

As Introduced

125th General Assembly

Special Session

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S. B. No. 2

Senators Dann, Fingerhut, Miller, Hagan, Fedor, Zurz

A B I L L

To amend sections 101.34, 101.99, 102.03, 121.99, 1
127.13, 2921.01, 2921.43, 2923.31, 3501.05, 2
3513.10, 3517.01, 3517.03, 3517.06, 3517.08, 3
3517.082, 3517.09, 3517.092, 3517.10, 3517.102, 4
3517.103, 3517.105, 3517.106, 3517.108, 3517.109, 5
3517.1010, 3517.11, 3517.13, 3517.151, 3517.152, 6
3517.154, 3517.155, 3517.20, 3517.23, 3517.992, 7
3599.03, 3599.031, 5727.61, and 5733.27, and to 8
enact sections 101.80, 101.801, 101.802, 101.803, 9
101.804, 121.80, 121.81, 121.82, 121.83, 121.84, 10
and 3517.1011 of the Revised Code to revise the 11
Campaign Finance Law and the Ethics Law. 12

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

Section 1. That sections 101.34, 101.99, 102.03, 121.99, 13
127.13, 2921.01, 2921.43, 2923.31, 3501.05, 3513.10, 3517.01, 14
3517.03, 3517.06, 3517.08, 3517.082, 3517.09, 3517.092, 3517.10, 15
3517.102, 3517.103, 3517.105, 3517.106, 3517.108, 3517.109, 16
3517.1010, 3517.11, 3517.13, 3517.151, 3517.152, 3517.154, 17
3517.155, 3517.20, 3517.23, 3517.992, 3599.03, 3599.031, 5727.61, 18
and 5733.27 be amended and sections 101.80, 101.801, 101.802, 19
101.803, 101.804, 121.80, 121.81, 121.82, 121.83, 121.84, and 20
3517.1011 of the Revised Code be enacted to read as follows: 21

Sec. 101.34. (A) There is hereby created a joint legislative ethics committee to serve the general assembly. The committee shall be composed of twelve members, six each from the two major political parties, and each member shall serve on the committee during the member's term as a member of that general assembly. Six members of the committee shall be members of the house of representatives appointed by the speaker of the house of representatives, not more than three from the same political party, and six members of the committee shall be members of the senate appointed by the president of the senate, not more than three from the same political party. A vacancy in the committee shall be filled for the unexpired term in the same manner as an original appointment. The members of the committee shall be appointed within fifteen days after the first day of the first regular session of each general assembly, and the committee shall meet and proceed to recommend an ethics code not later than thirty days after the first day of the first regular session of each general assembly.

In the first regular session of each general assembly, the speaker of the house of representatives shall appoint the chairperson of the committee from among the house members of the committee, and the president of the senate shall appoint the vice-chairperson of the committee from among the senate members of the committee. In the second regular session of each general assembly, the president of the senate shall appoint the chairperson of the committee from among the senate members of the committee, and the speaker of the house of representatives shall appoint the vice-chairperson of the committee from among the house members of the committee. The chairperson, vice-chairperson, and members of the committee shall serve until their respective successors are appointed or until they are no longer members of the general assembly.

The committee shall meet at the call of the chairperson or upon the written request of seven members of the committee.	54 55
(B) The joint legislative ethics committee:	56
(1) Shall recommend a code of ethics which that is consistent with law to govern all members and employees of each house of the general assembly and all candidates for the office of member of each house;	57 58 59 60
(2) May receive and hear any complaint which that alleges a breach of any privilege of either house, or misconduct of any member, employee, or candidate, or any violation of the appropriate code of ethics;	61 62 63 64
(3) May obtain information with respect to any complaint filed pursuant to this section and to that end may enforce the attendance and testimony of witnesses, and the production of books and papers;	65 66 67 68
(4) May recommend whatever sanction is appropriate with respect to a particular member, employee, or candidate as will best maintain in the minds of the public a good opinion of the conduct and character of members and employees of the general assembly;	69 70 71 72 73
(5) May recommend legislation to the general assembly relating to the conduct and ethics of members and employees of and candidates for the general assembly;	74 75 76
(6) Shall employ an executive director for the committee and may employ such other staff as the committee determines necessary to assist it in exercising its powers and duties. The executive director and staff of the committee shall be known as the office of legislative inspector general. At least one member of the staff of the committee shall be an attorney at law licensed to practice law in this state. The appointment and removal of the executive	77 78 79 80 81 82 83

director shall require the approval of at least eight members of the committee.	84 85
(7) May employ a special counsel to assist the committee in exercising its powers and duties. The appointment and removal of a special counsel shall require the approval of at least eight members of the committee.	86 87 88 89
(8) Shall act as an advisory body to the general assembly and to individual members, candidates, and employees on questions relating to ethics, possible conflicts of interest, and financial disclosure;	90 91 92 93
(9) Shall provide for the proper forms on which the statement required pursuant to section 102.02 of the Revised Code shall be filed and instructions as to the filing of the statement;	94 95 96
(10) Exercise the powers and duties prescribed under sections 101.70 to 101.79, <u>sections 101.80 to 101.804</u> , sections 101.90 to 101.98, <u>and sections 121.60 to 121.69</u> , <u>and sections 121.80 to 121.84</u> of the Revised Code;	97 98 99 100
(11) Adopt, in accordance with section 111.15 of the Revised Code, any rules that are necessary to implement and clarify Chapter 102. and sections 2921.42 and 2921.43 of the Revised Code.	101 102 103
(C) There is hereby created in the state treasury the joint legislative ethics committee fund. <u>Money Except as provided in division (E) of section 101.802 and division (E) of section 121.82 of the Revised Code, money</u> credited to the fund and any interest and earnings from the fund shall be used solely for the operation of the joint legislative ethics committee and the office of legislative inspector general and for the purchase of data storage and computerization facilities for the statements filed with the joint committee under sections 101.73, 101.74, <u>101.802</u> , 121.63, <u>and 121.64</u> , <u>and 121.82</u> of the Revised Code.	104 105 106 107 108 109 110 111 112 113
(D) The chairperson of the joint <u>legislative ethics</u> committee	114

shall issue a written report, not later than the thirty-first day 115
of January of each year, to the speaker and minority leader of the 116
house of representatives and to the president and minority leader 117
of the senate that lists the number of committee meetings and 118
investigations the committee conducted during the immediately 119
preceding calendar year and the number of advisory opinions it 120
issued during the immediately preceding calendar year. 121

(E) Any investigative report that contains facts and findings 122
regarding a complaint filed with the joint legislative ethics 123
committee and that is prepared by the staff of the committee or a 124
special counsel to the committee shall become a public record upon 125
its acceptance by a vote of the majority of the members of the 126
committee, except for any names of specific individuals and 127
entities contained in the report. If the committee recommends 128
disciplinary action or reports its findings to the appropriate 129
prosecuting authority for proceedings in prosecution of the 130
violations alleged in the complaint, the investigatory report 131
regarding the complaint shall become a public record in its 132
entirety. 133

(F)(1) Any file obtained by or in the possession of the 134
former house ethics committee or former senate ethics committee 135
shall become the property of the joint legislative ethics 136
committee. Any such file is confidential if either of the 137
following applies: 138

(a) It is confidential under section 102.06 of the Revised 139
Code or the legislative code of ethics. 140

(b) If the file was obtained from the former house ethics 141
committee or from the former senate ethics committee, it was 142
confidential under any statute or any provision of a code of 143
ethics that governed the file. 144

(2) As used in this division, "file" includes, but is not 145

limited to, evidence, documentation, or any other tangible thing.	146
<u>Sec. 101.80. As used in sections 101.80 to 101.804 of the Revised Code:</u>	147
<u>(A) "Contribution" means money, property, financial assistance, or any other thing of value given to a person for a social, recreational, benevolent, charitable, fraternal, political, patriotic, athletic, or other purpose.</u>	149
<u>(B) "Person" has the same meaning as in section 101.70 of the Revised Code.</u>	150
<u>(C) No member of the general assembly or candidate for the office of member of the general assembly shall knowingly fail to maintain a record that section 101.802 of the Revised Code requires the member or candidate to maintain.</u>	151
<u>(D) No member of the general assembly or candidate for the office of member of the general assembly shall knowingly fail to file a statement that section 101.802 of the Revised Code requires the member or candidate to file.</u>	152
<u>(E) No member of the general assembly or candidate for the office of member of the general assembly shall knowingly file a false statement that section 101.802 of the Revised Code requires the member or candidate to file.</u>	153
<u>Sec. 101.802. (A) Each member of the general assembly and each candidate for the office of member of the general assembly shall file by electronic means of transmission with the office of the joint legislative ethics committee, not later than the last day of January, May, and September of each year, a statement of contributions solicited. The statement shall include, for each contribution that was made to a person as a result of a solicitation by the member or candidate, all of the following:</u>	154
<u>(1) The name of the person to whom the contribution was made.</u>	155
<u>(2) The amount of the contribution.</u>	156
<u>(3) The date the contribution was made.</u>	157
<u>(4) The name of the organization or individual who solicited the contribution.</u>	158
<u>(5) The purpose for which the contribution was solicited.</u>	159
<u>(6) The date the contribution was received.</u>	160
<u>(7) The name of the member or candidate who received the contribution.</u>	161
<u>(8) Any other information required by the joint legislative ethics committee.</u>	162
<u>(9) A declaration that the member or candidate has filed a true and accurate statement of contributions.</u>	163
<u>(10) A declaration that the member or candidate has filed a true and accurate statement of contributions.</u>	164
<u>(11) A declaration that the member or candidate has filed a true and accurate statement of contributions.</u>	165
<u>(12) A declaration that the member or candidate has filed a true and accurate statement of contributions.</u>	166

<u>(1) The name and address of the contributor;</u>	175
<u>(2) The name, address, and employer of the person who received the contribution;</u>	176 177
<u>(3) The approximate date the contribution was made;</u>	178
<u>(4) The dollar amount or fair market value of the contribution. If it is impractical or impossible to determine the exact dollar amount or fair market value of the contribution, reporting of good faith estimates, based on reasonable accounting procedures, constitutes compliance with this requirement.</u>	179 180 181 182 183
<u>(B) Each statement shall cover contributions solicited during the four-calendar-month period that ended on the last day of the month immediately preceding the month in which the statement is required to be filed.</u>	184 185 186 187
<u>(C) Members of the general assembly and candidates for the office of member of the general assembly shall maintain records for all contributions solicited that they are required to report under this section. These records shall be maintained for a period ending on the thirty-first day of December of the second calendar year after the year in which a contribution was made.</u>	188 189 190 191 192 193
<u>(D) If a statement required to be filed under this section is not filed by the date on which it is required to be filed, the joint committee shall assess a late filing fee equal to twelve dollars and fifty cents per day, up to a maximum of one hundred dollars, upon the member of the general assembly or candidate for the office of member of the general assembly. The joint committee may waive the late filing fee for good cause shown.</u>	194 195 196 197 198 199 200
<u>(E) The joint committee shall deposit all money collected from late filing fees under division (D) of this section into the joint legislative ethics committee fund created under section 101.34 of the Revised Code. Money collected from those fees shall</u>	201 202 203 204

<u>be used by the joint committee for the purpose of employing additional special investigators.</u>	205 206
<u>Sec. 101.803. (A) The joint legislative ethics committee shall keep on file the statements required by section 101.802 of the Revised Code. Those statements are public records open to public inspection and copying under section 149.43 of the Revised Code.</u>	207 208 209 210 211
<u>(B) The joint committee shall provide the information contained in each statement to the secretary of state. The secretary of state shall make this information readily accessible to the general public in a manner that is searchable on the secretary of state's web site.</u>	212 213 214 215 216
<u>(C) The joint committee shall prescribe and make available an appropriate process for the filing of the statements by electronic means of transmission. The electronic form shall contain the following notice in boldface type: "ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE."</u>	217 218 219 220 221 222
<u>(D) The joint committee may adopt rules as necessary to implement sections 101.80 to 101.804 of the Revised Code. Any rules it adopts shall be adopted in accordance with section 111.15 of the Revised Code.</u>	223 224 225 226
<u>(E) The joint committee shall publish a handbook that explains in clear and concise language sections 101.80 to 101.804 of the Revised Code and make it available free of charge to members of the general assembly, candidates for the office of member of the general assembly, and other interested persons.</u>	227 228 229 230 231
<u>Sec. 101.804. The attorney general and any assistant or special counsel designated by the attorney general may investigate compliance with sections 101.80 to 101.803 of the Revised Code in</u>	232 233 234

<u>connection with statements required to be filed under those sections and, in the event of an apparent violation, shall report the findings of any such investigation to the prosecuting attorney of Franklin county, who shall institute appropriate proceedings.</u>	235
Sec. 101.99. (A) Whoever violates division (A), (B), or (C) of section 101.71 or of section 101.91, or section 101.77, <u>division (A) or (B) of section 101.801, or section</u> 101.97 of the Revised Code is guilty of a misdemeanor of the fourth degree.	239 240 241 242
(B) Whoever violates division (D) of section 101.71 or of section 101.91 <u>or division (C) of section 101.801</u> of the Revised Code is guilty of a misdemeanor of the first degree.	243 244 245
Sec. 102.03. (A)(1) No present or former public official or employee shall, during public employment or service or for twelve months thereafter, represent a client or act in a representative capacity for any person on any matter in which the public official or employee personally participated as a public official or employee through decision, approval, disapproval, recommendation, the rendering of advice, investigation, or other substantial exercise of administrative discretion.	246 247 248 249 250 251 252 253
(2) For twenty-four months after the conclusion of service, no former commissioner or attorney examiner of the public utilities commission shall represent a public utility, as defined in section 4905.02 of the Revised Code, or act in a representative capacity on behalf of such a utility before any state board, commission, or agency.	254 255 256 257 258 259
(3) For twenty-four months after the conclusion of employment or service, no former public official or employee who personally participated as a public official or employee through decision, approval, disapproval, recommendation, the rendering of advice,	260 261 262 263

the development or adoption of solid waste management plans,	264
investigation, inspection, or other substantial exercise of	265
administrative discretion under Chapter 343. or 3734. of the	266
Revised Code shall represent a person who is the owner or operator	267
of a facility, as defined in section 3734.01 of the Revised Code,	268
or who is an applicant for a permit or license for a facility	269
under that chapter, on any matter in which the public official or	270
employee personally participated as a public official or employee.	271
(4) For a period of one year after the conclusion of	272
employment or service as a member or employee of the general	273
assembly, no former member or employee of the general assembly	274
shall represent, or act in a representative capacity for, any	275
person on any matter before the general assembly, any committee of	276
the general assembly, or the controlling board. Division (A)(4) of	277
this section does not apply to or affect a person who separates	278
from service with the general assembly on or before December 31,	279
1995. As used in division (A)(4) of this section, "person" does	280
not include any state agency or political subdivision of the	281
state.	282
(5) As used in divisions (A)(1), (2), and (3) of this	283
section, "matter" includes any case, proceeding, application,	284
determination, issue, or question, but does not include the	285
proposal, consideration, or enactment of statutes, rules,	286
ordinances, resolutions, or charter or constitutional amendments.	287
As used in division (A)(4) of this section, "matter" includes the	288
proposal, consideration, or enactment of statutes, resolutions, or	289
constitutional amendments. As used in division (A) of this	290
section, "represent" includes any formal or informal appearance	291
before, or any written or oral communication with, any public	292
agency on behalf of any person.	293
(6) Nothing contained in division (A) of this section shall	294
prohibit, during such period, a former public official or employee	295

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.	296 297 298 299
(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.	300 301 302 303 304
(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 under which the information was received and preserving its confidentiality is necessary to the proper conduct of government business.	305 306 307 308 309 310 311 312 313 314 315
(C) No public official or employee shall participate within the scope of duties as a public official or employee, except through ministerial functions as defined in division (A) of this section, in any license or rate-making proceeding that directly affects the license or rates of any person, partnership, trust, business trust, corporation, or association in which the public official or employee or immediate family owns or controls more than five per cent. No public official or employee shall participate within the scope of duties as a public official or employee, except through ministerial functions as defined in division (A) of this section, in any license or rate-making proceeding that directly affects the license or rates of any	316 317 318 319 320 321 322 323 324 325 326 327

person to whom the public official or employee or immediate family, or a partnership, trust, business trust, corporation, or association of which the public official or employee or the public official's or employee's immediate family owns or controls more than five per cent, has sold goods or services totaling more than one thousand dollars during the preceding year, unless the public official or employee has filed a written statement acknowledging that sale with the clerk or secretary of the public agency and the statement is entered in any public record of the agency's proceedings. This division shall not be construed to require the disclosure of clients of attorneys or persons licensed under section 4732.12 or 4732.15 of the Revised Code, or patients of persons certified under section 4731.14 of the Revised Code.	328 329 330 331 332 333 334 335 336 337 338 339 340
(D) No public official or employee shall use or authorize the use of the authority or influence of office or employment to secure anything of value or the promise or offer of anything of value that is 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.	341 342 343 344 345 346
(E) No public official or employee shall solicit or accept anything of value that is 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.	347 348 349 350
(F) No person shall promise or give to a public official or employee anything of value that is 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.	351 352 353 354
(G) In the absence of bribery or another offense under the Revised Code or a purpose to defraud, contributions made to a campaign committee, political party, legislative campaign fund, political action committee, or political contributing entity, <u>or</u>	355 356 357 358

entity engaging in electioneering on behalf of an elected public officer or other public official or employee who seeks elective office shall be considered to accrue ordinarily to the public official or employee for the purposes of divisions (D), (E), and (F) of this section. 359
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As used in this division, "contributions," "campaign committee," "political party," "legislative campaign fund," "political action committee," ~~and~~ "political contributing entity," and "entity engaging in electioneering" have the same meanings as in section 3517.01 of the Revised Code. 364
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(H)(1) No public official or employee, except for the president or other chief administrative officer of or a member of a board of trustees of a state institution of higher education as defined in section 3345.011 of the Revised Code, who is required to file a financial disclosure statement under section 102.02 of the Revised Code shall solicit or accept, and no person shall give to that public official or employee, an honorarium. 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 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 369
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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.	391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408
(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.	409 410 411 412 413 414 415 416
(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	417 418 419 420 421 422

public official or employee with respect to that person's duties.	423
The house of representatives and senate, in their code of ethics,	424
and the Ohio ethics commission, under section 111.15 of the	425
Revised Code, may adopt rules setting standards and conditions for	426
the furnishing and acceptance of such travel, meals, and lodging,	427
expenses, or reimbursement.	428
A person who acts in compliance with this division and any	429
applicable rules adopted under it, or any applicable, similar	430
rules adopted by the supreme court governing judicial officers and	431
employees, does not violate division (D), (E), or (F) of this	432
section. This division does not preclude any person from seeking	433
an advisory opinion from the appropriate ethics commission under	434
section 102.08 of the Revised Code.	435
(J) For purposes of divisions (D), (E), and (F) of this	436
section, the membership of a public official or employee in an	437
organization shall not be considered, in and of itself, to be of	438
such a character as to manifest a substantial and improper	439
influence on the public official or employee with respect to that	440
person's duties. As used in this division, "organization" means a	441
church or a religious, benevolent, fraternal, or professional	442
organization that is tax exempt under subsection 501(a) and	443
described in subsection 501(c)(3), (4), (8), (10), or (19) of the	444
"Internal Revenue Code of 1986." This division does not apply to a	445
public official or employee who is an employee of an organization,	446
serves as a trustee, director, or officer of an organization, or	447
otherwise holds a fiduciary relationship with an organization.	448
This division does not allow a public official or employee who is	449
a member of an organization to participate, formally or	450
informally, in deliberations, discussions, or voting on a matter	451
or to use <u>his</u> <u>the public official's or employee's</u> official	452
position with regard to the interests of the organization on the	453
matter if the public official or employee has assumed a particular	454

responsibility in the organization with respect to the matter or 455
if the matter would affect that person's personal, pecuniary 456
interests. 457

(K) It is not a violation of this section for a prosecuting 458
attorney to appoint assistants and employees in accordance with 459
division (B) of section 309.06 and section 2921.421 of the Revised 460
Code, for a chief legal officer of a municipal corporation or an 461
official designated as prosecutor in a municipal corporation to 462
appoint assistants and employees in accordance with sections 463
733.621 and 2921.421 of the Revised Code, for a township law 464
director appointed under section 504.15 of the Revised Code to 465
appoint assistants and employees in accordance with sections 466
504.151 and 2921.421 of the Revised Code, or for a coroner to 467
appoint assistants and employees in accordance with division (B) 468
of section 313.05 of the Revised Code. 469

As used in this division, "chief legal officer" has the same 470
meaning as in section 733.621 of the Revised Code. 471

Sec. 121.80. As used in sections 121.80 to 121.84 of the 472
Revised Code: 473

(A) "Contribution" means money, property, financial 474
assistance, or any other thing of value given to a person for a 475
social, recreational, benevolent, charitable, fraternal, 476
political, patriotic, athletic, or other purpose. 477

(B) "Person" has the same meaning as in section 101.70 of the 478
Revised Code. 479

(C) "Statewide candidate" means the joint candidates for the 480
offices of governor and lieutenant governor or a candidate for the 481
office of secretary of state, auditor of state, treasurer of 482
state, or attorney general. 483

(D) "Statewide officeholder" means the governor, lieutenant 484

<u>governor, secretary of state, auditor of state, treasurer of state, or attorney general.</u>	485 486
<u>Sec. 121.81. (A) No statewide officeholder or statewide candidate shall knowingly fail to maintain a record that section 121.82 of the Revised Code requires the officeholder or candidate to maintain.</u>	487 488 489 490
<u>(B) No statewide officeholder or statewide candidate shall knowingly fail to file a statement that section 121.82 of the Revised Code requires the officeholder or candidate to file.</u>	491 492 493
<u>(C) No statewide officeholder or statewide candidate shall knowingly file a false statement that section 121.82 of the Revised Code requires the officeholder or candidate to file.</u>	494 495 496
<u>Sec. 121.82. (A) Each statewide officeholder and each statewide candidate shall file by electronic means of transmission with the office of the joint legislative ethics committee, not later than the last day of January, May, and September of each year, a statement of contributions solicited. The statement shall include, for each contribution that was made to a person as a result of a solicitation by the statewide officeholder or statewide candidate, all of the following:</u>	497 498 499 500 501 502 503 504
<u>(1) The name and address of the contributor;</u>	505
<u>(2) The name, address, and employer of the person who received the contribution;</u>	506 507
<u>(3) The approximate date the contribution was made;</u>	508
<u>(4) The dollar amount or fair market value of the contribution. If it is impractical or impossible to determine the exact dollar amount or fair market value of the contribution, reporting of good faith estimates, based on reasonable accounting procedures, constitutes compliance with this requirement.</u>	509 510 511 512 513

<u>(B) Each statement shall cover contributions solicited during the four-calendar-month period that ended on the last day of the month immediately preceding the month in which the statement is required to be filed.</u>	514
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<u>(C) Statewide officeholders and statewide candidates shall maintain records for all contributions solicited that they are required to report under this section. These records shall be maintained for a period ending on the thirty-first day of December of the second calendar year after the year in which a contribution was made.</u>	518
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<u>(D) If a statement required to be filed under this section is not filed by the date on which it is required to be filed, the joint committee shall assess a late filing fee equal to twelve dollars and fifty cents per day, up to a maximum of one hundred dollars, upon the statewide officeholder or statewide candidate. The joint committee may waive the late filing fee for good cause shown.</u>	524
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<u>(E) The joint committee shall deposit all money collected from late filing fees under division (D) of this section into the joint legislative ethics committee fund created under section 101.34 of the Revised Code. Money collected from those fees shall be used by the joint committee for the purpose of employing additional special investigators.</u>	531
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<u>Sec. 121.83. (A) The joint legislative ethics committee shall keep on file the statements required by section 121.82 of the Revised Code. Those statements are public records open to public inspection and copying under section 149.43 of the Revised Code.</u>	537
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<u>(B) The joint committee shall provide the information contained in each statement to the secretary of state. The</u>	542
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<u>secretary of state shall make this information readily accessible to the general public in a manner that is searchable on the secretary of state's web site.</u>	544
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<u>(C) The joint committee shall prescribe and make available an appropriate process for the filing of the statements by electronic means of transmission. The electronic form shall contain the following notice in boldface type: "ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE."</u>	547
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<u>(D) The joint committee may adopt rules as necessary to implement sections 121.80 to 121.84 of the Revised Code. Any rules it adopts shall be adopted in accordance with section 111.15 of the Revised Code.</u>	553
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<u>(E) The joint committee shall publish a handbook that explains in clear and concise language sections 121.80 to 121.84 of the Revised Code and make it available free of charge to statewide officeholders, statewide candidates, and other interested persons.</u>	557
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<u>Sec. 121.84. The attorney general and any assistant or special counsel designated by the attorney general may investigate compliance with sections 121.80 to 121.83 of the Revised Code in connection with statements required to be filed under those sections and, in the event of an apparent violation, shall report the findings of any such investigation to the prosecuting attorney of Franklin county, who shall institute appropriate proceedings.</u>	562
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<u>Sec. 121.99. (A) Whoever violates division (A), (B), or (C) of section 121.61 or section 121.67, or division (A) or (B) of section 121.81 of the Revised Code is guilty of a misdemeanor of the fourth degree.</u>	569
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<u>(B) Whoever violates division (D) of section 121.61 or</u>	573

division (C) of section 121.81 of the Revised Code is guilty of a 574
misdemeanor of the first degree. 575

Sec. 127.13. (A) The director of budget and management or ~~his~~ 576
the director's designee shall be president of the controlling 577
board. The president shall prepare the proposed agenda for the 578
meetings of the board and shall provide, at least seven days prior 579
to the meeting, copies of the proposed agenda and supporting 580
documentation to the members of the board and to ~~the legislative~~ 581
~~budget office~~ of the legislative service commission. 582

The director shall designate an employee of the office of 583
budget and management to serve as secretary of the controlling 584
board. The secretary shall assist the president of the board and 585
shall make and keep a record of each request received by the board 586
and of its action thereon on the request. The secretary shall 587
certify a copy of the record of each action to each member of the 588
board and to the director. 589

The (B) Subject to division (D) of this section, the 590
controlling board may adopt procedural rules for the conduct of 591
the business of the board, may approve, disapprove, modify as to 592
specific dollar amounts, or defer requests, and may require that a 593
request from the senate, the house of representatives, the supreme 594
court, or an elected member of the executive department as defined 595
in Section 1 of Article III, Ohio Constitution, not currently 596
before the controlling board be added to the agenda for a 597
specified future meeting of the board, provided that such request 598
has been previously submitted to the president for inclusion in 599
the agenda for a board meeting. The controlling board also may 600
adopt rules authorizing the president to act on its behalf in 601
exigent circumstances affecting the public health, safety, or 602
welfare. 603

(C) The affirmative vote of no fewer than four members of the 604

controlling board shall be required for any action of the board.	605
The board shall meet at least once a month.	606
<u>(D) In addition to any procedural rules for requests that are adopted by the controlling board under division (B) of this section, any request made to the controlling board that involves the approval of a contract with any business that employs legislative agents or executive agency lobbyists shall include copies of the registration statements that the business and that the legislative agents or executive agency lobbyists employed by that business are required to file with the joint legislative ethics committee under section 101.72 or 121.62 of the Revised Code.</u>	607 608 609 610 611 612 613 614 615 616
Sec. 2921.01. As used in sections 2921.01 to 2921.45 of the Revised Code:	617 618
(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.	619 620 621 622
(B) "Public servant" means any of the following:	623
(1) Any public official;	624
(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;	625 626 627
(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	628 629 630 631 632 633 634

special election, or if the person campaigns as files a declaration of intent to be a write-in candidate in any primary, general, or special election.	635 636 637
(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.	638 639 640 641 642
(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.	643 644 645 646 647 648
(E) "Detention" means arrest; confinement in any vehicle subsequent to an arrest; confinement in any public or private facility for custody of persons charged with or convicted of crime in this state or another state or under the laws of the United States or alleged or found to be a delinquent child or unruly child in this state or another state or under the laws of the United States; hospitalization, institutionalization, or confinement in any public or private facility that is ordered pursuant to or under the authority of section 2945.37, 2945.371, 2945.38, 2945.39, 2945.40, 2945.401, or 2945.402 of the Revised Code; confinement in any vehicle for transportation to or from any facility of any of those natures; detention for extradition or deportation; except as provided in this division, supervision by any employee of any facility of any of those natures that is incidental to hospitalization, institutionalization, or confinement in the facility but that occurs outside the facility; supervision by an employee of the department of rehabilitation and correction of a person on any type of release from a state	649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666

correctional institution; or confinement in any vehicle, airplane, or place while being returned from outside of this state into this state by a private person or entity pursuant to a contract entered into under division (E) of section 311.29 of the Revised Code or division (B) of section 5149.03 of the Revised Code. For a person confined in a county jail who participates in a county jail industry program pursuant to section 5147.30 of the Revised Code, "detention" includes time spent at an assigned work site and going to and from the work site.	667 668 669 670 671 672 673 674 675
(F) "Detention facility" means any public or private place used for the confinement of a person charged with or convicted of any crime in this state or another state or under the laws of the United States or alleged or found to be a delinquent child or unruly child in this state or another state or under the laws of the United States.	676 677 678 679 680 681
(G) "Valuable thing or valuable benefit" includes, but is not limited to, a contribution. This inclusion does not indicate or imply that a contribution was not included in those terms before September 17, 1986.	682 683 684 685
(H) "Campaign committee," "contribution," "political action committee," "legislative campaign fund," "political party," and "political contributing entity," <u>and "entity engaging in</u> <u>electioneering"</u> have the same meanings as in section 3517.01 of the Revised Code.	686 687 688 689 690
(I) "Provider agreement" and "medical assistance program" have the same meanings as in section 2913.40 of the Revised Code.	691 692
Sec. 2921.43. (A) No public servant shall knowingly solicit or accept and no person shall knowingly promise or give to a public servant either of the following:	693 694 695
(1) Any compensation, other than as allowed by divisions (G),	696

(H), and (I) of section 102.03 of the Revised Code or other provisions of law, to perform the public servant's official duties, to perform any other act or service in the public servant's public capacity, for the general performance of the duties of the public servant's public office or public employment, or as a supplement to the public servant's public compensation;	697 698 699 700 701 702
(2) Additional or greater fees or costs than are allowed by law to perform the public servant's official duties.	703 704
(B) No public servant for the public servant's own personal or business use, and no person for the person's own personal or business use or for the personal or business use of a public servant or party official, shall solicit or accept anything of value in consideration of either of the following:	705 706 707 708 709
(1) Appointing or securing, maintaining, or renewing the appointment of any person to any public office, employment, or agency;	710 711 712
(2) Preferring, or maintaining the status of, any public employee with respect to compensation, duties, placement, location, promotion, or other material aspects of employment.	713 714 715
(C) No person for the benefit of a political party, campaign committee, legislative campaign fund , political action committee, or political contributing entity, or entity engaging in <u>electioneering</u> shall coerce any contribution in consideration of either of the following:	716 717 718 719 720
(1) Appointing or securing, maintaining, or renewing the appointment of any person to any public office, employment, or agency;	721 722 723
(2) Preferring, or maintaining the status of, any public employee with respect to compensation, duties, placement, location, promotion, or other material aspects of employment.	724 725 726

(D) Whoever violates this section is guilty of soliciting improper compensation, a misdemeanor of the first degree.	727 728
(E) A public servant who is convicted of a violation of this section is disqualified from holding any public office, employment, or position of trust in this state for a period of seven years from the date of conviction.	729 730 731 732
(F) Divisions (A), (B), and (C) of this section do not prohibit a person from making voluntary contributions to a political party, campaign committee, legislative campaign fund , political action committee, or political contributing entity, or <u>entity engaging in electioneering</u> or prohibit a political party, campaign committee, legislative campaign fund , political action committee, or political contributing entity, or entity engaging in <u>electioneering</u> from accepting voluntary contributions.	733 734 735 736 737 738 739 740
Sec. 2923.31. As used in sections 2923.31 to 2923.36 of the Revised Code:	741 742
(A) "Beneficial interest" means any of the following:	743
(1) The interest of a person as a beneficiary under a trust in which the trustee holds title to personal or real property;	744 745
(2) The interest of a person as a beneficiary under any other trust arrangement under which any other person holds title to personal or real property for the benefit of such person;	746 747 748
(3) The interest of a person under any other form of express fiduciary arrangement under which any other person holds title to personal or real property for the benefit of such person.	749 750 751
"Beneficial interest" does not include the interest of a stockholder in a corporation or the interest of a partner in either a general or limited partnership.	752 753 754
(B) "Costs of investigation and prosecution" and "costs of	755

investigation and litigation" mean all of the costs incurred by	756
the state or a county or municipal corporation under sections	757
2923.31 to 2923.36 of the Revised Code in the prosecution and	758
investigation of any criminal action or in the litigation and	759
investigation of any civil action, and includes, but is not	760
limited to, the costs of resources and personnel.	761
(C) "Enterprise" includes any individual, sole	762
proprietorship, partnership, limited partnership, corporation,	763
trust, union, government agency, or other legal entity, or any	764
organization, association, or group of persons associated in fact	765
although not a legal entity. "Enterprise" includes illicit as well	766
as licit enterprises.	767
(D) "Innocent person" includes any bona fide purchaser of	768
property that is allegedly involved in a violation of section	769
2923.32 of the Revised Code, including any person who establishes	770
a valid claim to or interest in the property in accordance with	771
division (E) of section 2923.32 of the Revised Code, and any	772
victim of an alleged violation of that section or of any	773
underlying offense involved in an alleged violation of that	774
section.	775
(E) "Pattern of corrupt activity" means two or more incidents	776
of corrupt activity, whether or not there has been a prior	777
conviction, that are related to the affairs of the same	778
enterprise, are not isolated, and are not so closely related to	779
each other and connected in time and place that they constitute a	780
single event.	781
At least one of the incidents forming the pattern shall occur	782
on or after January 1, 1986. Unless any incident was an aggravated	783
murder or murder, the last of the incidents forming the pattern	784
shall occur within six years after the commission of any prior	785
incident forming the pattern, excluding any period of imprisonment	786

served by any person engaging in the corrupt activity.	787
For the purposes of the criminal penalties that may be imposed pursuant to section 2923.32 of the Revised Code, at least one of the incidents forming the pattern shall constitute a felony under the laws of this state in existence at the time it was committed or, if committed in violation of the laws of the United States or of any other state, shall constitute a felony under the law of the United States or the other state and would be a criminal offense under the law of this state if committed in this state.	788 789 790 791 792 793 794 795 796
(F) "Pecuniary value" means money, a negotiable instrument, a commercial interest, or anything of value, as defined in section 1.03 of the Revised Code, or any other property or service that has a value in excess of one hundred dollars.	797 798 799 800
(G) "Person" means any person, as defined in section 1.59 of the Revised Code, and any governmental officer, employee, or entity.	801 802 803
(H) "Personal property" means any personal property, any interest in personal property, or any right, including, but not limited to, bank accounts, debts, corporate stocks, patents, or copyrights. Personal property and any beneficial interest in personal property are deemed to be located where the trustee of the property, the personal property, or the instrument evidencing the right is located.	804 805 806 807 808 809 810
(I) "Corrupt activity" means engaging in, attempting to engage in, conspiring to engage in, or soliciting, coercing, or intimidating another person to engage in any of the following:	811 812 813
(1) Conduct defined as "racketeering activity" under the "Organized Crime Control Act of 1970," 84 Stat. 941, 18 U.S.C. 1961(1)(B), (1)(C), (1)(D), and (1)(E), as amended;	814 815 816

(2) Conduct constituting any of the following:	817
(a) A violation of section 1315.55, 1322.02, 2903.01, 2903.02, 2903.03, 2903.04, 2903.11, 2903.12, 2905.01, 2905.02, 2905.11, 2905.22, 2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2909.22, 2909.23, 2909.24, 2911.01, 2911.02, 2911.11, 2911.12, 2911.13, 2911.31, 2913.05, 2913.06, 2921.02, 2921.03, 2921.04, 2921.11, 2921.12, 2921.32, 2921.41, 2921.42, 2921.43, 2923.12, or 2923.17; division (F)(1)(a), (b), or (c) of section 1315.53;	824
division (A)(1) or (2) of section 1707.042; division (B), (C)(4), (D), (E), or (F) of section 1707.44; division (A)(1) or (2) of	825
section 2923.20; <u>division (BB)(1) or (2) of section 3517.13;</u>	827
division (J)(1) of section 4712.02; section 4719.02, 4719.05, or 4719.06; division (C), (D), or (E) of section 4719.07; section	828
4719.08; or division (A) of section 4719.09 of the Revised Code.	829
(b) Any violation of section 3769.11, 3769.15, 3769.16, or 3769.19 of the Revised Code as it existed prior to July 1, 1996,	831
any violation of section 2915.02 of the Revised Code that occurs	832
on or after July 1, 1996, and that, had it occurred prior to that	833
date, would have been a violation of section 3769.11 of the	834
Revised Code as it existed prior to that date, or any violation of	835
section 2915.05 of the Revised Code that occurs on or after July	836
1, 1996, and that, had it occurred prior to that date, would have	837
been a violation of section 3769.15, 3769.16, or 3769.19 of the	838
Revised Code as it existed prior to that date.	839
(c) Any violation of section 2907.21, 2907.22, 2907.31, 2913.02, 2913.11, 2913.21, 2913.31, 2913.32, 2913.34, 2913.42, 2913.47, 2913.51, 2915.03, 2925.03, 2925.04, 2925.05, or 2925.37	840
of the Revised Code, any violation of section 2925.11 of the	841
Revised Code that is a felony of the first, second, third, or	842
fourth degree and that occurs on or after July 1, 1996, any	843
violation of section 2915.02 of the Revised Code that occurred	844
prior to July 1, 1996, any violation of section 2915.02 of the	845
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Revised Code that occurs on or after July 1, 1996, and that, had it occurred prior to that date, would not have been a violation of section 3769.11 of the Revised Code as it existed prior to that date, any violation of section 2915.06 of the Revised Code as it existed prior to July 1, 1996, or any violation of division (B) of section 2915.05 of the Revised Code as it exists on and after July 1, 1996, when the proceeds of the violation, the payments made in the violation, the amount of a claim for payment or for any other benefit that is false or deceptive and that is involved in the violation, or the value of the contraband or other property illegally possessed, sold, or purchased in the violation exceeds five hundred dollars, or any combination of violations described in division (I)(2)(c) of this section when the total proceeds of the combination of violations, payments made in the combination of violations, amount of the claims for payment or for other benefits that is false or deceptive and that is involved in the combination of violations, or value of the contraband or other property illegally possessed, sold, or purchased in the combination of violations exceeds five hundred dollars;	849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867
(d) Any violation of section 5743.112 of the Revised Code when the amount of unpaid tax exceeds one hundred dollars;	868 869
(e) Any violation or combination of violations of section 2907.32 of the Revised Code involving any material or performance containing a display of bestiality or of sexual conduct, as defined in section 2907.01 of the Revised Code, that is explicit and depicted with clearly visible penetration of the genitals or clearly visible penetration by the penis of any orifice when the total proceeds of the violation or combination of violations, the payments made in the violation or combination of violations, or the value of the contraband or other property illegally possessed, sold, or purchased in the violation or combination of violations exceeds five hundred dollars;	870 871 872 873 874 875 876 877 878 879 880

(f) Any combination of violations described in division	881
(I)(2)(c) of this section and violations of section 2907.32 of the Revised Code involving any material or performance containing a display of bestiality or of sexual conduct, as defined in section 2907.01 of the Revised Code, that is explicit and depicted with clearly visible penetration of the genitals or clearly visible penetration by the penis of any orifice when the total proceeds of the combination of violations, payments made in the combination of violations, amount of the claims for payment or for other benefits that is false or deceptive and that is involved in the combination of violations, or value of the contraband or other property illegally possessed, sold, or purchased in the combination of violations exceeds five hundred dollars.	882 883 884 885 886 887 888 889 890 891 892 893
(3) Conduct constituting a violation of any law of any state other than this state that is substantially similar to the conduct described in division (I)(2) of this section, provided the defendant was convicted of the conduct in a criminal proceeding in the other state.	894 895 896 897 898
(J) "Real property" means any real property or any interest in real property, including, but not limited to, any lease of, or mortgage upon, real property. Real property and any beneficial interest in it is deemed to be located where the real property is located.	899 900 901 902 903
(K) "Trustee" means any of the following:	904
(1) Any person acting as trustee under a trust in which the trustee holds title to personal or real property;	905 906
(2) Any person who holds title to personal or real property for which any other person has a beneficial interest;	907 908
(3) Any successor trustee.	909
"Trustee" does not include an assignee or trustee for an	910

insolvent debtor or an executor, administrator, administrator with the will annexed, testamentary trustee, guardian, or committee, appointed by, under the control of, or accountable to a court.	911 912 913
(L) "Unlawful debt" means any money or other thing of value constituting principal or interest of a debt that is legally unenforceable in this state in whole or in part because the debt was incurred or contracted in violation of any federal or state law relating to the business of gambling activity or relating to the business of lending money at an usurious rate unless the creditor proves, by a preponderance of the evidence, that the usurious rate was not intentionally set and that it resulted from a good faith error by the creditor, notwithstanding the maintenance of procedures that were adopted by the creditor to avoid an error of that nature.	914 915 916 917 918 919 920 921 922 923 924
Sec. 3501.05. The secretary of state shall do all of the following:	925 926
(A) Appoint all members of boards of elections;	927
(B) Issue instructions by directives and advisories to members of the boards as to the proper methods of conducting elections;	928 929 930
(C) Prepare rules and instructions for the conduct of elections;	931 932
(D) Publish and furnish to the boards from time to time a sufficient number of indexed copies of all election laws then in force;	933 934 935
(E) Edit and issue all pamphlets concerning proposed laws or amendments required by law to be submitted to the voters;	936 937
(F) Prescribe the form of registration cards, blanks, and records;	938 939

(G) Determine and prescribe the forms of ballots and the forms of all blanks, cards of instructions, pollbooks, tally sheets, certificates of election, and forms and blanks required by law for use by candidates, committees, and boards;	940 941 942 943
(H) Prepare the ballot title or statement to be placed on the ballot for any proposed law or amendment to the constitution to be submitted to the voters of the state;	944 945 946
(I) Certify to the several boards the forms of ballots and names of candidates for state offices, and the form and wording of state referendum questions and issues, as they shall appear on the ballot;	947 948 949 950
(J) Give final approval to ballot language for any local question or issue approved and transmitted by boards of elections under section 3501.11 of the Revised Code;	951 952 953
(K) Receive all initiative and referendum petitions on state questions and issues and determine and certify to the sufficiency of those petitions;	954 955 956
(L) Require such reports from the several boards as are provided by law, or as the secretary of state considers necessary;	957 958
(M) Compel the observance by election officers in the several counties of the requirements of the election laws;	959 960
(N)(1) Except as otherwise provided in division (N)(2) of this section, investigate the administration of election laws, frauds, and irregularities in elections in any county, and report violations of election laws to the attorney general or prosecuting attorney, or both, for prosecution;	961 962 963 964 965
(2) On and after August 24, 1995, report a failure to comply with or a violation of a provision in sections 3517.08 to 3517.13, 3517.17, 3517.18, 3517.20 to 3517.22, 3599.03, or 3599.031 of the Revised Code, whenever the secretary of state has or should have	966 967 968 969

knowledge of a failure to comply with or a violation of a provision in one of those sections, by filing a complaint with the Ohio elections commission under section 3517.153 of the Revised Code;	970 971 972 973
(O) Make an annual report to the governor containing the results of elections, the cost of elections in the various counties, a tabulation of the votes in the several political subdivisions, and other information and recommendations relative to elections the secretary of state considers desirable;	974 975 976 977 978
(P) Prescribe and distribute to boards of elections a list of instructions indicating all legal steps necessary to petition successfully for local option elections under sections 4301.32 to 4301.41, 4303.29, 4305.14, and 4305.15 of the Revised Code;	979 980 981 982
(Q) Prescribe a general program to remove ineligible voters from official registration lists by reason of change of residence, which shall be uniform, nondiscriminatory, and in compliance with the Voting Rights Act of 1965 and the National Voter Registration Act of 1993, including a program that uses the national change of address service provided by the United States postal system through its licensees;	983 984 985 986 987 988 989
(R) Prescribe a general program for registering voters or updating voter registration information, such as name and residence changes, at designated agencies, the offices of deputy registrars of motor vehicles, public high schools and vocational schools, public libraries, and the offices of county treasurers, and prescribe a program of distribution of voter registration forms through those agencies, the offices of the registrar and deputy registrars of motor vehicles, public high schools and vocational schools, public libraries, and the offices of county treasurers;	990 991 992 993 994 995 996 997 998 999
(S) To the extent feasible, provide copies, at no cost and	1000

upon request, of the voter registration form in post offices in this state;	1001 1002
(T) Adopt rules pursuant to section 111.15 of the Revised Code for the purpose of implementing the program for registering voters at designated agencies and the offices of the registrar and deputy registrars of motor vehicles consistent with this chapter;	1003 1004 1005 1006
(U) Specify, by a directive issued not later than thirty-five days prior to the date of an election, the date by which the boards shall complete the canvass of election returns under section 3505.32 or 3513.22 of the Revised Code;	1007 1008 1009 1010
(V) Establish the full-time position of Americans with Disabilities Act coordinator within the office of the secretary of state to do all of the following:	1011 1012 1013
(1) Assist the secretary of state with ensuring that there is equal access to polling places for persons with disabilities;	1014 1015
(2) Assist the secretary of state with ensuring that each voter may cast the voter's ballot in a manner that provides the same opportunity for access and participation, including privacy and independence, as for other voters;	1016 1017 1018 1019
(3) Advise the secretary of state in the development of standards for the certification of voting machines, marking devices, and automatic tabulating equipment.	1020 1021 1022
(W) <u>Make information received from the joint legislative ethics committee under sections 101.803 and 121.83 of the Revised Code readily accessible to the general public in a manner that is searchable on the secretary of state's web site;</u>	1023 1024 1025 1026
(X) Perform other duties required by law.	1027
Whenever a primary election is held under section 3513.32 of the Revised Code or a special election is held under section 3521.03 of the Revised Code to fill a vacancy in the office of	1028 1029 1030

representative to congress, the secretary of state shall establish 1031
a deadline, notwithstanding any other deadline required under the 1032
Revised Code, by which any or all of the following shall occur: 1033
the filing of a declaration of candidacy and petitions or a 1034
statement of candidacy and nominating petition together with the 1035
applicable filing fee; the filing of protests against the 1036
candidacy of any person filing a declaration of candidacy or 1037
nominating petition; the filing of a declaration of intent to be a 1038
write-in candidate; the filing of campaign finance reports; the 1039
preparation of, and the making of corrections or challenges to, 1040
precinct voter registration lists; the receipt of applications for 1041
absent voter's ballots or armed service absent voter's ballots; 1042
the supplying of election materials to precincts by boards of 1043
elections; the holding of hearings by boards of elections to 1044
consider challenges to the right of a person to appear on a voter 1045
registration list; and the scheduling of programs to instruct or 1046
reinstruct election officers. 1047

In the performance of the secretary of state's duties as the 1048
chief election officer, the secretary of state may administer 1049
oaths, issue subpoenas, summon witnesses, compel the production of 1050
books, papers, records, and other evidence, and fix the time and 1051
place for hearing any matters relating to the administration and 1052
enforcement of the election laws. 1053

In any controversy involving or arising out of the adoption 1054
of registration or the appropriation of funds for registration, 1055
the secretary of state may, through the attorney general, bring an 1056
action in the name of the state in the court of common pleas of 1057
the county where the cause of action arose or in an adjoining 1058
county, to adjudicate the question. 1059

In any action involving the laws in Title XXXV of the Revised 1060
Code wherein the interpretation of those laws is in issue in such 1061
a manner that the result of the action will affect the lawful 1062

duties of the secretary of state or of any board of elections, the 1063
secretary of state may, on the secretary of state's motion, be 1064
made a party. 1065

The secretary of state may apply to any court that is hearing 1066
a case in which the secretary of state is a party, for a change of 1067
venue as a substantive right, and the change of venue shall be 1068
allowed, and the case removed to the court of common pleas of an 1069
adjoining county named in the application or, if there are cases 1070
pending in more than one jurisdiction that involve the same or 1071
similar issues, the court of common pleas of Franklin county. 1072

Public high schools and vocational schools, public libraries, 1073
and the office of a county treasurer shall implement voter 1074
registration programs as directed by the secretary of state 1075
pursuant to this section. 1076

Sec. 3513.10. (A) At the time of filing a declaration of 1077
candidacy for nomination for any office, or a declaration of 1078
intent to be a write-in candidate, each candidate, except joint 1079
candidates for governor and lieutenant governor, shall pay a fee 1080
as follows: 1081

For statewide office	\$100	1082
For court of appeals judge	\$ 50	1083
For court of common pleas judge	\$ 50	1084
For county court judge	\$ 50	1085
For municipal court judge	\$ 50	1086
For district office including member of the United States house of representatives and member of the general assembly	\$ 50	1087 1088 1089 1090
For county office	\$ 50	1091
For city office	\$ 20	1092
For village office	\$ 10	1093

For township office	\$ 10	1094
For member of state board of education	\$ 20	1095
For member of local, city, or exempted village board of education		1096
or educational service center		1097
governing board	\$ 10	1098
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.		1100
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(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:		1105
For the joint candidates for governor and lieutenant governor	\$ 50	1106
For statewide office	\$ 50	1107
For district office including member of the United States house of representatives and member of the general assembly	\$ 35	1108
For member of state board of education	\$ 35	1109
For court of appeals judge	\$ 30	1110
For court of common pleas judge	\$ 30	1111
For county court judge	\$ 30	1112
For municipal court judge	\$ 30	1113
For county office	\$ 30	1114
For city office	\$ 25	1115
For village office	\$ 20	1116
For township office	\$ 20	1117
For member of local, city, county , or exempted village board of education		1118
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<u>or educational service center</u>	1126
<u>governing board</u>	\$ 20 1127
(2) Whoever seeks to propose a ballot question or issue to be submitted to the electors shall pay the following fee at the time the petition proposing the question or issue is filed:	1128 1129 1130
(a) If the question or issue is to be submitted to the electors throughout the entire state, twenty-five dollars;	1131 1132
(b) If the question or issue is to be submitted to the electors of a county or of a district that consists of all or part of two or more counties but less than the entire state, fifteen dollars;	1133 1134 1135 1136
(c) If the question or issue is to be submitted to the electors of a city, twelve dollars and fifty cents;	1137 1138
(d) If the question or issue is to be submitted to the electors of a village, a township, a local, city, county, or exempted village school district, a precinct, or another district consisting of less than an entire county, ten dollars.	1139 1140 1141 1142
(C) No fee shall be required of candidates filing for the office of delegate or alternate to the national convention of political parties, member of the state central committee, or member of the county central committee.	1143 1144 1145 1146
(D) All fees required under division (A) of this section immediately shall be paid by the officer receiving them into the state treasury to the credit of the general revenue fund, in the case of fees received by the secretary of state, and into the county treasury to the credit of the county general fund, in the case of fees received by a board of elections.	1147 1148 1149 1150 1151 1152
(E) The officer who receives a fee required under division (B) of this section immediately shall pay the fee to the credit of the Ohio elections commission fund, which is hereby created in the	1153 1154 1155

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.	1156 1157 1158
(F)(1) In no case shall a fee paid under this section be returned to a candidate.	1159 1160
(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.	1161 1162 1163 1164
(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.	1165 1166 1167 1168 1169
Sec. 3517.01. (A) A political party within the meaning of Title XXXV of the Revised Code is any group of voters that, at the most recent regular state election, polled for its candidate for governor in the state or nominees for presidential electors at least five per cent of the entire vote cast for that office or that filed with the secretary of state, subsequent to any election in which it received less than five per cent of that vote, a petition signed by qualified electors equal in number to at least one per cent of the total vote for governor or nominees for presidential electors at the most recent election, declaring their intention of organizing a political party, the name of which shall be stated in the declaration, and of participating in the succeeding primary election, held in even-numbered years, that occurs more than one hundred twenty days after the date of filing. No such group of electors shall assume a name or designation that is similar, in the opinion of the secretary of state, to that of an existing political party as to confuse or mislead the voters at	1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1180 1181 1182 1183 1184 1185 1186

an election. If any political party fails to cast five per cent of the total vote cast at an election for the office of governor or president, it shall cease to be a political party. 1187
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(B) Notwithstanding the definitions found in section 3501.01 of the Revised Code, as used in this section, sections 3517.08 to 3517.14, and ~~section~~ sections 3517.99 and 3517.992 of the Revised Code: 1190
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(1) "Campaign committee" means a candidate or a combination of two or more persons authorized by a candidate under section 3517.081 of the Revised Code to receive contributions and make expenditures. 1194
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(2) "Campaign treasurer" means an individual appointed by a candidate under section 3517.081 of the Revised Code. 1198
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(3) "Candidate" has the same meaning as in division (H) of section 3501.01 of the Revised Code and also includes any person who, at any time before or after an election, receives contributions or makes expenditures or other use of contributions, has given consent for another to receive contributions or make expenditures or other use of contributions, or appoints a campaign treasurer, for the purpose of bringing about the person's nomination or election to public office. When two persons jointly seek the offices of governor and lieutenant governor, "candidate" means the pair of candidates jointly. "Candidate" does not include candidates for election to the offices of member of a county or state central committee, presidential elector, and delegate to a national convention or conference of a political party. 1200
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(4) "Continuing association" means an association, other than a campaign committee, political party, ~~legislative campaign fund~~, political contributing entity, or labor organization, that is intended to be a permanent organization that has a primary purpose other than supporting or opposing specific candidates, political 1213
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parties, or ballot issues, and that functions on a regular basis throughout the year.	1218 1219
(5) "Contribution" means a loan, gift, deposit, forgiveness of indebtedness, donation, advance, payment, transfer of funds or transfer of anything of value, including a transfer of funds from an inter vivos or testamentary trust or decedent's estate, and the payment by any person other than the person to whom the services are rendered for the personal services of another person, which contribution is made, received, or used for the purpose of influencing the results of an election. "Contribution" does not include <u>any of the following:</u>	1220 1221 1222 1223 1224 1225 1226 1227 1228
(a) Services provided without compensation by individuals volunteering a portion or all of their time on behalf of a person;	1229 1230
(b) Ordinary home hospitality;	1231
(c) The personal expenses of a volunteer paid for by that volunteer campaign worker;	1232 1233
(d) Any gift given to a state or county political party pursuant to section 3517.101 of the Revised Code. As used in division (B)(5)(d) of this section, "political party" means only a major political party.	1234 1235 1236 1237
(6) "Expenditure" means <u>the both of the following:</u>	1238
(a) <u>The disbursement or use of a contribution for the purpose of influencing the results of an election or of making a charitable donation under division (G) of section 3517.08 of the Revised Code;</u>	1239 1240 1241 1242
(b) <u>The disbursement or use of funds for the direct costs or indirect costs of producing or airing an electioneering communication.</u>	1243 1244 1245
(7) "Personal expenses" includes, but is not limited to, ordinary expenses for accommodations, clothing, food, personal	1246 1247

motor vehicle or airplane, and home telephone.	1248
(8) "Political action committee" means a combination of two or more persons, the primary or incidental purpose of which is to support or oppose any candidate, political party, or issue, or to influence the result of any election, and that is not a political party, a campaign committee, <u>or</u> a political contributing entity, or a legislative campaign fund.	1249 1250 1251 1252 1253 1254
(9) "Public office" means any state, county, municipal, township, and district office, except an office of a political party, that is filled by an election and the offices of United States senator and congressman <u>representative</u> .	1255 1256 1257 1258
(10) "Anything of value" has the same meaning as in section 1.03 of the Revised Code.	1259 1260
(11) "Beneficiary of a campaign fund" means a candidate, a public official or employee for whose benefit a campaign fund exists, and any other person who has ever been a candidate or public official or employee and for whose benefit a campaign fund exists.	1261 1262 1263 1264 1265
(12) "Campaign fund" means money or other property, including contributions.	1266 1267
(13) "Public official or employee" has the same meaning as in section 102.01 of the Revised Code.	1268 1269
(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.	1270 1271 1272
(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.	1273 1274 1275
(16) "In-kind contribution" means anything of value other than money that is used to influence the results of an election or	1276 1277

is transferred to or used in support of or in opposition to a 1278
candidate, campaign committee, ~~legislative campaign fund~~, 1279
political party, political action committee, ~~or~~ political 1280
contributing entity, or entity engaging in electioneering and that 1281
is made with the consent of, in coordination, cooperation, or 1282
consultation with, or at the request or suggestion of the 1283
benefited candidate, committee, ~~fund~~, party, or entity. The 1284
financing of the dissemination, distribution, or republication, in 1285
whole or part, of any broadcast or of any written, graphic, or 1286
other form of campaign materials prepared by the candidate, the 1287
candidate's campaign committee, or their authorized agents is an 1288
in-kind contribution to the candidate and an expenditure by the 1289
candidate. 1290

(17)(15) "Independent expenditure" means an expenditure by a 1291
person advocating the election or defeat of an identified 1292
candidate or candidates, that is not made with the consent of, in 1293
coordination, cooperation, or consultation with, or at the request 1294
or suggestion of any candidate or candidates or of the campaign 1295
committee or agent of the candidate or candidates. As used in 1296
division (B)(17)(15) of this section: 1297

(a) "Person" means an individual, partnership, unincorporated 1298
business organization or association, political action committee, 1299
political contributing entity, entity engaging in electioneering, 1300
separate segregated fund, association, or ~~any~~ other organization 1301
or group of persons, but not a labor organization or a corporation 1302
unless the labor organization or corporation is a political 1303
contributing entity. 1304

(b) "Advocating" means any communication containing a message 1305
advocating election or defeat. 1306

(c) "Identified candidate" means that the name of the 1307
candidate appears, a photograph or drawing of the candidate 1308
appears, or the identity of the candidate is otherwise apparent by 1309

unambiguous reference.	1310
(d) "Made in coordination, cooperation, or consultation with, or at the request or suggestion of, any candidate or the campaign committee or agent of the candidate" means made pursuant to any arrangement, coordination, or direction by the candidate, the candidate's campaign committee, or the candidate's agent prior to the publication, distribution, display, or broadcast of the communication. An expenditure is presumed to be so made when it is any of the following:	1311 1312 1313 1314 1315 1316 1317 1318
(i) Based on information about the candidate's plans, projects, or needs provided to the person making the expenditure by the candidate, or by the candidate's campaign committee or agent, with a view toward having an expenditure made;	1319 1320 1321 1322
(ii) Made by or through any person who is, or has been, authorized to raise or expend funds, who is, or has been, an officer of the candidate's campaign committee, or who is, or has been, receiving any form of compensation or reimbursement from the candidate or the candidate's campaign committee or agent;	1323 1324 1325 1326 1327
(iii) 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.	1328 1329 1330
(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.	1331 1332 1333 1334 1335 1336 1337
(18) (16) "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	1338 1339 1340

union, employee organization, or federation of labor unions,	1341
groups, locals, or other employee organizations; or any other bona	1342
fide organization in which employees participate and that exists	1343
for the purpose, in whole or in part, of dealing with employers	1344
concerning grievances, labor disputes, wages, hours, and other	1345
terms and conditions of employment.	1346
(19) "Separate segregated fund" means a separate	1347
segregated fund established pursuant to the Federal Election	1348
Campaign Act.	1349
(20) "Federal Election Campaign Act" means the "Federal	1350
Election Campaign Act of 1971," 86 Stat. 11, 2 U.S.C.A. 431, et	1351
seq., as amended.	1352
(21) "Political contributing entity" means any entity,	1353
including a corporation or labor organization, that may lawfully	1354
make contributions and expenditures and that is not an individual	1355
or a political action committee, continuing association, campaign	1356
committee, or political party, legislative campaign fund,	1357
designated state campaign committee, or state candidate fund. For	1358
purposes of division (B)(21) of this section, "lawfully" means	1359
not prohibited by any section of the Revised Code, or authorized	1360
by a final judgment of a court of competent jurisdiction.	1361
(20) " <u>Electioneering communication</u> " means any broadcast,	1362
cable, or satellite communication that refers to a clearly	1363
identified candidate and that is made within sixty days before the	1364
general or special election for which the candidate seeks election	1365
or within thirty days before the primary election for the office	1366
for which the candidate seeks nomination.	1367
<u>"Electioneering communication"</u> does not include any of the	1368
<u>following:</u>	1369
(a) <u>A communication appearing in a news story, commentary, or</u>	1370
<u>editorial distributed through the facilities of any broadcasting</u>	1371

<u>station, unless those facilities are owned or controlled by any political party, political committee, or candidate;</u>	1372 1373
<u>(b) A communication that constitutes an expenditure or an independent expenditure under this section;</u>	1374 1375
<u>(c) A communication that constitutes a candidate debate or that solely promotes a candidate debate or forum and is made by or on behalf of the person sponsoring the debate or forum.</u>	1376 1377 1378
<u>(21) "Entity engaging in electioneering" means an individual, partnership, unincorporated business organization or association, political action committee, political contributing entity, separate segregated fund, association, or other organization or group of persons, but not a labor organization or a corporation unless the labor organization or corporation is a political contributing entity that makes disbursements for the direct costs or indirect costs of producing or airing an electioneering communication.</u>	1379 1380 1381 1382 1383 1384 1385 1386 1387
<u>(22) "Political fundraiser" means any person engaged in raising contributions for compensation for a campaign committee, political party, political action committee, political contributing entity, or entity engaging in electioneering.</u>	1388 1389 1390 1391
Sec. 3517.03. (A) The controlling committees of each major political party or organization shall be a state central committee consisting of two members, one a man and one a woman, representing either each congressional district in the state or each senatorial district in the state, as the outgoing committee determines; a county central committee consisting of one member from each election precinct in the county, or of one member from each ward in each city and from each township in the county, as the outgoing committee determines; and such district, city, township, or other committees as the rules of the party provide.	1392 1393 1394 1395 1396 1397 1398 1399 1400 1401

All the members of such committees shall be members of the party and shall be elected for terms of either two or four years, as determined by party rules, by direct vote at the primary election held in an even-numbered year. Except as otherwise provided in section 3517.02 of the Revised Code, candidates for election as state central committee members shall be elected at primaries primary elections in the same manner as provided in sections 3513.01 to 3513.32 of the Revised Code for the nomination of candidates for office in a county. Candidates for election as members of the county central committee shall be elected at primaries primary elections in the same manner as provided in those sections for the nomination of candidates for county offices, except as otherwise provided in sections 3513.051 and 3517.02 of the Revised Code.

Each major party controlling committee shall elect an executive committee that shall have the powers granted to it by the party controlling committee, and provided to it by law. When a judicial, senatorial, or congressional district is comprised of more than one county, the chairperson and secretary of the county central committee from each county in that district shall constitute the judicial, senatorial, or congressional committee of the district. When a judicial, senatorial, or congressional district is included within a county, the county central committee shall constitute the judicial, senatorial, or congressional committee of the district.

(B) The controlling committee of each intermediate political party or organization shall be a state central committee consisting of two members, one a man and one a woman, from each congressional district in the state. All members of the committee shall be members of the party and shall be elected by direct vote at the primary election held in the an even-numbered years year. Except as otherwise provided in section 3517.02 of the Revised

Code, candidates for election shall be elected at the primary 1434
election in the same manner as provided in sections 3513.01 to 1435
3513.32 of the Revised Code. An intermediate political party may 1436
have such other party organization as its rules provide. Each 1437
intermediate party shall file the names and, addresses, and 1438
contact information of its officers with the secretary of state. 1439

(C) A minor political party may elect controlling committees 1440
at a primary election in the an even-numbered year by filing a 1441
plan for party organization with the secretary of state on or 1442
before the ninetieth day before the day of the primary election. 1443
The plan shall specify which offices are to be elected and provide 1444
the procedure for qualification of candidates for those offices. 1445
Candidates to be elected pursuant to the plan shall be designated 1446
and qualified on or before the ninetieth day before the day of the 1447
election. Such parties may, in lieu of electing a controlling 1448
committee or other officials, choose such committee or other 1449
officials in accordance with party rules. Each such party shall 1450
file the names and, addresses, and contact information of members 1451
of its controlling committee and party officers with the secretary 1452
of state. 1453

(D) All records of a political party organized under division 1454
(A), (B), or (C) of this section shall be considered to be public 1455
records and shall be maintained and open to public inspection and 1456
copying under section 149.43 of the Revised Code, except that all 1457
records of such a political party shall be maintained and open to 1458
public inspection and copying for a period of at least ten years 1459
after they are created. 1460

Sec. 3517.06. A list of the names and, addresses, and contact 1461
information of the members and officers of the county central 1462
committee and the county executive committee of each political 1463
party shall be filed by the secretary of each committee in the 1464

office of the board of elections of the county in which such the 1465
committee exists and in the office of the secretary of state 1466
promptly after the organization of each ~~of~~ such ~~committees~~ 1467
committee. A list of the names and, addresses, and contact 1468
information of the members of the state central committee and the 1469
state executive committee of each political party shall be filed 1470
by the secretary of each committee in the office of the secretary 1471
of state promptly after the organization of each ~~of~~ such 1472
~~committees committee~~. 1473

All changes occurring in the membership of a county central 1474
or executive committee after such that filing shall be reported 1475
promptly by the secretary of such the committee to the board and 1476
to the secretary of state. All changes occurring in the membership 1477
of a state central or executive committee after such that filing 1478
shall be reported promptly by the secretary of such the committee 1479
to the secretary of state. All such lists shall be open to public 1480
inspection at all times when the offices in which they are filed 1481
are open for business. 1482

Sec. 3517.08. (A) The personal expenses of a candidate paid 1483
for by the candidate, from the candidate's personal funds, shall 1484
not be considered as a contribution by or an expenditure by the 1485
candidate and shall not be reported under section 3517.10 of the 1486
Revised Code. 1487

(B)(1) An expenditure by a political action committee or a 1488
political contributing entity shall not be considered a 1489
contribution by the political action committee or the political 1490
contributing entity or an expenditure by or on behalf of the 1491
candidate if the purpose of the expenditure is to inform only its 1492
members by means of mailed publications of its activities or 1493
endorsements. 1494

(2) ~~An expenditure by a political party shall not be~~ 1495

considered a contribution by the political party or an expenditure by or on behalf of the candidate if the purpose of the expenditure is to inform predominantly the party's members by means of mailed publications or other direct communication of its activities or endorsements, or for voter contact such as sample ballots, absent voter's ballots application mailings, voter registration, or get out the vote activities.	1496
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(C) An expenditure by a continuing association, <u>or</u> 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, <u>or</u> 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.	1503
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(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.	1511
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(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.	1518
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(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	1521
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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.	1527 1528 1529 1530
(G) An expenditure for the purpose of a charitable donation may be made if it is made to an organization that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c)(3), 501(c)(4), 501(c)(8), 501(c)(10), or 501(c)(19) of the Internal Revenue Code or is approved by advisory opinion of the Ohio elections commission as a legitimate charitable organization. Each expenditure under this division shall be separately itemized on statements made pursuant to section 3517.10 of the Revised Code <u>and on reports made under section 3517.1011 of the Revised Code.</u>	1531 1532 1533 1534 1535 1536 1537 1538 1539 1540
Sec. 3517.082. (A) Any corporation, any nonprofit corporation, or any labor organization may establish, administer, and solicit contributions from the persons listed in division (B) of this section, to either or both of the following:	1541 1542 1543 1544
(1) A political action committee of the corporation or labor organization with respect to state and local elections;	1545 1546
(2) A separate segregated fund pursuant to the Federal Election Campaign Act.	1547 1548
(B)(1) A corporation and a nonprofit corporation may solicit contributions from its stockholders, officers, directors, trustees that are not corporations or labor organizations, and employees.	1549 1550 1551
(2) A nonprofit corporation also may solicit contributions from:	1552 1553
(a) Its members that are not corporations or labor organizations;	1554 1555
(b) Officers, directors, trustees that are not corporations	1556

or labor organizations, and employees of any members of the nonprofit corporation.	1557 1558
(3) A labor organization may solicit contributions from its members, officers, and employees.	1559 1560
(C) A <u>corporation, nonprofit corporation, or labor organization</u> 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 <u>corporation, nonprofit corporation, or labor organization</u> 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:	1561 1562 1563 1564 1565 1566 1567 1568
(1) Mailing and printing expenses for direct solicitation of contributions pursuant to division (D) of this section;	1569 1570
(2) The portion of an employee's salary or wages attributable to time he <u>the employee</u> 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 <u>corporation, nonprofit corporation, or labor organization</u> ;	1571 1572 1573 1574 1575 1576 1577
(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;	1578 1579 1580 1581 1582 1583
(4) Professional fees paid by the <u>corporation, nonprofit corporation, or labor organization</u> for establishing, administering, and soliciting contributions to a political action committee or separate segregated fund.	1584 1585 1586 1587

The political action committee shall itemize the amounts and 1588
purposes of those costs expended by the corporation, nonprofit 1589
corporation, or labor organization and file them as part of the 1590
statement required of political action committees under division 1591
(A) of section 3517.10 of the Revised Code on a form prescribed by 1592
the secretary of state. The separate segregated fund with respect 1593
to state and local elections shall file with the secretary of 1594
state a copy of the portion of each report and statement required 1595
under the Federal Election Campaign Act that applies to state and 1596
local elections at the same time that the entire original report 1597
is filed in accordance with that act. 1598

(D) Solicitations of contributions pursuant to division (B) 1599
of this section from employees of a corporation or nonprofit 1600
corporation or members and employees of a labor organization other 1601
than executive and administrative employees of a corporation or 1602
nonprofit corporation or officers and executive and administrative 1603
employees of a labor organization shall be in writing and shall 1604
not be made more than four times during each calendar year. Any 1605
person who solicits any employee of a corporation or nonprofit 1606
corporation or member or employee of a labor organization for a 1607
contribution to a political action committee established or 1608
administered by the corporation, nonprofit corporation, or labor 1609
organization under division (A)(1) of this section shall inform 1610
the employee or member at the time of the solicitation that he the 1611
employee or member may refuse to make a contribution without 1612
suffering any reprisal. 1613

(E) In addition to the laws listed in division (A) of section 1614
4117.10 of the Revised Code that prevail over conflicting 1615
agreements between employee organizations and public employers, 1616
this section prevails over any conflicting provisions of 1617
agreements between labor organizations and public employers 1618
pursuant to Chapter 4117. of the Revised Code. 1619

Sec. 3517.09. (A) No person or committee shall solicit, ask, invite, or demand, directly or indirectly, orally or in writing, a contribution, subscription, or payment from a candidate for nomination or election or from the campaign committee of that candidate, and no person shall solicit, ask, invite, or demand that a candidate for nomination or election or the campaign committee of that candidate subscribe to the support of a club or organization, buy tickets to an entertainment, ball, supper, or other meeting, or pay for space in a book, program, or publication. This division does not apply to any of the following:	1620 1621 1622 1623 1624 1625 1626 1627 1628 1629
(1) Regular advertisements in periodicals having an established circulation;	1630 1631
(2) Regular payments to civic, political, fraternal, social, charitable, or religious organizations of which the candidate was a member or contributor six months before the candidate's candidacy;	1632 1633 1634 1635
(3) Regular party assessments made by a party against its own candidates.	1636 1637
(B) No person shall coerce, intimidate, or cause harm to another person by an act or failure to act, or shall threaten to coerce, intimidate, or cause harm to another person, because that other person makes or does not make a contribution to a candidate, campaign committee, political party, legislative campaign fund , political action committee, or political contributing entity, <u>or</u> entity <u>engaging in electioneering</u> .	1638 1639 1640 1641 1642 1643 1644
(C) An employer or labor organization that, directly or through another person, solicits an employee of the employer or a member of the labor organization for a contribution to a candidate, campaign committee, political action committee, legislative campaign fund , political party, or political	1645 1646 1647 1648 1649

contributing entity, or entity engaging in electioneering shall 1650
inform the employee or member at the time of the solicitation that 1651
making a contribution is voluntary and that a decision of the 1652
employee or member to make a contribution or not to make a 1653
contribution will not benefit the employee or member or place the 1654
employee or member at a disadvantage with respect to employment by 1655
the employer or membership in the labor organization. 1656

Sec. 3517.092. (A) As used in this section: 1657

(1) "Appointing authority" has the same meaning as in section 1658
124.01 of the Revised Code. 1659

(2) "State elected officer" means any person appointed or 1660
elected to a state elective office. 1661

(3) "State elective office" means any of the offices of 1662
governor, lieutenant governor, secretary of state, auditor of 1663
state, treasurer of state, attorney general, member of the state 1664
board of education, member of the general assembly, and justice 1665
and chief justice of the supreme court. 1666

(4) "County elected officer" means any person appointed or 1667
elected to a county elective office. 1668

(5) "County elective office" means any of the offices of 1669
county auditor, county treasurer, clerk of the court of common 1670
pleas, sheriff, county recorder, county engineer, county 1671
commissioner, prosecuting attorney, and coroner. 1672

(6) "Contribution" includes a contribution to any political 1673
party, campaign committee, political action committee, political 1674
contributing entity, or legislative campaign fund entity engaging 1675
in electioneering. 1676

(B) No state elected officer, no campaign committee of such 1677
an officer, and no other person or entity shall knowingly solicit 1678
or accept a contribution on behalf of that officer or that 1679

officer's campaign committee from any of the following:	1680
(1) A state employee whose appointing authority is the state elected officer;	1681 1682
(2) A state employee whose appointing authority is authorized or required by law to be appointed by the state elected officer;	1683 1684
(3) A state employee who functions in or is employed in or by the same public agency, department, division, or office as the state elected officer.	1685 1686 1687
(C) No candidate for a state elective office, no campaign committee of such a candidate, and no other person or entity shall knowingly solicit or accept a contribution on behalf of that candidate or that candidate's campaign committee from any of the following:	1688 1689 1690 1691 1692
(1) A state employee at the time of the solicitation, whose appointing authority will be the candidate, if elected;	1693 1694
(2) A state employee at the time of the solicitation, whose appointing authority will be appointed by the candidate, if elected, as authorized or required by law;	1695 1696 1697
(3) A state employee at the time of the solicitation, who will function in or be employed in or by the same public agency, department, division, or office as the candidate, if elected.	1698 1699 1700
(D) No county elected officer, no campaign committee of such an officer, and no other person or entity shall knowingly solicit a contribution on behalf of that officer or that officer's campaign committee from any of the following:	1701 1702 1703 1704
(1) A county employee whose appointing authority is the county elected officer;	1705 1706
(2) A county employee whose appointing authority is authorized or required by law to be appointed by the county elected officer;	1707 1708 1709

(3) A county employee who functions in or is employed in or by the same public agency, department, division, or office as the county elected officer.	1710 1711 1712
(E) No candidate for a county elective office, no campaign committee of such a candidate, and no other person or entity shall knowingly solicit a contribution on behalf of that candidate or that candidate's campaign committee from any of the following:	1713 1714 1715 1716
(1) A county employee at the time of the solicitation, whose appointing authority will be the candidate, if elected;	1717 1718
(2) A county employee at the time of the solicitation, whose appointing authority will be appointed by the candidate, if elected, as authorized or required by law;	1719 1720 1721
(3) A county employee at the time of the solicitation, who will function in or be employed in or by the same public agency, department, division, or office as the candidate, if elected.	1722 1723 1724
(F)(1) No public employee shall solicit a contribution from any person while the public employee is performing the public employee's official duties or in those areas of a public building where official business is transacted or conducted.	1725 1726 1727 1728
(2) No person shall solicit a contribution from any public employee while the public employee is performing the public employee's official duties or is in those areas of a public building where official business is transacted or conducted.	1729 1730 1731 1732
(3) As used in division (F) of this section, "public employee" does not include any person holding an elective office.	1733 1734
(G) The prohibitions in divisions (B), (C), (D), (E), and (F) of this section are in addition to the prohibitions in sections 124.57, 3304.22, and 4503.032 of the Revised Code.	1735 1736 1737
Sec. 3517.10. (A) Except as otherwise provided in this	1738

division, every campaign committee, political action committee, 1739
~~legislative campaign fund~~, political party, and political 1740
contributing entity, and entity engaging in electioneering that 1741
made or received a contribution or made an expenditure in 1742
connection with the nomination ~~or~~, election, or defeat of any 1743
candidate or in connection with any ballot issue or question at 1744
any election held or to be held in this state shall file, on a 1745
form prescribed under this section, or by electronic means of 1746
transmission as provided in this section and section 3517.106 of 1747
the Revised Code, ~~or, until March 1, 2004, on computer disk as~~ 1748
~~provided in section 3517.106 of the Revised Code,~~ a full, true, 1749
and itemized statement, made under penalty of election 1750
falsification, setting forth in detail the contributions and 1751
expenditures, no later than four p.m. of the following dates: 1752

(1) The twelfth day before the election to reflect 1753
contributions received and expenditures made from the close of 1754
business on the last day reflected in the last previously filed 1755
statement, if any, to the close of business on the twentieth day 1756
before the election; 1757

(2) The thirty-eighth day after the election to reflect the 1758
contributions received and expenditures made from the close of 1759
business on the last day reflected in the last previously filed 1760
statement, if any, to the close of business on the seventh day 1761
before the filing of the statement; 1762

(3) The last business day of January of every year to reflect 1763
the contributions received and expenditures made from the close of 1764
business on the last day reflected in the last previously filed 1765
statement, if any, to the close of business on the last day of 1766
December of the previous year. 1767

A campaign committee shall only be required to file the 1768
statements prescribed under divisions (A)(1) and (2) of this 1769
section in connection with the nomination or election of the 1770

committee's candidate. 1771

The statement required under division (A)(1) of this section
shall not be required of any campaign committee, political action
committee, ~~legislative campaign fund~~, political party, ~~or~~
political contributing entity, or entity engaging in
electioneering that has received contributions of less than one
thousand dollars and has made expenditures of less than one
thousand dollars at the close of business on the twentieth day
before the election. Those contributions and expenditures shall be
reported in the statement required under division (A)(2) of this
section. 1772
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If an election to select candidates to appear on the general
election ballot is held within sixty days before a general
election, the campaign committee of a successful candidate in the
earlier election may file the statement required by division
(A)(1) of this section for the general election instead of the
statement required by division (A)(2) of this section for the
earlier election if the pregeneral election statement reflects the
status of contributions and expenditures for the period twenty
days before the earlier election to twenty days before the general
election. 1782
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If a person becomes a candidate less than twenty days before
an election, the candidate's campaign committee is not required to
file the statement required by division (A)(1) of this section. 1792
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No statement under division (A)(3) of this section shall be
required for any year in which a campaign committee, political
action committee, ~~legislative campaign fund~~, political party, ~~or~~
political contributing entity, or entity engaging in
electioneering is required to file a postgeneral election
statement under division (A)(2) of this section. However, such a
statement may be filed, at the option of the campaign committee,
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political action committee, ~~legislative campaign fund~~, political party, ~~or~~ political contributing entity, or entity engaging in electioneering. 1802
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No statement under division (A)(3) of this section shall be required if the campaign committee, political action committee, ~~legislative campaign fund~~, political party, ~~or~~ political contributing entity, or entity engaging in electioneering has no contributions that it has received and no expenditures that it has made since the last date reflected in its last previously filed statement. However, the campaign committee, political action committee, ~~legislative campaign fund~~, political party, ~~or~~ political contributing entity, or entity engaging in electioneering shall file a statement to that effect, on a form prescribed under this section and made under penalty of election falsification, on the date required in division (A)(3) of this section. 1805
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The campaign committee of a statewide candidate shall file a monthly statement of contributions received during each of the months of July, August, and September in the year of the general election in which the candidate seeks office. The campaign committee of a statewide candidate shall file the monthly statement not later than three business days after the last day of the month covered by the statement. During the period beginning on the nineteenth day before the general election in which a statewide candidate seeks election to office and extending through the day of that general election, each time the campaign committee of the joint candidates for the offices of governor and lieutenant governor or of a candidate for the office of secretary of state, auditor of state, treasurer of state, or attorney general receives a contribution from a contributor that causes the aggregate amount of contributions received from that contributor during that period to equal or exceed two thousand five hundred dollars and each time 1818
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the campaign committee of a candidate for the office of chief justice or justice of the supreme court receives a contribution from a contributor that causes the aggregate amount of contributions received from that contributor during that period to exceed five hundred dollars, the campaign committee shall file a two-business-day statement reflecting that contribution. During the period beginning on the nineteenth day before a primary election in which a candidate for statewide office seeks nomination to office and extending through the day of that primary election, each time either the campaign committee of a statewide candidate in that primary election that files a notice under division (C)(1) of section 3517.103 of the Revised Code or the campaign committee of a statewide candidate in that primary election to which, in accordance with division (D) of section 3517.103 of the Revised Code, the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply receives a contribution from a contributor that causes the aggregate amount of contributions received from that contributor during that period to exceed two thousand five hundred dollars, the campaign committee shall file a two-business-day statement reflecting that contribution. Contributions reported on a two-business-day statement required to be filed by a campaign committee of a statewide candidate in a primary election shall also be included in the postprimary election statement required to be filed by that campaign committee under division (A)(2) of this section. A two-business-day statement required by this paragraph shall be filed not later than two business days after receipt of the contribution. The statements required by this paragraph shall be filed in addition to any other statements required by this section.

Subject to the secretary of state having implemented, tested, and verified the successful operation of any system the secretary

of state prescribes pursuant to divisions (C)(6)(b) and (D)(6) of 1866
this section and division (H)(1) of section 3517.106 of the 1867
Revised Code for the filing of campaign finance statements by 1868
electronic means of transmission, a campaign committee of a 1869
statewide candidate shall file a two-business-day statement under 1870
the preceding paragraph by electronic means of transmission if the 1871
campaign committee is required to file a preelection pre-election, 1872
postelection, or monthly statement of contributions and 1873
expenditures by electronic means of transmission under this 1874
section or section 3517.106 of the Revised Code. 1875

If a campaign committee or political action committee has no 1876
balance on hand and no outstanding obligations and desires to 1877
terminate itself, it shall file a statement to that effect, on a 1878
form prescribed under this section and made under penalty of 1879
election falsification, with the official with whom it files a 1880
statement under division (A) of this section after filing a final 1881
statement of contributions and a final statement of expenditures, 1882
if contributions have been received or expenditures made since the 1883
period reflected in its last previously filed statement. 1884

(B) Except as otherwise provided in division (C)(7) of this 1885
section, each statement required by division (A) of this section 1886
shall contain the following information: 1887

(1) The full name and address of each campaign committee, 1888
political action committee, ~~legislative campaign fund~~, political 1889
party, ~~or~~ political contributing entity, or entity engaging in 1890
electioneering, including any treasurer of the committee, ~~fund~~, 1891
party, or entity, filing a contribution and expenditure statement; 1892

(2)(a) In the case of a campaign committee, the candidate's 1893
full name and address; 1894

(b) In the case of a political action committee, the 1895
registration number assigned to the committee under division 1896

(D)(1) of this section <u>and the name of the candidate or public official associated with it, if any.</u>	1897 1898
(3) The date of the election and whether it was or will be a general, primary, or special election;	1899 1900
(4) A statement of contributions received, which shall include the following information:	1901 1902
(a) The month, day, and year of the contribution;	1903
(b)(i) The full name and address of each person, political party, campaign committee, legislative campaign fund , political action committee, or political contributing entity, or entity engaging in electioneering 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)(1) 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.	1904 1905 1906 1907 1908 1909 1910 1911 1912 1913 1914 1915 1916 1917
(ii) If a campaign committee of a statewide candidate or candidate for the office of member of the general assembly receives a contribution <u>is received</u> 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> ;	1918 1919 1920 1921 1922 1923 1924
(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	1925 1926 1927

of the Revised Code from amounts deducted from the wages and salaries of two or more employees that exceeds in the aggregate one hundred dollars during any one filing period under division (A)(1), (2), or (3) of this section, the full name of the employees' employer and the full name of the labor organization of which the employees are members, if any.	1928 1929 1930 1931 1932 1933
(c) A description of the contribution received, if other than money;	1934 1935
(d) The value in dollars and cents of the contribution;	1936
(e) A separately itemized account of all contributions and expenditures regardless of the amount, except a receipt of a contribution from a person in the sum of twenty-five dollars or less at one social or fund-raising activity and a receipt of a contribution transmitted pursuant to section 3599.031 of the Revised Code from amounts deducted from the wages and salaries of employees if the contribution from the amount deducted from the wages and salary of any one employee is twenty-five dollars or less aggregated in a calendar year. An account of the total contributions from each social or fund-raising activity shall include a description of and the value of each in-kind contribution received at that activity from any person who made one or more such contributions whose aggregate value exceeded two hundred fifty dollars and shall be listed separately, together with the expenses incurred and paid in connection with that activity. A campaign committee, political action committee, legislative campaign fund , political party, or political contributing entity, or entity engaging in electioneering shall keep records of contributions from each person in the amount of twenty-five dollars or less at one social or fund-raising activity and contributions from amounts deducted under section 3599.031 of the Revised Code from the wages and salary of each employee in the amount of twenty-five dollars or less aggregated in a calendar	1937 1938 1939 1940 1941 1942 1943 1944 1945 1946 1947 1948 1949 1950 1951 1952 1953 1954 1955 1956 1957 1958 1959

year. No continuing association that is recognized by a state or local committee of a political party as an auxiliary of the party and that makes a contribution from funds derived solely from regular dues paid by members of the auxiliary shall be required to list the name or address of any members who paid those dues. 1960
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Contributions that are other income shall be itemized separately from all other contributions. The information required under division (B)(4) of this section shall be provided for all other income itemized. As used in this paragraph, "other income" means a loan, investment income, or interest income. 1965
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(f) In the case of a campaign committee of a state elected officer, if a person doing business with the state elected officer in the officer's official capacity makes a contribution to the campaign committee of that officer, the information required under division (B)(4) of this section in regard to that contribution, which shall be filed together with and considered a part of the committee's statement of contributions as required under division (A) of this section but shall be filed on a separate form provided by the secretary of state. As used in division (B)(4)(f) of this section: 1970
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(i) "State elected officer" has the same meaning as in section 3517.092 of the Revised Code. 1980
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(ii) "Person doing business" means a person or an officer of an entity who enters into one or more contracts with a state elected officer or anyone authorized to enter into contracts on behalf of that officer to receive payments for goods or services, if the payments total, in the aggregate, more than five thousand dollars during a calendar year. 1982
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(q) In the case of a contribution received through the efforts of a political fundraiser, the fact that the contribution was received through those efforts and the name, occupation, and 1988
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<u>employer of that political fundraiser.</u>	1991
(5) A statement of expenditures which shall include the following information:	1992
(a) The month, day, and year of the expenditure;	1993
(b) The full name and address of each person, political party, campaign committee, legislative campaign fund , political action committee, or political contributing entity, or entity engaging in electioneering to whom the expenditure was made and the registration number assigned to the political action committee under division (D)(1) of this section;	1994
(c) The object or purpose for which the expenditure was made;	1995
(d) The amount of each expenditure.	1996
(C)(1) The statement of contributions and expenditures shall be signed by the person completing the form. If a statement of contributions and expenditures is filed by electronic means of transmission pursuant to this section or section 3517.106 of the Revised Code, the electronic signature of the person who executes the statement and transmits the statement by electronic means of transmission, as provided in division (H) of section 3517.106 of the Revised Code, shall be attached to or associated with the statement and shall be binding on all persons and for all purposes under the campaign finance reporting law as if the signature had been handwritten in ink on a printed form.	1997
(2) The person filing the statement, under penalty of election falsification, shall include with it a list of each anonymous contribution, the circumstances under which it was received, and the reason it cannot be attributed to a specific donor.	1998
(3) Each statement of a campaign committee of a candidate who holds public office shall contain a designation of each	1999
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contributor who is an employee in any unit or department under the candidate's direct supervision and control. In a space provided in the statement, the person filing the statement shall affirm that each such contribution was voluntarily made.	2021 2022 2023 2024
(4) A campaign committee that did not receive contributions or make expenditures in connection with the nomination or election of its candidate shall file a statement to that effect, on a form prescribed under this section and made under penalty of election falsification, on the date required in division (A)(2) of this section.	2025 2026 2027 2028 2029 2030
(5) The campaign committee of any person who attempts to become a candidate and who, for any reason, does not become certified in accordance with Title XXXV of the Revised Code for placement on the official ballot of a primary, general, or special election to be held in this state, and who, at any time prior to or after an election, receives contributions or makes expenditures, or has given consent for another to receive contributions or make expenditures, for the purpose of bringing about the person's nomination or election to public office, shall file the statement or statements prescribed by this section and a termination statement, if applicable. This paragraph does not apply to any person with respect to an election to the offices of member of a county or state central committee, presidential elector, or delegate to a national convention or conference of a political party.	2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045
(6)(a) The statements required to be filed under this section shall specify the balance in the hands of the campaign committee, political action committee, legislative campaign fund , political party, or political contributing entity, <u>or entity engaging in electioneering</u> and the disposition intended to be made of that balance.	2046 2047 2048 2049 2050 2051

(b) The secretary of state shall prescribe the form for all statements required to be filed under this section and shall furnish the forms to the boards of elections in the several counties. The boards of elections shall supply printed copies of those forms without charge. The secretary of state shall prescribe the appropriate methodology, protocol, and data file structure for statements required or permitted to be filed by electronic means of transmission under division (A) of this section and divisions (E), (F), and (G) of section 3517.106 of the Revised Code and for ~~statements permitted contribution and expenditure information required to be filed reported on computer disk a campaign finance web site under division (F)(C) of section 3517.106 3517.1011 of~~ 2061 the Revised Code. Subject to division (A) of this section and divisions (E), (F), and (G) of section 3517.106 of the Revised Code, the statements required to be stored on computer by the secretary of state under division (B) of section 3517.106 of the Revised Code shall be filed in whatever format the secretary of state considers necessary to enable the secretary of state to store the information contained in the statements on computer. Any such format shall be of a type and nature that is readily available to whoever is required to file the statements in that format.

(c) The secretary of state shall assess the need for training regarding the filing of campaign finance statements by electronic means of transmission, the reporting of contribution and expenditure information on a campaign finance web site, and regarding associated technologies for candidates, campaign committees, political action committees, legislative campaign funds, political parties, political contributing entities, entities engaging in electioneering, or individuals, partnerships, or other entities required or permitted to file statements by electronic means of transmission under this section or section

3517.105 or 3517.106 of the Revised Code <u>or required to report contribution and expenditure information on a campaign finance web site under division (C) of section 3517.1011 of the Revised Code.</u>	2084 2085 2086
If, in the opinion of the secretary of state, training in these areas is necessary, the secretary of state shall arrange for the provision of voluntary training programs for candidates, campaign committees, political action committees, legislative campaign funds , political parties, political contributing entities, <u>entities engaging in electioneering</u> , and individuals, partnerships, and other entities.	2087 2088 2089 2090 2091 2092 2093
(7) Each monthly statement and each two-business-day statement required by division (A) of this section shall contain the information required by divisions (B)(1) to (4), (C)(2), and, if appropriate, (C)(3) of this section. Each statement shall be signed as required by division (C)(1) of this section.	2094 2095 2096 2097 2098
(D)(1) Prior to receiving a contribution or making an expenditure, every campaign committee, political action committee, legislative campaign fund , political party, or political contributing entity, <u>or entity engaging in electioneering</u> shall appoint a treasurer and shall file, on a form prescribed by the secretary of state, a designation of that appointment, including the full name and address of the treasurer and of the campaign committee, political action committee, legislative campaign fund , political party, or political contributing entity, <u>or entity engaging in electioneering</u> . That designation shall be filed with the official with whom the campaign committee, political action committee, legislative campaign fund , political party, or political contributing entity, <u>or entity engaging in electioneering</u> is required to file statements under section 3517.11 of the Revised Code. The name of a campaign committee shall include at least the last name of the campaign committee's candidate. The secretary of state shall assign a registration	2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115

number to each political action committee that files a designation of the appointment of a treasurer under division (D)(1) of this section if the political action committee is required by division (A)(1) of section 3517.11 of the Revised Code to file the statements prescribed by this section with the secretary of state.	2116 2117 2118 2119 2120
(2) The treasurer appointed under division (D)(1) of this section shall keep a strict account of all contributions, from whom received and the purpose for which they were disbursed.	2121 2122 2123
(3)(a) Except as otherwise provided in section 3517.108 of the Revised Code, a campaign committee shall deposit all monetary contributions received by the committee into an account separate from a personal or business account of the candidate or campaign committee.	2124 2125 2126 2127 2128
(b) A political action committee shall deposit all monetary contributions received by the committee into an account separate from all other funds.	2129 2130 2131
(c) A state or county political party may shall establish a state candidate fund that is separate from an account that contains the public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code and from all other funds <u>an account that contains any gifts given to the political</u> <u>party pursuant to section 3517.101 of the Revised Code.</u> A state or county political party may shall deposit into its state candidate <u>this</u> fund any amounts of monetary contributions that are made to or accepted by the political party subject to the applicable limitations, if any, prescribed in section 3517.102 of the Revised Code. A state or county political party shall deposit, and all other monetary contributions moneys received by the party into one or more accounts that are separate from its state candidate fund and from its account that contains other than the public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code <u>and gifts received pursuant to section</u>	2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147

<u>3517.101 of the Revised Code. All amounts deposited into this fund shall be considered to be contributions for the purpose of this chapter, and all amounts expended from this fund shall be considered to be expenditures for the purpose of this chapter.</u>	2148 2149 2150 2151
<u>(d) Each state political party shall have only one legislative campaign fund for each house of the general assembly. Each such fund shall be separate from any other funds or accounts of that state party. A legislative campaign fund is authorized to receive contributions and make expenditures for the primary purpose of furthering the election of candidates who are members of that political party to the house of the general assembly with which that legislative campaign fund is associated. Each legislative campaign fund shall be administered and controlled in a manner designated by the caucus. As used in division (D)(3)(d) of this section, "caucus" has the same meaning as in section 3517.01 of the Revised Code and includes, as an ex officio member, the chairperson of the state political party with which the caucus is associated or that chairperson's designee.</u>	2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165
<u>(4) Every expenditure in excess of twenty-five dollars shall be vouched for by a receipted bill, stating the purpose of the expenditure, that shall be filed with the statement of expenditures. A canceled check with a notation of the purpose of the expenditure is a receipted bill for purposes of division (D)(4) of this section.</u>	2166 2167 2168 2169 2170 2171
<u>(5) The secretary of state or the board of elections, as the case may be, shall issue a receipt for each statement filed under this section and shall preserve a copy of the receipt for a period of at least six years. All statements filed under this section shall be open to public inspection in the office where they are filed and shall be carefully preserved for a period of at least six years after the year in which they are filed.</u>	2172 2173 2174 2175 2176 2177 2178
<u>(6) The secretary of state, by rule adopted pursuant to</u>	2179

section 3517.23 of the Revised Code, shall prescribe <u>the all of</u>	2180
<u>the following:</u>	2181
(a) <u>The manner of immediately acknowledging, with date and</u>	2182
<u>time received, and preserving the receipt of statements that are</u>	2183
<u>transmitted by electronic means of transmission to the secretary</u>	2184
<u>of state pursuant to this section or section 3517.106 of the</u>	2185
<u>Revised Code and the;</u>	2186
(b) <u>The manner of immediately acknowledging, with date and</u>	2187
<u>time reported, and preserving the report of contribution and</u>	2188
<u>expenditure information reported on a campaign finance web site</u>	2189
<u>under division (C) of section 3517.1011 of the Revised Code;</u>	2190
(c) <u>The manner of preserving the contribution and expenditure</u>	2191
<u>information in those the statements and reports described in</u>	2192
<u>divisions (D)(6)(a) and (b) of this section.</u> The secretary of	2193
state shall preserve the contribution and expenditure information	2194
in those statements <u>and reports</u> for at least ten years after the	2195
year in which they are filed <u>by electronic means of transmission.</u>	2196
(7) The secretary of state, pursuant to division (I) of	2197
section 3517.106 of the Revised Code, shall make available online	2198
to the public through the internet the contribution and	2199
expenditure information in all statements, all addenda,	2200
amendments, or other corrections to statements, and all amended	2201
statements filed with the secretary of state by electronic or	2202
other means of transmission under this section, division (B)(2)(b)	2203
or (C)(2)(b) of section 3517.105, or section 3517.106 or 3517.11	2204
of the Revised Code <u>and all contribution and expenditure</u>	2205
<u>information reported on a campaign finance web site under division</u>	2206
<u>(C) of section 3517.1011 of the Revised Code.</u> The secretary of	2207
state may remove the information from the internet after a	2208
reasonable period of time.	2209
(E)(1) Any person, political party, campaign committee,	2210

~~legislative campaign fund, political action committee, or political contributing entity, or entity engaging in electioneering that makes a contribution in connection with the nomination or election of any candidate or in connection with any ballot issue or question at any election held or to be held in this state shall provide its full name and address to the recipient of the contribution, and to the political fundraiser through which the contribution was raised, if any, at the time the contribution is made. The political action committee also shall provide the registration number assigned to the committee under division (D)(1) of this section to the recipient of the contribution at the time the contribution is made.~~ 2211
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(2) Any individual who makes a contribution that exceeds one hundred dollars ~~to a campaign committee of a statewide candidate or candidate for the office of member of the general assembly~~ shall provide the name of the individual's current employer, if any, or, if the individual is self-employed, the individual's occupation ~~and the name of the individual's business, if any,~~ to the recipient of the contribution at the time the contribution is made. Sections 3599.39 and 3599.40 of the Revised Code do not apply to division (E)(2) of this section. 2223
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(3) If a campaign committee shows that it has exercised its best efforts to obtain, maintain, and submit the information required under divisions (B)(4)(b)(ii) and (iii) of this section, that committee is considered to have met the requirements of those divisions. A campaign committee shall not be considered to have exercised its best efforts unless, in connection with written solicitations, it regularly includes a written request for the information required under division (B)(4)(b)(ii) of this section from the contributor or the information required under division (B)(4)(b)(iii) of this section from whoever transmits the contribution. 2232
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(4) Any check that a political action committee uses to make a contribution or an expenditure shall contain the full name and address of the committee and the registration number assigned to the committee under division (D)(1) of this section.	2243 2244 2245 2246
<u>(5) Any political fundraiser that raises contributions for, at the request of, for the benefit of, or on behalf of a campaign committee, political party, political action committee, political contributing entity, or entity engaging in electioneering shall provide both of the following to the campaign committee, political party, political action committee, political contributing entity, or entity engaging in electioneering:</u>	2247 2248 2249 2250 2251 2252 2253
<u>(a) The name, occupation, and employer of the political fundraiser;</u>	2254 2255
<u>(b) The identity of each contributor and the amount of each contribution raised through the efforts of the political fundraiser.</u>	2256 2257 2258
(F) As used in this section:	2259
(1) "Address" means all of the following if they exist: apartment number, street, road, or highway name and number, rural delivery route number, city or village, state, and zip code as used in a person's post-office address, but not post-office box. If an address is required in this section, a post-office box and office, room, or suite number may be included in addition to but not in lieu of an apartment, street, road, or highway name and number. If an address is required in this section, a campaign committee, political action committee, legislative campaign fund , political party, or political contributing entity, or entity engaging in electioneering may use the business or residence address of its treasurer or deputy treasurer. The post-office box number of the campaign committee, political action committee, legislative campaign fund , political party, or political	2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273

contributing entity, or entity engaging in electioneering may be used in addition to that address.	2274 2275
(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, member of the state board of education, chief justice of the supreme court, or justice of the supreme court.	2276 2277 2278 2279 2280 2281
(G) An independent expenditure shall be reported whenever and in the same manner that an expenditure is required to be reported under this section and shall be reported pursuant to division (B)(2)(a) or (C)(2)(a) of section 3517.105 of the Revised Code.	2282 2283 2284 2285
(H)(1) Except as otherwise provided in division (H)(2) of this section, if, during the combined <u>preelection</u> <u>pre-election</u> and postelection reporting periods for an election, a campaign committee has received contributions of five hundred dollars or less and has made expenditures in the total amount of five hundred dollars or less, it may file a statement to that effect, under penalty of election falsification, in lieu of the statement required by division (A)(2) of this section. The statement shall indicate the total amount of contributions received and the total amount of expenditures made during those combined reporting periods.	2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296
(2) In the case of a successful candidate at a primary election, if either the total contributions received by or the total expenditures made by the candidate's campaign committee during the preprimary, postprimary, pregeneral, and postgeneral election periods combined equal more than five hundred dollars, the campaign committee may file the statement under division (H)(1) of this section only for the primary election. The first statement that the campaign committee files in regard to the general election shall reflect all contributions received and all	2297 2298 2299 2300 2301 2302 2303 2304 2305

expenditures made during the preprimary and postprimary election periods.	2306 2307
(3) Divisions (H)(1) and (2) of this section do not apply if a campaign committee receives contributions or makes expenditures prior to the first day of January of the year of the election at which the candidate seeks nomination or election to office or if the campaign committee does not file a termination statement with its postprimary election statement in the case of an unsuccessful primary election candidate or with its postgeneral election statement in the case of other candidates.	2308 2309 2310 2311 2312 2313 2314 2315
(I) In the case of a contribution made by a partnership or unincorporated business, all of the following apply:	2316 2317
(1) The recipient of the contribution shall report the contribution by listing both the partnership or unincorporated business and the name of the partner or owner making the contribution.	2318 2319 2320 2321
(2) For purposes of section 3517.102 of the Revised Code, the contribution shall be considered to have been made by the partner or owner reported under division (I)(1) of this section.	2322 2323 2324
(3) No contribution from a partnership or unincorporated business shall be accepted unless the recipient reports the contribution under division (I)(1) of this section.	2325 2326 2327
(J) A candidate shall have only one campaign committee at any given time for all of the offices for which the person is a candidate or holds office.	2328 2329 2330
(K)(1) In addition to filing a designation of appointment of a treasurer under division (D)(1) of this section, the campaign committee of any candidate for an elected municipal office that pays an annual amount of compensation of five thousand dollars or less, the campaign committee of any candidate for member of a	2331 2332 2333 2334 2335

board of education except member of the state board of education, or the campaign committee of any candidate for township trustee or township clerk may sign, under penalty of election falsification, a certificate attesting that the committee will not accept contributions during an election period that exceed in the aggregate two thousand dollars from all contributors and one hundred dollars from any one individual, and that the campaign committee will not make expenditures during an election period that exceed in the aggregate two thousand dollars.	2336 2337 2338 2339 2340 2341 2342 2343 2344
The certificate shall be on a form prescribed by the secretary of state and shall be filed not later than ten days after the candidate files a declaration of candidacy and petition, a nominating petition, or a declaration of intent to be a write-in candidate.	2345 2346 2347 2348 2349
(2) Except as otherwise provided in division (K)(3) of this section, a campaign committee that files a certificate under division (K)(1) of this section is not required to file the statements required by division (A) of this section.	2350 2351 2352 2353
(3) If, after filing a certificate under division (K)(1) of this section, a campaign committee exceeds any of the limitations described in that division during an election period, the certificate is void and thereafter the campaign committee shall file the statements required by division (A) of this section. If the campaign committee has not previously filed a statement, then on the first statement the campaign committee is required to file under division (A) of this section after the committee's certificate is void, the committee shall report all contributions received and expenditures made from the time the candidate filed the candidate's declaration of candidacy and petition, nominating petition, or declaration of intent to be a write-in candidate.	2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365
(4) As used in division (K) of this section, "election	2366

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.	2367 2368 2369 2370 2371 2372 2373
(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.	2374 2375 2376 2377 2378 2379 2380 2381 2382 2383
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:	2384 2385 2386
(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.	2387 2388 2389 2390 2391 2392
(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	2393 2394 2395 2396 2397

supreme court, or justice of the supreme court.	2398
<u>(3)(2)</u> "Senate candidate" means a candidate for the office of state senator.	2399 2400
<u>(4)(3)</u> "House candidate" means a candidate for the office of state representative.	2401 2402
<u>(5)(4)(a)</u> "Primary election period" for a candidate begins on the beginning date of the candidate's pre-filing period specified in division (A) <u>(9)(6)</u> of section 3517.109 of the Revised Code and ends on the day of the primary election.	2403 2404 2405 2406
(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.	2407 2408 2409 2410 2411
<u>(6)</u> " State candidate fund " means the state candidate fund established by a state or county political party under division (D)(3)(e) of section 3517.10 of the Revised Code.	2412 2413 2414
<u>(7)(5)</u> "Postgeneral election statement" means the statement filed under division (A)(2) of section 3517.10 of the Revised Code by the campaign committee of a candidate after the general election in which the candidate ran for office or filed by legislative campaign fund after the general election in an even numbered year.	2415 2416 2417 2418 2419 2420
<u>(8)(6)</u> "Contribution" means any contribution that is required to be reported in the statement of contributions under section 3517.10 of the Revised Code.	2421 2422 2423
<u>(9)</u> Except as otherwise provided in division (F) of section 3517.103 and division (B)(3)(b) of section 3517.1010 of the Revised Code, "designated state campaign committee" means:	2424 2425 2426
(a) In the case of contributions to or from a state political	2427

party, a campaign committee of a statewide candidate, statewide officeholder, senate candidate, house candidate, or member of the general assembly.	2428
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(b) In the case of contributions to or from a county political party, a campaign committee of a statewide candidate, statewide officeholder, senate candidate or house candidate whose candidacy is to be submitted to some or all of the electors in that county, or member of the general assembly whose district contains all or part of that county.	2431
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(c) In the case of contributions to or from a legislative campaign fund, a campaign committee of any of the following:	2437
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(i) A senate or house candidate who, if elected, will be a member of the same party that established the legislative campaign fund and the same house with which the legislative campaign fund is associated;	2439
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(ii) A state senator or state representative who is a member of the same party that established the legislative campaign fund and the same house with which the legislative campaign fund is associated.	2443
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(B)(1) No individual shall make a contribution or contributions aggregating more than:	2447
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(a) Two thousand five hundred dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;	2449
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(b) Two thousand five hundred dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;	2452
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(c) Two thousand five hundred dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;	2455
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(d) Five Two thousand dollars to any one county political party for the 1party's state candidate fund or to any one legislative campaign fund in a calendar year primary election period or in a general election period;	2458 2459 2460 2461
(e) Fifteen (c) Two thousand dollars to any one state political party for the party's state candidate fund in a calendar year primary election period or in a general election period;	2462 2463 2464
(f) Five (d) Two thousand dollars to any one political action committee in a calendar year primary election period or in a general election period;	2465 2466 2467
(g) Five (e) Two thousand dollars to any one political contributing entity in a calendar year primary election period or in a general election period;	2468 2469 2470
(f) <u>A total of twenty-five thousand dollars to any combination of campaign committees, county political parties, state political parties, political action committees, and political contributing entities in a calendar year.</u>	2471 2472 2473 2474
(2) Subject to division (D)(1) of this section, no political action committee shall make a contribution or contributions aggregating more than:	2475 2476 2477
(a) Two thousand five hundred dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;	2478 2479 2480
(b) Two thousand five hundred dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;	2481 2482 2483
(c) Two thousand five hundred dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;	2484 2485 2486
(d) Five Two thousand dollars to any one county political	2487

party for the party's state candidate fund or to any one legislative campaign fund in a calendar year <u>primary election period</u> or in a general election period;	2488 2489 2490
(e) Fifteen (c) Two thousand dollars to any one state political party for the party's state candidate fund in a calendar year <u>primary election period</u> or in a general election period;	2491 2492 2493
(f)(d) Two thousand five hundred dollars to another political action committee or to a political contributing entity in a calendar year <u>primary election period</u> or in a general election period. 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 political contributing entity 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.	2494 2495 2496 2497 2498 2499 2500 2501 2502 2503 2504 2505 2506 2507
(3) No campaign committee shall make a contribution or contributions aggregating more than:	2508 2509
(a) Two thousand five hundred dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;	2510 2511 2512
(b) Two thousand five hundred dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;	2513 2514 2515
(c) Two thousand five hundred dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;	2516 2517 2518

(d) Two thousand five hundred dollars to any one political action committee in a calendar year primary election period or in a general election period ;	2519 2520 2521
(e)(c) Two thousand five hundred dollars to any one political contributing entity in a calendar year primary election period or in a general election period .	2522 2523 2524
(4) Subject to division (D)(3) of this section, no political party shall make a contribution or contributions aggregating more than two thousand five hundred dollars to any one political action committee or to any one political contributing entity in a calendar year primary election period or in a general election period .	2525 2526 2527 2528 2529 2530
(5) No campaign committee, other than a designated state campaign committee , shall make a contribution or contributions aggregating in a calendar year primary election period or in a general election period more than:	2531 2532 2533 2534
(a) Fifteen Two thousand dollars to any one state political party for the party's state candidate fund ;	2535 2536
(b) Five thousand dollars to any one legislative campaign fund ;	2537 2538
(c) Five Two thousand dollars to any one county political party for the party's state candidate fund .	2539 2540
(6)(a) No state candidate fund of a county political party shall make a contribution or contributions, except a contribution or contributions to a designated state campaign committee, in a primary election period or a general election period, aggregating more than:	2541 2542 2543 2544 2545
(i) Two thousand five hundred dollars to the campaign committee of any one senate candidate;	2546 2547
(ii) Two thousand five hundred dollars to the campaign	2548

committee of any one house candidate.	2549
(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:	2550
(I) Five hundred two thousand dollars to the campaign committee of any one statewide candidate;	2551
(II) One hundred thousand dollars to the campaign committee of any one senate candidate;	2552
(III) Fifty thousand dollars to the campaign committee of any one house candidate.	2553
(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:	2554
(I) Fifty thousand dollars in a primary election period or one hundred thousand dollars in a general election period to the campaign committee of any one senate candidate;	2555
(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.	2556
(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.	2557
(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 to any one designated state campaign committee that do not exceed, in the aggregate, two thousand five hundred dollars	2558

in any primary election period or general election period. As used in this division, "other accounts" does not include either an account that contains the public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code or the county political party's operating account.	2579 2580 2581 2582 2583
(d) No legislative campaign fund shall make a contribution, other than to a designated state campaign committee or to the state candidate fund of a political party.	2584 2585 2586
(7) Subject to division (D)(1) of this section, no political contributing entity shall make a contribution or contributions aggregating more than:	2587 2588 2589
(a) Two thousand five hundred dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;	2590 2591 2592
(b) Two thousand five hundred dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;	2593 2594 2595
(c) Two thousand five hundred dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;	2596 2597 2598
(d) Five Two 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 primary election period or in a general election period;	2599 2600 2601 2602
(e) Fifteen (c) Two thousand dollars to any one state political party for the party's state candidate fund in a calendar year primary election period or in a general election period;	2603 2604 2605
(f)(d) Two thousand five hundred dollars to another political contributing entity or to a political action committee in a calendar year primary election period or in a general election	2606 2607 2608

period. This division does not apply to a political contributing entity that makes a contribution to a political 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) 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 thousand ~~five hundred~~ dollars from any one individual, from any one political action committee, from any one political contributing entity, ~~or from any one other campaign committee, from any one county political party, or from any one state political party~~ in a primary election period or in a general election period.

(2) ~~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 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.~~

(3) ~~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 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.	2641 2642 2643 2644 2645
(4)(a) Subject to division (D)(1) of this section, no county political party shall accept a contribution or contributions for the party's state candidate fund aggregating more than five two thousand dollars from any one individual, 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 primary election period or in a general election period.	2646 2647 2648 2649 2650 2651 2652 2653
(b) Subject to division (D)(1) of this section, no state political party shall accept a contribution or contributions for the party's state candidate fund aggregating more than fifteen two thousand dollars from any one individual, 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 primary election period or in a general election period.	2654 2655 2656 2657 2658 2659 2660 2661
(5) Subject to division (D)(1) of this section, no legislative campaign fund shall accept a contribution or contributions aggregating more than five thousand dollars from any one individual, 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.	2662 2663 2664 2665 2666 2667 2668
(6)(a) No designated state campaign committee shall accept a transfer or contribution of cash or cash equivalents from a state candidate fund of a state or county political party aggregating in	2669 2670 2671

a primary election period or a general election period more than:	2672
(i) Five hundred thousand dollars, in the case of a campaign committee of a statewide candidate;	2673
(ii) One hundred thousand dollars, in the case of a campaign committee of a statewide candidate; (ii) One hundred thousand dollars, in the case of a campaign committee of a senate candidate;	2674
(iii) Fifty thousand dollars, in the case of a campaign committee of a house candidate.	2675
(iv) One hundred thousand dollars, in the case of a campaign committee of a house candidate.	2676
(v) Two hundred thousand dollars, in the case of a campaign committee of a house candidate.	2677
(vi) Two hundred fifty thousand dollars, in the case of a campaign committee of a house candidate.	2678
(vii) Three hundred thousand dollars, in the case of a campaign committee of a house candidate.	2679
(viii) Three hundred fifty thousand dollars, in the case of a campaign committee of a house candidate.	2680
(b) No designated state campaign committee shall accept a transfer or contribution of cash or cash equivalents from a legislative candidate fund aggregating more than:	2681
(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;	2682
(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.	2683
(iii) One hundred thousand dollars in a primary election period or two hundred thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2684
(iv) One hundred twenty five thousand dollars in a primary election period or two hundred fifty thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2685
(v) One hundred fifty thousand dollars in a primary election period or three hundred thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2686
(vi) One hundred seventy five thousand dollars in a primary election period or three hundred fifty thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2687
(vii) Two hundred thousand dollars in a primary election period or four hundred thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2688
(viii) Two hundred twenty five thousand dollars in a primary election period or four hundred五十 thousand dollars in a general election period, in the case of a campaign committee of a house candidate.	2689
(7)(3)(a) Subject to division (D)(3) of this section, no political action committee and no political contributing entity shall accept a contribution or contributions aggregating more than five thousand dollars from any one individual, or more than two thousand five hundred dollars from any one campaign committee, or from any one political party in a primary election period or in a general election period.	2690
(b) Subject to division (D)(1) of this section, no political action committee shall accept a contribution or contributions aggregating more than two thousand five hundred dollars from another political action committee or from a political contributing entity in a calendar year primary election period or	2691
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in a general election period. 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 primary election period or in a general election period.~~ This division does not apply to a political action committee or political contributing entity that accepts a contribution from a political action committee or 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 political contributing entity if they are established, financed, maintained, or controlled by 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.

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

(b) For purposes of the limitations prescribed in division (B)(7) of this section and the limitations prescribed in divisions (C)(1), (2), ~~(3), (4), (5), and (7)(3)(b)~~ of this section,

whichever is applicable, all contributions made by and all 2734
contributions accepted from political contributing entities that 2735
are established, financed, maintained, or controlled by, or that 2736
are, the same corporation, organization, labor organization, 2737
continuing association, or other person, including any parent, 2738
subsidiary, division, or department of that corporation, 2739
organization, labor organization, continuing association, or other 2740
person, are considered to have been made by or accepted from a 2741
single political contributing entity. 2742

(2) As used in divisions (B)(1)~~f~~(d), (B)(3)~~d~~(b), (B)(4), 2743
and (C)~~7~~(3) of this section, "political action committee" does 2744
not include a political action committee that is organized to 2745
support or oppose a ballot issue or question and that makes no 2746
contributions to or expenditures on behalf of a political party, 2747
campaign committee, ~~legislative campaign fund~~, political action 2748
committee, or political contributing entity. As used in divisions 2749
(B)(1)~~g~~(e), (B)(3)~~e~~(c), (B)(4), and (C)~~7~~(3) of this section, 2750
"political contributing entity" does not include a political 2751
contributing entity that is organized to support or oppose a 2752
ballot issue or question and that makes no contributions to or 2753
expenditures on behalf of a political party, campaign committee, 2754
~~legislative campaign fund~~, political action committee, or 2755
political contributing entity. 2756

(3) For purposes of the limitations prescribed in divisions 2757
(B)(4) and (C)~~7~~(3)(a) of this section, all contributions made by 2758
and all contributions accepted from a national political party, a 2759
state political party, and a county political party are considered 2760
to have been made by or accepted from a single political party and 2761
shall be combined with each other to determine whether the 2762
limitations have been exceeded. 2763

(E)~~(1)~~ If a ~~legislative campaign fund has kept a total amount~~ 2764
~~of contributions exceeding one hundred fifty thousand dollars at~~ 2765

~~the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code, the legislative campaign fund shall comply with division (E)(2) of this section.~~ 2766
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~~(2)(a) Any legislative campaign fund that has kept a total amount of contributions in excess of the amount specified in division (E)(1) of this section at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code shall dispose of the excess amount in the manner prescribed in division (E)(2)(c)(i), (ii), or (iii) of this section not later than ninety days after the day the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code. Any legislative campaign fund that is required to dispose of an excess amount of contributions under this division shall file a statement on the ninetieth day after the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code indicating the total amount of contributions the fund has at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code and that the excess contributions were disposed of pursuant to this division and divisions (E)(2)(b) and (c) of this section. The statement shall be on a form prescribed by the secretary of state and shall contain any additional information the secretary of state considers necessary.~~ 2770
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~~(b) There is hereby created in the state treasury the Ohio elections commission fund. All moneys credited to the fund shall be used solely for the purpose of paying expenses related to the operation of the Ohio elections commission.~~ 2791
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~~(c) Any legislative campaign fund that is required to dispose of an excess amount of contributions under division (E)(2) of this section shall dispose of that excess amount by doing any of the~~ 2795
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<u>following:</u>	2798
(i) Giving the amount to the treasurer of state for deposit into the state treasury to the credit of the Ohio elections commission fund;	2799 2800 2801
(ii) Giving the amount to individuals who made contributions to that legislative campaign fund as a refund of all or part of their contributions;	2802 2803 2804
(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.	2805 2806 2807
(F)(1) No legislative campaign fund shall fail to file a statement required by division (E) of this section.	2808 2809
(2) No legislative campaign fund shall fail to dispose of excess contributions as required by division (E) of this section.	2810 2811
(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.	2812 2813 2814
(F) Any contribution that is made, received, or used to pay the direct costs or indirect costs of producing or airing electioneering communications shall be subject to the contribution limits imposed by this section.	2815 2816 2817 2818
Sec. 3517.103. (A) For purposes of this section:	2819
(1) "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.	2820 2821 2822 2823 2824
(2) "Personal funds" means contributions to the campaign committee of a candidate by the candidate or by the candidate's	2825 2826

spouse, parents, children, sons-in-law, daughters-in-law,	2827
brothers, sisters, grandparents, mother-in-law, father-in-law,	2828
brothers-in-law, sisters-in-law, or grandparents by marriage.	2829
(3) When a debt or other obligation incurred by a committee or by a candidate on behalf of the candidate's committee described in division (C)(1) or (2) of this section is to be paid from personal funds, those funds are considered to be expended when the debt or obligation is incurred, regardless of when it is paid.	2830 2831 2832 2833 2834
(4) For purposes of Chapter 3517. of the Revised Code this <u>chapter</u> , a candidate is an "opponent" when the candidate has indicated on the candidate's most recently filed designation of treasurer that the candidate seeks the same office at the same primary or general election as another candidate whose campaign committee has filed a personal funds notice required by division (C)(1) or (2) of this section.	2835 2836 2837 2838 2839 2840 2841
(B)(1) Except as otherwise provided in division (B)(2) of this section, no statewide candidate or candidate for the office of member of the general assembly shall make an expenditure of personal funds to influence the results of an election for that candidate's nomination or election to office unless the personal funds are first deposited into the campaign fund of that candidate's campaign committee.	2842 2843 2844 2845 2846 2847 2848
(2) A statewide candidate or candidate for office of the general assembly may make an expenditure of personal funds without first depositing those funds into the campaign committee's funds as long as the aggregate total of those expenditures does not exceed five hundred dollars at any time during an election period. After the candidate's campaign committee reimburses the candidate for any direct expenditure of personal funds, the amount that was reimbursed is no longer included in the aggregate total of expenditures of personal funds subject to the five-hundred-dollar	2849 2850 2851 2852 2853 2854 2855 2856 2857

limit.	2858
(C)(1) If the campaign committee of any statewide candidate has received or expended or expects to expend more than one hundred thousand dollars of personal funds during a primary election period or one hundred fifty thousand dollars of personal funds during a general election period, the campaign committee shall file a personal funds notice in the manner provided in division (C)(3) of this section indicating that the committee has received or expended or expects to expend more than that amount. For the purpose of this division, a joint team of candidates for governor and lieutenant governor shall be considered a single candidate and their personal funds shall be combined.	2859 2860 2861 2862 2863 2864 2865 2866 2867 2868 2869
(2) If the campaign committee of any senate candidate or house <u>other than a statewide</u> candidate has received or expended or expects to expend more than twenty-five thousand dollars of personal funds during a primary election period or twenty-five thousand dollars of personal funds during a general election period, the campaign committee shall file a personal funds notice in the manner provided in division (C)(3) of this section indicating that the committee has received or expended or expects to expend more than that amount.	2870 2871 2872 2873 2874 2875 2876 2877 2878
(3) The personal funds notice required in divisions (C)(1) and (2) of this section and the declaration of no limits required under division (D)(2) of this section shall be on a form prescribed by the secretary of state. The personal funds notice required in divisions (C)(1) and (2) of this section shall be filed not later than the earlier of the following times:	2879 2880 2881 2882 2883 2884
(a) One hundred twenty days before a primary election, in the case of personal funds received, expended, or expected to be expended during a primary election period, or not later than one hundred twenty days before a general election, in the case of personal funds received, expended, or expected to be expended	2885 2886 2887 2888 2889

during a general election period;	2890
(b) Two business days after the candidate's campaign committee receives or makes an expenditure of personal funds or the candidate makes an expenditure of personal funds on behalf of the candidate's campaign committee during that election period that exceed, in the aggregate, the amount specified in division (C)(1) or (2) of this section.	2891 2892 2893 2894 2895 2896
The personal funds notice required under divisions (C)(1) and (2) of this section and the declaration of no limits required under division (D)(2) of this section shall be filed wherever the campaign committee files statements of contributions and expenditures under section 3517.11 of the Revised Code. The board of elections shall send to the secretary of state a copy of any personal funds notice or declaration of no limits filed by the campaign committee of a senate <u>any</u> candidate or house candidate <u>with the board of elections</u> under division (C)(3) or (D)(2) of this section.	2897 2898 2899 2900 2901 2902 2903 2904 2905 2906
(D)(1) Whenever a campaign committee files a notice under division (C)(1) or (2) of this section, and the campaign committee of an opponent files a declaration of no limits pursuant to division (D)(2) of this section within thirty days of the filing of the personal funds notice under division (C)(1) or (2) of this section, the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply to the campaign committee of the candidate's opponent.	2907 2908 2909 2910 2911 2912 2913 2914
(2) No campaign committee of a candidate described in division (D)(1) of this section shall accept any contribution or contributions from a contributor that exceed the limitations prescribed in section 3517.102 of the Revised Code until the committee files a declaration that the committee will accept contributions that exceed those limitations. This declaration	2915 2916 2917 2918 2919 2920

shall be filed not later than thirty days after a candidate's opponent has filed a personal funds notice pursuant to division (C)(1) or (2) of section 3517.103 of the Revised Code, shall be referred to as the "declaration of no limits," and shall list all of the following:	2921 2922 2923 2924 2925
(a) The amount of cash on hand in the candidate's campaign fund at the end of the day immediately preceding the day on which the candidate's campaign committee files the declaration of no limits;	2926 2927 2928 2929
(b) The value and description of all campaign assets worth five hundred dollars or more available to the candidate at the end of the day immediately preceding the day on which the candidate's campaign committee files the declaration of no limits.	2930 2931 2932 2933
(3) A candidate who was not an opponent of a candidate who filed the personal funds notice required under division (C)(3) of this section on the date the personal funds notice was filed may file the declaration of no limits pursuant to division (D)(2) of this section within thirty days after becoming an opponent of the candidate who filed the personal funds notice.	2934 2935 2936 2937 2938 2939
(4) If the candidate whose campaign committee filed a personal funds notice under division (C)(1) or (2) of this section fails to file a declaration of candidacy for the office listed on the designation of treasurer filed under division (D) of section 3517.10 of the Revised Code or files a declaration of candidacy or nominating petition for that office and dies or withdraws, both of the following apply to the campaign committee of that candidate's opponent if the opponent has filed a declaration of no limits pursuant to division (D) of this section:	2940 2941 2942 2943 2944 2945 2946 2947 2948
(a) No contribution from a contributor may thereafter be accepted that, when added to the aggregate total of all contributions received by that committee from that contributor	2949 2950 2951

during the primary election period or general election period, whichever is applicable, would cause that committee to exceed the contribution limitations prescribed in section 3517.102 of the Revised Code for the applicable election period.	2952 2953 2954 2955
(b) The statement of primary-day finances or the year-end statement required to be filed under division (E) of section 3517.1010 of the Revised Code shall be filed not later than fourteen days after the date the candidate's opponent fails to file a declaration of candidacy or nominating petition by the appropriate filing deadline, or dies or withdraws. For purposes of calculating permitted funds under division (A) (7) <u>(4)</u> of section 3517.1010 of the Revised Code, the primary or general election period, whichever is applicable, shall be considered to have ended on the filing deadline, in the case of an opponent who fails to file a declaration of candidacy or nominating petition, or on the date of the opponent's death or withdrawal. In such an event, the filing of a statement of primary-day finances or year-end finances and the disposing of any excess funds as required under division (B) of section 3517.1010 of the Revised Code satisfies the candidate's obligation to file such a statement for that election period.	2956 2957 2958 2959 2960 2961 2962 2963 2964 2965 2966 2967 2968 2969 2970 2971 2972
(E)(1) No campaign committee shall fail to file a personal funds notice as required under division (C)(1) or (2) of this section.	2973 2974 2975
(2) No campaign committee shall accept any contribution in excess of the contribution limitations prescribed in section 3517.102 of the Revised Code:	2976 2977 2978
(a) Unless a declaration of no limits has been filed under division (D)(2) of this section;	2979 2980
(b) In violation of division (D)(4) of this section once the candidate who filed a personal funds notice under division (C)(3)	2981 2982

of this section fails to file a declaration of candidacy or nominating petition or that candidate dies or withdraws.	2983 2984
(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.	2985 2986 2987 2988
(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.	2989 2990 2991 2992
(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.	2993 2994 2995 2996 2997 2998 2999 3000 3001 3002
(2) Division (F)(1) of this section no longer applies to a campaign committee after both of the following occur:	3003 3004
(a) The primary or general election period during which the contribution limitations prescribed in section 3517.102 of the Revised Code did not apply after being removed pursuant to division (D) of this section has expired;	3005 3006 3007 3008
(b) When the campaign committee has disposed of all excess funds and excess aggregate contributions as required under section 3517.1010 of the Revised Code.	3009 3010 3011
Sec. 3517.105. (A)(1) As used in this section, "public	3012

political advertising" means advertising to the general public	3013
through a broadcasting station, newspaper, magazine, poster, yard	3014
sign, or outdoor advertising facility, by direct mail, or by any	3015
other means of advertising to the general public.	3016
(2) For purposes of this section and section 3517.20 of the	3017
Revised Code, a person is a member of a political action committee	3018
if the person makes one or more contributions to that political	3019
action committee, and a person is a member of a political	3020
contributing entity if the person makes one or more contributions	3021
to, or pays dues, membership fees, or other assessments to, that	3022
political contributing entity.	3023
(B)(1) Whenever a candidate, a campaign committee, a	3024
political action committee or political contributing entity with	3025
ten or more members, or a legislative campaign fund <u>an entity</u>	3026
<u>engaging in electioneering</u> makes an independent expenditure, or	3027
whenever a political action committee or political contributing	3028
entity with fewer than ten members makes an independent	3029
expenditure in excess of one hundred dollars for a local	3030
candidate, in excess of two hundred fifty dollars for a candidate	3031
for the office of member of the general assembly, or in excess of	3032
five hundred dollars for a statewide candidate, for the purpose of	3033
financing communications advocating the election or defeat of an	3034
identified candidate or solicits without the candidate's express	3035
consent a contribution for or against an identified candidate	3036
through public political advertising, a statement shall appear or	3037
be presented in a clear and conspicuous manner in the advertising	3038
that does both of the following:	3039
(a) Clearly indicates that the communication or public	3040
political advertising is not authorized by the candidate or the	3041
candidate's campaign committee;	3042
(b) Clearly identifies the candidate, campaign committee,	3043
political action committee, political contributing entity, or	3044

legislative campaign fund entity engaging in electioneering that has paid for the communication or public political advertising in accordance with section 3517.20 of the Revised Code.	3045 3046 3047
(2)(a) Whenever any campaign committee, legislative campaign fund , political action committee, political contributing entity, <u>entity engaging in electioneering</u> , or political party makes an independent expenditure in support of or opposition to any candidate, the committee, entity, fund , or party shall report the independent expenditure and identify the candidate on a statement prescribed by the secretary of state and filed by the committee, entity, fund , or political party as part of its statement of contributions and expenditures pursuant to division (A) of section 3517.10 and division (A) of section 3517.11 of the Revised Code.	3048 3049 3050 3051 3052 3053 3054 3055 3056 3057
(b) Whenever any individual, partnership, or other entity, except a corporation, labor organization, campaign committee, legislative campaign fund , political action committee, political contributing entity, <u>entity engaging in electioneering</u> , or political party, makes one or more independent expenditures in support of or opposition to any candidate, the individual, partnership, or other entity shall file with the secretary of state in the case of a statewide candidate, or with the board of elections in the county in which the candidate files the candidate's petitions for nomination or election for district or local office, not later than the dates specified in divisions (A)(1), (2), and (3) of section 3517.10 of the Revised Code, and, except as otherwise provided in that section, a statement itemizing all independent expenditures made during the period since the close of business on the last day reflected in the last previously filed such statement, if any. The statement shall be made on a form prescribed by the secretary of state or shall be filed by electronic means of transmission pursuant to division (G) of section 3517.106 of the Revised Code as authorized or required	3058 3059 3060 3061 3062 3063 3064 3065 3066 3067 3068 3069 3070 3071 3072 3073 3074 3075 3076

by that division. The statement shall indicate the date and the amount of each independent expenditure and the candidate on whose behalf it was made and shall be made under penalty of election falsification. 3077
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(C)(1) Whenever a corporation, labor organization, campaign committee, political action committee with ten or more members, or ~~legislative campaign fund entity engaging in electioneering~~ makes an independent expenditure, or whenever a political action committee with fewer than ten members makes an independent expenditure in excess of one hundred dollars for a local ballot issue or question, or in excess of five hundred dollars for a statewide ballot issue or question, for the purpose of financing communications advocating support of or opposition to an identified ballot issue or question or solicits without the express consent of the ballot issue committee a contribution for or against an identified ballot issue or question through public political advertising, a statement shall appear or be presented in a clear and conspicuous manner in the advertising that does both of the following: 3081
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(a) Clearly indicates that the communication or public political advertising is not authorized by the identified ballot issue committee; 3096
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(b) Clearly identifies the corporation, labor organization, campaign committee, ~~legislative campaign fund entity engaging in electioneering~~, or political action committee that has paid for the communication or public political advertising in accordance with section 3517.20 of the Revised Code. 3099
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(2)(a) Whenever any corporation, labor organization, campaign committee, ~~legislative campaign fund entity engaging in electioneering~~, political party, or political action committee makes an independent expenditure in support of or opposition to any ballot issue or question, the corporation or labor 3104
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organization shall report the independent expenditure in 3109
accordance with division (C) of section 3599.03 of the Revised 3110
Code, and the campaign committee, ~~fund~~, entity, party, or 3111
political action committee shall report the independent 3112
expenditure and identify the ballot issue or question on a 3113
statement prescribed by the secretary of state and filed by the 3114
campaign committee, ~~fund~~, entity, political party, or political 3115
action committee as part of its statement of contributions and 3116
expenditures pursuant to division (A) of section 3517.10 and 3117
division (A) of section 3517.11 of the Revised Code. 3118

(b) Whenever any individual, partnership, or other entity, 3119
except a corporation, labor organization, campaign committee, 3120
~~legislative campaign fund entity engaging in electioneering~~, 3121
political action committee, or political party, makes one or more 3122
independent expenditures in excess of one hundred dollars in 3123
support of or opposition to any ballot issue or question, the 3124
individual, partnership, or other entity shall file with the 3125
secretary of state in the case of a statewide ballot issue or 3126
question, or with the board of elections in the county that 3127
certifies the issue or question for placement on the ballot in the 3128
case of a district or local issue or question, not later than the 3129
dates specified in ~~division divisions~~ (A)(1), (2), and (3) of 3130
section 3517.10 of the Revised Code, and, except as otherwise 3131
provided in that section, a statement itemizing all independent 3132
expenditures made during the period since the close of business on 3133
the last day reflected in the last previously filed such 3134
statement, if any. The statement shall be made on a form 3135
prescribed by the secretary of state or shall be filed by 3136
electronic means of transmission pursuant to division (G) of 3137
section 3517.106 of the Revised Code as authorized or required by 3138
that division. The statement shall indicate the date and the 3139
amount of each independent expenditure and the ballot issue or 3140
question in support of or opposition to which it was made and 3141

shall be made under penalty of election falsification.	3142
(3) No person, campaign committee, legislative campaign fund entity engaging in electioneering , political action committee,	3143
corporation, labor organization, or other organization or	3144
association shall use or cause to be used a false or fictitious	3145
name in making an independent expenditure in support of or	3146
opposition to any candidate or any ballot issue or question. A	3147
name is false or fictitious if the person, campaign committee,	3148
legislative campaign fund entity engaging in electioneering ,	3149
political action committee, corporation, labor organization, or	3150
other organization or association does not actually exist or	3151
operate, if the corporation, labor organization, or other	3152
organization or association has failed to file a fictitious name	3153
or other registration with the secretary of state, if it is	3154
required to do so, or if the person, campaign committee,	3155
legislative campaign fund entity engaging in electioneering , or	3156
political action committee has failed to file a designation of the	3157
appointment of a treasurer, if it is required to do so by division	3158
(D)(1) of section 3517.10 of the Revised Code.	3159
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 Sec. 3517.106. (A) As used in this section:	3161
(1) "Statewide office" means any of the offices of governor,	3162
lieutenant governor, secretary of state, auditor of state,	3163
treasurer of state, attorney general, chief justice of the supreme	3164
court, and justice of the supreme court.	3165
(2) "Addendum to a statement" includes an amendment or other	3166
correction to that statement.	3167
 (B)(1) The secretary of state shall store on computer the	3168
information contained in statements of contributions and	3169
expenditures and monthly statements required to be filed under	3170
section 3517.10 of the Revised Code and in statements of	3171
independent expenditures required to be filed under section	3172

3517.105 of the Revised Code by any of the following:	3173
(1)(a) The campaign committees of candidates for statewide office;	3174 3175
(2)(b) The political action committees and political contributing entities described in division (A)(1) of section 3517.11 of the Revised Code;	3176 3177 3178
(3) Legislative campaign funds;	3179
(4)(c) State political parties;	3180
(5)(d) 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;	3181 3182 3183 3184
(6)(e) The campaign committees of candidates for the office of member of the general assembly;	3185 3186
(f) <u>The campaign committees of all other candidates required to file campaign finance statements by electronic means of transmission under division (F) of this section;</u>	3187 3188 3189
(g) <u>Entities engaging in electioneering.</u>	3190
(2) <u>The secretary of state shall store on computer the contribution information required to be reported on a campaign finance web site under division (C) of section 3517.1011 of the Revised Code.</u>	3191 3192 3193 3194
(C)(1) The secretary of state shall make available to the campaign committees, political action committees, political contributing entities, legislative campaign funds , political parties, <u>entities engaging in electioneering</u> , individuals, partnerships, corporations, labor organizations, and other entities described in division (B) of this section, and to members of the news media and other interested persons, for a reasonable fee, computer programs that are compatible with the secretary of	3195 3196 3197 3198 3199 3200 3201 3202

state's method of storing the information contained in the statements.	3203 3204
(2) The secretary of state shall make the information required to be stored under division (B) of this section available on computer at the secretary of state's office so that, to the maximum extent feasible, individuals may obtain at the secretary of state's office any part or all of that information for any given year, subject to the limitation expressed in division (D) of this section.	3205 3206 3207 3208 3209 3210 3211
(D) The secretary of state shall keep the information stored on computer under division (B) of this section for at least six years.	3212 3213 3214
(E)(1) 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, the campaign committee of each candidate for statewide office may file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission or, if the total amount of the contributions received or the total amount of the expenditures made 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, shall file those statements by electronic means of transmission.	3215 3216 3217 3218 3219 3220 3221 3222 3223 3224 3225 3226 3227 3228
Except as otherwise provided in this division, within five business days after a statement filed by a campaign committee of a candidate for statewide office 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	3229 3230 3231 3232 3233 3234

contribution and expenditure information in that statement. The 3235
secretary of state shall not make available online to the public 3236
through the internet any contribution or expenditure information 3237
contained in a statement for any candidate until the secretary of 3238
state is able to make available online to the public through the 3239
internet the contribution and expenditure information for all 3240
candidates for a particular office. As soon as the secretary of 3241
state has available all of that information, the secretary of 3242
state shall simultaneously make available online to the public 3243
through the internet the information for all candidates for a 3244
particular office. 3245

If a statement filed by electronic means of transmission is 3246
found to be incomplete or inaccurate after the examination of the 3247
statement for completeness and accuracy pursuant to division 3248
(B)(3)(a) of section 3517.11 of the Revised Code, the campaign 3249
committee shall file by electronic means of transmission any 3250
addendum to the statement that provides the information necessary 3251
to complete or correct the statement or, if required by the 3252
secretary of state under that division, an amended statement. 3253

Within five business days after the secretary of state 3254
receives from a campaign committee of a candidate for statewide 3255
office an addendum to the statement or an amended statement by 3256
electronic or other means of transmission under this division or 3257
division (B)(3)(a) of section 3517.11 of the Revised Code, the 3258
secretary of state shall make the contribution and expenditure 3259
information in the addendum or amended statement available online 3260
to the public through the internet as provided in division (I) of 3261
this section. 3262

(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~~ 3263
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~~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, a political action committee and a political contributing entity described in division (B)(2) of this section, a legislative campaign fund, and a state political party may file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission.~~ 3267
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~~Within five business days after a statement filed by a political action committee or a political contributing entity described in division (B)(2) of this section, a legislative campaign fund, or a state political party is received by the secretary of state by electronic or other means of transmission, the secretary of state shall make available online to the public through the internet, as provided in division (I) of this section, the contribution and expenditure information in that statement.~~ 3274
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~~If a statement filed by electronic means of transmission is found to be incomplete or inaccurate after the examination of the statement for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the political action committee, political contributing entity, legislative campaign fund, or state political party shall file by electronic means of transmission any addendum to the statement that provides the information necessary to complete or correct the statement or, if required by the secretary of state under that division, an amended statement.~~ 3282
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~~Within five business days after the secretary of state receives from a political action committee or a political contributing entity described in division (B)(2) of this section, a legislative campaign fund, or a state political party an addendum to the statement or an amended statement by electronic or other means of transmission under this division or division (B)(3)(a) of section 3517.11 of the Revised Code, the secretary of~~ 3292
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~~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.~~ 3299
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(3) Subject to the secretary of state having implemented, tested, and verified the successful operation of any system the secretary of state prescribes pursuant to division (H)(1) of this 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, a political action committee and a political contributing entity described in division (B)(2)(1)(b) of this section, ~~a legislative campaign fund, and a state political party shall, and an entity engaging in electioneering may file~~ file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission or, if the total amount of the contributions received or the total amount of the expenditures made by the political action committee, political contributing entity, ~~legislative campaign fund, or state political party, or entity engaging in electioneering~~ for the applicable reporting period as specified in division (A) of section 3517.10 of the Revised Code exceeds ten thousand dollars, shall file those statements by electronic means of transmission. 3302
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Within five business days after a statement filed by a political action committee or a political contributing entity described in division (B)(2)(1)(b) of this section, ~~a legislative campaign fund, or a state political party, or an entity engaging in electioneering~~ 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. 3320
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If a statement filed by electronic means of transmission is found to be incomplete or inaccurate after the examination of the 3329
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statement for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the political action committee, political contributing entity, legislative campaign fund, or state political party, or entity engaging in electioneering 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.	3331 3332 3333 3334 3335 3336 3337 3338
Within five business days after the secretary of state receives from a political action committee or a political contributing entity described in division (B) (2) <u>(1)</u> (b) of this section, a legislative campaign fund, or a state political party, <u>or an entity engaging in electioneering</u> 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.	3339 3340 3341 3342 3343 3344 3345 3346 3347 3348 3349
(F)(1) Subject to division (F)(4) 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 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 or on computer disk , a campaign committee of a candidate for the an office of member of the general assembly <u>other than a statewide office</u> may file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission to the office of the secretary of state or, <u>until</u> March 1, 2004, on computer disk with the appropriate board of elections specified in division (A)(2) of section 3517.11 of the	3350 3351 3352 3353 3354 3355 3356 3357 3358 3359 3360 3361 3362

Revised Code if the total amount of the contributions received by 3363
the campaign committee for the applicable reporting period as 3364
specified in division (A) of section 3517.10 of the Revised Code 3365
exceeds ten thousand dollars, shall file those statements by 3366
electronic means of transmission to the office of the secretary of 3367
state. 3368

Except as otherwise provided in this division, within five 3369
business days after a statement filed by a campaign committee of a 3370
candidate for ~~the an office of member of the general assembly~~ 3371
other than a statewide office is received by the secretary of 3372
state by electronic or other means of transmission, the secretary 3373
of state shall make available online to the public through the 3374
internet, as provided in division (I) of this section, the 3375
contribution and expenditure information in that statement. The 3376
secretary of state shall not make available online to the public 3377
through the internet any contribution or expenditure information 3378
contained in a statement for any candidate until the secretary of 3379
state is able to make available online to the public through the 3380
internet the contribution and expenditure information for all 3381
candidates for a particular office. As soon as the secretary of 3382
state has available all of that information, the secretary of 3383
state shall simultaneously make available online to the public 3384
through the internet the information for all candidates for a 3385
particular office. 3386

If a statement filed by electronic means of transmission ~~or~~ 3387
~~on computer disk~~ is found to be incomplete or inaccurate after the 3388
examination of the statement for completeness and accuracy 3389
pursuant to division (B)(3)(a) of section 3517.11 of the Revised 3390
Code, the campaign committee shall file by electronic means of 3391
transmission to the office of the secretary of state, ~~or, until~~ 3392
~~March 1, 2004, on computer disk with the appropriate board of~~ 3393
~~elections if the original statement was filed on computer disk,~~ 3394

any addendum to the statement that provides the information	3395
necessary to complete or correct the statement or, if required by	3396
the secretary of state under that division, an amended statement.	3397
Within five business days after the secretary of state	3398
receives from a campaign committee of a candidate for the an	3399
office of member of the general assembly other than a statewide	3400
<u>office</u> an addendum to the statement or an amended statement by	3401
electronic or other means of transmission under this division or	3402
division (B)(3)(a) of section 3517.11 of the Revised Code, the	3403
secretary of state shall make the contribution and expenditure	3404
information in the addendum or amended statement available online	3405
to the public through the internet as provided in division (I) of	3406
this section.	3407
(2) Until March 1, 2004, if a campaign committee of a	3408
candidate for the office of member of the general assembly files a	3409
statement of contributions and expenditures, an addendum to the	3410
statement, or an amended statement by electronic means of	3411
transmission or on computer disk pursuant to division (F)(1) of	3412
this section, the campaign committee shall file as prescribed by	3413
section 3517.10 of the Revised Code with the appropriate board of	3414
elections specified in division (A)(2) of section 3517.11 of the	3415
Revised Code a printed version of the statement, addendum, or	3416
amended statement filed by electronic means of transmission or on	3417
computer disk, in the format that the secretary of state shall	3418
prescribe. If a statement, addendum, or amended statement is not	3419
filed by electronic means of transmission or on computer disk to	3420
the office of the secretary of state but is filed with the	3421
appropriate board of elections by printed version only, the	3422
campaign committee shall file two copies of the printed version of	3423
the statement, addendum, or amended statement with the appropriate	3424
board of elections. The board of elections shall send one of those	3425
copies by overnight delivery service to the secretary of state	3426

before the close of business on the day the board of elections	3427
receives the statement, addendum, or amended statement.	3428
(3)(a) Subject to division (F)(4) of this section and subject	3429
to the secretary of state having implemented, tested, and verified	3430
the successful operation of any system the secretary of state	3431
prescribes pursuant to division (H)(1) of this section and	3432
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised	3433
Code for the filing of campaign finance statements by electronic	3434
means of transmission or on computer disk, the secretary of state	3435
shall assess, and a campaign committee of a candidate for the	3436
office of member of the general assembly shall pay, a fee as	3437
provided in this division if the campaign committee has not filed	3438
the campaign finance statements prescribed by section 3517.10 of	3439
the Revised Code by electronic means of transmission or on	3440
computer disk pursuant to division (F)(1) of this section. The fee	3441
shall be calculated on the total contributions received for the	3442
applicable reporting period specified in division (A) of section	3443
3517.10 of the Revised Code as follows:	3444
(i) No fee for total contributions up to and including ten	3445
thousand dollars;	3446
(ii) A fee of fifty dollars for total contributions of over	3447
ten thousand dollars up to and including twenty five thousand	3448
dollars;	3449
(iii) A fee of one hundred fifty dollars for total	3450
contributions over twenty five thousand dollars up to and	3451
including fifty thousand dollars;	3452
(iv) A fee of two hundred dollars for total contributions	3453
over fifty thousand dollars.	3454
(b) No campaign committee of a candidate for the office of	3455
member of the general assembly shall be required to pay the fee	3456
prescribed by division (F)(3)(a) of this section in connection	3457

with the filing of an addendum to a statement of contributions and expenditures or in connection with the filing of an amended statement.	3458 3459 3460
(e) The fee prescribed by division (F)(3)(a) of this section shall be made payable to the secretary of state and shall be collected by the appropriate board of elections at the time the campaign committee of a candidate for the office of member of the general assembly files the statement of contributions and expenditures. The fee shall be sent along with the statement, before the close of business on the day it is received, to the secretary of state by overnight delivery service.	3461 3462 3463 3464 3465 3466 3467 3468
(4) Subject to the secretary of state having implemented, tested, and verified the successful operation of any system the secretary of state prescribes pursuant to division (H)(1) of this section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised Code for the filing of campaign finance statements by electronic means of transmission, on and after March 1, 2004, a campaign committee of a candidate for the office of member of the general assembly shall file the statements prescribed by section 3517.10 of the Revised Code by electronic means of transmission to the secretary of state if the total amount of the contributions received by the campaign committee for the applicable reporting period as specified in division (A) of section 3517.10 of the Revised Code exceeds ten thousand dollars.	3469 3470 3471 3472 3473 3474 3475 3476 3477 3478 3479 3480 3481
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	3482 3483 3484 3485 3486 3487 3488 3489

~~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.~~ 3490
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~~If a statement filed by electronic means of transmission is found to be incomplete or inaccurate after the examination of the statement for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the 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.~~ 3499
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~~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 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.~~ 3508
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~~(G)(1) Subject to division (G)(2) 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 divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised~~ 3517
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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 may file the statement specified in that division by electronic means of transmission or, if the total amount of independent expenditures made during the reporting period under that division exceeds ten thousand dollars, shall file the statement by electronic means of transmission. 3522
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Within five business days after a statement filed by an individual, partnership, or other entity is received by the secretary of state by electronic or other means of transmission, the secretary of state shall make available online to the public through the internet, as provided in division (I) of this section, the expenditure information in that statement. 3532
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If a statement filed by electronic means of transmission is found to be incomplete or inaccurate after the examination of the statement for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the individual, partnership, or other entity shall file by electronic means of transmission any addendum to the statement that provides the information necessary to complete or correct the statement or, if required by the secretary of state under that division, an amended statement. 3538
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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 3547
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information in the addendum or amended statement available online 3554
to the public through the internet as provided in division (I) of 3555
this section. 3556

(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.~~ 3557
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~~Within five business days after a statement filed by an individual, partnership, or other entity is received by the secretary of state by electronic or other means of transmission, the secretary of state shall make available online to the public through the internet, as provided in division (I) of this section, the expenditure information in that statement.~~ 3570
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~~If a statement filed by electronic means of transmission is found to be incomplete or inaccurate after the examination of the statement for completeness and accuracy pursuant to division (B)(3)(a) of section 3517.11 of the Revised Code, the individual, partnership, or other entity shall file by electronic means of transmission any addendum to the statement that provides the information necessary to complete or correct the statement or, if required by the secretary of state under that division, an amended statement.~~ 3576
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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.	3585 3586 3587 3588 3589 3590 3591 3592 3593 3594
(H)(1) The secretary of state, by rule adopted pursuant to section 3517.23 of the Revised Code, shall prescribe one or more techniques by which a person who executes and transmits by electronic means a statement of contributions and expenditures, a statement of independent expenditures, an addendum to either statement, an amended statement of contributions and expenditures, or an amended statement of independent expenditures under this section or section 3517.10 or 3517.105 of the Revised Code <u>or by which a person who reports contribution and expenditure information on a campaign finance web site under division (C) of section 3517.1011 of the Revised Code shall electronically sign the statement, addendum, or amended statement, or report.</u> Any technique prescribed by the secretary of state pursuant to this division shall create an electronic signature that satisfies all of the following:	3595 3596 3597 3598 3599 3600 3601 3602 3603 3604 3605 3606 3607 3608 3609
(a) It is unique to the signer.	3610
(b) It objectively identifies the signer.	3611
(c) It involves the use of a signature device or other means or method that is under the sole control of the signer and that cannot be readily duplicated or compromised.	3612 3613 3614
(d) It is created and linked to the electronic record to	3615

which it relates in a manner that, if the record or signature is intentionally or unintentionally changed after signing, the electronic signature is invalidated.	3616 3617 3618
(2) An electronic signature prescribed by the secretary of state under division (H)(1) of this section shall be attached to or associated with the statement of contributions and expenditures, the statement of independent expenditures, the addendum to either statement, the amended statement of contributions and expenditures, or the amended statement of independent expenditures that is executed and transmitted by electronic means by the person to whom the electronic signature is attributed <u>or, if applicable, attached to or associated with the contribution and expenditure information on the campaign finance web site that is reported and maintained by the person to whom the electronic signature is attributed.</u> The electronic signature that is attached to or associated with the a statement, addendum, or amended statement, <u>or report on a campaign finance web site</u> under this division shall be binding on all persons and for all purposes under the campaign finance reporting law as if the signature had been handwritten in ink on a printed form of the statement, addendum, or amended statement.	3619 3620 3621 3622 3623 3624 3625 3626 3627 3628 3629 3630 3631 3632 3633 3634 3635 3636
(I) The secretary of state shall make the contribution and expenditure information in all statements, all addenda to the statements, and all amended statements that are filed with the secretary of state by electronic or other means of transmission under this section or section 3517.10, 3517.105, or 3517.11 of the Revised Code <u>and the contribution and expenditure information required to be reported on a campaign finance web site under division (C) of section 3517.1011 of the Revised Code</u> available online to the public by any means that are searchable, viewable, and accessible through the internet.	3637 3638 3639 3640 3641 3642 3643 3644 3645 3646
(J)(1) As used in this division, "library" means a library	3647

that is open to the public and that is one of the following:	3648
(a) A library that is maintained and regulated under section 715.13 of the Revised Code;	3649 3650
(b) A library that is created, maintained, and regulated under Chapter 3375. of the Revised Code.	3651 3652
(2) The secretary of state shall notify all libraries of the location on the internet at which the contribution and expenditure information, in campaign finance statements <u>or reported on</u> <u>campaign finance web sites, which is required to be made available</u> online to the public through the internet pursuant to division (I) of this section may be accessed.	3653 3654 3655 3656 3657 3658
If that location is part of the graphical subnetwork called the world wide web and if the secretary of state has notified a library of that world wide web location as required by this division, the library shall include a link to that world wide web location on each internet-connected computer it maintains that is accessible to the public.	3659 3660 3661 3662 3663 3664
(3) If the system the secretary of state prescribes for the filing of campaign finance statements by electronic means of transmission pursuant to division (H)(1) of this section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised Code includes filing those statements through the internet via an interactive location on the graphical subnetwork called the world wide web, the secretary of state shall notify all libraries of the world wide web location at which those statements may be filed.	3665 3666 3667 3668 3669 3670 3671 3672
If those statements may be filed through the internet via an interactive location on the graphical subnetwork called the world wide web and if the secretary of state has notified a library of that world wide web location as required by this division, the library shall include a link to that world wide web location on each internet-connected computer it maintains that is accessible	3673 3674 3675 3676 3677 3678

to the public.	3679
(K) It is an affirmative defense to a complaint or charge brought against any campaign committee, political action committee, legislative campaign fund , political party, political contributing entity, <u>entity engaging in electioneering</u> , or individual, partnership, or other entity for the failure to file by electronic means of transmission a campaign finance statement as required by this section or section 3517.10 or 3517.105 of the Revised Code <u>or for the failure to report contribution and expenditure information on a campaign finance web site as required by section 3517.1011 of the Revised Code</u> that all of the following apply to the campaign committee, political action committee, legislative campaign fund , political party, political contributing entity, <u>entity engaging in electioneering</u> , or individual, partnership, or other entity that failed to file the required statement :	3680 3681 3682 3683 3684 3685 3686 3687 3688 3689 3690 3691 3692 3693 3694
(1) The campaign committee, political action committee, legislative campaign fund , political party, political contributing entity, <u>entity engaging in electioneering</u> , or individual, partnership, or other entity attempted to file <u>the required statement</u> by electronic means of transmission <u>the required statement</u> <u>or attempted to report the required contribution and expenditure information on the campaign finance web site</u> prior to the deadline set forth in the applicable section.	3695 3696 3697 3698 3699 3700 3701 3702
(2) The campaign committee, political action committee, legislative campaign fund , political party, political contributing entity, <u>entity engaging in electioneering</u> , or individual, partnership, or other entity was unable to file by electronic means of transmission <u>or report the required contribution and expenditure information on the campaign finance web site</u> due to an expected or unexpected shutdown of the whole or part of the <u>applicable electronic campaign finance statement filing system</u> ,	3703 3704 3705 3706 3707 3708 3709 3710

such as for maintenance or because of hardware, software, or
network connection failure. 3711
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(3) The campaign committee, political action committee,
~~legislative campaign fund~~, political party, political contributing
entity, entity engaging in electioneering, or individual,
partnership, or other entity filed the required statement by
electronic means of transmission ~~the required statement or~~
reported the required contribution and expenditure information on
the campaign finance web site within a reasonable period of time
after being unable to so file or report it under the circumstance
described in division (K)(2) of this section. 3713
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Sec. 3517.108. (A) As used in divisions (A) and (B) of this
section: 3722
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(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.~~ 3724
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(2) A "general election period" begins on the day after the
primary election immediately preceding the general election at
which a candidate seeks an office ~~specified in division (A)(1) of~~
~~this section~~ and ends on the thirty-first day of December
following that general election. 3730
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(3)(2) A "primary election period" begins on the first day of
January of the year following the year in which the general
election was held for the office that the candidate seeks,
including any mid-term election, and ends on the day of the
primary election. 3735
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(B) Whenever the campaign committee of a candidate has unpaid 3740

debt at the end of a primary election period or at the end of a 3741
general election period, the committee may accept additional 3742
contributions during the immediately following election period up 3743
to the applicable limitation prescribed under section 3517.102 of 3744
the Revised Code from any individual, political action committee, 3745
political contributing entity, or other campaign committee who, 3746
during the primary or general election period for which debt 3747
remains unpaid, has contributed less than the contribution 3748
limitations prescribed under section 3517.102 of the Revised Code 3749
applicable to that individual, political action committee, 3750
political contributing entity, or other campaign committee. Any 3751
additional contribution that a campaign committee accepts under 3752
this division shall count toward the applicable limitations 3753
prescribed under section 3517.102 of the Revised Code for that 3754
primary or general election period at the end of which the debt 3755
remains unpaid, and shall not count toward the applicable 3756
limitations for any other primary or general election period if 3757
all of the following conditions apply: 3758

(1) The campaign committee reports, on the statement required 3759
to be filed under division (A)(2) of section 3517.10 of the 3760
Revised Code, all debt remaining unpaid at the end of the election 3761
period. The committee shall also file a separate statement, on a 3762
form prescribed by the secretary of state, at the same time that 3763
the committee is required to file a statement of contributions and 3764
expenditures under section 3517.10 of the Revised Code. The 3765
separate statement shall include the name and address of each 3766
contributor who makes an additional contribution under division 3767
(B) of this section, how the contribution was applied to pay the 3768
unpaid debt as required by division (B)(3) of this section, and 3769
the balance of the unpaid debt after each contribution was applied 3770
to it. 3771

(2) The additional contributions are accepted only during the 3772

primary or general election period, whichever is applicable,	3773
immediately following the election period covered in the statement	3774
filed under division (B)(1) of this section.	3775
(3) All additional contributions made under division (B) of this section are used by the campaign committee that receives them only to pay the debt of the committee reported under division (B)(1) of this section.	3776 3777 3778 3779
(4) The campaign committee maintains a separate account for all additional contributions made under division (B) of this section, and uses moneys in that account only to pay the unpaid debt reported under division (B)(1) of this section and to administer the account.	3780 3781 3782 3783 3784
(5) The campaign committee stops accepting additional contributions after funds sufficient to repay the unpaid debt reported under division (B)(1) of this section have been raised and promptly disposes of any contributions received that exceed the amount of the unpaid debt by returning the excess contributions to the contributors or by giving the excess contributions to an organization that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c)(3), (4), (8), (10), or (19) of the Internal Revenue Code.	3785 3786 3787 3788 3789 3790 3791 3792 3793 3794
Sec. 3517.109. (A) As used in this section:	3795
(1) "Candidate" has the same meaning as in section 3517.01 of the Revised Code but includes only candidates for the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, and member of the general assembly.	3796 3797 3798 3799 3800
(2) "Statewide candidate" means the joint candidates for the offices of governor and lieutenant governor or a candidate for the	3801 3802

office of secretary of state, auditor of state, treasurer of state, <u>and</u> attorney general, <u>and member of the state board of education.</u>	3803 3804 3805
(3)(2) "Senate candidate" means a candidate for the office of state senator.	3806 3807
(4) "House candidate" means a candidate for the office of state representative.	3808 3809
(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.	3810 3811 3812 3813
(6)(3) "Aggregate contribution" means the total of all contributions from a contributor during the pre-filing period.	3814 3815
(7)(4) "Allowable aggregate contribution" means all of the following:	3816 3817
(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), (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.	3818 3819 3820 3821 3822 3823
(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), (6)(a) , or (7) of section 3517.102 of the Revised Code, the total of the following:	3824 3825 3826 3827 3828
(i) That portion of the aggregate contribution that was received as in-kind services;	3829 3830
(ii) That portion of the aggregate contribution that was received as cash <u>and does not exceed the applicable preprimary</u>	3831 3832

cash transfer or contribution limits described in division	3833
(B)(6)(b) of section 3517.102 of the Revised Code.	3834
(8)(5) "Excess aggregate contribution" means, for each contributor, the amount by which that contributor's aggregate contribution exceeds that contributor's allowable aggregate contribution.	3835 3836 3837 3838
(9)(6) "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:	3839 3840 3841 3842
(a) The first day of January of the year following the general election in which that state office was last on the ballot;	3843 3844 3845
(b) The first day of January of the year following the general election in which the candidate was last a candidate for any office;	3846 3847 3848
(c) The first day of the month following the primary election in which the candidate was last a candidate for any office.	3849 3850
(10)(7) "Filing date" means the last date on which a candidacy petition may be filed for an office.	3851 3852
(11)(8) "Applicable carry-in limit" means <u>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 one of the following:</u>	3853 3854 3855 3856 3857
(a) Two hundred thousand dollars if the candidate is a statewide candidate other than a candidate for the state board of education;	3858 3859 3860
(b) One hundred thousand dollars if the candidate is a senate candidate;	3861 3862

<u>(c) Thirty-five thousand dollars if the candidate is other than a statewide candidate or a senate candidate.</u>	3863 3864
<u>(12)(9) "Campaign asset"</u> 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.	3865 3866 3867 3868 3869 3870 3871
<u>(13)(10) "Permitted funds"</u> means the sum of the following:	3872
(a) The total of the allowable aggregate contribution of each contributor;	3873 3874
(b) The applicable carry-in limit.	3875
<u>(14)(11) "Excess funds"</u> means the amount by which the sum of the total cash on hand and total reported campaign assets exceeds permitted funds.	3876 3877 3878
<u>(15)(12) "Covered candidate"</u> means both of the following:	3879
(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;	3880 3881 3882 3883 3884
(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.	3885 3886 3887 3888 3889
(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	3890 3891 3892

later than the filing date for that office, shall dispose of any excess aggregate contributions.	3893 3894
(C) Any campaign committee that is required to dispose of excess funds or excess aggregate contributions under division (B) of this section shall dispose of that excess amount or amounts by doing any of the following:	3895 3896 3897 3898
(1) Giving the amount to the treasurer of state for deposit into the state treasury to the credit of the Ohio elections commission fund;	3899 3900 3901
(2) Giving giving the amount to individuals who made contributions to that campaign committee as a refund of all or part of their contributions+	3902 3903 3904
(3) Giving the amount to a corporation that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c) of the Internal Revenue Code.	3905 3906 3907
(D)(1) Subject to division (D)(2) of this section, no candidate or covered candidate shall appear on the ballot, even if certified to appear on the ballot, unless the candidate's or covered candidate's campaign committee has disposed of excess funds, excess aggregate contributions, or both as required by divisions (B) and (C) of this section.	3908 3909 3910 3911 3912 3913
(2) If the excess aggregate contributions accepted by a covered candidate or a covered candidate's campaign committee aggregate a total of less than five thousand dollars from all contributors, that candidate shall not be prohibited from appearing on the ballot under division (D)(1) of this section.	3914 3915 3916 3917 3918
(E)(1) The campaign committee of each candidate required to dispose of excess funds under this section shall file a report, 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. The report shall be	3919 3920 3921 3922 3923

filed by the seventh day following the filing deadline for the office the candidate is seeking, and shall indicate the amount of excess funds disposed of, and shall describe the manner in which the campaign committee disposed of the excess amount.	3924 3925 3926 3927
(2) In addition to the information required to be included in a report filed under division (E)(1) of this section, the campaign committee of each covered candidate required to dispose of excess aggregate contributions under this section shall include in that report the source and amount of each excess aggregate contribution disposed of and shall describe the manner in which the campaign committee disposed of the excess amount.	3928 3929 3930 3931 3932 3933 3934
(F)(1) Each campaign committee of a candidate who has filed a declaration of candidacy or a nominating petition for a state office , not later than seven days after the date of the filing deadline for the office the candidate is seeking, shall file a declaration of filing-day finances, 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.	3935 3936 3937 3938 3939 3940 3941 3942
(2) A declaration of filing-day finances shall list all of the following:	3943 3944
(a) The amount of cash on hand in the candidate's campaign fund on the date of the filing deadline for the office the candidate is seeking.	3945 3946 3947
(b) The value and description of all campaign assets worth five hundred dollars or more available to the candidate on the date of the filing. Assets purchased by the campaign shall be valued at actual cost, and in-kind contributions shall be valued at market value.	3948 3949 3950 3951 3952
(c) The total of all aggregate contributions;	3953

(d) The total of all allowable aggregate contributions;	3954
(e) The applicable carry-in limit, if any.	3955
(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:	3956 3957 3958 3959
(a) The total of all excess aggregate contributions;	3960
(b) For each contributor, if any, for whom there is an excess aggregate contribution, the name, address, aggregate contribution, and excess aggregate contribution.	3961 3962 3963
(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:	3964 3965 3966
(1) The campaign committee has not accepted, during the pre-filing period, any aggregate contribution greater than the applicable amount.	3967 3968 3969
(2) The campaign committee had less than the carry-in amount in cash on hand at the beginning of the pre-filing period.	3970 3971
(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 date of the filing deadline 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.	3972 3973 3974 3975 3976 3977 3978 3979 3980
Sec. 3517.1010. (A) As used in this section:	3981
(1) "Aggregate contribution," "allowable aggregate	3982

contribution," "excess aggregate contribution," and "pre-filing period" have the same meanings as in section 3517.109 of the Revised Code.	3983 3984 3985
(2) "Filing deadline" means the last date on which a candidacy petition may be filed for an office.	3986 3987
(3) "Campaign asset" means prepaid, purchased, or donated assets, goods, or services available to the candidate's campaign committee on the date specified in the filing required under division (F) of this section that will be consumed, depleted, or used in the course of the candidate's election campaign, including, but not limited to, postage, rent for any campaign office, radio, television, and newspaper advertising, and consulting and personal services.	3988 3989 3990 3991 3992 3993 3994 3995
(4) "Permitted funds" means one of the following:	3996
(a) In the case of a disposal of excess funds under division (B)(1) of this section, the sum of the primary carry-in amount and the product of both of the following:	3997 3998 3999
(i) The sum of the campaign committee's net cash on hand and the campaign committee's total reported campaign assets on the day of the primary election less the primary carry-in amount;	4000 4001 4002
(ii) The ratio of the sum of the allowable aggregate contributions of each contributor to the sum of all contributions received, during the period extending from the first day on which, in accordance with division (D) of section 3517.103 of the Revised Code, the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply to the campaign committee through the end of the primary election period.	4003 4004 4005 4006 4007 4008 4009
For the purposes of division (A)(4)(a) of this section, the allowable aggregate contribution of each contributor is calculated as if the limitations on contributions prescribed in section	4010 4011 4012

3517.102 of the Revised Code were in effect.	4013
As used in division (A)(4)(a) of this section, "primary carry-in amount" is the sum of the campaign committee's cash on hand and reported campaign assets as reported on the campaign committee's declaration of no limits filed pursuant to division (D) of section 3517.103 of the Revised Code.	4014 4015 4016 4017 4018
(b) In the case of a disposal of excess funds under division (B)(5) of this section, the product of both of the following:	4019 4020
(i) The sum of the cash on hand and reported campaign assets at the end of the thirty-first day of December immediately following the general election;	4021 4022 4023
(ii) The ratio of the sum of the allowable aggregate contributions of each contributor and the general carry-in amount to the sum of all contributions received during the general election period and the general carry-in amount.	4024 4025 4026 4027
For the purposes of division (A)(4)(b) of this section, when a candidate has filed a declaration of no limits under division (D)(2) of section 3517.103 of the Revised Code, the allowable aggregate contribution calculated for each contributor is calculated as if the limitations on contributions prescribed in section 3517.102 of the Revised Code were in effect.	4028 4029 4030 4031 4032 4033
As used in division (A)(4)(b) of this section, "general carry-in amount" is the sum of the campaign committee's reported campaign assets and net cash on hand as of the day of the primary election, after the committee has disposed of excess funds under division (B)(1) of this section, if required. "General election period" has the same meaning as in section 3517.102 of the Revised Code.	4034 4035 4036 4037 4038 4039 4040
(5) "Excess funds" means the amount by which the sum of the campaign committee's cash on hand on the date specified in the	4041 4042

filing required to be made under division (F) of this section and total reported campaign assets exceeds permitted funds.	4043 4044
(6) "Net cash on hand" means the cash on hand on the day of the primary election less the sum of all debts and obligations reported under division (F) of this section.	4045 4046 4047
<u>(7) "Statewide office" means the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, and member of the state board of education.</u>	4048 4049 4050 4051
(B)(1) Except as otherwise provided in division (G) of this section, the campaign committee of any candidate who has filed a declaration of no limits in accordance with division (D) of section 3517.103 of the Revised Code, and to which the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply during a primary election period, shall dispose of any excess funds not later than fourteen days after the day on which the primary election was held.	4052 4053 4054 4055 4056 4057 4058 4059
(2) The campaign committee of any candidate that has filed a personal funds notice under division (C)(1) or (2) of section 3517.103 of the Revised Code shall, at the end of the primary election period, do one of the following:	4060 4061 4062 4063
(a) Return that portion of the personal funds remaining in the candidate's campaign committee fund at the end of the primary election period that are excess funds not later than fourteen days after the day on which the primary election was held;	4064 4065 4066 4067
(b) Retain the personal funds remaining in the candidate's campaign committee fund at the end of the primary election period and file a statement with the secretary of state declaring that the campaign committee will retain those remaining personal funds in the committee's campaign fund and indicating the amount of remaining personal funds that would be characterized as excess	4068 4069 4070 4071 4072 4073

funds.	4074
(3) If a campaign committee elects to retain personal funds pursuant to division (B)(2)(b) of this section, both of the following apply:	4075 4076 4077
(a) The amount characterized as excess funds is considered to be an expenditure of personal funds for the purpose of determining whether the amount of personal funds the campaign committee has received under division (C)(1) or (2) of section 3517.103 of the Revised Code during an election period exceeds the amounts specified in those divisions.	4078 4079 4080 4081 4082 4083
(b) The campaign committee is not a designated state campaign committee for the purpose of making contributions to a legislative campaign fund or to the state candidate fund of a state or county political party.	4084 4085 4086 4087
(4) Except as otherwise provided in division (G) of this section, the campaign committee of any candidate that has expended personal funds in excess of the amount specified in division (C)(1) or (2) of section 3517.103 of the Revised Code shall dispose of any excess funds not later than fourteen days after the day on which the primary election is held or the thirty-first day of December after the day on which the general election was held, whichever is applicable, or choose to retain personal funds under division (B)(2) of this section. The calculation of excess funds under this division shall be made in the same manner that a campaign committee is required to dispose of excess funds under division (B)(1) or (5) of this section, whichever election period is applicable. For the purposes of this division, the allowable aggregate contribution of each contributor, including one or more contributions from the candidate and from the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mothers-in-law, fathers-in-law,	4088 4089 4090 4091 4092 4093 4094 4095 4096 4097 4098 4099 4100 4101 4102 4103 4104

brothers-in-law, sisters-in-law, or grandparents by marriage, is	4105
calculated for that contributor as if the contribution limitations	4106
prescribed by section 3517.102 of the Revised Code were in effect.	4107
(5) Except as otherwise provided in division (G) of this	4108
section, the campaign committee of any candidate to which, in	4109
accordance with division (D) of section 3517.103 of the Revised	4110
Code, the contribution limitations prescribed in section 3517.102	4111
of the Revised Code no longer apply during a general election	4112
period shall dispose of any excess funds not later than the	4113
thirty-first day of December after the day on which the general	4114
election was held.	4115
(6) Notwithstanding division (B) of section 3517.109 of the	4116
Revised Code, the amount of excess aggregate contributions	4117
required to be disposed of under that division by a candidate	4118
whose contribution limitations have been reimposed pursuant to	4119
division (D)(4) of section 3517.103 of the Revised Code is limited	4120
to no more than the sum of the following:	4121
(a) The difference between the sum of the cash on hand and	4122
reported campaign assets on the date of the declaration of	4123
candidacy filing deadline, date of death, or date of withdrawal,	4124
whichever is applicable, less the sum of the cash on hand and	4125
reported campaign assets reported on the campaign committee's	4126
declaration of no limits under division (D)(2) of section 3517.103	4127
of the Revised Code;	4128
(b) The sum of the aggregate excess contributions of all	4129
contributors made from the beginning of the primary election	4130
period to the day immediately preceding the day on which	4131
contribution limitations prescribed in section 3517.102 of the	4132
Revised Code became inapplicable pursuant to division (D)(1) of	4133
section 3517.103 of the Revised Code.	4134
(C) Any campaign committee that is required to dispose of	4135

excess funds or excess aggregate contributions under division (B) of this section shall dispose of the excess amount or amounts in accordance with division (C) of section 3517.109 of the Revised Code.	4136 4137 4138 4139
(D)(1) Any candidate who knowingly fails to dispose of excess funds or excess aggregate contributions as required by divisions (B) and (C) of this section, except a candidate whose campaign committee has been given a letter of substantial compliance as provided for in division (D)(2) of this section, shall not appear on the ballot, even if the candidate has been certified to appear on the ballot.	4140 4141 4142 4143 4144 4145 4146
(2) The secretary of state shall, after initially examining and reviewing any declaration provided for in division (F) of this section and making a determination that a campaign committee has substantially complied with the disposal requirements of division (B) of this section, promptly issue to the candidate's campaign committee a letter certifying that committee's substantial compliance.	4147 4148 4149 4150 4151 4152 4153
(3) The campaign committee of a candidate for state statewide office as defined in division (A) of section 3517.109 of the Revised Code has not substantially complied with the disposal requirements of division (B) of this section if, upon initial review of a declaration filed pursuant to division (F) of this section, it is discovered that the candidate's campaign committee has failed to dispose of excess funds or excess aggregate contributions totaling in the aggregate more than ten thousand dollars.	4154 4155 4156 4157 4158 4159 4160 4161 4162
(4) The campaign committee of a candidate for member of the general assembly an office other than a statewide office has not substantially complied with the disposal requirements of division (B) of this section if, upon initial review of a declaration filed	4163 4164 4165 4166

pursuant to division (F) of this section, it is discovered that 4167
the candidate's campaign committee has failed to dispose of excess 4168
funds or excess aggregate contributions totaling in the aggregate 4169
more than twenty-five hundred dollars. 4170

(5) Any campaign committee that has received a letter 4171
indicating substantial compliance as provided for in division 4172
(D)(2) of this section shall, within thirty days after receiving 4173
such a letter, fully comply with the disposal requirements of 4174
division (B) of this section. 4175

(E) When the campaign committee of a candidate files a 4176
personal funds notice in accordance with division (C), or a 4177
declaration of no limits in accordance with division (D), of 4178
section 3517.103 of the Revised Code, the campaign committee of 4179
each such candidate shall file in the case of a primary election 4180
period a declaration of primary-day finances not later than 4181
fourteen days after the day on which the primary election was 4182
held, or shall file in the case of a general election period a 4183
declaration of year-end finances not later than the last business 4184
day of January of the next calendar year immediately following the 4185
day on which the general election was held. 4186

(F) The declaration of primary-day finances and declaration 4187
of year-end finances shall be filed on a form prescribed by the 4188
secretary of state and shall list all of the following: 4189

(1) The amount of net cash on hand in the candidate's 4190
campaign committee fund at the end of the day on which the primary 4191
election was held or cash on hand on the thirty-first day of 4192
December immediately following the day on which the general 4193
election was held, whichever is appropriate; 4194

(2) In the case of a declaration of primary-day finances, any 4195
debt or other obligation incurred by the committee during the 4196
primary election period and related to the primary election of the 4197

campaign committee's candidate;	4198
(3) The value and description of all campaign assets worth five hundred dollars or more available to the candidate at the end of the day on which the primary election was held or on the thirty-first day of December immediately following the day on which the general election was held;	4199 4200 4201 4202 4203
(4) The total of all aggregate contributions received by the candidate's campaign committee during the primary or general election period;	4204 4205 4206
(5) The total of all allowable aggregate contributions received by the candidate's campaign committee during the primary or general election period, whichever is applicable. The allowable aggregate contribution of each contributor shall be calculated as if the contribution limitations prescribed by section 3517.102 of the Revised Code were in effect.	4207 4208 4209 4210 4211 4212
(6) A description of all excess funds and excess aggregate contributions disposed of by the candidate's campaign committee in accordance with division (B) of this section for that election.	4213 4214 4215
(G) The campaign committee of a candidate is not required to dispose of excess funds or excess aggregate contributions under division (B) of this section if both of the following apply:	4216 4217 4218
(1) The campaign committee has not accepted any aggregate contribution greater than the amount applicable under that division.	4219 4220 4221
(2) The campaign committee files 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, stating that the committee has not accepted aggregate contributions as described in division (G)(1) of this section.	4222 4223 4224 4225 4226 4227

<u>Sec. 3517.1011.</u> (A) As used in this section, "statewide office" means any of 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 justice and chief justice of the supreme court.	4228
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<u>(B)(1)(a) On and after January 1, 2006, the secretary of state shall establish a publicly viewable campaign finance web site that meets the requirements of divisions (H) and (I) of section 3517.106 of the Revised Code for each campaign committee.</u>	4233
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<u>(b)(i) The secretary of state shall establish the web site for the campaign committee of a candidate for statewide office promptly after the person becomes a candidate.</u>	4237
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<u>(ii) A board of elections promptly shall notify the secretary of state when a person becomes a candidate for any office other than a statewide office. The secretary of state promptly shall establish the web site for that candidate's campaign committee after being notified of the person's candidacy.</u>	4240
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<u>(2) On and after January 1, 2006, the secretary of state shall establish a publicly viewable campaign finance web site that meets the requirements of divisions (H) and (I) of section 3517.106 of the Revised Code for each political action committee, political party, political contributing entity, and entity engaging in electioneering.</u>	4245
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<u>(C) Each campaign finance web site established under division (B) of this section shall be made available to the campaign committee, political action committee, political party, political contributing entity, or entity engaging in electioneering for which it is established. The applicable campaign committee, political action committee, political party, political contributing entity, or entity engaging in electioneering shall</u>	4251
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<u>report on that web site, in accordance with the requirements of divisions (D) and (E) of this section, each contribution received that exceeds, in the aggregate, two hundred fifty dollars from a single contributor and each expenditure made that exceeds two hundred fifty dollars.</u>	4258 4259 4260 4261 4262
<u>(D)(1)(a) Subject to division (D)(1)(b) of this section, each contribution required to be reported on a campaign finance web site under division (C) of this section shall be reported on that web site within seventy-two hours after the contribution is received.</u>	4263 4264 4265 4266 4267
<u>(b) Each contribution required to be reported on a campaign finance web site under division (C) of this section that is received within thirty days prior to the day of an election or that is received on the day of an election shall be reported on that web site within twenty-four hours after the contribution is received.</u>	4268 4269 4270 4271 4272 4273
<u>(2) Each expenditure required to be reported on a campaign finance web site under division (C) of this section shall be reported on that web site within thirty days after the expenditure is made.</u>	4274 4275 4276 4277
<u>(3) For each contribution and expenditure required to be reported on a campaign finance web site under division (C) of this section, the information to be reported on that web site shall be the same as the contribution and expenditure information required to be reported on statements of contributions and expenditures under section 3517.10 of the Revised Code.</u>	4278 4279 4280 4281 4282 4283
<u>(E) The secretary of state shall determine, by rule adopted under Chapter 119. of the Revised Code, both of the following:</u>	4284 4285
<u>(1) The manner in which the campaign finance web site shall be structured and maintained;</u>	4286 4287

<u>(2) The process by which information required to be reported on the campaign finance web site shall be verified for accuracy and timeliness of reporting.</u>	4288 4289 4290
<u>(F) The reporting of contributions and expenditures under this section shall be in addition to any reporting required under other provisions of the campaign finance reporting law.</u>	4291 4292 4293
Sec. 3517.11. (A)(1) Campaign committees of candidates for statewide offices <u>office</u> or the state board of education, political action committees or political contributing entities that make contributions to campaign committees of candidates that are required to file the statements prescribed by section 3517.10 of the Revised Code with the secretary of state, political action committees or political contributing entities that make contributions to campaign committees of candidates for member of the general assembly, political action committees or political contributing entities that make contributions to state and national political parties and to legislative campaign funds , political action committees or political contributing entities that receive contributions or make expenditures in connection with a statewide ballot issue, political action committees or political contributing entities that make contributions to other political action committees or political contributing entities, political parties, and campaign committees, except as set forth in division (A)(3) of this section, legislative campaign funds , and state and national political parties, <u>and entities engaging in electioneering</u> shall file the statements prescribed by section 3517.10 of the Revised Code with the secretary of state.	4294 4295 4296 4297 4298 4299 4300 4301 4302 4303 4304 4305 4306 4307 4308 4309 4310 4311 4312 4313 4314
(2) Except as otherwise provided in division (F) of section 3517.106 of the Revised Code, campaign committees of candidates for all other offices shall file the statements prescribed by section 3517.10 of the Revised Code with the board of elections	4315 4316 4317 4318

where their candidates are required to file their petitions or
other papers for nomination or election. 4319
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A campaign committee of a candidate for an office of member
~~of the general assembly other than a statewide office~~ shall file
two copies of the printed version of any statement, addendum, or
amended statement if the committee does not file by electronic
means of transmission ~~or on computer disk~~ pursuant to division
(F)(1) of section 3517.106 of the Revised Code but files by
printed version only with the appropriate board of elections. The
board of elections shall send one of those copies by overnight
delivery service to the secretary of state before the close of
business on the day the board of elections receives the statement,
addendum, or amended statement. 4321
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(3) Political action committees or political contributing
entities that only contribute to a county political party,
contribute to campaign committees of candidates whose nomination
or election is to be submitted only to electors within a county,
subdivision, or district, excluding candidates for member of the
general assembly, and receive contributions or make expenditures
in connection with ballot questions or issues to be submitted only
to electors within a county, subdivision, or district shall file
the statements prescribed by section 3517.10 of the Revised Code
with the board of elections in that county or in the county
contained in whole or part within the subdivision or district
having a population greater than that of any other county
contained in whole or part within that subdivision or district, as
the case may be. 4332
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(4) County political parties shall file the statements
prescribed by section 3517.10 of the Revised Code with the board
of elections of their respective counties. 4346
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(B)(1) The official with whom petitions and other papers for 4349

nomination or election to public office are filed shall furnish	4350
each candidate at the time of that filing a copy of sections	4351
3517.01, 3517.08 to 3517.11, 3517.13 to 3517.993, 3599.03, and	4352
3599.031 of the Revised Code and any other materials that the	4353
secretary of state may require. Each candidate receiving the	4354
materials shall acknowledge their receipt in writing.	4355
(2) On or before the tenth day before the dates on which	4356
statements are required to be filed by section 3517.10 of the	4357
Revised Code, every candidate subject to the provisions of this	4358
section and sections 3517.10 and 3517.106 of the Revised Code	4359
shall be notified of the requirements and applicable penalties of	4360
those sections. The secretary of state, by certified mail, return	4361
receipt requested, shall notify all candidates required to file	4362
those statements with the secretary of state's office. The board	4363
of elections of every county shall notify by first class mail any	4364
candidate who has personally appeared at the office of the board	4365
on or before the tenth day before the statements are required to	4366
be filed and signed a form, to be provided by the secretary of	4367
state, attesting that the candidate has been notified of the	4368
candidate's obligations under the campaign finance law. The board	4369
shall forward the completed form to the secretary of state. The	4370
board shall use certified mail, return receipt requested, to	4371
notify all other candidates required to file those statements with	4372
it.	4373
(3)(a) Any statement required to be filed under sections	4374
3517.081 to 3517.17 of the Revised Code that is found to be	4375
incomplete or inaccurate by the officer to whom it is submitted	4376
shall be accepted on a conditional basis, and the person who filed	4377
it shall be notified by certified mail as to the incomplete or	4378
inaccurate nature of the statement. The secretary of state may	4379
examine statements filed for candidates for the an office of	4380
member of the general assembly for completeness and accuracy. The	4381

secretary of state shall examine for completeness and accuracy 4382
statements that campaign committees of candidates for ~~the an~~ 4383
~~office of member of the general assembly other than a statewide~~ 4384
office file by electronic means of transmission pursuant to 4385
division (F) of section 3517.106 of the Revised Code. If an 4386
officer at the board of elections where a statement filed for a 4387
candidate for ~~the an office of member of the general assembly~~ 4388
other than a statewide office was submitted finds the statement to 4389
be incomplete or inaccurate, the officer shall immediately notify 4390
the secretary of state of its incomplete or inaccurate nature. If 4391
either an officer at the board of elections or the secretary of 4392
state finds a statement filed for a candidate for ~~the an office of~~ 4393
~~member of the general assembly other than a statewide office~~ to be 4394
incomplete or inaccurate, only the secretary of state shall send 4395
the notification as to the incomplete or inaccurate nature of the 4396
statement. 4397

Within twenty-one days after receipt of the notice, in the 4398
case of a pre-election statement, a postelection statement, a 4399
monthly statement, or an annual statement prescribed by section 4400
3517.10, an annual statement prescribed by section 3517.101, or a 4401
statement prescribed by division (B)(2)(b) or (C)(2)(b) of section 4402
3517.105 or section 3517.107 of the Revised Code, the recipient 4403
shall file an addendum, amendment, or other correction to the 4404
statement providing the information necessary to complete or 4405
correct the statement. The secretary of state may require that, in 4406
lieu of filing an addendum, amendment, or other correction to a 4407
statement that is filed by electronic means of transmission to the 4408
office of the secretary of state ~~or on computer disk with the~~ 4409
~~appropriate board of elections~~ pursuant to section 3517.106 of the 4410
Revised Code, the recipient of the notice described in this 4411
division file by electronic means of transmission, ~~or, until March~~ 4412
~~1, 2004, on computer disk with the appropriate board of elections~~ 4413
~~if the original statement was filed on computer disk,~~ an amended 4414

statement that incorporates the information necessary to complete 4415
or correct the statement. ~~The~~ 4416

~~The~~ secretary of state shall determine by rule when an 4417
addendum, amendment, or other correction to a two-business-day 4418
statement prescribed by section 3517.10 of the Revised Code or an 4419
amended two-business-day statement shall be filed. An addendum, 4420
amendment, or other correction to a statement that is filed by 4421
electronic means of transmission ~~or on computer disk~~ pursuant to 4422
section 3517.106 of the Revised Code shall be filed in the same 4423
manner as the statement. ~~The~~ 4424

~~The~~ provisions of sections 3517.10 and 3517.106 of the 4425
Revised Code pertaining to the filing of statements of 4426
contributions and expenditures and statements of independent 4427
expenditures by electronic means of transmission ~~or on computer~~ 4428
~~disk~~ apply to the filing of addenda, amendments, or other 4429
corrections to those statements by electronic means of 4430
transmission ~~or, until March 1, 2004, on computer disk~~ and the 4431
filing of amended statements by electronic means of transmission 4432
~~or, until March 1, 2004, on computer disk~~. 4433

(b) Within five business days after the secretary of state 4434
receives, by electronic or other means of transmission, an 4435
addendum, amendment, or other correction to a statement or an 4436
amended statement under division (B)(3)(a) of this section, the 4437
secretary of state, pursuant to divisions (E), (F), (G), and (I) 4438
of section 3517.106 of the Revised Code, shall make the 4439
contribution and expenditure information in that addendum, 4440
amendment, correction, or amended statement available online to 4441
the public through the internet. 4442

(4)(a) The secretary of state or the board of elections shall 4443
examine all statements for compliance with sections 3517.08 to 4444
3517.17 of the Revised Code. 4445

(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.	4446 4447 4448 4449 4450
(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.	4451 4452 4453 4454 4455 4456
(C)(1) In the event of a failure to file or a late filing of a statement <u>or report</u> required to be filed under sections 3517.081 to 3517.17 of the Revised Code or if a filed statement or any addendum, <u>amendment, or other correction</u> to the statement <u>or any amended statement, if an addendum, amendment, or other correction or an amended statement</u> is required to be filed, <u>or a report</u> 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 <u>or report</u> shall promptly file a complaint with the Ohio elections commission under section 3517.153 of the Revised Code if the law is one over which the commission has jurisdiction to hear complaints, or the official shall promptly report the failure or violation to the board of elections and the board shall promptly report it to the prosecuting attorney in accordance with division (J) of section 3501.11 of the Revised Code. If the official files a complaint with the commission, the commission shall proceed in accordance with sections 3517.154 to 3517.157 of the Revised Code.	4457 4458 4459 4460 4461 4462 4463 4464 4465 4466 4467 4468 4469 4470 4471 4472 4473 4474
(2) For purposes of division (C)(1) of this section, a statement or, report, <u>an addendum, amendment, or other correction</u> to a statement, <u>or an amended statement</u> required to be filed under	4475 4476 4477

sections 3517.081 to 3517.17 of the Revised Code is incomplete or 4478
inaccurate under this section if the statement or, report, 4479
addendum, amendment, other correction, or amended statement fails 4480
to disclose substantially all contributions that are received from 4481
a source and that are required to be reported under sections 4482
3517.10, 3517.107, and 3517.108, and 3517.1011 of the Revised Code 4483
or if the statement or, addendum, amendment, other correction, or 4484
amended statement fails to disclose at least ninety per cent of 4485
the total contributions received or of the total expenditures made 4486
during the reporting period. 4487

(D) No certificate of nomination or election shall be issued 4488
to a person, and no person elected to an office shall enter upon 4489
the performance of the duties of that office, until that person or 4490
that person's campaign committee, as appropriate, has fully 4491
complied with this section and sections 3517.08, 3517.081, 4492
3517.10, and 3517.13 of the Revised Code. 4493

Sec. 3517.13. (A)(1) No campaign committee for a candidate 4494
whose candidacy for nomination or election was submitted to 4495
electors throughout the entire state shall fail to file a complete 4496
and accurate statement required under division (A)(1) of section 4497
3517.10 of the Revised Code. 4498

(2) No campaign committee of a statewide candidate shall fail 4499
to file a complete and accurate monthly statement, and no campaign 4500
committee of a statewide candidate or a candidate for the office 4501
of chief justice or justice of the supreme court shall fail to 4502
file a complete and accurate two-business-day statement, as 4503
required under section 3517.10 of the Revised Code. 4504

As used in this division, "statewide candidate" has the same 4505
meaning as in division (F)(2) of section 3517.10 of the Revised 4506
Code. 4507

(B) No campaign committee for a candidate whose candidacy for 4508

nomination or election was submitted to electors within a county or district shall fail to file a complete and accurate statement required under division (A)(1) of section 3517.10 of the Revised Code.	4509 4510 4511 4512
(C) No campaign committee shall fail to file a complete and accurate statement required under division (A)(2) of section 3517.10 of the Revised Code.	4513 4514 4515
(D) No campaign committee shall fail to file a complete and accurate statement required under division (A)(3) of section 3517.10 of the Revised Code.	4516 4517 4518
(E) No person other than a campaign committee shall knowingly fail to file a statement required under section 3517.10 or 3517.107 of the Revised Code.	4519 4520 4521
(F) No person shall make cash contributions to any person totaling more than one hundred dollars in each primary, special, or general election.	4522 4523 4524
(G)(1)(a) No person shall knowingly conceal or misrepresent contributions given or received, <u>that are required to be reported</u> <u>by a provision in sections 3517.08 to 3517.13 of the Revised Code;</u>	4525 4526 4527
(b) <u>No person shall knowingly conceal or misrepresent</u> expenditures made, or any other information required to be reported by a provision in sections 3517.08 to 3517.13 and 3517.17 of the Revised Code.	4528 4529 4530 4531
(2)(a) No person shall make a contribution to a campaign committee, political action committee, legislative campaign fund, political party, or political contributing entity, or entity <u>engaging in electioneering</u> in the name of another person.	4532 4533 4534 4535
(b) A person does not make a contribution in the name of another when either of the following applies:	4536 4537
(i) An individual makes a contribution from a partnership or	4538

unincorporated business account, if the contribution is reported	4539
by listing both the name of the partnership or unincorporated	4540
business and the name of the partner or owner making the	4541
contribution.	4542
(ii) A person makes a contribution in that person's spouse's	4543
name or in both of their names.	4544
(H) No person within this state, publishing a newspaper or	4545
other periodical, shall charge a campaign committee for political	4546
advertising a rate in excess of the rate <u>such that</u> person would	4547
charge if the campaign committee were a general rate advertiser	4548
whose advertising was directed to promoting its business within	4549
the same area as that encompassed by the particular office that	4550
the candidate of the campaign committee is seeking. The rate shall	4551
take into account the amount of space used, as well as the type of	4552
advertising copy submitted by or on behalf of the campaign	4553
committee. All discount privileges otherwise offered by a	4554
newspaper or periodical to general rate advertisers shall be	4555
available upon equal terms to all campaign committees.	4556
No person within this state, operating a radio or television	4557
station or network of stations in this state, shall charge a	4558
campaign committee for political broadcasts a rate that exceeds:	4559
(1) During the forty-five days preceding the date of a	4560
primary election and during the sixty days preceding the date of a	4561
general or special election in which the candidate of the campaign	4562
committee is seeking office, the lowest unit charge of the station	4563
for the same class and amount of time for the same period;	4564
(2) At any other time, the charges made for comparable use of	4565
<u>such that</u> station by its other users.	4566
(I) Subject to divisions (K), (L), (M), and (N) of this	4567
section, no agency or department of this state or any political	4568
subdivision shall award any contract, other than one let by	4569

competitive bidding or a contract incidental to such contract or 4570
which is by force account, for the purchase of goods costing more 4571
than five hundred dollars or services costing more than five 4572
hundred dollars to any individual, partnership, association, 4573
including, without limitation, a professional association 4574
organized under Chapter 1785. of the Revised Code, estate, or 4575
trust if the individual has made or the individual's spouse has 4576
made, or any partner, shareholder, administrator, executor, or 4577
trustee, or the spouses spouse of any of them has made, as an 4578
individual, within the two previous calendar years, one or more 4579
contributions totaling in excess of one thousand dollars to the 4580
holder of the public office having ultimate responsibility for the 4581
award of the contract or to the public officer's campaign 4582
committee. 4583

(J) Subject to divisions (K), (L), (M), and (N) of this 4584
section, no agency or department of this state or any political 4585
subdivision shall award any contract, other than one let by 4586
competitive bidding or a contract incidental to such contract or 4587
which is by force account, for the purchase of goods costing more 4588
than five hundred dollars or services costing more than five 4589
hundred dollars to a corporation or business trust, except a 4590
professional association organized under Chapter 1785. of the 4591
Revised Code, if an owner of more than twenty per cent of the 4592
corporation or business trust or the spouse of such that person, 4593
has made, as an individual, within the two previous calendar 4594
years, taking into consideration only owners for all of such that 4595
period, one or more contributions totaling in excess of one 4596
thousand dollars to the holder of a public office having ultimate 4597
responsibility for the award of the contract or to the public 4598
officer's campaign committee. 4599

(K) For purposes of divisions (I) and (J) of this section, if 4600
a public officer who is responsible for the award of a contract is 4601

appointed by the governor, whether or not the appointment is	4602
subject to the advice and consent of the senate, excluding members	4603
of boards, commissions, committees, authorities, councils, boards	4604
of trustees, task forces, and other such entities appointed by the	4605
governor, the office of the governor is considered to have	4606
ultimate responsibility for the award of the contract.	4607
(L) For purposes of divisions (I) and (J) of this section, if	4608
a public officer who is responsible for the award of a contract is	4609
appointed by the elected chief executive officer of a municipal	4610
corporation, or appointed by the elected chief executive officer	4611
of a county operating under an alternative form of county	4612
government or county charter, excluding members of boards,	4613
commissions, committees, authorities, councils, boards of	4614
trustees, task forces, and other such entities appointed by the	4615
chief executive officer, the office of the chief executive officer	4616
is considered to have ultimate responsibility for the award of the	4617
contract.	4618
(M)(1) Divisions (I) and (J) of this section do not apply to	4619
contracts awarded by the board of commissioners of the sinking	4620
fund, municipal legislative authorities, boards of education,	4621
boards of county commissioners, boards of township trustees, or	4622
other boards, commissions, committees, authorities, councils,	4623
boards of trustees, task forces, and other such entities created	4624
by law, by the supreme court or courts of appeals, by county	4625
courts consisting of more than one judge, courts of common pleas	4626
consisting of more than one judge, or municipal courts consisting	4627
of more than one judge, or by a division of any court if the	4628
division consists of more than one judge. Division (M)(1) of this	4629
section shall apply to the specified entity only if the members of	4630
the entity act collectively in the award of a contract for goods	4631
or services.	4632
(2) Divisions (I) and (J) of this section do not apply to	4633

actions of the controlling board.	4634
(N)(1) Divisions (I) and (J) of this section apply to contributions made to the holder of a public office having ultimate responsibility for the award of a contract, or to the public officer's campaign committee, during the time the person holds the office and during any time such person was a candidate for the office. <u>These Those</u> divisions do not apply to contributions made to, or to the campaign committee of, a candidate for or holder of the office other than the holder of the office at the time of the award of the contract.	4635 4636 4637 4638 4639 4640 4641 4642 4643
(2) Divisions (I) and (J) of this section do not apply to contributions of a partner, shareholder, administrator, executor, trustee, or owner of more than twenty per cent of a corporation or business trust made before the person held any of those positions or after the person ceased to hold any of those positions in the partnership, association, estate, trust, corporation, or business trust whose eligibility to be awarded a contract is being determined, nor to contributions of the person's spouse made before the person held any of those positions, after the person ceased to hold any of those positions, before the two were married, or after the granting of a decree of divorce, dissolution of marriage, or <u>nullity annulment</u> , or <u>after</u> the granting of an order in an action brought solely for legal separation. These divisions do not apply to contributions of the spouse of an individual whose eligibility to be awarded a contract is being determined made before the two were married, or after the granting of a decree of divorce, dissolution of marriage, or <u>nullity annulment</u> , or <u>after</u> the granting of an order in an action brought solely for legal separation.	4644 4645 4646 4647 4648 4649 4650 4651 4652 4653 4654 4655 4656 4657 4658 4659 4660 4661 4662
(O) No beneficiary of a campaign fund or other person shall convert for personal use, and no person shall knowingly give to a beneficiary of a campaign fund or any other person, for the	4663 4664 4665

beneficiary's or any other person's personal use, anything of value from the beneficiary's campaign fund, including, without limitation, payments to a beneficiary for services the beneficiary personally performs, except as reimbursement for any of the following:	4666 4667 4668 4669 4670
(1) Legitimate and verifiable prior campaign expenses incurred by the beneficiary;	4671 4672
(2) Legitimate and verifiable, ordinary, and necessary prior expenses incurred by the beneficiary in connection with duties as the holder of a public office, including, without limitation, expenses incurred through participation in nonpartisan or bipartisan events if the participation of the holder of a public office would normally be expected;	4673 4674 4675 4676 4677 4678
(3) Legitimate and verifiable ordinary and necessary prior expenses incurred by the beneficiary while <u>doing any of the</u> <u>following:</u>	4679 4680 4681
(a) Engaged Engaging in activities in support of or opposition to a candidate other than the beneficiary, political party, or ballot issue;	4682 4683 4684
(b) Raising funds for a political party, political action committee, political contributing entity, legislative campaign fund, campaign committee, or other candidate;	4685 4686 4687
(c) Participating in the activities of a political party, political action committee, political contributing entity, legislative campaign fund <u>entity engaging in electioneering</u> , or campaign committee; or	4688 4689 4690 4691
(d) Attending a political party convention or other political meeting.	4692 4693
For purposes of this division, an expense is incurred whenever a beneficiary has either made payment or is obligated to	4694 4695

make payment, as by the use of a credit card or other credit procedure or by the use of goods or services received on account.	4696 4697
(P) No beneficiary of a campaign fund shall knowingly accept, and no person shall knowingly give to the beneficiary of a campaign fund, reimbursement for an expense under division (O) of this section to the extent that the expense previously was reimbursed or paid from another source of funds. If an expense is reimbursed under division (O) of this section and is later paid or reimbursed, wholly or in part, from another source of funds, the beneficiary shall repay the reimbursement received under division (O) of this section to the extent of the payment made or reimbursement received from the other source.	4698 4699 4700 4701 4702 4703 4704 4705 4706 4707
(Q) No candidate or public official or employee shall accept for personal or business use anything of value from a political party, political action committee, political contributing entity, legislative campaign fund entity engaging in electioneering , or campaign committee other than the candidate's or public official's or employee's own campaign committee, and no person shall knowingly give to a candidate or public official or employee anything of value from a political party, political action committee, political contributing entity, legislative campaign fund entity engaging in electioneering , or such a campaign committee, except for the following:	4708 4709 4710 4711 4712 4713 4714 4715 4716 4717 4718
(1) Reimbursement for legitimate and verifiable, ordinary, and necessary prior expenses not otherwise prohibited by law incurred by the candidate or public official or employee while engaged in any legitimate activity of the political party, political action committee, political contributing entity, legislative campaign fund entity engaging in electioneering , or such campaign committee. Without limitation, reimbursable expenses under this division include those incurred while <u>doing any of the following</u> :	4719 4720 4721 4722 4723 4724 4725 4726 4727

(a) Engaged Engaging in activities in support of or opposition to another candidate, political party, or ballot issue;	4728 4729
(b) Raising funds for a political party, legislative campaign fund, campaign committee, or another candidate; or	4730 4731
(c) Attending a political party convention or other political meeting.	4732 4733
(2) Compensation not otherwise prohibited by law for actual and valuable personal services rendered under a written contract to the political party, political action committee, political contributing entity, legislative campaign fund entity engaging in electioneering , or such campaign committee for any legitimate activity of the political party, political action committee, political contributing entity, legislative campaign fund entity engaging in electioneering , or such campaign committee.	4734 4735 4736 4737 4738 4739 4740 4741
Reimbursable expenses under this division do not include, and it is a violation of this division for a candidate or public official or employee to accept, or for any person to knowingly give to a candidate or public official or employee from a political party, political action committee, political contributing entity, legislative campaign fund entity engaging in electioneering , or campaign committee other than the candidate's or public official's or employee's own campaign committee, anything of value for activities primarily related to the candidate's or public official's or employee's own campaign for election, except for contributions to the candidate's or public official's or employee's campaign committee.	4742 4743 4744 4745 4746 4747 4748 4749 4750 4751 4752 4753
For purposes of this division, an expense is incurred whenever a candidate or public official or employee has either made payment or is obligated to make payment, as by the use of a credit card or other credit procedure, or by the use of goods or services on account.	4754 4755 4756 4757 4758

(R)(1) Division (O) or (P) of this section does not prohibit a campaign committee from making direct advance or post payment from contributions to vendors for goods and services for which reimbursement is permitted under division (O) of this section, except that no campaign committee shall pay its candidate or other beneficiary for services personally performed by the candidate or other beneficiary.	4759 4760 4761 4762 4763 4764 4765
(2) If any expense that may be reimbursed under division (O), (P), or (Q) of this section is part of other expenses that may not be paid or reimbursed, the separation of the two types of expenses for the purpose of allocating for payment or reimbursement those expenses that may be paid or reimbursed may be by any reasonable accounting method, considering all of the surrounding circumstances.	4766 4767 4768 4769 4770 4771 4772
(3) For purposes of divisions (O), (P), and (Q) of this section, mileage allowance at a rate not greater than that allowed by the internal revenue service at the time the travel occurs may be paid instead of reimbursement for actual travel expenses allowable.	4773 4774 4775 4776 4777
(S)(1) As used in division (S) of this section: (a) "State elective office" has the same meaning as in section 3517.092 of the Revised Code. (b) "Federal office" means a federal office as defined in the Federal Election Campaign Act. (e)(b) "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 an office other than a federal office and who previously sought nomination or election to a federal office shall transfer any funds or assets	4778 4779 4780 4781 4782 4783 4784 4785 4786 4787 4788

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 <u>an office other than a federal</u> office.	4789 4790 4791 4792
(3) No campaign committee of a person who is a candidate for state elective <u>an office other than a federal</u> 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.	4793 4794 4795 4796 4797 4798
(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:	4799 4800 4801 4802 4803
(a) A state candidate fund;	4804
(b) A legislative campaign fund;	4805
(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.	4806 4807 4808 4809
(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.	4810 4811 4812 4813
(U) No person shall fail to file the statement required under section 3517.12 of the Revised Code.	4814 4815
(V)(U) No campaign committee shall fail to file a statement required under division (K)(3) of section 3517.10 of the Revised Code.	4816 4817 4818

(W)(V)(1) No foreign national shall, directly or indirectly through any other person or entity, make a contribution, expenditure, or independent expenditure or promise, either expressly or implicitly, to make a contribution, expenditure, or independent expenditure in support of or opposition to a candidate for any elective office in this state, including an office of a political party.	4819 4820 4821 4822 4823 4824 4825
(2) No candidate, campaign committee, political action committee, political contributing entity, legislative campaign fund, state candidate fund <u>entity engaging in electioneering</u> , political party, or separate segregated fund shall solicit or accept a contribution, expenditure, or independent expenditure from a foreign national. The secretary of state may direct any candidate, committee, fund, entity, or party that accepts a contribution, expenditure, or independent expenditure in violation of this division to return the contribution, expenditure, or independent expenditure or, if it is not possible to return the contribution, expenditure, or independent expenditure, then to return instead the value of it, to the contributor.	4826 4827 4828 4829 4830 4831 4832 4833 4834 4835 4836 4837
(3) As used in this section, "foreign national" has the same meaning as in section 441e(b) of the Federal Election Campaign Act.	4838 4839 4840
(W) <u>No campaign committee, political action committee, political party, political contributing entity, or entity engaging in electioneering shall fail to report a contribution or expenditure as required to be reported on a campaign finance web site under division (C) of section 3517.1011 of the Revised Code.</u>	4841 4842 4843 4844 4845
(X) <u>No candidate, campaign committee, political action committee, political contributing entity, entity engaging in electioneering, political party, separate segregated fund, or other entity that accepts a contribution or contributions from any</u>	4846 4847 4848 4849

<u>corporation shall make a contribution or promise, either expressly or implicitly, to make a contribution to any candidate or campaign committee.</u>	4850 4851 4852
<u>(Y) No candidate, campaign committee, political action committee, political party, political contributing entity, or entity engaging in electioneering shall fail to include, on a statement filed under section 3517.10 of the Revised Code or on a report of contribution information under division (C) of section 3517.1011 of the Revised Code, the information required to be reported under division (B)(4)(g) of section 3517.10 of the Revised Code for any contribution received through the efforts of a political fundraiser.</u>	4853 4854 4855 4856 4857 4858 4859 4860 4861
<u>(Z) No candidate or holder of a public office shall solicit contributions on behalf of either of the following:</u>	4862 4863
<u>(1) A political action committee;</u>	4864
<u>(2) An entity engaging in electioneering.</u>	4865
<u>(AA)(1) No candidate, campaign committee, political action committee, political party, political contributing entity, entity engaging in electioneering, continuing association, or other person, association, or entity shall do either of the following:</u>	4866 4867 4868 4869
<u>(a) Pay or offer to pay any political fundraiser if that payment or the amount of that payment is contingent upon the amount of contributions raised by the political fundraiser;</u>	4870 4871 4872
<u>(b) Provide or offer to provide any type of bonus to any political fundraiser.</u>	4873 4874
<u>(2) No political fundraiser shall do either of the following:</u>	4875
<u>(a) Accept any payment or offer of payment from a candidate, campaign committee, political action committee, political party, political contributing entity, entity engaging in electioneering, continuing association, or other person, association, or entity if</u>	4876 4877 4878 4879

<u>the payment or the amount of the payment is contingent upon the amount of contributions raised by the political fundraiser;</u>	4880 4881
<u>(b) Accept any type of bonus from a candidate, campaign committee, political action committee, political party, political contributing entity, entity engaging in electioneering, continuing association, or other person, association, or entity.</u>	4882 4883 4884 4885
<u>(BB)(1) No person shall make a contribution to a political party, political action committee, or political contributing entity and designate or attempt to designate that the contribution be used, partially or exclusively, for a particular candidate.</u>	4886 4887 4888 4889
<u>(2) No political party, political action committee, or political contributing entity shall accept any contribution that has been specifically designated for the partial or exclusive use of a particular candidate. Any contribution so designated shall be returned to the contributor and shall not be used or expended by or on behalf of the candidate.</u>	4890 4891 4892 4893 4894 4895
<u>Sec. 3517.151. (A) On and after January 1, 1996, complaints 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.</u>	4896 4897 4898 4899 4900
<u>(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.</u>	4901 4902 4903 4904 4905 4906
<u>(2) If a complaint filed with the Ohio elections commission created under section 3517.152 of the Revised Code alleges an act or failure to act that is a violation of section 3517.13 of the</u>	4907 4908 4909

Revised Code, former divisions (A) to (R) of that section apply to 4910
the act or failure to act if it occurred before August 24, 1995, 4911
former divisions (A) to (U) of that section apply to the act or 4912
failure to act if it occurs on or after August 24, 1995, but 4913
before July 13, 1998, former divisions (A) to (V) of that section 4914
apply to the act or failure to act if it occurs on or after July 4915
13, 1998, but before ~~the effective date of this amendment December~~ 4916
22, 1999, and former divisions (A) to (W) of that section apply to 4917
the act or failure to act if it occurs on or after ~~the effective~~ 4918
~~date of this amendment December 22, 1999, but before the effective~~ 4919
~~date of this amendment, and~~ divisions (A) to (BB) of that section 4920
apply to the act or failure to act if it occurs on or after the 4921
effective date of this amendment. 4922

(C) The Ohio elections commission created under section 4923
3517.14 of the Revised Code is abolished at the close of business 4924
on December 31, 1995. 4925

Sec. 3517.152. (A)(1) There is hereby created the Ohio 4926
elections commission consisting of seven members. 4927

Not later than forty-five days after August 24, 1995, the 4928
speaker of the house of representatives and the leader in the 4929
senate of the political party of which the speaker is a member 4930
shall jointly submit to the governor a list of five persons who 4931
are affiliated with that political party. Not later than 4932
forty-five days after August 24, 1995, the two legislative leaders 4933
in the two houses of the general assembly of the major political 4934
party of which the speaker is not a member shall jointly submit to 4935
the governor a list of five persons who are affiliated with the 4936
major political party of which the speaker is not a member. Not 4937
later than fifteen days after receiving each list, the governor 4938
shall appoint three persons from each list to the commission. The 4939
governor shall appoint one person from each list to a term that 4940

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.	4941 4942 4943
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.	4944 4945 4946 4947 4948 4949 4950 4951 4952 4953 4954 4955
(2) If a vacancy occurs in the position of the seventh member, who is not affiliated with a political party, the six remaining members by a majority vote shall appoint, not later than forty-five days after the date of the vacancy, the seventh member of the commission, who shall not be affiliated with a political party. If these members fail to appoint the seventh member within this forty-five-day period, the chief justice of the supreme court, within fifteen days after the end of this period, shall appoint the seventh member, who shall not be affiliated with a political party. If a vacancy occurs in any of the other six positions on the commission, the legislative leaders of the political party from whose list of persons the member being replaced was appointed shall submit to the governor, not later than thirty days after the date of the vacancy, a list of three persons who are affiliated with that political party. Not later than fifteen days after receiving the list, the governor, with the advice and consent of the senate, shall appoint one person from	4956 4957 4958 4959 4960 4961 4962 4963 4964 4965 4966 4967 4968 4969 4970 4971 4972

the list to the commission.	4973
(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.	4974 4975 4976 4977
(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.	4978 4979 4980 4981 4982
(5) Members of the commission shall be registered electors and shall be of good moral character.	4983 4984
(B) Each member of the <u>Ohio elections</u> 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.	4985 4986 4987 4988 4989 4990 4991 4992 4993 4994 4995
(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.	4996 4997 4998 4999 5000
(D) Each member of the <u>Ohio elections</u> commission while in the performance of the business of the commission shall be entitled to receive compensation at the rate of twenty-five thousand dollars	5001 5002 5003

per year. Members shall be reimbursed for expenses actually and necessarily incurred in the performance of their duties.	5004 5005
(E) No member of the <u>Ohio elections</u> commission shall serve more than one full term unless the terms served are served nonconsecutively.	5006 5007 5008
(F)(1) No member of the <u>Ohio elections</u> commission shall do or be any of the following:	5009 5010
(a) Hold, or be a candidate for, a public office;	5011
(b) Serve on a committee supporting or opposing a candidate or ballot question or issue;	5012 5013
(c) Be an officer of the state central committee, a county central committee, or a district, city, township, or other committee of a political party or an officer of the executive committee of the state central committee, a county central committee, or a district, city, township, or other committee of a political party;	5014 5015 5016 5017 5018 5019
(d) Be a legislative agent as defined in section 101.70 of the Revised Code or an executive agency lobbyist as defined in section 121.60 of the Revised Code;	5020 5021 5022
(e) Solicit or be involved in soliciting contributions on behalf of a candidate, campaign committee, political party, political action committee, or political contributing entity, <u>or</u> entity engaging in electioneering;	5023 5024 5025 5026
(f) Be in the unclassified service under section 124.11 of the Revised Code;	5027 5028
(g) Be a person or employee described in divisions (C)(1) to (15) of section 4117.01 of the Revised Code.	5029 5030
(2) No member or employee of the commission shall make a contribution to, or for the benefit of, a campaign committee or committee in support of or opposition to a ballot question or	5031 5032 5033

issue, a political party, a legislative campaign fund , a political action committee, or a political contributing entity, or an entity engaging in electioneering.	5034 5035 5036
(G)(1) The members of the <u>Ohio elections</u> commission shall elect a chairperson and a vice-chairperson. At no time shall the chairperson and vice-chairperson be affiliated with the same political party. The chairperson shall serve in that capacity for one year and shall not serve as chairperson more than twice during a term as a member of the commission. No two successive chairpersons shall be affiliated with the same political party.	5037 5038 5039 5040 5041 5042 5043
(2) The commission shall meet at the call of the chairperson or upon the written request of a majority of the members. The meetings and hearings of the commission or a panel of the commission under sections 3517.153 to 3517.157 of the Revised Code are subject to section 121.22 of the Revised Code.	5044 5045 5046 5047 5048
(3) The commission shall adopt rules for its procedures in accordance with Chapter 119. of the Revised Code. Five of the seven members constitute a quorum. Except as otherwise provided in this section and in sections 3517.154 to 3517.157 of the Revised Code, no action shall be taken without the concurrence of a majority of the members.	5049 5050 5051 5052 5053 5054
(H)(1) The <u>Ohio elections</u> commission shall employ the technical, professional, and clerical employees that are necessary for it to carry out its duties.	5055 5056 5057
(2)(a) Notwithstanding section 109.02 of the Revised Code, the commission shall employ a full-time attorney, and, as needed, one or more investigatory attorneys to conduct investigations for the commission or a panel of the commission. The commission may employ or contract for the services of additional attorneys, as needed. The full-time attorney shall do all of the following:	5058 5059 5060 5061 5062 5063
(i) Serve as the commission's attorney in regard to all legal	5064

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;	5065 5066 5067 5068 5069 5070 5071 5072
(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;	5073 5074 5075 5076
(iii) Perform other duties as required by rule of the commission.	5077 5078
(b) An attorney employed by or under contract with the commission shall be licensed to practice law in this state.	5079 5080
(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.	5081 5082 5083 5084 5085
(b) At least five of the seven members shall agree on the discharge of an investigatory attorney.	5086 5087
<u>(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.</u>	5088 5089 5090 5091
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	5092 5093 5094

determine the nature of the complaint, and, unless division	5095
(A)(2)(a) of this section requires that the complaint receive an	5096
automatic expedited hearing, shall make a recommendation to the	5097
commission for its disposition, in accordance with this section.	5098
The attorney shall make the determination and the recommendation,	5099
if required, not later than one business day after the complaint	5100
is filed.	5101
(2)(a) If the attorney determines that the complaint sets	5102
forth a violation of division (B) of section 3517.21 or division	5103
(B) of section 3517.22 of the Revised Code and that the complaint	5104
is filed during one of the periods of time specified in division	5105
(B)(1) of section 3517.156 of the Revised Code, or that the	5106
complaint sets forth a violation described in division (D) of	5107
section 3517.1010 of the Revised Code, the complaint shall receive	5108
an automatic expedited hearing under section 3517.156 of the	5109
Revised Code.	5110
(b) If the attorney determines that the complaint sets forth	5111
a failure to comply with or a violation of division (G), (I), (J),	5112
(O), (P), or (Q) of section 3517.13, division (A) of section	5113
3517.21, or division (A) of section 3517.22 of the Revised Code	5114
and that the complaint is filed during one of the periods of time	5115
specified in division (B)(1) of section 3517.156 of the Revised	5116
Code, the attorney shall recommend to the commission that the	5117
complaint receive an expedited hearing under section 3517.156 of	5118
the Revised Code, and the complaint shall receive such a hearing.	5119
(c) If the attorney determines that the complaint sets forth	5120
a failure to comply with or a violation of a section of the	5121
Revised Code over which the commission has jurisdiction to hear	5122
complaints other than the sections described in divisions	5123
(A)(2)(a) and (b) of this section, and unless the attorney makes a	5124
determination as provided for in division (A)(3) of this section,	5125
the attorney shall recommend to the commission that the complaint	5126

be submitted to the commission under section 3517.155 of the Revised Code. After the attorney makes that recommendation, the attorney shall notify all parties to the complaint of the attorney's recommendation.	5127 5128 5129 5130
(3)(a) If a complaint sets forth a failure to comply with or a violation of a section of the Revised Code over which the commission has jurisdiction to hear complaints other than the sections described in divisions (A)(2)(a) and (b) of this section and if the complaint is filed during one of the periods of time specified in division (B)(1) of section 3517.156 of the Revised Code, the attorney may determine that the complaint should receive an expedited hearing under that section. The attorney shall make that determination by considering one or more of the following:	5131 5132 5133 5134 5135 5136 5137 5138 5139
(i) The number of prior failures to comply with or violations of Title XXXV of the Revised Code that the person or entity against whom the complaint has been brought has committed and any prior penalties the commission has imposed on the person or entity;	5140 5141 5142 5143 5144
(ii) If the complaint involves a statement required to be filed under section 3517.10, division (E) of section 3517.102, or section 3517.103, 3517.105, 3517.107, 3517.108, or 3517.109 of the Revised Code or an addendum required to be filed under section 3517.11 of the Revised Code that is filed late, how late the filing is and how much time has elapsed between the deadline for filing the statement or addendum and the filing of the complaint;	5145 5146 5147 5148 5149 5150 5151
(iii) If the complaint involves contributions or expenditures required to be reported under section 3517.10, division (E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, or 3517.109, or 3517.1011 of the Revised Code that are either not reported or reported late, the number of contributions or expenditures not reported or how late they were reported;	5152 5153 5154 5155 5156 5157

(iv) If the complaint involves contributions required to be reported by a campaign committee under section 3517.10, division (E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, or 3517.109, or <u>3517.1011</u> of the Revised Code that are not reported, whether any of the contributors of the contributions not reported have a personal or professional relationship with the campaign committee's candidate;	5158 5159 5160 5161 5162 5163 5164
(v) If the complaint involves a statement required to be filed under section 3517.10, division (E) of section 3517.102, or section 3517.103, 3517.105, 3517.107, 3517.108, or 3517.109 of the Revised Code that is incomplete <u>or a report required to be made on a campaign finance web site under section 3517.1011 of the Revised Code that is incomplete</u> , the degree to which it is incomplete;	5165 5166 5167 5168 5169 5170
(vi) If the complaint involves the receipt of contributions in violation of section 3599.03 of the Revised Code, the dollar amount and number of contributions received in violation of that section;	5171 5172 5173 5174
(vii) If the complaint involves a failure to make the identification or a misstatement of the identification required under section 3517.105 or 3517.20 of the Revised Code, whether the failure or misstatement was purposely made;	5175 5176 5177 5178
(viii) If the complaint sets forth a failure to comply with or a violation of a section of the Revised Code described in division (A)(2)(c) of this section, whether the person or entity against whom the complaint has been made has committed more than one such failure or violation within a reasonable amount of time, or whether the cumulative nature of the failures or violations indicates a systematic disregard for the law.	5179 5180 5181 5182 5183 5184 5185
(b) Prior to making a determination under division (A)(3)(a) of this section that the complaint should receive an expedited hearing under section 3517.156 of the Revised Code, the attorney	5186 5187 5188

shall take into consideration the number of panels of the 5189
commission that have cases pending before them and the number of 5190
cases pending before the panels and shall not make a determination 5191
that will place an undue burden on a panel of the commission. 5192

(c) If the attorney determines that the complaint should 5193
receive an expedited hearing under section 3517.156 of the Revised 5194
Code, the attorney shall recommend to the commission that the 5195
complaint receive an expedited hearing, and, if a majority of the 5196
members of the commission agrees with the recommendation, the 5197
complaint shall receive an expedited hearing under that section. 5198

(4) The attorney may join two or more complaints if the 5199
attorney determines that the allegations in each complaint are of 5200
the same or similar character, are based on the same act or 5201
failure to act, or are based on two or more acts or failures to 5202
act constituting parts of a common scheme or plan. If one 5203
complaint contains two or more allegations, the attorney may 5204
separate the allegations if they are not of the same or similar 5205
character, if they are not based on the same act or failure to 5206
act, or if they are not based on two or more acts or failures to 5207
act constituting parts of a common scheme or plan. If the attorney 5208
separates the allegations in a complaint, the attorney may make 5209
separate recommendations under division (A)(2) or (3) of this 5210
section for each allegation. 5211

(B) Whenever a person or other entity files a complaint with 5212
the commission setting forth a failure to comply with or a 5213
violation of a section of the Revised Code as described in 5214
division (A)(2)(c) of this section and the complaint is filed 5215
during one of the periods of time specified in division (B)(1) of 5216
section 3517.156 of the Revised Code, the person or entity may 5217
request an expedited hearing under that section at the time the 5218
complaint is filed. The attorney for the commission shall inform 5219
the members of the commission of that request at the time the 5220

attorney makes a recommendation under division (A) of this section. The commission may grant the request for an expedited hearing under this division if it determines that an expedited hearing is practicable.	5221 5222 5223 5224
 Sec. 3517.155. (A)(1) Except as otherwise provided in division (B) of this section, the Ohio elections commission shall hold its first hearing on a complaint filed with it, other than a complaint that receives an expedited hearing under section 3517.156 of the Revised Code, not later than ninety business days after the complaint is filed unless the commission has good cause to hold the hearing after that time, in which case it shall hold the hearing not later than one hundred eighty business days after the complaint is filed. At the hearing, the commission shall determine whether or not the failure to act or the violation alleged in the complaint has occurred and shall do only one of the following, except as otherwise provided in division (B) of this section or in division (B) of section 3517.151 of the Revised Code:	5225 5226 5227 5228 5229 5230 5231 5232 5233 5234 5235 5236 5237 5238
(a) Enter a finding that good cause has been shown not to impose a fine or not to refer the matter to the appropriate prosecutor;	5239 5240 5241
(b) Impose a fine under section 3517.993 of the Revised Code;	5242
(c) Refer the matter to the appropriate prosecutor;	5243
(d) Direct the secretary of state or appropriate board of elections with the authority to certify a candidate to the ballot to remove a candidate's name from the ballot if the candidate is barred from the ballot under division (D) of section 3517.1010 of the Revised Code.	5244 5245 5246 5247 5248
(2) As used in division (A) of this section, "appropriate prosecutor" means a prosecutor as defined in section 2935.01 of	5249 5250

the Revised Code and either of the following:	5251
(a) In the case of a failure to comply with or a violation of law involving a campaign committee or the committee's candidate, a political party, a legislative campaign fund , a political action committee, or a political contributing entity, <u>or an entity</u> <u>engaging in electioneering</u> , that is required to file a statement of contributions and expenditures with the secretary of state under division (A) of section 3517.11 of the Revised Code, the prosecutor of Franklin county;	5252 5253 5254 5255 5256 5257 5258 5259
(b) In the case of a failure to comply with or a violation of law involving any other campaign committee or committee's candidate, or any other political party or political action committee, either of the following as determined by the commission:	5260 5261 5262 5263 5264
(i) The prosecutor of Franklin county;	5265
(ii) The prosecutor of the county in which the candidacy or ballot question or issue is submitted to the electors or, if it is submitted in more than one county, the most populous of those counties.	5266 5267 5268 5269
(B) If the commission decides that the evidence is insufficient for it to determine whether or not the failure to act or the violation alleged in the complaint has occurred, the commission, by the affirmative vote of five members, may request that an investigatory attorney investigate the complaint. Upon that request, an investigatory attorney shall make an investigation in order to produce sufficient evidence for the 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.	5270 5271 5272 5273 5274 5275 5276 5277 5278 5279 5280 5281

(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.	5282 5283 5284
(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.	5285 5286 5287 5288 5289 5290 5291 5292
(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.	5293 5294 5295 5296 5297 5298
(E) In an action before the commission or a panel of the commission, if the allegations of the complainant are not proved, and the commission takes the action described in division (A)(1)(a) of this section or a panel of the commission takes the action described in division (C)(1) of section 3517.156 of the Revised Code, the commission or a panel of the commission may find that the complaint is frivolous, and, if the commission or panel so finds, the commission shall order the complainant to pay reasonable attorney's fees and to pay the costs of the commission or panel as determined by a majority of the members of the commission. The costs paid to the commission or panel under this division shall be deposited into the Ohio elections commission fund.	5299 5300 5301 5302 5303 5304 5305 5306 5307 5308 5309 5310 5311
Sec. 3517.20. (A)(1) As used in division (A) of this section:	5312

	5313
(a) "Political publication for or against a candidate" means a notice, placard, advertisement, sample ballot, brochure, flyer, direct mailer, or <u>any</u> other form of general publication that is designed to promote the nomination, election, or defeat of a candidate.	5314 5315 5316 5317 5318
(b) "Political publication for or against an issue" means a notice, placard, advertisement, sample ballot, brochure, flyer, direct mailer, or <u>any</u> other form of general publication that is designed to promote the adoption or defeat of a ballot issue or question or to influence the voters in an election.	5319 5320 5321 5322 5323
(c) "Public political advertising" means newspapers, magazines, outdoor advertising facilities, direct mailings, or other similar types of general public political advertising, or flyers, handbills, or other nonperiodical printed matter.	5324 5325 5326 5327
(d) "Statewide candidate" has the same meaning as in section 3517.102 of the Revised Code.	5328 5329
(e) "Legislative candidate" means a candidate for the office of member of the general assembly.	5330 5331
(f) "Local candidate" means a candidate for an elective office of a political subdivision of this state.	5332 5333
(g) " <u>Legislative campaign fund</u> " has the same meaning as in section 3517.01 of the Revised Code.	5334 5335
(h) " <u>Limited political action committee</u> " means a political action committee of fewer than ten members.	5336 5337
(i) "Limited political contributing entity" means a political contributing entity of fewer than ten members.	5338 5339
(j)(h) "Designated amount" means one hundred dollars in the case of a local candidate or a local ballot issue, two hundred fifty dollars in the case of a legislative candidate, or five	5340 5341 5342

hundred dollars in the case of a statewide candidate or a statewide ballot issue.	5343
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<u>(k)(i)</u> "To issue" includes to print, post, distribute, reproduce for distribution, or cause to be issued, printed, posted, distributed, or reproduced for distribution.	5345
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(2) No candidate, campaign committee, legislative campaign fund , political party, political action committee, entity engaging in electioneering, or other entity, except a political action committee or political contributing entity, shall issue a form of political publication for or against a candidate, or shall make an expenditure for the purpose of financing political communications in support of or opposition to a candidate through public political advertising, unless the name and residence or business address of the candidate or the chairperson, treasurer, or secretary of the campaign committee, legislative campaign fund , political party, political action committee, entity engaging in electioneering, or other entity that issues or otherwise is responsible for that political publication or that makes an expenditure for that political communication appears in a conspicuous place on that political publication or is contained within that political communication.	5348
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(3) No limited political action committee or limited political contributing entity shall do either of the following unless the name and residence or business address of the chairperson, treasurer, or secretary of the limited political action committee or limited political contributing entity involved appears in a conspicuous place in the political publication for or against a candidate described in division (A)(3)(a) of this section or is contained within the political communication described in division (A)(3)(b) of this section:	5364
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(a) Issue a form of political publication for or against a candidate that costs in excess of the designated amount or that is	5373
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issued in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a campaign committee, a legislative campaign fund, a political party, a political action committee with ten or more members, an entity engaging in electioneering, a political contributing entity with ten or more members, or a limited political action committee or limited political contributing entity that spends in excess of the designated amount on a related or the same or similar political publication for or against a candidate;	5375 5376 5377 5378 5379 5380 5381 5382 5383
(b) Make an expenditure in excess of the designated amount in support of or opposition to a candidate or make an expenditure in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a campaign committee, a legislative campaign fund, a political party, a political action committee with ten or more members, an entity engaging in electioneering, a political contributing entity with ten or more members, or a limited political action committee or limited political contributing entity that spends in excess of the designated amount in support of or opposition to the same candidate, for the purpose of financing political communications in support of or opposition to that candidate through public political advertising.	5384 5385 5386 5387 5388 5389 5390 5391 5392 5393 5394 5395
(4) No political action committee with ten or more members and no political contributing entity with ten or more members shall issue a form of political publication for or against a candidate, or shall make an expenditure for the purpose of financing political communications in support of or opposition to a candidate through public political advertising, unless the name and residence or business address of the chairperson, treasurer, or secretary of the political action committee or political contributing entity that issues or otherwise is responsible for that political publication or that makes an expenditure for that political communication through public political advertising	5396 5397 5398 5399 5400 5401 5402 5403 5404 5405 5406

appears in a conspicuous place in that political publication or is 5407
contained within that political communication. 5408

(5) No corporation, nonprofit corporation, labor 5409
organization, campaign committee, ~~legislative campaign fund~~, 5410
political party, political action committee, entity engaging in 5411
engineering, or other entity, ~~except a political action committee~~, 5412
shall issue a form of political publication for or against an 5413
issue, or shall make an expenditure for the purpose of financing 5414
political communications in support of or opposition to a ballot 5415
issue or question through public political advertising, unless the 5416
name and residence or business address of the chairperson, 5417
treasurer, or secretary of the corporation, nonprofit corporation, 5418
labor organization, campaign committee, ~~legislative campaign fund~~, 5419
political party, political action committee, entity engaging in 5420
electioneering, or other entity that issues or otherwise is 5421
responsible for that political publication or that makes an 5422
expenditure for that political communication through public 5423
political advertising appears in a conspicuous place in that 5424
political publication or is contained within that political 5425
communication. 5426

(6) ~~No limited political action committee shall do either of~~ 5427
~~the following unless the name and residence or business address of~~ 5428
~~the chairperson, treasurer, or secretary of the limited political~~ 5429
~~action committee involved appears in a conspicuous place in the~~ 5430
~~political publication for or against a ballot issue described in~~ 5431
~~division (A)(6)(a) of this section or is contained within the~~ 5432
~~political communication described in division (A)(6)(b) of this~~ 5433
~~section:~~ 5434

~~(a) Issue a form of political publication for or against a~~ 5435
~~ballot issue that costs in excess of the designated amount or that~~ 5436
~~is issued in cooperation, consultation, or concert with, or at the~~ 5437
~~request or suggestion of, a candidate, a campaign committee, a~~ 5438

legislative campaign fund, a political party, a political action committee with ten or more members, or a limited political action committee that spends in excess of the designated amount for a related or the same or similar political publication for or against an issue;	5439
(b) Make an expenditure in excess of the designated amount in support of or opposition to a ballot issue or make an expenditure in cooperation, consultation, or concert with, or at the request or suggestion of, a candidate, a campaign committee, a legislative campaign fund, a political party, a political action committee with ten or more members, or a limited political action committee that spends in excess of the designated amount in support of or opposition to the same ballot issue, for the purpose of financing political communications in support of or opposition to that ballot issue through public political advertising.	5444
(7) No political action committee with ten or more members shall issue a form of political publication for or against an issue, or shall make an expenditure for the purpose of financing political communications in support of or opposition to a ballot issue or question through public political advertising, unless the name and residence or business address of the chairperson, treasurer, or secretary of the political action committee that issues or otherwise is responsible for that political publication or that makes an expenditure for that political communication appears in a conspicuous place in that political publication or is contained within that political communication.	5454
(8) The disclaimer "paid political advertisement" is not sufficient to meet the requirements of this section.	5465
(9)(7) If the political publication described in division (A) of this section is issued by the regularly constituted central or executive committee of a political party that is organized as	5468
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provided in ~~Chapter 3517.~~ of the Revised Code this chapter, it 5470
shall be sufficiently identified if it bears the name of the 5471
committee and its chairperson or treasurer. 5472

~~(10)~~(8) If more than one piece of printed matter or printed 5473
political communications are mailed as a single packet, the 5474
requirements of division (A) of this section are met if one of the 5475
pieces of printed matter or printed political communications in 5476
the packet contains the name and residence or business address of 5477
the chairperson, treasurer, or secretary of the organization or 5478
entity that issues or is responsible for the printed matter or 5479
other printed political communications. 5480

~~(11)~~(9) This section does not apply to the transmittal of 5481
personal correspondence that is not reproduced by machine for 5482
general distribution. 5483

~~(12)~~(10) The secretary of state, by rule, may exempt from the 5484
requirements of this section, printed matter and certain other 5485
kinds of printed communications such as campaign buttons, 5486
balloons, pencils, or similar items, the size or nature of which 5487
makes it unreasonable to add an identification or disclaimer. 5488

~~(13)~~(11) The disclaimer or identification described in 5489
division (A) of this section, when paid for by a campaign 5490
committee, shall be identified by the words "paid for by" followed 5491
by the name and address of the campaign committee and the 5492
appropriate officer of the committee, identified by name and 5493
title. The identification or disclaimer may use reasonable 5494
abbreviations for common terms such as "treasurer" or "committee". 5495

(B)(1) No candidate, campaign committee, ~~legislative campaign~~ 5496
~~fund,~~ political party, political action committee, ~~limited~~ 5497
~~political action committee~~ entity engaging in electioneering, 5498
political contributing entity, limited political contributing 5499
entity, or other entity shall utter or cause to be uttered, over 5500

the broadcasting facilities of any radio or television station 5501
within this state, any communication that is designed to promote 5502
the nomination, election, or defeat of a candidate, or the 5503
adoption or defeat of an issue or to influence the voters in an 5504
election, unless the speaker identifies the speaker with the 5505
speaker's name and residence address or unless the communication 5506
identifies the chairperson, treasurer, or secretary of the 5507
organization responsible for the communication with the name and 5508
residence or business address of that officer, except that 5509
communications by radio need not broadcast the residence or 5510
business address of the officer. However, a radio station, for a 5511
period of at least six months, shall keep the residence or 5512
business address on file and divulge it to any person upon 5513
request. 5514

No person operating a broadcast station or an organ of 5515
printed media shall broadcast or print a paid political 5516
communication that does not contain the identification required by 5517
this section. 5518

(2) Division (B) of this section does not apply to any 5519
communications made on behalf of a radio or television station or 5520
network by any employee of such radio or television station or 5521
network while acting in the course of the employee's employment. 5522

(3) No candidate or entity described in division (B)(1) of 5523
this section shall use or cause to be used a false, fictitious, or 5524
fraudulent name or address in the making or issuing of a 5525
publication or communication included within the provisions of 5526
this section. 5527

(C) Before a prosecution may commence under this section, a 5528
complaint shall be filed with the Ohio elections commission under 5529
section 3517.153 of the Revised Code. After the complaint is 5530
filed, the commission shall proceed in accordance with sections 5531
3517.154 to 3517.157 of the Revised Code. 5532

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, and entity engaging in electioneering 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.	5533 5534 5535 5536 5537 5538 5539 5540 5541 5542 5543
Sec. 3517.992. This section establishes penalties only with respect to acts or failures to act that occur on and after August 24, 1995.	5544 5545 5546
(A)(1) A candidate whose campaign committee violates division (A), (B), (C), (D), or (V)(U) of section 3517.13 of the Revised Code, or a treasurer of a campaign committee who violates any of those divisions, shall be fined not more than one hundred dollars for each day of violation.	5547 5548 5549 5550 5551
(2) Whoever violates division (E) of section 3517.13 of the Revised Code shall be fined not more than one hundred dollars for each day of violation.	5552 5553 5554
(B) A political party that violates division (F)(1) of section 3517.101 of the Revised Code shall be fined not more than one hundred dollars for each day of violation.	5555 5556 5557
(C) Whoever violates division (F)(2) of section 3517.101 or division (G)(1)(b) or (G)(2) of section 3517.13 of the Revised Code shall be fined not more than ten thousand dollars or, if the offender is a person who was nominated or elected to public office, shall forfeit the nomination or the office to which the	5558 5559 5560 5561 5562

offender was elected, or both.	5563
(D) Whoever violates division (F) of section 3517.13 of the Revised Code shall be fined not more than three times the amount contributed.	5564
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(E) Whoever violates division (H) of section 3517.13 of the Revised Code shall be fined not more than one hundred dollars.	5567
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(F) Whoever violates division (O), (P), or (Q) of section 3517.13 of the Revised Code is guilty of a misdemeanor of the first degree.	5569
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(G) A state or county committee of a political party that violates division (B)(1) of section 3517.18 of the Revised Code shall be fined not more than twice the amount of the improper expenditure.	5572
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(H) A state or county political party that violates division (G) of section 3517.101 of the Revised Code shall be fined not more than twice the amount of the improper expenditure or use.	5576
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(I)(1)(a)(i) Except as otherwise provided in division (I)(1)(a)(ii) of this section, an individual who violates division (B)(1)(a) of section 3517.102 of the Revised Code is guilty of a misdemeanor of the first degree.	5579
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(ii) An individual who has been convicted of a violation of division (B)(1)(a) of section 3517.102 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.	5583
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(b) Any individual who violates division (B)(1)(b), (c), (d), or (e) of section 3517.102 of the Revised Code and knows that the contribution the individual makes violates that division shall be fined an amount equal to three times the amount contributed in excess of the amount permitted by that division.	5588
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<u>(c)(i) Except as otherwise provided in division (I)(1)(c)(ii) of this section, an individual who violates division (B)(1)(f) of section 3517.102 of the Revised Code is guilty of a misdemeanor of the first degree.</u>	5593 5594 5595 5596
<u>(ii) An individual who has been convicted of a violation of division (B)(1)(f) of section 3517.102 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5597 5598 5599 5600 5601
<u>(2)(a)(i) Except as otherwise provided in division (I)(2)(a)(ii) of this section, any political action committee that violates division (B)(2)(a) of section 3517.102 of the Revised Code is guilty of a misdemeanor of the first degree.</u>	5602 5603 5604 5605
<u>(ii) Any political action committee that has been convicted of a violation of division (B)(2)(a) of section 3517.102 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5606 5607 5608 5609 5610
<u>(b) Any political action committee that violates division (B)(2)(b), (c), or (d) 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.</u>	5611 5612 5613 5614
<u>(3)(a)(i) Except as otherwise provided in division (I)(3)(a)(ii) of this section, any campaign committee that violates division (B)(3)(a) of section 3517.102 of the Revised Code is guilty of a misdemeanor of the first degree.</u>	5615 5616 5617 5618
<u>(ii) Any campaign committee that has been convicted of a violation of division (B)(3)(a) of section 3517.102 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5619 5620 5621 5622 5623

<u>(b) Any campaign committee that violates division (B)(3)(b)</u>	5624
<u>or (c) or (B)(5) 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.</u>	5625
<u>5626</u>	5626
<u>5627</u>	5627
<u>(4)(a) Any legislative campaign fund that violates division (B)(6) of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount transferred or contributed in excess of the amount permitted by that division, as applicable.</u>	5628
<u>5629</u>	5629
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<u>5631</u>	5631
<u>(b) Any (i) Except as otherwise provided in division (I)(4)(a)(ii) of this section, any state political party, or county political party, or state candidate fund of a state political party or county political party that violates division (B)(6) of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount transferred or contributed in excess of the amount permitted by that division, as applicable is guilty of a misdemeanor of the first degree.</u>	5632
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<u>5637</u>	5637
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<u>5639</u>	5639
<u>(ii) Any state political party or county political party that has been convicted of a violation of division (B)(6) of section 3517.102 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5640
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<u>5643</u>	5643
<u>5644</u>	5644
<u>(e)(b)(i)(I) Except as otherwise provided in division (I)(4)(b)(i)(II) of this section, any political contributing entity that violates division (B)(7)(a) of section 3517.102 of the Revised Code is guilty of a misdemeanor of the first degree.</u>	5645
<u>5646</u>	5646
<u>5647</u>	5647
<u>5648</u>	5648
<u>(II) Any political contributing entity that has been convicted of a violation of division (B)(7)(a) of section 3517.102 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5649
<u>5650</u>	5650
<u>5651</u>	5651
<u>5652</u>	5652
<u>5653</u>	5653
<u>(ii) Any political contributing entity that violates division</u>	5654

(B)(7)(b), (c), or (d) 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.	5655 5656 5657
(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.	5658 5659 5660 5661
(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:	5662 5663 5664 5665 5666 5667
(a) It is completely refunded within five business days after it is accepted.	5668 5669
(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.	5670 5671 5672 5673 5674
(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.	5675 5676 5677 5678
(2) Any state or county political party that violates division (C)(4)(2) 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 in excess of the amount permitted by that division.	5679 5680 5681 5682 5683
(3) Any legislative campaign fund that violates division (C)(5) of section 3517.102 of the Revised Code shall be fined an	5684 5685

amount equal to three times the amount accepted in excess of the amount permitted by that division.	5686
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(4) Any political action committee or political contributing entity that violates division (C) (7)(3) 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.	5688
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(5)(4) Notwithstanding divisions (J)(1), (2), and (3), and (4) of this section, no violation of division (C) 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 to be accepted by that division meets either of the following conditions:	5693
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(a) It is completely refunded within five business days after its acceptance.	5700
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(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.	5702
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(K)(1) Any legislative campaign fund that violates division (F)(1) of section 3517.102 of the Revised Code shall be fined twenty five dollars for each day of violation.	5707
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(2) Any legislative campaign fund that violates division (F)(2) of section 3517.102 of the Revised Code shall give to the treasurer of state for deposit into the state treasury to the credit of the Ohio elections commission fund all excess contributions not disposed of as required by division (E) of section 3517.102 of the Revised Code.	5710
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(L) Whoever violates section 3517.105 of the Revised Code	5716

shall be fined one thousand dollars.	5717
<u>(M)(L)</u> (1) Whoever solicits a contribution in violation of section 3517.092 or violates division (B) of section 3517.09 of the Revised Code is guilty of a misdemeanor of the first degree.	5718 5719 5720
(2) Whoever knowingly accepts a contribution in violation of division (B) or (C) of section 3517.092 of the Revised Code shall be fined an amount equal to three times the amount accepted in violation of either of those divisions and shall return to the contributor any amount so accepted. Whoever unknowingly accepts a contribution in violation of division (B) or (C) of section 3517.092 of the Revised Code shall return to the contributor any amount so accepted.	5721 5722 5723 5724 5725 5726 5727 5728
<u>(N)(M)</u> Whoever violates division (S) of section 3517.13 of the Revised Code shall be fined an amount equal to three times the amount of funds transferred or three times the value of the assets transferred in violation of that division.	5729 5730 5731 5732
<u>(O)(N)</u> Any campaign committee that accepts a contribution or contributions in violation of section 3517.108 of the Revised Code, uses a contribution in violation of that section, or fails to dispose of excess contributions in violation of that section shall be fined an amount equal to three times the amount accepted, used, or kept in violation of that section.	5733 5734 5735 5736 5737 5738
<u>(P)</u> Any political party, state candidate fund, legislative candidate fund, or campaign committee that violates division (T) of section 3517.13 of the Revised Code shall be fined an amount equal to three times the amount contributed or accepted in violation of that section.	5739 5740 5741 5742 5743
<u>(Q)(O)</u> A treasurer of a committee or another person who violates division <u>(U)(T)</u> of section 3517.13 of the Revised Code shall be fined not more than two hundred fifty dollars.	5744 5745 5746
<u>(R)(P)</u> Whoever violates division (I) or (J) of section	5747

3517.13 of the Revised Code shall be fined not more than one thousand dollars. Whenever a person is found guilty of violating division (I) or (J) of section 3517.13 of the Revised Code, the contract awarded in violation of either of those divisions shall be rescinded if its terms have not yet been performed. 5748
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(S)(O) A candidate whose campaign committee violates or a treasurer of a campaign committee who violates section 3517.081, and a candidate whose campaign committee violates, or a treasurer of a campaign committee, or another person who violates, division (C) of section 3517.10 of the Revised Code, shall be fined not more than five hundred dollars. 5753
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(T)(R) A candidate whose campaign committee violates or a treasurer of a committee who violates division (B), or a candidate whose campaign committee violates, a treasurer of a committee, or another person who violates division (C), of section 3517.09 of the Revised Code shall be fined not more than one thousand dollars. 5759
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(U)(S) Whoever violates section 3517.20 of the Revised Code shall be fined not more than five hundred dollars. 5765
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(V)(T) 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. 5767
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(W)(U) 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. 5770
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(X)(V) 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 5776
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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. 5779
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(Y)(W) 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) of section 3517.102 of the Revised Code~~ all
funds not disposed of pursuant to those divisions. 5782
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(Z)(X) Any individual, campaign committee, political action
committee, political contributing entity, ~~legislative campaign~~
~~fund entity engaging in electioneering~~, 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. 5791
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(AA)(Y)(1) Whoever knowingly violates division (W)(V)(1) of
section 3517.13 of the Revised Code shall be fined an amount equal
to three times the amount contributed, expended, or promised in
violation of that division or ten thousand dollars, whichever
amount is greater. 5798
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(2) Whoever knowingly violates division (W)(V)(2) of section
3517.13 of the Revised Code shall be fined an amount equal to
three times the amount solicited or accepted in violation of that
division or ten thousand dollars, whichever amount is greater. 5803
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(Z)(1) Except as otherwise provided in division (Z)(2) of
this section, whoever violates division (G)(1)(a) of section
3517.13 of the Revised Code is guilty of a felony of the fifth 5807
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<u>degree.</u>	5810
<u>(2) Whoever has been convicted of a violation of division (G)(1)(a) of section 3517.13 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5811
<u>(AA)(1) Except as otherwise provided in division (AA)(2) of this section, whoever violates division (W) of section 3517.13 of the Revised Code is guilty of a misdemeanor of the first degree.</u>	5816
<u>(2) Whoever has been convicted of a violation of division (W) of section 3517.13 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5819
<u>(BB)(1) Except as otherwise provided in division (BB)(2) of this section, whoever violates division (X) of section 3517.13 of the Revised Code is guilty of a misdemeanor of the first degree.</u>	5823
<u>(2) Whoever has been convicted of a violation of division (X) of section 3517.13 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any subsequent conviction, guilty of a felony of the third degree.</u>	5826
<u>(CC)(1)(a) Except as otherwise provided in division (CC)(1)(b) of this section, whoever violates division (Y) of section 3517.13 of the Revised Code is guilty of a misdemeanor of the first degree and shall give to the treasurer of state for deposit into the state treasury to the credit of the office of the secretary of state any contribution that was the subject of the violation of that division.</u>	5830
<u>(b) Whoever has been convicted of a violation of division (Y) of section 3517.13 of the Revised Code and is again convicted of a violation of that division is, on the second conviction and on any</u>	5837
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<u>subsequent conviction, guilty of a felony of the third degree and shall give to the treasurer of state for deposit into the state treasury to the credit of the office of the secretary of state any contribution that was the subject of the violation of that division.</u>	5840 5841 5842 5843 5844
<u>(2) Any contribution deposited into the state treasury to the credit of the office of the secretary of state under division (CC)(1) of this section shall be used by that office for the purpose of employing additional special investigators.</u>	5845 5846 5847 5848
<u>(DD)(1) Whoever attempts to violate division (BB)(1) of section 3517.13 of the Revised Code and has the contribution attempted to be made under that division refused by the political party, political action committee, or the political contributing entity to which it was attempted to be made is guilty of a misdemeanor of the first degree.</u>	5849 5850 5851 5852 5853 5854
<u>(2)(a) Except as otherwise provided in division (DD)(2)(b) of this section, whoever violates division (BB) of section 3517.13 of the Revised Code is guilty of a felony of the fourth degree.</u>	5855 5856 5857
<u>(b) Except as otherwise provided in division (B) of section 2923.32 of the Revised Code, whoever has been convicted of a violation of division (BB) of section 3517.13 of the Revised Code and is again convicted of a violation of that division is, on the second and on any subsequent conviction, guilty of a felony of the third degree.</u>	5858 5859 5860 5861 5862 5863
Sec. 3599.03. (A) Except to carry on activities specified in sections 3517.082 and 3599.031 of the Revised Code and except as provided in divisions (D), (E), and (F) of this section, no corporation, no nonprofit corporation, and no labor organization, directly or indirectly, shall pay or use, or offer, advise, consent, or agree to pay or use, the corporation's money or	5864 5865 5866 5867 5868 5869

property, or the labor organization's money, including dues, 5870
initiation fees, or other assessments paid by members, or 5871
property, for or in aid of or opposition to a political party, a 5872
candidate for election or nomination to public office, a political 5873
action committee, ~~a legislative campaign fund~~ an entity engaging 5874
in electioneering, or any organization that supports or opposes 5875
any such candidate, or for any partisan political purpose, shall 5876
violate any law requiring the filing of an affidavit or statement 5877
respecting such use of those funds, or shall pay or use the 5878
corporation's or labor organization's money for the expenses of a 5879
social fund-raising event for its political action committee if an 5880
employee's or labor organization member's right to attend such an 5881
event is predicated on the employee's or member's contribution to 5882
the corporation's or labor organization's political action 5883
committee. 5884

Whoever violates division (A) of this section shall be fined 5885
not less than five hundred nor more than five thousand dollars. 5886

(B) No officer, stockholder, attorney, or agent of a 5887
corporation or nonprofit corporation, no member, including an 5888
officer, attorney, or agent, of a labor organization, and no 5889
candidate, political party official, or other individual shall 5890
knowingly aid, advise, solicit, or receive money or other property 5891
in violation of division (A) of this section. 5892

Whoever violates division (B) of this section shall be fined 5893
not more than one thousand dollars, or imprisoned not more than 5894
one year, or both. 5895

(C) A corporation, a nonprofit corporation, or a labor 5896
organization may use its funds or property for or in aid of or 5897
opposition to a proposed or certified ballot issue. Such use of 5898
funds or property shall be reported on a form prescribed by the 5899
secretary of state. Reports of contributions in connection with 5900
statewide ballot issues shall be filed with the secretary of 5901

state. Reports of contributions in connection with local issues	5902
shall be filed with the board of elections of the most populous	5903
county of the district in which the issue is submitted or to be	5904
submitted to the electors. Reports made pursuant to this division	5905
shall be filed by the times specified in divisions (A)(1) and (2)	5906
of section 3517.10 of the Revised Code.	5907
(D) Any gift made pursuant to section 3517.101 of the Revised	5908
Code does not constitute a violation of this section or of any	5909
other section of the Revised Code.	5910
(E) Any compensation or fees paid by a financial institution	5911
to a state political party for services rendered pursuant to	5912
division (B) of section 3517.19 of the Revised Code do not	5913
constitute a violation of this section or of any other section of	5914
the Revised Code.	5915
(F) The use by a nonprofit corporation of its money or	5916
property for communicating information for a purpose specified in	5917
division (A) of this section is not a violation of that division	5918
if the stockholders, members, donors, trustees, or officers of the	5919
nonprofit corporation are the predominant recipients of the	5920
communication.	5921
(G) In addition to the laws listed in division (A) of section	5922
4117.10 of the Revised Code that prevail over conflicting	5923
agreements between employee organizations and public employers,	5924
this section prevails over any conflicting provisions of	5925
agreements between labor organizations and public employers	5926
entered into pursuant to Chapter 4117. of the Revised Code.	5927
(H) As used in this section, "labor organization" has the	5928
same meaning as in section 3517.01 of the Revised Code.	5929
Sec. 3599.031. (A) Notwithstanding any section of the Revised	5930
Code and subject to divisions (C) and (H) of this section, any	5931

employer may deduct from the wages and salaries of its employees 5932
amounts for an account described in division (C) of this section, 5933
a separate segregated fund, a political action committee of the 5934
employer, a political action committee of a labor organization of 5935
the employer's employees, a political action committee of an 5936
association of which the employer is a member, a political party, 5937
or a ballot issue that the employee by written authorization may 5938
designate and shall transmit any amounts so deducted as a separate 5939
written authorization described in division (C) of this section 5940
shall direct. Any authorization authorizing a deduction from an 5941
employee's wages or salary may be on a form that is used to apply 5942
for or authorize membership in or authorize payment of dues or 5943
fees to any organization, but the authorization for a deduction 5944
shall be stated and signed separately from the application for 5945
membership or the authorization for the payment of dues or fees. 5946
The employer either may deduct from the amount to be so 5947
transmitted a uniform amount determined by the employer to be 5948
necessary to defray the actual cost of making such deduction and 5949
transmittal, or may utilize its own funds in an amount it 5950
determines is necessary to defray the actual administrative cost, 5951
including making the deduction and transmittal. 5952

(B) Any person who solicits an employee to authorize a 5953
deduction from ~~his~~ the employee's wages or salary pursuant to 5954
division (A) of this section shall inform the employee at the time 5955
of the solicitation that ~~he~~ the employee may refuse to authorize a 5956
deduction, and that ~~he~~ the employee may at any time revoke ~~his~~ the 5957
authorization, without suffering any reprisal. 5958

(C) If an employer establishes a separate account in the name 5959
of an employee for the purpose of depositing into the account 5960
amounts deducted from the wages and salary of the employee 5961
pursuant to division (A) of this section or amounts directly given 5962
by the employee to the employer for the support of a candidate, a 5963

separate segregated fund, a political action committee of the 5964
employer, a political action committee of a labor organization of 5965
the employer's employees, a political action committee of an 5966
association of which the employer is a member, a political party, 5967
~~a legislative campaign fund~~, or a ballot issue, the employee shall 5968
sign a written authorization designating the recipient of a 5969
disbursement from that account. The written authorization required 5970
under this division is separate and distinct from a written 5971
authorization required under division (A) of this section. The 5972
authorization required under this division shall clearly identify 5973
and designate the candidate, separate segregated fund, political 5974
action committee of the employer, political action committee of a 5975
labor organization of the employer's employees, political action 5976
committee of an association of which the employer is a member, 5977
political party, ~~a legislative campaign fund~~, or ballot issue that 5978
is to receive any disbursement from the account established 5979
pursuant to this division. No person shall designate the recipient 5980
of a disbursement from the account except the employee from whose 5981
account the disbursement is made. No employer shall make a 5982
disbursement from the account of an employee established under 5983
this division unless the employer has received the written 5984
authorization required under this division. 5985

(D) An employer shall furnish the recipient of any amount 5986
transmitted pursuant to this section with the employer's full name 5987
and the full name of the labor organization of which the employee 5988
whose amount is being transmitted is a member, if any. An employer 5989
shall keep and maintain the authorization forms of all its 5990
employees from whose wages and salaries any amounts were deducted 5991
pursuant to division (A) of this section and the authorizations of 5992
disbursements from accounts established under division (C) of this 5993
section for a period of at least six years after the year in which 5994
the deductions and disbursements were made. 5995

(E) An employee who has made an authorization pursuant to division (A) or (C) of this section may revoke that authorization at any time. A revocation of the authorization does not affect any deduction already made from an employee's wages and salary or any amounts already transmitted or disbursed under this section.	5996 5997 5998 5999 6000
(F) For purposes of this section and for the purpose of the information required to be filed under division (B)(4)(b)(iii) of section 3517.10 of the Revised Code:	6001 6002 6003
(1) If an employer is a corporation, each subsidiary of a parent corporation shall be considered an entity separate and distinct from any other subsidiary and separate and distinct from the parent corporation.	6004 6005 6006 6007
(2) Each national, regional, state, and local affiliate of a labor organization shall be considered a distinct entity.	6008 6009
(G) Whoever violates division (C) of this section shall be fined not less than fifty nor more than five hundred dollars for each disbursement made in violation of that division.	6010 6011 6012
(H) No public employer shall deduct from the wages and salaries of its employees any amounts for the support of any candidate, separate segregated fund, political action committee, legislative campaign fund , political party, <u>entity engaging in electioneering</u> , or ballot issue.	6013 6014 6015 6016 6017
(I) 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 entered into pursuant to Chapter 4117. of the Revised Code.	6018 6019 6020 6021 6022 6023
(J) As used in this section:	6024
(1) "Labor organization" and "separate segregated fund" have	6025

the same meanings as in section 3517.01 of the Revised Code.	6026
(2) "Public employer" means an employer that is the state or 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.	6027 6028 6029 6030 6031
(3) "Employee" includes only an employee who is a resident of or is employed in this state.	6032 6033
Sec. 5727.61. Every public utility required by law to make returns, statements, or reports to the tax commissioner under sections 5727.01 to 5727.62 of the Revised Code shall file therewith with them , in such the form as the commissioner prescribes, an affidavit s subscribed and sworn to by a person or officer having knowledge of the facts s setting forth that such the public utility has not, during the preceding year, except as permitted by sections 3517.082, 3599.03, and 3599.031 of the Revised Code, directly or indirectly paid, used s or offered, consented, or agreed to pay or use any of its money or property for or in aid of or opposition to a political party, a candidate for election or nomination to public office, or a political action committee, legislative campaign fund entity enqaging in electioneering , or organization that supports or opposes any such candidate or in any manner used any of its money or property for any partisan political purpose whatever, or for the reimbursement or indemnification of any person for money or property so used. Such forms of affidavit as the commissioner prescribes shall be attached to or made a part of the return, statement, or report required to be made by such the public utility under sections 5727.01 to 5727.62 of the Revised Code.	6034 6035 6036 6037 6038 6039 6040 6041 6042 6043 6044 6045 6046 6047 6048 6049 6050 6051 6052 6053 6054
<u>As used in this section, "entity engaging in electioneering," "political action committee," and "political party" have the same</u>	6055 6056

<u>meanings as in section 3517.01 of the Revised Code.</u>	6057
 Sec. 5733.27. Every corporation required by law to make returns, statements, or reports to the tax commissioner shall file therewith with them , in such the form as the commissioner prescribes, an affidavit, subscribed and sworn to by a person or officer having knowledge of the facts, setting forth that such the corporation has not, during the preceding year, except as permitted by sections 3517.082, 3599.03, and 3599.031 of the Revised Code, directly or indirectly paid, used, or offered, consented, or agreed to pay or use any of its money or property for or in aid of or opposition to a political party, a candidate for election or nomination to public office, or a political action committee, legislative campaign fund entity enqaging in electioneering , or organization that supports or opposes any such candidate or in any manner used any of its money or property for any partisan political purpose whatever, or for the reimbursement or indemnification of any person for money or property so used. Such forms of affidavit as the commissioner prescribes shall be attached to or made a part of the return, statement, or report required to be made by such the corporation.	6058 6059 6060 6061 6062 6063 6064 6065 6066 6067 6068 6069 6070 6071 6072 6073 6074 6075 6076
<u>As used in this section, "entity enqaging in electioneering," "political action committee," and "political party" have the same meanings as in section 3517.01 of the Revised Code.</u>	6077 6078 6079
 Section 2. That existing sections 101.34, 101.99, 102.03, 121.99, 127.13, 2921.01, 2921.43, 2923.31, 3501.05, 3513.10, 3517.01, 3517.03, 3517.06, 3517.08, 3517.082, 3517.09, 3517.092, 3517.10, 3517.102, 3517.103, 3517.105, 3517.106, 3517.108, 3517.109, 3517.1010, 3517.11, 3517.13, 3517.151, 3517.152, 3517.154, 3517.155, 3517.20, 3517.23, 3517.992, 3599.03, 3599.031, 5727.61, and 5733.27 of the Revised Code are hereby repealed.	6080 6081 6082 6083 6084 6085 6086

Section 3. All accounts of a political party, other than the account that contains the public moneys received from the Ohio political party fund under section 3517.17 of the Revised Code or that contains any gifts given to the political party pursuant to section 3517.101 of the Revised Code, shall be combined into a single account pursuant to division (D)(3)(c) of section 3517.10 of the Revised Code. Except as otherwise provided in that division, all other accounts of a political party, including any state candidate fund maintained by a state or county political party prior to the effective date of this section shall be abolished within ninety days after the effective date of this section. Not later than the date on which such a state candidate fund is abolished, any moneys contained in the fund shall be returned to the contributors to the fund in the full amount each contributed or, if there is not a sufficient amount in the fund to return the full amount to each, be returned to each proportionately. 6087
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Section 4. On and after the effective date of this section, all records of a political party shall be considered to be public records and shall be open to public inspection and copying as provided in division (D) of section 3517.03 of the Revised Code. All records of a political party in existence on the effective date of this section shall be maintained and open to public inspection and copying for a period of ten years from the date that each record was created or, if the date that the record was created cannot be determined, shall be maintained and open to public inspection and copying for a period of ten years from the effective date of this section. 6104
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Section 5. Within ninety days after the effective date of this section, each legislative campaign fund established by a 6115
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state political party under the version of section 3517.01 of the 6117
Revised Code that was in effect prior to the effective date of 6118
this section shall be abolished. Not later than the date on which 6119
the legislative campaign fund is abolished, any moneys contained 6120
in any account of the legislative campaign fund shall be returned 6121
to the contributors to the fund in the full amount each 6122
contributed or, if there is not a sufficient amount in the fund to 6123
return the full amount to each, be returned to each 6124
proportionately. 6125

Section 6. Section 3513.10 of the Revised Code is presented 6126
in this act as a composite of the section as amended by both Am. 6127
Sub. H.B. 117 and Am. Sub. S.B. 9 of the 121st General Assembly. 6128
The General Assembly, applying the principle stated in division 6129
(B) of section 1.52 of the Revised Code that amendments are to be 6130
harmonized if reasonably capable of simultaneous operation, finds 6131
that the composite is the resulting version of the section in 6132
effect prior to the effective date of the section as presented in 6133
this act. 6134