

**LSC 125 2072-6**

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

**. B. No.**

---

**A BILL**

To amend sections 102.03, 2921.01, 2921.43, 3501.38, 1  
3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 2  
3517.08, 3517.082, 3517.09, 3517.092, 3517.10, 3  
3517.102, 3517.103, 3517.104, 3517.105, 3517.106, 4  
3517.108, 3517.109, 3517.11, 3517.13, 3517.151, 5  
3517.152, 3517.154, 3517.155, 3517.16, 3517.17, 6  
3517.20, 3517.23, 3517.992, and 3599.031, to enact 7  
new section 3599.03 and sections 3501.381, 8  
3517.1011, 3517.1012, and 3599.111, and to repeal 9  
section 3599.03 of the Revised Code to revise the 10  
Campaign Finance Law. 11

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

**Section 1.** That sections 102.03, 2921.01, 2921.43, 3501.38, 12  
3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 3517.08, 3517.082, 13  
3517.09, 3517.092, 3517.10, 3517.102, 3517.103, 3517.104, 14  
3517.105, 3517.106, 3517.108, 3517.109, 3517.11, 3517.13, 15  
3517.151, 3517.152, 3517.154, 3517.155, 3517.16, 3517.17, 3517.20, 16  
3517.23, 3517.992, and 3599.031 be amended and new section 3599.03 17  
and sections 3501.381, 3517.1011, 3517.1012, and 3599.111 of the 18  
Revised Code be enacted to read as follows: 19

**Sec. 102.03.** (A)(1) No present or former public official or 20  
employee shall, during public employment or service or for twelve 21

months thereafter, represent a client or act in a representative 22  
capacity for any person on any matter in which the public official 23  
or employee personally participated as a public official or 24  
employee through decision, approval, disapproval, recommendation, 25  
the rendering of advice, investigation, or other substantial 26  
exercise of administrative discretion. 27

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

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

(4) For a period of one year after the conclusion of 46  
employment or service as a member or employee of the general 47  
assembly, no former member or employee of the general assembly 48  
shall represent, or act in a representative capacity for, any 49  
person on any matter before the general assembly, any committee of 50  
the general assembly, or the controlling board. Division (A)(4) of 51  
this section does not apply to or affect a person who separates 52  
from service with the general assembly on or before December 31, 53

1995. As used in division (A)(4) of this section "person" does not  
include any state agency or political subdivision of the state.

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

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

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

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

because of the status of the proceedings or the circumstances 85  
under which the information was received and preserving its 86  
confidentiality is necessary to the proper conduct of government 87  
business. 88

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

(D) No public official or employee shall use or authorize the 114  
use of the authority or influence of office or employment to 115  
secure anything of value or the promise or offer of anything of 116

value that is of such a character as to manifest a substantial and 117  
improper influence upon the public official or employee with 118  
respect to that person's duties. 119

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

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

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

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

(H)(1) No public official or employee, except for the 140  
president or other chief administrative officer of or a member of 141  
a board of trustees of a state institution of higher education as 142  
defined in section 3345.011 of the Revised Code, who is required 143  
to file a financial disclosure statement under section 102.02 of 144  
the Revised Code shall solicit or accept, and no person shall give 145  
to that public official or employee, an honorarium. Except as 146  
provided in division (H)(2) of this section, this division and 147

divisions (D), (E), and (F) of this section do not prohibit a  
public official or employee who is required to file a financial  
disclosure statement under section 102.02 of the Revised Code from  
accepting and do not prohibit a person from giving to that public  
official or employee the payment of actual travel expenses,  
including any expenses incurred in connection with the travel for  
lodging, and meals, food, and beverages provided to the public  
official or employee at a meeting at which the public official or  
employee participates in a panel, seminar, or speaking engagement  
or provided to the public official or employee at a meeting or  
convention of a national organization to which any state agency,  
including, but not limited to, any state legislative agency or  
state institution of higher education as defined in section  
3345.011 of the Revised Code, pays membership dues. Except as  
provided in division (H)(2) of this section, this division and  
divisions (D), (E), and (F) of this section do not prohibit a  
public official or employee who is not required to file a  
financial disclosure statement under section 102.02 of the Revised  
Code from accepting and do not prohibit a person from promising or  
giving to that public official or employee an honorarium or the  
payment of travel, meal, and lodging expenses if the honorarium,  
expenses, or both were paid in recognition of demonstrable  
business, professional, or esthetic interests of the public  
official or employee that exist apart from public office or  
employment, including, but not limited to, such a demonstrable  
interest in public speaking and were not paid by any person or  
other entity, or by any representative or association of those  
persons or entities, that is regulated by, doing business with, or  
seeking to do business with the department, division, institution,  
board, commission, authority, bureau, or other instrumentality of  
the governmental entity with which the public official or employee  
serves.

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

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

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

(J) For purposes of divisions (D), (E), and (F) of this section, the membership of a public official or employee in an organization shall not be considered, in and of itself, to be of such a character as to manifest a substantial and improper influence on the public official or employee with respect to that

person's duties. As used in this division, "organization" means a  
church or a religious, benevolent, fraternal, or professional  
organization that is tax exempt under subsection 501(a) and  
described in subsection 501(c)(3), (4), (8), (10), or (19) of the  
"Internal Revenue Code of 1986." This division does not apply to a  
public official or employee who is an employee of an organization,  
serves as a trustee, director, or officer of an organization, or  
otherwise holds a fiduciary relationship with an organization.  
This division does not allow a public official or employee who is  
a member of an organization to participate, formally or  
informally, in deliberations, discussions, or voting on a matter  
or to use his official position with regard to the interests of  
the organization on the matter if the public official or employee  
has assumed a particular responsibility in the organization with  
respect to the matter or if the matter would affect that person's  
personal, pecuniary interests.

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

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

**Sec. 2921.01.** As used in sections 2921.01 to 2921.45 of the



Revised Code:	243
(A) "Public official" means any elected or appointed officer, or employee, or agent of the state or any political subdivision, whether in a temporary or permanent capacity, and includes, but is not limited to, legislators, judges, and law enforcement officers.	244 245 246 247
(B) "Public servant" means any of the following:	248
(1) Any public official;	249
(2) Any person performing ad hoc a governmental function, including, but not limited to, a juror, member of a temporary commission, master, arbitrator, advisor, or consultant;	250 251 252
(3) A person who is a candidate for public office, whether or not the person is elected or appointed to the office for which the person is a candidate. A person is a candidate for purposes of this division if the person has been nominated according to law for election or appointment to public office, or if the person has filed a petition or petitions as required by law to have the person's name placed on the ballot in a primary, general, or special election, or if the person campaigns as a write-in candidate in any primary, general, or special election.	253 254 255 256 257 258 259 260 261
(C) "Party official" means any person who holds an elective or appointive post in a political party in the United States or this state, by virtue of which the person directs, conducts, or participates in directing or conducting party affairs at any level of responsibility.	262 263 264 265 266
(D) "Official proceeding" means any proceeding before a legislative, judicial, administrative, or other governmental agency or official authorized to take evidence under oath, and includes any proceeding before a referee, hearing examiner, commissioner, notary, or other person taking testimony or a deposition in connection with an official proceeding.	267 268 269 270 271 272

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

(F) "Detention facility" means any public or private place 300  
used for the confinement of a person charged with or convicted of 301  
any crime in this state or another state or under the laws of the 302  
United States or alleged or found to be a delinquent child or 303  
unruly child in this state or another state or under the laws of 304

the United States. 305

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

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

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

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

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

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

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

(1) Appointing or securing, maintaining, or renewing the 333  
appointment of any person to any public office, employment, or 334

agency;	335
(2) Preferring, or maintaining the status of, any public	336
employee with respect to compensation, duties, placement,	337
location, promotion, or other material aspects of employment.	338
(C) No person for the benefit of a political party, campaign	339
committee, legislative campaign fund, <u>or</u> political action	340
committee, <del>or political contributing entity</del> shall coerce any	341
contribution in consideration of either of the following:	342
(1) Appointing or securing, maintaining, or renewing the	343
appointment of any person to any public office, employment, or	344
agency;	345
(2) Preferring, or maintaining the status of, any public	346
employee with respect to compensation, duties, placement,	347
location, promotion, or other material aspects of employment.	348
(D) Whoever violates this section is guilty of soliciting	349
improper compensation, a misdemeanor of the first degree.	350
(E) A public servant who is convicted of a violation of this	351
section is disqualified from holding any public office,	352
employment, or position of trust in this state for a period of	353
seven years from the date of conviction.	354
(F) Divisions (A), (B), and (C) of this section do not	355
prohibit a person from making voluntary contributions to a	356
political party, campaign committee, legislative campaign fund, <u>or</u>	357
political action committee, <del>or political contributing entity</del> or	358
prohibit a political party, campaign committee, legislative	359
campaign fund, <u>or</u> political action committee, <del>or political</del>	360
<del>contributing entity</del> from accepting voluntary contributions.	361
<b>Sec. 3501.38.</b> All declarations of candidacy, nominating	362
petitions, or other petitions presented to or filed with the	363
secretary of state or a board of elections or with any other	364

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

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

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

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

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

(E)(1) On each petition paper, the circulator shall indicate 390  
the number of signatures contained on it, and shall sign a 391  
statement made under penalty of election falsification that the 392  
circulator witnessed the affixing of every signature, that all 393  
signers were to the best of the circulator's knowledge and belief 394  
qualified to sign, and that every signature is to the best of the 395

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

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

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

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

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

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

(2) No petition may be withdrawn after it is filed in a 425  
public office. Nothing in this division prohibits a person from 426

withdrawing as a candidate as otherwise provided by law.

427

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

428

429

430

431

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

432

433

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

434

435

436

437

438

439

440

441

442

443

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

444

445

446

447

448

449

450

451

452

453

454

(2) Any person who will compensate a person for supervising, managing, or otherwise organizing any effort to obtain signatures

455

456

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

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

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

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

**Sec. 3503.14.** (A) The secretary of state shall prescribe the 478  
form and content of the registration and change of residence and 479  
change of name form used in this state. The form shall set forth 480  
the eligibility requirements needed to qualify as an elector and 481  
meet the requirements of the National Voter Registration Act of 482  
1993. The form shall include a space on which the person 483  
registering an applicant shall sign the person's name and a space 484  
on which the person registering an applicant shall name the 485  
employer who is employing that person to register the applicant. 486  
No election official or employee of a designated agency who is 487



registering an applicant shall be required to sign the election 488  
official's or employee's name or to name the employer who is 489  
employing the election official or employee to register an 490  
applicant on a form prepared under this section. 491

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

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

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

**Sec. 3513.07.** The form of declaration of candidacy and 514  
petition of a person desiring to be a candidate for a party 515  
nomination or a candidate for election to an office or position to 516  
be voted for at a primary election shall be substantially as 517  
follows: 518

"DECLARATION OF CANDIDACY PARTY PRIMARY ELECTION 519

I, ..... (Name of Candidate), the 520  
undersigned, hereby declare under penalty of election 521  
falsification that my voting residence is in ..... 522  
precinct of the ..... (Township) or (Ward 523  
and City or Village) in the county of ....., Ohio; that 524  
my voting residence is ..... (Street and Number, if any, 525  
or Rural Route and Number) of the ..... 526  
(City or Village) of ....., Ohio; and that I am a 527  
qualified elector in the precinct in which my voting residence is 528  
located. I am a member of the ..... Party. I hereby declare 529  
that I desire to be ..... (a candidate for 530  
nomination as a candidate of the Party for election to the office 531  
of .....) (a candidate for election to the office or 532  
position of .....) for the ..... in the state, 533  
district, (Full term or unexpired term ending ..... ) 534  
county, city, or village of ....., at the primary 535  
election to be held on the ..... day of ....., ....., 536  
and I hereby request that my name be printed upon the official 537  
primary election ballot of the said ..... Party as a 538  
candidate for ..... (such nomination) or (such election) as 539  
provided by law. 540

I further declare that, if elected to said office or 541  
position, I will qualify therefor, and that I will support and 542  
abide by the principles enunciated by the ..... Party. 543

Dated this ..... day of ....., ..... 544  
..... 545  
(Signature of candidate) 546

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY 547  
OF THE FIFTH DEGREE. 548

PETITION OF CANDIDATE 549

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

Street City, 559

and Village or 560

Signature Number Township Ward Precinct County Date 561

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

..... 563

..... 564

..... 565

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

..... 578

(Signature of circulator) 579

..... 580

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

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY 587  
OF THE FIFTH DEGREE." 588

The secretary of state shall prescribe a form of declaration 589  
of candidacy and petition, and the form shall be substantially 590  
similar to the declaration of candidacy and petition set forth in 591  
this section, that will be suitable for joint candidates for the 592  
offices of governor and lieutenant governor. 593

The petition provided for in this section shall be circulated 594  
only by a member of the same political party as the candidate. 595

**Sec. 3513.10.** (A) At the time of filing a declaration of 596  
candidacy for nomination for any office, or a declaration of 597  
intent to be a write-in candidate, each candidate, except joint 598  
candidates for governor and lieutenant governor, shall pay a fee 599  
as follows: 600

For statewide office	\$100	601
For court of appeals judge	\$ 50	602
For court of common pleas judge	\$ 50	603
For county court judge	\$ 50	604
For municipal court judge	\$ 50	605
For district office, including member		606
of the United States house of		607
representatives and member of the		608
general assembly	\$ 50	609
For county office	\$ 50	610
For city office	\$ 20	611

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

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

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

For the joint candidates for governor and lieutenant governor	\$ 50	627 628
For statewide office	\$ 50	629
For district office, including member of the United States house of representatives and member of the general assembly	\$ 35	630 631 632 633
For member of state board of education	\$ 35	634
For court of appeals judge	\$ 30	635
For court of common pleas judge	\$ 30	636
For county court judge	\$ 30	637
For municipal court judge	\$ 30	638
For county office	\$ 30	639
For city office	\$ 25	640
For village office	\$ 20	641
For township office	\$ 20	642
For member of local, city, <del>county,</del>		643

or exempted village board of education 644  
or educational service center 645  
governing board § 20 646

(2) Whoever seeks to propose a ballot question or issue to be 647  
submitted to the electors shall pay the following fee at the time 648  
the petition proposing the question or issue is filed: 649

(a) If the question or issue is to be submitted to the 650  
electors throughout the entire state, twenty-five dollars; 651

(b) If the question or issue is to be submitted to the 652  
electors of a county or of a district that consists of all or part 653  
of two or more counties but less than the entire state, fifteen 654  
dollars; 655

(c) If the question or issue is to be submitted to the 656  
electors of a city, twelve dollars and fifty cents; 657

(d) If the question or issue is to be submitted to the 658  
electors of a village, a township, a local, city, county, or 659  
exempted village school district, a precinct, or another district 660  
consisting of less than an entire county, ten dollars. 661

(C) No fee shall be required of candidates filing for the 662  
office of delegate or alternate to the national convention of 663  
political parties, member of the state central committee of a 664  
political party, or member of the county central committee of a 665  
political party. 666

(D) All fees required under division (A) of this section 667  
immediately shall be paid by the officer receiving them into the 668  
state treasury to the credit of the general revenue fund, in the 669  
case of fees received by the secretary of state, and into the 670  
county treasury to the credit of the county general fund, in the 671  
case of fees received by a board of elections. 672

(E) The officer who receives a fee required under division 673

(B) of this section immediately shall pay the fee to the credit of  
the Ohio elections commission fund, ~~which is hereby created in the~~  
~~state treasury. All moneys credited to the fund shall be used~~  
~~solely for the purpose of paying expenses related to the operation~~  
~~of the Ohio elections commission by division (I) of section~~  
3517.152 of the Revised Code.

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

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

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

**Sec. 3513.261.** A nominating petition may consist of one or  
more separate petition papers, each of which shall be  
substantially in the form prescribed in this section. If the  
petition consists of more than one separate petition paper, the  
statement of candidacy of the candidate or joint candidates named  
need be signed by the candidate or joint candidates on only one of  
such separate petition papers, but the statement of candidacy so  
signed shall be copied on each other separate petition paper  
before the signatures of electors are placed on it. Each  
nominating petition containing signatures of electors of more than  
one county shall consist of separate petition papers each of which  
shall contain signatures of electors of only one county; provided  
that petitions containing signatures of electors of more than one  
county shall not thereby be declared invalid. In case petitions

containing signatures of electors of more than one county are 705  
filed, the board of elections shall determine the county from 706  
which the majority of the signatures came, and only signatures 707  
from this county shall be counted. Signatures from any other 708  
county shall be invalid. 709

All signatures on nominating petitions shall be written in 710  
ink or indelible pencil. 711

At the time of filing a nominating petition, the candidate 712  
designated in the nominating petition, and joint candidates for 713  
governor and lieutenant governor, shall pay to the election 714  
officials with whom it is filed the fees specified for the office 715  
under divisions (A) and (B) of section 3513.10 of the Revised 716  
Code. The fees shall be disposed of by those election officials in 717  
the manner that is provided in section 3513.10 of the Revised Code 718  
for the disposition of other fees, and in no case shall a fee 719  
required under that section be returned to a candidate. 720

Candidates or joint candidates whose names are written on the 721  
ballot, and who are elected, shall pay the same fees under section 722  
3513.10 of the Revised Code that candidates who file nominating 723  
petitions pay. Payment of these fees shall be a condition 724  
precedent to the granting of their certificates of election. 725

Each nominating petition shall contain a statement of 726  
candidacy that shall be signed by the candidate or joint 727  
candidates named in it. Such statement of candidacy shall contain 728  
a declaration made under penalty of election falsification that 729  
the candidate desires to be a candidate for the office named in 730  
it, and that the candidate is an elector qualified to vote for the 731  
office the candidate seeks. 732

The form of the nominating petition and statement of 733  
candidacy shall be substantially as follows: 734

"STATEMENT OF CANDIDACY 735



I, ..... (Name of candidate), 736  
the undersigned, hereby declare under penalty of election 737  
falsification that my voting residence is in ..... 738  
..... Precinct of the ..... (Township) or 739  
(Ward and City, or Village) in the county of ..... Ohio; 740  
that my post-office address is ..... 741  
(Street and Number, if any, or Rural Route and Number) of the 742  
..... (City, Village, or post office) of 743  
....., Ohio; and that I am a qualified elector in 744  
the precinct in which my voting residence is located. I hereby 745  
declare that I desire to be a candidate for election to the office 746  
of ..... in the ..... (State, 747  
District, County, City, Village, Township, or School District) for 748  
the ..... (Full term or unexpired 749  
term ending .....) at the General Election to be held 750  
on the ..... day of ....., .... 751

I further declare that I am an elector qualified to vote for 752  
the office I seek. Dated this ..... day of ....., .... 753  
..... 754  
(Signature of candidate) 755

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY 756  
OF THE FIFTH DEGREE. 757

I, ....., hereby constitute the 758  
persons named below a committee to represent me: 759

Name	Residence	
.....	.....	760
.....	.....	761
.....	.....	762
.....	.....	763
.....	.....	764
.....	.....	765

We, the undersigned, qualified electors of the state of Ohio, 767  
 whose voting residence is in the County, City, Village, Ward, 768  
 Township or Precinct set opposite our names, hereby nominate 769  
 ..... as a candidate for election to the office of 770  
 ..... in the ..... 771  
 (State, District, County, City, Village, Township, or School 772  
 District) for the ..... (Full term or unexpired term 773  
 ending ..... ) to be voted for at the general 774  
 election next hereafter to be held, and certify that this person 775  
 is, in our opinion, well qualified to perform the duties of the 776  
 office or position to which the person desires to be elected. 777

---

Street 779  
 Address 780  
 or R.F.D. 781  
 (Must use 782  
 address on City, 783  
 file with Village 784  
 the board of or Date of 785  
 Signature elections) Township Ward Precinct County Signing 786

---

..... 788  
 ..... 789  
 ..... 790  
 ....., declares under penalty of election 791  
 falsification that such person is a qualified elector of the state 792  
 of Ohio and resides at the address appearing below such person's 793  
 signature hereto; that such person is the circulator of the 794  
 foregoing petition paper containing ..... signatures; 795  
 that such person witnessed the affixing of every signature; that 796  
 all signers were to the best of such person's knowledge and belief 797

qualified to sign; and that every signature is to the best of such	798
person's knowledge and belief the signature of the person whose	799
signature it purports to be.	800
.....	801
(Signature of circulator)	802
.....	803
(Address)	804
.....	805
<u>(If petition is for a statewide</u>	806
<u>candidate, the name of person</u>	807
<u>employing circulator to</u>	808
<u>circulate petition, if any)</u>	809
WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY	810
OF THE FIFTH DEGREE."	811
The secretary of state shall prescribe a form of nominating	812
petition for a group of candidates for the office of member of a	813
board of education, township office, and offices of municipal	814
corporations of under two thousand population.	815
The secretary of state shall prescribe a form of statement of	816
candidacy and nominating petition, which shall be substantially	817
similar to the form of statement of candidacy and nominating	818
petition set forth in this section, that will be suitable for	819
joint candidates for the offices of governor and lieutenant	820
governor.	821
If such petition nominates a candidate whose election is to	822
be determined by the electors of a county or a district or	823
subdivision within the county, it shall be filed with the board of	824
such county. If the petition nominates a candidate whose election	825
is to be determined by the voters of a subdivision located in more	826
than one county, it shall be filed with the board of the county in	827
which the major portion of the population of such subdivision is	828

located. 829

If the petition nominates a candidate whose election is to be 830  
determined by the electors of a district comprised of more than 831  
one county but less than all of the counties of the state, it 832  
shall be filed with the board of elections of the most populous 833  
county in such district. If the petition nominates a candidate 834  
whose election is to be determined by the electors of the state at 835  
large, it shall be filed with the secretary of state. 836

The secretary of state or a board of elections shall not 837  
accept for filing a nominating petition of a person seeking to 838  
become a candidate if that person, for the same election, has 839  
already filed a declaration of candidacy, a declaration of intent 840  
to be a write-in candidate, or a nominating petition, or has 841  
become a candidate through party nomination at a primary election 842  
or by the filling of a vacancy under section 3513.30 or 3513.31 of 843  
the Revised Code for any state or county office, if the nominating 844  
petition is for a state or county office, or for any municipal or 845  
township office, for member of a city, local, or exempted village 846  
board of education, or for member of a governing board of an 847  
educational service center, if the nominating petition is for a 848  
municipal or township office, or for member of a city, local, or 849  
exempted village board of education, or for member of a governing 850  
board of an educational service center. 851

**Sec. 3517.01.** (A) A political party within the meaning of 852  
Title XXXV of the Revised Code is any group of voters that, at the 853  
most recent regular state election, polled for its candidate for 854  
governor in the state or nominees for presidential electors at 855  
least five per cent of the entire vote cast for that office or 856  
that filed with the secretary of state, subsequent to any election 857  
in which it received less than five per cent of that vote, a 858  
petition signed by qualified electors equal in number to at least 859

one per cent of the total vote for governor or nominees for 860  
presidential electors at the most recent election, declaring their 861  
intention of organizing a political party, the name of which shall 862  
be stated in the declaration, and of participating in the 863  
succeeding primary election, held in even-numbered years, that 864  
occurs more than one hundred twenty days after the date of filing. 865  
No such group of electors shall assume a name or designation that 866  
is similar, in the opinion of the secretary of state, to that of 867  
an existing political party as to confuse or mislead the voters at 868  
an election. If any political party fails to cast five per cent of 869  
the total vote cast at an election for the office of governor or 870  
president, it shall cease to be a political party. 871

(B) Notwithstanding the definitions found in section 3501.01 872  
of the Revised Code, as used in this section, and sections 3517.08 873  
to 3517.14, ~~and section 3517.99~~, and 3517.992 of the Revised Code: 874

(1) "Campaign committee" means a candidate or a combination 875  
of two or more persons authorized by a candidate under section 876  
3517.081 of the Revised Code to receive contributions and make 877  
expenditures. 878

(2) "Campaign treasurer" means an individual appointed by a 879  
candidate under section 3517.081 of the Revised Code. 880

(3) "Candidate" has the same meaning as in division (H) of 881  
section 3501.01 of the Revised Code and also includes any person 882  
who, at any time before or after an election, receives 883  
contributions or makes expenditures or other use of contributions, 884  
has given consent for another to receive contributions or make 885  
expenditures or other use of contributions, or appoints a campaign 886  
treasurer, for the purpose of bringing about the person's 887  
nomination or election to public office. When two persons jointly 888  
seek the offices of governor and lieutenant governor, "candidate" 889  
means the pair of candidates jointly. "Candidate" does not include 890  
candidates for election to the offices of member of a county or 891

state central committee, presidential elector, and delegate to a 892  
national convention or conference of a political party. 893

(4) "Continuing association" means an association, other than 894  
a campaign committee, political party, legislative campaign fund, 895  
~~political contributing entity,~~ or labor organization, that is 896  
intended to be a permanent organization that has a primary purpose 897  
other than supporting or opposing specific candidates, political 898  
parties, or ballot issues, and that functions on a regular basis 899  
throughout the year. "Continuing association" includes 900  
organizations that are determined to be not organized for profit 901  
under subsection 501 and that are described in subsection 902  
501(c)(3), 501(c)(4), or 501(c)(6) of the Internal Revenue Code. 903

(5) "Contribution" means a loan, gift, deposit, forgiveness 904  
of indebtedness, donation, advance, payment, or transfer of funds 905  
or ~~transfer of~~ anything of value, including a transfer of funds 906  
from an inter vivos or testamentary trust or decedent's estate, 907  
and the payment by any person other than the person to whom the 908  
services are rendered for the personal services of another person, 909  
which contribution is made, received, or used for the purpose of 910  
influencing the results of an election. "Contribution" Any loan, 911  
gift, deposit, forgiveness of indebtedness, donation, advance, 912  
payment, or transfer of funds or of anything of value, including a 913  
transfer of funds from an inter vivos or testamentary trust or 914  
decedent's estate, and the payment by any campaign committee, 915  
political action committee, legislative campaign fund, political 916  
party, or person other than the person to whom the services are 917  
rendered for the personal services of another person, that is 918  
made, received, or used by a state or county political party, 919  
other than moneys a state or county political party receives from 920  
the Ohio political party fund pursuant to section 3517.17 of the 921  
Revised Code and the moneys a state or county political party may 922  
receive under sections 3517.101 and 3517.1012 of the Revised Code, 923

shall be considered to be a "contribution" for the purpose of 924  
section 3517.10 of the Revised Code and shall be included on a 925  
statement of contributions filed under that section. 926

"Contribution" does not include any of the following: 927

(a) Services provided without compensation by individuals 928  
volunteering a portion or all of their time on behalf of a person; 929

(b) Ordinary home hospitality; 930

(c) The personal expenses of a volunteer paid for by that 931  
volunteer campaign worker; 932

(d) Any gift given to a state or county political party 933  
pursuant to section 3517.101 of the Revised Code. As used in 934  
division (B)(5)(d) of this section, "political party" means only a 935  
major political party; 936

(e) Any contribution as defined in section 3517.1011 of the 937  
Revised Code that is made, received, or used to pay the direct 938  
costs of producing or airing an electioneering communication as 939  
defined in that section; 940

(f) Any gift given to a state or county political party for 941  
the party's restricted fund under division (A)(2) of section 942  
3517.1012 of the Revised Code. 943

(6) "Expenditure" means the disbursement or use of a 944  
contribution for the purpose of influencing the results of an 945  
election or of making a charitable donation under division (G) of 946  
section 3517.08 of the Revised Code. Any disbursement or use of a 947  
contribution by a state or county political party is an 948  
expenditure and shall be considered either to be made for the 949  
purpose of influencing the results of an election or to be made as 950  
a charitable donation under division (G) of section 3517.08 of the 951  
Revised Code and shall be reported on a statement of expenditures 952  
filed under section 3517.10 of the Revised Code. During the thirty 953

days preceding a primary or general election, any disbursement to 954  
pay the direct costs of producing or airing a broadcast, cable, or 955  
satellite communication that refers to a clearly identified 956  
candidate shall be considered to be made for the purpose of 957  
influencing the results of that election. 958

As used in this division, "broadcast, cable, or satellite 959  
communication" and "refers to a clearly identified candidate" have 960  
the same meanings as in section 3517.1011 of the Revised Code. 961

(7) "Personal expenses" includes, but is not limited to, 962  
ordinary expenses for accommodations, clothing, food, personal 963  
motor vehicle or airplane, and home telephone. 964

(8) "Political action committee" means a combination of two 965  
or more persons, the primary or ~~incidental~~ major purpose of which 966  
is to support or oppose any candidate, political party, or issue, 967  
or to influence the result of any election through express 968  
advocacy, and that is not a political party, a campaign committee, 969  
~~a political contributing entity~~, or a legislative campaign fund. 970  
"Political action committee" does not include a continuing 971  
association that makes disbursements for the direct costs of 972  
producing or airing electioneering communications as defined in 973  
section 3517.1011 of the Revised Code and that does not engage in 974  
express advocacy. 975

(9) "Public office" means any state, county, municipal, 976  
township, ~~and~~ or district office, except an office of a political 977  
party, that is filled by an election and the offices of United 978  
States senator and ~~congressman~~ representative. 979

(10) "Anything of value" has the same meaning as in section 980  
1.03 of the Revised Code. 981

(11) "Beneficiary of a campaign fund" means a candidate, a 982  
public official or employee for whose benefit a campaign fund 983  
exists, and any other person who has ever been a candidate or 984



public official or employee and for whose benefit a campaign fund  
exists. 985  
986

(12) "Campaign fund" means money or other property, including  
contributions. 987  
988

(13) "Public official or employee" has the same meaning as in  
section 102.01 of the Revised Code. 989  
990

(14) "Caucus" means all of the members of the house of  
representatives or all of the members of the senate of the general  
assembly who are members of the same political party. 991  
992  
993

(15) "Legislative campaign fund" means a fund that is  
established as an auxiliary of a state political party and  
associated with one of the houses of the general assembly. 994  
995  
996

(16) "In-kind contribution" means anything of value other  
than money that is used to influence the results of an election or  
is transferred to or used in support of or in opposition to a  
candidate, campaign committee, legislative campaign fund,  
political party, or political action committee, ~~or political~~  
~~contributing entity~~ and that is made with the consent of, in  
coordination, cooperation, or consultation with, or at the request  
or suggestion of the benefited candidate, committee, fund, or  
party, ~~or entity~~. The financing of the dissemination,  
distribution, or republication, in whole or part, of any broadcast  
or of any written, graphic, or other form of campaign materials  
prepared by the candidate, the candidate's campaign committee, or  
their authorized agents is an in-kind contribution to the  
candidate and an expenditure by the candidate. 997  
998  
999  
1000  
1001  
1002  
1003  
1004  
1005  
1006  
1007  
1008  
1009  
1010

(17) "Independent expenditure" means an expenditure by a  
person advocating the election or defeat of an identified  
candidate or candidates, that is not made with the consent of, in  
coordination, cooperation, or consultation with, or at the request  
or suggestion of any candidate or candidates or of the campaign  
1011  
1012  
1013  
1014  
1015

committee or agent of the candidate or candidates. As used in 1016  
division (B)(17) of this section: 1017

(a) "Person" means an individual, partnership, unincorporated 1018  
business organization or association, political action committee, 1019  
~~political contributing entity~~, separate segregated fund, 1020  
association, or ~~any~~ other organization or group of persons, but 1021  
not a labor organization or a corporation ~~unless the labor~~ 1022  
~~organization or corporation is a political contributing entity.~~ 1023

(b) "Advocating" means any communication containing a message 1024  
advocating election or defeat. 1025

(c) "Identified candidate" means that the name of the 1026  
candidate appears, a photograph or drawing of the candidate 1027  
appears, or the identity of the candidate is otherwise apparent by 1028  
unambiguous reference. 1029

(d) "Made in coordination, cooperation, or consultation with, 1030  
or at the request or suggestion of, any candidate or the campaign 1031  
committee or agent of the candidate" means made pursuant to any 1032  
arrangement, coordination, or direction by the candidate, the 1033  
candidate's campaign committee, or the candidate's agent prior to 1034  
the publication, distribution, display, or broadcast of the 1035  
communication. An expenditure is presumed to be so made when it is 1036  
any of the following: 1037

(i) Based on information about the candidate's plans, 1038  
projects, or needs provided to the person making the expenditure 1039  
by the candidate, or by the candidate's campaign committee or 1040  
agent, with a view toward having an expenditure made; 1041

(ii) Made by or through any person who is, or has been, 1042  
authorized to raise or expend funds, who is, or has been, an 1043  
officer of the candidate's campaign committee, or who is, or has 1044  
been, receiving any form of compensation or reimbursement from the 1045  
candidate or the candidate's campaign committee or agent; 1046

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

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

(18) "Labor organization" means a labor union; an employee organization; a federation of labor unions, groups, locals, or other employee organizations; an auxiliary of a labor union, employee organization, or federation of labor unions, groups, locals, or other employee organizations; or any other bona fide organization in which employees participate and that exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, hours, and other terms and conditions of employment.

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

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

~~(21) "Political contributing entity" means any entity, including a corporation or labor organization, that may lawfully make contributions and expenditures and that is not an individual or a political action committee, continuing association, campaign committee, political party, legislative campaign fund, designated~~

~~state campaign committee, or state candidate fund. For purposes of~~ 1078  
~~division (B)(21) of this section, "lawfully" means not prohibited~~ 1079  
~~by any section of the Revised Code, or authorized by a final~~ 1080  
~~judgment of a court of competent jurisdiction. "Restricted fund"~~ 1081  
means the fund a state or county political party must establish 1082  
under division (A)(1) of section 3517.1012 of the Revised Code. 1083

(22) "Electioneering communication committee" means a 1084  
committee established under division (C) of section 3517.1011 of 1085  
the Revised Code. 1086

(23) "Express advocacy" means a communication that contains 1087  
express words advocating the nomination, election, or defeat of a 1088  
candidate or that contains express words advocating the adoption 1089  
or defeat of a question or issue, as determined by a final 1090  
judgment of a court of competent jurisdiction. 1091

**Sec. 3517.08.** (A) The personal expenses of a candidate paid 1092  
for by the candidate, from the candidate's personal funds, shall 1093  
not be considered as a contribution by or an expenditure by the 1094  
candidate and shall not be reported under section 3517.10 of the 1095  
Revised Code. 1096

(B)(1) An expenditure by a political action committee ~~or a~~ 1097  
~~political contributing entity~~ shall not be considered a 1098  
contribution by the political action committee ~~or the political~~ 1099  
~~contributing entity~~ or an expenditure by or on behalf of the 1100  
candidate if the purpose of the expenditure is to inform only its 1101  
members by means of mailed publications of its activities or 1102  
endorsements. 1103

(2) An expenditure by a political party shall not be 1104  
considered a contribution by the political party or an expenditure 1105  
by or on behalf of the candidate if the purpose of the expenditure 1106  
is to inform predominantly the party's members by means of mailed 1107  
publications or other direct communication of its activities or 1108

endorsements, or for voter contact such as sample ballots, absent  
voter's ballots application mailings, voter registration, or  
get-out-the-vote activities.

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

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

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

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

(G) An expenditure for the purpose of a charitable donation 1140  
may be made if it is made to an organization that is exempt from 1141  
federal income taxation under subsection 501(a) and described in 1142  
subsection 501(c)(3), 501(c)(4), 501(c)(8), 501(c)(10), or 1143  
501(c)(19) of the Internal Revenue Code or is approved by advisory 1144  
opinion of the Ohio elections commission as a legitimate 1145  
charitable organization. Each expenditure under this division 1146  
shall be separately itemized on statements made pursuant to 1147  
section 3517.10 of the Revised Code. 1148

**Sec. 3517.082.** (A) Any corporation, any nonprofit 1149  
corporation, or any labor organization may establish, administer, 1150  
and solicit contributions from the persons listed in division (B) 1151  
of this section, to either or both of the following: 1152

(1) A political action committee of the corporation or labor 1153  
organization with respect to state and local elections; 1154

(2) A separate segregated fund pursuant to the Federal 1155  
Election Campaign Act. 1156

(B)(1) A corporation and a nonprofit corporation may solicit 1157  
contributions from its stockholders, officers, directors, trustees 1158  
that are not corporations or labor organizations, and employees. 1159

(2) A nonprofit corporation also may solicit contributions 1160  
from: 1161

(a) Its members that are not corporations or labor 1162  
organizations; 1163

(b) Officers, directors, trustees that are not corporations 1164  
or labor organizations, and employees of any members of the 1165  
nonprofit corporation. 1166

(3) A labor organization may solicit contributions from its 1167  
members, officers, and employees. 1168

(C) A corporation, nonprofit corporation, or labor organization shall report to a political action committee, or to a separate segregated fund with respect to state and local elections, the following costs expended by the corporation, nonprofit corporation, or labor organization that are associated with establishing, administering, and soliciting contributions to the political action committee or separate segregated fund pursuant to division (A) of this section:

(1) Mailing and printing expenses for direct solicitation of contributions pursuant to ~~division (D)~~ of this section;

(2) The portion of an employee's salary or wages attributable to time ~~he~~ the employee spends in activities related to establishing, administering, and soliciting contributions to a political action committee or separate segregated fund, if that time exceeds during a reporting period fifty per cent of the time for which the employee is compensated by the corporation, nonprofit corporation, or labor organization;

(3) The cost associated with the purchase, lease, operation, and use of equipment for activities related to establishing, administering, and soliciting contributions to a political action committee or separate segregated fund if during a reporting period more than fifty per cent of the use of the equipment is for those activities;

(4) Professional fees paid by the corporation, nonprofit corporation, or labor organization for establishing, administering, and soliciting contributions to a political action committee or separate segregated fund.

The political action committee shall itemize the amounts and purposes of those costs expended by the corporation, nonprofit corporation, or labor organization and file them as part of the statement required of political action committees under division

(A) of section 3517.10 of the Revised Code ~~on a form prescribed by~~ 1200  
~~the secretary of state.~~ The separate segregated fund with respect 1201  
to state and local elections shall file with the secretary of 1202  
state a copy of the portion of each report and statement required 1203  
under the Federal Election Campaign Act that applies to state and 1204  
local elections at the same time that the entire original report 1205  
is filed in accordance with that act. 1206

~~(D) Solicitations of contributions pursuant to division (B)~~ 1207  
~~of this section from employees of a corporation or members and~~ 1208  
~~employees of a labor organization other than executive and~~ 1209  
~~administrative employees of a corporation or officers and~~ 1210  
~~executive and administrative employees of a labor organization~~ 1211  
~~shall be in writing and shall not be made more than four times~~ 1212  
~~during each calendar year. Any person who solicits any employee of~~ 1213  
~~a corporation or member or employee of a labor organization for a~~ 1214  
~~contribution to a political action committee established or~~ 1215  
~~administered by the corporation or labor organization under~~ 1216  
~~division (A)(1) of this section shall inform the employee or~~ 1217  
~~member at the time of the solicitation that he may refuse to make~~ 1218  
~~a contribution without suffering any reprisal. (1) Contributions~~ 1219  
shall not be obtained for a political action committee or a 1220  
separate segregated fund under this section by use of coercion or 1221  
physical force, by making a contribution a condition of employment 1222  
or membership, or by using or threatening to use job 1223  
discrimination or financial reprisals. Except as specified in this 1224  
division, a corporation, nonprofit corporation, or labor 1225  
organization shall not solicit or obtain contributions from an 1226  
individual described in division (B) of this section on an 1227  
automatic or passive basis, including, but not limited to, a 1228  
payroll deduction or reverse checkoff method. A corporation, 1229  
nonprofit corporation, or labor organization may solicit and 1230  
obtain contributions for a political action committee or a 1231  
separate segregated fund under this section from an individual 1232



described in division (B) of this section on an automatic basis, 1233  
including, but not limited to, a payroll deduction plan, only if 1234  
the individual who is contributing to the political action 1235  
committee or separate segregated fund affirmatively consents to 1236  
the contribution at least once in every calendar year. 1237

(2)(a) Any individual who knowingly violates division (D)(1) 1238  
of this section is guilty of a felony punishable by a fine of not 1239  
more than five thousand dollars, imprisonment for not more than 1240  
three years, or both. 1241

(b) Anyone other than an individual who knowingly violates 1242  
division (D)(1) of this section is guilty of a felony punishable 1243  
by a fine of not more than ten thousand dollars. 1244

(3) If a corporation, nonprofit corporation, or labor 1245  
organization that obtains contributions from individuals described 1246  
in division (B) of this section pays to one or more of those 1247  
individuals a bonus or other remuneration for the purpose of 1248  
reimbursing those contributions, that corporation, nonprofit 1249  
corporation, or labor organization shall be fined twice the total 1250  
contributions obtained from all individuals for the political 1251  
action committee or separate segregated fund, as applicable, 1252  
during that calendar year. 1253

(E) In addition to the laws listed in division (A) of section 1254  
4117.10 of the Revised Code that prevail over conflicting 1255  
agreements between employee organizations and public employers, 1256  
this section prevails over any conflicting provisions of 1257  
agreements between labor organizations and public employers 1258  
pursuant to Chapter 4117. of the Revised Code. 1259

**Sec. 3517.09.** (A) No person or committee shall solicit, ask, 1260  
invite, or demand, directly or indirectly, orally or in writing, a 1261  
contribution, subscription, or payment from a candidate for 1262  
nomination or election or from the campaign committee of that 1263

candidate, and no person shall solicit, ask, invite, or demand 1264  
that a candidate for nomination or election or the campaign 1265  
committee of that candidate subscribe to the support of a club or 1266  
organization, buy tickets to an entertainment, ball, supper, or 1267  
other meeting, or pay for space in a book, program, or 1268  
publication. This division does not apply to any of the following: 1269

(1) Regular advertisements in periodicals having an 1270  
established circulation; 1271

(2) Regular payments to civic, political, fraternal, social, 1272  
charitable, or religious organizations of which the candidate was 1273  
a member or contributor six months before the candidate's 1274  
candidacy; 1275

(3) Regular party assessments made by a party against its own 1276  
candidates. 1277

(B) No person shall coerce, intimidate, or cause harm to 1278  
another person by an act or failure to act, or shall threaten to 1279  
coerce, intimidate, or cause harm to another person, because that 1280  
other person makes or does not make a contribution to a candidate, 1281  
campaign committee, political party, legislative campaign fund, 1282  
political action committee, or ~~political contributing entity~~ 1283  
electioneering communication committee. 1284

(C) ~~An employer or labor organization that, directly or~~ 1285  
~~through another person, solicits an employee of the employer or a~~ 1286  
~~member of the labor organization~~ (1) Contributions shall not be 1287  
obtained by an employer or labor organization for a ~~contribution~~ 1288  
~~to a~~ candidate, campaign committee, political action committee, 1289  
legislative campaign fund, political party, or ~~political~~ 1290  
~~contributing entity shall inform the employee or member at the~~ 1291  
~~time of the solicitation that making a contribution is voluntary~~ 1292  
~~and that a decision of the employee or member to make a~~ 1293  
~~contribution or not to make a contribution will not benefit the~~ 1294

~~employee or member or place the employee or member at a~~ 1295  
~~disadvantage with respect to employment by the employer or~~ 1296  
~~membership in the labor organization electioneering communication~~ 1297  
~~committee by use of coercion or physical force, by making a~~ 1298  
~~contribution a condition of employment or membership, or by using~~ 1299  
~~or threatening to use job discrimination or financial reprisals.~~ 1300  
Except as specified in this division, an employer or labor 1301  
organization, directly or through another person, shall not 1302  
solicit or obtain contributions from an employee or member on an 1303  
automatic or passive basis, including, but not limited to, a 1304  
payroll deduction or reverse checkoff method. An employer or labor 1305  
organization, directly or through another person, may solicit and 1306  
obtain contributions for a candidate, campaign committee, 1307  
political action committee, legislative campaign fund, political 1308  
party, or electioneering communication committee from an employee 1309  
or member on an automatic basis, including, but not limited to, a 1310  
payroll deduction plan, only if the employee or member who is 1311  
contributing to the candidate, campaign committee, political 1312  
action committee, legislative campaign fund, political party, or 1313  
electioneering communication committee affirmatively consents to 1314  
the contribution at least once in every calendar year. 1315

(2)(a) Any individual who knowingly violates division (C)(1) 1316  
of this section is guilty of a felony punishable by a fine of not 1317  
more than five thousand dollars, imprisonment for not more than 1318  
three years, or both. 1319

(b) Anyone other than an individual who knowingly violates 1320  
division (C)(1) of this section is guilty of a felony punishable 1321  
by a fine of not more than ten thousand dollars. 1322

(3) If an employer or labor organization that obtains 1323  
contributions from employees or members pays to one or more of 1324  
those employees or members a bonus or other remuneration for the 1325  
purpose of reimbursing those contributions, that employer or labor 1326

organization shall be fined twice the total contributions obtained 1327  
from all individuals for the candidate, campaign committee, 1328  
political action committee, legislative campaign fund, political 1329  
party, or electioneering communication committee, as applicable, 1330  
during that calendar year. 1331

**Sec. 3517.092.** (A) As used in this section: 1332

(1) "Appointing authority" has the same meaning as in section 1333  
124.01 of the Revised Code. 1334

(2) "State elected officer" means any person appointed or 1335  
elected to a state elective office. 1336

(3) "State elective office" means any of the offices of 1337  
governor, lieutenant governor, secretary of state, auditor of 1338  
state, treasurer of state, attorney general, member of the state 1339  
board of education, member of the general assembly, and justice 1340  
and chief justice of the supreme court. 1341

(4) "County elected officer" means any person appointed or 1342  
elected to a county elective office. 1343

(5) "County elective office" means any of the offices of 1344  
county auditor, county treasurer, clerk of the court of common 1345  
pleas, sheriff, county recorder, county engineer, county 1346  
commissioner, prosecuting attorney, and coroner. 1347

(6) "Contribution" includes a contribution to any political 1348  
party, campaign committee, political action committee, ~~political~~ 1349  
~~contributing entity,~~ or legislative campaign fund. 1350

(B) No state elected officer, no campaign committee of such 1351  
an officer, and no other person or entity shall knowingly solicit 1352  
or accept a contribution on behalf of that officer or that 1353  
officer's campaign committee from any of the following: 1354

(1) A state employee whose appointing authority is the state 1355

elected officer;	1356
(2) A state employee whose appointing authority is authorized	1357
or required by law to be appointed by the state elected officer;	1358
(3) A state employee who functions in or is employed in or by	1359
the same public agency, department, division, or office as the	1360
state elected officer.	1361
(C) No candidate for a state elective office, no campaign	1362
committee of such a candidate, and no other person or entity shall	1363
knowingly solicit or accept a contribution on behalf of that	1364
candidate or that candidate's campaign committee from any of the	1365
following:	1366
(1) A state employee at the time of the solicitation, whose	1367
appointing authority will be the candidate, if elected;	1368
(2) A state employee at the time of the solicitation, whose	1369
appointing authority will be appointed by the candidate, if	1370
elected, as authorized or required by law;	1371
(3) A state employee at the time of the solicitation, who	1372
will function in or be employed in or by the same public agency,	1373
department, division, or office as the candidate, if elected.	1374
(D) No county elected officer, no campaign committee of such	1375
an officer, and no other person or entity shall knowingly solicit	1376
a contribution on behalf of that officer or that officer's	1377
campaign committee from any of the following:	1378
(1) A county employee whose appointing authority is the	1379
county elected officer;	1380
(2) A county employee whose appointing authority is	1381
authorized or required by law to be appointed by the county	1382
elected officer;	1383
(3) A county employee who functions in or is employed in or	1384
by the same public agency, department, division, or office as the	1385

county elected officer. 1386

(E) No candidate for a county elective office, no campaign 1387  
committee of such a candidate, and no other person or entity shall 1388  
knowingly solicit a contribution on behalf of that candidate or 1389  
that candidate's campaign committee from any of the following: 1390

(1) A county employee at the time of the solicitation, whose 1391  
appointing authority will be the candidate, if elected; 1392

(2) A county employee at the time of the solicitation, whose 1393  
appointing authority will be appointed by the candidate, if 1394  
elected, as authorized or required by law; 1395

(3) A county employee at the time of the solicitation, who 1396  
will function in or be employed in or by the same public agency, 1397  
department, division, or office as the candidate, if elected. 1398

(F)(1) No public employee shall solicit a contribution from 1399  
any person while the public employee is performing the public 1400  
employee's official duties or in those areas of a public building 1401  
where official business is transacted or conducted. 1402

(2) No person shall solicit a contribution from any public 1403  
employee while the public employee is performing the public 1404  
employee's official duties or is in those areas of a public 1405  
building where official business is transacted or conducted. 1406

(3) As used in division (F) of this section, "public 1407  
employee" does not include any person holding an elective office. 1408

(G) The prohibitions in divisions (B), (C), (D), (E), and (F) 1409  
of this section are in addition to the prohibitions in sections 1410  
124.57, 3304.22, and 4503.032 of the Revised Code. 1411

**Sec. 3517.10.** (A) Except as otherwise provided in this 1412  
division, every campaign committee, political action committee, 1413  
legislative campaign fund, and political party, ~~and political~~ 1414

~~contributing entity~~ that made or received a contribution or made 1415  
an expenditure in connection with the nomination or election of 1416  
any candidate or in connection with any ballot issue or question 1417  
at any election held or to be held in this state shall file, on a 1418  
form prescribed under this section, or by electronic means of 1419  
transmission as provided in this section and section 3517.106 of 1420  
the Revised Code, ~~or, until March 1, 2004, on computer disk as~~ 1421  
~~provided in section 3517.106 of the Revised Code,~~ a full, true, 1422  
and itemized statement, made under penalty of election 1423  
falsification, setting forth in detail the contributions and 1424  
expenditures, ~~no~~ not later than four p.m. of the following dates: 1425

(1) The twelfth day before the election to reflect 1426  
contributions received and expenditures made from the close of 1427  
business on the last day reflected in the last previously filed 1428  
statement, if any, to the close of business on the twentieth day 1429  
before the election; 1430

(2) The thirty-eighth day after the election to reflect the 1431  
contributions received and expenditures made from the close of 1432  
business on the last day reflected in the last previously filed 1433  
statement, if any, to the close of business on the seventh day 1434  
before the filing of the statement; 1435

(3) The last business day of January of every year to reflect 1436  
the contributions received and expenditures made from the close of 1437  
business on the last day reflected in the last previously filed 1438  
statement, if any, to the close of business on the last day of 1439  
December of the previous year; 1440

(4) The last business day of July of every year to reflect 1441  
the contributions received and expenditures made from the close of 1442  
business on the last day reflected in the last previously filed 1443  
statement, if any, to the close of business on the last day of 1444  
June of that year. 1445

A campaign committee shall only be required to file the 1446  
statements prescribed under divisions (A)(1) and (2) of this 1447  
section in connection with the nomination or election of the 1448  
committee's candidate. 1449

The statement required under division (A)(1) of this section 1450  
shall not be required of any campaign committee, political action 1451  
committee, legislative campaign fund, or political party, ~~or~~ 1452  
~~political contributing entity~~ that has received contributions of 1453  
less than one thousand dollars and has made expenditures of less 1454  
than one thousand dollars at the close of business on the 1455  
twentieth day before the election. Those contributions and 1456  
expenditures shall be reported in the statement required under 1457  
division (A)(2) of this section. 1458

If an election to select candidates to appear on the general 1459  
election ballot is held within sixty days before a general 1460  
election, the campaign committee of a successful candidate in the 1461  
earlier election may file the statement required by division 1462  
(A)(1) of this section for the general election instead of the 1463  
statement required by division (A)(2) of this section for the 1464  
earlier election if the pregeneral election statement reflects the 1465  
status of contributions and expenditures for the period twenty 1466  
days before the earlier election to twenty days before the general 1467  
election. 1468

If a person becomes a candidate less than twenty days before 1469  
an election, the candidate's campaign committee is not required to 1470  
file the statement required by division (A)(1) of this section. 1471

No statement under division (A)(3) or (4) of this section 1472  
shall be required for any year in which a campaign committee, 1473  
political action committee, legislative campaign fund, or 1474  
political party, ~~or political contributing entity~~ is required to 1475  
file a postgeneral election statement under division (A)(2) of 1476



this section. However, such a statement may be filed, at the 1477  
option of the campaign committee, political action committee, 1478  
legislative campaign fund, or political party, ~~or political~~ 1479  
~~contributing entity~~. 1480

No statement under division (A)(3) or (4) of this section 1481  
shall be required if the campaign committee, political action 1482  
committee, legislative campaign fund, or political party, ~~or~~ 1483  
~~political contributing entity~~ has no contributions that it has 1484  
received and no expenditures that it has made since the last date 1485  
reflected in its last previously filed statement. However, the 1486  
campaign committee, political action committee, legislative 1487  
campaign fund, or political party, ~~or political contributing~~ 1488  
~~entity~~ shall file a statement to that effect, on a form prescribed 1489  
under this section and made under penalty of election 1490  
falsification, on the date required in division (A)(3) or (4) of 1491  
this section, as applicable. 1492

The campaign committee of a statewide candidate shall file a 1493  
monthly statement of contributions received during each of the 1494  
months of July, August, and September in the year of the general 1495  
election in which the candidate seeks office. The campaign 1496  
committee of a statewide candidate shall file the monthly 1497  
statement not later than three business days after the last day of 1498  
the month covered by the statement. During the period beginning on 1499  
the nineteenth day before the general election in which a 1500  
statewide candidate seeks election to office and extending through 1501  
the day of that general election, each time the campaign committee 1502  
of the joint candidates for the offices of governor and lieutenant 1503  
governor or of a candidate for the office of secretary of state, 1504  
auditor of state, treasurer of state, or attorney general receives 1505  
a contribution from a contributor that causes the aggregate amount 1506  
of contributions received from that contributor during that period 1507  
to equal or exceed ~~two~~ ten thousand ~~five hundred~~ dollars and each 1508

time the campaign committee of a candidate for the office of chief 1509  
justice or justice of the supreme court receives a contribution 1510  
from a contributor that causes the aggregate amount of 1511  
contributions received from that contributor during that period to 1512  
exceed ~~five hundred~~ ten thousand dollars, the campaign committee 1513  
shall file a two-business-day statement reflecting that 1514  
contribution. During the period beginning on the nineteenth day 1515  
before a primary election in which a candidate for statewide 1516  
office seeks nomination to office and extending through the day of 1517  
that primary election, each time either the campaign committee of 1518  
a statewide candidate in that primary election that files a notice 1519  
under division (C)(1) of section 3517.103 of the Revised Code or 1520  
the campaign committee of a statewide candidate in that primary 1521  
election to which, in accordance with division (D) of section 1522  
3517.103 of the Revised Code, the contribution limitations 1523  
prescribed in section 3517.102 of the Revised Code no longer apply 1524  
receives a contribution from a contributor that causes the 1525  
aggregate amount of contributions received from that contributor 1526  
during that period to exceed ~~two~~ ten thousand ~~five hundred~~ 1527  
dollars, the campaign committee shall file a two-business-day 1528  
statement reflecting that contribution. Contributions reported on 1529  
a two-business-day statement required to be filed by a campaign 1530  
committee of a statewide candidate in a primary election shall 1531  
also be included in the postprimary election statement required to 1532  
be filed by that campaign committee under division (A)(2) of this 1533  
section. A two-business-day statement required by this paragraph 1534  
shall be filed not later than two business days after receipt of 1535  
the contribution. The statements required by this paragraph shall 1536  
be filed in addition to any other statements required by this 1537  
section. 1538

Subject to the secretary of state having implemented, tested, 1539  
and verified the successful operation of any system the secretary 1540  
of state prescribes pursuant to divisions (C)(6)(b) and (D)(6) of 1541

this section and division (H)(1) of section 3517.106 of the Revised Code for the filing of campaign finance statements by electronic means of transmission, a campaign committee of a statewide candidate shall file a two-business-day statement under the preceding paragraph by electronic means of transmission if the campaign committee is required to file a ~~preelection~~ pre-election, postelection, or monthly statement of contributions and expenditures by electronic means of transmission under this section or section 3517.106 of the Revised Code.

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

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

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

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

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

(3) The date of the election and whether it was or will be a general, primary, or special election;	1573 1574
(4) A statement of contributions received, which shall include the following information:	1575 1576
(a) The month, day, and year of the contribution;	1577
(b)(i) The full name and address of each person, political party, campaign committee, legislative campaign fund, <u>or</u> political action committee, <del>or political contributing entity</del> from whom contributions are received and the registration number assigned to the political action committee under division (D)(1) of this section. The requirement of filing the full address does not apply to any statement filed by a state or local committee of a political party, to a finance committee of such committee, or to a committee recognized by a state or local committee as its fund-raising auxiliary. Notwithstanding division (F) <del>(1)</del> of this section, the requirement of filing the full address shall be considered as being met if the address filed is the same address the contributor provided under division (E)(1) of this section.	1578 1579 1580 1581 1582 1583 1584 1585 1586 1587 1588 1589 1590
(ii) If <u>a political action committee, legislative campaign fund, or political party that is required to file campaign finance statements by electronic means of transmission under section 3517.106 of the Revised Code or</u> a campaign committee of a statewide candidate or candidate for the office of member of the general assembly receives a contribution from an individual that exceeds one hundred dollars, the name of the individual's current employer, if any, or, if the individual is self-employed, the individual's occupation <u>and the name of the individual's business, if any;</u>	1591 1592 1593 1594 1595 1596 1597 1598 1599 1600
(iii) If a campaign committee of a statewide candidate or candidate for the office of member of the general assembly receives a contribution transmitted pursuant to section 3599.031	1601 1602 1603

of the Revised Code from amounts deducted from the wages and 1604  
salaries of two or more employees that exceeds in the aggregate 1605  
one hundred dollars during any one filing period under division 1606  
(A)(1), (2), ~~or (3)~~, or (4) of this section, the full name of the 1607  
employees' employer and the full name of the labor organization of 1608  
which the employees are members, if any. 1609

(c) A description of the contribution received, if other than 1610  
money; 1611

(d) The value in dollars and cents of the contribution; 1612

(e) A separately itemized account of all contributions and 1613  
expenditures regardless of the amount, except a receipt of a 1614  
contribution from a person in the sum of twenty-five dollars or 1615  
less at one social or fund-raising activity and a receipt of a 1616  
contribution transmitted pursuant to section 3599.031 of the 1617  
Revised Code from amounts deducted from the wages and salaries of 1618  
employees if the contribution from the amount deducted from the 1619  
wages and salary of any one employee is twenty-five dollars or 1620  
less aggregated in a calendar year. An account of the total 1621  
contributions from each social or fund-raising activity shall 1622  
include a description of and the value of each in-kind 1623  
contribution received at that activity from any person who made 1624  
one or more such contributions whose aggregate value exceeded two 1625  
hundred fifty dollars and shall be listed separately, together 1626  
with the expenses incurred and paid in connection with that 1627  
activity. A campaign committee, political action committee, 1628  
legislative campaign fund, or political party, ~~or political~~ 1629  
~~contributing entity~~ shall keep records of contributions from each 1630  
person in the amount of twenty-five dollars or less at one social 1631  
or fund-raising activity and contributions from amounts deducted 1632  
under section 3599.031 of the Revised Code from the wages and 1633  
salary of each employee in the amount of twenty-five dollars or 1634  
less aggregated in a calendar year. No continuing association that 1635

is recognized by a state or local committee of a political party 1636  
as an auxiliary of the party and that makes a contribution from 1637  
funds derived solely from regular dues paid by members of the 1638  
auxiliary shall be required to list the name or address of any 1639  
members who paid those dues. 1640

Contributions that are other income shall be itemized 1641  
separately from all other contributions. The information required 1642  
under division (B)(4) of this section shall be provided for all 1643  
other income itemized. As used in this paragraph, "other income" 1644  
means a loan, investment income, or interest income. 1645

(f) In the case of a campaign committee of a state elected 1646  
officer, if a person doing business with the state elected officer 1647  
in the officer's official capacity makes a contribution to the 1648  
campaign committee of that officer, the information required under 1649  
division (B)(4) of this section in regard to that contribution, 1650  
which shall be filed together with and considered a part of the 1651  
committee's statement of contributions as required under division 1652  
(A) of this section but shall be filed on a separate form provided 1653  
by the secretary of state. As used in this division ~~(B)(4)(f) of~~ 1654  
~~this section:~~ 1655

(i) "State elected officer" has the same meaning as in 1656  
section 3517.092 of the Revised Code. 1657

(ii) "Person doing business" means a person or an officer of 1658  
an entity who enters into one or more contracts with a state 1659  
elected officer or anyone authorized to enter into contracts on 1660  
behalf of that officer to receive payments for goods or services, 1661  
if the payments total, in the aggregate, more than five thousand 1662  
dollars during a calendar year. 1663

(5) A statement of expenditures which shall include the 1664  
following information: 1665

(a) The month, day, and year of the expenditure; 1666

(b) The full name and address of each person, political 1667  
party, campaign committee, legislative campaign fund, or political 1668  
action committee, ~~or political contributing entity~~ to whom the 1669  
expenditure was made and the registration number assigned to the 1670  
political action committee under division (D)(1) of this section; 1671

(c) The object or purpose for which the expenditure was made; 1672

(d) The amount of each expenditure. 1673

(C)(1) The statement of contributions and expenditures shall 1674  
be signed by the person completing the form. If a statement of 1675  
contributions and expenditures is filed by electronic means of 1676  
transmission pursuant to this section or section 3517.106 of the 1677  
Revised Code, the electronic signature of the person who executes 1678  
the statement and transmits the statement by electronic means of 1679  
transmission, as provided in division (H) of section 3517.106 of 1680  
the Revised Code, shall be attached to or associated with the 1681  
statement and shall be binding on all persons and for all purposes 1682  
under the campaign finance reporting law as if the signature had 1683  
been handwritten in ink on a printed form. 1684

(2) The person filing the statement, under penalty of 1685  
election falsification, shall include with it a list of each 1686  
anonymous contribution, the circumstances under which it was 1687  
received, and the reason it cannot be attributed to a specific 1688  
donor. 1689

(3) Each statement of a campaign committee of a candidate who 1690  
holds public office shall contain a designation of each 1691  
contributor who is an employee in any unit or department under the 1692  
candidate's direct supervision and control. In a space provided in 1693  
the statement, the person filing the statement shall affirm that 1694  
each such contribution was voluntarily made. 1695

(4) A campaign committee that did not receive contributions 1696  
or make expenditures in connection with the nomination or election 1697

of its candidate shall file a statement to that effect, on a form 1698  
prescribed under this section and made under penalty of election 1699  
falsification, on the date required in division (A)(2) of this 1700  
section. 1701

(5) The campaign committee of any person who attempts to 1702  
become a candidate and who, for any reason, does not become 1703  
certified in accordance with Title XXXV of the Revised Code for 1704  
placement on the official ballot of a primary, general, or special 1705  
election to be held in this state, and who, at any time prior to 1706  
or after an election, receives contributions or makes 1707  
expenditures, or has given consent for another to receive 1708  
contributions or make expenditures, for the purpose of bringing 1709  
about the person's nomination or election to public office, shall 1710  
file the statement or statements prescribed by this section and a 1711  
termination statement, if applicable. ~~This paragraph~~ Division 1712  
(C)(5) of this section does not apply to any person with respect 1713  
to an election to the offices of member of a county or state 1714  
central committee, presidential elector, or delegate to a national 1715  
convention or conference of a political party. 1716

(6)(a) The statements required to be filed under this section 1717  
shall specify the balance in the hands of the campaign committee, 1718  
political action committee, legislative campaign fund, or 1719  
political party, ~~or political contributing entity~~ and the 1720  
disposition intended to be made of that balance. 1721

(b) The secretary of state shall prescribe the form for all 1722  
statements required to be filed under this section and shall 1723  
furnish the forms to the boards of elections in the several 1724  
counties. The boards of elections shall supply printed copies of 1725  
those forms without charge. The secretary of state shall prescribe 1726  
the appropriate methodology, protocol, and data file structure for 1727  
statements required or permitted to be filed by electronic means 1728  
of transmission under division (A) of this section ~~and~~, divisions 1729



(E), (F), and (G) of section 3517.106, division (D) of section 1730  
3517.1011, and division (B) of section 3517.1012 of the Revised 1731  
Code ~~and for statements permitted to be filed on computer disk~~ 1732  
~~under division (F) of section 3517.106 of the Revised Code.~~ 1733  
Subject to division (A) of this section ~~and,~~ divisions (E), (F), 1734  
and (G) of section 3517.106, division (D) of section 3517.1011, 1735  
and division (B) of section 3517.1012 of the Revised Code, the 1736  
statements required to be stored on computer by the secretary of 1737  
state under division (B) of section 3517.106 of the Revised Code 1738  
shall be filed in whatever format the secretary of state considers 1739  
necessary to enable the secretary of state to store the 1740  
information contained in the statements on computer. Any such 1741  
format shall be of a type and nature that is readily available to 1742  
whoever is required to file the statements in that format. 1743

(c) The secretary of state shall assess the need for training 1744  
regarding the filing of campaign finance statements by electronic 1745  
means of transmission and regarding associated technologies for 1746  
candidates, campaign committees, political action committees, 1747  
legislative campaign funds, or political parties, ~~political~~ 1748  
~~contributing entities, or for~~ individuals, partnerships, or other 1749  
entities, or for electioneering communication committees, required 1750  
or permitted to file statements by electronic means of 1751  
transmission under this section or section 3517.105 ~~or,~~ 3517.106, 1752  
3517.1011, or 3517.1012 of the Revised Code. If, in the opinion of 1753  
the secretary of state, training in these areas is necessary, the 1754  
secretary of state shall arrange for the provision of voluntary 1755  
training programs for candidates, campaign committees, political 1756  
action committees, legislative campaign funds, or political 1757  
parties, ~~political contributing entities, and for~~ individuals, 1758  
partnerships, and other entities, or for electioneering 1759  
communication committees, as appropriate. 1760

(7) Each monthly statement and each two-business-day 1761

statement required by division (A) of this section shall contain 1762  
the information required by divisions (B)(1) to (4), (C)(2), and, 1763  
if appropriate, (C)(3) of this section. Each statement shall be 1764  
signed as required by division (C)(1) of this section. 1765

(D)(1) Prior to receiving a contribution or making an 1766  
expenditure, every campaign committee, political action committee, 1767  
legislative campaign fund, or political party, ~~or political~~ 1768  
~~contributing entity~~ shall appoint a treasurer and shall file, on a 1769  
form prescribed by the secretary of state, a designation of that 1770  
appointment, including the full name and address of the treasurer 1771  
and of the campaign committee, political action committee, 1772  
legislative campaign fund, or political party, ~~or political~~ 1773  
~~contributing entity~~. That designation shall be filed with the 1774  
official with whom the campaign committee, political action 1775  
committee, legislative campaign fund, or political party, ~~or~~ 1776  
~~political contributing entity~~ is required to file statements under 1777  
section 3517.11 of the Revised Code. The name of a campaign 1778  
committee shall include at least the last name of the campaign 1779  
committee's candidate. The secretary of state shall assign a 1780  
registration number to each political action committee that files 1781  
a designation of the appointment of a treasurer under this 1782  
division ~~(D)(1) of this section~~ if the political action committee 1783  
is required by division (A)(1) of section 3517.11 of the Revised 1784  
Code to file the statements prescribed by this section with the 1785  
secretary of state. 1786

(2) The treasurer appointed under division (D)(1) of this 1787  
section shall keep a strict account of all contributions, from 1788  
whom received and the purpose for which they were disbursed. 1789

(3)(a) Except as otherwise provided in section 3517.108 of 1790  
the Revised Code, a campaign committee shall deposit all monetary 1791  
contributions received by the committee into an account separate 1792  
from a personal or business account of the candidate or campaign 1793

committee. 1794

(b) A political action committee shall deposit all monetary 1795  
contributions received by the committee into an account separate 1796  
from all other funds. 1797

(c) A state or county political party may establish a state 1798  
candidate fund that is separate from an account that contains the 1799  
public moneys received from the Ohio political party fund under 1800  
section 3517.17 of the Revised Code and from all other funds. A 1801  
state or county political party may deposit into its state 1802  
candidate fund any amounts of monetary contributions that are made 1803  
to or accepted by the political party subject to the applicable 1804  
limitations, if any, prescribed in section 3517.102 of the Revised 1805  
Code. A state or county political party shall deposit all other 1806  
monetary contributions received by the party into one or more 1807  
accounts that are separate from its state candidate fund and from 1808  
its account that contains the public moneys received from the Ohio 1809  
political party fund under section 3517.17 of the Revised Code. 1810

(d) Each state political party shall have only one 1811  
legislative campaign fund for each house of the general assembly. 1812  
Each such fund shall be separate from any other funds or accounts 1813  
of that state party. A legislative campaign fund is authorized to 1814  
receive contributions and make expenditures for the primary 1815  
purpose of furthering the election of candidates who are members 1816  
of that political party to the house of the general assembly with 1817  
which that legislative campaign fund is associated. Each 1818  
legislative campaign fund shall be administered and controlled in 1819  
a manner designated by the caucus. As used in this division 1820  
~~(D)(3)(d) of this section~~, "caucus" has the same meaning as in 1821  
section 3517.01 of the Revised Code and includes, as an ex officio 1822  
member, the chairperson of the state political party with which 1823  
the caucus is associated or that chairperson's designee. 1824

(4) Every expenditure in excess of twenty-five dollars shall 1825  
be vouched for by a receipted bill, stating the purpose of the 1826  
~~expenditures~~ expenditure, that shall be filed with the statement 1827  
of expenditures. A canceled check with a notation of the purpose 1828  
of the expenditure is a receipted bill for purposes of division 1829  
(D)(4) of this section. 1830

(5) The secretary of state or the board of elections, as the 1831  
case may be, shall issue a receipt for each statement filed under 1832  
this section and shall preserve a copy of the receipt for a period 1833  
of at least six years. All statements filed under this section 1834  
shall be open to public inspection in the office where they are 1835  
filed and shall be carefully preserved for a period of at least 1836  
six years after the year in which they are filed. 1837

(6) The secretary of state, by rule adopted pursuant to 1838  
section 3517.23 of the Revised Code, shall prescribe ~~the~~ both of 1839  
the following: 1840

(a) The manner of immediately acknowledging, with date and 1841  
time received, and preserving the receipt of statements that are 1842  
transmitted by electronic means of transmission to the secretary 1843  
of state pursuant to this section or section 3517.106, 3517.1011, 1844  
or 3517.1012 of the Revised Code ~~and the;~~ 1845

(b) The manner of preserving the contribution and 1846  
expenditure, contribution and disbursement, or deposit and 1847  
disbursement information in ~~those~~ the statements described in 1848  
division (D)(6)(a) of this section. The secretary of state shall 1849  
preserve the contribution and expenditure, contribution and 1850  
disbursement, or deposit and disbursement information in those 1851  
statements for at least ten years after the year in which they are 1852  
filed by electronic means of transmission. 1853

(7) The secretary of state, pursuant to division (I) of 1854  
section 3517.106 of the Revised Code, shall make available online 1855

to the public through the internet the contribution and 1856  
expenditure, contribution and disbursement, or deposit and 1857  
disbursement information in all statements, all addenda, 1858  
amendments, or other corrections to statements, and all amended 1859  
statements filed with the secretary of state by electronic or 1860  
other means of transmission under this section, division (B)(2)(b) 1861  
or (C)(2)(b) of section 3517.105, or section 3517.106, 3517.1011, 1862  
3517.1012, or 3517.11 of the Revised Code. The secretary of state 1863  
may remove the information from the internet after a reasonable 1864  
period of time. 1865

(E)(1) Any person, political party, campaign committee, 1866  
legislative campaign fund, or political action committee, ~~or~~ 1867  
~~political contributing entity~~ that makes a contribution in 1868  
connection with the nomination or election of any candidate or in 1869  
connection with any ballot issue or question at any election held 1870  
or to be held in this state shall provide its full name and 1871  
address to the recipient of the contribution at the time the 1872  
contribution is made. The political action committee also shall 1873  
provide the registration number assigned to the committee under 1874  
division (D)(1) of this section to the recipient of the 1875  
contribution at the time the contribution is made. 1876

(2) Any individual who makes a contribution that exceeds one 1877  
hundred dollars ~~to a campaign committee of a statewide candidate~~ 1878  
~~or candidate for the office of member of the general assembly~~ 1879  
shall provide the name of the individual's current employer, if 1880  
any, or, if the individual is self-employed, the individual's 1881  
occupation and the name of the individual's business, if any, to 1882  
the recipient of the contribution at the time the contribution is 1883  
made. Sections 3599.39 and 3599.40 of the Revised Code do not 1884  
apply to division (E)(2) of this section. 1885

(3) If a campaign committee shows that it has exercised its 1886  
best efforts to obtain, maintain, and submit the information 1887

required under divisions (B)(4)(b)(ii) and (iii) of this section, 1888  
that committee is considered to have met the requirements of those 1889  
divisions. A campaign committee shall not be considered to have 1890  
exercised its best efforts unless, in connection with written 1891  
solicitations, it regularly includes a written request for the 1892  
information required under division (B)(4)(b)(ii) of this section 1893  
from the contributor or the information required under division 1894  
(B)(4)(b)(iii) of this section from whoever transmits the 1895  
contribution. 1896

(4) Any check that a political action committee uses to make 1897  
a contribution or an expenditure shall contain the full name and 1898  
address of the committee and the registration number assigned to 1899  
the committee under division (D)(1) of this section. 1900

(F) As used in this section: 1901

(1) "Address" means all of the following if they exist: 1902  
apartment number, street, road, or highway name and number, rural 1903  
delivery route number, city or village, state, and zip code as 1904  
used in a person's post-office address, but not post-office box. 1905  
If an address is required in this section, a post-office box and 1906  
office, room, or suite number may be included in addition to but 1907  
not in lieu of an apartment, street, road, or highway name and 1908  
number. If an address is required in this section, a campaign 1909  
committee, political action committee, legislative campaign fund, 1910  
or political party, ~~or political contributing entity~~ may use the 1911  
business or residence address of its treasurer or deputy 1912  
treasurer. The post-office box number of the campaign committee, 1913  
political action committee, legislative campaign fund, or 1914  
political party, ~~or political contributing entity~~ may be used in 1915  
addition to that address. 1916

(2) "Statewide candidate" means the joint candidates for the 1917  
offices of governor and lieutenant governor or a candidate for the 1918

office of secretary of state, auditor of state, treasurer of 1919  
state, attorney general, member of the state board of education, 1920  
chief justice of the supreme court, or justice of the supreme 1921  
court. 1922

(G) An independent expenditure shall be reported whenever and 1923  
in the same manner that an expenditure is required to be reported 1924  
under this section and shall be reported pursuant to division 1925  
(B)(2)(a) or (C)(2)(a) of section 3517.105 of the Revised Code. 1926

(H)(1) Except as otherwise provided in division (H)(2) of 1927  
this section, if, during the combined ~~pre-election~~ pre-election and 1928  
postelection reporting periods for an election, a campaign 1929  
committee has received contributions of five hundred dollars or 1930  
less and has made expenditures in the total amount of five hundred 1931  
dollars or less, it may file a statement to that effect, under 1932  
penalty of election falsification, in lieu of the statement 1933  
required by division (A)(2) of this section. The statement shall 1934  
indicate the total amount of contributions received and the total 1935  
amount of expenditures made during those combined reporting 1936  
periods. 1937

(2) In the case of a successful candidate at a primary 1938  
election, if either the total contributions received by or the 1939  
total expenditures made by the candidate's campaign committee 1940  
during the preprimary, postprimary, pregeneral, and postgeneral 1941  
election periods combined equal more than five hundred dollars, 1942  
the campaign committee may file the statement under division 1943  
(H)(1) of this section only for the primary election. The first 1944  
statement that the campaign committee files in regard to the 1945  
general election shall reflect all contributions received and all 1946  
expenditures made during the preprimary and postprimary election 1947  
periods. 1948

(3) Divisions (H)(1) and (2) of this section do not apply if 1949

a campaign committee receives contributions or makes expenditures 1950  
prior to the first day of January of the year of the election at 1951  
which the candidate seeks nomination or election to office or if 1952  
the campaign committee does not file a termination statement with 1953  
its postprimary election statement in the case of an unsuccessful 1954  
primary election candidate or with its postgeneral election 1955  
statement in the case of other candidates. 1956

(I) In the case of a contribution made by a partner of a 1957  
partnership or an owner or a member of another unincorporated 1958  
business from any funds of the partnership or other unincorporated 1959  
business, all of the following apply: 1960

(1) The recipient of the contribution shall report the 1961  
contribution by listing both the partnership or other 1962  
unincorporated business and the name of the partner ~~or~~, owner, or 1963  
member making the contribution. 1964

(2) For purposes of section 3517.102 of the Revised Code, the 1965  
contribution shall be considered to have been made by the partner 1966  
~~or~~, owner, or member reported under division (I)(1) of this 1967  
section. 1968

(3) No contribution from a partner of a partnership or an 1969  
owner or a member of another unincorporated business shall be 1970  
accepted from any funds of the partnership or other unincorporated 1971  
business unless the recipient reports the contribution under 1972  
division (I)(1) of this section. 1973

(4) No partnership or other unincorporated business shall 1974  
make a contribution or contributions solely in the name of the 1975  
partnership or other unincorporated business. 1976

(5) As used in division (I) of this section, "partnership or 1977  
other unincorporated business" includes, but is not limited to, a 1978  
cooperative, a sole proprietorship, a general partnership, a 1979  
limited partnership, a limited partnership association, a limited 1980



liability partnership, and a limited liability company. 1981

(J) A candidate shall have only one campaign committee at any 1982  
given time for all of the offices for which the person is a 1983  
candidate or holds office. 1984

(K)(1) In addition to filing a designation of appointment of 1985  
a treasurer under division (D)(1) of this section, the campaign 1986  
committee of any candidate for an elected municipal office that 1987  
pays an annual amount of compensation of five thousand dollars or 1988  
less, the campaign committee of any candidate for member of a 1989  
board of education except member of the state board of education, 1990  
or the campaign committee of any candidate for township trustee or 1991  
township clerk may sign, under penalty of election falsification, 1992  
a certificate attesting that the committee will not accept 1993  
contributions during an election period that exceed in the 1994  
aggregate two thousand dollars from all contributors and one 1995  
hundred dollars from any one individual, and that the campaign 1996  
committee will not make expenditures during an election period 1997  
that exceed in the aggregate two thousand dollars. 1998

The certificate shall be on a form prescribed by the 1999  
secretary of state and shall be filed not later than ten days 2000  
after the candidate files a declaration of candidacy and petition, 2001  
a nominating petition, or a declaration of intent to be a write-in 2002  
candidate. 2003

(2) Except as otherwise provided in division (K)(3) of this 2004  
section, a campaign committee that files a certificate under 2005  
division (K)(1) of this section is not required to file the 2006  
statements required by division (A) of this section. 2007

(3) If, after filing a certificate under division (K)(1) of 2008  
this section, a campaign committee exceeds any of the limitations 2009  
described in that division during an election period, the 2010  
certificate is void and thereafter the campaign committee shall 2011

file the statements required by division (A) of this section. If  
the campaign committee has not previously filed a statement, then  
on the first statement the campaign committee is required to file  
under division (A) of this section after the committee's  
certificate is void, the committee shall report all contributions  
received and expenditures made from the time the candidate filed  
the candidate's declaration of candidacy and petition, nominating  
petition, or declaration of intent to be a write-in candidate.

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

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

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

(1) "Candidate" has the same meaning as in section 3517.01 of  
the Revised Code but includes only candidates for the offices of

governor, lieutenant governor, secretary of state, auditor of  
state, treasurer of state, attorney general, member of the state  
board of education, member of the general assembly, chief justice  
of the supreme court, and justice of the supreme court.

(2) "Statewide candidate" or "any one statewide candidate"  
means the joint candidates for the offices of governor and  
lieutenant governor or a candidate for the office of secretary of  
state, auditor of state, treasurer of state, attorney general,  
member of the state board of education, chief justice of the  
supreme court, or justice of the supreme court.

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

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

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

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

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

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

legislative campaign fund after the general election in an 2073  
even-numbered year. 2074

(8) "Contribution" means any contribution that is required to 2075  
be reported in the statement of contributions under section 2076  
3517.10 of the Revised Code. 2077

(9)(a) Except as otherwise provided in division (A)(9)(b) of 2078  
this section and in division (F) of section 3517.103 and division 2079  
(B)(3)(b) of section 3517.1010 of the Revised Code, "designated 2080  
state campaign committee" means: 2081

~~(a)(i)~~ In the case of contributions to or from a state 2082  
political party, a campaign committee of a statewide candidate, 2083  
statewide officeholder, senate candidate, house candidate, or 2084  
member of the general assembly. 2085

~~(b)(ii)~~ In the case of contributions to or from a county 2086  
political party, a campaign committee of a ~~statewide candidate,~~ 2087  
~~statewide officeholder,~~ senate candidate or house candidate whose 2088  
candidacy is to be submitted to some or all of the electors in 2089  
that county, or member of the general assembly whose district 2090  
contains all or part of that county. 2091

~~(c)(iii)~~ In the case of contributions to or from a 2092  
legislative campaign fund, a campaign committee of any of the 2093  
following: 2094

~~(i)(I)~~ A senate or house candidate who, if elected, will be a 2095  
member of the same party that established the legislative campaign 2096  
fund and the same house with which the legislative campaign fund 2097  
is associated; 2098

~~(ii)(II)~~ A state senator or state representative who is a 2099  
member of the same party that established the legislative campaign 2100  
fund and the same house with which the legislative campaign fund 2101  
is associated. 2102

(b) A campaign committee is no longer a "designated state 2103  
campaign committee" after the campaign committee's candidate 2104  
changes the designation of treasurer required to be filed under 2105  
division (D)(1) of section 3517.10 of the Revised Code to indicate 2106  
that the person intends to be a candidate for, or becomes a 2107  
candidate for nomination or election to, any office that, if 2108  
elected, would not qualify that candidate's campaign committee as 2109  
a "designated state campaign committee" under division (A)(9)(a) 2110  
of this section. 2111

(B)(1)(a) No individual shall make a contribution or 2112  
contributions aggregating more than: 2113

~~(a) Two~~ (i) Ten thousand ~~five hundred~~ dollars to the campaign 2114  
committee of any one statewide candidate in a primary election 2115  
period or in a general election period; 2116

~~(b) Two~~ (ii) Ten thousand ~~five hundred~~ dollars to the 2117  
campaign committee of any one senate candidate in a primary 2118  
election period or in a general election period; 2119

~~(c) Two~~ (iii) Ten thousand ~~five hundred~~ dollars to the 2120  
campaign committee of any one house candidate in a primary 2121  
election period or in a general election period; 2122

~~(d) Five~~ (iv) Ten thousand dollars to ~~any one a~~ a county 2123  
political party of the county in which the individual resides for 2124  
the ~~party's~~ party's state candidate fund ~~or~~ in a calendar year; 2125

(v) Fifteen thousand dollars to any one legislative campaign 2126  
fund in a calendar year; 2127

~~(e) Fifteen~~ (vi) Thirty thousand dollars to any one state 2128  
political party for the party's state candidate fund in a calendar 2129  
year; 2130

~~(f) Five~~ (vii) Ten thousand dollars to any one political 2131  
action committee in a calendar year; 2132

<del>(g) Five thousand dollars to any one political contributing entity in a calendar year.</del>	2133 2134
<u>(b) No individual shall make a contribution or contributions to the state candidate fund of a county political party of any county other than the county in which the individual resides.</u>	2135 2136 2137
(2)(a) Subject to division (D)(1) of this section, no political action committee shall make a contribution or contributions aggregating more than:	2138 2139 2140
<del>(a) Two (i) Ten thousand five hundred dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;</del>	2141 2142 2143
<del>(b) Two (ii) Ten thousand five hundred dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;</del>	2144 2145 2146
<del>(c) Two (iii) Ten thousand five hundred dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;</del>	2147 2148 2149
<del>(d) Five (iv) Fifteen thousand dollars to any one county political party for the party's state candidate fund or to any one legislative campaign fund in a calendar year;</del>	2150 2151 2152
<del>(e) Fifteen (v) Thirty thousand dollars to any one state political party for the party's state candidate fund in a calendar year;</del>	2153 2154 2155
<del>(f) Two (vi) Ten thousand five hundred dollars to another political action committee or to a political contributing entity in a calendar year. This division does not apply to a political action committee that makes a contribution to a political action committee or to a political contributing entity affiliated with it. For purposes of this division, a political action committee is affiliated with another political action committee or with a</del>	2156 2157 2158 2159 2160 2161 2162

~~political contributing entity~~ if they are both established, 2163  
financed, maintained, or controlled by, or if they are, the same 2164  
corporation, organization, labor organization, continuing 2165  
association, or other person, including any parent, subsidiary, 2166  
division, or department of that corporation, organization, labor 2167  
organization, continuing association, or other person. 2168

(b) No political action committee shall make a contribution 2169  
or contributions to a county political party for the party's state 2170  
candidate fund. 2171

(3) No campaign committee shall make a contribution or 2172  
contributions aggregating more than: 2173

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

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

(c) ~~Two~~ Ten thousand ~~five hundred~~ dollars to the campaign 2180  
committee of any one house candidate in a primary election period 2181  
or in a general election period; 2182

(d) ~~Two~~ Ten thousand ~~five hundred~~ dollars to any one 2183  
political action committee in a calendar year; 2184

~~(e) Two thousand five hundred dollars to any one political~~ 2185  
~~contributing entity in a calendar year.~~ 2186

(4)(a) Subject to division (D)(3) of this section, no 2187  
political party shall make a contribution or contributions 2188  
aggregating more than ~~two~~ ten thousand ~~five hundred~~ dollars to any 2189  
one political action committee ~~or to any one political~~ 2190  
~~contributing entity~~ in a calendar year. 2191

(b) No county political party shall make a contribution or 2192

<u>contributions to another county political party.</u>	2193
(5) <del>No</del> <u>(a) Subject to division (B)(5)(b) of this section, no</u>	2194
campaign committee, other than a designated state campaign	2195
committee, shall make a contribution or contributions aggregating	2196
in a calendar year more than:	2197
<del>(a) Fifteen</del> <u>(i) Thirty</u> thousand dollars to any one state	2198
political party for the party's state candidate fund;	2199
<del>(b) Five</del> <u>(ii) Fifteen</u> thousand dollars to any one legislative	2200
campaign fund;	2201
<del>(c) Five</del> <u>(iii) Ten</u> thousand dollars to any one county	2202
political party for the party's state candidate fund.	2203
<u>(b) No campaign committee shall make a contribution or</u>	2204
<u>contributions to a county political party for the party's state</u>	2205
<u>candidate fund unless one of the following applies:</u>	2206
<u>(i) The campaign committee's candidate will appear on a</u>	2207
<u>ballot in that county.</u>	2208
<u>(ii) The campaign committee's candidate is the holder of an</u>	2209
<u>elected public office that represents all or part of the</u>	2210
<u>population of that county at the time the contribution is made.</u>	2211
(6)(a) No state candidate fund of a county political party	2212
shall make a contribution or contributions, except a contribution	2213
or contributions to a designated state campaign committee, in a	2214
primary election period or a general election period, aggregating	2215
more than:	2216
<del>(i) Two</del> <u>Ten</u> thousand dollars to the campaign committee of any	2217
<u>one statewide candidate;</u>	2218
<del>(ii) Ten</del> thousand <del>five hundred</del> dollars to the campaign	2219
committee of any one senate candidate;	2220
<del>(ii) Two</del> <u>(iii) Ten</u> thousand <del>five hundred</del> dollars to the	2221



campaign committee of any one house candidate.	2222
(b)(i) No state candidate fund of a state or county political party shall make a transfer or a contribution or transfers or contributions of cash or cash equivalents to a designated state campaign committee in a primary election period or in a general election period aggregating more than:	2223
	2224
	2225
	2226
	2227
(I) Five hundred thousand dollars to the campaign committee of any one statewide candidate;	2228
	2229
(II) One hundred thousand dollars to the campaign committee of any one senate candidate;	2230
	2231
(III) Fifty thousand dollars to the campaign committee of any one house candidate.	2232
	2233
(ii) No legislative campaign fund shall make a transfer or a contribution or transfers or contributions of cash or cash equivalents to a designated state campaign committee aggregating more than:	2234
	2235
	2236
	2237
(I) Fifty thousand dollars in a primary election period or one hundred thousand dollars in a general election period to the campaign committee <del>or</del> <u>of</u> any one senate candidate;	2238
	2239
	2240
(II) Twenty-five thousand dollars in a primary election period or fifty thousand dollars in a general election period to the campaign committee of any one house candidate.	2241
	2242
	2243
(iii) As used in divisions (B)(6)(b) and (C)(6)(a) and (b) of this section, "transfer or contribution of cash or cash equivalents" does not include any in-kind contributions.	2244
	2245
	2246
(c) A county political party that has no state candidate fund and that is located in a county having a population of less than one hundred fifty thousand may make one or more contributions from other accounts <u>to any one statewide candidate or</u> to any one designated state campaign committee that do not exceed, in the	2247
	2248
	2249
	2250
	2251

aggregate, two thousand five hundred dollars in any primary 2252  
election period or general election period. As used in this 2253  
division, "other accounts" does not include ~~either~~ an account that 2254  
contains the public moneys received from the Ohio political party 2255  
fund under section 3517.17 of the Revised Code ~~or the county~~ 2256  
~~political party's operating account.~~ 2257

(d) No legislative campaign fund shall make a contribution, 2258  
other than to a designated state campaign committee or to the 2259  
state candidate fund of a political party. 2260

~~(7) Subject to division (D)(1) of this section, no political~~ 2261  
~~contributing entity shall make a contribution or contributions~~ 2262  
~~aggregating more than:~~ 2263

~~(a) Two thousand five hundred dollars to the campaign~~ 2264  
~~committee of any one statewide candidate in a primary election~~ 2265  
~~period or in a general election period;~~ 2266

~~(b) Two thousand five hundred dollars to the campaign~~ 2267  
~~committee of any one senate candidate in a primary election period~~ 2268  
~~or in a general election period;~~ 2269

~~(c) Two thousand five hundred dollars to the campaign~~ 2270  
~~committee of any one house candidate in a primary election period~~ 2271  
~~or in a general election period;~~ 2272

~~(d) Five thousand dollars to any one county political party~~ 2273  
~~for the party's state candidate fund or to any one legislative~~ 2274  
~~campaign fund in a calendar year;~~ 2275

~~(e) Fifteen thousand dollars to any one state political party~~ 2276  
~~for the party's state candidate fund in a calendar year;~~ 2277

~~(f) Two thousand five hundred dollars to another political~~ 2278  
~~contributing entity or to a political action committee in a~~ 2279  
~~calendar year. This division does not apply to a political~~ 2280  
~~contributing entity that makes a contribution to a political~~ 2281

~~contributing entity or to a political action committee affiliated  
with it. For purposes of this division, a political contributing  
entity is affiliated with another political contributing entity or  
with a political action committee if they are both established,  
financed, maintained, or controlled by, or if they are, the same  
corporation, organization, labor organization, continuing  
association, or other person, including any parent, subsidiary,  
division, or department of that corporation, organization, labor  
organization, continuing association, or other person.~~

(C)(1)(a) Subject to division (D)(1) of this section, no  
campaign committee of a statewide candidate shall accept a  
contribution or contributions aggregating more than ~~two~~ ten  
thousand ~~five hundred~~ dollars from any one individual, from any  
one political action committee, from any one state candidate fund  
of a county political contributing entity party, or from any one  
other campaign committee in a primary election period or in a  
general election period.

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

(2)(a) Subject to division (D)(1) of this section and except  
for a designated state campaign committee, no campaign committee  
of a senate candidate shall accept a contribution or contributions  
aggregating more than ~~two~~ ten thousand ~~five hundred~~ dollars from  
any one individual, from any one political action committee, ~~from~~  
~~any one political contributing entity~~, from any one state  
candidate fund of a county political party, or from any one other  
campaign committee in a primary election period or in a general  
election period.

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

(3)(a) Subject to division (D)(1) of this section and except for a designated state campaign committee, no campaign committee of a house candidate shall accept a contribution or contributions aggregating more than ~~two~~ ten thousand ~~five hundred~~ dollars from any one individual, from any one political action committee, ~~from any one political contributing entity,~~ from any one state candidate fund of a county political party, or from any one other campaign committee in a primary election period or in a general election period.

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

(4)(a)(i) Subject to division ~~(D)(1)(C)(4)(a)(ii)~~ of this section and except for a designated state campaign committee, no county political party shall accept a contribution or contributions for the party's state candidate fund aggregating more than ~~five~~ ten thousand dollars from any one individual, who resides within that county or from any one ~~political action committee, from any one political contributing entity, or from any one campaign committee, other than a designated state campaign committee,~~ in a calendar year.

(ii) Subject to division (D)(1) of this section, no county

political party shall accept a contribution or contributions for 2345  
the party's state candidate fund from any individual who resides 2346  
outside of that county, from any campaign committee unless the 2347  
campaign committee's candidate will appear on a ballot in that 2348  
county or unless the campaign committee's candidate is the holder 2349  
of an elected public office that represents all or part of the 2350  
population of that county at the time the contribution is 2351  
accepted, or from any political action committee. 2352

(iii) No county political party shall accept a contribution 2353  
or contributions from any other county political party. 2354

(b) Subject to division (D)(1) of this section, no state 2355  
political party shall accept a contribution or contributions for 2356  
the party's state candidate fund aggregating more than ~~fifteen~~ 2357  
thirty thousand dollars from any one individual, from any one 2358  
political action committee, ~~from any one political contributing~~ 2359  
~~entity,~~ or from any one campaign committee, other than a 2360  
designated state campaign committee, in a calendar year. 2361

(5) Subject to division (D)(1) of this section, no 2362  
legislative campaign fund shall accept a contribution or 2363  
contributions aggregating more than ~~five~~ fifteen thousand dollars 2364  
from any one individual, from any one political action committee, 2365  
~~from any one political contributing entity,~~ or from any one 2366  
campaign committee, other than a designated state campaign 2367  
committee, in a calendar year. 2368

(6)(a) No designated state campaign committee shall accept a 2369  
transfer or contribution of cash or cash equivalents from a state 2370  
candidate fund of a state ~~or county~~ political party or a transfer 2371  
or contribution of cash or cash equivalents from any one or 2372  
combination of state candidate funds of county political parties 2373  
aggregating in a primary election period or a general election 2374  
period more than: 2375

(i) Five hundred thousand dollars, in the case of a campaign committee of a statewide candidate;	2376 2377
(ii) One hundred thousand dollars, in the case of a campaign committee of a senate candidate;	2378 2379
(iii) Fifty thousand dollars, in the case of a campaign committee of a house candidate.	2380 2381
(b) No designated state campaign committee shall accept a transfer or contribution of cash or cash equivalents from a legislative <del>candidate</del> <u>campaign</u> fund aggregating more than:	2382 2383 2384
(i) Fifty thousand dollars in a primary election period or one hundred thousand dollars in a general election period, in the case of a campaign committee of a senate candidate;	2385 2386 2387
(ii) Twenty-five thousand dollars in a primary election period or fifty thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2388 2389 2390
(7)(a) Subject to division (D)(3) of this section, no political action committee <del>and no political contributing entity</del> shall accept a contribution or contributions aggregating more than <del>five</del> <u>ten</u> thousand dollars from any one individual, <del>or more than two thousand five hundred dollars</del> from any one campaign committee, or from any one political party <u>in a calendar year</u> .	2391 2392 2393 2394 2395 2396
(b) Subject to division (D)(1) of this section, no political action committee shall accept a contribution or contributions aggregating more than <del>two</del> <u>ten</u> thousand <del>five hundred</del> dollars from another political action committee <del>or from a political contributing entity</del> in a calendar year. <del>Subject to division (D)(1) of this section, no political contributing entity shall accept a contribution or contributions aggregating more than two thousand five hundred dollars from another political contributing entity or from a political action committee in a calendar year. This</del>	2397 2398 2399 2400 2401 2402 2403 2404 2405

division does not apply to a political action committee ~~or~~ 2406  
~~political contributing entity~~ that accepts a contribution from a 2407  
political action committee ~~or political contributing entity~~ 2408  
affiliated with it. For purposes of this division, a political 2409  
action committee is affiliated with another political action 2410  
committee ~~or political contributing entity~~ if they are 2411  
established, financed, maintained, or controlled by the same 2412  
corporation, organization, labor organization, continuing 2413  
association, or other person, including any parent, subsidiary, 2414  
division, or department of that corporation, organization, labor 2415  
organization, continuing association, or other person. 2416

(D)(1)~~(a)~~ For purposes of the limitations prescribed in 2417  
division (B)(2) of this section and the limitations prescribed in 2418  
divisions (C)(1), (2), (3), (4), (5), and (7)(b) of this section, 2419  
whichever is applicable, all contributions made by and all 2420  
contributions accepted from political action committees that are 2421  
established, financed, maintained, or controlled by the same 2422  
corporation, organization, labor organization, continuing 2423  
association, or other person, including any parent, subsidiary, 2424  
division, or department of that corporation, organization, labor 2425  
organization, continuing association, or other person, are 2426  
considered to have been made by or accepted from a single 2427  
political action committee. 2428

~~(b) For purposes of the limitations prescribed in division 2429  
(B)(7) of this section and the limitations prescribed in divisions 2430  
(C)(1), (2), (3), (4), (5), and (7)(b) of this section, whichever 2431  
is applicable, all contributions made by and all contributions 2432  
accepted from political contributing entities that are 2433  
established, financed, maintained, or controlled by, or that are, 2434  
the same corporation, organization, labor organization, continuing 2435  
association, or other person, including any parent, subsidiary, 2436  
division, or department of that corporation, organization, labor 2437~~

~~organization, continuing association, or other person, are~~ 2438  
~~considered to have been made by or accepted from a single~~ 2439  
~~political contributing entity.~~ 2440

(2) As used in divisions (B)(1)(~~f~~)(a)(vii), (B)(3)(d), 2441  
(B)(4), and (C)(7) of this section, "political action committee" 2442  
does not include a political action committee that is organized to 2443  
support or oppose a ballot issue or question and that makes no 2444  
contributions to or expenditures on behalf of a political party, 2445  
campaign committee, legislative campaign fund, or political action 2446  
committee, ~~or political contributing entity. As used in divisions~~ 2447  
~~(B)(1)(g), (B)(3)(e), (B)(4), and (C)(7) of this section,~~ 2448  
~~"political contributing entity" does not include a political~~ 2449  
~~contributing entity that is organized to support or oppose a~~ 2450  
~~ballot issue or question and that makes no contributions to or~~ 2451  
~~expenditures on behalf of a political party, campaign committee,~~ 2452  
~~legislative campaign fund, political action committee, or~~ 2453  
~~political contributing entity.~~ 2454

(3) For purposes of the limitations prescribed in divisions 2455  
(B)(4) and (C)(7)(a) of this section, all contributions made by 2456  
and all contributions accepted from a national political party, a 2457  
state political party, and a county political party are considered 2458  
to have been made by or accepted from a single political party and 2459  
shall be combined with each other to determine whether the 2460  
limitations have been exceeded. 2461

(E)(1) If a legislative campaign fund has kept a total amount 2462  
of contributions exceeding one hundred fifty thousand dollars at 2463  
the close of business on the seventh day before the postgeneral 2464  
election statement is required to be filed under section 3517.10 2465  
of the Revised Code, the legislative campaign fund shall comply 2466  
with division (E)(2) of this section. 2467

(2)(a) Any legislative campaign fund that has kept a total 2468



amount of contributions in excess of the amount specified in 2469  
division (E)(1) of this section at the close of business on the 2470  
seventh day before the postgeneral election statement is required 2471  
to be filed under section 3517.10 of the Revised Code shall 2472  
dispose of the excess amount in the manner prescribed in division 2473  
(E)(2)~~(e)~~(b)(i), (ii), or (iii) of this section not later than 2474  
ninety days after the day the postgeneral election statement is 2475  
required to be filed under section 3517.10 of the Revised Code. 2476  
Any legislative campaign fund that is required to dispose of an 2477  
excess amount of contributions under this division shall file a 2478  
statement on the ninetieth day after the postgeneral election 2479  
statement is required to be filed under section 3517.10 of the 2480  
Revised Code indicating the total amount of contributions the fund 2481  
has at the close of business on the seventh day before the 2482  
postgeneral election statement is required to be filed under 2483  
section 3517.10 of the Revised Code and that the excess 2484  
contributions were disposed of pursuant to this division and 2485  
~~divisions~~ division (E)(2)(b) ~~and (e)~~ of this section. The 2486  
statement shall be on a form prescribed by the secretary of state 2487  
and shall contain any additional information the secretary of 2488  
state considers necessary. 2489

(b) ~~There is hereby created in the state treasury the Ohio~~ 2490  
~~elections commission fund. All moneys credited to the fund shall~~ 2491  
~~be used solely for the purpose of paying expenses related to the~~ 2492  
~~operation of the Ohio elections commission.~~ 2493

~~(e)~~ Any legislative campaign fund that is required to dispose 2494  
of an excess amount of contributions under division (E)(2) of this 2495  
section shall dispose of that excess amount by doing any of the 2496  
following: 2497

(i) Giving the amount to the treasurer of state for deposit 2498  
into the state treasury to the credit of the Ohio elections 2499  
commission fund created by division (I) of section 3517.152 of the 2500

<u>Revised Code;</u>	2501
(ii) Giving the amount to individuals who made contributions to that legislative campaign fund as a refund of all or part of their contributions;	2502 2503 2504
(iii) Giving the amount to a corporation that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c) of the Internal Revenue Code.	2505 2506 2507
(F)(1) No legislative campaign fund shall fail to file a statement required by division (E) of this section.	2508 2509
(2) No legislative campaign fund shall fail to dispose of excess contributions as required by division (E) of this section.	2510 2511
(G) Nothing in this section shall affect, be used in determining, or supersede a limitation on campaign contributions as provided for in the Federal Election Campaign Act.	2512 2513 2514
<b>Sec. 3517.103.</b> (A) <u>(1)</u> For purposes of this section:	2515
<del>(1)</del> <u>(a)</u> "Statewide candidate" means the joint candidates for the offices of governor and lieutenant governor or a candidate for the office of secretary of state, auditor of state, treasurer of state, attorney general, or member of the state board of education.	2516 2517 2518 2519 2520
<del>(2)</del> <u>(b)(i)</u> "Personal funds" means contributions to the campaign committee of a candidate by the candidate or by the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage.	2521 2522 2523 2524 2525 2526
<del>(3)</del> <u>(ii)</u> <u>A loan obtained by, guaranteed by, or for the benefit of a statewide candidate, senate candidate, or house candidate shall be considered "personal funds" subject to the provisions of this section and section 3517.1010 of the Revised Code to the</u>	2527 2528 2529 2530

extent that the loan is obtained or guaranteed by the candidate or 2531  
is for the benefit of the candidate and is obtained or guaranteed 2532  
by the candidate's spouse, parents, children, sons-in-law, 2533  
daughters-in-law, brothers, sisters, grandparents, mother-in-law, 2534  
father-in-law, brothers-in-law, sisters-in-law, or grandparents by 2535  
marriage. A loan that is obtained or guaranteed and that is for 2536  
the benefit of a statewide candidate, senate candidate, or house 2537  
candidate shall not be considered "personal funds" for the 2538  
purposes of this section and section 3517.1010 of the Revised Code 2539  
but shall be considered to be a "contribution" for the purposes of 2540  
this chapter if the loan is obtained or guaranteed by anyone other 2541  
than the candidate or the candidate's spouse, parents, children, 2542  
sons-in-law, daughters-in-law, brothers, sisters, grandparents, 2543  
mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or 2544  
grandparents by marriage. 2545

(iii) When a debt or other obligation incurred by a committee 2546  
or by a candidate on behalf of the candidate's committee described 2547  
in division (C)(1) or (2) of this section is to be paid from 2548  
"personal funds," those funds are considered to be expended when 2549  
the debt or other obligation is incurred, regardless of when it is 2550  
paid. 2551

~~(4)(2)~~ For purposes of ~~Chapter 3517. of the Revised Code~~ this 2552  
chapter, a candidate is an "opponent" when the candidate has 2553  
indicated on the candidate's most recently filed designation of 2554  
treasurer that the candidate seeks the same office at the same 2555  
primary or general election as another candidate whose campaign 2556  
committee has filed a personal funds notice required by division 2557  
(C)(1) or (2) of this section. 2558

(B)(1) Except as otherwise provided in division (B)(2) of 2559  
this section, no statewide candidate or candidate for the office 2560  
of member of the general assembly shall make an expenditure of 2561  
personal funds to influence the results of an election for that 2562

candidate's nomination or election to office unless the personal 2563  
funds are first deposited into the campaign fund of that 2564  
candidate's campaign committee. 2565

(2) A statewide candidate or candidate for the office of 2566  
member of the general assembly may make an expenditure of personal 2567  
funds without first depositing those funds into the campaign 2568  
committee's funds as long as the aggregate total of those 2569  
expenditures does not exceed five hundred dollars at any time 2570  
during an election period. After the candidate's campaign 2571  
committee reimburses the candidate for any direct expenditure of 2572  
personal funds, the amount that was reimbursed is no longer 2573  
included in the aggregate total of expenditures of personal funds 2574  
subject to the five-hundred-dollar limit. 2575

(C)(1) If the campaign committee of any statewide candidate 2576  
has received or expended or expects to expend more than one 2577  
hundred thousand dollars of personal funds during a primary 2578  
election period or one hundred fifty thousand dollars of personal 2579  
funds during a general election period, the campaign committee 2580  
shall file a personal funds notice in the manner provided in 2581  
division (C)(3) of this section indicating that the committee has 2582  
received or expended or expects to expend more than that amount. 2583  
For the purpose of this division, a joint team of candidates for 2584  
governor and lieutenant governor shall be considered a single 2585  
candidate and their personal funds shall be combined. 2586

(2) If the campaign committee of any senate candidate or 2587  
house candidate has received or expended or expects to expend more 2588  
than twenty-five thousand dollars of personal funds during a 2589  
primary election period or twenty-five thousand dollars of 2590  
personal funds during a general election period, the campaign 2591  
committee shall file a personal funds notice in the manner 2592  
provided in division (C)(3) of this section indicating that the 2593  
committee has received or expended or expects to expend more than 2594

that amount. 2595

(3) The personal funds notice required in divisions (C)(1) 2596  
and (2) of this section and the declaration of no limits required 2597  
under division (D)(2) of this section shall be on a form 2598  
prescribed by the secretary of state. The personal funds notice 2599  
required in divisions (C)(1) and (2) of this section shall be 2600  
filed not later than the earlier of the following times: 2601

(a) One hundred twenty days before a primary election, in the 2602  
case of personal funds received, expended, or expected to be 2603  
expended during a primary election period, or not later than one 2604  
hundred twenty days before a general election, in the case of 2605  
personal funds received, expended, or expected to be expended 2606  
during a general election period; 2607

(b) Two business days after the candidate's campaign 2608  
committee receives or makes an expenditure of personal funds or 2609  
the candidate makes an expenditure of personal funds on behalf of 2610  
the candidate's campaign committee during that election period 2611  
that exceed, in the aggregate, the amount specified in division 2612  
(C)(1) or (2) of this section. 2613

The personal funds notice required under divisions (C)(1) and 2614  
(2) of this section and the declaration of no limits required 2615  
under division (D)(2) of this section shall be filed wherever the 2616  
campaign committee files statements of contributions and 2617  
expenditures under section 3517.11 of the Revised Code. The board 2618  
of elections shall send to the secretary of state a copy of any 2619  
personal funds notice or declaration of no limits filed by the 2620  
campaign committee of a senate candidate or house candidate under 2621  
division (C)(3) or (D)(2) of this section. 2622

(D)(1) Whenever a campaign committee files a notice under 2623  
division (C)(1) or (2) of this section, and the campaign committee 2624  
of an opponent files a declaration of no limits pursuant to 2625

division (D)(2) of this section within thirty days of the filing 2626  
of the personal funds notice under division (C)(1) or (2) of this 2627  
section, the contribution limitations prescribed in section 2628  
3517.102 of the Revised Code no longer apply to the campaign 2629  
committee of the candidate's opponent. 2630

(2) No campaign committee of a candidate described in 2631  
division (D)(1) of this section shall accept any contribution or 2632  
contributions from a contributor that exceed the limitations 2633  
prescribed in section 3517.102 of the Revised Code until the 2634  
committee files a declaration that the committee will accept 2635  
contributions that exceed those limitations. This declaration 2636  
shall be filed not later than thirty days after a candidate's 2637  
opponent has filed a personal funds notice pursuant to division 2638  
(C)(1) or (2) of section 3517.103 of the Revised Code, shall be 2639  
referred to as the "declaration of no limits," and shall list all 2640  
of the following: 2641

(a) The amount of cash on hand in the candidate's campaign 2642  
fund at the end of the day immediately preceding the day on which 2643  
the candidate's campaign committee files the declaration of no 2644  
limits; 2645

(b) The value and description of all campaign assets worth 2646  
five hundred dollars or more available to the candidate at the end 2647  
of the day immediately preceding the day on which the candidate's 2648  
campaign committee files the declaration of no limits. 2649

(3) A candidate who was not an opponent of a candidate who 2650  
filed the personal funds notice required under division (C)(3) of 2651  
this section on the date the personal funds notice was filed may 2652  
file the declaration of no limits pursuant to division (D)(2) of 2653  
this section within thirty days after becoming an opponent of the 2654  
candidate who filed the personal funds notice. 2655

(4) If the candidate whose campaign committee filed a 2656

personal funds notice under division (C)(1) or (2) of this section 2657  
fails to file a declaration of candidacy for the office listed on 2658  
the designation of treasurer filed under division (D) of section 2659  
3517.10 of the Revised Code or files a declaration of candidacy or 2660  
nominating petition for that office and dies or withdraws, both of 2661  
the following apply to the campaign committee of that candidate's 2662  
opponent if the opponent has filed a declaration of no limits 2663  
pursuant to division (D) of this section: 2664

(a) No contribution from a contributor may thereafter be 2665  
accepted that, when added to the aggregate total of all 2666  
contributions received by that committee from that contributor 2667  
during the primary election period or general election period, 2668  
whichever is applicable, would cause that committee to exceed the 2669  
contribution limitations prescribed in section 3517.102 of the 2670  
Revised Code for the applicable election period. 2671

(b) The statement of primary-day finances or the year-end 2672  
statement required to be filed under division (E) of section 2673  
3517.1010 of the Revised Code shall be filed not later than 2674  
fourteen days after the date the candidate's opponent fails to 2675  
file a declaration of candidacy or nominating petition by the 2676  
appropriate filing deadline, or dies or withdraws. For purposes of 2677  
calculating permitted funds under division (A)~~(7)~~(4) of section 2678  
3517.1010 of the Revised Code, the primary or general election 2679  
period, whichever is applicable, shall be considered to have ended 2680  
on the filing deadline, in the case of an opponent who fails to 2681  
file a declaration of candidacy or nominating petition, or on the 2682  
date of the opponent's death or withdrawal. In such an event, the 2683  
filing of a statement of primary-day finances or year-end finances 2684  
and the disposing of any excess funds as required under division 2685  
(B) of section 3517.1010 of the Revised Code satisfies the 2686  
candidate's obligation to file such a statement for that election 2687  
period. 2688

(E)(1) No campaign committee shall fail to file a personal funds notice as required under division (C)(1) or (2) of this section.	2689 2690 2691
(2) No campaign committee shall accept any contribution in excess of the contribution limitations prescribed in section 3517.102 of the Revised Code:	2692 2693 2694
(a) Unless a declaration of no limits has been filed under division (D)(2) of this section;	2695 2696
(b) In violation of division (D)(4) of this section once the candidate who filed a personal funds notice under division (C)(3) of this section fails to file a declaration of candidacy or nominating petition or that candidate dies or withdraws.	2697 2698 2699 2700
(3) No campaign committee that violates division (E)(1) of this section shall expend any personal funds in excess of the amount specified in division (C)(1) or (2) of this section, whichever is appropriate to the committee.	2701 2702 2703 2704
(4) The candidate of any campaign committee that violates division (E) of this section shall forfeit the candidate's nomination, if the candidate was nominated, or the office to which the candidate was elected, if the candidate was elected to office.	2705 2706 2707 2708
(F)(1) Whenever a campaign committee files a notice under division (C)(1) or (2) of this section or whenever the contribution limitations prescribed in section 3517.102 of the Revised Code do not apply to a campaign committee under division (D)(1) of this section, that committee is not a designated state campaign committee for the purpose of the limitations prescribed in section 3517.102 of the Revised Code with regard to contributions made by that campaign committee to a legislative campaign fund or to a state candidate fund of a state or county political party.	2709 2710 2711 2712 2713 2714 2715 2716 2717 2718



(2) Division (F)(1) of this section no longer applies to a 2719  
campaign committee after both of the following occur: 2720

(a) The primary or general election period during which the 2721  
contribution limitations prescribed in section 3517.102 of the 2722  
Revised Code did not apply after being removed pursuant to 2723  
division (D) of this section has expired; 2724

(b) When the campaign committee has disposed of all excess 2725  
funds and excess aggregate contributions as required under section 2726  
3517.1010 of the Revised Code. 2727

**Sec. 3517.104.** (A) In January of each odd-numbered year, the 2728  
secretary of state, in accordance with this division and division 2729  
(B) of this section, shall adjust each amount specified in section 2730  
3517.102 and in division (B)(4)(e) of section 3517.10 of the 2731  
Revised Code. The adjustment shall be based on the yearly average 2732  
of the previous two years of the Consumer Price Index for All 2733  
Urban Consumers or its successive equivalent, as determined by the 2734  
United States department of labor, bureau of labor statistics, or 2735  
its successor in responsibility, for all items, Series A. Using 2736  
the 1996 yearly average as the base year, the secretary of state 2737  
shall compare the most current average consumer price index with 2738  
that determined in the preceding odd-numbered year, and shall 2739  
determine the percentage increase or decrease. The percentage 2740  
increase or decrease shall be multiplied by the actual dollar 2741  
figure for each office or entity specified in section 3517.102 of 2742  
the Revised Code and by each actual dollar figure specified in 2743  
division (B)(4)(e) of section 3517.10 of the Revised Code as 2744  
determined in the previous odd-numbered year, and the product 2745  
shall be added to or subtracted from its corresponding actual 2746  
dollar figure, as necessary, for that previous odd-numbered year. 2747  
The 2748

The resulting amount shall be rounded ~~to the nearest five~~ 2749

~~hundred dollars if the calculations are made regarding the amounts~~ 2750  
~~specified in section 3517.102 of the Revised Code or to the~~ 2751  
nearest twenty-five dollars if the calculations are made regarding 2752  
the amounts specified in division (B)(4)(e) of section 3517.10 of 2753  
the Revised Code. 2754

If the calculations are made regarding the amounts specified 2755  
in section 3517.102 of the Revised Code, the resulting amount 2756  
shall not be rounded. If that resulting amount is less than one 2757  
hundred dollars, the secretary of state shall retain a record of 2758  
the resulting amount and the manner in which it was calculated, 2759  
but shall not make an adjustment unless the resulting amount, when 2760  
added to the resulting amount calculated in each prior 2761  
odd-numbered year since the last adjustment was made, equals or 2762  
exceeds one hundred dollars. 2763

(B)(1) The secretary of state shall calculate the adjustment 2764  
under division (A) of this section and shall report the 2765  
calculations and necessary materials to the auditor of state, on 2766  
or before the thirty-first day of January of each odd-numbered 2767  
year. The secretary of state shall base the adjustment on the most 2768  
current consumer price index that is described in division (A) of 2769  
this section and that is in effect as of the first day of January 2770  
of each odd-numbered year. 2771

(2) The calculations made by the secretary of state under 2772  
divisions (A) and (B)(1) of this section shall be certified by the 2773  
auditor of state on or before the fifteenth day of February of 2774  
each odd-numbered year. 2775

(3) On or before the twenty-fifth day of February of each 2776  
odd-numbered year, the secretary of state shall prepare a report 2777  
setting forth the maximum contribution limitations under section 2778  
3517.102 of the Revised Code, the maximum amounts, if any, of 2779  
contributions permitted to be kept under that section, and the 2780  
amounts required under division (B)(4)(e) of section 3517.10 of 2781

the Revised Code for reporting contributions and in-kind 2782  
contributions at social or fund-raising activities and 2783  
contributions from amounts deducted from an employee's wages and 2784  
salary, as calculated and certified pursuant to divisions (A) and 2785  
(B)(1) and (2) of this section. The report and all documents 2786  
relating to the calculations contained in the report are public 2787  
records. The report shall contain an indication of the period in 2788  
which the limitations, the maximum contribution amounts, and the 2789  
reporting amounts apply, a summary of how the limitations, the 2790  
maximum contribution amounts, and the reporting amounts were 2791  
calculated, and a statement that the report and all related 2792  
documents are available for inspection and copying at the office 2793  
of the secretary of state. 2794

(4) On or before the twenty-fifth day of February of each 2795  
odd-numbered year, the secretary of state shall transmit the 2796  
report to the general assembly, and shall send the report by mail 2797  
to the board of elections of each county. 2798

(5) The secretary of state shall send the report by mail to 2799  
each person who files a declaration of candidacy or nominating 2800  
petition with the secretary of state for the office of governor, 2801  
lieutenant governor, secretary of state, auditor of state, 2802  
treasurer of state, attorney general, member of the state board of 2803  
education, chief justice of the supreme court, or justice of the 2804  
supreme court. The report shall be mailed on or before the tenth 2805  
day after the filing. 2806

(6) A board of elections shall send the report by mail to 2807  
each person who files a declaration of candidacy or nominating 2808  
petition with the board for the office of state representative or 2809  
state senator. The report shall be mailed on or before the tenth 2810  
day after the filing. 2811

**Sec. 3517.105.** (A)(1) As used in this section, "public 2812

political advertising" means advertising to the general public 2813  
through a broadcasting station, newspaper, magazine, poster, yard 2814  
sign, or outdoor advertising facility, by direct mail, or by any 2815  
other means of advertising to the general public. 2816

(2) For purposes of this section and section 3517.20 of the 2817  
Revised Code, a person is a member of a political action committee 2818  
if the person makes one or more contributions to that political 2819  
action committee, ~~and a person is a member of a political~~ 2820  
~~contributing entity if the person makes one or more contributions~~ 2821  
~~to, or pays dues, membership fees, or other assessments to, that~~ 2822  
~~political contributing entity.~~ 2823

(B)(1) Whenever a candidate, a campaign committee, a 2824  
political action committee ~~or political contributing entity~~ with 2825  
ten or more members, or a legislative campaign fund makes an 2826  
independent expenditure, or whenever a political action committee 2827  
~~or political contributing entity~~ with fewer than ten members makes 2828  
an independent expenditure in excess of one hundred dollars for a 2829  
local candidate, in excess of two hundred fifty dollars for a 2830  
candidate for the office of member of the general assembly, or in 2831  
excess of five hundred dollars for a statewide candidate, for the 2832  
purpose of financing communications advocating the election or 2833  
defeat of an identified candidate or solicits without the 2834  
candidate's express consent a contribution for or against an 2835  
identified candidate through public political advertising, a 2836  
statement shall appear or be presented in a clear and conspicuous 2837  
manner in the advertising that does both of the following: 2838

(a) Clearly indicates that the communication or public 2839  
political advertising is not authorized by the candidate or the 2840  
candidate's campaign committee; 2841

(b) Clearly identifies the candidate, campaign committee, 2842  
political action committee, ~~political contributing entity~~, or 2843  
legislative campaign fund that has paid for the communication or 2844

public political advertising in accordance with section 3517.20 of 2845  
the Revised Code. 2846

(2)(a) Whenever any campaign committee, legislative campaign 2847  
fund, political action committee, ~~political contributing entity,~~ 2848  
or political party makes an independent expenditure in support of 2849  
or opposition to any candidate, the committee, ~~entity,~~ fund, or 2850  
party shall report the independent expenditure and identify the 2851  
candidate on a statement prescribed by the secretary of state and 2852  
filed by the committee, ~~entity,~~ fund, or ~~political~~ party as part 2853  
of its statement of contributions and expenditures pursuant to 2854  
division (A) of section 3517.10 and division (A) of section 2855  
3517.11 of the Revised Code. 2856

(b) Whenever any individual, partnership, or other entity, 2857  
except a corporation, labor organization, campaign committee, 2858  
legislative campaign fund, political action committee, ~~political~~ 2859  
~~contributing entity,~~ or political party, makes one or more 2860  
independent expenditures in support of or opposition to any 2861  
candidate, the individual, partnership, or other entity shall file 2862  
with the secretary of state in the case of a statewide candidate, 2863  
or with the board of elections in the county in which the 2864  
candidate files the candidate's petitions for nomination or 2865  
election for district or local office, not later than the dates 2866  
specified in divisions (A)(1), (2), ~~and (3),~~ and (4) of section 2867  
3517.10 of the Revised Code, and, except as otherwise provided in 2868  
that section, a statement itemizing all independent expenditures 2869  
made during the period since the close of business on the last day 2870  
reflected in the last previously filed such statement, if any. The 2871  
statement shall be made on a form prescribed by the secretary of 2872  
state or shall be filed by electronic means of transmission 2873  
pursuant to division (G) of section 3517.106 of the Revised Code 2874  
as authorized or required by that division. The statement shall 2875  
indicate the date and the amount of each independent expenditure 2876

and the candidate on whose behalf it was made and shall be made 2877  
under penalty of election falsification. 2878

(C)(1) Whenever a corporation, labor organization, campaign 2879  
committee, political action committee with ten or more members, or 2880  
legislative campaign fund makes an independent expenditure, or 2881  
whenever a political action committee with fewer than ten members 2882  
makes an independent expenditure in excess of one hundred dollars 2883  
for a local ballot issue or question, or in excess of five hundred 2884  
dollars for a statewide ballot issue or question, for the purpose 2885  
of financing communications advocating support of or opposition to 2886  
an identified ballot issue or question or solicits without the 2887  
express consent of the ballot issue committee a contribution for 2888  
or against an identified ballot issue or question through public 2889  
political advertising, a statement shall appear or be presented in 2890  
a clear and conspicuous manner in the advertising that does both 2891  
of the following: 2892

(a) Clearly indicates that the communication or public 2893  
political advertising is not authorized by the identified ballot 2894  
issue committee; 2895

(b) Clearly identifies the corporation, labor organization, 2896  
campaign committee, legislative campaign fund, or political action 2897  
committee that has paid for the communication or public political 2898  
advertising in accordance with section 3517.20 of the Revised 2899  
Code. 2900

(2)(a) Whenever any corporation, labor organization, campaign 2901  
committee, legislative campaign fund, political party, or 2902  
political action committee makes an independent expenditure in 2903  
support of or opposition to any ballot issue or question, the 2904  
corporation or labor organization shall report the independent 2905  
expenditure in accordance with division (C) of section 3599.03 of 2906  
the Revised Code, and the campaign committee, fund, party, or 2907  
political action committee shall report the independent 2908

expenditure and identify the ballot issue or question on a 2909  
statement prescribed by the secretary of state and filed by the 2910  
campaign committee, fund, ~~political~~ party, or political action 2911  
committee as part of its statement of contributions and 2912  
expenditures pursuant to division (A) of section 3517.10 and 2913  
division (A) of section 3517.11 of the Revised Code. 2914

(b) Whenever any individual, partnership, or other entity, 2915  
except a corporation, labor organization, campaign committee, 2916  
legislative campaign fund, political action committee, or 2917  
political party, makes one or more independent expenditures in 2918  
excess of one hundred dollars in support of or opposition to any 2919  
ballot issue or question, the individual, partnership, or other 2920  
entity shall file with the secretary of state in the case of a 2921  
statewide ballot issue or question, or with the board of elections 2922  
in the county that certifies the issue or question for placement 2923  
on the ballot in the case of a district or local issue or 2924  
question, not later than the dates specified in ~~division~~ divisions 2925  
(A)(1), (2), ~~and~~ (3), and (4) of section 3517.10 of the Revised 2926  
Code, and, except as otherwise provided in that section, a 2927  
statement itemizing all independent expenditures made during the 2928  
period since the close of business on the last day reflected in 2929  
the last previously filed such statement, if any. The statement 2930  
shall be made on a form prescribed by the secretary of state or 2931  
shall be filed by electronic means of transmission pursuant to 2932  
division (G) of section 3517.106 of the Revised Code as authorized 2933  
or required by that division. The statement shall indicate the 2934  
date and the amount of each independent expenditure and the ballot 2935  
issue or question in support of or opposition to which it was made 2936  
and shall be made under penalty of election falsification. 2937

(3) No person, campaign committee, legislative campaign fund, 2938  
political action committee, corporation, labor organization, or 2939  
other organization or association shall use or cause to be used a 2940

false or fictitious name in making an independent expenditure in support of or opposition to any candidate or any ballot issue or question. A name is false or fictitious if the person, campaign committee, legislative campaign fund, political action committee, corporation, labor organization, or other organization or association does not actually exist or operate, if the corporation, labor organization, or other organization or association has failed to file a fictitious name or other registration with the secretary of state, if it is required to do so, or if the person, campaign committee, legislative campaign fund, or political action committee has failed to file a designation of the appointment of a treasurer, if it is required to do so by division (D)(1) of section 3517.10 of the Revised Code.

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

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

(1) "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.

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

(B)(1) The secretary of state shall store on computer the information contained in statements of contributions and expenditures and monthly statements required to be filed under section 3517.10 of the Revised Code and in statements of independent expenditures required to be filed under section



3517.105 of the Revised Code by any of the following:	2971
<del>(1)(a)</del> The campaign committees of candidates for statewide office;	2972 2973
<del>(2)(b)</del> The political action committees <del>and political contributing entities</del> described in division (A)(1) of section 3517.11 of the Revised Code;	2974 2975 2976
<del>(3)(c)</del> Legislative campaign funds;	2977
<del>(4)(d)</del> State political parties;	2978
<del>(5)(e)</del> Individuals, partnerships, corporations, labor organizations, or other entities that make independent expenditures in support of or opposition to a statewide candidate or a statewide ballot issue or question;	2979 2980 2981 2982
<del>(6)(f)</del> The campaign committees of candidates for the office of member of the general assembly;	2983 2984
<u>(g) County political parties, with respect to their state candidate funds.</u>	2985 2986
<u>(2) The secretary of state shall store on computer the information contained in disclosure of electioneering communications statements required to be filed under section 3517.1011 of the Revised Code.</u>	2987 2988 2989 2990
<u>(3) The secretary of state shall store on computer the information contained in deposit and disbursement statements required to be filed with the office of the secretary of state under section 3517.1012 of the Revised Code.</u>	2991 2992 2993 2994
(C)(1) The secretary of state shall make available to the campaign committees, political action committees, <del>political contributing entities</del> , legislative campaign funds, political parties, individuals, partnerships, corporations, labor organizations, and other entities described in division (B) of this section, and to members of the news media and other	2995 2996 2997 2998 2999 3000

interested persons, for a reasonable fee, computer programs that 3001  
are compatible with the secretary of state's method of storing the 3002  
information contained in the statements. 3003

(2) The secretary of state shall make the information 3004  
required to be stored under division (B) of this section available 3005  
on computer at the secretary of state's office so that, to the 3006  
maximum extent feasible, individuals may obtain at the secretary 3007  
of state's office any part or all of that information for any 3008  
given year, subject to the limitation expressed in division (D) of 3009  
this section. 3010

(D) The secretary of state shall keep the information stored 3011  
on computer under division (B) of this section for at least six 3012  
years. 3013

(E)(1) Subject to the secretary of state having implemented, 3014  
tested, and verified the successful operation of any system the 3015  
secretary of state prescribes pursuant to division (H)(1) of this 3016  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3017  
the Revised Code for the filing of campaign finance statements by 3018  
electronic means of transmission, the campaign committee of each 3019  
candidate for statewide office may file the statements prescribed 3020  
by section 3517.10 of the Revised Code by electronic means of 3021  
transmission or, if the total amount of the contributions received 3022  
or the total amount of the expenditures made by the campaign 3023  
committee for the applicable reporting period as specified in 3024  
division (A) of section 3517.10 of the Revised Code exceeds ten 3025  
thousand dollars, shall file those statements by electronic means 3026  
of transmission. 3027

Except as otherwise provided in this division, within five 3028  
business days after a statement filed by a campaign committee of a 3029  
candidate for statewide office is received by the secretary of 3030  
state by electronic or other means of transmission, the secretary 3031  
of state shall make available online to the public through the 3032

internet, as provided in division (I) of this section, the  
contribution and expenditure information in that statement. The  
secretary of state shall not make available online to the public  
through the internet any contribution or expenditure information  
contained in a statement for any candidate until the secretary of  
state is able to make available online to the public through the  
internet the contribution and expenditure information for all  
candidates for a particular office. As soon as the secretary of  
state has available all of that information, the secretary of  
state shall simultaneously make available online to the public  
through the internet the information for all candidates for a  
particular office.

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 campaign  
committee 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 campaign committee of a candidate for statewide  
office 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.

~~(2) Subject to division (E)(3) of this section and 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 3065  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3066  
Code for the filing of campaign finance statements by electronic 3067  
means of transmission, a political action committee ~~and a~~ 3068  
~~political contributing entity~~ described in division (B)~~(2)~~(1)(b) 3069  
of this section, a legislative campaign fund, and a state 3070  
political party may file the statements prescribed by section 3071  
3517.10 of the Revised Code by electronic means of transmission 3072  
or, if the total amount of the contributions received or the total 3073  
amount of the expenditures made by the political action committee, 3074  
legislative campaign fund, or state political party for the 3075  
applicable reporting period as specified in division (A) of 3076  
section 3517.10 of the Revised Code exceeds ten thousand dollars, 3077  
shall file those statements by electronic means of transmission. 3078

Within five business days after a statement filed by a 3079  
political action committee ~~or a political contributing entity~~ 3080  
described in division (B)~~(2)~~(1)(b) of this section, a legislative 3081  
campaign fund, or a state political party is received by the 3082  
secretary of state by electronic or other means of transmission, 3083  
the secretary of state shall make available online to the public 3084  
through the internet, as provided in division (I) of this section, 3085  
the contribution and expenditure information in that statement. 3086

If a statement filed by electronic means of transmission is 3087  
found to be incomplete or inaccurate after the examination of the 3088  
statement for completeness and accuracy pursuant to division 3089  
(B)(3)(a) of section 3517.11 of the Revised Code, the political 3090  
action committee, ~~political contributing entity,~~ legislative 3091  
campaign fund, or state political party shall file by electronic 3092  
means of transmission any addendum to the statement that provides 3093  
the information necessary to complete or correct the statement or, 3094  
if required by the secretary of state under that division, an 3095  
amended statement. 3096

Within five business days after the secretary of state 3097  
receives from a political action committee ~~or a political~~ 3098  
~~contributing entity~~ described in division (B)~~(2)~~(1)(b) of this 3099  
section, a legislative campaign fund, or a state political party 3100  
an addendum to the statement or an amended statement by electronic 3101  
or other means of transmission under this division or division 3102  
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 3103  
state shall make the contribution and expenditure information in 3104  
the addendum or amended statement available online to the public 3105  
through the internet as provided in division (I) of this section. 3106

(3) Subject to the secretary of state having implemented, 3107  
tested, and verified the successful operation of any system the 3108  
secretary of state prescribes pursuant to division (H)(1) of this 3109  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3110  
the Revised Code for the filing of campaign finance statements by 3111  
electronic means of transmission, ~~a political action committee and~~ 3112  
~~a political contributing entity described in division (B)(2) of~~ 3113  
~~this section, a legislative campaign fund, and a state county~~ 3114  
political party shall file the statements prescribed by section 3115  
3517.10 of the Revised Code with respect to its state candidate 3116  
fund by electronic means of transmission ~~if the total amount of~~ 3117  
~~the contributions received or the total amount of the expenditures~~ 3118  
~~made by the political action committee, political contributing~~ 3119  
~~entity, legislative campaign fund, or political party for the~~ 3120  
~~applicable reporting period as specified in division (A) of~~ 3121  
~~section 3517.10 of the Revised Code exceeds ten thousand dollars~~ 3122  
to the office of the secretary of state. 3123

Within five business days after a statement filed by a 3124  
~~political action committee or a political contributing entity~~ 3125  
~~described in division (B)(2) of this section, a legislative~~ 3126  
~~campaign fund, or a state county~~ political party with respect to 3127  
its state candidate fund is received by the secretary of state by 3128

electronic ~~or other~~ means of transmission, the secretary of state 3129  
shall make available online to the public through the internet, as 3130  
provided in division (I) of this section, the contribution and 3131  
expenditure information in that statement. 3132

If a statement ~~filed by electronic means of transmission~~ is 3133  
found to be incomplete or inaccurate after the examination of the 3134  
statement for completeness and accuracy pursuant to division 3135  
(B)(3)(a) of section 3517.11 of the Revised Code, ~~the political~~ 3136  
~~action committee, political contributing entity, legislative~~ 3137  
~~campaign fund, or state~~ a county political party shall file by 3138  
electronic means of transmission any addendum to the statement 3139  
that provides the information necessary to complete or correct the 3140  
statement or, if required by the secretary of state under that 3141  
division, an amended statement. 3142

Within five business days after the secretary of state 3143  
receives from a ~~political action committee or a political~~ 3144  
~~contributing entity described in division (B)(2) of this section,~~ 3145  
~~a legislative campaign fund, or a state~~ county political party an 3146  
addendum to the statement or an amended statement by electronic ~~or~~ 3147  
~~other~~ means of transmission under this division or division 3148  
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 3149  
state shall make the contribution and expenditure information in 3150  
the addendum or amended statement available online to the public 3151  
through the internet as provided in division (I) of this section. 3152

(F)(1) Subject ~~to division (F)(4) of this section and subject~~ 3153  
to the secretary of state having implemented, tested, and verified 3154  
the successful operation of any system the secretary of state 3155  
prescribes pursuant to division (H)(1) of this section and 3156  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3157  
Code for the filing of campaign finance statements by electronic 3158  
means of transmission ~~or on computer disk~~, a campaign committee of 3159  
a candidate for the office of member of the general assembly or a 3160

campaign committee of a candidate for the office of judge of a 3161  
court of appeals may file the statements prescribed by section 3162  
3517.10 of the Revised Code in accordance with division (A)(2) of 3163  
section 3517.11 of the Revised Code or by electronic means of 3164  
transmission to the office of the secretary of state or, ~~until~~ 3165  
~~March 1, 2004, on computer disk with the appropriate board of~~ 3166  
~~elections specified in division (A)(2) of section 3517.11 of the~~ 3167  
~~Revised Code~~ if the total amount of the contributions received by 3168  
the campaign committee for the applicable reporting period as 3169  
specified in division (A) of section 3517.10 of the Revised Code 3170  
exceeds ten thousand dollars, shall file those statements by 3171  
electronic means of transmission to the office of the secretary of 3172  
state. 3173

Except as otherwise provided in this division, within five 3174  
business days after a statement filed by a campaign committee of a 3175  
candidate for the office of member of the general assembly or a 3176  
campaign committee of a candidate for the office of judge of a 3177  
court of appeals is received by the secretary of state by 3178  
electronic or other means of transmission, the secretary of state 3179  
shall make available online to the public through the internet, as 3180  
provided in division (I) of this section, the contribution and 3181  
expenditure information in that statement. The secretary of state 3182  
shall not make available online to the public through the internet 3183  
any contribution or expenditure information contained in a 3184  
statement for any candidate until the secretary of state is able 3185  
to make available online to the public through the internet the 3186  
contribution and expenditure information for all candidates for a 3187  
particular office. As soon as the secretary of state has available 3188  
all of that information, the secretary of state shall 3189  
simultaneously make available online to the public through the 3190  
internet the information for all candidates for a particular 3191  
office. 3192

If a statement filed by electronic means of transmission ~~or~~ 3193  
~~on computer disk~~ is found to be incomplete or inaccurate after the 3194  
examination of the statement for completeness and accuracy 3195  
pursuant to division (B)(3)(a) of section 3517.11 of the Revised 3196  
Code, the campaign committee shall file by electronic means of 3197  
transmission to the office of the secretary of state, ~~or, until~~ 3198  
~~March 1, 2004, on computer disk with the appropriate board of~~ 3199  
~~elections if the original statement was filed on computer disk,~~ 3200  
any addendum to the statement that provides the information 3201  
necessary to complete or correct the statement or, if required by 3202  
the secretary of state under that division, an amended statement. 3203

Within five business days after the secretary of state 3204  
receives from a campaign committee of a candidate for the office 3205  
of member of the general assembly or a campaign committee of a 3206  
candidate for the office of judge of a court of appeals an 3207  
addendum to the statement or an amended statement by electronic or 3208  
other means of transmission under this division or division 3209  
(B)(3)(a) of section 3517.11 of the Revised Code, the secretary of 3210  
state shall make the contribution and expenditure information in 3211  
the addendum or amended statement available online to the public 3212  
through the internet as provided in division (I) of this section. 3213

(2) ~~Until March 1, 2004, if a campaign committee of a~~ 3214  
~~candidate for the office of member of the general assembly files a~~ 3215  
~~statement of contributions and expenditures, an addendum to the~~ 3216  
~~statement, or an amended statement by electronic means of~~ 3217  
~~transmission or on computer disk pursuant to division (F)(1) of~~ 3218  
~~this section, the campaign committee shall file as prescribed by~~ 3219  
~~section 3517.10 of the Revised Code with the appropriate board of~~ 3220  
~~elections specified in division (A)(2) of section 3517.11 of the~~ 3221  
~~Revised Code a printed version of the statement, addendum, or~~ 3222  
~~amended statement filed by electronic means of transmission or on~~ 3223  
~~computer disk, in the format that the secretary of state shall~~ 3224



~~prescribe.~~ 3225

If a statement, addendum, or amended statement is not filed 3226  
by electronic means of transmission ~~or on computer disk to the~~ 3227  
office of the secretary of state but is filed by printed version 3228  
only under division (A)(2) of section 3517.11 of the Revised Code 3229  
with the appropriate board of elections, the campaign committee of 3230  
a candidate for the office of member of the general assembly or a 3231  
campaign committee of a candidate for the office of judge of a 3232  
court of appeals shall file two copies of the printed version of 3233  
the statement, addendum, or amended statement with the ~~appropriate~~ 3234  
board of elections. The board of elections shall send one of those 3235  
copies by overnight delivery service to the secretary of state 3236  
before the close of business on the day the board of elections 3237  
receives the statement, addendum, or amended statement. 3238

~~(3)(a) Subject to division (F)(4) of this section and subject~~ 3239  
~~to the secretary of state having implemented, tested, and verified~~ 3240  
~~the successful operation of any system the secretary of state~~ 3241  
~~prescribes pursuant to division (H)(1) of this section and~~ 3242  
~~divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised~~ 3243  
~~Code for the filing of campaign finance statements by electronic~~ 3244  
~~means of transmission or on computer disk, the secretary of state~~ 3245  
~~shall assess, and a campaign committee of a candidate for the~~ 3246  
~~office of member of the general assembly shall pay, a fee as~~ 3247  
~~provided in this division if the campaign committee has not filed~~ 3248  
~~the campaign finance statements prescribed by section 3517.10 of~~ 3249  
~~the Revised Code by electronic means of transmission or on~~ 3250  
~~computer disk pursuant to division (F)(1) of this section. The fee~~ 3251  
~~shall be calculated on the total contributions received for the~~ 3252  
~~applicable reporting period specified in division (A) of section~~ 3253  
~~3517.10 of the Revised Code as follows:~~ 3254

~~(i) No fee for total contributions up to and including ten~~ 3255  
~~thousand dollars;~~ 3256

~~(ii) A fee of fifty dollars for total contributions of over 3257  
ten thousand dollars up to and including twenty five thousand 3258  
dollars; 3259~~

~~(iii) A fee of one hundred fifty dollars for total 3260  
contributions over twenty five thousand dollars up to and 3261  
including fifty thousand dollars; 3262~~

~~(iv) A fee of two hundred dollars for total contributions 3263  
over fifty thousand dollars. 3264~~

~~(b) No campaign committee of a candidate for the office of 3265  
member of the general assembly shall be required to pay the fee 3266  
prescribed by division (F)(3)(a) of this section in connection 3267  
with the filing of an addendum to a statement of contributions and 3268  
expenditures or in connection with the filing of an amended 3269  
statement. 3270~~

~~(c) The fee prescribed by division (F)(3)(a) of this section 3271  
shall be made payable to the secretary of state and shall be 3272  
collected by the appropriate board of elections at the time the 3273  
campaign committee of a candidate for the office of member of the 3274  
general assembly files the statement of contributions and 3275  
expenditures. The fee shall be sent along with the statement, 3276  
before the close of business on the day it is received, to the 3277  
secretary of state by overnight delivery service. 3278~~

~~(4) Subject to the secretary of state having implemented, 3279  
tested, and verified the successful operation of any system the 3280  
secretary of state prescribes pursuant to division (H)(1) of this 3281  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3282  
the Revised Code for the filing of campaign finance statements by 3283  
electronic means of transmission, on and after March 1, 2004, a 3284  
campaign committee of a candidate for the office of member of the 3285  
general assembly shall file the statements prescribed by section 3286  
3517.10 of the Revised Code by electronic means of transmission to 3287~~

~~the secretary of state if the total amount of the contributions  
received by the campaign committee for the applicable reporting  
period as specified in division (A) of section 3517.10 of the  
Revised Code exceeds ten thousand dollars.~~

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

~~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 campaign  
committee of a candidate for the office of member of the general  
assembly 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 campaign committee of a candidate for the office~~

~~of member of the general assembly an addendum to the statement or 3320  
an amended statement by electronic or other means of transmission 3321  
under this division or division (B)(3)(a) of section 3517.11 of 3322  
the Revised Code, the secretary of state shall make the 3323  
contribution and expenditure information in the addendum or 3324  
amended statement available online to the public through the 3325  
internet as provided in division (I) of this section. 3326~~

(G)(1) Subject to division (G)(2) of this section and subject 3327  
to the secretary of state having implemented, tested, and verified 3328  
the successful operation of any system the secretary of state 3329  
prescribes pursuant to division (H)(1) of this section and 3330  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3331  
Code for the filing of campaign finance statements by electronic 3332  
means of transmission, any individual, partnership, or other 3333  
entity that makes independent expenditures in support of or 3334  
opposition to a statewide candidate or a statewide ballot issue or 3335  
question as provided in division (B)(2)(b) or (C)(2)(b) of section 3336  
3517.105 of the Revised Code may file the statement specified in 3337  
that division by electronic means of transmission or, if the total 3338  
amount of independent expenditures made during the reporting 3339  
period under that division exceeds ten thousand dollars, shall 3340  
file the statement specified in that division by electronic means 3341  
of transmission. 3342

Within five business days after a statement filed by an 3343  
individual, partnership, or other entity is received by the 3344  
secretary of state by electronic or other means of transmission, 3345  
the secretary of state shall make available online to the public 3346  
through the internet, as provided in division (I) of this section, 3347  
the expenditure information in that statement. 3348

If a statement filed by electronic means of transmission is 3349  
found to be incomplete or inaccurate after the examination of the 3350  
statement for completeness and accuracy pursuant to division 3351

(B)(3)(a) of section 3517.11 of the Revised Code, the individual,  
partnership, or other entity shall file by electronic means of  
transmission any addendum to the statement that provides the  
information necessary to complete or correct the statement or, if  
required by the secretary of state under that division, an amended  
statement.

3352  
3353  
3354  
3355  
3356  
3357

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

3358  
3359  
3360  
3361  
3362  
3363  
3364  
3365  
3366  
3367

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

3368  
3369  
3370  
3371  
3372  
3373  
3374  
3375  
3376  
3377  
3378  
3379  
3380

~~Within five business days after a statement filed by an  
individual, partnership, or other entity is received by the  
secretary of state by electronic or other means of transmission,~~

3381  
3382  
3383

~~the secretary of state shall make available online to the public 3384  
through the internet, as provided in division (I) of this section, 3385  
the expenditure information in that statement. 3386~~

~~If a statement filed by electronic means of transmission is 3387  
found to be incomplete or inaccurate after the examination of the 3388  
statement for completeness and accuracy pursuant to division 3389  
(B)(3)(a) of section 3517.11 of the Revised Code, the individual, 3390  
partnership, or other entity shall file by electronic means of 3391  
transmission any addendum to the statement that provides the 3392  
information necessary to complete or correct the statement or, if 3393  
required by the secretary of state under that division, an amended 3394  
statement. 3395~~

~~Within five business days after the secretary of state 3396  
receives from an individual, partnership, or other entity 3397  
described in division (B)(2)(b) or (C)(2)(b) of section 3517.105 3398  
of the Revised Code an addendum to the statement or an amended 3399  
statement by electronic or other means of transmission under this 3400  
division or division (B)(3)(a) of section 3517.11 of the Revised 3401  
Code, the secretary of state shall make the expenditure 3402  
information in the addendum or amended statement available online 3403  
to the public through the internet as provided in division (I) of 3404  
this section. 3405~~

(H)(1) The secretary of state, by rule adopted pursuant to 3406  
section 3517.23 of the Revised Code, shall prescribe one or more 3407  
techniques by which a person who executes and transmits by 3408  
electronic means a statement of contributions and expenditures, a 3409  
statement of independent expenditures, a disclosure of 3410  
electioneering communications statement, or a deposit and 3411  
disbursement statement, an addendum to either statement any of 3412  
those statements, an amended statement of contributions and 3413  
expenditures, ~~or~~ an amended statement of independent expenditures, 3414  
an amended disclosure of electioneering communications statement, 3415

or an amended deposit and disbursement statement, under this 3416  
section or section 3517.10 ~~or~~, 3517.105, 3517.1011, or 3517.1012 3417  
of the Revised Code shall electronically sign the statement, 3418  
addendum, or amended statement. Any technique prescribed by the 3419  
secretary of state pursuant to this division shall create an 3420  
electronic signature that satisfies all of the following: 3421

(a) It is unique to the signer. 3422

(b) It objectively identifies the signer. 3423

(c) It involves the use of a signature device or other means 3424  
or method that is under the sole control of the signer and that 3425  
cannot be readily duplicated or compromised. 3426

(d) It is created and linked to the electronic record to 3427  
which it relates in a manner that, if the record or signature is 3428  
intentionally or unintentionally changed after signing, the 3429  
electronic signature is invalidated. 3430

(2) An electronic signature prescribed by the secretary of 3431  
state under division (H)(1) of this section shall be attached to 3432  
or associated with the statement of contributions and 3433  
expenditures, the statement of independent expenditures, the 3434  
disclosure of electioneering communications statement, or the 3435  
deposit and disbursement statement, the addendum to ~~either~~ 3436  
~~statement~~ any of those statements, the amended statement of 3437  
contributions and expenditures, ~~or~~ the amended statement of 3438  
independent expenditures, the amended disclosure of electioneering 3439  
communications statement, or the amended deposit and disbursement 3440  
statement that is executed and transmitted by electronic means by 3441  
the person to whom the electronic signature is attributed. The 3442  
electronic signature that is attached to or associated with the 3443  
statement, addendum, or amended statement under this division 3444  
shall be binding on all persons and for all purposes under the 3445  
campaign finance reporting law as if the signature had been 3446

handwritten in ink on a printed form ~~of the statement, addendum,~~ 3447  
~~or amended statement.~~ 3448

(I) The secretary of state shall make the contribution and 3449  
expenditure, the contribution and disbursement, or the deposit and 3450  
disbursement information in all statements, all addenda to the 3451  
statements, and all amended statements that are filed with the 3452  
secretary of state by electronic or other means of transmission 3453  
under this section or section 3517.10, 3517.105, 3517.1011, 3454  
3517.1012, or 3517.11 of the Revised Code available online to the 3455  
public by any means that are searchable, viewable, and accessible 3456  
through the internet. 3457

(J)(1) As used in this division, "library" means a library 3458  
that is open to the public and that is one of the following: 3459

(a) A library that is maintained and regulated under section 3460  
715.13 of the Revised Code; 3461

(b) A library that is created, maintained, and regulated 3462  
under Chapter 3375. of the Revised Code. 3463

(2) The secretary of state shall notify all libraries of the 3464  
location on the internet at which the contribution and 3465  
expenditure, contribution and disbursement, or deposit and 3466  
disbursement information in campaign finance statements required 3467  
to be made available online to the public through the internet 3468  
pursuant to division (I) of this section may be accessed. 3469

If that location is part of ~~the graphical subnetwork~~ called 3470  
the world wide web and if the secretary of state has notified a 3471  
library of that world wide web location as required by this 3472  
division, the library shall include a link to that world wide web 3473  
location on each internet-connected computer it maintains that is 3474  
accessible to the public. 3475

(3) If the system the secretary of state prescribes for the 3476  
filing of campaign finance statements by electronic means of 3477



transmission pursuant to division (H)(1) of this section and 3478  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3479  
Code includes filing those statements through the internet via ~~an~~ 3480  
~~interactive location on the graphical subnetwork~~ called the world 3481  
wide web, the secretary of state shall notify all libraries of the 3482  
world wide web location at which those statements may be filed. 3483

If those statements may be filed through the internet via ~~an~~ 3484  
~~interactive location on the graphical subnetwork~~ called the world 3485  
wide web and if the secretary of state has notified a library of 3486  
that world wide web location as required by this division, the 3487  
library shall include a link to that world wide web location on 3488  
each internet-connected computer it maintains that is accessible 3489  
to the public. 3490

(K) It is an affirmative defense to a complaint or charge 3491  
brought against any campaign committee, political action 3492  
committee, legislative campaign fund, or political party, 3493  
~~political contributing entity, or~~ any individual, partnership, or 3494  
other entity, or any electioneering communication committee, for 3495  
the failure to file by electronic means of transmission a campaign 3496  
finance statement as required by this section or section 3517.10 3497  
~~or~~, 3517.105, 3517.1011, or 3517.1012 of the Revised Code that all 3498  
of the following apply to the campaign committee, political action 3499  
committee, legislative campaign fund, or political party, 3500  
~~political contributing entity, or~~ the individual, partnership, or 3501  
other entity, or the electioneering communication committee, that 3502  
failed to so file ~~the required statement~~: 3503

(1) The campaign committee, political action committee, 3504  
legislative campaign fund, or political party, ~~political~~ 3505  
~~contributing entity, or~~ the individual, partnership, or other 3506  
entity, or the electioneering communication committee attempted to 3507  
file by electronic means of transmission the required statement 3508  
prior to the deadline set forth in the applicable section. 3509

(2) The campaign committee, political action committee, 3510  
legislative campaign fund, or political party, ~~political~~ 3511  
~~contributing entity, or the~~ individual, partnership, or other 3512  
entity, or the electioneering communication committee was unable 3513  
to file by electronic means of transmission due to an expected or 3514  
unexpected shutdown of the whole or part of the electronic 3515  
campaign finance statement-filing system, such as for maintenance 3516  
or because of hardware, software, or network connection failure. 3517

(3) The campaign committee, political action committee, 3518  
legislative campaign fund, or political party, ~~political~~ 3519  
~~contributing entity, or the~~ individual, partnership, or other 3520  
entity, or the electioneering communication committee filed by 3521  
electronic means of transmission the required statement within a 3522  
reasonable period of time after being unable to so file it under 3523  
the circumstance described in division (K)(2) of this section. 3524

**Sec. 3517.108.** (A) As used in divisions (A) and (B) of this 3525  
section: 3526

(1) "Candidate" has the same meaning as in section 3517.01 of 3527  
the Revised Code but includes only candidates for the offices of 3528  
governor, lieutenant governor, secretary of state, auditor of 3529  
state, treasurer of state, attorney general, member of the state 3530  
board of education, member of the general assembly, chief justice 3531  
of the supreme court, and justice of the supreme court. 3532

(2) A "general election period" begins on the day after the 3533  
primary election immediately preceding the general election at 3534  
which a candidate seeks an office specified in division (A)(1) of 3535  
this section and ends on the thirty-first day of December 3536  
following that general election. 3537

(3) A "primary election period" begins on the first day of 3538  
January of the year following the year in which the general 3539

election was held for the office that the candidate seeks, 3540  
including any mid-term election, and ends on the day of the 3541  
primary election. 3542

(B) Whenever the campaign committee of a candidate has unpaid 3543  
debt at the end of a primary election period or at the end of a 3544  
general election period, the committee may accept additional 3545  
contributions during the immediately following election period up 3546  
to the applicable limitation prescribed under section 3517.102 of 3547  
the Revised Code from any individual, political action committee, 3548  
~~political contributing entity~~, or other campaign committee who, 3549  
during the primary or general election period for which debt 3550  
remains unpaid, has contributed less than the contribution 3551  
limitations prescribed under section 3517.102 of the Revised Code 3552  
applicable to that individual, political action committee, 3553  
~~political contributing entity~~, or other campaign committee. Any 3554  
additional contribution that a campaign committee accepts under 3555  
this division shall count toward the applicable limitations 3556  
prescribed under section 3517.102 of the Revised Code for that 3557  
primary or general election period at the end of which the debt 3558  
remains unpaid, and shall not count toward the applicable 3559  
limitations for any other primary or general election period if 3560  
all of the following conditions apply: 3561

(1) The campaign committee reports, on the statement required 3562  
to be filed under division (A)(2) of section 3517.10 of the 3563  
Revised Code, all debt remaining unpaid at the end of the election 3564  
period. The committee shall also file a separate statement, on a 3565  
form prescribed by the secretary of state, at the same time that 3566  
the committee is required to file a statement of contributions and 3567  
expenditures under section 3517.10 of the Revised Code. The 3568  
separate statement shall include the name and address of each 3569  
contributor who makes an additional contribution under division 3570  
(B) of this section, how the contribution was applied to pay the 3571

unpaid debt as required by division (B)(3) of this section, and 3572  
the balance of the unpaid debt after each contribution was applied 3573  
to it. 3574

(2) The additional contributions are accepted only during the 3575  
primary or general election period, whichever is applicable, 3576  
immediately following the election period covered in the statement 3577  
filed under division (B)(1) of this section. 3578

(3) All additional contributions made under division (B) of 3579  
this section are used by the campaign committee that receives them 3580  
only to pay the debt of the committee reported under division 3581  
(B)(1) of this section. 3582

(4) The campaign committee maintains a separate account for 3583  
all additional contributions made under division (B) of this 3584  
section, and uses moneys in that account only to pay the unpaid 3585  
debt reported under division (B)(1) of this section and to 3586  
administer the account. 3587

(5) The campaign committee stops accepting additional 3588  
contributions after funds sufficient to repay the unpaid debt 3589  
reported under division (B)(1) of this section have been raised 3590  
and promptly disposes of any contributions received that exceed 3591  
the amount of the unpaid debt by returning the excess 3592  
contributions to the contributors or by giving the excess 3593  
contributions to an organization that is exempt from federal 3594  
income taxation under subsection 501(a) and described in 3595  
subsection 501(c)(3), (4), (8), (10), or (19) of the Internal 3596  
Revenue Code. 3597

**Sec. 3517.109.** (A) As used in this section: 3598

(1) "Candidate" has the same meaning as in section 3517.01 of 3599  
the Revised Code but includes only candidates for the offices of 3600  
governor, lieutenant governor, secretary of state, auditor of 3601

state, treasurer of state, attorney general, member of the state board of education, and member of the general assembly.

(2) "Statewide candidate" means the joint candidates for the offices of governor and lieutenant governor or a candidate for the office of secretary of state, auditor of state, treasurer of state, attorney general, and member of the state board of education.

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

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

(5) "State office" means the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, and member of the general assembly.

(6) "Aggregate contribution" means the total of all contributions from a contributor during the pre-filing period.

(7) "Allowable aggregate contribution" means all of the following:

(a) In the case of a contribution from a contributor whose contributions are subject to the contribution limits described in division (B)(1), (2), (3), or (6)(a), ~~or (7)~~ of section 3517.102 of the Revised Code, that portion of the amount of the contributor's aggregate contribution that does not exceed the preprimary contribution limit applicable to that contributor.

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

(i) That portion of the aggregate contribution that was received as in-kind services;	3632 3633
(ii) That portion of the aggregate contribution that was received as cash and does not exceed the applicable preprimary cash transfer or contribution limits described in division (B)(6)(b) of section 3517.102 of the Revised Code.	3634 3635 3636 3637
(8) "Excess aggregate contribution" means, for each contributor, the amount by which that contributor's aggregate contribution exceeds that contributor's allowable aggregate contribution.	3638 3639 3640 3641
(9) "Pre-filing period" means the period of time ending on the day that the candidacy petitions are due for the state office for which the candidate has filed and beginning on the latest date of the following:	3642 3643 3644 3645
(a) The first day of January of the year following the general election in which that state office was last on the ballot;	3646 3647 3648
(b) The first day of January of the year following the general election in which the candidate was last a candidate for any office;	3649 3650 3651
(c) The first day of the month following the primary election in which the candidate was last a candidate for any office.	3652 3653
(10) "Filing date" means the last date on which a candidacy petition may be filed for an office.	3654 3655
(11) "Applicable carry-in limit" means thirty-five thousand dollars if the candidate is a house candidate or a candidate for the state board of education, one hundred thousand dollars if the candidate is a senate candidate, and two hundred thousand dollars if the candidate is a statewide candidate other than a candidate for the state board of education.	3656 3657 3658 3659 3660 3661

(12) "Campaign asset" means prepaid, purchased, or donated assets available to the candidate on the date of the filing deadline for the office the candidate is seeking that will be consumed or depleted in the course of the candidate's election campaign, including, but not limited to, postage, prepaid rent for campaign headquarters, prepaid radio, television, and newspaper advertising, and other prepaid consulting and personal services.

(13) "Permitted funds" means the sum of the following:

(a) The total of the allowable aggregate contribution of each contributor;

(b) The applicable carry-in limit.

(14) "Excess funds" means the amount by which the sum of the total cash on hand and total reported campaign assets exceeds permitted funds.

(15) "Covered candidate" means both of the following:

(a) A candidate who, during the pre-filing period, accepts or has a campaign committee that accepts contributions on the candidate's behalf for the purpose of nominating or electing the candidate to any office not subject to the contribution limits prescribed in section 3517.102 of the Revised Code;

(b) A person who, during the pre-filing period, accepts or has a campaign committee that accepts contributions on the person's behalf prior to the person deciding upon or announcing the office for which the person will become a candidate for nomination or election.

(B) Each candidate who files for state office, not later than the filing date for that office, shall dispose of any excess funds. Each covered candidate who files for state office, not later than the filing date for that office, shall dispose of any excess aggregate contributions.

(C) Any campaign committee that is required to dispose of 3692  
excess funds or excess aggregate contributions under division (B) 3693  
of this section shall dispose of that excess amount or amounts by 3694  
doing any of the following: 3695

(1) Giving the amount to the treasurer of state for deposit 3696  
into the state treasury to the credit of the Ohio elections 3697  
commission fund created by division (I) of section 3517.152 of the 3698  
Revised Code; 3699

(2) Giving the amount to individuals who made contributions 3700  
to that campaign committee as a refund of all or part of their 3701  
contributions; 3702

(3) Giving the amount to a corporation that is exempt from 3703  
federal income taxation under subsection 501(a) and described in 3704  
subsection 501(c) of the Internal Revenue Code. 3705

(D)(1) Subject to division (D)(2) of this section, no 3706  
candidate or covered candidate shall appear on the ballot, even if 3707  
certified to appear on the ballot, unless the candidate's or 3708  
covered candidate's campaign committee has disposed of excess 3709  
funds, excess aggregate contributions, or both as required by 3710  
divisions (B) and (C) of this section. 3711

(2) If the excess aggregate contributions accepted by a 3712  
covered candidate or a covered candidate's campaign committee 3713  
aggregate a total of less than five thousand dollars from all 3714  
contributors, that candidate shall not be prohibited from 3715  
appearing on the ballot under division (D)(1) of this section. 3716

(E)(1) The campaign committee of each candidate required to 3717  
dispose of excess funds under this section shall file a report, on 3718  
a form prescribed by the secretary of state, with the official or 3719  
board with which the candidate is required to file statements 3720  
under section 3517.11 of the Revised Code. The report shall be 3721  
filed by the seventh day following the filing deadline for the 3722



office the candidate is seeking, shall indicate the amount of 3723  
excess funds disposed of, and shall describe the manner in which 3724  
the campaign committee disposed of the excess amount. 3725

(2) In addition to the information required to be included in 3726  
a report filed under division (E)(1) of this section, the campaign 3727  
committee of each covered candidate required to dispose of excess 3728  
aggregate contributions under this section shall include in that 3729  
report the source and amount of each excess aggregate contribution 3730  
disposed of and shall describe the manner in which the campaign 3731  
committee disposed of the excess amount. 3732

(F)(1) Each campaign committee of a candidate who has filed a 3733  
declaration of candidacy or a nominating petition for a state 3734  
office, not later than seven days after the ~~date of the filing~~ 3735  
~~deadline date~~ date for the office the candidate is seeking, shall file 3736  
a declaration of filing-day finances, on a form prescribed by the 3737  
secretary of state, with the official or board with which the 3738  
candidate is required to file statements under section 3517.11 of 3739  
the Revised Code. 3740

(2) A declaration of filing-day finances shall list all of 3741  
the following: 3742

(a) The amount of cash on hand in the candidate's campaign 3743  
fund on the ~~date of the filing~~ ~~deadline~~ date for the office the 3744  
candidate is seeking. 3745

(b) The value and description of all campaign assets worth 3746  
five hundred dollars or more available to the candidate on the 3747  
~~date of the filing~~ date. Assets purchased by the campaign shall be 3748  
valued at actual cost, and in-kind contributions shall be valued 3749  
at market value. 3750

(c) The total of all aggregate contributions; 3751

(d) The total of all allowable aggregate contributions; 3752

(e) The applicable carry-in limit, if any.	3753
(3) In addition to the information required to be included in a report of filing-day finances filed under division (F)(1) of this section, the campaign committee of each covered candidate shall include both of the following in that report:	3754 3755 3756 3757
(a) The total of all excess aggregate contributions;	3758
(b) For each contributor, if any, for whom there is an excess aggregate contribution, the name, address, aggregate contribution, and excess aggregate contribution.	3759 3760 3761
(G) A campaign committee of a candidate is not required to file a declaration of filing-day finances under division (F) of this section if all of the following apply:	3762 3763 3764
(1) The campaign committee has not accepted, during the pre-filing period, any aggregate contribution greater than the applicable amount.	3765 3766 3767
(2) The campaign committee had less than the carry-in amount in cash on hand at the beginning of the pre-filing period.	3768 3769
(3) The candidate files a declaration, on a form prescribed by the secretary of state, with the official or board with which the candidate is required to file statements under section 3517.11 of the Revised Code not later than seven days after the <del>date of</del> the filing <del>deadline</del> <u>date</u> for the office that candidate is seeking, stating that the candidate's campaign committee has not accepted aggregate contributions as described in division (G)(1) of this section and has less than the carry-in amount in cash on hand as described in division (G)(2) of this section.	3770 3771 3772 3773 3774 3775 3776 3777 3778
<b><u>Sec. 3517.1011.</u></b> (A) As used in this section:	3779
(1) <u>"Address" has the same meaning as in section 3517.10 of the Revised Code.</u>	3780 3781

(2) "Broadcast, cable, or satellite communication" means a 3782  
communication that is publicly distributed by a television 3783  
station, radio station, cable television system, or satellite 3784  
system. 3785

(3) "Contribution" means any loan, gift, deposit, forgiveness 3786  
of indebtedness, donation, advance, payment, or transfer of funds 3787  
or of anything of value, including a transfer of funds from an 3788  
inter vivos or testamentary trust or decedent's estate, and the 3789  
payment by any person other than the person to whom the services 3790  
are rendered for the personal services of another person, that is 3791  
made, received, or used to pay the direct costs of producing or 3792  
airing electioneering communications. 3793

(4)(a) "Coordinated electioneering communication" means any 3794  
electioneering communication that is made pursuant to any 3795  
arrangement, coordination, or direction by a candidate or a 3796  
candidate's campaign committee, by an officer, agent, employee, or 3797  
consultant of a candidate or a candidate's campaign committee, or 3798  
by a former officer, former agent, former employee, or former 3799  
consultant of a candidate or a candidate's campaign committee 3800  
prior to the airing, broadcasting, or cablecasting of the 3801  
communication. An electioneering communication is presumed to be a 3802  
"coordinated electioneering communication" when it is either of 3803  
the following: 3804

(i) Based on information about a candidate's plans, projects, 3805  
or needs provided to the electioneering communication committee 3806  
making the disbursement by the candidate or the candidate's 3807  
campaign committee, by an officer, agent, employee, or consultant 3808  
of the candidate or the candidate's campaign committee, or by a 3809  
former officer, former agent, former employee, or former 3810  
consultant of the candidate or the candidate's campaign committee, 3811  
with a view toward having the communication made; 3812

(ii) Made by or through any person who is, or has been, authorized to raise or expend funds on behalf of a candidate or the candidate's campaign committee, who is, or has been, an officer, agent, employee, or consultant of the candidate or of the candidate's campaign committee, or who is, or has been, receiving any form of compensation or reimbursement from the candidate or the candidate's campaign committee or from an officer, agent, employee, or consultant of the candidate or of the candidate's campaign committee. 3813  
3814  
3815  
3816  
3817  
3818  
3819  
3820  
3821

(b) An electioneering communication may only be considered to be a "coordinated electioneering communication" if the communication is made during one of the following periods of time: 3822  
3823  
3824

(i) Between the filing date for the office the candidate is seeking and the thirtieth day prior to the primary election at which candidates will be nominated for that office; 3825  
3826  
3827

(ii) Between the day of the primary election at which the candidate was nominated for office and the thirtieth day prior to the general election at which a candidate will be elected to that office. 3828  
3829  
3830  
3831

(c) An electioneering communication shall not be presumed to be a "coordinated electioneering communication" under division (A)(4)(a)(ii) of this section if the communication is made through any person who provides a service that does not affect the content of the communication, such as communications placed through the efforts of a media buyer, unless that person also affects the content of the communication. 3832  
3833  
3834  
3835  
3836  
3837  
3838

(5) "Disclosure date" means both of the following: 3839

(a) The first date during any calendar year by which an electioneering communication committee makes disbursements for the direct costs of producing or airing electioneering communications aggregating in excess of one dollar; 3840  
3841  
3842  
3843

(b) The same day of the week of each remaining week in the 3844  
same calendar year as the day of the week of the initial 3845  
disclosure date established under division (A)(5)(a) of this 3846  
section, if, during that remaining week, the electioneering 3847  
communication committee makes disbursements for the direct costs 3848  
of producing or airing electioneering communications aggregating 3849  
in excess of one dollar. 3850

(6)(a) "Electioneering communication" means any broadcast, 3851  
cable, or satellite communication that refers to a clearly 3852  
identified candidate and that is made at any time other than 3853  
during the thirty days preceding a primary election or during the 3854  
thirty days preceding a general election. 3855

(b) "Electioneering communication" does not include any of 3856  
the following: 3857

(i) A communication that is publicly disseminated through a 3858  
means of communication other than a broadcast, cable, or satellite 3859  
television or radio station. For example, "electioneering 3860  
communication" does not include communications appearing in print 3861  
media, including a newspaper or magazine, handbill, brochure, 3862  
bumper sticker, yard sign, poster, billboard, and other written 3863  
materials, including mailings; communications over the internet, 3864  
including electronic mail; or telephone communications. 3865

(ii) A communication that appears in a news story, 3866  
commentary, or editorial distributed through the facilities of any 3867  
broadcast, cable, or satellite television or radio station, unless 3868  
those facilities are owned or controlled by any political party, 3869  
political committee, or candidate; 3870

(iii) A communication that constitutes an expenditure or an 3871  
independent expenditure under section 3517.01 of the Revised Code; 3872

(iv) A communication that constitutes a candidate debate or 3873  
forum or that solely promotes a candidate debate or forum and is 3874

<u>made by or on behalf of the person sponsoring the debate or forum.</u>	3875
<u>(7) "Filing date" has the same meaning as in section 3517.109 of the Revised Code.</u>	3876
<u>(8) "Immigration and Nationality Act" means the Immigration and Nationality Act, 110 Stat. 309 (1996), 8 U.S.C. 1101 et seq., as amended.</u>	3878
<u>(9) "Person" has the same meaning as in section 1.59 of the Revised Code and includes any political organization considered exempt from income taxation under section 527 of the Internal Revenue Code.</u>	3879
<u>(10) "Political committee" means any of the following:</u>	3880
<u>(a) Any committee, club, association, or other group of persons that receives contributions aggregating in excess of one thousand dollars during a calendar year or that makes expenditures aggregating in excess of one thousand dollars during a calendar year;</u>	3881
<u>(b) Any separate segregated fund;</u>	3882
<u>(c) Any state, county, or local committee of a political party that does any of the following:</u>	3883
<u>(i) Receives contributions aggregating in excess of five thousand dollars during a calendar year;</u>	3884
<u>(ii) Makes payments that do not constitute contributions or expenditures aggregating in excess of five thousand dollars during a calendar year;</u>	3885
<u>(iii) Makes contributions or expenditures aggregating in excess of one thousand dollars during a calendar year.</u>	3886
<u>(11) "Publicly distributed" means aired, broadcast, cablecast, or otherwise disseminated for a fee.</u>	3887
<u>(12) "Refers to a clearly identified candidate" means that</u>	3888

the candidate's name, nickname, photograph, or drawing appears, or 3904  
the identity of the candidate is otherwise apparent through an 3905  
unambiguous reference to the person such as "the chief justice," 3906  
"the governor," "member of the Ohio senate," "member of the Ohio 3907  
house of representatives," "county auditor," "mayor," or "township 3908  
trustee" or through an unambiguous reference to the person's 3909  
status as a candidate. 3910

(B) For the purposes of this section, a person shall be 3911  
considered to have made a disbursement if the person has entered 3912  
into a contract to make the disbursement. 3913

(C) Any person or political committee intending to make a 3914  
disbursement or disbursements for the direct costs of producing or 3915  
airing electioneering communications shall establish an 3916  
electioneering communication committee in accordance with this 3917  
division. Such a person or political committee, prior to making 3918  
the first disbursement for the direct costs of producing or airing 3919  
an electioneering communication, shall file a notice with the 3920  
office of the secretary of state that the person or political 3921  
committee is establishing an electioneering communication 3922  
committee for the purpose of making such disbursements. 3923

(D)(1) Every electioneering communication committee that 3924  
makes a disbursement or disbursements for the direct costs of 3925  
producing and airing electioneering communications aggregating in 3926  
excess of one dollar during any calendar year shall file, within 3927  
twenty-four hours of each disclosure date, a disclosure of 3928  
electioneering communications statement containing the following 3929  
information: 3930

(a) The full name and address of the electioneering 3931  
communication committee making the disbursement, of any person 3932  
sharing or exercising direction or control over the activities of 3933  
the electioneering communication committee, and of the custodian 3934

<u>of the books and accounts of the electioneering communication</u>	3935
<u>committee;</u>	3936
<u>(b) The principal place of business of the electioneering</u>	3937
<u>communication committee making the disbursement, if not an</u>	3938
<u>individual;</u>	3939
<u>(c) The amount of each disbursement of more than one dollar</u>	3940
<u>during the period covered by the statement and the identity of the</u>	3941
<u>person to whom the disbursement was made;</u>	3942
<u>(d) The nominations or elections to which the electioneering</u>	3943
<u>communications pertain and the names, if known, of the candidates</u>	3944
<u>identified or to be identified;</u>	3945
<u>(e) If the disbursements were paid out of a segregated bank</u>	3946
<u>account that consists of funds contributed solely by individuals</u>	3947
<u>who are United States citizens or nationals or lawfully admitted</u>	3948
<u>for permanent residence as defined in section 101(a)(20) of the</u>	3949
<u>Immigration and Nationality Act directly to the account for</u>	3950
<u>electioneering communications, the information specified in</u>	3951
<u>division (D)(2) of this section for all contributors who</u>	3952
<u>contributed an aggregate amount of two hundred dollars or more to</u>	3953
<u>the segregated bank account during the period beginning on the</u>	3954
<u>first day of the preceding calendar year and ending on the</u>	3955
<u>disclosure date. Nothing in this division prohibits or shall be</u>	3956
<u>construed to prohibit the use of funds in such a segregated bank</u>	3957
<u>account for a purpose other than electioneering communications.</u>	3958
<u>(f) If the disbursements were paid out of funds not described</u>	3959
<u>in division (D)(1)(e) of this section, the information specified</u>	3960
<u>in division (D)(2) of this section for all contributors who</u>	3961
<u>contributed an aggregate amount of two hundred dollars or more to</u>	3962
<u>the electioneering communication committee making the disbursement</u>	3963
<u>during the period beginning on the first day of the preceding</u>	3964
<u>calendar year and ending on the disclosure date.</u>	3965



(2) For each contributor for which information is required to 3966  
be reported under division (D)(1)(e) or (f) of this section, all 3967  
of the following shall be reported: 3968

(a) The month, day, and year that the contributor made the 3969  
contribution or contributions aggregating two hundred dollars or 3970  
more; 3971

(b)(i) The full name and address of the contributor, and, if 3972  
the contributor is a political action committee, the registration 3973  
number assigned to the political action committee under division 3974  
(D)(1) of section 3517.10 of the Revised Code; 3975

(ii) If the contributor is an individual, the name of the 3976  
individual's current employer, if any, or, if the individual is 3977  
self-employed, the individual's occupation and the name of the 3978  
individual's business, if any; 3979

(iii) If the contribution is transmitted pursuant to section 3980  
3599.031 of the Revised Code from amounts deducted from the wages 3981  
and salaries of two or more employees that exceed in the aggregate 3982  
one hundred dollars during the period specified in division 3983  
(D)(1)(e) or (f) of this section, as applicable, the full name of 3984  
the employees' employer and the full name of the labor 3985  
organization of which the employees are members, if any. 3986

(c) A description of the contribution, if other than money; 3987

(d) The value in dollars and cents of the contribution. 3988

(3) Subject to the secretary of state having implemented, 3989  
tested, and verified the successful operation of any system the 3990  
secretary of state prescribes pursuant to divisions (C)(6)(b) and 3991  
(D)(6) of section 3517.10 and division (H)(1) of section 3517.106 3992  
of the Revised Code for the filing of campaign finance statements 3993  
by electronic means of transmission, an electioneering 3994  
communication committee shall file the disclosure of 3995

electioneering communications statement prescribed under divisions 3996  
(D)(1) and (2) of this section by electronic means of transmission 3997  
to the office of the secretary of state. 3998

Within five business days after the secretary of state 3999  
receives a disclosure of electioneering communications statement 4000  
under this division, the secretary of state shall make available 4001  
online to the public through the internet, as provided in division 4002  
(I) of section 3517.106 of the Revised Code, the contribution and 4003  
disbursement information in that statement. 4004

If a filed disclosure of electioneering communications 4005  
statement is found to be incomplete or inaccurate after its 4006  
examination for completeness and accuracy pursuant to division 4007  
(B)(3)(a) of section 3517.11 of the Revised Code, the 4008  
electioneering communication committee shall file by electronic 4009  
means of transmission to the office of the secretary of state any 4010  
addendum, amendment, or other correction to the statement that 4011  
provides the information necessary to complete or correct the 4012  
statement or, if required by the secretary of state under that 4013  
division, an amended statement. 4014

Within five business days after the secretary of state 4015  
receives an addendum, amendment, or other correction to a 4016  
disclosure of electioneering communications statement or an 4017  
amended statement by electronic means of transmission under this 4018  
division or division (B)(3)(a) of section 3517.11 of the Revised 4019  
Code, the secretary of state shall make the contribution and 4020  
disbursement information in the addendum, amendment, or other 4021  
correction to the statement or amended statement available online 4022  
to the public through the internet as provided in division (I) of 4023  
section 3517.106 of the Revised Code. 4024

(E)(1) Any person who makes a contribution for the purpose of 4025  
funding the direct costs of producing or airing an electioneering 4026

communication under this section shall provide the person's full 4027  
name and address to the recipient of the contribution at the time 4028  
the contribution is made. 4029

(2) Any individual who makes a contribution or contributions 4030  
aggregating two hundred dollars or more during the period 4031  
specified in division (D)(1)(e) or (f) of this section, as 4032  
applicable, for the purpose of funding the direct costs of 4033  
producing or airing an electioneering communication under this 4034  
section shall provide the name of the individual's current 4035  
employer, if any, or, if the individual is self-employed, the 4036  
individual's occupation and the name of the individual's business, 4037  
if any, to the recipient of the contribution at the time the 4038  
contribution is made. 4039

(F) In each electioneering communication, a statement shall 4040  
appear or be presented in a clear and conspicuous manner that does 4041  
both of the following: 4042

(1) Clearly indicates that the electioneering communication 4043  
is not authorized by the candidate or the candidate's campaign 4044  
committee; 4045

(2) Clearly identifies the electioneering communication 4046  
committee making the disbursement for the electioneering 4047  
communication in accordance with section 3517.20 of the Revised 4048  
Code. 4049

(G) Any coordinated electioneering communication is an 4050  
in-kind contribution, subject to the applicable contribution 4051  
limits prescribed in section 3517.102 of the Revised Code, to the 4052  
candidate by the electioneering communication committee making 4053  
disbursements to pay the direct costs of producing or airing the 4054  
communication. 4055

(H) No electioneering communication committee shall make, 4056  
during the thirty days preceding a primary election or during the 4057

thirty days preceding a general election, any broadcast, cable, or 4058  
satellite communication that refers to a clearly identified 4059  
candidate. 4060

Sec. 3517.1012. (A)(1) Each state and county political party 4061  
shall establish a restricted fund that is separate from all other 4062  
accounts of the political party. 4063

(2) A state or county political party shall deposit into its 4064  
restricted fund all public moneys received from the Ohio political 4065  
party fund under section 3517.17 of the Revised Code and all gifts 4066  
that are made to or accepted by the political party from a 4067  
corporation or labor organization subject to the applicable 4068  
limitations prescribed in division (X) of section 3517.13 of the 4069  
Revised Code. A state or county political party may deposit into 4070  
its restricted fund any gifts that are made to or accepted by the 4071  
political party from a source other than a corporation or labor 4072  
organization. 4073

(3) Moneys in a state or county political party's restricted 4074  
fund may be disbursed to pay costs incurred for any of the 4075  
purposes specified in division (A) of section 3517.18 of the 4076  
Revised Code. 4077

(B) Except as otherwise provided in this division, a state or 4078  
county political party shall file deposit and disbursement 4079  
statements, in the same manner as the party is required to file 4080  
statements of contributions and expenditures under section 3517.10 4081  
of the Revised Code, regarding all deposits made into, and all 4082  
disbursements made from, the party's restricted fund. Deposit and 4083  
disbursement statements filed in accordance with this division by 4084  
a county political party shall be filed by electronic means of 4085  
transmission to the office of the secretary of state at the times 4086  
specified in division (A) of section 3517.10 of the Revised Code 4087  
for the filing of statements of contributions and expenditures if 4088

the county political party accepts gifts from a corporation or 4089  
labor organization under division (A)(2) of this section. 4090

**Sec. 3517.11.** (A)(1) Campaign committees of candidates for 4091  
statewide ~~offices~~ office or the state board of education, 4092  
political action committees ~~or political contributing entities~~ 4093  
that make contributions to campaign committees of candidates that 4094  
are required to file the statements prescribed by section 3517.10 4095  
of the Revised Code with the secretary of state, political action 4096  
committees ~~or political contributing entities~~ that make 4097  
contributions to campaign committees of candidates for member of 4098  
the general assembly, political action committees ~~or political~~ 4099  
~~contributing entities~~ that make contributions to state and 4100  
national political parties and to legislative campaign funds, 4101  
political action committees ~~or political contributing entities~~ 4102  
that receive contributions or make expenditures in connection with 4103  
a statewide ballot issue, political action committees ~~or political~~ 4104  
~~contributing entities~~ that make contributions to other political 4105  
action committees ~~or political contributing entities~~, political 4106  
parties, and campaign committees, except as set forth in division 4107  
(A)(3) of this section, legislative campaign funds, and state and 4108  
national political parties shall file the statements prescribed by 4109  
section 3517.10 of the Revised Code with the secretary of state. 4110

(2)(a) Except as otherwise provided in division (F) of 4111  
section 3517.106 of the Revised Code, campaign committees of 4112  
candidates for all other offices shall file the statements 4113  
prescribed by section 3517.10 of the Revised Code with the board 4114  
of elections where their candidates are required to file their 4115  
petitions or other papers for nomination or election. 4116

(b) A campaign committee of a candidate for office of member 4117  
of the general assembly or a campaign committee of a candidate for 4118  
the office of judge of a court of appeals shall file two copies of 4119

the printed version of any statement, addendum, or amended 4120  
statement if the committee does not file by electronic means of 4121  
transmission ~~or on computer disk~~ pursuant to division (F)(1) of 4122  
section 3517.106 of the Revised Code but files by printed version 4123  
only with the appropriate board of elections. The board of 4124  
elections shall send one of those copies by overnight delivery 4125  
service to the secretary of state before the close of business on 4126  
the day the board of elections receives the statement, addendum, 4127  
or amended statement. 4128

(3) Political action committees ~~or political contributing~~ 4129  
~~entities~~ that only contribute to a county political party, 4130  
contribute to campaign committees of candidates whose nomination 4131  
or election is to be submitted only to electors within a county, 4132  
subdivision, or district, excluding candidates for member of the 4133  
general assembly, and receive contributions or make expenditures 4134  
in connection with ballot questions or issues to be submitted only 4135  
to electors within a county, subdivision, or district shall file 4136  
the statements prescribed by section 3517.10 of the Revised Code 4137  
with the board of elections in that county or in the county 4138  
contained in whole or part within the subdivision or district 4139  
having a population greater than that of any other county 4140  
contained in whole or part within that subdivision or district, as 4141  
the case may be. 4142

(4) County Except as otherwise provided in division (E)(3) of 4143  
section 3517.106 of the Revised Code with respect to state 4144  
candidate funds, county political parties shall file the 4145  
statements prescribed by section 3517.10 of the Revised Code with 4146  
the board of elections of their respective counties. 4147

(B)(1) The official with whom petitions and other papers for 4148  
nomination or election to public office are filed shall furnish 4149  
each candidate at the time of that filing a copy of sections 4150  
3517.01, 3517.08 to 3517.11, 3517.13 to 3517.993, 3599.03, and 4151

3599.031 of the Revised Code and any other materials that the  
secretary of state may require. Each candidate receiving the  
materials shall acknowledge their receipt in writing.

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

(3)(a) Any statement required to be filed under sections  
3517.081 to 3517.17 of the Revised Code that is found to be  
incomplete or inaccurate by the officer to whom it is submitted  
shall be accepted on a conditional basis, and the person who filed  
it shall be notified by certified mail as to the incomplete or  
inaccurate nature of the statement. The secretary of state may  
examine statements filed for candidates for the office of member  
of the general assembly and candidates for the office of judge of  
a court of appeals for completeness and accuracy. The secretary of  
state shall examine for completeness and accuracy statements that  
campaign committees of candidates for the office of member of the

general assembly and campaign committees of candidates for the 4184  
office of judge of a court of appeals file by electronic means of 4185  
transmission pursuant to division (F) of section 3517.106 of the 4186  
Revised Code. If an officer at the board of elections where a 4187  
statement filed for a candidate for the office of member of the 4188  
general assembly or for a candidate for the office of judge of a 4189  
court of appeals was submitted finds the statement to be 4190  
incomplete or inaccurate, the officer shall immediately notify the 4191  
secretary of state of its incomplete or inaccurate nature. If 4192  
either an officer at the board of elections or the secretary of 4193  
state finds a statement filed for a candidate for the office of 4194  
member of the general assembly or for a candidate for the office 4195  
of judge of a court of appeals to be incomplete or inaccurate, 4196  
only the secretary of state shall send the notification as to the 4197  
incomplete or inaccurate nature of the statement. 4198

Within twenty-one days after receipt of the notice, in the 4199  
case of a pre-election statement, a postelection statement, a 4200  
monthly statement, ~~or~~ an annual statement, or a semiannual 4201  
statement prescribed by section 3517.10, an annual statement 4202  
prescribed by section 3517.101, or a statement prescribed by 4203  
division (B)(2)(b) or (C)(2)(b) of section 3517.105 or section 4204  
3517.107 of the Revised Code, the recipient shall file an 4205  
addendum, amendment, or other correction to the statement 4206  
providing the information necessary to complete or correct the 4207  
statement. The secretary of state may require that, in lieu of 4208  
filing an addendum, amendment, or other correction to a statement 4209  
that is filed by electronic means of transmission to the office of 4210  
the secretary of state ~~or on computer disk with the appropriate~~ 4211  
~~board of elections~~ pursuant to section 3517.106 of the Revised 4212  
Code, the recipient of the notice described in this division file 4213  
by electronic means of transmission, ~~or, until March 1, 2004, on~~ 4214  
~~computer disk with the appropriate board of elections if the~~ 4215  
~~original statement was filed on computer disk,~~ an amended 4216



statement that incorporates the information necessary to complete 4217  
or correct the statement. ~~The~~ 4218

The secretary of state shall determine by rule when an 4219  
addendum, amendment, or other correction to ~~a~~ any of the following 4220  
or when an amended statement of any of the following shall be 4221  
filed: 4222

(i) A two-business-day statement prescribed by section 4223  
3517.10 of the Revised Code ~~or an amended two-business-day~~ 4224  
~~statement shall be filed;~~ 4225

(ii) A disclosure of electioneering communications statement 4226  
prescribed by division (D) of section 3517.1011 of the Revised 4227  
Code; 4228

(iii) A deposit and disbursement statement prescribed under 4229  
division (B) of section 3517.1012 of the Revised Code. ~~An~~ 4230

An addendum, amendment, or other correction to a statement 4231  
that is filed by electronic means of transmission ~~or on computer~~ 4232  
~~disk~~ pursuant to section 3517.106 of the Revised Code shall be 4233  
filed in the same manner as the statement. ~~The~~ 4234

The provisions of sections 3517.10 ~~and~~, 3517.106, 3517.1011, 4235  
and 3517.1012 of the Revised Code pertaining to the filing of 4236  
statements of contributions and expenditures ~~and~~, statements of 4237  
independent expenditures, disclosure of electioneering 4238  
communications statements, and deposit and disbursement statements 4239  
by electronic means of transmission ~~or on computer disk~~ apply to 4240  
the filing of addenda, amendments, or other corrections to those 4241  
statements by electronic means of transmission ~~or, until March 1,~~ 4242  
~~2004, on computer disk~~ and the filing of amended statements by 4243  
electronic means of transmission ~~or, until March 1, 2004, on~~ 4244  
~~computer disk.~~ 4245

(b) Within five business days after the secretary of state 4246  
receives, by electronic or other means of transmission, an 4247

addendum, amendment, or other correction to a statement or an  
amended statement under division (B)(3)(a) of this section, the  
secretary of state, pursuant to divisions (E), (F), (G), and (I)  
of section 3517.106 or division (D) of section 3517.1011 of the  
Revised Code, shall make the contribution and expenditure,  
contribution and disbursement, or deposit and disbursement  
information in that addendum, amendment, correction, or amended  
statement available online to the public through the internet.

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

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

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

(C)(1) In the event of a failure to file or a late filing of  
a statement required to be filed under sections 3517.081 to  
3517.17 of the Revised Code, or if a filed statement or any  
addendum, amendment, or other correction to ~~the~~ a statement or any  
amended statement, if an addendum, amendment, or other correction  
or an amended statement is required to be filed, is incomplete or  
inaccurate or appears to disclose a failure to comply with or a  
violation of law, the official whose duty it is to examine the  
statement shall promptly file a complaint with the Ohio elections

commission under section 3517.153 of the Revised Code if the law 4279  
is one over which the commission has jurisdiction to hear 4280  
complaints, or the official shall promptly report the failure or 4281  
violation to the board of elections and the board shall promptly 4282  
report it to the prosecuting attorney in accordance with division 4283  
(J) of section 3501.11 of the Revised Code. If the official files 4284  
a complaint with the commission, the commission shall proceed in 4285  
accordance with sections 3517.154 to 3517.157 of the Revised Code. 4286

(2) For purposes of division (C)(1) of this section, a 4287  
statement or an addendum, amendment, or other correction to a 4288  
statement or an amended statement required to be filed under 4289  
sections 3517.081 to 3517.17 of the Revised Code is incomplete or 4290  
inaccurate under this section if the statement ~~or~~, addendum, 4291  
amendment, other correction, or amended statement fails to 4292  
disclose substantially all contributions that are received ~~from a~~ 4293  
~~source and that~~ or deposits that are made that are required to be 4294  
reported under sections 3517.10, 3517.107, ~~and~~ 3517.108, 4295  
3517.1011, and 3517.1012 of the Revised Code or if the statement 4296  
~~or~~, addendum, amendment, other correction, or amended statement 4297  
fails to disclose at least ninety per cent of the total 4298  
contributions received or deposits made or of the total 4299  
expenditures or disbursements made during the reporting period. 4300

(D) No certificate of nomination or election shall be issued 4301  
to a person, and no person elected to an office shall enter upon 4302  
the performance of the duties of that office, until that person or 4303  
that person's campaign committee, as appropriate, has fully 4304  
complied with this section and sections 3517.08, 3517.081, 4305  
3517.10, and 3517.13 of the Revised Code. 4306

**Sec. 3517.13.** (A)(1) No campaign committee ~~for~~ of a statewide 4307  
candidate ~~whose candidacy for nomination or election was submitted~~ 4308  
~~to electors throughout the entire state~~ shall fail to file a 4309

complete and accurate statement required under division (A)(1) of 4310  
section 3517.10 of the Revised Code. 4311

(2) No campaign committee of a statewide candidate shall fail 4312  
to file a complete and accurate monthly statement, and no campaign 4313  
committee of a statewide candidate or a candidate for the office 4314  
of chief justice or justice of the supreme court shall fail to 4315  
file a complete and accurate two-business-day statement, as 4316  
required under section 3517.10 of the Revised Code. 4317

As used in this division, "statewide candidate" has the same 4318  
meaning as in division (F)(2) of section 3517.10 of the Revised 4319  
Code. 4320

(B) No campaign committee ~~for a candidate whose candidacy for~~ 4321  
~~nomination or election was submitted to electors within a county~~ 4322  
~~or district~~ shall fail to file a complete and accurate statement 4323  
required under division (A)(1) of section 3517.10 of the Revised 4324  
Code. 4325

(C) No campaign committee shall fail to file a complete and 4326  
accurate statement required under division (A)(2) of section 4327  
3517.10 of the Revised Code. 4328

(D) No campaign committee shall fail to file a complete and 4329  
accurate statement required under division (A)(3) or (4) of 4330  
section 3517.10 of the Revised Code. 4331

(E) No person other than a campaign committee shall knowingly 4332  
fail to file a statement required under section 3517.10 or 4333  
3517.107 of the Revised Code. 4334

(F) No person shall make cash contributions to any person 4335  
totaling more than one hundred dollars in each primary, special, 4336  
or general election. 4337

(G)(1) No person shall knowingly conceal or misrepresent 4338  
contributions given or received, expenditures made, or any other 4339

information required to be reported by a provision in sections 4340  
3517.08 to 3517.13 and 3517.17 of the Revised Code. 4341

(2)(a) No person shall make a contribution to a campaign 4342  
committee, political action committee, legislative campaign fund, 4343  
political party, or ~~political contributing entity~~ electioneering  
communication committee in the name of another person. 4344  
4345

(b) A person does not make a contribution in the name of 4346  
another when either of the following applies: 4347

(i) An individual makes a contribution from a partnership or 4348  
other unincorporated business account, if the contribution is 4349  
reported by listing both the name of the partnership or other 4350  
unincorporated business and the name of the partner or owner 4351  
making the contribution as required under division (I) of section  
3517.10 of the Revised Code. 4352  
4353

(ii) A person makes a contribution in that person's spouse's 4354  
name or in both of their names. 4355

(H) No person within this state, publishing a newspaper or 4356  
other periodical, shall charge a campaign committee for political 4357  
advertising a rate in excess of the rate such person would charge 4358  
if the campaign committee were a general rate advertiser whose 4359  
advertising was directed to promoting its business within the same 4360  
area as that encompassed by the particular office that the 4361  
candidate of the campaign committee is seeking. The rate shall 4362  
take into account the amount of space used, as well as the type of 4363  
advertising copy submitted by or on behalf of the campaign 4364  
committee. All discount privileges otherwise offered by a 4365  
newspaper or periodical to general rate advertisers shall be 4366  
available upon equal terms to all campaign committees. 4367

No person within this state, operating a radio or television 4368  
station or network of stations in this state, shall charge a 4369  
campaign committee for political broadcasts a rate that exceeds: 4370

(1) During the forty-five days preceding the date of a 4371  
primary election and during the sixty days preceding the date of a 4372  
general or special election in which the candidate of the campaign 4373  
committee is seeking office, the lowest unit charge of the station 4374  
for the same class and amount of time for the same period; 4375

(2) At any other time, the charges made for comparable use of 4376  
~~such~~ that station by its other users. 4377

(I) Subject to divisions (K), (L), (M), and (N) of this 4378  
section, no agency or department of this state or any political 4379  
subdivision shall award any contract, other than one let by 4380  
competitive bidding or a contract incidental to such contract or 4381  
which is by force account, for the purchase of goods costing more 4382  
than five hundred dollars or services costing more than five 4383  
hundred dollars to any individual, partnership, association, 4384  
including, without limitation, a professional association 4385  
organized under Chapter 1785. of the Revised Code, estate, or 4386  
trust if the individual has made or the individual's spouse has 4387  
made, or any partner, shareholder, administrator, executor, or 4388  
trustee, or the ~~spouses~~ spouse of any of them has made, as an 4389  
individual, within the two previous calendar years, one or more 4390  
contributions totaling in excess of one thousand dollars to the 4391  
holder of the public office having ultimate responsibility for the 4392  
award of the contract or to the public officer's campaign 4393  
committee. 4394

(J) Subject to divisions (K), (L), (M), and (N) of this 4395  
section, no agency or department of this state or any political 4396  
subdivision shall award any contract, other than one let by 4397  
competitive bidding or a contract incidental to such contract or 4398  
which is by force account, for the purchase of goods costing more 4399  
than five hundred dollars or services costing more than five 4400  
hundred dollars to a corporation or business trust, except a 4401  
professional association organized under Chapter 1785. of the 4402

Revised Code, if an owner of more than twenty per cent of the 4403  
corporation or business trust or the spouse of ~~such~~ that person, 4404  
has made, as an individual, within the two previous calendar 4405  
years, taking into consideration only owners for all of ~~such~~ that 4406  
period, one or more contributions totaling in excess of one 4407  
thousand dollars to the holder of a public office having ultimate 4408  
responsibility for the award of the contract or to the public 4409  
officer's campaign committee. 4410

(K) For purposes of divisions (I) and (J) of this section, if 4411  
a public officer who is responsible for the award of a contract is 4412  
appointed by the governor, whether or not the appointment is 4413  
subject to the advice and consent of the senate, excluding members 4414  
of boards, commissions, committees, authorities, councils, boards 4415  
of trustees, task forces, and other such entities appointed by the 4416  
governor, the office of the governor is considered to have 4417  
ultimate responsibility for the award of the contract. 4418

(L) For purposes of divisions (I) and (J) of this section, if 4419  
a public officer who is responsible for the award of a contract is 4420  
appointed by the elected chief executive officer of a municipal 4421  
corporation, or appointed by the elected chief executive officer 4422  
of a county operating under an alternative form of county 4423  
government or county charter, excluding members of boards, 4424  
commissions, committees, authorities, councils, boards of 4425  
trustees, task forces, and other such entities appointed by the 4426  
chief executive officer, the office of the chief executive officer 4427  
is considered to have ultimate responsibility for the award of the 4428  
contract. 4429

(M)(1) Divisions (I) and (J) of this section do not apply to 4430  
contracts awarded by the board of commissioners of the sinking 4431  
fund, municipal legislative authorities, boards of education, 4432  
boards of county commissioners, boards of township trustees, or 4433  
other boards, commissions, committees, authorities, councils, 4434

boards of trustees, task forces, and other such entities created 4435  
by law, by the supreme court or courts of appeals, by county 4436  
courts consisting of more than one judge, courts of common pleas 4437  
consisting of more than one judge, or municipal courts consisting 4438  
of more than one judge, or by a division of any court if the 4439  
division consists of more than one judge. ~~Division (M)(1) of this~~ 4440  
~~section~~ This division shall apply to the specified entity only if 4441  
the members of the entity act collectively in the award of a 4442  
contract for goods or services. 4443

(2) Divisions (I) and (J) of this section do not apply to 4444  
actions of the controlling board. 4445

(N)(1) Divisions (I) and (J) of this section apply to 4446  
contributions made to the holder of a public office having 4447  
ultimate responsibility for the award of a contract, or to the 4448  
public officer's campaign committee, during the time the person 4449  
holds the office and during any time such person was a candidate 4450  
for the office. ~~These~~ Those divisions do not apply to 4451  
contributions made to, or to the campaign committee of, a 4452  
candidate for or holder of the office other than the holder of the 4453  
office at the time of the award of the contract. 4454

(2) Divisions (I) and (J) of this section do not apply to 4455  
contributions of a partner, shareholder, administrator, executor, 4456  
trustee, or owner of more than twenty per cent of a corporation or 4457  
business trust made before the person held any of those positions 4458  
or after the person ceased to hold any of those positions in the 4459  
partnership, association, estate, trust, corporation, or business 4460  
trust whose eligibility to be awarded a contract is being 4461  
determined, nor to contributions of the person's spouse made 4462  
before the person held any of those positions, after the person 4463  
ceased to hold any of those positions, before the two were 4464  
married, ~~or~~ after the granting of a decree of divorce, dissolution 4465  
of marriage, or ~~nullity~~ annulment, or after the granting of an 4466



order in an action brought solely for legal separation. ~~These~~ 4467  
~~Those~~ divisions do not apply to contributions of the spouse of an 4468  
individual whose eligibility to be awarded a contract is being 4469  
determined made before the two were married, ~~or~~ after the granting 4470  
of a decree of divorce, dissolution of marriage, or ~~nullity~~ 4471  
annulment, or after the granting of an order in an action brought 4472  
solely for legal separation. 4473

(0) No beneficiary of a campaign fund or other person shall 4474  
convert for personal use, and no person shall knowingly give to a 4475  
beneficiary of a campaign fund or any other person, for the 4476  
beneficiary's or any other person's personal use, anything of 4477  
value from the beneficiary's campaign fund, including, without 4478  
limitation, payments to a beneficiary for services the beneficiary 4479  
personally performs, except as reimbursement for any of the 4480  
following: 4481

(1) Legitimate and verifiable prior campaign expenses 4482  
incurred by the beneficiary; 4483

(2) Legitimate and verifiable, ~~ordinary,~~ and necessary prior 4484  
expenses incurred by the beneficiary in connection with duties as 4485  
the holder of a public office, including, without limitation, 4486  
expenses incurred through participation in nonpartisan or 4487  
bipartisan events if the participation of the holder of a public 4488  
office would normally be expected; 4489

(3) Legitimate and verifiable ordinary and necessary prior 4490  
expenses incurred by the beneficiary while doing any of the 4491  
following: 4492

(a) ~~Engaged~~ Engaging in activities in support of or 4493  
opposition to a candidate other than the beneficiary, political 4494  
party, or ballot issue; 4495

(b) Raising funds for a political party, political action 4496  
committee, ~~political contributing entity,~~ legislative campaign 4497

fund, campaign committee, or other candidate; 4498

(c) Participating in the activities of a political party, 4499  
political action committee, ~~political contributing entity,~~ 4500  
legislative campaign fund, or campaign committee; ~~or~~ 4501

(d) Attending a political party convention or other political 4502  
meeting. 4503

For purposes of this division, an expense is incurred 4504  
whenever a beneficiary has either made payment or is obligated to 4505  
make payment, as by the use of a credit card or other credit 4506  
procedure or by the use of goods or services received on account. 4507

(P) No beneficiary of a campaign fund shall knowingly accept, 4508  
and no person shall knowingly give to the beneficiary of a 4509  
campaign fund, reimbursement for an expense under division (O) of 4510  
this section to the extent that the expense previously was 4511  
reimbursed or paid from another source of funds. If an expense is 4512  
reimbursed under division (O) of this section and is later paid or 4513  
reimbursed, wholly or in part, from another source of funds, the 4514  
beneficiary shall repay the reimbursement received under division 4515  
(O) of this section to the extent of the payment made or 4516  
reimbursement received from the other source. 4517

(Q) No candidate or public official or employee shall accept 4518  
for personal or business use anything of value from a political 4519  
party, political action committee, ~~political contributing entity,~~ 4520  
legislative campaign fund, or campaign committee other than the 4521  
candidate's or public official's or employee's own campaign 4522  
committee, and no person shall knowingly give to a candidate or 4523  
public official or employee anything of value from a political 4524  
party, political action committee, ~~political contributing entity,~~ 4525  
legislative campaign fund, or such a campaign committee, except 4526  
for the following: 4527

(1) Reimbursement for legitimate and verifiable, ordinary, 4528

and necessary prior expenses not otherwise prohibited by law 4529  
incurred by the candidate or public official or employee while 4530  
engaged in any legitimate activity of the political party, 4531  
political action committee, ~~political contributing entity~~, 4532  
legislative campaign fund, or such campaign committee. Without 4533  
limitation, reimbursable expenses under this division include 4534  
those incurred while doing any of the following: 4535

(a) ~~Engaged~~ Engaging in activities in support of or 4536  
opposition to another candidate, political party, or ballot issue; 4537

(b) Raising funds for a political party, legislative campaign 4538  
fund, campaign committee, or another candidate; ~~or~~ 4539

(c) Attending a political party convention or other political 4540  
meeting. 4541

(2) Compensation not otherwise prohibited by law for actual 4542  
and valuable personal services rendered under a written contract 4543  
to the political party, political action committee, ~~political~~ 4544  
~~contributing entity~~, legislative campaign fund, or such campaign 4545  
committee for any legitimate activity of the political party, 4546  
political action committee, ~~political contributing entity~~, 4547  
legislative campaign fund, or such campaign committee. 4548

Reimbursable expenses under this division do not include, and 4549  
it is a violation of this division for a candidate or public 4550  
official or employee to accept, or for any person to knowingly 4551  
give to a candidate or public official or employee from a 4552  
political party, political action committee, ~~political~~ 4553  
~~contributing entity~~, legislative campaign fund, or campaign 4554  
committee other than the candidate's or public official's or 4555  
employee's own campaign committee, anything of value for 4556  
activities primarily related to the candidate's or public 4557  
official's or employee's own campaign for election, except for 4558  
contributions to the candidate's or public official's or 4559

employee's campaign committee. 4560

For purposes of this division, an expense is incurred 4561  
whenever a candidate or public official or employee has either 4562  
made payment or is obligated to make payment, as by the use of a 4563  
credit card or other credit procedure, or by the use of goods or 4564  
services on account. 4565

(R)(1) Division (O) or (P) of this section does not prohibit 4566  
a campaign committee from making direct advance or post payment 4567  
from contributions to vendors for goods and services for which 4568  
reimbursement is permitted under division (O) of this section, 4569  
except that no campaign committee shall pay its candidate or other 4570  
beneficiary for services personally performed by the candidate or 4571  
other beneficiary. 4572

(2) If any expense that may be reimbursed under division (O), 4573  
(P), or (Q) of this section is part of other expenses that may not 4574  
be paid or reimbursed, the separation of the two types of expenses 4575  
for the purpose of allocating for payment or reimbursement those 4576  
expenses that may be paid or reimbursed may be by any reasonable 4577  
accounting method, considering all of the surrounding 4578  
circumstances. 4579

(3) For purposes of divisions (O), (P), and (Q) of this 4580  
section, mileage allowance at a rate not greater than that allowed 4581  
by the internal revenue service at the time the travel occurs may 4582  
be paid instead of reimbursement for actual travel expenses 4583  
allowable. 4584

(S)(1) As used in division (S) of this section: 4585

(a) "State elective office" has the same meaning as in 4586  
section 3517.092 of the Revised Code. 4587

(b) "Federal office" means a federal office as defined in the 4588  
Federal Election Campaign Act. 4589

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

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

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

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

(a) A state candidate fund;

(b) A legislative campaign fund;

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

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

(U) No person shall fail to file the statement required under

section 3517.12 of the Revised Code. 4620

(V) No campaign committee shall fail to file a statement 4621  
required under division (K)(3) of section 3517.10 of the Revised 4622  
Code. 4623

(W)(1) No foreign national shall, directly or indirectly 4624  
through any other person or entity, make a contribution, 4625  
expenditure, or independent expenditure or promise, either 4626  
expressly or implicitly, to make a contribution, expenditure, or 4627  
independent expenditure in support of or opposition to a candidate 4628  
for any elective office in this state, including an office of a 4629  
political party. 4630

(2) No candidate, campaign committee, political action 4631  
committee, ~~political contributing entity~~, legislative campaign 4632  
fund, state candidate fund, political party, or separate 4633  
segregated fund shall solicit or accept a contribution, 4634  
expenditure, or independent expenditure from a foreign national. 4635  
The secretary of state may direct any candidate, committee, fund, 4636  
~~entity~~, or party that accepts a contribution, expenditure, or 4637  
independent expenditure in violation of this division to return 4638  
the contribution, expenditure, or independent expenditure or, if 4639  
it is not possible to return the contribution, expenditure, or 4640  
independent expenditure, then to return instead the value of it, 4641  
to the contributor. 4642

(3) As used in division (W) of this section, "foreign 4643  
national" has the same meaning as in section 441e(b) of the 4644  
Federal Election Campaign Act. 4645

(X)(1) No state or county political party shall transfer any 4646  
moneys from its restricted fund to any account of the political 4647  
party into which contributions may be made or from which 4648  
contributions or expenditures may be made. 4649

(2)(a) No state or county political party shall deposit a 4650

contribution or contributions that it receives into its restricted fund. 4651  
4652

(b) No state or county political party shall make a contribution or an expenditure from its restricted fund. 4653  
4654

(3)(a) No corporation or labor organization shall make a gift or gifts from the corporation's or labor organization's money or property aggregating more than ten thousand dollars to any one state or county political party for the party's restricted fund in a calendar year. 4655  
4656  
4657  
4658  
4659

(b) No state or county political party shall accept a gift or gifts for the party's restricted fund aggregating more than ten thousand dollars from any one corporation or labor organization in a calendar year. 4660  
4661  
4662  
4663

(4) No state or county political party shall transfer any moneys in the party's restricted fund to any other state or county political party. 4664  
4665  
4666

(5) No state or county political party shall knowingly fail to file a statement required under section 3517.1012 of the Revised Code. 4667  
4668  
4669

**Sec. 3517.151.** (A) On and after January 1, 1996, complaints with respect to acts or failures to act under the sections listed in division (A) of section 3517.153 of the Revised Code shall be filed with the Ohio elections commission created under section 3517.152 of the Revised Code. 4670  
4671  
4672  
4673  
4674

(B)(1) If a complaint filed with the Ohio elections commission created under section 3517.152 of the Revised Code alleges an act or failure to act that occurred before August 24, 1995, and the commission imposes a fine, sections 3517.99 and 3517.991 of the Revised Code, and not sections 3517.992 and 3517.993 of the Revised Code, shall apply. 4675  
4676  
4677  
4678  
4679  
4680

(2) If a complaint filed with the Ohio elections commission 4681  
created under section 3517.152 of the Revised Code alleges an act 4682  
or failure to act that is a violation of section 3517.13 of the 4683  
Revised Code, former divisions (A) to (R) of that section apply to 4684  
the act or failure to act if it occurred before August 24, 1995, 4685  
former divisions (A) to (U) of that section apply to the act or 4686  
failure to act if it occurs on or after August 24, 1995, but 4687  
before July 13, 1998, former divisions (A) to (V) of that section 4688  
apply to the act or failure to act if it occurs on or after July 4689  
13, 1998, but before ~~the effective date of this amendment~~ December 4690  
22, 1999, and former divisions (A) to (W) of that section apply to 4691  
the act or failure to act if it occurs on or after ~~the effective~~ 4692  
~~date of this amendment~~ December 22, 1999, but before the effective 4693  
date of this amendment, and divisions (A) to (X) of that section 4694  
apply to the act or failure to act if it occurs on or after the 4695  
effective date of this amendment. 4696

(C) The Ohio elections commission created under section 4697  
3517.14 of the Revised Code is abolished at the close of business 4698  
on December 31, 1995. 4699

**Sec. 3517.152.** (A)(1) There is hereby created the Ohio 4700  
elections commission consisting of seven members. 4701

Not later than forty-five days after August 24, 1995, the 4702  
speaker of the house of representatives and the leader in the 4703  
senate of the political party of which the speaker is a member 4704  
shall jointly submit to the governor a list of five persons who 4705  
are affiliated with that political party. Not later than 4706  
forty-five days after August 24, 1995, the two legislative leaders 4707  
in the two houses of the general assembly of the major political 4708  
party of which the speaker is not a member shall jointly submit to 4709  
the governor a list of five persons who are affiliated with the 4710  
major political party of which the speaker is not a member. Not 4711



later than fifteen days after receiving each list, the governor shall appoint three persons from each list to the commission. The governor shall appoint one person from each list to a term that ends on December 31, 1996, one person from each list to a term that ends on December 31, 1997, and one person from each list to a term that ends on December 31, 1998.

Not later than thirty days after the governor appoints these six members, they shall, by a majority vote, appoint to the commission a seventh member, who shall not be affiliated with a political party. If the six members fail to appoint the seventh member within this thirty-day period, the chief justice of the supreme court, not later than thirty days after the end of the period during which the six members were required to appoint a member, shall appoint the seventh member, who shall not be affiliated with a political party. The seventh member shall be appointed to a term that ends on December 31, 2001. Terms of the initial members appointed under this division begin on January 1, 1996.

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

4712  
4713  
4714  
4715  
4716  
4717  
4718  
4719  
4720  
4721  
4722  
4723  
4724  
4725  
4726  
4727  
4728  
4729  
4730  
4731  
4732  
4733  
4734  
4735  
4736  
4737  
4738  
4739  
4740  
4741  
4742  
4743

persons who are affiliated with that political party. Not later  
than fifteen days after receiving the list, the governor, with the  
advice and consent of the senate, shall appoint one person from  
the list to the commission.

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

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

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

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

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

(D) Each member of the Ohio elections commission while in the 4775  
performance of the business of the commission shall be entitled to 4776  
receive compensation at the rate of twenty-five thousand dollars 4777  
per year. Members shall be reimbursed for expenses actually and 4778  
necessarily incurred in the performance of their duties. 4779

(E) No member of the Ohio elections commission shall serve 4780  
more than one full term unless the terms served are served 4781  
nonconsecutively. 4782

(F)(1) No member of the Ohio elections commission shall do or 4783  
be any of the following: 4784

(a) Hold, or be a candidate for, a public office; 4785

(b) Serve on a committee supporting or opposing a candidate 4786  
or ballot question or issue; 4787

(c) Be an officer of the state central committee, a county 4788  
central committee, or a district, city, township, or other 4789  
committee of a political party or an officer of the executive 4790  
committee of the state central committee, a county central 4791  
committee, or a district, city, township, or other committee of a 4792  
political party; 4793

(d) Be a legislative agent as defined in section 101.70 of 4794  
the Revised Code or an executive agency lobbyist as defined in 4795  
section 121.60 of the Revised Code; 4796

(e) Solicit or be involved in soliciting contributions on 4797  
behalf of a candidate, campaign committee, political party, or 4798  
~~political action committee, or political contributing entity;~~ 4799

(f) Be in the unclassified service under section 124.11 of 4800  
the Revised Code; 4801

(g) Be a person or employee described in divisions (C)(1) to 4802  
(15) of section 4117.01 of the Revised Code. 4803

(2) No member or employee of the commission shall make a 4804

contribution to, or for the benefit of, a campaign committee or 4805  
committee in support of or opposition to a ballot question or 4806  
issue, a political party, a legislative campaign fund, or a 4807  
political action committee, ~~or a political contributing entity.~~ 4808

(G)(1) The members of the Ohio elections commission shall 4809  
elect a chairperson and a vice-chairperson. At no time shall the 4810  
chairperson and vice-chairperson be affiliated with the same 4811  
political party. The chairperson shall serve in that capacity for 4812  
one year and shall not serve as chairperson more than twice during 4813  
a term as a member of the commission. No two successive 4814  
chairpersons shall be affiliated with the same political party. 4815

(2) The commission shall meet at the call of the chairperson 4816  
or upon the written request of a majority of the members. The 4817  
meetings and hearings of the commission or a panel of the 4818  
commission under sections 3517.153 to 3517.157 of the Revised Code 4819  
are subject to section 121.22 of the Revised Code. 4820

(3) The commission shall adopt rules for its procedures in 4821  
accordance with Chapter 119. of the Revised Code. Five of the 4822  
seven members constitute a quorum. Except as otherwise provided in 4823  
this section and in sections 3517.154 to 3517.157 of the Revised 4824  
Code, no action shall be taken without the concurrence of a 4825  
majority of the members. 4826

(H)(1) The Ohio elections commission shall employ the 4827  
technical, professional, and clerical employees that are necessary 4828  
for it to carry out its duties. 4829

(2)(a) Notwithstanding section 109.02 of the Revised Code, 4830  
the commission shall employ a full-time attorney, and, as needed, 4831  
one or more investigatory attorneys to conduct investigations for 4832  
the commission or a panel of the commission. The commission may 4833  
employ or contract for the services of additional attorneys, as 4834  
needed. The full-time attorney shall do all of the following: 4835

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

(ii) At the request of the commission or a panel of the commission, be present at a hearing held under sections 3517.154 to 3517.156 of the Revised Code to rule on the admissibility of evidence and to advise on the conduct of procedure;

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

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

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

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

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

**Sec. 3517.154.** (A)(1) The full-time attorney for the Ohio elections commission shall review each complaint filed with the

commission under section 3517.153 of the Revised Code, shall 4866  
determine the nature of the complaint, and, unless division 4867  
(A)(2)(a) of this section requires that the complaint receive an 4868  
automatic expedited hearing, shall make a recommendation to the 4869  
commission for its disposition, in accordance with this section. 4870  
The attorney shall make the determination and the recommendation, 4871  
if required, not later than one business day after the complaint 4872  
is filed. 4873

(2)(a) If the attorney determines that the complaint sets 4874  
forth a violation of division (B) of section 3517.21 or division 4875  
(B) of section 3517.22 of the Revised Code and that the complaint 4876  
is filed during one of the periods of time specified in division 4877  
(B)(1) of section 3517.156 of the Revised Code, or that the 4878  
complaint sets forth a violation of section 3517.103 of the 4879  
Revised Code or a violation described in division (D) of section 4880  
3517.1010 of the Revised Code, the complaint shall receive an 4881  
automatic expedited hearing under section 3517.156 of the Revised 4882  
Code. 4883

(b) If the attorney determines that the complaint sets forth 4884  
a failure to comply with or a violation of division (G), (I), (J), 4885  
(O), (P), or (Q) of section 3517.13, division (A) of section 4886  
3517.21, or division (A) of section 3517.22 of the Revised Code 4887  
and that the complaint is filed during one of the periods of time 4888  
specified in division (B)(1) of section 3517.156 of the Revised 4889  
Code, the attorney shall recommend to the commission that the 4890  
complaint receive an expedited hearing under section 3517.156 of 4891  
the Revised Code, and the complaint shall receive such a hearing. 4892

(c) If the attorney determines that the complaint sets forth 4893  
a failure to comply with or a violation of a section of the 4894  
Revised Code over which the commission has jurisdiction to hear 4895  
complaints other than the sections described in divisions 4896  
(A)(2)(a) and (b) of this section, and unless the attorney makes a 4897

determination as provided for in division (A)(3) of this section, 4898  
the attorney shall recommend to the commission that the complaint 4899  
be submitted to the commission under section 3517.155 of the 4900  
Revised Code. After the attorney makes that recommendation, the 4901  
attorney shall notify all parties to the complaint of the 4902  
attorney's recommendation. 4903

(3)(a) If a complaint sets forth a failure to comply with or 4904  
a violation of a section of the Revised Code over which the 4905  
commission has jurisdiction to hear complaints other than the 4906  
sections described in divisions (A)(2)(a) and (b) of this section 4907  
and if the complaint is filed during one of the periods of time 4908  
specified in division (B)(1) of section 3517.156 of the Revised 4909  
Code, the attorney may determine that the complaint should receive 4910  
an expedited hearing under that section. The attorney shall make 4911  
that determination by considering one or more of the following: 4912

(i) The number of prior failures to comply with or violations 4913  
of Title XXXV of the Revised Code that the person or entity 4914  
against whom the complaint has been brought has committed and any 4915  
prior penalties the commission has imposed on the person or 4916  
entity; 4917

(ii) If the complaint involves a statement required to be 4918  
filed under section 3517.10, division (E) of section 3517.102, or 4919  
section 3517.103, 3517.105, 3517.107, 3517.108, ~~or~~ 3517.109, 4920  
3517.1011, or 3517.1012 of the Revised Code or an addendum 4921  
required to be filed under section 3517.11 of the Revised Code 4922  
that is filed late, how late the filing is and how much time has 4923  
elapsed between the deadline for filing the statement or addendum 4924  
and the filing of the complaint; 4925

(iii) If the complaint involves contributions ~~or~~ and 4926  
expenditures, contributions and disbursements, or deposits and 4927  
disbursements required to be reported under section 3517.10, 4928

division (E) of section 3517.102, or section 3517.105, 3517.107, 4929  
3517.108, ~~or 3517.109, 3517.1011, or 3517.1012~~ of the Revised Code 4930  
that are either not reported or reported late, the number of 4931  
contributions ~~or~~ and expenditures, contributions and 4932  
disbursements, or deposits and disbursements not reported or how 4933  
late they were reported; 4934

(iv) If the complaint involves contributions required to be 4935  
reported by a campaign committee under section 3517.10, division 4936  
(E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, 4937  
or 3517.109 of the Revised Code that are not reported, whether any 4938  
of the contributors of the contributions not reported have a 4939  
personal or professional relationship with the campaign 4940  
committee's candidate; 4941

(v) If the complaint involves a statement required to be 4942  
filed under section 3517.10, division (E) of section 3517.102, or 4943  
section 3517.103, 3517.105, 3517.107, 3517.108, ~~or 3517.109,~~ 4944  
3517.1011, or 3517.1012 of the Revised Code that is incomplete, 4945  
the degree to which it is incomplete; 4946

(vi) If the complaint involves the receipt of contributions 4947  
in violation of section 3599.03 of the Revised Code, the dollar 4948  
amount and number of contributions received in violation of that 4949  
section; 4950

(vii) If the complaint involves a failure to make the 4951  
identification or a misstatement of the identification required 4952  
under section 3517.105 or 3517.20 of the Revised Code, whether the 4953  
failure or misstatement was purposely made; 4954

(viii) If the complaint sets forth a failure to comply with 4955  
or a violation of a section of the Revised Code described in 4956  
division (A)(2)(c) of this section, whether the person or entity 4957  
against whom the complaint has been made has committed more than 4958  
one such failure or violation within a reasonable amount of time, 4959



or whether the cumulative nature of the failures or violations 4960  
indicates a systematic disregard for the law. 4961

(b) Prior to making a determination under division (A)(3)(a) 4962  
of this section that the complaint should receive an expedited 4963  
hearing under section 3517.156 of the Revised Code, the attorney 4964  
shall take into consideration the number of panels of the 4965  
commission that have cases pending before them and the number of 4966  
cases pending before the panels and shall not make a determination 4967  
that will place an undue burden on a panel of the commission. 4968

(c) If the attorney determines that the complaint should 4969  
receive an expedited hearing under section 3517.156 of the Revised 4970  
Code, the attorney shall recommend to the commission that the 4971  
complaint receive an expedited hearing, and, if a majority of the 4972  
members of the commission agrees with the recommendation, the 4973  
complaint shall receive an expedited hearing under that section. 4974

(4) The attorney may join two or more complaints if the 4975  
attorney determines that the allegations in each complaint are of 4976  
the same or similar character, are based on the same act or 4977  
failure to act, or are based on two or more acts or failures to 4978  
act constituting parts of a common scheme or plan. If one 4979  
complaint contains two or more allegations, the attorney may 4980  
separate the allegations if they are not of the same or similar 4981  
character, if they are not based on the same act or failure to 4982  
act, or if they are not based on two or more acts or failures to 4983  
act constituting parts of a common scheme or plan. If the attorney 4984  
separates the allegations in a complaint, the attorney may make 4985  
separate recommendations under division (A)(2) or (3) of this 4986  
section for each allegation. 4987

(B) Whenever a person or other entity files a complaint with 4988  
the commission setting forth a failure to comply with or a 4989  
violation of a section of the Revised Code as described in 4990

division (A)(2)(c) of this section and the complaint is filed 4991  
during one of the periods of time specified in division (B)(1) of 4992  
section 3517.156 of the Revised Code, the person or entity may 4993  
request an expedited hearing under that section at the time the 4994  
complaint is filed. The attorney for the commission shall inform 4995  
the members of the commission of that request at the time the 4996  
attorney makes a recommendation under division (A) of this 4997  
section. The commission may grant the request for an expedited 4998  
hearing under this division if it determines that an expedited 4999  
hearing is practicable. 5000

**Sec. 3517.155.** (A)(1) Except as otherwise provided in 5001  
division (B) of this section, the Ohio elections commission shall 5002  
hold its first hearing on a complaint filed with it, other than a 5003  
complaint that receives an expedited hearing under section 5004  
3517.156 of the Revised Code, not later than ninety business days 5005  
after the complaint is filed unless the commission has good cause 5006  
to hold the hearing after that time, in which case it shall hold 5007  
the hearing not later than one hundred eighty business days after 5008  
the complaint is filed. At the hearing, the commission shall 5009  
determine whether or not the failure to act or the violation 5010  
alleged in the complaint has occurred and shall do only one of the 5011  
following, except as otherwise provided in division (B) of this 5012  
section or in division (B) of section 3517.151 of the Revised 5013  
Code: 5014

(a) Enter a finding that good cause has been shown not to 5015  
impose a fine or not to refer the matter to the appropriate 5016  
prosecutor; 5017

(b) Impose a fine under section 3517.993 of the Revised Code; 5018

(c) Refer the matter to the appropriate prosecutor; 5019

(d) Direct the secretary of state or appropriate board of 5020

elections with the authority to certify a candidate to the ballot 5021  
to remove a candidate's name from the ballot if the candidate is 5022  
barred from the ballot under division (D) of section 3517.1010 of 5023  
the Revised Code. 5024

(2) As used in division (A) of this section, "appropriate 5025  
prosecutor" means a prosecutor as defined in section 2935.01 of 5026  
the Revised Code and either of the following: 5027

(a) In the case of a failure to comply with or a violation of 5028  
law involving a campaign committee or the committee's candidate, a 5029  
political party, a legislative campaign fund, or a political 5030  
action committee, ~~or a political contributing entity,~~ that is 5031  
required to file a statement of contributions and expenditures 5032  
with the secretary of state under division (A) of section 3517.11 5033  
of the Revised Code, the prosecutor of Franklin county; 5034

(b) In the case of a failure to comply with or a violation of 5035  
law involving any other campaign committee or committee's 5036  
candidate, or any other political party or political action 5037  
committee, either of the following as determined by the 5038  
commission: 5039

(i) The prosecutor of Franklin county; 5040

(ii) The prosecutor of the county in which the candidacy or 5041  
ballot question or issue is submitted to the electors or, if it is 5042  
submitted in more than one county, the most populous of those 5043  
counties. 5044

(B) If the commission decides that the evidence is 5045  
insufficient for it to determine whether or not the failure to act 5046  
or the violation alleged in the complaint has occurred, the 5047  
commission, by the affirmative vote of five members, may request 5048  
that an investigatory attorney investigate the complaint. Upon 5049  
that request, an investigatory attorney shall make an 5050  
investigation in order to produce sufficient evidence for the 5051

commission to decide the matter. If the commission requests an  
investigation under this division, for good cause shown by the  
investigatory attorney, the commission may extend by sixty days  
the deadline for holding its first hearing on the complaint as  
required in division (A) of this section.

(C) The commission shall take one of the actions required  
under division (A) of this section not later than thirty days  
after the close of all the evidence presented.

(D)(1) The commission shall make any finding of a failure to  
comply with or a violation of law in regard to a complaint that  
alleges a violation of division (D) of section 3517.1010, division  
(A) or (B) of section 3517.21, or division (A) or (B) of section  
3517.22 of the Revised Code by clear and convincing evidence. The  
commission shall make any finding of a failure to comply with or a  
violation of law in regard to any other complaint by a  
preponderance of the evidence.

(2) If the commission finds a violation of division (B) of  
section 3517.21 or division (B) of section 3517.22 of the Revised  
Code, it shall refer the matter to the appropriate prosecutor  
under division (A)(1)(c) of this section and shall not impose a  
fine under division (A)(1)(b) of this section or section 3517.993  
of the Revised Code.

(E) In an action before the commission or a panel of the  
commission, if the allegations of the complainant are not proved,  
and the commission takes the action described in division  
(A)(1)(a) of this section or a panel of the commission takes the  
action described in division (C)(1) of section 3517.156 of the  
Revised Code, the commission or a panel of the commission may find  
that the complaint is frivolous, and, if the commission or panel  
so finds, the commission shall order the complainant to pay  
reasonable attorney's fees and to pay the costs of the commission

or panel as determined by a majority of the members of the 5083  
commission. The costs paid to the commission or panel under this 5084  
division shall be deposited into the Ohio elections commission 5085  
fund. 5086

**Sec. 3517.16.** (A) There is hereby created in the state 5087  
treasury the Ohio political party fund. All moneys received as a 5088  
result of individuals exercising the checkoff option on their 5089  
state income tax returns provided for in section 5747.081 of the 5090  
Revised Code shall be deposited in ~~this~~ the fund. The tax 5091  
commissioner shall pay money from the fund only to the auditor of 5092  
state. 5093

(B)(1) The auditor of state shall retain sufficient funds 5094  
from the moneys in the Ohio political party fund to pay any costs 5095  
the auditor of state incurs in conducting audits under section 5096  
3517.17 of the Revised Code. 5097

(2) After the costs of audits are deducted under division 5098  
(B)(1) of this section, the auditor of state shall pay any moneys 5099  
remaining in the fund only to political parties qualifying for ~~it~~ 5100  
them under division (B) of section 3517.17 of the Revised Code. 5101

**Sec. 3517.17.** (A) At the beginning of each calendar quarter, 5102  
after the costs of audits are deducted under division (B)(1) of 5103  
section 3517.16 of the Revised Code, the auditor of state shall 5104  
divide any remaining moneys that have accrued in the Ohio 5105  
political party fund during the previous quarter ~~shall be divided~~ 5106  
equally among all qualified political parties in the following 5107  
manner. Of the public moneys to which a party is entitled: 5108

(1) One-half shall be paid to the treasurer of the state 5109  
executive committee of the party; 5110

(2) One-half shall be distributed to the treasurer of each 5111  
county executive committee of the various counties in accordance 5112

with the ratio that the number of checkoffs in each county bears 5113  
to the total number of checkoffs, as determined by the tax 5114  
commissioner. 5115

Each party treasurer receiving public moneys from the Ohio 5116  
political party fund shall deposit those moneys into the party's 5117  
restricted fund created under section 3517.1012 of the Revised 5118  
Code, shall expend and maintain such those moneys in an account 5119  
separate from all other assets of the political party subject to 5120  
the requirements of that section and section 3517.18 of the 5121  
Revised Code, and shall file deposit and disbursement statements 5122  
of contributions and expenditures as required by sections 3517.10 5123  
and 3517.11 division (B) of section 3517.1012 of the Revised Code. 5124  
~~Each treasurer of a state executive committee who files such a~~ 5125  
~~statement shall file it with the secretary of state and each~~ 5126  
~~treasurer of a county executive committee who files such a~~ 5127  
~~statement shall file it with the appropriate board of elections.~~ 5128  
~~All such statements filed shall clearly indicate the amounts of~~ 5129  
~~public moneys received and the manner of their expenditure.~~ The 5130  
auditor of state shall annually audit the deposit and disbursement 5131  
statements of the state committee of a political party that ~~has~~ 5132  
~~received~~ is eligible to receive public moneys collected during the 5133  
previous year, to ascertain that ~~such~~ all moneys in the party's 5134  
restricted fund are expended in accordance with law. The auditor 5135  
of state shall audit the deposit and disbursement statements of 5136  
each county committee of such a political party to ascertain that 5137  
all moneys in the party's restricted fund are expended in 5138  
accordance with law at the time of the public office audit of that 5139  
county under Chapter 117. of the Revised Code. 5140

(B) Only major political parties, as defined in section 5141  
3501.01 of the Revised Code, may apply for public moneys from the 5142  
Ohio political party fund. At the end of each even-numbered 5143  
calendar year, the secretary of state shall announce the names of 5144

all such political parties, indicating that they may apply to 5145  
receive such moneys during the ensuing two years. Any political 5146  
party named at this time may, not later than the last day of 5147  
January of the ensuing odd-numbered year, make application with 5148  
the ~~tax commissioner~~ auditor of state to receive public moneys. ~~No~~ 5149  
A political party that fails to make a timely application shall 5150  
not receive public moneys during that two-year period. The ~~tax~~ 5151  
~~commissioner~~ auditor of state shall prescribe an appropriate 5152  
application form. Moneys from the fund shall be provided during 5153  
the appropriate two-year period to each political party that makes 5154  
a timely application in accordance with this division. 5155

**Sec. 3517.20.** (A)(1) As used in ~~division (A)~~ of this section: 5156  
5157

(a) "Political publication for or against a candidate" means 5158  
a notice, placard, advertisement, sample ballot, brochure, flyer, 5159  
direct mailer, or ~~any~~ other form of general publication that is 5160  
designed to promote the nomination, election, or defeat of a 5161  
candidate. 5162

(b) "Political publication for or against an issue" means a 5163  
notice, placard, advertisement, sample ballot, brochure, flyer, 5164  
direct mailer, or ~~any~~ other form of general publication that is 5165  
designed to promote the adoption or defeat of a ballot issue or 5166  
question or to influence the voters in an election. 5167

(c) "Public political advertising" means newspapers, 5168  
magazines, outdoor advertising facilities, direct mailings, or 5169  
other similar types of general public political advertising, or 5170  
flyers, handbills, or other nonperiodical printed matter. 5171

(d) "Statewide candidate" has the same meaning as in section 5172  
3517.102 of the Revised Code. 5173

(e) "Legislative candidate" means a candidate for the office 5174

of member of the general assembly. 5175

(f) "Local candidate" means a candidate for an elective 5176  
office of a political subdivision of this state. 5177

(g) "Legislative campaign fund" has the same meaning as in 5178  
section 3517.01 of the Revised Code. 5179

(h) "Limited political action committee" means a political 5180  
action committee of fewer than ten members. 5181

~~(i) "Limited political contributing entity" means a political 5182  
contributing entity of fewer than ten members. 5183~~

~~(j)~~ "Designated amount" means one hundred dollars in the case 5184  
of a local candidate or a local ballot issue, two hundred fifty 5185  
dollars in the case of a legislative candidate, or five hundred 5186  
dollars in the case of a statewide candidate or a statewide ballot 5187  
issue. 5188

~~(k)~~(j) "To issue" includes to print, post, distribute, 5189  
reproduce for distribution, or cause to be issued, printed, 5190  
posted, distributed, or reproduced for distribution. 5191

(k) "Telephone bank" means more than five hundred telephone 5192  
calls of an identical or substantially similar nature within any 5193  
thirty-day period, whether those telephone calls are made by 5194  
individual callers or by recording. 5195

(2) No candidate, campaign committee, legislative campaign 5196  
fund, political party, or other entity, except a political action 5197  
committee ~~or political contributing entity~~, shall issue a form of 5198  
political publication for or against a candidate, or shall make an 5199  
expenditure for the purpose of financing political communications 5200  
in support of or opposition to a candidate through public 5201  
political advertising, unless the name and residence or business 5202  
address of the candidate or the chairperson, treasurer, or 5203  
secretary of the campaign committee, legislative campaign fund, 5204



political party, or other entity that issues or otherwise is 5205  
responsible for that political publication or that makes an 5206  
expenditure for that political communication appears in a 5207  
conspicuous place on that political publication or is contained 5208  
within that political communication. 5209

(3) No limited political action committee ~~or limited~~ 5210  
~~political contributing entity~~ shall do either of the following 5211  
unless the name and residence or business address of the 5212  
chairperson, treasurer, or secretary of the limited political 5213  
action committee ~~or limited political contributing entity~~ involved 5214  
appears in a conspicuous place in the political publication for or 5215  
against a candidate described in division (A)(3)(a) of this 5216  
section or is contained within the political communication 5217  
described in division (A)(3)(b) of this section: 5218

(a) Issue a form of political publication for or against a 5219  
candidate that costs in excess of the designated amount or that is 5220  
issued in cooperation, consultation, or concert with, or at the 5221  
request or suggestion of, a candidate, a campaign committee, a 5222  
legislative campaign fund, a political party, a political action 5223  
committee with ten or more members, ~~a political contributing~~ 5224  
~~entity with ten or more members,~~ or a limited political action 5225  
committee ~~or limited political contributing entity~~ that spends in 5226  
excess of the designated amount on a related or the same or 5227  
similar political publication for or against a candidate; 5228

(b) Make an expenditure in excess of the designated amount in 5229  
support of or opposition to a candidate or make an expenditure in 5230  
cooperation, consultation, or concert with, or at the request or 5231  
suggestion of, a candidate, a campaign committee, a legislative 5232  
campaign fund, a political party, a political action committee 5233  
with ten or more members, ~~a political contributing entity with ten~~ 5234  
~~or more members,~~ or a limited political action committee ~~or~~ 5235  
~~limited political contributing entity~~ that spends in excess of the 5236

designated amount in support of or opposition to the same 5237  
candidate, for the purpose of financing political communications 5238  
in support of or opposition to that candidate through public 5239  
political advertising. 5240

(4) No political action committee with ten or more members 5241  
~~and no political contributing entity with ten or more members~~ 5242  
shall issue a form of political publication for or against a 5243  
candidate, or shall make an expenditure for the purpose of 5244  
financing political communications in support of or opposition to 5245  
a candidate through public political advertising, unless the name 5246  
and residence or business address of the chairperson, treasurer, 5247  
or secretary of the political action committee ~~or political~~ 5248  
~~contributing entity~~ that issues or otherwise is responsible for 5249  
that political publication or that makes an expenditure for that 5250  
political communication through public political advertising 5251  
appears in a conspicuous place in that political publication or is 5252  
contained within that political communication. 5253

(5) No corporation, labor organization, campaign committee, 5254  
legislative campaign fund, political party, or other entity, 5255  
except a political action committee, shall issue a form of 5256  
political publication for or against an issue, or shall make an 5257  
expenditure for the purpose of financing political communications 5258  
in support of or opposition to a ballot issue or question through 5259  
public political advertising, unless the name and residence or 5260  
business address of the chairperson, treasurer, or secretary of 5261  
the corporation, labor organization, campaign committee, 5262  
legislative campaign fund, political party, or other entity that 5263  
issues or otherwise is responsible for that political publication 5264  
or that makes an expenditure for that political communication 5265  
through public political advertising appears in a conspicuous 5266  
place in that political publication or is contained within that 5267  
political communication. 5268

(6) No limited political action committee shall do either of 5269  
the following unless the name and residence or business address of 5270  
the chairperson, treasurer, or secretary of the limited political 5271  
action committee involved appears in a conspicuous place in the 5272  
political publication for or against a ballot issue described in 5273  
division (A)(6)(a) of this section or is contained within the 5274  
political communication described in division (A)(6)(b) of this 5275  
section: 5276

(a) Issue a form of political publication for or against a 5277  
ballot issue that costs in excess of the designated amount or that 5278  
is issued in cooperation, consultation, or concert with, or at the 5279  
request or suggestion of, a candidate, a campaign committee, a 5280  
legislative campaign fund, a political party, a political action 5281  
committee with ten or more members, or a limited political action 5282  
committee that spends in excess of the designated amount for a 5283  
related or the same or similar political publication for or 5284  
against an issue; 5285

(b) Make an expenditure in excess of the designated amount in 5286  
support of or opposition to a ballot issue or make an expenditure 5287  
in cooperation, consultation, or concert with, or at the request 5288  
or suggestion of, a candidate, a campaign committee, a legislative 5289  
campaign fund, a political party, a political action committee 5290  
with ten or more members, or a limited political action committee 5291  
that spends in excess of the designated amount in support of or 5292  
opposition to the same ballot issue, for the purpose of financing 5293  
political communications in support of or opposition to that 5294  
ballot issue through public political advertising. 5295

(7) No political action committee with ten or more members 5296  
shall issue a form of political publication for or against an 5297  
issue, or shall make an expenditure for the purpose of financing 5298  
political communications in support of or opposition to a ballot 5299  
issue or question through public political advertising, unless the 5300

name and residence or business address of the chairperson, 5301  
treasurer, or secretary of the political action committee that 5302  
issues or otherwise is responsible for that political publication 5303  
or that makes an expenditure for that political communication 5304  
appears in a conspicuous place in that political publication or is 5305  
contained within that political communication. 5306

(8) The disclaimer "paid political advertisement" is not 5307  
sufficient to meet the requirements of this section. 5308

(9) If the political publication described in division (A) of 5309  
this section is issued by the regularly constituted central or 5310  
executive committee of a political party that is organized as 5311  
provided in ~~Chapter 3517. of the Revised Code~~ this chapter, it 5312  
shall be sufficiently identified if it bears the name of the 5313  
committee and its chairperson or treasurer. 5314

(10) If more than one piece of printed matter or printed 5315  
political communications are mailed as a single packet, the 5316  
requirements of division (A) of this section are met if one of the 5317  
pieces of printed matter or printed political communications in 5318  
the packet contains the name and residence or business address of 5319  
the chairperson, treasurer, or secretary of the organization or 5320  
entity that issues or is responsible for the printed matter or 5321  
other printed political communications. 5322

(11) This section does not apply to the transmittal of 5323  
personal correspondence that is not reproduced by machine for 5324  
general distribution. 5325

(12) The secretary of state, by rule, may exempt from the 5326  
requirements of this section, printed matter and certain other 5327  
kinds of printed communications such as campaign buttons, 5328  
balloons, pencils, or similar items, the size or nature of which 5329  
makes it unreasonable to add an identification or disclaimer. 5330

(13) The disclaimer or identification described in division 5331

(A) of this section, when paid for by a campaign committee, shall  
be identified by the words "paid for by" followed by the name and  
address of the campaign committee and the appropriate officer of  
the committee, identified by name and title. The identification or  
disclaimer may use reasonable abbreviations for common terms such  
as "treasurer" or "committee".

(B)(1) No candidate, campaign committee, legislative campaign  
fund, political contributing entity, political party, political  
action committee, limited political action committee, ~~political  
contributing entity, limited political contributing entity,~~ or  
other entity shall utter or cause to be uttered, over the  
broadcasting facilities of any radio or television station within  
this state, any communication that is designed to promote the  
nomination, election, or defeat of a candidate, or the adoption or  
defeat of an issue or to influence the voters in an election,  
unless the speaker identifies the speaker with the speaker's name  
and residence address or unless the communication identifies the  
chairperson, treasurer, or secretary of the organization  
responsible for the communication with the name and residence or  
business address of that officer, except that communications by  
radio need not broadcast the residence or business address of the  
officer. However, a radio station, for a period of at least six  
months, shall keep the residence or business address on file and  
divulge it to any person upon request.

No person operating a broadcast station or an organ of  
printed media shall broadcast or print a paid political  
communication that does not contain the identification required by  
this section.

(2) Division (B) of this section does not apply to any  
communications made on behalf of a radio or television station or  
network by any employee of such radio or television station or  
network while acting in the course of the employee's employment.

(3) No candidate or entity described in division (B)(1) of this section shall use or cause to be used a false, fictitious, or fraudulent name or address in the making or issuing of a publication or communication included within the provisions of this section.

(C) No candidate, campaign committee, legislative campaign fund, political party, political action committee, limited political action committee, or other person or entity shall conduct a telephone bank for the purpose of promoting the nomination, election, or defeat of a candidate or the adoption or defeat of an issue or to influence the voters in an election, unless the call includes a disclaimer that identifies the name of the candidate, campaign committee, legislative campaign fund, political party, political action committee, limited political action committee, or other person or entity paying for the telephone bank.

(D) Before a prosecution may commence under this section, a complaint shall be filed with the Ohio elections commission under section 3517.153 of the Revised Code. After the complaint is filed, the commission shall proceed in accordance with sections 3517.154 to 3517.157 of the Revised Code.

**Sec. 3517.23.** The secretary of state shall adopt rules in accordance with Chapter 119. of the Revised Code that are necessary for the administration and enforcement of sections 3517.08 to 3517.13, 3517.18, 3517.20 to 3517.22, 3599.03, and 3599.031 of the Revised Code and shall provide each candidate, political action committee, legislative campaign fund, political party, and ~~political contributing entity~~ electioneering communication committee with written instructions and explanations in order to ensure compliance with sections 3517.08 to 3517.13, 3517.17, 3517.18, 3517.20 to 3517.22, 3599.03, and 3599.031 of the

Revised Code. 5395

**Sec. 3517.992.** This section establishes penalties only with 5396  
respect to acts or failures to act that occur on and after August 5397  
24, 1995. 5398

(A)(1) A candidate whose campaign committee violates division 5399  
(A), (B), (C), (D), or (V) of section 3517.13 of the Revised Code, 5400  
or a treasurer of a campaign committee who violates any of those 5401  
divisions, shall be fined not more than one hundred dollars for 5402  
each day of violation. 5403

(2) Whoever violates division (E) or (X)(5) of section 5404  
3517.13 of the Revised Code shall be fined not more than one 5405  
hundred dollars for each day of violation. 5406

(B) A political party that violates division (F)(1) of 5407  
section 3517.101 of the Revised Code shall be fined not more than 5408  
one hundred dollars for each day of violation. 5409

(C) Whoever violates division (F)(2) of section 3517.101 or 5410  
division (G) of section 3517.13 of the Revised Code shall be fined 5411  
not more than ten thousand dollars or, if the offender is a person 5412  
who was nominated or elected to public office, shall forfeit the 5413  
nomination or the office to which the offender was elected, or 5414  
both. 5415

(D) Whoever violates division (F) of section 3517.13 of the 5416  
Revised Code shall be fined not more than three times the amount 5417  
contributed. 5418

(E) Whoever violates division (H) of section 3517.13 of the 5419  
Revised Code shall be fined not more than one hundred dollars. 5420

(F) Whoever violates division (O), (P), or (Q) of section 5421  
3517.13 of the Revised Code is guilty of a misdemeanor of the 5422  
first degree. 5423

(G) A state or county committee of a political party that 5424

violates division (B)(1) of section 3517.18 of the Revised Code	5425
shall be fined not more than twice the amount of the improper	5426
expenditure.	5427
(H) A state or county political party that violates division	5428
(G) of section 3517.101 of the Revised Code shall be fined not	5429
more than twice the amount of the improper expenditure or use.	5430
(I)(1) Any individual who violates division (B)(1) of section	5431
3517.102 of the Revised Code and knows that the contribution the	5432
individual makes violates that division shall be fined an amount	5433
equal to three times the amount contributed in excess of the	5434
amount permitted by that division.	5435
(2) Any political action committee that violates division	5436
(B)(2) of section 3517.102 of the Revised Code shall be fined an	5437
amount equal to three times the amount contributed in excess of	5438
the amount permitted by that division.	5439
(3) Any campaign committee that violates division (B)(3) or	5440
(5) of section 3517.102 of the Revised Code shall be fined an	5441
amount equal to three times the amount contributed in excess of	5442
the amount permitted by that division.	5443
(4)(a) Any legislative campaign fund that violates division	5444
(B)(6) of section 3517.102 of the Revised Code shall be fined an	5445
amount equal to three times the amount transferred or contributed	5446
in excess of the amount permitted by that division, as applicable.	5447
(b) Any state political party, county political party, or	5448
state candidate fund of a state political party or county	5449
political party that violates division (B)(6) of section 3517.102	5450
of the Revised Code shall be fined an amount equal to three times	5451
the amount transferred or contributed in excess of the amount	5452
permitted by that division, as applicable.	5453
<del>(c) Any political contributing entity that violates division</del>	5454



~~(B)(7) of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount contributed in excess of the amount permitted by that division.~~

(5) Any political party that violates division (B)(4) of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount contributed in excess of the amount permitted by that division.

(6) Notwithstanding divisions (I)(1), (2), (3), (4), and (5) of this section, no violation of division (B) of section 3517.102 of the Revised Code occurs, and the secretary of state shall not refer parties to the Ohio elections commission, if the amount transferred or contributed in excess of the amount permitted by that division meets either of the following conditions:

(a) It is completely refunded within five business days after it is accepted.

(b) It is completely refunded on or before the tenth business day after notification to the recipient of the excess transfer or contribution by the board of elections or the secretary of state that a transfer or contribution in excess of the permitted amount has been received.

(J)(1) Any campaign committee that violates division (C)(1), (2), (3), or (6) of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount accepted in excess of the amount permitted by that division.

~~(2)(a) Any state or county political party that violates division (C)(4)(a)(ii) or (iii) of section 3517.102 of the Revised Code shall be fined an amount from its state candidate fund equal to three times the amount accepted.~~

(b) Any county political party that violates division (C)(4)(a)(i) of section 3517.102 of the Revised Code shall be

fined an amount from its state candidate fund equal to three times 5485  
the amount accepted in excess of the amount permitted by that 5486  
division. 5487

(c) Any state political party that violates division 5488  
(C)(4)(b) of section 3517.102 of the Revised Code shall be fined 5489  
an amount from its state candidate fund equal to three times the 5490  
amount accepted in excess of the amount permitted by that 5491  
division. 5492

(3) Any legislative campaign fund that violates division 5493  
(C)(5) of section 3517.102 of the Revised Code shall be fined an 5494  
amount equal to three times the amount accepted in excess of the 5495  
amount permitted by that division. 5496

(4) Any political action committee ~~or political contributing~~ 5497  
~~entity~~ that violates division (C)(7) of section 3517.102 of the 5498  
Revised Code shall be fined an amount equal to three times the 5499  
amount accepted in excess of the amount permitted by that 5500  
division. 5501

(5) Notwithstanding divisions (J)(1), (2), (3), and (4) of 5502  
this section, no violation of division (C) of section 3517.102 of 5503  
the Revised Code occurs, and the secretary of state shall not 5504  
refer parties to the Ohio elections commission, if the amount 5505  
transferred or contributed in excess of the amount permitted to be 5506  
accepted by that division meets either of the following 5507  
conditions: 5508

(a) It is completely refunded within five business days after 5509  
its acceptance. 5510

(b) It is completely refunded on or before the tenth business 5511  
day after notification to the recipient of the excess transfer or 5512  
contribution by the board of elections or the secretary of state 5513  
that a transfer or contribution in excess of the permitted amount 5514  
has been received. 5515

(K)(1) Any legislative campaign fund that violates division 5516  
(F)(1) of section 3517.102 of the Revised Code shall be fined 5517  
twenty-five dollars for each day of violation. 5518

(2) Any legislative campaign fund that violates division 5519  
(F)(2) of section 3517.102 of the Revised Code shall give to the 5520  
treasurer of state for deposit into the state treasury to the 5521  
credit of the Ohio elections commission fund all excess 5522  
contributions not disposed of as required by division (E) of 5523  
section 3517.102 of the Revised Code. 5524

(L) Whoever violates section 3517.105 of the Revised Code 5525  
shall be fined one thousand dollars. 5526

(M)(1) Whoever solicits a contribution in violation of 5527  
section 3517.092 or violates division (B) of section 3517.09 of 5528  
the Revised Code is guilty of a misdemeanor of the first degree. 5529

(2) Whoever knowingly accepts a contribution in violation of 5530  
division (B) or (C) of section 3517.092 of the Revised Code shall 5531  
be fined an amount equal to three times the amount accepted in 5532  
violation of either of those divisions and shall return to the 5533  
contributor any amount so accepted. Whoever unknowingly accepts a 5534  
contribution in violation of division (B) or (C) of section 5535  
3517.092 of the Revised Code shall return to the contributor any 5536  
amount so accepted. 5537

(N) Whoever violates division (S) of section 3517.13 of the 5538  
Revised Code shall be fined an amount equal to three times the 5539  
amount of funds transferred or three times the value of the assets 5540  
transferred in violation of that division. 5541

(O) Any campaign committee that accepts a contribution or 5542  
contributions in violation of section 3517.108 of the Revised 5543  
Code, uses a contribution in violation of that section, or fails 5544  
to dispose of excess contributions in violation of that section 5545  
shall be fined an amount equal to three times the amount accepted, 5546

used, or kept in violation of that section. 5547

(P) Any political party, state candidate fund, legislative 5548  
candidate fund, or campaign committee that violates division (T) 5549  
of section 3517.13 of the Revised Code shall be fined an amount 5550  
equal to three times the amount contributed or accepted in 5551  
violation of that section. 5552

(Q) A treasurer of a committee or another person who violates 5553  
division (U) of section 3517.13 of the Revised Code shall be fined 5554  
not more than two hundred fifty dollars. 5555

(R) Whoever violates division (I) or (J) of section 3517.13 5556  
of the Revised Code shall be fined not more than one thousand 5557  
dollars. Whenever a person is found guilty of violating division 5558  
(I) or (J) of section 3517.13 of the Revised Code, the contract 5559  
awarded in violation of either of those divisions shall be 5560  
rescinded if its terms have not yet been performed. 5561

(S) A candidate whose campaign committee violates or a 5562  
treasurer of a campaign committee who violates section 3517.081 of 5563  
the Revised Code, and a candidate whose campaign committee 5564  
violates<sub>7</sub> or a treasurer of a campaign committee<sub>7</sub> or another 5565  
person who violates<sub>7</sub> division (C) of section 3517.10 of the 5566  
Revised Code, shall be fined not more than five hundred dollars. 5567

(T) A candidate whose campaign committee violates or a 5568  
treasurer of a committee who violates division (B) of section 5569  
3517.09 of the Revised Code, or a candidate whose campaign 5570  
committee violates<sub>7</sub> or a treasurer of a campaign committee<sub>7</sub> or 5571  
another person who violates division (C)<sub>7</sub> of section 3517.09 of 5572  
the Revised Code shall be fined not more than one thousand 5573  
dollars. 5574

(U) Whoever violates section 3517.20 of the Revised Code 5575  
shall be fined not more than five hundred dollars. 5576

(V) Whoever violates section 3517.21 or 3517.22 of the Revised Code shall be imprisoned for not more than six months or fined not more than five thousand dollars, or both.

(W) A campaign committee that is required to file a declaration of no limits under division (D)(2) of section 3517.103 of the Revised Code that, before filing that declaration, accepts a contribution or contributions that exceed the limitations prescribed in section 3517.102 of the Revised Code, shall return that contribution or those contributions to the contributor.

(X) Any campaign committee that fails to file the declaration of filing-day finances required by division (F) of section 3517.109 or the declaration of primary-day finances or declaration of year-end finances required by division (E) of section 3517.1010 of the Revised Code shall be fined twenty-five dollars for each day of violation.

(Y) Any campaign committee that fails to dispose of excess funds or excess aggregate contributions under division (B) of section 3517.109 of the Revised Code in the manner required by division (C) of that section or under division (B) of section 3517.1010 of the Revised Code in the manner required by division (C) of that section shall give to the treasurer of state for deposit into the Ohio elections commission fund created under division ~~(E)(2)(b)(I)~~ of section ~~3517.102~~ 3517.152 of the Revised Code all funds not disposed of pursuant to those divisions.

(Z) Any individual, campaign committee, political action committee, ~~political contributing entity~~, legislative campaign fund, political party, or other entity that violates any provision of sections 3517.09 to 3517.12 of the Revised Code for which no penalty is provided for under any other division of this section shall be fined not more than one thousand dollars.

(AA)(1) Whoever knowingly violates division (W)(1) of section

3517.13 of the Revised Code shall be fined an amount equal to 5608  
three times the amount contributed, expended, or promised in 5609  
violation of that division or ten thousand dollars, whichever 5610  
amount is greater. 5611

(2) Whoever knowingly violates division (W)(2) of section 5612  
3517.13 of the Revised Code shall be fined an amount equal to 5613  
three times the amount solicited or accepted in violation of that 5614  
division or ten thousand dollars, whichever amount is greater. 5615

(BB) Whoever knowingly violates division (C) or (D) of 5616  
section 3517.1011 of the Revised Code shall be fined not more than 5617  
ten thousand dollars plus not more than one thousand dollars for 5618  
each day of violation. 5619

(CC)(1) Subject to division (CC)(2) of this section, whoever 5620  
violates division (H) of section 3517.1011 of the Revised Code 5621  
shall be fined an amount up to three times the amount disbursed 5622  
for the direct costs of airing the communication made in violation 5623  
of that division. 5624

(2) Whoever has been ordered by the Ohio elections commission 5625  
to cease making communications in violation of division (H) of 5626  
section 3517.1011 of the Revised Code who again violates that 5627  
division shall be fined an amount equal to three times the amount 5628  
disbursed for the direct costs of airing the communication made in 5629  
violation of that division. 5630

(DD)(1) Any corporation or labor organization that violates 5631  
division (X)(3)(a) of section 3517.13 of the Revised Code shall be 5632  
fined an amount equal to three times the amount given in excess of 5633  
the amount permitted by that division. 5634

(2) Any state or county political party that violates 5635  
division (X)(3)(b) of section 3517.13 of the Revised Code shall be 5636  
fined an amount equal to three times the amount accepted in excess 5637  
of the amount permitted by that division. 5638

Sec. 3599.03. (A)(1) Except to carry on activities specified 5639  
in sections 3517.082 and 3517.1011, division (A)(2) of section 5640  
3517.1012, and section 3599.031 of the Revised Code and except as 5641  
provided in divisions (D), (E), and (F) of this section, no 5642  
corporation, no nonprofit corporation, and no labor organization, 5643  
directly or indirectly, shall pay or use, or offer, advise, 5644  
consent, or agree to pay or use, the corporation's money or 5645  
property, or the labor organization's money, including dues, 5646  
initiation fees, or other assessments paid by members, or 5647  
property, for or in aid of or opposition to a political party, a 5648  
candidate for election or nomination to public office, a political 5649  
action committee including a political action committee of the 5650  
corporation or labor organization, a legislative campaign fund, or 5651  
any organization that supports or opposes any such candidate, or 5652  
for any partisan political purpose, shall violate any law 5653  
requiring the filing of an affidavit or statement respecting such 5654  
use of those funds, or shall pay or use the corporation's or labor 5655  
organization's money for the expenses of a social fund-raising 5656  
event for its political action committee if an employee's or labor 5657  
organization member's right to attend such an event is predicated 5658  
on the employee's or member's contribution to the corporation's or 5659  
labor organization's political action committee. 5660

(2) Whoever violates division (A)(1) of this section shall be 5661  
fined not less than five hundred nor more than five thousand 5662  
dollars. 5663

(B)(1) No officer, stockholder, attorney, or agent of a 5664  
corporation or nonprofit corporation, no member, including an 5665  
officer, attorney, or agent, of a labor organization, and no 5666  
candidate, political party official, or other individual shall 5667  
knowingly aid, advise, solicit, or receive money or other property 5668  
in violation of division (A)(1) of this section. 5669

(2) Whoever violates division (B)(1) of this section shall be 5670  
fined not more than one thousand dollars, or imprisoned not more 5671  
than one year, or both. 5672

(C) A corporation, a nonprofit corporation, or a labor 5673  
organization may use its funds or property for or in aid of or 5674  
opposition to a proposed or certified ballot issue. Such use of 5675  
funds or property shall be reported on a form prescribed by the 5676  
secretary of state. Reports of contributions in connection with 5677  
statewide ballot issues shall be filed with the secretary of 5678  
state. Reports of contributions in connection with local issues 5679  
shall be filed with the board of elections of the most populous 5680  
county of the district in which the issue is submitted or to be 5681  
submitted to the electors. Reports made pursuant to this division 5682  
shall be filed by the times specified in divisions (A)(1) and (2) 5683  
of section 3517.10 of the Revised Code. 5684

(D)(1) Any gift made pursuant to section 3517.101 of the 5685  
Revised Code does not constitute a violation of this section or of 5686  
any other section of the Revised Code. 5687

(2) Any gift made pursuant to division (A)(2) of section 5688  
3517.1012 of the Revised Code does not constitute a violation of 5689  
this section. 5690

(E) Any compensation or fees paid by a financial institution 5691  
to a state political party for services rendered pursuant to 5692  
division (B) of section 3517.19 of the Revised Code do not 5693  
constitute a violation of this section or of any other section of 5694  
the Revised Code. 5695

(F) The use by a nonprofit corporation of its money or 5696  
property for communicating information for a purpose specified in 5697  
division (A) of this section is not a violation of that division 5698  
if the stockholders, members, donors, trustees, or officers of the 5699  
nonprofit corporation are the predominant recipients of the 5700



communication. 5701

(G) In addition to the laws listed in division (A) of section 4117.10 of the Revised Code that prevail over conflicting agreements between employee organizations and public employers, this section prevails over any conflicting provisions of agreements between labor organizations and public employers that are entered into on or after the effective date of this section pursuant to Chapter 4117. of the Revised Code. 5702  
5703  
5704  
5705  
5706  
5707  
5708

(H) Divisions (A) and (B) of this section do not apply to a continuing association that is not involved in express advocacy. 5709  
5710

(I) As used in this section, "continuing association," "express advocacy," and "labor organization" have the same meanings as in section 3517.01 of the Revised Code. 5711  
5712  
5713

**Sec. 3599.031.** (A) Notwithstanding any ~~section~~ provision of the Revised Code to the contrary and subject to ~~divisions (C) and (H)~~ division (C) of section 3517.09 of the Revised Code and division (B) of this section, any employer may deduct from the wages and salaries of its employees amounts for an account described in division ~~(C)~~(B) of this section, a separate segregated fund, a political action committee of the employer, a political action committee of a labor organization of the employer's employees, a political action committee of an association of which the employer is a member, a political party, electioneering communication committee, or a ballot issue that the employee by written authorization may designate and shall transmit any amounts so deducted as a separate written authorization described in division ~~(C)~~(B) of this section shall direct. Any authorization authorizing a deduction from an employee's wages or salary may be on a form that is used to apply for or authorize membership in or authorize payment of dues or fees to any organization, but the authorization for a deduction shall be 5714  
5715  
5716  
5717  
5718  
5719  
5720  
5721  
5722  
5723  
5724  
5725  
5726  
5727  
5728  
5729  
5730  
5731

stated and signed separately from the application for membership 5732  
or the authorization for the payment of dues or fees. The employer 5733  
either may deduct from the amount to be so transmitted a uniform 5734  
amount determined by the employer to be necessary to defray the 5735  
actual cost of making such deduction and transmittal, or may 5736  
utilize its own funds in an amount it determines is necessary to 5737  
defray the actual administrative cost, including making the 5738  
deduction and transmittal. 5739

~~(B) Any person who solicits an employee to authorize a 5740  
deduction from his wages or salary pursuant to division (A) of 5741  
this section shall inform the employee at the time of the 5742  
solicitation that he may refuse to authorize a deduction, and that 5743  
he may at any time revoke his authorization, without suffering any 5744  
reprisal. 5745~~

~~(C)~~ If an employer establishes a separate account in the name 5746  
of an employee for the purpose of depositing into the account 5747  
amounts deducted from the wages and salary of the employee 5748  
pursuant to division (A) of this section or amounts directly given 5749  
by the employee to the employer for the support of a candidate, a 5750  
separate segregated fund, a political action committee of the 5751  
employer, a political action committee of a labor organization of 5752  
the employer's employees, a political action committee of an 5753  
association of which the employer is a member, a political party, 5754  
a legislative campaign fund, an electioneering communication 5755  
committee, or a ballot issue, the employee shall sign a written 5756  
authorization designating the recipient of a disbursement from 5757  
that account. The written authorization required under this 5758  
division is separate and distinct from a written authorization 5759  
required under division (A) of this section. The authorization 5760  
required under this division shall clearly identify and designate 5761  
the candidate, separate segregated fund, political action 5762  
committee of the employer, political action committee of a labor 5763

organization of the employer's employees, political action 5764  
committee of an association of which the employer is a member, 5765  
political party, a legislative campaign fund, electioneering 5766  
communication committee, or ballot issue that is to receive any 5767  
disbursement from the account established pursuant to this 5768  
division. No person shall designate the recipient of a 5769  
disbursement from the account except the employee from whose 5770  
account the disbursement is made. No employer shall make a 5771  
disbursement from the account of an employee established under 5772  
this division unless the employer has received the written 5773  
authorization required under this division. 5774

~~(D)~~(C) An employer shall furnish the recipient of any amount 5775  
transmitted pursuant to this section with the employer's full name 5776  
and the full name of the labor organization of which the employee 5777  
whose amount is being transmitted is a member, if any. An employer 5778  
shall keep and maintain the authorization forms of all its 5779  
employees from whose wages and salaries any amounts were deducted 5780  
pursuant to division (A) of this section and the authorizations of 5781  
disbursements from accounts established under division ~~(C)~~(B) of 5782  
this section for a period of at least six years after the year in 5783  
which the deductions and disbursements were made. 5784

~~(E)~~(D) An employee who has made an authorization pursuant to 5785  
division (A) or ~~(C)~~(B) of this section may revoke that 5786  
authorization at any time. A revocation of the authorization does 5787  
not affect any deduction already made from an employee's wages and 5788  
salary or any amounts already transmitted or disbursed under this 5789  
section. 5790

~~(F)~~(E) For purposes of this section and for the purpose of 5791  
the information required to be filed under division (B)(4)(b)(iii) 5792  
of section 3517.10 of the Revised Code: 5793

(1) If an employer is a corporation, each subsidiary of a 5794  
parent corporation shall be considered an entity separate and 5795

distinct from any other subsidiary and separate and distinct from  
the parent corporation. 5796  
5797

(2) Each national, regional, state, and local affiliate of a 5798  
labor organization shall be considered a distinct entity. 5799

~~(G)~~(F) Whoever violates division ~~(C)~~(B) of this section shall 5800  
be fined not less than fifty nor more than five hundred dollars 5801  
for each disbursement made in violation of that division. 5802

~~(H) No public employer shall deduct from the wages and 5803  
salaries of its employees any amounts for the support of any 5804  
candidate, separate segregated fund, political action committee, 5805  
legislative campaign fund, political party, or ballot issue. 5806~~

~~(I) In addition to the laws listed in division (A) of section 5807  
4117.10 of the Revised Code that prevail over conflicting 5808  
agreements between employee organizations and public employers, 5809  
this section prevails over any conflicting provisions of 5810  
agreements between labor organizations and public employers 5811  
entered into pursuant to Chapter 4117. of the Revised Code. 5812~~

~~(J)~~(G) In addition to the laws listed in division (A) of 5813  
section 4117.10 of the Revised Code that prevail over conflicting 5814  
agreements between employee organizations and public employers, 5815  
this section prevails over any conflicting provisions of 5816  
agreements between labor organizations and public employers that 5817  
are entered into on or after the effective date of this amendment 5818  
pursuant to Chapter 4117. of the Revised Code. 5819

(H) As used in this section: 5820

(1) "~~Labor~~ Electioneering communication committee," 5821  
"legislative campaign fund," "labor organization," "political 5822  
action committee," and "separate segregated fund" have the same 5823  
meanings as in section 3517.01 of the Revised Code. 5824

(2) "Public employer" means an employer that is the state or 5825

a state agency, authority, commission, or board, a political  
subdivision of the state, a school district or state institution  
of higher learning, a public or special district, or any other  
public employer.

(3) "Employee" includes only an employee who is a resident of  
or is employed in this state.

Sec. 3599.111. (A) As used in this section, "registering a  
voter" or "registering voters" includes any effort, for  
compensation, to provide voter registration forms or to assist  
persons in completing those forms or returning them to the board  
of elections, the office of the secretary of state, or other  
appropriate public office.

(B) No person shall receive compensation on a fee per  
signature or fee per volume basis for circulating any declaration  
of candidacy, nominating petition, declaration of intent to be a  
write-in candidate, initiative petition, referendum petition,  
recall petition, or any other election-related petition that is  
filed with or transmitted to a board of elections, the office of  
the secretary of state, or other appropriate public office.

(C) No person shall receive compensation on a fee per  
registration or fee per volume basis for registering a voter.

(D) Compensation for collecting signatures on  
election-related petitions and for registering voters shall be  
paid solely on the basis of time worked.

(E)(1) Whoever violates division (B) or (C) of this section  
is guilty of election falsification under section 3599.36 of the  
Revised Code.

(2) Whoever violates division (D) of this section is guilty  
of a felony of the fifth degree.

**Section 2.** That existing sections 102.03, 2921.01, 2921.43, 5855  
3501.38, 3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 3517.08, 5856  
3517.082, 3517.09, 3517.092, 3517.10, 3517.102, 3517.103, 5857  
3517.104, 3517.105, 3517.106, 3517.108, 3517.109, 3517.11, 5858  
3517.13, 3517.151, 3517.152, 3517.154, 3517.155, 3517.16, 3517.17, 5859  
3517.20, 3517.23, 3517.992, and 3599.031 and section 3599.03 of 5860  
the Revised Code are hereby repealed. 5861

**Section 3.** (A) Except as otherwise provided in division (B) 5862  
of this section, no person intending to make a disbursement or 5863  
disbursements for the direct costs of producing or airing 5864  
electioneering communications under this act shall make those 5865  
disbursements using any contributions that the person received 5866  
before the effective date of this act. 5867

(B) Any person intending to make a disbursement or 5868  
disbursements for the direct costs of producing or airing 5869  
electioneering communications under this act who wishes to make 5870  
those disbursements using contributions that the person received 5871  
before the effective date of this act shall, in the first 5872  
disclosure of electioneering communications statement that the 5873  
person is required to file, report the contributor information 5874  
specified in division (D)(1)(e) or (f) of section 3517.1011 of the 5875  
Revised Code for each contribution that was received before the 5876  
effective date of this act and that the person uses to make a 5877  
disbursement that is included in that statement. 5878

(C) As used in this section, "contribution," "electioneering 5879  
communication," and "person" have the same meanings as in section 5880  
3517.1011 of the Revised Code. 5881

**Section 4.** (A) A state or county political party that has a 5882  
state candidate fund, established under division (D)(3)(c) of 5883  
section 3517.10 of the Revised Code as it existed prior to the 5884

effective date of this act, in existence on that effective date 5885  
shall, not later than 4 p.m. on that effective date, disburse any 5886  
moneys in the fund in accordance with the versions of sections 5887  
3517.08 to 3517.13 of the Revised Code that were in effect prior 5888  
to that effective date. Any state candidate fund in existence on 5889  
the effective date of this act shall be abolished not later than 4 5890  
p.m. on that effective date. 5891

(B) No state or county political party that establishes a 5892  
state candidate fund under division (D)(3)(c) of section 3517.10 5893  
of the Revised Code as amended by this act shall transfer into 5894  
that fund any moneys that were in a state candidate fund 5895  
established under that section as it existed prior to the 5896  
effective date of this act. 5897

**Section 5.** No moneys in any fund or account of a political 5898  
party that was not subject to disclosure under the version of 5899  
Chapter 3517. of the Revised Code that was in effect prior to the 5900  
effective date of this act shall be disbursed, transferred into 5901  
another fund or account of the political party, or otherwise used 5902  
by that political party on or after the effective date of this act 5903  
unless the contributors of those moneys are disclosed prior to 5904  
that effective date in accordance with section 3517.10 of the 5905  
Revised Code. 5906

**Section 6.** Section 3513.10 of the Revised Code is presented 5907  
in this act as a composite of the section as amended by both Am. 5908  
Sub. H.B. 117 and Am. Sub. S.B. 9 of the 121st General Assembly. 5909  
The General Assembly, applying the principle stated in division 5910  
(B) of section 1.52 of the Revised Code that amendments are to be 5911  
harmonized if reasonably capable of simultaneous operation, finds 5912  
that the composite is the resulting version of the section in 5913  
effect prior to the effective date of the section as presented in 5914  
this act. 5915