the Revised Code: 5956

(1) If an employer is a corporation, each subsidiary of a 5957  
parent corporation shall be considered an entity separate and 5958  
distinct from any other subsidiary and separate and distinct from 5959  
the parent corporation. 5960

(2) Each national, regional, state, and local affiliate of a 5961  
labor organization shall be considered a distinct entity. 5962

~~(G)~~(F) Whoever violates division ~~(C)~~(B) of this section shall 5963  
be fined not less than fifty nor more than five hundred dollars 5964  
for each disbursement made in violation of that division. 5965

~~(H) No public employer shall deduct from the wages and 5966  
salaries of its employees any amounts for the support of any 5967  
candidate, separate segregated fund, political action committee, 5968  
legislative campaign fund, political party, or ballot issue. 5969~~

~~(I) In addition to the laws listed in division (A) of section 5970  
4117.10 of the Revised Code that prevail over conflicting 5971  
agreements between employee organizations and public employers, 5972  
this section prevails over any conflicting provisions of 5973~~

~~agreements between labor organizations and public employers~~ 5974  
~~entered into pursuant to Chapter 4117. of the Revised Code.~~ 5975

(J)(G) In addition to the laws listed in division (A) of 5976  
section 4117.10 of the Revised Code that prevail over conflicting 5977  
agreements between employee organizations and public employers, 5978  
this section prevails over any conflicting provisions of 5979  
agreements between labor organizations and public employers that 5980  
are entered into on or after the effective date of this amendment 5981  
pursuant to Chapter 4117. of the Revised Code. 5982

(H) As used in this section: 5983

(1) "Labor Electioneering communication ," "legislative 5984  
campaign fund," "labor organization," "political action 5985  
committee," and "separate segregated fund" have the same meanings 5986  
as in section 3517.01 of the Revised Code. 5987

(2) "Public employer" means an employer that is the state or 5988  
a state agency, authority, commission, or board, a political 5989  
subdivision of the state, a school district or state institution 5990  
of higher learning, a public or special district, or any other 5991  
public employer. 5992

(3) "Employee" includes only an employee who is a resident of 5993  
or is employed in this state. 5994

**Sec. 3599.111.** (A) As used in this section, "registering a 5995  
voter" or "registering voters" includes any effort, for 5996  
compensation, to provide voter registration forms or to assist 5997  
persons in completing those forms or returning them to the board 5998  
of elections, the office of the secretary of state, or other 5999  
appropriate public office. 6000

(B) No person shall receive compensation on a fee per 6001  
signature or fee per volume basis for circulating any declaration 6002  
of candidacy, nominating petition, declaration of intent to be a 6003

write-in candidate, initiative petition, referendum petition, 6004  
recall petition, or any other election-related petition that is 6005  
filed with or transmitted to a board of elections, the office of 6006  
the secretary of state, or other appropriate public office. 6007

(C) No person shall receive compensation on a fee per 6008  
registration or fee per volume basis for registering a voter. 6009

(D) Compensation for collecting signatures on 6010  
election-related petitions and for registering voters shall be 6011  
paid solely on the basis of time worked. 6012

(E)(1) Whoever violates division (B) or (C) of this section 6013  
is guilty of election falsification under section 3599.36 of the 6014  
Revised Code. 6015

(2) Whoever violates division (D) of this section is guilty 6016  
of a felony of the fifth degree. 6017

**Section 2.** That existing sections 102.03, 2921.01, 2921.43, 6018  
3501.38, 3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 3517.08, 6019  
3517.09, 3517.092, 3517.10, 3517.102, 3517.103, 3517.104, 6020  
3517.105, 3517.106, 3517.108, 3517.109, 3517.11, 3517.13, 6021  
3517.151, 3517.152, 3517.154, 3517.155, 3517.16, 3517.17, 3517.20, 6022  
3517.23, 3517.992, and 3599.031 and section 3599.03 of the Revised 6023  
Code are hereby repealed. 6024

**Section 3.** (A) Except as otherwise provided in division (B) 6025  
of this section, no person intending to make a disbursement or 6026  
disbursements for the direct costs of producing or airing 6027  
electioneering communications under this act shall make those 6028  
disbursements using any contributions that the person received 6029  
before the effective date of this act. 6030

(B) Any person intending to make a disbursement or 6031  
disbursements for the direct costs of producing or airing 6032

electioneering communications under this act who wishes to make 6033  
those disbursements using contributions that the person received 6034  
before the effective date of this act shall, in the first 6035  
disclosure of electioneering communications statement that the 6036  
person is required to file, report the contributor information 6037  
specified in division (D)(1)(e) or (f) of section 3517.1011 of the 6038  
Revised Code for each contribution that was received before the 6039  
effective date of this act and that the person uses to make a 6040  
disbursement that is included in that statement. 6041

(C) As used in this section, "contribution," "electioneering 6042  
communication," and "person" have the same meanings as in section 6043  
3517.1011 of the Revised Code. 6044

**Section 4.** (A) A county political party that has a state 6045  
candidate fund, established under division (D)(3)(c) of section 6046  
3517.10 of the Revised Code as it existed prior to the effective 6047  
date of this act, in existence on that effective date shall, not 6048  
later than 4 p.m. on that effective date, disburse any moneys in 6049  
the fund in accordance with the versions of sections 3517.08 to 6050  
3517.13 of the Revised Code that were in effect prior to that 6051  
effective date. Any state candidate fund of a county political 6052  
party in existence on the effective date of this act shall be 6053  
abolished not later than 4 p.m. on that effective date. 6054

(B) No county political party that establishes a state 6055  
candidate fund under division (D)(3)(c) of section 3517.10 of the 6056  
Revised Code as amended by this act shall transfer into that fund 6057  
any moneys that were in a state candidate fund of a county 6058  
political party established under that section as it existed prior 6059  
to the effective date of this act. 6060

**Section 5.** No moneys in any fund or account of a political 6061  
party that was not subject to disclosure under the version of 6062

Chapter 3517. of the Revised Code that was in effect prior to the 6063  
effective date of this act shall be disbursed, transferred into 6064  
another fund or account of the political party, or otherwise used 6065  
by that political party on or after the effective date of this act 6066  
unless the contributors of those moneys are disclosed prior to 6067  
that effective date in accordance with section 3517.10 of the 6068  
Revised Code. 6069

**Section 6.** Section 3513.10 of the Revised Code is presented 6070  
in this act as a composite of the section as amended by both Am. 6071  
Sub. H.B. 117 and Am. Sub. S.B. 9 of the 121st General Assembly. 6072  
The General Assembly, applying the principle stated in division 6073  
(B) of section 1.52 of the Revised Code that amendments are to be 6074  
harmonized if reasonably capable of simultaneous operation, finds 6075  
that the composite is the resulting version of the section in 6076  
effect prior to the effective date of the section as presented in 6077  
this act. 6078

**Section 7.** Notwithstanding section 1.50 of the Revised Code, 6079  
every provision of this act is so interconnected with every other 6080  
provision and the general scope of the entire act that if any 6081  
provision of this act or the application thereof to any person or 6082  
circumstance is held invalid, the entire act shall be invalid. 6083