

As Introduced

**125th General Assembly
Regular Session
2003-2004**

H. B. No. 204

**Representatives Wolpert, Gilb, Seitz, McGregor, Collier, Barrett, Allen,
Kearns, Seaver, Chandler**

A B I L L

To amend sections 1.59, 9.08, 9.314, 101.691, 1
125.072, 149.432, 307.12, 341.42, 505.10, 718.07, 2
721.15, 753.32, 955.013, 1306.16, 2307.64, 3
3517.10, 3517.106, 3517.11, 5145.31, and 5703.49 4
and to enact sections 117.111, 304.01, 304.02, 5
304.03, and 304.04 of the Revised Code to provide 6
for the use of electronic records and signatures 7
by county offices if specified security procedures 8
are adopted, to require the Auditor of State to 9
audit electronic record security procedures 10
adopted by county offices, and to create a single 11
definition of the "internet" to be used throughout 12
the Revised Code. 13

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

Section 1. That sections 1.59, 9.08, 9.314, 101.691, 125.072, 14
149.432, 307.12, 341.42, 505.10, 718.07, 721.15, 753.32, 955.013, 15
1306.16, 2307.64, 3517.10, 3517.106, 3517.11, 5145.31, and 5703.49 16
be amended and section 117.111, 304.01, 304.02, 304.03, and 304.04 17
of the Revised Code be enacted to read as follows: 18

Sec. 1.59. As used in any statute, unless another definition 19

is provided in such <u>that</u> statute or a related statute:	20
(A) "Child" includes child by adoption.	21
(B) "Oath" includes affirmation, and "swear" includes affirm.	22
(C) "Person" includes an individual, corporation, business trust, estate, trust, partnership, and association.	23 24
(D) "Population" means that shown by the most recent regular federal census.	25 26
(E) "Property" means real and personal property.	27
(F) "Rule" includes regulation.	28
(G) "State," when applied to a part of the United States, includes any state, district, commonwealth, territory, insular possession thereof, and any area subject to the legislative authority of the United States of America. "This state" or "the state" means the state of Ohio.	29 30 31 32 33
(H) "United States" includes all the states.	34
(I) "Will" includes codicil.	35
(J) "Written" or "in writing" includes any representation of words, letters, symbols, or figures; this provision does not affect any law relating to signatures.	36 37 38
<u>(K) "Internet" means the international computer network of both federal and nonfederal interoperable packet switched data networks, including the graphical subnetwork known as the world wide web.</u>	39 40 41 42
Sec. 9.08. (A) As used in this section:	43
(1) "Computer," "computer network," "computer system," "computer services," "telecommunications service," and "information service" have the same meanings as in section 2913.01 of the Revised Code.	44 45 46 47

(2) "Contractor" means either of the following: 48

(a) A person who enters into a contract under section 9.06 of 49
the Revised Code. 50

(b) A person who enters into a contract under section 9.07 of 51
the Revised Code to operate and manage a correctional facility in 52
this state for out-of-state prisoners. 53

(3) "Private correctional facility" means a correctional 54
facility that is operated by a contractor under a contract 55
pursuant to section 9.06 or 9.07 of the Revised Code. 56

~~(4) "Internet" has the same meaning as in section 341.42 of 57
the Revised Code. 58~~

(B) No officer or employee of a contractor who is operating 59
and managing a private correctional facility shall provide a 60
prisoner in the private correctional facility access to or permit 61
a prisoner in the private correctional facility to have access to 62
the internet through the use of a computer, computer network, 63
computer system, computer services, telecommunications service, or 64
information service unless both of the following apply: 65

(1) The prisoner is participating in an approved educational 66
program with direct supervision that requires the use of the 67
internet for training or research purposes. 68

(2) The provision of and access to the internet is in 69
accordance with rules promulgated by the department of 70
rehabilitation and correction pursuant to section 5120.62 of the 71
Revised Code. 72

(C)(1) No prisoner in a private correctional facility shall 73
access the internet through the use of a computer, computer 74
network, computer system, computer services, telecommunications 75
service, or information service unless both of the following 76
apply: 77

(a) The prisoner is participating in an approved educational program with direct supervision that requires the use of the internet for training or research purposes.

(b) The provision of and access to the internet is in accordance with rules promulgated by the department of rehabilitation and correction pursuant to section 5120.62 of the Revised Code.

(2) Whoever violates division (C)(1) of this section is guilty of improper internet access, a misdemeanor of the first degree.

Sec. 9.314. (A) As used in this section:

(1) "Contracting authority" has the same meaning as in section 307.92 of the Revised Code.

~~(2) "Internet" means the international computer network of both federal and nonfederal interoperable packet switched data networks, including the graphical subnetwork called the world wide web.~~

~~(3)~~ "Political subdivision" means a municipal corporation, township, county, school district, or other body corporate and politic responsible for governmental activities only in geographic areas smaller than that of the state and also includes a contracting authority.

~~(4)~~(3) "Reverse auction" means a purchasing process in which offerors submit proposals in competing to sell services or supplies in an open environment via the internet.

~~(5)~~(4) "Services" means the furnishing of labor, time, or effort by a person, not involving the delivery of a specific end product other than a report which, if provided, is merely incidental to the required performance. "Services" does not include services furnished pursuant to employment agreements or

collective bargaining agreements. 108

~~(6)~~(5) "Supplies" means all property, including, but not 109
limited to, equipment, materials, other tangible assets, and 110
insurance, but excluding real property or interests in real 111
property. 112

(B) Whenever any political subdivision that is required by 113
law to purchase services or supplies by competitive sealed bidding 114
or competitive sealed proposals determines that the use of a 115
reverse auction is advantageous to the political subdivision, the 116
political subdivision, in accordance with this section and rules 117
the political subdivision shall adopt, may purchase services or 118
supplies by reverse auction. 119

(C) A political subdivision shall solicit proposals through a 120
request for proposals. The request for proposals shall state the 121
relative importance of price and other evaluation factors. The 122
political subdivision shall give notice of the request for 123
proposals in accordance with the rules it adopts. 124

(D) As provided in the request for proposals and in the rules 125
a political subdivision adopts, and to ensure full understanding 126
of and responsiveness to solicitation requirements, the political 127
subdivision may conduct discussions with responsible offerors who 128
submit proposals determined to be reasonably susceptible of being 129
selected for award. The political subdivision shall accord 130
offerors fair and equal treatment with respect to any opportunity 131
for discussion regarding any clarification, correction, or 132
revision of their proposals. 133

(E) A political subdivision may award a contract to the 134
offeror whose proposal the political subdivision determines to be 135
the most advantageous to the political subdivision, taking into 136
consideration factors such as price and the evaluation criteria 137
set forth in the request for proposals. The contract file shall 138

contain the basis on which the award is made. 139

(F) The rules that a political subdivision adopts under this 140
section may require the provision of a performance bond, or 141
another similar form of financial security, in the amount and in 142
the form specified in the rules. 143

Sec. 101.691. (A) Either house of the general assembly or any 144
legislative agency may dispose of any excess or surplus supplies 145
that it possesses by sale, lease, donation, or other transfer, 146
including, but not limited to, sale by public auction over the 147
internet, ~~as defined in section 341.42 of the Revised Code.~~ 148
Nothing in this division prohibits either house of the general 149
assembly or a legislative agency from having the director of 150
administrative services dispose of excess or surplus supplies of 151
that house under sections 125.12 to 125.14 of the Revised Code. 152

(B) Any proceeds from sales, leases, or other transfers made 153
under division (A) of this section shall be deposited in the house 154
~~of representatives~~ reimbursement ~~special revenue~~ fund, the senate 155
reimbursement ~~special revenue~~ fund, or a legislative agency 156
special revenue fund identified by the director of the agency, as 157
appropriate. 158

Sec. 117.111. (A) If a county office uses electronic records 159
and electronic signatures under Chapter 1306. of the Revised Code, 160
the auditor of state, in conducting an audit of that office under 161
division (A) or (B) of section 117.11 of the Revised Code, shall 162
inquire into the method, accuracy, and effectiveness of any 163
security procedure adopted by that office under section 304.02 of 164
the Revised Code. 165

(B) As used in this section, "county office," "electronic," 166
"electronic record," and "electronic signature" have the same 167
meanings as in section 304.01 of the Revised Code. 168

Sec. 125.072. (A) As used in this section: 169

~~(1) "Internet" means the international computer network of 170
both federal and nonfederal interoperable packet switched data 171
networks, including the graphical subnetwork called the world wide 172
web. 173~~

~~(2) "Reverse, "reverse auction" means a purchasing process in 174
which offerors submit bids in competing to sell services or 175
supplies in an open environment via the internet. 176~~

(B) Whenever the director of administrative services 177
determines that the use of a reverse auction is advantageous to 178
the state, the director, in accordance with rules the director 179
shall adopt, may purchase services or supplies by reverse auction. 180

(C) The director, by rule, may authorize a state agency that 181
is authorized to purchase services or supplies directly to 182
purchase them by reverse auction in the same manner as this 183
section and the rules adopted under this section authorize the 184
director to do so. 185

Sec. 149.432. (A) As used in this section: 186

(1) "Library" means a library that is open to the public, 187
including any of the following: 188

(a) A library that is maintained and regulated under section 189
715.13 of the Revised Code; 190

(b) A library that is created, maintained, and regulated 191
under Chapter 3375. of the Revised Code; 192

(c) A library that is created and maintained by a public or 193
private school, college, university, or other educational 194
institution; 195

(d) A library that is created and maintained by a historical 196

or charitable organization, institution, association, or society.	197
"Library" includes the members of the governing body and the	198
employees of a library.	199
(2) "Library record" means a record in any form that is	200
maintained by a library and that contains any of the following	201
types of information:	202
(a) Information that the library requires an individual to	203
provide in order to be eligible to use library services or borrow	204
materials;	205
(b) Information that identifies an individual as having	206
requested or obtained specific materials or materials on a	207
particular subject;	208
(c) Information that is provided by an individual to assist a	209
library staff member to answer a specific question or provide	210
information on a particular subject.	211
"Library record" does not include information that does not	212
identify any individual and that is retained for the purpose of	213
studying or evaluating the use of a library and its materials and	214
services.	215
(3) Subject to division (B)(5) of this section, "patron	216
information" means personally identifiable information about an	217
individual who has used any library service or borrowed any	218
library materials.	219
(4) "Internet" has the same meaning as in section 3517.106 of	220
the Revised Code.	221
(B) A library shall not release any library record or	222
disclose any patron information except in the following	223
situations:	224
(1) If a library record or patron information pertaining to a	225
minor child is requested from a library by the minor child's	226

parent, guardian, or custodian, the library shall make that record 227
or information available to the parent, guardian, or custodian in 228
accordance with division (B) of section 149.43 of the Revised 229
Code. 230

(2) Library records or patron information shall be released 231
in the following situations: 232

(a) In accordance with a subpoena, search warrant, or other 233
court order; 234

(b) To a law enforcement officer who is acting in the scope 235
of the officer's law enforcement duties and who is investigating a 236
matter involving public safety in exigent circumstances. 237

(3) A library record or patron information shall be released 238
upon the request or with the consent of the individual who is the 239
subject of the record or information. 240

(4) Library records may be released for administrative 241
library purposes, including establishment or maintenance of a 242
system to manage the library records or to assist in the transfer 243
of library records from one records management system to another, 244
compilation of statistical data on library use, and collection of 245
fines and penalties. 246

(5) A library may release under division (B) of section 247
149.43 of the Revised Code records that document improper use of 248
the internet at the library so long as any patron information is 249
removed from those records. As used in division (B)(5) of this 250
section, "patron information" does not include information about 251
the age or gender of an individual. 252

Sec. 304.01. As used in this chapter: 253

(A) "Agreement" means the bargain of the parties in fact, as 254
found in their language or inferred from other circumstances and 255
from rules, regulations, and procedures given the effect of 256

agreements under laws otherwise applicable to a particular 257
transaction. 258

(B) "County office" means any officer, department, board, 259
commission, agency, court, or other instrumentality of a county. 260

(C) "Electronic" means relating to technology having 261
electrical, digital, magnetic, wireless, optical, electromagnetic, 262
or similar capabilities. 263

(D) "Electronic record" means a record created, generated, 264
sent, communicated, received, or stored by electronic means. 265

(E) "Electronic signature" means an electronic sound, symbol, 266
or process attached to or logically associated with a record and 267
executed or adopted by a person with the intent to sign the 268
record. 269

(F) "Information" means data, text, images, sounds, codes, 270
computer programs, software, databases, or the like. 271

(G) "Person" means an individual, corporation, business 272
trust, estate, trust, partnership, limited liability company, 273
association, joint venture, governmental agency, public 274
corporation, or other legal or commercial entity. 275

(H) "Record" means information that is inscribed on a 276
tangible medium or that is stored in an electronic or other medium 277
and is retrievable in perceivable form. 278

(I) "Transaction" means an action or set of actions occurring 279
between two or more persons relating to the conduct of business, 280
commercial, or governmental affairs. 281

Sec. 304.02. Prior to the use of electronic records and 282
electronic signatures by a county office under Chapter 1306. of 283
the Revised Code, and except as otherwise provided in section 284
955.013 of the Revised Code, a county office shall adopt, in 285

writing, a security procedure for the purpose of verifying that an 286
electronic signature, record, or performance is that of a specific 287
person or for detecting changes or errors in the information in an 288
electronic record. A security procedure includes, but is not 289
limited to, a procedure that requires the use of algorithms or 290
other codes, identifying words or numbers, encryption, or callback 291
or other acknowledgment procedures. 292

Sec. 304.03. (A) Whenever any rule or law requires or 293
authorizes the filing of any information, notice, lien, or other 294
document or record with any county office, a filing made by an 295
electronic record shall have the same force and effect as a filing 296
made on paper in all cases where the county office has authorized 297
or agreed to the electronic filing and the filing is made in 298
accordance with applicable rules or an applicable agreement. 299

(B) Nothing in this section authorizes or shall be construed 300
to authorize the use of a financial transaction device in an 301
electronic transaction for the acceptance of payments for county 302
expenses, except pursuant to section 301.28 or 955.013 of the 303
Revised Code. 304

(C) As used in this section, "financial transaction device" 305
and "county expenses" have the same meanings as in section 301.28 306
of the Revised Code. 307

Sec. 304.04. Nothing in this chapter or Chapter 1306. of the 308
Revised Code requires or shall be construed to require any county 309
office to use or permit the use of electronic records and 310
electronic signatures. 311

Sec. 307.12. (A) Except as otherwise provided in divisions 312
(B), (C), and (E) of this section, when the board of county 313
commissioners finds, by resolution, that the county has personal 314

property, including motor vehicles acquired for the use of county 315
officers and departments, and road machinery, equipment, tools, or 316
supplies, which is not needed for public use, or is obsolete or 317
unfit for the use for which it was acquired, and when the fair 318
market value of the property to be sold under this division is, in 319
the opinion of the board, in excess of two thousand five hundred 320
dollars, the board may do either of the following: 321

(1) Sell the property at public auction or by sealed bid to 322
the highest bidder. Notice of the time, place, and manner of the 323
sale shall be published in a newspaper of general circulation in 324
the county at least ten days prior to the sale, and a typewritten 325
or printed notice of the time, place, and manner of the sale shall 326
be posted at least ten days before the sale in the offices of the 327
county auditor and the board of county commissioners. 328

If a board conducts a sale of property by sealed bid, the 329
form of the bid shall be as prescribed by the board, and each bid 330
shall contain the name of the person submitting it. Bids received 331
shall be opened and tabulated at the time stated in the notice. 332
The property shall be sold to the highest bidder, except that the 333
board may reject all bids and hold another sale, by public auction 334
or sealed bid, in the manner prescribed by this section. 335

(2) Donate any motor vehicle that does not exceed four 336
thousand five hundred dollars in value to a nonprofit organization 337
exempt from federal income taxation pursuant to 26 U.S.C. 501(a) 338
and (c)(3) for the purpose of meeting the transportation needs of 339
participants in the Ohio works first program established under 340
Chapter 5107. of the Revised Code and participants in the 341
prevention, retention, and contingency program established under 342
Chapter 5108. of the Revised Code. 343

(B) When the board of county commissioners finds, by 344
resolution, that the county has personal property, including motor 345

vehicles acquired for the use of county officers and departments, 346
and road machinery, equipment, tools, or supplies, which is not 347
needed for public use, or is obsolete or unfit for the use for 348
which it was acquired, and when the fair market value of the 349
property to be sold under this division is, in the opinion of the 350
board, two thousand five hundred dollars or less, the board may 351
sell the property by private sale, without advertisement or public 352
notification. 353

Notwithstanding anything to the contrary in division (A) or 354
(C) of this section and regardless of the property's value, the 355
board may sell or donate county personal property, including motor 356
vehicles, to the federal government, the state, or any political 357
subdivision of the state without advertisement or public 358
notification. 359

(C) Notwithstanding anything to the contrary in division (A), 360
(B), or (E) of this section and regardless of the property's 361
value, the board of county commissioners may sell personal 362
property, including motor vehicles acquired for the use of county 363
officers and departments, and road machinery, equipment, tools, or 364
supplies, which is not needed for public use, or is obsolete or 365
unfit for the use for which it was acquired, by internet auction. 366
The board shall adopt, during each calendar year, a resolution 367
expressing its intent to sell that property by internet auction. 368
The resolution shall include a description of how the auctions 369
will be conducted and shall specify the number of days for bidding 370
on the property, which shall be no less than fifteen days, 371
including Saturdays, Sundays, and legal holidays. The resolution 372
shall indicate whether the county will conduct the auction or the 373
board will contract with a representative to conduct the auction 374
and shall establish the general terms and conditions of sale. If a 375
representative is known when the resolution is adopted, the 376
resolution shall provide contact information such as the 377

representative's name, address, and telephone number. 378

After adoption of the resolution, the board shall publish, in 379
a newspaper of general circulation in the county, notice of its 380
intent to sell unneeded, obsolete, or unfit county personal 381
property by internet auction. The notice shall include a summary 382
of the information provided in the resolution and shall be 383
published at least twice. The second and any subsequent notice 384
shall be published not less than ten nor more than twenty days 385
after the previous notice. A similar notice also shall be posted 386
continually throughout the calendar year in a conspicuous place in 387
the offices of the county auditor and the board of county 388
commissioners, and, if the county maintains a website on the 389
internet, the notice shall be posted continually throughout the 390
calendar year at that website. 391

When property is to be sold by internet auction, the board or 392
its representative may establish a minimum price that will be 393
accepted for specific items and may establish any other terms and 394
conditions for the particular sale, including requirements for 395
pick-up or delivery, method of payment, and sales tax. This type 396
of information shall be provided on the internet at the time of 397
the auction and may be provided before that time upon request 398
after the terms and conditions have been determined by the board 399
or its representative. 400

(D) When a county officer or department head determines that 401
county-owned personal property under the jurisdiction of the 402
officer or department head, including motor vehicles, road 403
machinery, equipment, tools, or supplies, is not of immediate 404
need, the county officer or department head may notify the board 405
of county commissioners, and the board may lease that personal 406
property to any municipal corporation, township, or other 407
political subdivision of the state. The lease shall require the 408
county to be reimbursed under terms, conditions, and fees 409

established by the board, or under contracts executed by the board. 410
411

(E) If the board of county commissioners finds, by resolution, that the county has vehicles, equipment, or machinery which is not needed, or is unfit for public use, and the board desires to sell the vehicles, equipment, or machinery to the person or firm from which it proposes to purchase other vehicles, equipment, or machinery, the board may offer to sell the vehicles, equipment, or machinery to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other vehicles, equipment, or machinery. 412
413
414
415
416
417
418
419
420

(F) If the board of county commissioners advertises for bids for the sale of new vehicles, equipment, or machinery to the county, it may include in the same advertisement a notice of the willingness of the board to accept bids for the purchase of county-owned vehicles, equipment, or machinery which is obsolete or not needed for public use, and to have the amount of those bids subtracted from the selling price of the other vehicles, equipment, or machinery as a means of determining the lowest responsible bidder. 421
422
423
424
425
426
427
428
429

(G) If a board of county commissioners determines that county personal property is not needed for public use, or is obsolete or unfit for the use for which it was acquired, and that the property has no value, the board may discard or salvage that property. 430
431
432
433

~~(H) As used in this section, "internet" means the international computer network of both federal and nonfederal interoperable packet switched data networks, including the graphical subnetwork called the world wide web.~~ 434
435
436
437

Sec. 341.42. (A) As used in this section: 438

(1) "County correctional officer" has the same meaning as in 439

section 341.41 of the Revised Code. 440

(2) "Computer," "computer network," "computer system," 441
"computer services," "telecommunications service," and 442
"information service" have the same meanings as in section 2913.01 443
of the Revised Code. 444

(3) ~~"Internet" means the international computer network of 445
both federal and nonfederal interoperable packet switched data 446
networks, including the graphical subnetwork called the world wide 447
web. 448~~

~~(4)~~ "County correctional facility" means a county jail, 449
county workhouse, minimum security jail, joint city and county 450
workhouse, municipal-county correctional center, 451
multicounty-municipal correctional center, municipal-county jail 452
or workhouse, or multicounty-municipal jail or workhouse. 453

(B) No county correctional officer shall provide a prisoner 454
access to or permit a prisoner to have access to the internet 455
through the use of a computer, computer network, computer system, 456
computer services, telecommunications service, or information 457
service unless both of the following apply: 458

(1) The prisoner is participating in an approved educational 459
program with direct supervision that requires the use of the 460
internet for training or research purposes. 461

(2) The provision of and access to the internet is in 462
accordance with rules promulgated by the department of 463
rehabilitation and correction pursuant to section 5120.62 of the 464
Revised Code. 465

(C)(1) No prisoner in a county correctional facility under 466
the control of a county shall access the internet through the use 467
of a computer, computer network, computer system, computer 468
services, telecommunications service, or information service 469
unless both of the following apply: 470

(a) The prisoner is participating in an approved educational program with direct supervision that requires the use of the internet for training or research purposes.

(b) The provision of and access to the internet is in accordance with rules promulgated by the department of rehabilitation and correction pursuant to section 5120.62 of the Revised Code.

(2) Whoever violates division (C)(1) of this section is guilty of improper internet access, a misdemeanor of the first degree.

Sec. 505.10. The board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use. When the township has property, including motor vehicles, road machinery, equipment, and tools, which the board, by resolution, finds it does not need for public use, is obsolete, or is unfit for the use for which it was acquired, the board may sell and convey that property or otherwise dispose of it in accordance with this section. Except as otherwise provided in sections 505.08, 505.101, and 505.102 of the Revised Code, the sale or other disposition of unneeded, obsolete, or unfit property shall be made in accordance with one of the following:

(A)(1) If the fair market value of property to be sold is, in the opinion of the board, in excess of two thousand five hundred dollars, the sale shall be by public auction, and the board shall publish notice of the time, place, and manner of the sale once a week for three weeks in a newspaper published, or of general circulation, in the township, the last of those publications to be at least five days before the date of sale, and shall post a typewritten or printed notice of the time, place, and manner of the sale in the office of the board for at least ten days prior to

the sale. 502

(2) If the fair market value of property to be sold is, in 503
the opinion of the board, two thousand five hundred dollars or 504
less, the board may sell the property by private sale, without 505
advertisement or public notification. 506

(3) If the board finds, by resolution, that the township has 507
motor vehicles, road machinery, equipment, or tools which are not 508
needed or are unfit for public use, and the board wishes to sell 509
the motor vehicles, road machinery, equipment, or tools to the 510
person or firm from which it proposes to purchase other motor 511
vehicles, road machinery, equipment, or tools, the board may offer 512
to sell the motor vehicles, road machinery, equipment, or tools to 513
that person or firm, and to have the selling price credited to the 514
person or firm against the purchase price of other motor vehicles, 515
road machinery, equipment, or tools. 516

(4) If the board advertises for bids for the sale of new 517
motor vehicles, road machinery, equipment, or tools to the 518
township, it may include in the same advertisement a notice of the 519
willingness of the board to accept bids for the purchase of 520
township-owned motor vehicles, road machinery, equipment, or tools 521
which are obsolete or not needed for public use, and to have the 522
amount of those bids subtracted from the selling price of the new 523
motor vehicles, road machinery, equipment, or tools, as a means of 524
determining the lowest responsible bidder. 525

(5) When a township has title to real property, the board of 526
township trustees, by resolution, may authorize the transfer and 527
conveyance of that property to any other political subdivision of 528
the state upon such terms as are agreed to between the board and 529
the legislative authority of that political subdivision. 530

(6) When a township has title to real property and the board 531
of township trustees wishes to sell or otherwise transfer the 532

property, the board, upon a unanimous vote of its members and by 533
resolution, may authorize the transfer and conveyance of that real 534
property to any person upon whatever terms are agreed to between 535
the board and that person. 536

(7) If the board of township trustees determines that 537
township personal property is not needed for public use, or is 538
obsolete or unfit for the use for which it was acquired, and that 539
the property has no value, the board may discard or salvage that 540
property. 541

(B) When the board has offered property at public auction 542
under this section and has not received an acceptable offer, the 543
board, by resolution, may enter into a contract, without 544
advertising or bidding, for the sale of that property. The 545
resolution shall specify a minimum acceptable price and the 546
minimum acceptable terms for the contract. The minimum acceptable 547
price shall not be lower than the minimum price established for 548
the public auction. 549

(C) Notwithstanding anything to the contrary in division (A) 550
or (B) of this section and regardless of the property's value, the 551
board of township trustees may sell personal property, including 552
motor vehicles, road machinery, equipment, tools, or supplies, 553
which is not needed for public use, or is obsolete or unfit for 554
the use for which it was acquired, by internet auction. The board 555
shall adopt, during each calendar year, a resolution expressing 556
its intent to sell that property by internet auction. The 557
resolution shall include a description of how the auctions will be 558
conducted and shall specify the number of days for bidding on the 559
property, which shall be no less than fifteen days, including 560
Saturdays, Sundays, and legal holidays. The resolution shall 561
indicate whether the township will conduct the auction or the 562
board will contract with a representative to conduct the auction 563
and shall establish the general terms and conditions of sale. If a 564

representative is known when the resolution is adopted, the 565
resolution shall provide contact information such as the 566
representative's name, address, and telephone number. 567

After adoption of the resolution, the board shall publish, in 568
a newspaper of general circulation in the township, notice of its 569
intent to sell unneeded, obsolete, or unfit township personal 570
property by internet auction. The notice shall include a summary 571
of the information provided in the resolution and shall be 572
published at least twice. The second and any subsequent notice 573
shall be published not less than ten nor more than twenty days 574
after the previous notice. A clerk also shall post a similar 575
notice throughout the calendar year in a conspicuous place in the 576
board's office, and, if the township maintains a website on the 577
internet, the notice shall be posted continually throughout the 578
calendar year at that website. 579

When property is to be sold by internet auction, the board or 580
its representative may establish a minimum price that will be 581
accepted for specific items and may establish any other terms and 582
conditions for the particular sale, including requirements for 583
pick-up or delivery, method of payment, and sales tax. This type 584
of information shall be provided on the internet at the time of 585
the auction and may be provided before that time upon request 586
after the terms and conditions have been determined by the board 587
or its representative. 588

~~As used in this section, "internet" means the international 589
computer network of both federal and nonfederal interoperable 590
packet switched data networks, including the graphical subnetwork 591
called the world wide web. 592~~

Sec. 718.07. ~~As used in this section, "internet" means the 593
international computer network of both federal and nonfederal 594
interoperable packet switched data networks, including the 595~~

~~graphical subnetwork known as the world wide web.~~ 596

On and after January 1, 2002, each municipal corporation that 597
imposes a tax on income shall make electronic versions of any 598
rules or ordinances governing the tax available to the public 599
through the internet, including, but not limited to, ordinances or 600
rules governing the rate of tax; payment and withholding of taxes; 601
filing any prescribed returns, reports, or other documents; dates 602
for filing or paying taxes, including estimated taxes; penalties, 603
interest, assessment, and other collection remedies; rights of 604
taxpayers to appeal; and procedures for filing appeals. On and 605
after that date, any municipal corporation that requires taxpayers 606
to file income tax returns, reports, or other documents shall make 607
blanks of such returns, reports, or documents, and any 608
instructions pertaining thereto, available to the public 609
electronically through the internet. Electronic versions of rules, 610
ordinances, blanks, and instructions shall be made available 611
either by posting them on the electronic site established by the 612
tax commissioner under section 5703.49 of the Revised Code or by 613
posting them on an electronic site established by the municipal 614
corporation that is accessible through the internet. If a 615
municipal corporation establishes such an electronic site, the 616
municipal corporation shall incorporate an electronic link between 617
that site and the site established pursuant to section 5703.49 of 618
the Revised Code, and shall provide to the tax commissioner the 619
uniform resource locator of the site established pursuant to this 620
division. 621

Sec. 721.15. (A) Personal property not needed for municipal 622
purposes, the estimated value of which is less than one thousand 623
dollars, may be sold by the board or officer having supervision or 624
management of that property. If the estimated value of that 625
property is one thousand dollars or more, it shall be sold only 626

when authorized by an ordinance of the legislative authority of 627
the municipal corporation and approved by the board, officer, or 628
director having supervision or management of that property. When 629
so authorized, the board, officer, or director shall make a 630
written contract with the highest and best bidder after 631
advertisement for not less than two or more than four consecutive 632
weeks in a newspaper of general circulation within the municipal 633
corporation, or with a board of county commissioners upon such 634
lawful terms as are agreed upon, as provided by section 721.27 of 635
the Revised Code. 636

(B) When the legislative authority finds, by resolution, that 637
the municipal corporation has vehicles, equipment, or machinery 638
which is obsolete, or is not needed or is unfit for public use, 639
that the municipal corporation has need of other vehicles, 640
equipment, or machinery of the same type, and that it will be in 641
the best interest of the municipal corporation that the sale of 642
obsolete, unneeded, or unfit vehicles, equipment, or machinery be 643
made simultaneously with the purchase of the new vehicles, 644
equipment, or machinery of the same type, the legislative 645
authority may offer to sell, or authorize a board, officer, or 646
director of the municipal corporation having supervision or 647
management of the property to offer to sell, those vehicles, 648
equipment, or machinery and to have the selling price credited 649
against the purchase price of other vehicles, equipment, or 650
machinery and to consummate the sale and purchase by a single 651
contract with the lowest and best bidder to be determined by 652
subtracting from the selling price of the vehicles, equipment, or 653
machinery to be purchased by the municipal corporation the 654
purchase price offered for the municipally-owned vehicles, 655
equipment, or machinery. When the legislative authority or the 656
authorized board, officer, or director of a municipal corporation 657
advertises for bids for the sale of new vehicles, equipment, or 658

machinery to the municipal corporation, they may include in the 659
same advertisement a notice of willingness to accept bids for the 660
purchase of municipally-owned vehicles, equipment, or machinery 661
which is obsolete, or is not needed or is unfit for public use, 662
and to have the amount of those bids subtracted from the selling 663
price as a means of determining the lowest and best bidder. 664

(C) If the legislative authority of the municipal corporation 665
determines that municipal personal property is not needed for 666
public use, or is obsolete or unfit for the use for which it was 667
acquired, and that the property has no value, the legislative 668
authority may discard or salvage that property. 669

(D) Notwithstanding anything to the contrary in division (A) 670
or (B) of this section and regardless of the property's value, the 671
legislative authority of a municipal corporation may sell personal 672
property, including motor vehicles acquired for the use of 673
municipal officers and departments, and road machinery, equipment, 674
tools, or supplies, which is not needed for public use, or is 675
obsolete or unfit for the use for which it was acquired, by 676
internet auction. The legislative authority shall adopt, during 677
each calendar year, a resolution expressing its intent to sell 678
that property by internet auction. The resolution shall include a 679
description of how the auctions will be conducted and shall 680
specify the number of days for bidding on the property, which 681
shall be no less than fifteen days, including Saturdays, Sundays, 682
and legal holidays. The resolution shall indicate whether the 683
municipal corporation will conduct the auction or the legislative 684
authority will contract with a representative to conduct the 685
auction and shall establish the general terms and conditions of 686
sale. If a representative is known when the resolution is adopted, 687
the resolution shall provide contact information such as the 688
representative's name, address, and telephone number. 689

After adoption of the resolution, the legislative authority 690

shall publish, in a newspaper of general circulation in the 691
municipal corporation, notice of its intent to sell unneeded, 692
obsolete, or unfit municipal personal property by internet 693
auction. The notice shall include a summary of the information 694
provided in the resolution and shall be published at least twice. 695
The second and any subsequent notice shall be published not less 696
than ten nor more than twenty days after the previous notice. A 697
similar notice also shall be posted continually throughout the 698
calendar year in a conspicuous place in the offices of the village 699
clerk or city auditor, and the legislative authority, and, if the 700
municipal corporation maintains a website on the internet, the 701
notice shall be posted continually throughout the calendar year at 702
that website. 703

When the property is to be sold by internet auction, the 704
legislative authority or its representative may establish a 705
minimum price that will be accepted for specific items and may 706
establish any other terms and conditions for the particular sale, 707
including requirements for pick-up or delivery, method of payment, 708
and sales tax. This type of information shall be provided on the 709
internet at the time of the auction and may be provided before 710
that time upon request after the terms and conditions have been 711
determined by the legislative authority or its representative. 712

~~As used in this section, "internet" means the international 713
computer network of both federal and nonfederal interoperable 714
packet switched data networks, including the graphical subnetwork 715
called the world wide web. 716~~

Sec. 753.32. (A) As used in this section: 717

(1) "Municipal correctional officer" has the same meaning as 718
in section 753.31 of the Revised Code. 719

(2) "Computer," "computer network," "computer system," 720
"computer services," "telecommunications service," and 721

"information service" have the same meanings as in section 2913.01 722
of the Revised Code. 723

~~(3) "Internet" has the same meaning as in section 341.42 of 724
the Revised Code. 725~~

~~(4) "Municipal correctional facility" means a municipal jail, 726
municipal workhouse, minimum security jail, joint city and county 727
workhouse, municipal-county correctional center, 728
multicounty-municipal correctional center, municipal-county jail 729
or workhouse, or multicounty-municipal jail or workhouse. 730~~

(B) No municipal correctional officer shall provide a 731
prisoner access to or permit a prisoner to have access to the 732
internet through the use of a computer, computer network, computer 733
system, computer services, telecommunications service, or 734
information service unless both of the following apply: 735

(1) The prisoner is participating in an approved educational 736
program with direct supervision that requires the use of the 737
internet for training or research purposes. 738

(2) The provision of and access to the internet is in 739
accordance with rules promulgated by the department of 740
rehabilitation and correction pursuant to section 5120.62 of the 741
Revised Code. 742

(C)(1) No prisoner in a municipal correctional facility under 743
the control of a municipal corporation shall access the internet 744
through the use of a computer, computer network, computer system, 745
computer services, telecommunications service, or information 746
service unless both of the following apply: 747

(a) The prisoner is participating in an approved educational 748
program with direct supervision that requires the use of the 749
internet for training or research purposes. 750

(b) The provision of and access to the internet is in 751

accordance with rules promulgated by the department of 752
rehabilitation and correction pursuant to section 5120.62 of the 753
Revised Code. 754

(2) Whoever violates division (C)(1) of this section is 755
guilty of improper internet access, a misdemeanor of the first 756
degree. 757

Sec. 955.013. (A) As used in this section: 758

~~(1) "Financial, "financial~~ transaction device" has the same 759
meaning as in section 301.28 of the Revised Code. 760

~~(2) "Internet" means the international computer network of 761
both federal and nonfederal interoperable packet switched data 762
networks, including the graphical subnetwork called the world wide 763
web. 764~~

(B) A county auditor may establish procedures and take 765
actions that are necessary to allow for either or both of the 766
following: 767

(1) The registration of dogs and kennels under this chapter 768
via the internet; 769

(2) The payment of dog and kennel registration fees under 770
this chapter by financial transaction devices, including payment 771
by financial transaction devices via the internet. 772

Sec. 1306.16. (A) A provision of a nonelectronic contract 773
involving a consumer and to which a state agency or a county 774
office is not a party that authorizes the conducting of a 775
transaction or any part of a transaction by electronic means is 776
unenforceable against the consumer, unless the consumer separately 777
signs the provision. 778

(B) A consumer's agreement to conduct a transaction or a part 779
of a transaction electronically shall not be inferred solely from 780

the fact that the consumer has used electronic means to pay an 781
account or register a purchase or warranty. 782

(C) Divisions (A) and (B) of this section apply to every 783
transaction described in those divisions notwithstanding any other 784
provision of ~~sections 1306.01 to 1306.23 of the Revised Code~~ this 785
chapter. This section shall not be varied by agreement. 786

(D) For purposes of this section, ~~both of the following~~ 787
~~apply~~: 788

(1) "Consumer" means an individual who is involved in a 789
transaction primarily for personal, family, or household purposes. 790

(2) "State agency" means every organized body, office, or 791
agency established by the laws of the state for the exercise of 792
any function of state government. 793

(3) "County office" means any officer, department, board, 794
commission, agency, court, or other instrumentality of a county. 795

Sec. 2307.64. (A) As used in this section: 796

(1) "Advertisement" has the same meaning as in section 797
4931.55 of the Revised Code. 798

(2) "Computer," "computer network," "computer program," 799
"computer services," and "telecommunications device" have the same 800
meanings as in section 2913.01 of the Revised Code. 801

(3) "Electronic mail" means an electronic message that is 802
transmitted between two or more telecommunications devices or 803
electronic devices capable of receiving electronic messages, 804
whether or not the message is converted to hard copy format after 805
receipt, and whether or not the message is viewed upon the 806
transmission or stored for later retrieval. "Electronic mail" 807
includes electronic messages that are transmitted through a local, 808
regional, or global computer network. 809

(4) "Electronic mail advertisement" means electronic mail 810
containing an advertisement. 811

(5) "Electronic mail service provider" means any person that 812
is an intermediary in sending and receiving electronic mail and 813
that provides to users of electronic mail services the ability to 814
send or receive electronic mail. "Electronic mail service 815
provider" includes an internet service provider. 816

~~(6) "Internet" has the same meaning as in section 341.42 of 817
the Revised Code. 818~~

~~(7)~~ "Originating address" means the string of characters used 819
to specify the source of any electronic mail message. 820

~~(8)~~(7) "Person" has the same meaning as in section 1.59 of 821
the Revised Code, but when a person is not an individual, the 822
person responsible for transmitting or causing to be transmitted 823
an electronic mail advertisement is the particular division of the 824
partnership, corporation, or other business entity actually 825
responsible for the transmission of the electronic mail 826
advertisement. 827

~~(9)~~(8) "Pre-existing business relationship" means that there 828
was a business transaction between the initiator and the recipient 829
of a commercial electronic mail message during the five-year 830
period preceding the receipt of that message. A pre-existing 831
business relationship includes a transaction involving the free 832
provision of information, goods, or services requested by the 833
recipient. A pre-existing business relationship does not exist 834
after a recipient requests to be removed from the distribution 835
lists of an initiator pursuant to division (B) of this section and 836
a reasonable amount of time has expired since that request. 837

~~(10)~~(9) "Receiving address" means the string of characters 838
used to specify a recipient with each receiving address creating a 839
unique and separate recipient. 840

~~(11)~~(10) "Recipient" means a person who receives an 841
electronic mail advertisement at any one of the following 842
receiving addresses: 843

(a) A receiving address furnished by an electronic mail 844
service provider that bills for furnishing and maintaining that 845
receiving address to a mailing address within this state; 846

(b) A receiving address ordinarily accessed from a computer 847
located within this state; 848

(c) A receiving address ordinarily accessed by a person 849
domiciled within this state; 850

(d) Any other receiving address with respect to which the 851
obligations imposed by this section can be imposed consistent with 852
the United States Constitution. 853

(B)(1) Except as otherwise provided in division (B)(3) of 854
this section, a person that transmits or causes to be transmitted 855
to a recipient an electronic mail advertisement shall clearly and 856
conspicuously provide to the recipient, within the body of the 857
electronic mail advertisement, both of the following: 858

(a) The person's name and complete residence or business 859
address and the electronic mail address of the person transmitting 860
the electronic mail advertisement; 861

(b) A notice that the recipient may decline to receive from 862
the person transmitting or causing to be transmitted the 863
electronic mail advertisement any additional electronic mail 864
advertisements and a detailed procedure for declining to receive 865
any additional electronic mail advertisements at no cost. The 866
notice shall be of the same size of type as the majority of the 867
text of the message and shall not require that the recipient 868
provide any information other than the receiving address. 869

(2) If the recipient of an electronic mail advertisement uses 870

the procedure contained in the notice described in division 871
(B)(1)(b) of this section to decline to receive any additional 872
electronic mail advertisements, the person that transmitted or 873
caused to be transmitted the original electronic mail 874
advertisement, within a reasonable period of time, shall cease 875
transmitting or causing to be transmitted to the receiving address 876
any additional electronic mail advertisements. 877

(3) A person does not violate division (B) of this section if 878
the person transmits or causes to be transmitted to the recipient 879
an electronic mail advertisement when any of the following apply: 880

(a) The person has a pre-existing business or personal 881
relationship with the recipient. 882

(b) The recipient has consented or has agreed as a condition 883
of service to receive the electronic mail advertisement. 884

(c) The recipient receives the electronic mail advertisement 885
because another recipient forwarded the advertisement to that 886
recipient via an internet web site or another recipient made a 887
direct referral of that recipient to receive the advertisement. 888

(C) No person shall use a computer, a computer network, or 889
the computer services of an electronic mail service provider to 890
transmit an electronic mail advertisement in contravention of the 891
authority granted by, or in violation of the policies related to 892
electronic mail advertisements set by, the electronic mail service 893
provider if the electronic mail service provider has provided the 894
person notice of those policies. For the purposes of this 895
division, notice of those policies shall be deemed sufficient if 896
an electronic mail service provider maintains an easily accessible 897
web page containing its policies regarding electronic mail 898
advertisements and can demonstrate that notice was supplied via 899
electronic means between the sending and receiving computers. 900

(D) No electronic mail service provider shall be liable for 901

transmitting another person's electronic mail advertisement 902
through its service in violation of this section, or shall be 903
liable for any action it voluntarily takes in good faith to block 904
the receipt or transmission through its service of any electronic 905
mail advertisement that it believes is, or will be sent, in 906
violation of this section. 907

(E) A recipient of an electronic mail advertisement 908
transmitted in violation of division (B) of this section may bring 909
a civil action against a person who transmitted that advertisement 910
or caused it to be transmitted. In that action, the recipient may 911
recover the following: 912

(1) One hundred dollars for each violation, not to exceed a 913
total of fifty thousand dollars; 914

(2) Reasonable attorney's fees, court costs, and other costs 915
of bringing the action. 916

(F) An electronic mail service provider whose authority or 917
policy has been contravened in violation of division (C) of this 918
section may bring a civil action against a person who transmitted 919
that advertisement or caused it to be transmitted. In that action, 920
the electronic mail service provider may recover the following: 921

(1)(a) Fifty dollars for each violation of division (C) of 922
this section, not to exceed fifty thousand dollars; 923

(b) If a violation of division (C) of this section is a 924
willful or knowing violation, the court may increase the amount 925
recoverable to an amount not to exceed five hundred thousand 926
dollars. 927

(c) If a violation of division (C) of this section is 928
accompanied by a violation of division (H) of this section, there 929
shall be no limit on the amount that may be recovered pursuant to 930
this section. 931

(2) Reasonable attorney's fees, court costs, and other costs 932
of bringing the action. 933

(G) In addition to any recovery that is allowed under 934
divisions (E) or (F) of this section, the recipient of an 935
electronic mail advertisement transmitted in violation of division 936
(B) of this section or the electronic mail service provider of an 937
advertisement transmitted in violation of division (C) of this 938
section may apply to the court of common pleas of the county in 939
which the recipient resides or the service provider is located for 940
an order enjoining the person who transmitted or caused to be 941
transmitted that electronic mail advertisement from transmitting 942
or causing to be transmitted to the recipient any additional 943
electronic mail advertisement. 944

(H) No person shall use a computer, a computer network, a 945
computer program, or the computer services of an electronic mail 946
service provider with the intent to forge an originating address 947
or other routing information, in any manner, in connection with 948
the transmission of an electronic mail advertisement through or 949
into the network of an electronic mail service provider or its 950
subscribers. Each use of a computer, a computer network, a 951
computer program, or the computer services of an electronic mail 952
service provider in violation of this division constitutes a 953
separate offense. A person who violates this division is guilty of 954
forgery under section 2913.31 of the Revised Code. 955

Sec. 3517.10. (A) Except as otherwise provided in this 956
division, every campaign committee, political action committee, 957
legislative campaign fund, political party, and political 958
contributing entity that made or received a contribution or made 959
an expenditure in connection with the nomination or election of 960
any candidate or in connection with any ballot issue or question 961
at any election held or to be held in this state shall file, on a 962

form prescribed under this section, by electronic means of 963
transmission as provided in this section and section 3517.106 of 964
the Revised Code, or, until March 1, 2004, on computer disk as 965
provided in section 3517.106 of the Revised Code, a full, true, 966
and itemized statement, made under penalty of election 967
falsification, setting forth in detail the contributions and 968
expenditures, no later than four p.m. of the following dates: 969

(1) The twelfth day before the election to reflect 970
contributions received and expenditures made from the close of 971
business on the last day reflected in the last previously filed 972
statement, if any, to the close of business on the twentieth day 973
before the election; 974

(2) The thirty-eighth day after the election to reflect the 975
contributions received and expenditures made from the close of 976
business on the last day reflected in the last previously filed 977
statement, if any, to the close of business on the seventh day 978
before the filing of the statement; 979

(3) The last business day of January of every year to reflect 980
the contributions received and expenditures made from the close of 981
business on the last day reflected in the last previously filed 982
statement, if any, to the close of business on the last day of 983
December of the previous year. 984

A campaign committee shall only be required to file the 985
statements prescribed under divisions (A)(1) and (2) of this 986
section in connection with the nomination or election of the 987
committee's candidate. 988

The statement required under division (A)(1) of this section 989
shall not be required of any campaign committee, political action 990
committee, legislative campaign fund, political party, or 991
political contributing entity that has received contributions of 992
less than one thousand dollars and has made expenditures of less 993

than one thousand dollars at the close of business on the 994
twentieth day before the election. Those contributions and 995
expenditures shall be reported in the statement required under 996
division (A)(2) of this section. 997

If an election to select candidates to appear on the general 998
election ballot is held within sixty days before a general 999
election, the campaign committee of a successful candidate in the 1000
earlier election may file the statement required by division 1001
(A)(1) of this section for the general election instead of the 1002
statement required by division (A)(2) of this section for the 1003
earlier election if the pregeneral election statement reflects the 1004
status of contributions and expenditures for the period twenty 1005
days before the earlier election to twenty days before the general 1006
election. 1007

If a person becomes a candidate less than twenty days before 1008
an election, the candidate's campaign committee is not required to 1009
file the statement required by division (A)(1) of this section. 1010

No statement under division (A)(3) of this section shall be 1011
required for any year in which a campaign committee, political 1012
action committee, legislative campaign fund, political party, or 1013
political contributing entity is required to file a postgeneral 1014
election statement under division (A)(2) of this section. However, 1015
such a statement may be filed, at the option of the campaign 1016
committee, political action committee, legislative campaign fund, 1017
political party, or political contributing entity. 1018

No statement under division (A)(3) of this section shall be 1019
required if the campaign committee, political action committee, 1020
legislative campaign fund, political party, or political 1021
contributing entity has no contributions that it has received and 1022
no expenditures that it has made since the last date reflected in 1023
its last previously filed statement. However, the campaign 1024
committee, political action committee, legislative campaign fund, 1025

political party, or political contributing entity shall file a 1026
statement to that effect, on a form prescribed under this section 1027
and made under penalty of election falsification, on the date 1028
required in division (A)(3) of this section. 1029

The campaign committee of a statewide candidate shall file a 1030
monthly statement of contributions received during each of the 1031
months of July, August, and September in the year of the general 1032
election in which the candidate seeks office. The campaign 1033
committee of a statewide candidate shall file the monthly 1034
statement not later than three business days after the last day of 1035
the month covered by the statement. During the period beginning on 1036
the nineteenth day before the general election in which a 1037
statewide candidate seeks election to office and extending through 1038
the day of that general election, each time the campaign committee 1039
of the joint candidates for the offices of governor and lieutenant 1040
governor or of a candidate for the office of secretary of state, 1041
auditor of state, treasurer of state, or attorney general receives 1042
a contribution from a contributor that causes the aggregate amount 1043
of contributions received from that contributor during that period 1044
to equal or exceed two thousand five hundred dollars and each time 1045
the campaign committee of a candidate for the office of chief 1046
justice or justice of the supreme court receives a contribution 1047
from a contributor that causes the aggregate amount of 1048
contributions received from that contributor during that period to 1049
exceed five hundred dollars, the campaign committee shall file a 1050
two-business-day statement reflecting that contribution. During 1051
the period beginning on the nineteenth day before a primary 1052
election in which a candidate for statewide office seeks 1053
nomination to office and extending through the day of that primary 1054
election, each time either the campaign committee of a statewide 1055
candidate in that primary election that files a notice under 1056
division (C)(1) of section 3517.103 of the Revised Code or the 1057
campaign committee of a statewide candidate in that primary 1058

election to which, in accordance with division (D) of section 1059
3517.103 of the Revised Code, the contribution limitations 1060
prescribed in section 3517.102 of the Revised Code no longer apply 1061
receives a contribution from a contributor that causes the 1062
aggregate amount of contributions received from that contributor 1063
during that period to exceed two thousand five hundred dollars, 1064
the campaign committee shall file a two-business-day statement 1065
reflecting that contribution. Contributions reported on a 1066
two-business-day statement required to be filed by a campaign 1067
committee of a statewide candidate in a primary election shall 1068
also be included in the postprimary election statement required to 1069
be filed by that campaign committee under division (A)(2) of this 1070
section. A two-business-day statement required by this paragraph 1071
shall be filed not later than two business days after receipt of 1072
the contribution. The statements required by this paragraph shall 1073
be filed in addition to any other statements required by this 1074
section. 1075

Subject to the secretary of state having implemented, tested, 1076
and verified the successful operation of any system the secretary 1077
of state prescribes pursuant to divisions (C)(6)(b) and (D)(6) of 1078
this section and division (H)(1) of section 3517.106 of the 1079
Revised Code for the filing of campaign finance statements by 1080
electronic means of transmission, a campaign committee of a 1081
statewide candidate shall file a two-business-day statement under 1082
the preceding paragraph by electronic means of transmission if the 1083
campaign committee is required to file a preelection, 1084
postelection, or monthly statement of contributions and 1085
expenditures by electronic means of transmission under this 1086
section or section 3517.106 of the Revised Code. 1087

If a campaign committee or political action committee has no 1088
balance on hand and no outstanding obligations and desires to 1089
terminate itself, it shall file a statement to that effect, on a 1090

form prescribed under this section and made under penalty of 1091
election falsification, with the official with whom it files a 1092
statement under division (A) of this section after filing a final 1093
statement of contributions and a final statement of expenditures, 1094
if contributions have been received or expenditures made since the 1095
period reflected in its last previously filed statement. 1096

(B) Except as otherwise provided in division (C)(7) of this 1097
section, each statement required by division (A) of this section 1098
shall contain the following information: 1099

(1) The full name and address of each campaign committee, 1100
political action committee, legislative campaign fund, political 1101
party, or political contributing entity, including any treasurer 1102
of the committee, fund, party, or entity, filing a contribution 1103
and expenditure statement; 1104

(2)(a) In the case of a campaign committee, the candidate's 1105
full name and address; 1106

(b) In the case of a political action committee, the 1107
registration number assigned to the committee under division 1108
(D)(1) of this section. 1109

(3) The date of the election and whether it was or will be a 1110
general, primary, or special election; 1111

(4) A statement of contributions received, which shall 1112
include the following information: 1113

(a) The month, day, and year of the contribution; 1114

(b)(i) The full name and address of each person, political 1115
party, campaign committee, legislative campaign fund, political 1116
action committee, or political contributing entity from whom 1117
contributions are received and the registration number assigned to 1118
the political action committee under division (D)(1) of this 1119
section. The requirement of filing the full address does not apply 1120

to any statement filed by a state or local committee of a 1121
political party, to a finance committee of such committee, or to a 1122
committee recognized by a state or local committee as its 1123
fund-raising auxiliary. Notwithstanding division (F)(1) of this 1124
section, the requirement of filing the full address shall be 1125
considered as being met if the address filed is the same address 1126
the contributor provided under division (E)(1) of this section. 1127

(ii) If a campaign committee of a statewide candidate or 1128
candidate for the office of member of the general assembly 1129
receives a contribution from an individual that exceeds one 1130
hundred dollars, the name of the individual's current employer, if 1131
any, or, if the individual is self-employed, the individual's 1132
occupation; 1133

(iii) If a campaign committee of a statewide candidate or 1134
candidate for the office of member of the general assembly 1135
receives a contribution transmitted pursuant to section 3599.031 1136
of the Revised Code from amounts deducted from the wages and 1137
salaries of two or more employees that exceeds in the aggregate 1138
one hundred dollars during any one filing period under division 1139
(A)(1), (2), or (3) of this section, the full name of the 1140
employees' employer and the full name of the labor organization of 1141
which the employees are members, if any. 1142

(c) A description of the contribution received, if other than 1143
money; 1144

(d) The value in dollars and cents of the contribution; 1145

(e) A separately itemized account of all contributions and 1146
expenditures regardless of the amount, except a receipt of a 1147
contribution from a person in the sum of twenty-five dollars or 1148
less at one social or fund-raising activity and a receipt of a 1149
contribution transmitted pursuant to section 3599.031 of the 1150
Revised Code from amounts deducted from the wages and salaries of 1151

employees if the contribution from the amount deducted from the 1152
wages and salary of any one employee is twenty-five dollars or 1153
less aggregated in a calendar year. An account of the total 1154
contributions from each social or fund-raising activity shall 1155
include a description of and the value of each in-kind 1156
contribution received at that activity from any person who made 1157
one or more such contributions whose aggregate value exceeded two 1158
hundred fifty dollars and shall be listed separately, together 1159
with the expenses incurred and paid in connection with that 1160
activity. A campaign committee, political action committee, 1161
legislative campaign fund, political party, or political 1162
contributing entity shall keep records of contributions from each 1163
person in the amount of twenty-five dollars or less at one social 1164
or fund-raising activity and contributions from amounts deducted 1165
under section 3599.031 of the Revised Code from the wages and 1166
salary of each employee in the amount of twenty-five dollars or 1167
less aggregated in a calendar year. No continuing association that 1168
is recognized by a state or local committee of a political party 1169
as an auxiliary of the party and that makes a contribution from 1170
funds derived solely from regular dues paid by members of the 1171
auxiliary shall be required to list the name or address of any 1172
members who paid those dues. 1173

Contributions that are other income shall be itemized 1174
separately from all other contributions. The information required 1175
under division (B)(4) of this section shall be provided for all 1176
other income itemized. As used in this paragraph, "other income" 1177
means a loan, investment income, or interest income. 1178

(f) In the case of a campaign committee of a state elected 1179
officer, if a person doing business with the state elected officer 1180
in the officer's official capacity makes a contribution to the 1181
campaign committee of that officer, the information required under 1182
division (B)(4) of this section in regard to that contribution, 1183

which shall be filed together with and considered a part of the 1184
committee's statement of contributions as required under division 1185
(A) of this section but shall be filed on a separate form provided 1186
by the secretary of state. As used in division (B)(4)(f) of this 1187
section: 1188

(i) "State elected officer" has the same meaning as in 1189
section 3517.092 of the Revised Code. 1190

(ii) "Person doing business" means a person or an officer of 1191
an entity who enters into one or more contracts with a state 1192
elected officer or anyone authorized to enter into contracts on 1193
behalf of that officer to receive payments for goods or services, 1194
if the payments total, in the aggregate, more than five thousand 1195
dollars during a calendar year. 1196

(5) A statement of expenditures which shall include the 1197
following information: 1198

(a) The month, day, and year of the expenditure; 1199

(b) The full name and address of each person, political 1200
party, campaign committee, legislative campaign fund, political 1201
action committee, or political contributing entity to whom the 1202
expenditure was made and the registration number assigned to the 1203
political action committee under division (D)(1) of this section; 1204

(c) The object or purpose for which the expenditure was made; 1205

(d) The amount of each expenditure. 1206

(C)(1) The statement of contributions and expenditures shall 1207
be signed by the person completing the form. If a statement of 1208
contributions and expenditures is filed by electronic means of 1209
transmission pursuant to this section or section 3517.106 of the 1210
Revised Code, the electronic signature of the person who executes 1211
the statement and transmits the statement by electronic means of 1212
transmission, as provided in division (H) of section 3517.106 of 1213

the Revised Code, shall be attached to or associated with the 1214
statement and shall be binding on all persons and for all purposes 1215
under the campaign finance reporting law as if the signature had 1216
been handwritten in ink on a printed form. 1217

(2) The person filing the statement, under penalty of 1218
election falsification, shall include with it a list of each 1219
anonymous contribution, the circumstances under which it was 1220
received, and the reason it cannot be attributed to a specific 1221
donor. 1222

(3) Each statement of a campaign committee of a candidate who 1223
holds public office shall contain a designation of each 1224
contributor who is an employee in any unit or department under the 1225
candidate's direct supervision and control. In a space provided in 1226
the statement, the person filing the statement shall affirm that 1227
each such contribution was voluntarily made. 1228

(4) A campaign committee that did not receive contributions 1229
or make expenditures in connection with the nomination or election 1230
of its candidate shall file a statement to that effect, on a form 1231
prescribed under this section and made under penalty of election 1232
falsification, on the date required in division (A)(2) of this 1233
section. 1234

(5) The campaign committee of any person who attempts to 1235
become a candidate and who, for any reason, does not become 1236
certified in accordance with Title XXXV of the Revised Code for 1237
placement on the official ballot of a primary, general, or special 1238
election to be held in this state, and who, at any time prior to 1239
or after an election, receives contributions or makes 1240
expenditures, or has given consent for another to receive 1241
contributions or make expenditures, for the purpose of bringing 1242
about the person's nomination or election to public office, shall 1243
file the statement or statements prescribed by this section and a 1244
termination statement, if applicable. This paragraph does not 1245

apply to any person with respect to an election to the offices of 1246
member of a county or state central committee, presidential 1247
elector, or delegate to a national convention or conference of a 1248
political party. 1249

(6)(a) The statements required to be filed under this section 1250
shall specify the balance in the hands of the campaign committee, 1251
political action committee, legislative campaign fund, political 1252
party, or political contributing entity and the disposition 1253
intended to be made of that balance. 1254

(b) The secretary of state shall prescribe the form for all 1255
statements required to be filed under this section and shall 1256
furnish the forms to the boards of elections in the several 1257
counties. The boards of elections shall supply printed copies of 1258
those forms without charge. The secretary of state shall prescribe 1259
the appropriate methodology, protocol, and data file structure for 1260
statements required or permitted to be filed by electronic means 1261
of transmission under division (A) of this section and divisions 1262
(E), (F), and (G) of section 3517.106 of the Revised Code and for 1263
statements permitted to be filed on computer disk under division 1264
(F) of section 3517.106 of the Revised Code. Subject to division 1265
(A) of this section and divisions (E), (F), and (G) of section 1266
3517.106 of the Revised Code, the statements required to be stored 1267
on computer by the secretary of state under division (B) of 1268
section 3517.106 of the Revised Code shall be filed in whatever 1269
format the secretary of state considers necessary to enable the 1270
secretary of state to store the information contained in the 1271
statements on computer. Any such format shall be of a type and 1272
nature that is readily available to whoever is required to file 1273
the statements in that format. 1274

(c) The secretary of state shall assess the need for training 1275
regarding the filing of campaign finance statements by electronic 1276
means of transmission and regarding associated technologies for 1277

candidates, campaign committees, political action committees, 1278
legislative campaign funds, political parties, political 1279
contributing entities, or individuals, partnerships, or other 1280
entities required or permitted to file statements by electronic 1281
means of transmission under this section or section 3517.105 or 1282
3517.106 of the Revised Code. If, in the opinion of the secretary 1283
of state, training in these areas is necessary, the secretary of 1284
state shall arrange for the provision of voluntary training 1285
programs for candidates, campaign committees, political action 1286
committees, legislative campaign funds, political parties, 1287
political contributing entities, and individuals, partnerships, 1288
and other entities. 1289

(7) Each monthly statement and each two-business-day 1290
statement required by division (A) of this section shall contain 1291
the information required by divisions (B)(1) to (4), (C)(2), and, 1292
if appropriate, (C)(3) of this section. Each statement shall be 1293
signed as required by division (C)(1) of this section. 1294

(D)(1) Prior to receiving a contribution or making an 1295
expenditure, every campaign committee, political action committee, 1296
legislative campaign fund, political party, or political 1297
contributing entity shall appoint a treasurer and shall file, on a 1298
form prescribed by the secretary of state, a designation of that 1299
appointment, including the full name and address of the treasurer 1300
and of the campaign committee, political action committee, 1301
legislative campaign fund, political party, or political 1302
contributing entity. That designation shall be filed with the 1303
official with whom the campaign committee, political action 1304
committee, legislative campaign fund, political party, or 1305
political contributing entity is required to file statements under 1306
section 3517.11 of the Revised Code. The name of a campaign 1307
committee shall include at least the last name of the campaign 1308
committee's candidate. The secretary of state shall assign a 1309

registration number to each political action committee that files 1310
a designation of the appointment of a treasurer under division 1311
(D)(1) of this section if the political action committee is 1312
required by division (A)(1) of section 3517.11 of the Revised Code 1313
to file the statements prescribed by this section with the 1314
secretary of state. 1315

(2) The treasurer appointed under division (D)(1) of this 1316
section shall keep a strict account of all contributions, from 1317
whom received and the purpose for which they were disbursed. 1318

(3)(a) Except as otherwise provided in section 3517.108 of 1319
the Revised Code, a campaign committee shall deposit all monetary 1320
contributions received by the committee into an account separate 1321
from a personal or business account of the candidate or campaign 1322
committee. 1323

(b) A political action committee shall deposit all monetary 1324
contributions received by the committee into an account separate 1325
from all other funds. 1326

(c) A state or county political party may establish a state 1327
candidate fund that is separate from an account that contains the 1328
public moneys received from the Ohio political party fund under 1329
section 3517.17 of the Revised Code and from all other funds. A 1330
state or county political party may deposit into its state 1331
candidate fund any amounts of monetary contributions that are made 1332
to or accepted by the political party subject to the applicable 1333
limitations, if any, prescribed in section 3517.102 of the Revised 1334
Code. A state or county political party shall deposit all other 1335
monetary contributions received by the party into one or more 1336
accounts that are separate from its state candidate fund and from 1337
its account that contains the public moneys received from the Ohio 1338
political party fund under section 3517.17 of the Revised Code. 1339

(d) Each state political party shall have only one 1340

legislative campaign fund for each house of the general assembly. 1341
Each such fund shall be separate from any other funds or accounts 1342
of that state party. A legislative campaign fund is authorized to 1343
receive contributions and make expenditures for the primary 1344
purpose of furthering the election of candidates who are members 1345
of that political party to the house of the general assembly with 1346
which that legislative campaign fund is associated. Each 1347
legislative campaign fund shall be administered and controlled in 1348
a manner designated by the caucus. As used in division (D)(3)(d) 1349
of this section, "caucus" has the same meaning as in section 1350
3517.01 of the Revised Code and includes, as an ex officio member, 1351
the chairperson of the state political party with which the caucus 1352
is associated or that chairperson's designee. 1353

(4) Every expenditure in excess of twenty-five dollars shall 1354
be vouched for by a receipted bill, stating the purpose of the 1355
expenditures, that shall be filed with the statement of 1356
expenditures. A canceled check with a notation of the purpose of 1357
the expenditure is a receipted bill for purposes of division 1358
(D)(4) of this section. 1359

(5) The secretary of state or the board of elections, as the 1360
case may be, shall issue a receipt for each statement filed under 1361
this section and shall preserve a copy of the receipt for a period 1362
of at least six years. All statements filed under this section 1363
shall be open to public inspection in the office where they are 1364
filed and shall be carefully preserved for a period of at least 1365
six years after the year in which they are filed. 1366

(6) The secretary of state, by rule adopted pursuant to 1367
section 3517.23 of the Revised Code, shall prescribe the manner of 1368
immediately acknowledging, with date and time received, and 1369
preserving the receipt of statements that are transmitted by 1370
electronic means of transmission to the secretary of state 1371
pursuant to this section or section 3517.106 of the Revised Code 1372

and the manner of preserving the contribution and expenditure 1373
information in those statements. The secretary of state shall 1374
preserve the contribution and expenditure information in those 1375
statements for at least ten years after the year in which they are 1376
filed by electronic means of transmission. 1377

(7) The secretary of state, pursuant to division (I) of 1378
section 3517.106 of the Revised Code, shall make available online 1379
to the public through the internet the contribution and 1380
expenditure information in all statements, all addenda, 1381
amendments, or other corrections to statements, and all amended 1382
statements filed with the secretary of state by electronic or 1383
other means of transmission under this section, division (B)(2)(b) 1384
or (C)(2)(b) of section 3517.105, or section 3517.106 or 3517.11 1385
of the Revised Code. The secretary of state may remove the 1386
information from the internet after a reasonable period of time. 1387

(E)(1) Any person, political party, campaign committee, 1388
legislative campaign fund, political action committee, or 1389
political contributing entity that makes a contribution in 1390
connection with the nomination or election of any candidate or in 1391
connection with any ballot issue or question at any election held 1392
or to be held in this state shall provide its full name and 1393
address to the recipient of the contribution at the time the 1394
contribution is made. The political action committee also shall 1395
provide the registration number assigned to the committee under 1396
division (D)(1) of this section to the recipient of the 1397
contribution at the time the contribution is made. 1398

(2) Any individual who makes a contribution that exceeds one 1399
hundred dollars to a campaign committee of a statewide candidate 1400
or candidate for the office of member of the general assembly 1401
shall provide the name of the individual's current employer, if 1402
any, or, if the individual is self-employed, the individual's 1403
occupation to the recipient of the contribution at the time the 1404

contribution is made. Sections 3599.39 and 3599.40 of the Revised Code do not apply to division (E)(2) of this section.

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

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

(F) As used in this section:

(1) "Address" means all of the following if they exist: apartment number, street, road, or highway name and number, rural delivery route number, city or village, state, and zip code as used in a person's post-office address, but not post-office box. If an address is required in this section, a post-office box and office, room, or suite number may be included in addition to but not in lieu of an apartment, street, road, or highway name and number. If an address is required in this section, a campaign committee, political action committee, legislative campaign fund, political party, or political contributing entity may use the business or residence address of its treasurer or deputy treasurer. The post-office box number of the campaign committee, political action committee, legislative campaign fund, political party, or political contributing entity may be used in addition to

that address. 1437

(2) "Statewide candidate" means the joint candidates for the 1438
offices of governor and lieutenant governor or a candidate for the 1439
office of secretary of state, auditor of state, treasurer of 1440
state, attorney general, member of the state board of education, 1441
chief justice of the supreme court, or justice of the supreme 1442
court. 1443

~~(3) "Internet" has the same meaning as in section 3517.106 of 1444
the Revised Code. 1445~~

(G) An independent expenditure shall be reported whenever and 1446
in the same manner that an expenditure is required to be reported 1447
under this section and shall be reported pursuant to division 1448
(B)(2)(a) or (C)(2)(a) of section 3517.105 of the Revised Code. 1449

(H)(1) Except as otherwise provided in division (H)(2) of 1450
this section, if, during the combined preelection and postelection 1451
reporting periods for an election, a campaign committee has 1452
received contributions of five hundred dollars or less and has 1453
made expenditures in the total amount of five hundred dollars or 1454
less, it may file a statement to that effect, under penalty of 1455
election falsification, in lieu of the statement required by 1456
division (A)(2) of this section. The statement shall indicate the 1457
total amount of contributions received and the total amount of 1458
expenditures made during those combined reporting periods. 1459

(2) In the case of a successful candidate at a primary 1460
election, if either the total contributions received by or the 1461
total expenditures made by the candidate's campaign committee 1462
during the preprimary, postprimary, pregeneral, and postgeneral 1463
election periods combined equal more than five hundred dollars, 1464
the campaign committee may file the statement under division 1465
(H)(1) of this section only for the primary election. The first 1466
statement that the campaign committee files in regard to the 1467

general election shall reflect all contributions received and all 1468
expenditures made during the preprimary and postprimary election 1469
periods. 1470

(3) Divisions (H)(1) and (2) of this section do not apply if 1471
a campaign committee receives contributions or makes expenditures 1472
prior to the first day of January of the year of the election at 1473
which the candidate seeks nomination or election to office or if 1474
the campaign committee does not file a termination statement with 1475
its postprimary election statement in the case of an unsuccessful 1476
primary election candidate or with its postgeneral election 1477
statement in the case of other candidates. 1478

(I) In the case of a contribution made by a partnership or 1479
unincorporated business, all of the following apply: 1480

(1) The recipient of the contribution shall report the 1481
contribution by listing both the partnership or unincorporated 1482
business and the name of the partner or owner making the 1483
contribution. 1484

(2) For purposes of section 3517.102 of the Revised Code, the 1485
contribution shall be considered to have been made by the partner 1486
or owner reported under division (I)(1) of this section. 1487

(3) No contribution from a partnership or unincorporated 1488
business shall be accepted unless the recipient reports the 1489
contribution under division (I)(1) of this section. 1490

(J) A candidate shall have only one campaign committee at any 1491
given time for all of the offices for which the person is a 1492
candidate or holds office. 1493

(K)(1) In addition to filing a designation of appointment of 1494
a treasurer under division (D)(1) of this section, the campaign 1495
committee of any candidate for an elected municipal office that 1496
pays an annual amount of compensation of five thousand dollars or 1497
less, the campaign committee of any candidate for member of a 1498

board of education except member of the state board of education, 1499
or the campaign committee of any candidate for township trustee or 1500
township clerk may sign, under penalty of election falsification, 1501
a certificate attesting that the committee will not accept 1502
contributions during an election period that exceed in the 1503
aggregate two thousand dollars from all contributors and one 1504
hundred dollars from any one individual, and that the campaign 1505
committee will not make expenditures during an election period 1506
that exceed in the aggregate two thousand dollars. 1507

The certificate shall be on a form prescribed by the 1508
secretary of state and shall be filed not later than ten days 1509
after the candidate files a declaration of candidacy and petition, 1510
a nominating petition, or a declaration of intent to be a write-in 1511
candidate. 1512

(2) Except as otherwise provided in division (K)(3) of this 1513
section, a campaign committee that files a certificate under 1514
division (K)(1) of this section is not required to file the 1515
statements required by division (A) of this section ~~3517.10 of the~~ 1516
~~Revised Code.~~ 1517

(3) If, after filing a certificate under division (K)(1) of 1518
this section, a campaign committee exceeds any of the limitations 1519
described in that division during an election period, the 1520
certificate is void and thereafter the campaign committee shall 1521
file the statements required by division (A) of this section 1522
~~3517.10 of the Revised Code.~~ If the campaign committee has not 1523
previously filed a statement, then on the first statement the 1524
campaign committee is required to file under division (A) of this 1525
section ~~3517.10 of the Revised Code~~ after the committee's 1526
certificate is void, the committee shall report all contributions 1527
received and expenditures made from the time the candidate filed 1528
the candidate's declaration of candidacy and petition, nominating 1529
petition, or declaration of intent to be a write-in candidate. 1530

(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. 3517.106. (A) As used in this section:

~~(1) "Internet" means the international computer network of both federal and nonfederal interoperable packet switched data networks, including the graphical subnetwork called the world wide web.~~

~~(2)~~ "Statewide office" means any of the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, chief justice of the supreme court, and justice of the supreme court.

~~(3)~~(2) "Addendum to a statement" includes an amendment or other correction to that statement.

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

information contained in statements of contributions and	1561
expenditures and monthly statements required to be filed under	1562
section 3517.10 of the Revised Code and in statements of	1563
independent expenditures required to be filed under section	1564
3517.105 of the Revised Code by any of the following:	1565
(1) The campaign committees of candidates for statewide	1566
office;	1567
(2) The political action committees and political	1568
contributing entities described in division (A)(1) of section	1569
3517.11 of the Revised Code;	1570
(3) Legislative campaign funds;	1571
(4) State political parties;	1572
(5) Individuals, partnerships, corporations, labor	1573
organizations, or other entities that make independent	1574
expenditures in support of or opposition to a statewide candidate	1575
or a statewide ballot issue or question;	1576
(6) The campaign committees of candidates for the office of	1577
member of the general assembly.	1578
(C)(1) The secretary of state shall make available to the	1579
campaign committees, political action committees, political	1580
contributing entities, legislative campaign funds, political	1581
parties, individuals, partnerships, corporations, labor	1582
organizations, and other entities described in division (B) of	1583
this section, and to members of the news media and other	1584
interested persons, for a reasonable fee, computer programs that	1585
are compatible with the secretary of state's method of storing the	1586
information contained in the statements.	1587
(2) The secretary of state shall make the information	1588
required to be stored under division (B) of this section available	1589
on computer at the secretary of state's office so that, to the	1590

maximum extent feasible, individuals may obtain at the secretary 1591
of state's office any part or all of that information for any 1592
given year, subject to the limitation expressed in division (D) of 1593
this section. 1594

(D) The secretary of state shall keep the information stored 1595
on computer under division (B) of this section for at least six 1596
years. 1597

(E)(1) Subject to the secretary of state having implemented, 1598
tested, and verified the successful operation of any system the 1599
secretary of state prescribes pursuant to division (H)(1) of this 1600
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 1601
the Revised Code for the filing of campaign finance statements by 1602
electronic means of transmission, the campaign committee of each 1603
candidate for statewide office may file the statements prescribed 1604
by section 3517.10 of the Revised Code by electronic means of 1605
transmission or, if the total amount of the contributions received 1606
or the total amount of the expenditures made by the campaign 1607
committee for the applicable reporting period as specified in 1608
division (A) of section 3517.10 of the Revised Code exceeds ten 1609
thousand dollars, shall file those statements by electronic means 1610
of transmission. 1611

Except as otherwise provided in this division, within five 1612
business days after a statement filed by a campaign committee of a 1613
candidate for statewide office is received by the secretary of 1614
state by electronic or other means of transmission, the secretary 1615
of state shall make available online to the public through the 1616
internet, as provided in division (I) of this section, the 1617
contribution and expenditure information in that statement. The 1618
secretary of state shall not make available online to the public 1619
through the internet any contribution or expenditure information 1620
contained in a statement for any candidate until the secretary of 1621
state is able to make available online to the public through the 1622

internet the contribution and expenditure information for all 1623
candidates for a particular office. As soon as the secretary of 1624
state has available all of that information, the secretary of 1625
state shall simultaneously make available online to the public 1626
through the internet the information for all candidates for a 1627
particular office. 1628

If a statement filed by electronic means of transmission is 1629
found to be incomplete or inaccurate after the examination of the 1630
statement for completeness and accuracy pursuant to division 1631
(B)(3)(a) of section 3517.11 of the Revised Code, the campaign 1632
committee shall file by electronic means of transmission any 1633
addendum to the statement that provides the information necessary 1634
to complete or correct the statement or, if required by the 1635
secretary of state under that division, an amended statement. 1636

Within five business days after the secretary of state 1637
receives from a campaign committee of a candidate for statewide 1638
office an addendum to the statement or an amended statement by 1639
electronic or other means of transmission under this division or 1640
division (B)(3)(a) of section 3517.11 of the Revised Code, the 1641
secretary of state shall make the contribution and expenditure 1642
information in the addendum or amended statement available online 1643
to the public through the internet as provided in division (I) of 1644
this section. 1645

(2) Subject to division (E)(3) of this section and subject to 1646
the secretary of state having implemented, tested, and verified 1647
the successful operation of any system the secretary of state 1648
prescribes pursuant to division (H)(1) of this section and 1649
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 1650
Code for the filing of campaign finance statements by electronic 1651
means of transmission, a political action committee and a 1652
political contributing entity described in division (B)(2) of this 1653
section, a legislative campaign fund, and a state political party 1654

may file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission.

Within five business days after a statement filed by a political action committee or a political contributing entity described in division (B)(2) of this section, a legislative campaign fund, or a state political party 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.

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 political action committee, political contributing entity, legislative campaign fund, or state political party 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.

Within five business days after the secretary of state receives from a political action committee or a political contributing entity described in division (B)(2) of this section, a legislative campaign fund, or a state political party 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 contribution and expenditure information in the addendum or amended statement available online to the public through the internet as provided in division (I) of this section.

(3) 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 1687
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 1688
the Revised Code for the filing of campaign finance statements by 1689
electronic means of transmission, a political action committee and 1690
a political contributing entity described in division (B)(2) of 1691
this section, a legislative campaign fund, and a state political 1692
party shall file the statements prescribed by section 3517.10 of 1693
the Revised Code by electronic means of transmission if the total 1694
amount of the contributions received or the total amount of the 1695
expenditures made by the political action committee, political 1696
contributing entity, legislative campaign fund, or political party 1697
for the applicable reporting period as specified in division (A) 1698
of section 3517.10 of the Revised Code exceeds ten thousand 1699
dollars. 1700

Within five business days after a statement filed by a 1701
political action committee or a political contributing entity 1702
described in division (B)(2) of this section, a legislative 1703
campaign fund, or a state political party is received by the 1704
secretary of state by electronic or other means of transmission, 1705
the secretary of state shall make available online to the public 1706
through the internet, as provided in division (I) of this section, 1707
the contribution and expenditure information in that statement. 1708

If a statement filed by electronic means of transmission is 1709
found to be incomplete or inaccurate after the examination of the 1710
statement for completeness and accuracy pursuant to division 1711
(B)(3)(a) of section 3517.11 of the Revised Code, the political 1712
action committee, political contributing entity, legislative 1713
campaign fund, or state political party shall file by electronic 1714
means of transmission any addendum to the statement that provides 1715
the information necessary to complete or correct the statement or, 1716
if required by the secretary of state under that division, an 1717
amended statement. 1718

Within five business days after the secretary of state 1719
receives from a political action committee or a political 1720
contributing entity described in division (B)(2) of this section, 1721
a legislative campaign fund, or a state political party an 1722
addendum to the statement or an amended statement by electronic or 1723
other means of transmission under this division or division 1724
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 1725
state shall make the contribution and expenditure information in 1726
the addendum or amended statement available online to the public 1727
through the internet as provided in division (I) of this section. 1728

(F)(1) Subject to division (F)(4) of this section and subject 1729
to the secretary of state having implemented, tested, and verified 1730
the successful operation of any system the secretary of state 1731
prescribes pursuant to division (H)(1) of this section and 1732
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 1733
Code for the filing of campaign finance statements by electronic 1734
means of transmission or on computer disk, a campaign committee of 1735
a candidate for the office of member of the general assembly may 1736
file the statements prescribed by section 3517.10 of the Revised 1737
Code by electronic means of transmission to the office of the 1738
secretary of state or, until March 1, 2004, on computer disk with 1739
the appropriate board of elections specified in division (A)(2) of 1740
section 3517.11 of the Revised Code. 1741

Except as otherwise provided in this division, within five 1742
business days after a statement filed by a campaign committee of a 1743
candidate for the office of member of the general assembly is 1744
received by the secretary of state by electronic or other means of 1745
transmission, the secretary of state shall make available online 1746
to the public through the internet, as provided in division (I) of 1747
this section, the contribution and expenditure information in that 1748
statement. The secretary of state shall not make available online 1749
to the public through the internet any contribution or expenditure 1750

information contained in a statement for any candidate until the 1751
secretary of state is able to make available online to the public 1752
through the internet the contribution and expenditure information 1753
for all candidates for a particular office. As soon as the 1754
secretary of state has available all of that information, the 1755
secretary of state shall simultaneously make available online to 1756
the public through the internet the information for all candidates 1757
for a particular office. 1758

If a statement filed by electronic means of transmission or 1759
on computer disk is found to be incomplete or inaccurate after the 1760
examination of the statement for completeness and accuracy 1761
pursuant to division (B)(3)(a) of section 3517.11 of the Revised 1762
Code, the campaign committee shall file by electronic means of 1763
transmission to the office of the secretary of state, or, until 1764
March 1, 2004, on computer disk with the appropriate board of 1765
elections if the original statement was filed on computer disk, 1766
any addendum to the statement that provides the information 1767
necessary to complete or correct the statement or, if required by 1768
the secretary of state under that division, an amended statement. 1769

Within five business days after the secretary of state 1770
receives from a campaign committee of a candidate for the office 1771
of member of the general assembly an addendum to the statement or 1772
an amended statement by electronic or other means of transmission 1773
under this division or division (B)(3)(a) of section 3517.11 of 1774
the Revised Code, the secretary of state shall make the 1775
contribution and expenditure information in the addendum or 1776
amended statement available online to the public through the 1777
internet as provided in division (I) of this section. 1778

(2) Until March 1, 2004, if a campaign committee of a 1779
candidate for the office of member of the general assembly files a 1780
statement of contributions and expenditures, an addendum to the 1781
statement, or an amended statement by electronic means of 1782

transmission or on computer disk pursuant to division (F)(1) of 1783
this section, the campaign committee shall file as prescribed by 1784
section 3517.10 of the Revised Code with the appropriate board of 1785
elections specified in division (A)(2) of section 3517.11 of the 1786
Revised Code a printed version of the statement, addendum, or 1787
amended statement filed by electronic means of transmission or on 1788
computer disk, in the format that the secretary of state shall 1789
prescribe. If a statement, addendum, or amended statement is not 1790
filed by electronic means of transmission or on computer disk but 1791
is filed by printed version only, the campaign committee shall 1792
file two copies of the printed version of the statement, addendum, 1793
or amended statement with the appropriate board of elections. The 1794
board of elections shall send one of those copies by overnight 1795
delivery service to the secretary of state before the close of 1796
business on the day the board of elections receives the statement, 1797
addendum, or amended statement. 1798

(3)(a) Subject to division (F)(4) of this section and subject 1799
to the secretary of state having implemented, tested, and verified 1800
the successful operation of any system the secretary of state 1801
prescribes pursuant to division (H)(1) of this section and 1802
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 1803
Code for the filing of campaign finance statements by electronic 1804
means of transmission or on computer disk, the secretary of state 1805
shall assess, and a campaign committee of a candidate for the 1806
office of member of the general assembly shall pay, a fee as 1807
provided in this division if the campaign committee has not filed 1808
the campaign finance statements prescribed by section 3517.10 of 1809
the Revised Code by electronic means of transmission or on 1810
computer disk pursuant to division (F)(1) of this section. The fee 1811
shall be calculated on the total contributions received for the 1812
applicable reporting period specified in division (A) of section 1813
3517.10 of the Revised Code as follows: 1814

(i) No fee for total contributions up to and including ten thousand dollars; 1815
1816

(ii) A fee of fifty dollars for total contributions of over ten thousand dollars up to and including twenty-five thousand dollars; 1817
1818
1819

(iii) A fee of one hundred fifty dollars for total contributions over twenty-five thousand dollars up to and including fifty thousand dollars; 1820
1821
1822

(iv) A fee of two hundred dollars for total contributions over fifty thousand dollars. 1823
1824

(b) No campaign committee of a candidate for the office of member of the general assembly shall be required to pay the fee prescribed by division (F)(3)(a) of this section in connection with the filing of an addendum to a statement of contributions and expenditures or in connection with the filing of an amended statement. 1825
1826
1827
1828
1829
1830

(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. 1831
1832
1833
1834
1835
1836
1837
1838

(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 1839
1840
1841
1842
1843
1844
1845

general assembly shall file the statements prescribed by section 1846
3517.10 of the Revised Code by electronic means of transmission to 1847
the secretary of state if the total amount of the contributions 1848
received by the campaign committee for the applicable reporting 1849
period as specified in division (A) of section 3517.10 of the 1850
Revised Code exceeds ten thousand dollars. 1851

Except as otherwise provided in this division, within five 1852
business days after a statement filed by a campaign committee of a 1853
candidate for the office of member of the general assembly is 1854
received by the secretary of state by electronic or other means of 1855
transmission, the secretary of state shall make available online 1856
to the public through the internet, as provided in division (I) of 1857
this section, the contribution and expenditure information in that 1858
statement. The secretary of state shall not make available online 1859
to the public through the internet any contribution or expenditure 1860
information contained in a statement for any candidate until the 1861
secretary of state is able to make available online to the public 1862
through the internet the contribution and expenditure information 1863
for all candidates for a particular office. As soon as the 1864
secretary of state has available all of that information, the 1865
secretary of state shall simultaneously make available online to 1866
the public through the internet the information for all candidates 1867
for a particular office. 1868

If a statement filed by electronic means of transmission is 1869
found to be incomplete or inaccurate after the examination of the 1870
statement for completeness and accuracy pursuant to division 1871
(B)(3)(a) of section 3517.11 of the Revised Code, the campaign 1872
committee of a candidate for the office of member of the general 1873
assembly shall file by electronic means of transmission any 1874
addendum to the statement that provides the information necessary 1875
to complete or correct the statement or, if required by the 1876
secretary of state under that division, an amended statement. 1877

Within five business days after the secretary of state 1878
receives from a campaign committee of a candidate for the office 1879
of member of the general assembly an addendum to the statement or 1880
an amended statement by electronic or other means of transmission 1881
under this division or division (B)(3)(a) of section 3517.11 of 1882
the Revised Code, the secretary of state shall make the 1883
contribution and expenditure information in the addendum or 1884
amended statement available online to the public through the 1885
internet as provided in division (I) of this section. 1886

(G)(1) Subject to division (G)(2) of this section and subject 1887
to the secretary of state having implemented, tested, and verified 1888
the successful operation of any system the secretary of state 1889
prescribes pursuant to division (H)(1) of this section and 1890
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 1891
Code for the filing of campaign finance statements by electronic 1892
means of transmission, any individual, partnership, or other 1893
entity that makes independent expenditures in support of or 1894
opposition to a statewide candidate or a statewide ballot issue or 1895
question as provided in division (B)(2)(b) or (C)(2)(b) of section 1896
3517.105 of the Revised Code may file the statement specified in 1897
that division by electronic means of transmission. 1898

Within five business days after a statement filed by an 1899
individual, partnership, or other entity is received by the 1900
secretary of state by electronic or other means of transmission, 1901
the secretary of state shall make available online to the public 1902
through the internet, as provided in division (I) of this section, 1903
the expenditure information in that statement. 1904

If a statement filed by electronic means of transmission is 1905
found to be incomplete or inaccurate after the examination of the 1906
statement for completeness and accuracy pursuant to division 1907
(B)(3)(a) of section 3517.11 of the Revised Code, the individual, 1908
partnership, or other entity shall file by electronic means of 1909

transmission any addendum to the statement that provides the 1910
information necessary to complete or correct the statement or, if 1911
required by the secretary of state under that division, an amended 1912
statement. 1913

Within five business days after the secretary of state 1914
receives from an individual, partnership, or other entity 1915
described in division (B)(2)(b) or (C)(2)(b) of section 3517.105 1916
of the Revised Code an addendum to the statement or an amended 1917
statement by electronic or other means of transmission under this 1918
division or division (B)(3)(a) of section 3517.11 of the Revised 1919
Code, the secretary of state shall make the expenditure 1920
information in the addendum or amended statement available online 1921
to the public through the internet as provided in division (I) of 1922
this section. 1923

(2) Subject to the secretary of state having implemented, 1924
tested, and verified the successful operation of any system the 1925
secretary of state prescribes pursuant to division (H)(1) of this 1926
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 1927
the Revised Code for the filing of campaign finance statements by 1928
electronic means of transmission, any individual, partnership, or 1929
other entity that makes independent expenditures in support of or 1930
opposition to a statewide candidate or a statewide ballot issue or 1931
question as provided in division (B)(2)(b) or (C)(2)(b) of section 1932
3517.105 of the Revised Code shall file the statement specified in 1933
that division by electronic means of transmission if the total 1934
amount of the independent expenditures made during the reporting 1935
period under that division exceeds ten thousand dollars. 1936

Within five business days after a statement filed by an 1937
individual, partnership, or other entity is received by the 1938
secretary of state by electronic or other means of transmission, 1939
the secretary of state shall make available online to the public 1940
through the internet, as provided in division (I) of this section, 1941

the expenditure information in that statement. 1942

If a statement filed by electronic means of transmission is 1943
found to be incomplete or inaccurate after the examination of the 1944
statement for completeness and accuracy pursuant to division 1945
(B)(3)(a) of section 3517.11 of the Revised Code, the individual, 1946
partnership, or other entity shall file by electronic means of 1947
transmission any addendum to the statement that provides the 1948
information necessary to complete or correct the statement or, if 1949
required by the secretary of state under that division, an amended 1950
statement. 1951

Within five business days after the secretary of state 1952
receives from an individual, partnership, or other entity 1953
described in division (B)(2)(b) or (C)(2)(b) of section 3517.105 1954
of the Revised Code an addendum to the statement or an amended 1955
statement by electronic or other means of transmission under this 1956
division or division (B)(3)(a) of section 3517.11 of the Revised 1957
Code, the secretary of state shall make the expenditure 1958
information in the addendum or amended statement available online 1959
to the public through the internet as provided in division (I) of 1960
this section. 1961

(H)(1) The secretary of state, by rule adopted pursuant to 1962
section 3517.23 of the Revised Code, shall prescribe one or more 1963
techniques by which a person who executes and transmits by 1964
electronic means a statement of contributions and expenditures, a 1965
statement of independent expenditures, an addendum to either 1966
statement, an amended statement of contributions and expenditures, 1967
or an amended statement of independent expenditures under this 1968
section or section 3517.10 or 3517.105 of the Revised Code shall 1969
electronically sign the statement, addendum, or amended statement. 1970
Any technique prescribed by the secretary of state pursuant to 1971
this division shall create an electronic signature that satisfies 1972
all of the following: 1973

(a) It is unique to the signer.	1974
(b) It objectively identifies the signer.	1975
(c) It involves the use of a signature device or other means or method that is under the sole control of the signer and that cannot be readily duplicated or compromised.	1976 1977 1978
(d) It is created and linked to the electronic record to which it relates in a manner that, if the record or signature is intentionally or unintentionally changed after signing, the electronic signature is invalidated.	1979 1980 1981 1982
(2) An electronic signature prescribed by the secretary of state under division (H)(1) of this section shall be attached to or associated with the statement of contributions and expenditures, the statement of independent expenditures, the addendum to either statement, the amended statement of contributions and expenditures, or the amended statement of independent expenditures that is executed and transmitted by electronic means by the person to whom the electronic signature is attributed. The electronic signature that is attached to or associated with the statement, addendum, or amended statement under this division shall be binding on all persons and for all purposes under the campaign finance reporting law as if the signature had been handwritten in ink on a printed form of the statement, addendum, or amended statement.	1983 1984 1985 1986 1987 1988 1989 1990 1991 1992 1993 1994 1995 1996
(I) The secretary of state shall make the contribution and expenditure information in all statements, all addenda to the statements, and all amended statements that are filed with the secretary of state by electronic or other means of transmission under this section or section 3517.10, 3517.105, or 3517.11 of the Revised Code available online to the public by any means that are searchable, viewable, and accessible through the internet.	1997 1998 1999 2000 2001 2002 2003
(J)(1) As used in this division, "library" means a library	2004

that is open to the public and that is one of the following: 2005

(a) A library that is maintained and regulated under section 2006
715.13 of the Revised Code; 2007

(b) A library that is created, maintained, and regulated 2008
under Chapter 3375. of the Revised Code. 2009

(2) The secretary of state shall notify all libraries of the 2010
location on the internet at which the contribution and expenditure 2011
information in campaign finance statements required to be made 2012
available online to the public through the internet pursuant to 2013
division (I) of this section may be accessed. 2014

If that location is part of the graphical subnetwork called 2015
the world wide web and if the secretary of state has notified a 2016
library of that world wide web location as required by this 2017
division, the library shall include a link to that world wide web 2018
location on each internet-connected computer it maintains that is 2019
accessible to the public. 2020

(3) If the system the secretary of state prescribes for the 2021
filing of campaign finance statements by electronic means of 2022
transmission pursuant to division (H)(1) of this section and 2023
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 2024
Code includes filing those statements through the internet via an 2025
interactive location on the graphical subnetwork called the world 2026
wide web, the secretary of state shall notify all libraries of the 2027
world wide web location at which those statements may be filed. 2028

If those statements may be filed through the internet via an 2029
interactive location on the graphical subnetwork called the world 2030
wide web and if the secretary of state has notified a library of 2031
that world wide web location as required by this division, the 2032
library shall include a link to that world wide web location on 2033
each internet-connected computer it maintains that is accessible 2034
to the public. 2035

(K) It is an affirmative defense to a complaint or charge brought against any campaign committee, political action committee, legislative campaign fund, political party, political contributing entity, or individual, partnership, or other entity for the failure to file by electronic means of transmission a campaign finance statement as required by this section or section 3517.10 or 3517.105 of the Revised Code that all of the following apply to the campaign committee, political action committee, legislative campaign fund, political party, political contributing entity, or individual, partnership, or other entity that failed to file the required statement:

(1) The campaign committee, political action committee, legislative campaign fund, political party, political contributing entity, or individual, partnership, or other entity attempted to file by electronic means of transmission the required statement prior to the deadline set forth in the applicable section.

(2) The campaign committee, political action committee, legislative campaign fund, political party, political contributing entity, or individual, partnership, or other entity was unable to file by electronic means of transmission due to an expected or unexpected shutdown of the whole or part of the electronic campaign finance statement-filing system, such as for maintenance or because of hardware, software, or network connection failure.

(3) The campaign committee, political action committee, legislative campaign fund, political party, political contributing entity, or individual, partnership, or other entity filed by electronic means of transmission the required statement within a reasonable period of time after being unable to so file it under the circumstance described in division (K)(2) of this section.

Sec. 3517.11. (A)(1) Campaign committees of candidates for statewide offices or the state board of education, political

action committees or political contributing entities that make 2067
contributions to campaign committees of candidates that are 2068
required to file the statements prescribed by section 3517.10 of 2069
the Revised Code with the secretary of state, political action 2070
committees or political contributing entities that make 2071
contributions to campaign committees of candidates for member of 2072
the general assembly, political action committees or political 2073
contributing entities that make contributions to state and 2074
national political parties and to legislative campaign funds, 2075
political action committees or political contributing entities 2076
that receive contributions or make expenditures in connection with 2077
a statewide ballot issue, political action committees or political 2078
contributing entities that make contributions to other political 2079
action committees or political contributing entities, political 2080
parties, and campaign committees, except as set forth in division 2081
(A)(3) of this section, legislative campaign funds, and state and 2082
national political parties shall file the statements prescribed by 2083
section 3517.10 of the Revised Code with the secretary of state. 2084

(2) Except as otherwise provided in division (F) of section 2085
3517.106 of the Revised Code, campaign committees of candidates 2086
for all other offices shall file the statements prescribed by 2087
section 3517.10 of the Revised Code with the board of elections 2088
where their candidates are required to file their petitions or 2089
other papers for nomination or election. 2090

A campaign committee of a candidate for office of member of 2091
the general assembly shall file two copies of the printed version 2092
of any statement, addendum, or amended statement if the committee 2093
does not file by electronic means of transmission or on computer 2094
disk pursuant to division (F)(1) of section 3517.106 of the 2095
Revised Code but files by printed version only with the 2096
appropriate board of elections. The board of elections shall send 2097
one of those copies by overnight delivery service to the secretary 2098

of state before the close of business on the day the board of 2099
elections receives the statement, addendum, or amended statement. 2100

(3) Political action committees or political contributing 2101
entities that only contribute to a county political party, 2102
contribute to campaign committees of candidates whose nomination 2103
or election is to be submitted only to electors within a county, 2104
subdivision, or district, excluding candidates for member of the 2105
general assembly, and receive contributions or make expenditures 2106
in connection with ballot questions or issues to be submitted only 2107
to electors within a county, subdivision, or district shall file 2108
the statements prescribed by section 3517.10 of the Revised Code 2109
with the board of elections in that county or in the county 2110
contained in whole or part within the subdivision or district 2111
having a population greater than that of any other county 2112
contained in whole or part within that subdivision or district, as 2113
the case may be. 2114

(4) County political parties shall file the statements 2115
prescribed by section 3517.10 of the Revised Code with the board 2116
of elections of their respective counties. 2117

(B)(1) The official with whom petitions and other papers for 2118
nomination or election to public office are filed shall furnish 2119
each candidate at the time of that filing a copy of sections 2120
3517.01, 3517.08 to 3517.11, 3517.13 to 3517.993, 3599.03, and 2121
3599.031 of the Revised Code and any other materials that the 2122
secretary of state may require. Each candidate receiving the 2123
materials shall acknowledge their receipt in writing. 2124

(2) On or before the tenth day before the dates on which 2125
statements are required to be filed by section 3517.10 of the 2126
Revised Code, every candidate subject to the provisions of this 2127
section and sections 3517.10 and 3517.106 of the Revised Code 2128
shall be notified of the requirements and applicable penalties of 2129
those sections. The secretary of state, by certified mail, return 2130

receipt requested, shall notify all candidates required to file 2131
those statements with the secretary of state's office. The board 2132
of elections of every county shall notify by first class mail any 2133
candidate who has personally appeared at the office of the board 2134
on or before the tenth day before the statements are required to 2135
be filed and signed a form, to be provided by the secretary of 2136
state, attesting that the candidate has been notified of the 2137
candidate's obligations under the campaign finance law. The board 2138
shall forward the completed form to the secretary of state. The 2139
board shall use certified mail, return receipt requested, to 2140
notify all other candidates required to file those statements with 2141
it. 2142

(3)(a) Any statement required to be filed under sections 2143
3517.081 to 3517.17 of the Revised Code that is found to be 2144
incomplete or inaccurate by the officer to whom it is submitted 2145
shall be accepted on a conditional basis, and the person who filed 2146
it shall be notified by certified mail as to the incomplete or 2147
inaccurate nature of the statement. The secretary of state may 2148
examine statements filed for candidates for the office of member 2149
of the general assembly for completeness and accuracy. The 2150
secretary of state shall examine for completeness and accuracy 2151
statements that campaign committees of candidates for the office 2152
of member of the general assembly file by electronic means of 2153
transmission pursuant to division (F) of section 3517.106 of the 2154
Revised Code. If an officer at the board of elections where a 2155
statement filed for a candidate for the office of member of the 2156
general assembly was submitted finds the statement to be 2157
incomplete or inaccurate, the officer shall immediately notify the 2158
secretary of state of its incomplete or inaccurate nature. If 2159
either an officer at the board of elections or the secretary of 2160
state finds a statement filed for a candidate for the office of 2161
member of the general assembly to be incomplete or inaccurate, 2162
only the secretary of state shall send the notification as to the 2163

incomplete or inaccurate nature of the statement. 2164

Within twenty-one days after receipt of the notice, in the 2165
case of a pre-election statement, a postelection statement, a 2166
monthly statement, or an annual statement prescribed by section 2167
3517.10, an annual statement prescribed by section 3517.101, or a 2168
statement prescribed by division (B)(2)(b) or (C)(2)(b) of section 2169
3517.105 or section 3517.107 of the Revised Code, the recipient 2170
shall file an addendum, amendment, or other correction to the 2171
statement providing the information necessary to complete or 2172
correct the statement. The secretary of state may require that, in 2173
lieu of filing an addendum, amendment, or other correction to a 2174
statement that is filed by electronic means of transmission to the 2175
office of the secretary of state or on computer disk with the 2176
appropriate board of elections pursuant to section 3517.106 of the 2177
Revised Code, the recipient of the notice described in this 2178
division file by electronic means of transmission, or, until March 2179
1, 2004, on computer disk with the appropriate board of elections 2180
if the original statement was filed on computer disk, an amended 2181
statement that incorporates the information necessary to complete 2182
or correct the statement. The secretary of state shall determine 2183
by rule when an addendum, amendment, or other correction to a 2184
two-business-day statement prescribed by section 3517.10 of the 2185
Revised Code or an amended two-business-day statement shall be 2186
filed. An addendum, amendment, or other correction to a statement 2187
that is filed by electronic means of transmission or on computer 2188
disk pursuant to section 3517.106 of the Revised Code shall be 2189
filed in the same manner as the statement. The provisions of 2190
sections 3517.10 and 3517.106 of the Revised Code pertaining to 2191
the filing of statements of contributions and expenditures and 2192
statements of independent expenditures by electronic means of 2193
transmission or on computer disk apply to the filing of addenda, 2194
amendments, or other corrections to those statements by electronic 2195
means of transmission or, until March 1, 2004, on computer disk 2196

and the filing of amended statements by electronic means of 2197
transmission or, until March 1, 2004, on computer disk. 2198

(b) Within five business days after the secretary of state 2199
receives, by electronic or other means of transmission, an 2200
addendum, amendment, or other correction to a statement or an 2201
amended statement under division (B)(3)(a) of this section, the 2202
secretary of state, pursuant to divisions (E), (F), (G), and (I) 2203
of section 3517.106 of the Revised Code, shall make the 2204
contribution and expenditure information in that addendum, 2205
amendment, correction, or amended statement available online to 2206
the public through the internet. ~~As used in this division,~~ 2207
~~"internet" has the same meaning as in section 3517.106 of the~~ 2208
~~Revised Code.~~ 2209

(4)(a) The secretary of state or the board of elections shall 2210
examine all statements for compliance with sections 3517.08 to 2211
3517.17 of the Revised Code. 2212

(b) The secretary of state may contract with an individual or 2213
entity not associated with the secretary of state and experienced 2214
in interpreting the campaign finance law of this state to conduct 2215
examinations of statements filed by any statewide candidate, as 2216
defined in section 3517.103 of the Revised Code. 2217

(c) The examination shall be conducted by a person or entity 2218
qualified to conduct it. The results of the examination shall be 2219
available to the public, and, when the examination is conducted by 2220
an individual or entity not associated with the secretary of 2221
state, the results of the examination shall be reported to the 2222
secretary of state. 2223

(C)(1) In the event of a failure to file or a late filing of 2224
a statement required to be filed under sections 3517.081 to 2225
3517.17 of the Revised Code or if a filed statement or any 2226
addendum to the statement, if an addendum is required to be filed, 2227

is incomplete or inaccurate or appears to disclose a failure to 2228
comply with or a violation of law, the official whose duty it is 2229
to examine the statement shall promptly file a complaint with the 2230
Ohio elections commission under section 3517.153 of the Revised 2231
Code if the law is one over which the commission has jurisdiction 2232
to hear complaints, or the official shall promptly report the 2233
failure or violation to the board of elections and the board shall 2234
promptly report it to the prosecuting attorney in accordance with 2235
division (J) of section 3501.11 of the Revised Code. If the 2236
official files a complaint with the commission, the commission 2237
shall proceed in accordance with sections 3517.154 to 3517.157 of 2238
the Revised Code. 2239

(2) For purposes of division (C)(1) of this section, a 2240
statement or an addendum to a statement required to be filed under 2241
sections 3517.081 to 3517.17 of the Revised Code is incomplete or 2242
inaccurate under this section if the statement or addendum fails 2243
to disclose substantially all contributions that are received from 2244
a source and that are required to be reported under sections 2245
3517.10, 3517.107, and 3517.108 of the Revised Code or if the 2246
statement or addendum fails to disclose at least ninety per cent 2247
of the total contributions received or of the total expenditures 2248
made during the reporting period. 2249

(D) No certificate of nomination or election shall be issued 2250
to a person, and no person elected to an office shall enter upon 2251
the performance of the duties of that office, until that person or 2252
that person's campaign committee, as appropriate, has fully 2253
complied with this section and sections 3517.08, 3517.081, 2254
3517.10, and 3517.13 of the Revised Code. 2255

Sec. 5145.31. (A) As used in this section: 2256

~~(1) "Computer," "computer," "computer network," "computer~~ 2257
system," "computer services," "telecommunications service," and 2258

"information service" have the same meanings as in section 2913.01 2259
of the Revised Code. 2260

~~(2) "Internet" has the same meaning as in section 341.42 of 2261
the Revised Code. 2262~~

(B) No officer or employee of a correctional institution 2263
under the control or supervision of the department of 2264
rehabilitation and correction shall provide a prisoner access to 2265
or permit a prisoner to have access to the internet through the 2266
use of a computer, computer network, computer system, computer 2267
services, telecommunications service, or information service 2268
unless both of the following apply: 2269

(1) The prisoner is participating in an approved educational 2270
program with direct supervision that requires the use of the 2271
internet for training or research purposes. 2272

(2) The provision of and access to the internet is in 2273
accordance with rules promulgated by the department of 2274
rehabilitation and correction pursuant to section 5120.62 of the 2275
Revised Code. 2276

(C)(1) No prisoner in a correctional institution under the 2277
control or supervision of the department of rehabilitation and 2278
correction shall access the internet through the use of a 2279
computer, computer network, computer system, computer services, 2280
telecommunications service, or information service unless both of 2281
the following apply: 2282

(a) The prisoner is participating in an approved educational 2283
program with direct supervision that requires the use of the 2284
internet for training or research purposes. 2285

(b) The provision of and access to the internet is in 2286
accordance with rules promulgated by the department of 2287
rehabilitation and correction pursuant to section 5120.62 of the 2288
Revised Code. 2289

(2) Whoever violates division (C)(1) of this section is 2290
guilty of improper internet access, a misdemeanor of the first 2291
degree. 2292

Sec. 5703.49. (A) ~~As used in this section, "internet" means 2293
the international computer network of both federal and nonfederal 2294
interoperable packet switched data networks, including the 2295
graphical subnetwork known as the world wide web. 2296~~

~~(B)~~ On or before December 31, 2001, the tax commissioner 2297
shall establish an electronic site accessible through the 2298
internet. The tax commissioner shall provide access on the site 2299
for each municipal corporation that has not established its own 2300
electronic site to post documents or information required under 2301
section 718.07 of the Revised Code. The tax commissioner shall 2302
provide electronic links for each municipal corporation that 2303
establishes a site under that section and for which a uniform 2304
resource locator has been provided to the tax commissioner. The 2305
tax commissioner is not responsible for the accuracy of the posted 2306
information, and is not liable for any inaccurate or outdated 2307
information provided by a municipal corporation. The tax 2308
commissioner may adopt rules governing the format and means of 2309
submitting such documents or information and other matters 2310
necessary to implement this section. The tax commissioner may 2311
charge municipal corporations a fee to defray the cost of 2312
establishing and maintaining the electronic site established under 2313
this section. 2314

~~(C)~~(B) The tax commissioner shall deposit any fees received 2315
under this section to the credit of the municipal internet site 2316
fund, which is hereby created in the state treasury. The 2317
commissioner shall use the fund for costs of establishing and 2318
maintaining the electronic site established under this section. 2319

Section 2. That existing sections 1.59, 9.08, 9.314, 101.691, 2320

125.072, 149.432, 307.12, 341.42, 505.10, 718.07, 721.15, 753.32,	2321
955.013, 1306.16, 2307.64, 3517.10, 3517.106, 3517.11, 5145.31,	2322
and 5703.49 of the Revised Code are hereby repealed.	2323