

**As Introduced**

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

**S. B. No. 2**

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

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**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 22  
ethics committee to serve the general assembly. The committee 23  
shall be composed of twelve members, six each from the two major 24  
political parties, and each member shall serve on the committee 25  
during the member's term as a member of that general assembly. Six 26  
members of the committee shall be members of the house of 27  
representatives appointed by the speaker of the house of 28  
representatives, not more than three from the same political 29  
party, and six members of the committee shall be members of the 30  
senate appointed by the president of the senate, not more than 31  
three from the same political party. A vacancy in the committee 32  
shall be filled for the unexpired term in the same manner as an 33  
original appointment. The members of the committee shall be 34  
appointed within fifteen days after the first day of the first 35  
regular session of each general assembly, and the committee shall 36  
meet and proceed to recommend an ethics code not later than thirty 37  
days after the first day of the first regular session of each 38  
general assembly. 39

In the first regular session of each general assembly, the 40  
speaker of the house of representatives shall appoint the 41  
chairperson of the committee from among the house members of the 42  
committee, and the president of the senate shall appoint the 43  
vice-chairperson of the committee from among the senate members of 44  
the committee. In the second regular session of each general 45  
assembly, the president of the senate shall appoint the 46  
chairperson of the committee from among the senate members of the 47  
committee, and the speaker of the house of representatives shall 48  
appoint the vice-chairperson of the committee from among the house 49  
members of the committee. The chairperson, vice-chairperson, and 50  
members of the committee shall serve until their respective 51  
successors are appointed or until they are no longer members of 52  
the general assembly. 53

The committee shall meet at the call of the chairperson or 54  
upon the written request of seven members of the committee. 55

(B) The joint legislative ethics committee: 56

(1) Shall recommend a code of ethics ~~which~~ that is consistent 57  
with law to govern all members and employees of each house of the 58  
general assembly and all candidates for the office of member of 59  
each house; 60

(2) May receive and hear any complaint ~~which~~ that alleges a 61  
breach of any privilege of either house, or misconduct of any 62  
member, employee, or candidate, or any violation of the 63  
appropriate code of ethics; 64

(3) May obtain information with respect to any complaint 65  
filed pursuant to this section and to that end may enforce the 66  
attendance and testimony of witnesses, and the production of books 67  
and papers; 68

(4) May recommend whatever sanction is appropriate with 69  
respect to a particular member, employee, or candidate as will 70  
best maintain in the minds of the public a good opinion of the 71  
conduct and character of members and employees of the general 72  
assembly; 73

(5) May recommend legislation to the general assembly 74  
relating to the conduct and ethics of members and employees of and 75  
candidates for the general assembly; 76

(6) Shall employ an executive director for the committee and 77  
may employ ~~such~~ other staff as the committee determines necessary 78  
to assist it in exercising its powers and duties. The executive 79  
director and staff of the committee shall be known as the office 80  
of legislative inspector general. At least one member of the staff 81  
of the committee shall be an attorney at law licensed to practice 82  
law in this state. The appointment and removal of the executive 83

director shall require the approval of at least eight members of 84  
the committee. 85

(7) May employ a special counsel to assist the committee in 86  
exercising its powers and duties. The appointment and removal of a 87  
special counsel shall require the approval of at least eight 88  
members of the committee. 89

(8) Shall act as an advisory body to the general assembly and 90  
to individual members, candidates, and employees on questions 91  
relating to ethics, possible conflicts of interest, and financial 92  
disclosure; 93

(9) Shall provide for the proper forms on which the statement 94  
required pursuant to section 102.02 of the Revised Code shall be 95  
filed and instructions as to the filing of the statement; 96

(10) Exercise the powers and duties prescribed under sections 97  
101.70 to 101.79, sections 101.80 to 101.804, sections 101.90 to 98  
101.98, ~~and~~ sections 121.60 to 121.69, and sections 121.80 to 99  
121.84 of the Revised Code; 100

(11) Adopt, in accordance with section 111.15 of the Revised 101  
Code, any rules that are necessary to implement and clarify 102  
Chapter 102. and sections 2921.42 and 2921.43 of the Revised Code. 103

(C) There is hereby created in the state treasury the joint 104  
legislative ethics committee fund. ~~Money~~ Except as provided in 105  
division (E) of section 101.802 and division (E) of section 121.82 106  
of the Revised Code, money credited to the fund and any interest 107  
and earnings from the fund shall be used solely for the operation 108  
of the joint legislative ethics committee and the office of 109  
legislative inspector general and for the purchase of data storage 110  
and computerization facilities for the statements filed with the 111  
joint committee under sections 101.73, 101.74, 101.802, 121.63, 112  
~~and~~ 121.64, and 121.82 of the Revised Code. 113

(D) The chairperson of the joint legislative ethics 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

Sec. 101.80. As used in sections 101.80 to 101.804 of the 147  
Revised Code: 148

(A) "Contribution" means money, property, financial 149  
assistance, or any other thing of value given to a person for a 150  
social, recreational, benevolent, charitable, fraternal, 151  
political, patriotic, athletic, or other purpose. 152

(B) "Person" has the same meaning as in section 101.70 of the 153  
Revised Code. 154

Sec. 101.801. (A) No member of the general assembly or 155  
candidate for the office of member of the general assembly shall 156  
knowingly fail to maintain a record that section 101.802 of the 157  
Revised Code requires the member or candidate to maintain. 158

(B) No member of the general assembly or candidate for the 159  
office of member of the general assembly shall knowingly fail to 160  
file a statement that section 101.802 of the Revised Code requires 161  
the member or candidate to file. 162

(C) No member of the general assembly or candidate for the 163  
office of member of the general assembly shall knowingly file a 164  
false statement that section 101.802 of the Revised Code requires 165  
the member or candidate to file. 166

Sec. 101.802. (A) Each member of the general assembly and 167  
each candidate for the office of member of the general assembly 168  
shall file by electronic means of transmission with the office of 169  
the joint legislative ethics committee, not later than the last 170  
day of January, May, and September of each year, a statement of 171  
contributions solicited. The statement shall include, for each 172  
contribution that was made to a person as a result of a 173  
solicitation by the member or candidate, all of the following: 174

<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

be used by the joint committee for the purpose of employing  
additional special investigators.

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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.

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(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.

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(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."

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(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.

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(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.

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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

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connection with statements required to be filed under those 235  
sections and, in the event of an apparent violation, shall report 236  
the findings of any such investigation to the prosecuting attorney 237  
of Franklin county, who shall institute appropriate proceedings. 238

**Sec. 101.99.** (A) Whoever violates division (A), (B), or (C) 239  
of section 101.71 or of section 101.91, ~~or~~ section 101.77, 240  
division (A) or (B) of section 101.801, or section 101.97 of the 241  
Revised Code is guilty of a misdemeanor of the fourth degree. 242

(B) Whoever violates division (D) of section 101.71 or of 243  
section 101.91 or division (C) of section 101.801 of the Revised 244  
Code is guilty of a misdemeanor of the first degree. 245

**Sec. 102.03.** (A)(1) No present or former public official or 246  
employee shall, during public employment or service or for twelve 247  
months thereafter, represent a client or act in a representative 248  
capacity for any person on any matter in which the public official 249  
or employee personally participated as a public official or 250  
employee through decision, approval, disapproval, recommendation, 251  
the rendering of advice, investigation, or other substantial 252  
exercise of administrative discretion. 253

(2) For twenty-four months after the conclusion of service, 254  
no former commissioner or attorney examiner of the public 255  
utilities commission shall represent a public utility, as defined 256  
in section 4905.02 of the Revised Code, or act in a representative 257  
capacity on behalf of such a utility before any state board, 258  
commission, or agency. 259

(3) For twenty-four months after the conclusion of employment 260  
or service, no former public official or employee who personally 261  
participated as a public official or employee through decision, 262  
approval, disapproval, recommendation, the rendering of advice, 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.

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

(B) No present or former public official or employee shall  
disclose or use, without appropriate authorization, any  
information acquired by the public official or employee in the  
course of the public official's or employee's official duties that  
is confidential because of statutory provisions, or that has been  
clearly designated to the public official or employee as  
confidential when that confidential designation is warranted  
because of the status of the proceedings or the circumstances  
under which the information was received and preserving its  
confidentiality is necessary to the proper conduct of government  
business.

(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

person to whom the public official or employee or immediate 328  
family, or a partnership, trust, business trust, corporation, or 329  
association of which the public official or employee or the public 330  
official's or employee's immediate family owns or controls more 331  
than five per cent, has sold goods or services totaling more than 332  
one thousand dollars during the preceding year, unless the public 333  
official or employee has filed a written statement acknowledging 334  
that sale with the clerk or secretary of the public agency and the 335  
statement is entered in any public record of the agency's 336  
proceedings. This division shall not be construed to require the 337  
disclosure of clients of attorneys or persons licensed under 338  
section 4732.12 or 4732.15 of the Revised Code, or patients of 339  
persons certified under section 4731.14 of the Revised Code. 340

(D) No public official or employee shall use or authorize the 341  
use of the authority or influence of office or employment to 342  
secure anything of value or the promise or offer of anything of 343  
value that is of such a character as to manifest a substantial and 344  
improper influence upon the public official or employee with 345  
respect to that person's duties. 346

(E) No public official or employee shall solicit or accept 347  
anything of value that is of such a character as to manifest a 348  
substantial and improper influence upon the public official or 349  
employee with respect to that person's duties. 350

(F) No person shall promise or give to a public official or 351  
employee anything of value that is of such a character as to 352  
manifest a substantial and improper influence upon the public 353  
official or employee with respect to that person's duties. 354

(G) In the absence of bribery or another offense under the 355  
Revised Code or a purpose to defraud, contributions made to a 356  
campaign committee, political party, ~~legislative campaign fund,~~ 357  
political action committee, ~~or~~ political contributing entity, or 358

entity engaging in electioneering on behalf of an elected public 359  
officer or other public official or employee who seeks elective 360  
office shall be considered to accrue ordinarily to the public 361  
official or employee for the purposes of divisions (D), (E), and 362  
(F) of this section. 363

As used in this division, "contributions," "campaign 364  
committee," "political party," ~~"legislative campaign fund,"~~ 365  
"political action committee," and "political contributing entity," 366  
and "entity engaging in electioneering" have the same meanings as 367  
in section 3517.01 of the Revised Code. 368

(H)(1) No public official or employee, except for the 369  
president or other chief administrative officer of or a member of 370  
a board of trustees of a state institution of higher education as 371  
defined in section 3345.011 of the Revised Code, who is required 372  
to file a financial disclosure statement under section 102.02 of 373  
the Revised Code shall solicit or accept, and no person shall give 374  
to that public official or employee, an honorarium. Except as 375  
provided in division (H)(2) of this section, this division and 376  
divisions (D), (E), and (F) of this section do not prohibit a 377  
public official or employee who is required to file a financial 378  
disclosure statement under section 102.02 of the Revised Code from 379  
accepting and do not prohibit a person from giving to that public 380  
official or employee the payment of actual travel expenses, 381  
including any expenses incurred in connection with the travel for 382  
lodging, and meals, food, and beverages provided to the public 383  
official or employee at a meeting at which the public official or 384  
employee participates in a panel, seminar, or speaking engagement 385  
or provided to the public official or employee at a meeting or 386  
convention of a national organization to which any state agency, 387  
including, but not limited to, any state legislative agency or 388  
state institution of higher education as defined in section 389  
3345.011 of the Revised Code, pays membership dues. Except as 390

provided in division (H)(2) of this section, this division and 391  
divisions (D), (E), and (F) of this section do not prohibit a 392  
public official or employee who is not required to file a 393  
financial disclosure statement under section 102.02 of the Revised 394  
Code from accepting and do not prohibit a person from promising or 395  
giving to that public official or employee an honorarium or the 396  
payment of travel, meal, and lodging expenses if the honorarium, 397  
expenses, or both were paid in recognition of demonstrable 398  
business, professional, or esthetic interests of the public 399  
official or employee that exist apart from public office or 400  
employment, including, but not limited to, such a demonstrable 401  
interest in public speaking and were not paid by any person or 402  
other entity, or by any representative or association of those 403  
persons or entities, that is regulated by, doing business with, or 404  
seeking to do business with the department, division, institution, 405  
board, commission, authority, bureau, or other instrumentality of 406  
the governmental entity with which the public official or employee 407  
serves. 408

(2) No person who is a member of the board of a state 409  
retirement system, a state retirement system investment officer, 410  
or an employee of a state retirement system whose position 411  
involves substantial and material exercise of discretion in the 412  
investment of retirement system funds shall solicit or accept, and 413  
no person shall give to that board member, officer, or employee, 414  
payment of actual travel expenses, including expenses incurred 415  
with the travel for lodging, meals, food, and beverages. 416

(I) A public official or employee may accept travel, meals, 417  
and lodging or expenses or reimbursement of expenses for travel, 418  
meals, and lodging in connection with conferences, seminars, and 419  
similar events related to official duties if the travel, meals, 420  
and lodging, expenses, or reimbursement is not of such a character 421  
as to manifest a substantial and improper influence upon the 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 ~~his~~ the public official's or employee's 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



governor, secretary of state, auditor of state, treasurer of 485  
state, or attorney general. 486

Sec. 121.81. (A) No statewide officeholder or statewide 487  
candidate shall knowingly fail to maintain a record that section 488  
121.82 of the Revised Code requires the officeholder or candidate 489  
to maintain. 490

(B) No statewide officeholder or statewide candidate shall 491  
knowingly fail to file a statement that section 121.82 of the 492  
Revised Code requires the officeholder or candidate to file. 493

(C) No statewide officeholder or statewide candidate shall 494  
knowingly file a false statement that section 121.82 of the 495  
Revised Code requires the officeholder or candidate to file. 496

Sec. 121.82. (A) Each statewide officeholder and each 497  
statewide candidate shall file by electronic means of transmission 498  
with the office of the joint legislative ethics committee, not 499  
later than the last day of January, May, and September of each 500  
year, a statement of contributions solicited. The statement shall 501  
include, for each contribution that was made to a person as a 502  
result of a solicitation by the statewide officeholder or 503  
statewide candidate, all of the following: 504

(1) The name and address of the contributor; 505

(2) The name, address, and employer of the person who 506  
received the contribution; 507

(3) The approximate date the contribution was made; 508

(4) The dollar amount or fair market value of the 509  
contribution. If it is impractical or impossible to determine the 510  
exact dollar amount or fair market value of the contribution, 511  
reporting of good faith estimates, based on reasonable accounting 512  
procedures, constitutes compliance with this requirement. 513

(B) Each statement shall cover contributions solicited during 514  
the four-calendar-month period that ended on the last day of the 515  
month immediately preceding the month in which the statement is 516  
required to be filed. 517

(C) Statewide officeholders and statewide candidates shall 518  
maintain records for all contributions solicited that they are 519  
required to report under this section. These records shall be 520  
maintained for a period ending on the thirty-first day of December 521  
of the second calendar year after the year in which a contribution 522  
was made. 523

(D) If a statement required to be filed under this section is 524  
not filed by the date on which it is required to be filed, the 525  
joint committee shall assess a late filing fee equal to twelve 526  
dollars and fifty cents per day, up to a maximum of one hundred 527  
dollars, upon the statewide officeholder or statewide candidate. 528  
The joint committee may waive the late filing fee for good cause 529  
shown. 530

(E) The joint committee shall deposit all money collected 531  
from late filing fees under division (D) of this section into the 532  
joint legislative ethics committee fund created under section 533  
101.34 of the Revised Code. Money collected from those fees shall 534  
be used by the joint committee for the purpose of employing 535  
additional special investigators. 536

**Sec. 121.83.** (A) The joint legislative ethics committee shall 537  
keep on file the statements required by section 121.82 of the 538  
Revised Code. Those statements are public records open to public 539  
inspection and copying under section 149.43 of the Revised Code. 540  
541

(B) The joint committee shall provide the information 542  
contained in each statement to the secretary of state. The 543

secretary of state shall make this information readily accessible 544  
to the general public in a manner that is searchable on the 545  
secretary of state's web site. 546

(C) The joint committee shall prescribe and make available an 547  
appropriate process for the filing of the statements by electronic 548  
means of transmission. The electronic form shall contain the 549  
following notice in boldface type: "ANY PERSON WHO KNOWINGLY FILES 550  
A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 551  
OF THE REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE." 552

(D) The joint committee may adopt rules as necessary to 553  
implement sections 121.80 to 121.84 of the Revised Code. Any rules 554  
it adopts shall be adopted in accordance with section 111.15 of 555  
the Revised Code. 556

(E) The joint committee shall publish a handbook that 557  
explains in clear and concise language sections 121.80 to 121.84 558  
of the Revised Code and make it available free of charge to 559  
statewide officeholders, statewide candidates, and other 560  
interested persons. 561

**Sec. 121.84.** The attorney general and any assistant or 562  
special counsel designated by the attorney general may investigate 563  
compliance with sections 121.80 to 121.83 of the Revised Code in 564  
connection with statements required to be filed under those 565  
sections and, in the event of an apparent violation, shall report 566  
the findings of any such investigation to the prosecuting attorney 567  
of Franklin county, who shall institute appropriate proceedings. 568

**Sec. 121.99.** (A) Whoever violates division (A), (B), or (C) 569  
of section 121.61 ~~or~~, section 121.67, or division (A) or (B) of 570  
section 121.81 of the Revised Code is guilty of a misdemeanor of 571  
the fourth degree. 572

(B) Whoever violates division (D) of section 121.61 or 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

(D) In addition to any procedural rules for requests that are 607  
adopted by the controlling board under division (B) of this 608  
section, any request made to the controlling board that involves 609  
the approval of a contract with any business that employs 610  
legislative agents or executive agency lobbyists shall include 611  
copies of the registration statements that the business and that 612  
the legislative agents or executive agency lobbyists employed by 613  
that business are required to file with the joint legislative 614  
ethics committee under section 101.72 or 121.62 of the Revised 615  
Code. 616

**Sec. 2921.01.** As used in sections 2921.01 to 2921.45 of the 617  
Revised Code: 618

(A) "Public official" means any elected or appointed officer, 619  
or employee, or agent of the state or any political subdivision, 620  
whether in a temporary or permanent capacity, and includes, but is 621  
not limited to, legislators, judges, and law enforcement officers. 622

(B) "Public servant" means any of the following: 623

(1) Any public official; 624

(2) Any person performing ad hoc a governmental function, 625  
including, but not limited to, a juror, member of a temporary 626  
commission, master, arbitrator, advisor, or consultant; 627

(3) A person who is a candidate for public office, whether or 628  
not the person is elected or appointed to the office for which the 629  
person is a candidate. A person is a candidate for purposes of 630  
this division if the person has been nominated according to law 631  
for election or appointment to public office, or if the person has 632  
filed a petition or petitions as required by law to have the 633  
person's name placed on the ballot in a primary, general, or 634

special election, or if the person ~~campaigns as~~ files a 635  
declaration of intent to be a write-in candidate in any primary, 636  
general, or special election. 637

(C) "Party official" means any person who holds an elective 638  
or appointive post in a political party in the United States or 639  
this state, by virtue of which the person directs, conducts, or 640  
participates in directing or conducting party affairs at any level 641  
of responsibility. 642

(D) "Official proceeding" means any proceeding before a 643  
legislative, judicial, administrative, or other governmental 644  
agency or official authorized to take evidence under oath, and 645  
includes any proceeding before a referee, hearing examiner, 646  
commissioner, notary, or other person taking testimony or a 647  
deposition in connection with an official proceeding. 648

(E) "Detention" means arrest; confinement in any vehicle 649  
subsequent to an arrest; confinement in any public or private 650  
facility for custody of persons charged with or convicted of crime 651  
in this state or another state or under the laws of the United 652  
States or alleged or found to be a delinquent child or unruly 653  
child in this state or another state or under the laws of the 654  
United States; hospitalization, institutionalization, or 655  
confinement in any public or private facility that is ordered 656  
pursuant to or under the authority of section 2945.37, 2945.371, 657  
2945.38, 2945.39, 2945.40, 2945.401, or 2945.402 of the Revised 658  
Code; confinement in any vehicle for transportation to or from any 659  
facility of any of those natures; detention for extradition or 660  
deportation; except as provided in this division, supervision by 661  
any employee of any facility of any of those natures that is 662  
incidental to hospitalization, institutionalization, or 663  
confinement in the facility but that occurs outside the facility; 664  
supervision by an employee of the department of rehabilitation and 665  
correction of a person on any type of release from a state 666

correctional institution; or confinement in any vehicle, airplane, 667  
or place while being returned from outside of this state into this 668  
state by a private person or entity pursuant to a contract entered 669  
into under division (E) of section 311.29 of the Revised Code or 670  
division (B) of section 5149.03 of the Revised Code. For a person 671  
confined in a county jail who participates in a county jail 672  
industry program pursuant to section 5147.30 of the Revised Code, 673  
"detention" includes time spent at an assigned work site and going 674  
to and from the work site. 675

(F) "Detention facility" means any public or private place 676  
used for the confinement of a person charged with or convicted of 677  
any crime in this state or another state or under the laws of the 678  
United States or alleged or found to be a delinquent child or 679  
unruly child in this state or another state or under the laws of 680  
the United States. 681

(G) "Valuable thing or valuable benefit" includes, but is not 682  
limited to, a contribution. This inclusion does not indicate or 683  
imply that a contribution was not included in those terms before 684  
September 17, 1986. 685

(H) "Campaign committee," "contribution," "political action 686  
committee," ~~"legislative campaign fund,"~~ "political party," and 687  
"political contributing entity," and "entity engaging in 688  
electioneering" have the same meanings as in section 3517.01 of 689  
the Revised Code. 690

(I) "Provider agreement" and "medical assistance program" 691  
have the same meanings as in section 2913.40 of the Revised Code. 692

**Sec. 2921.43.** (A) No public servant shall knowingly solicit 693  
or accept and no person shall knowingly promise or give to a 694  
public servant either of the following: 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;

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

(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:

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

(2) Preferring, or maintaining the status of, any public employee with respect to compensation, duties, placement, location, promotion, or other material aspects of employment.

(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 electioneering shall coerce any contribution in consideration of either of the following:

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

(2) Preferring, or maintaining the status of, any public employee with respect to compensation, duties, placement, location, promotion, or other material aspects of employment.



(D) Whoever violates this section is guilty of soliciting 727  
improper compensation, a misdemeanor of the first degree. 728

(E) A public servant who is convicted of a violation of this 729  
section is disqualified from holding any public office, 730  
employment, or position of trust in this state for a period of 731  
seven years from the date of conviction. 732

(F) Divisions (A), (B), and (C) of this section do not 733  
prohibit a person from making voluntary contributions to a 734  
political party, campaign committee, ~~legislative campaign fund,~~ 735  
political action committee, ~~or~~ political contributing entity, or 736  
entity engaging in electioneering or prohibit a political party, 737  
campaign committee, ~~legislative campaign fund,~~ political action 738  
committee, ~~or~~ political contributing entity, or entity engaging in 739  
electioneering from accepting voluntary contributions. 740

**Sec. 2923.31.** As used in sections 2923.31 to 2923.36 of the 741  
Revised Code: 742

(A) "Beneficial interest" means any of the following: 743

(1) The interest of a person as a beneficiary under a trust 744  
in which the trustee holds title to personal or real property; 745

(2) The interest of a person as a beneficiary under any other 746  
trust arrangement under which any other person holds title to 747  
personal or real property for the benefit of such person; 748

(3) The interest of a person under any other form of express 749  
fiduciary arrangement under which any other person holds title to 750  
personal or real property for the benefit of such person. 751

"Beneficial interest" does not include the interest of a 752  
stockholder in a corporation or the interest of a partner in 753  
either a general or limited partnership. 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.

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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.

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(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.

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(G) "Person" means any person, as defined in section 1.59 of the Revised Code, and any governmental officer, employee, or entity.

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(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.

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(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:

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(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;

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(2) Conduct constituting any of the following: 817

(a) A violation of section 1315.55, 1322.02, 2903.01, 818  
2903.02, 2903.03, 2903.04, 2903.11, 2903.12, 2905.01, 2905.02, 819  
2905.11, 2905.22, 2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 820  
2909.22, 2909.23, 2909.24, 2911.01, 2911.02, 2911.11, 2911.12, 821  
2911.13, 2911.31, 2913.05, 2913.06, 2921.02, 2921.03, 2921.04, 822  
2921.11, 2921.12, 2921.32, 2921.41, 2921.42, 2921.43, 2923.12, or 823  
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), 825  
(D), (E), or (F) of section 1707.44; division (A)(1) or (2) of 826  
section 2923.20; division (BB)(1) or (2) of section 3517.13; 827  
division (J)(1) of section 4712.02; section 4719.02, 4719.05, or 828  
4719.06; division (C), (D), or (E) of section 4719.07; section 829  
4719.08; or division (A) of section 4719.09 of the Revised Code. 830

(b) Any violation of section 3769.11, 3769.15, 3769.16, or 831  
3769.19 of the Revised Code as it existed prior to July 1, 1996, 832  
any violation of section 2915.02 of the Revised Code that occurs 833  
on or after July 1, 1996, and that, had it occurred prior to that 834  
date, would have been a violation of section 3769.11 of the 835  
Revised Code as it existed prior to that date, or any violation of 836  
section 2915.05 of the Revised Code that occurs on or after July 837  
1, 1996, and that, had it occurred prior to that date, would have 838  
been a violation of section 3769.15, 3769.16, or 3769.19 of the 839  
Revised Code as it existed prior to that date. 840

(c) Any violation of section 2907.21, 2907.22, 2907.31, 841  
2913.02, 2913.11, 2913.21, 2913.31, 2913.32, 2913.34, 2913.42, 842  
2913.47, 2913.51, 2915.03, 2925.03, 2925.04, 2925.05, or 2925.37 843  
of the Revised Code, any violation of section 2925.11 of the 844  
Revised Code that is a felony of the first, second, third, or 845  
fourth degree and that occurs on or after July 1, 1996, any 846  
violation of section 2915.02 of the Revised Code that occurred 847  
prior to July 1, 1996, any violation of section 2915.02 of the 848

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;

(d) Any violation of section 5743.112 of the Revised Code  
when the amount of unpaid tax exceeds one hundred dollars;

(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;

(f) Any combination of violations described in division 881  
(I)(2)(c) of this section and violations of section 2907.32 of the 882  
Revised Code involving any material or performance containing a 883  
display of bestiality or of sexual conduct, as defined in section 884  
2907.01 of the Revised Code, that is explicit and depicted with 885  
clearly visible penetration of the genitals or clearly visible 886  
penetration by the penis of any orifice when the total proceeds of 887  
the combination of violations, payments made in the combination of 888  
violations, amount of the claims for payment or for other benefits 889  
that is false or deceptive and that is involved in the combination 890  
of violations, or value of the contraband or other property 891  
illegally possessed, sold, or purchased in the combination of 892  
violations exceeds five hundred dollars. 893

(3) Conduct constituting a violation of any law of any state 894  
other than this state that is substantially similar to the conduct 895  
described in division (I)(2) of this section, provided the 896  
defendant was convicted of the conduct in a criminal proceeding in 897  
the other state. 898

(J) "Real property" means any real property or any interest 899  
in real property, including, but not limited to, any lease of, or 900  
mortgage upon, real property. Real property and any beneficial 901  
interest in it is deemed to be located where the real property is 902  
located. 903

(K) "Trustee" means any of the following: 904

(1) Any person acting as trustee under a trust in which the 905  
trustee holds title to personal or real property; 906

(2) Any person who holds title to personal or real property 907  
for which any other person has a beneficial interest; 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 911  
the will annexed, testamentary trustee, guardian, or committee, 912  
appointed by, under the control of, or accountable to a court. 913

(L) "Unlawful debt" means any money or other thing of value 914  
constituting principal or interest of a debt that is legally 915  
unenforceable in this state in whole or in part because the debt 916  
was incurred or contracted in violation of any federal or state 917  
law relating to the business of gambling activity or relating to 918  
the business of lending money at an usurious rate unless the 919  
creditor proves, by a preponderance of the evidence, that the 920  
usurious rate was not intentionally set and that it resulted from 921  
a good faith error by the creditor, notwithstanding the 922  
maintenance of procedures that were adopted by the creditor to 923  
avoid an error of that nature. 924

**Sec. 3501.05.** The secretary of state shall do all of the 925  
following: 926

(A) Appoint all members of boards of elections; 927

(B) Issue instructions by directives and advisories to 928  
members of the boards as to the proper methods of conducting 929  
elections; 930

(C) Prepare rules and instructions for the conduct of 931  
elections; 932

(D) Publish and furnish to the boards from time to time a 933  
sufficient number of indexed copies of all election laws then in 934  
force; 935

(E) Edit and issue all pamphlets concerning proposed laws or 936  
amendments required by law to be submitted to the voters; 937

(F) Prescribe the form of registration cards, blanks, and 938  
records; 939

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



knowledge of a failure to comply with or a violation of a 970  
provision in one of those sections, by filing a complaint with the 971  
Ohio elections commission under section 3517.153 of the Revised 972  
Code; 973

(O) Make an annual report to the governor containing the 974  
results of elections, the cost of elections in the various 975  
counties, a tabulation of the votes in the several political 976  
subdivisions, and other information and recommendations relative 977  
to elections the secretary of state considers desirable; 978

(P) Prescribe and distribute to boards of elections a list of 979  
instructions indicating all legal steps necessary to petition 980  
successfully for local option elections under sections 4301.32 to 981  
4301.41, 4303.29, 4305.14, and 4305.15 of the Revised Code; 982

(Q) Prescribe a general program to remove ineligible voters 983  
from official registration lists by reason of change of residence, 984  
which shall be uniform, nondiscriminatory, and in compliance with 985  
the Voting Rights Act of 1965 and the National Voter Registration 986  
Act of 1993, including a program that uses the national change of 987  
address service provided by the United States postal system 988  
through its licensees; 989

(R) Prescribe a general program for registering voters or 990  
updating voter registration information, such as name and 991  
residence changes, at designated agencies, the offices of deputy 992  
registrars of motor vehicles, public high schools and vocational 993  
schools, public libraries, and the offices of county treasurers, 994  
and prescribe a program of distribution of voter registration 995  
forms through those agencies, the offices of the registrar and 996  
deputy registrars of motor vehicles, public high schools and 997  
vocational schools, public libraries, and the offices of county 998  
treasurers; 999

(S) To the extent feasible, provide copies, at no cost and 1000

upon request, of the voter registration form in post offices in 1001  
this state; 1002

(T) Adopt rules pursuant to section 111.15 of the Revised 1003  
Code for the purpose of implementing the program for registering 1004  
voters at designated agencies and the offices of the registrar and 1005  
deputy registrars of motor vehicles consistent with this chapter; 1006

(U) Specify, by a directive issued not later than thirty-five 1007  
days prior to the date of an election, the date by which the 1008  
boards shall complete the canvass of election returns under 1009  
section 3505.32 or 3513.22 of the Revised Code; 1010

(V) Establish the full-time position of Americans with 1011  
Disabilities Act coordinator within the office of the secretary of 1012  
state to do all of the following: 1013

(1) Assist the secretary of state with ensuring that there is 1014  
equal access to polling places for persons with disabilities; 1015

(2) Assist the secretary of state with ensuring that each 1016  
voter may cast the voter's ballot in a manner that provides the 1017  
same opportunity for access and participation, including privacy 1018  
and independence, as for other voters; 1019

(3) Advise the secretary of state in the development of 1020  
standards for the certification of voting machines, marking 1021  
devices, and automatic tabulating equipment. 1022

(W) Make information received from the joint legislative 1023  
ethics committee under sections 101.803 and 121.83 of the Revised 1024  
Code readily accessible to the general public in a manner that is 1025  
searchable on the secretary of state's web site; 1026

(X) Perform other duties required by law. 1027

Whenever a primary election is held under section 3513.32 of 1028  
the Revised Code or a special election is held under section 1029  
3521.03 of the Revised Code to fill a vacancy in the office of 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		1087
of the United States house of		1088
representatives and member of the		1089
general assembly	\$ 50	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		1096
exempted village board of education		1097
or educational service center		1098
governing board	\$ 10	1099
At the time of filing a declaration of candidacy or a		1100
declaration of intent to be a write-in candidate for the offices		1101
of governor and lieutenant governor, the joint candidates shall		1102
jointly pay to the secretary of state a fee of one hundred		1103
dollars.		1104
(B)(1) At the same time the fee required under division (A)		1105
of this section is paid, each candidate shall pay an additional		1106
fee as follows:		1107
For the joint candidates for governor		1108
and lieutenant governor	\$ 50	1109
For statewide office	\$ 50	1110
For district office including member		1111
of the United States house of		1112
representatives and member of the		1113
general assembly	\$ 35	1114
For member of state board of education	\$ 35	1115
For court of appeals judge	\$ 30	1116
For court of common pleas judge	\$ 30	1117
For county court judge	\$ 30	1118
For municipal court judge	\$ 30	1119
For county office	\$ 30	1120
For city office	\$ 25	1121
For village office	\$ 20	1122
For township office	\$ 20	1123
For member of local, city, <del>county,</del>		1124
or exempted village board of education		1125

or educational service center 1126

governing board § 20 1127

(2) Whoever seeks to propose a ballot question or issue to be 1128  
submitted to the electors shall pay the following fee at the time 1129  
the petition proposing the question or issue is filed: 1130

(a) If the question or issue is to be submitted to the 1131  
electors throughout the entire state, twenty-five dollars; 1132

(b) If the question or issue is to be submitted to the 1133  
electors of a county or of a district that consists of all or part 1134  
of two or more counties but less than the entire state, fifteen 1135  
dollars; 1136

(c) If the question or issue is to be submitted to the 1137  
electors of a city, twelve dollars and fifty cents; 1138

(d) If the question or issue is to be submitted to the 1139  
electors of a village, a township, a local, city, county, or 1140  
exempted village school district, a precinct, or another district 1141  
consisting of less than an entire county, ten dollars. 1142

(C) No fee shall be required of candidates filing for the 1143  
office of delegate or alternate to the national convention of 1144  
political parties, member of the state central committee, or 1145  
member of the county central committee. 1146

(D) All fees required under division (A) of this section 1147  
immediately shall be paid by the officer receiving them into the 1148  
state treasury to the credit of the general revenue fund, in the 1149  
case of fees received by the secretary of state, and into the 1150  
county treasury to the credit of the county general fund, in the 1151  
case of fees received by a board of elections. 1152

(E) The officer who receives a fee required under division 1153  
(B) of this section immediately shall pay the fee to the credit of 1154  
the Ohio elections commission fund, ~~which is hereby created in the~~ 1155

~~state treasury. All moneys credited to the fund shall be used 1156  
solely for the purpose of paying expenses related to the operation 1157  
of the Ohio elections commission. 1158~~

(F)(1) In no case shall a fee paid under this section be 1159  
returned to a candidate. 1160

(2) Whenever a section of law refers to a filing fee to be 1161  
paid by a candidate or by a committee proposing a ballot question 1162  
or issue to be submitted to the electors, that fee includes the 1163  
fees required under divisions (A) and (B) of this section. 1164

(G) As used in divisions (A) and (B) of this section, 1165  
"statewide office" means the office of secretary of state, auditor 1166  
of state, treasurer of state, attorney general, justice and chief 1167  
justice of the supreme court, and member of the United States 1168  
senate. 1169

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

an election. If any political party fails to cast five per cent of 1187  
the total vote cast at an election for the office of governor or 1188  
president, it shall cease to be a political party. 1189

(B) Notwithstanding the definitions found in section 3501.01 1190  
of the Revised Code, as used in this section, sections 3517.08 to 1191  
3517.14, and ~~section~~ sections 3517.99 and 3517.992 of the Revised 1192  
Code: 1193

(1) "Campaign committee" means a candidate or a combination 1194  
of two or more persons authorized by a candidate under section 1195  
3517.081 of the Revised Code to receive contributions and make 1196  
expenditures. 1197

(2) "Campaign treasurer" means an individual appointed by a 1198  
candidate under section 3517.081 of the Revised Code. 1199

(3) "Candidate" has the same meaning as in division (H) of 1200  
section 3501.01 of the Revised Code and also includes any person 1201  
who, at any time before or after an election, receives 1202  
contributions or makes expenditures or other use of contributions, 1203  
has given consent for another to receive contributions or make 1204  
expenditures or other use of contributions, or appoints a campaign 1205  
treasurer, for the purpose of bringing about the person's 1206  
nomination or election to public office. When two persons jointly 1207  
seek the offices of governor and lieutenant governor, "candidate" 1208  
means the pair of candidates jointly. "Candidate" does not include 1209  
candidates for election to the offices of member of a county or 1210  
state central committee, presidential elector, and delegate to a 1211  
national convention or conference of a political party. 1212

(4) "Continuing association" means an association, other than 1213  
a campaign committee, political party, ~~legislative campaign fund,~~ 1214  
political contributing entity, or labor organization, that is 1215  
intended to be a permanent organization that has a primary purpose 1216  
other than supporting or opposing specific candidates, political 1217



parties, or ballot issues, and that functions on a regular basis 1218  
throughout the year. 1219

(5) "Contribution" means a loan, gift, deposit, forgiveness 1220  
of indebtedness, donation, advance, payment, transfer of funds or 1221  
~~transfer~~ of anything of value, including a transfer of funds from 1222  
an inter vivos or testamentary trust or decedent's estate, and the 1223  
payment by any person other than the person to whom the services 1224  
are rendered for the personal services of another person, which 1225  
contribution is made, received, or used for the purpose of 1226  
influencing the results of an election. "Contribution" does not 1227  
include any of the following: 1228

(a) Services provided without compensation by individuals 1229  
volunteering a portion or all of their time on behalf of a person; 1230

(b) Ordinary home hospitality; 1231

(c) The personal expenses of a volunteer paid for by that 1232  
volunteer campaign worker; 1233

(d) Any gift given to a state or county political party 1234  
pursuant to section 3517.101 of the Revised Code. As used in 1235  
division (B)(5)(d) of this section, "political party" means only a 1236  
major political party. 1237

(6) "Expenditure" means ~~the~~ both of the following: 1238

(a) The disbursement or use of a contribution for the purpose 1239  
of influencing the results of an election or of making a 1240  
charitable donation under division (G) of section 3517.08 of the 1241  
Revised Code; 1242

(b) The disbursement or use of funds for the direct costs or 1243  
indirect costs of producing or airing an electioneering 1244  
communication. 1245

(7) "Personal expenses" includes, but is not limited to, 1246  
ordinary expenses for accommodations, clothing, food, personal 1247

motor vehicle or airplane, and home telephone. 1248

(8) "Political action committee" means a combination of two 1249  
or more persons, the primary or incidental purpose of which is to 1250  
support or oppose any candidate, political party, or issue, or to 1251  
influence the result of any election, and that is not a political 1252  
party, a campaign committee, or a political contributing entity, 1253  
~~or a legislative campaign fund.~~ 1254

(9) "Public office" means any state, county, municipal, 1255  
township, and district office, except an office of a political 1256  
party, that is filled by an election and the offices of United 1257  
States senator and ~~congressman~~ representative. 1258

(10) "Anything of value" has the same meaning as in section 1259  
1.03 of the Revised Code. 1260

(11) "Beneficiary of a campaign fund" means a candidate, a 1261  
public official or employee for whose benefit a campaign fund 1262  
exists, and any other person who has ever been a candidate or 1263  
public official or employee and for whose benefit a campaign fund 1264  
exists. 1265

(12) "Campaign fund" means money or other property, including 1266  
contributions. 1267

(13) "Public official or employee" has the same meaning as in 1268  
section 102.01 of the Revised Code. 1269

(14) ~~"Caucus" means all of the members of the house of~~ 1270  
~~representatives or all of the members of the senate of the general~~ 1271  
~~assembly who are members of the same political party.~~ 1272

~~(15) "Legislative campaign fund" means a fund that is~~ 1273  
~~established as an auxiliary of a state political party and~~ 1274  
~~associated with one of the houses of the general assembly.~~ 1275

~~(16)~~ "In-kind contribution" means anything of value other 1276  
than money that is used to influence the results of an election or 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, 1311  
or at the request or suggestion of, any candidate or the campaign 1312  
committee or agent of the candidate" means made pursuant to any 1313  
arrangement, coordination, or direction by the candidate, the 1314  
candidate's campaign committee, or the candidate's agent prior to 1315  
the publication, distribution, display, or broadcast of the 1316  
communication. An expenditure is presumed to be so made when it is 1317  
any of the following: 1318

(i) Based on information about the candidate's plans, 1319  
projects, or needs provided to the person making the expenditure 1320  
by the candidate, or by the candidate's campaign committee or 1321  
agent, with a view toward having an expenditure made; 1322

(ii) Made by or through any person who is, or has been, 1323  
authorized to raise or expend funds, who is, or has been, an 1324  
officer of the candidate's campaign committee, or who is, or has 1325  
been, receiving any form of compensation or reimbursement from the 1326  
candidate or the candidate's campaign committee or agent; 1327

(iii) Made by a political party in support of a candidate, 1328  
~~unless the expenditure is made by a political party to conduct~~ 1329  
~~voter registration or voter education efforts.~~ 1330

(e) "Agent" means any person who has actual oral or written 1331  
authority, either express or implied, to make or to authorize the 1332  
making of expenditures on behalf of a candidate, or means any 1333  
person who has been placed in a position with the candidate's 1334  
campaign committee or organization such that it would reasonably 1335  
appear that in the ordinary course of campaign-related activities 1336  
the person may authorize expenditures. 1337

~~(18)~~(16) "Labor organization" means a labor union; an 1338  
employee organization; a federation of labor unions, groups, 1339  
locals, or other employee organizations; an auxiliary of a labor 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)~~(17) "Separate segregated fund" means a separate 1347  
segregated fund established pursuant to the Federal Election 1348  
Campaign Act. 1349

~~(20)~~(18) "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)~~(19) "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)~~(19) 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) "Electioneering communication" 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

"Electioneering communication" does not include any of the 1368  
following: 1369

(a) A communication appearing in a news story, commentary, or 1370  
editorial distributed through the facilities of any broadcasting 1371

station, unless those facilities are owned or controlled by any 1372  
political party, political committee, or candidate; 1373

(b) A communication that constitutes an expenditure or an 1374  
independent expenditure under this section; 1375

(c) A communication that constitutes a candidate debate or 1376  
that solely promotes a candidate debate or forum and is made by or 1377  
on behalf of the person sponsoring the debate or forum. 1378

(21) "Entity engaging in electioneering" means an individual, 1379  
partnership, unincorporated business organization or association, 1380  
political action committee, political contributing entity, 1381  
separate segregated fund, association, or other organization or 1382  
group of persons, but not a labor organization or a corporation 1383  
unless the labor organization or corporation is a political 1384  
contributing entity that makes disbursements for the direct costs 1385  
or indirect costs of producing or airing an electioneering 1386  
communication. 1387

(22) "Political fundraiser" means any person engaged in 1388  
raising contributions for compensation for a campaign committee, 1389  
political party, political action committee, political 1390  
contributing entity, or entity engaging in electioneering. 1391

**Sec. 3517.03. (A)** The controlling committees of each major 1392  
political party or organization shall be a state central committee 1393  
consisting of two members, one a man and one a woman, representing 1394  
either each congressional district in the state or each senatorial 1395  
district in the state, as the outgoing committee determines; a 1396  
county central committee consisting of one member from each 1397  
election precinct in the county, or of one member from each ward 1398  
in each city and from each township in the county, as the outgoing 1399  
committee determines; and such district, city, township, or other 1400  
committees as the rules of the party provide. 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.~~

(C) An expenditure by a continuing association, or 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,  
or political contributing entity's, ~~or political party's~~  
headquarters, or for a political poll, survey, index, or other  
type of measurement not on behalf of a specific candidate.

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

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

(F) An expenditure that purchases goods or services shall be  
attributed to an election when the disbursement of funds is made,  
rather than at the time the goods or services are used. The  
secretary of state, under the procedures of Chapter 119. of the  
Revised Code, shall establish rules for the attribution of  
expenditures to a candidate when the candidate is a candidate for

more than one office during a reporting period and for 1527  
expenditures made in a year in which no election is held. The 1528  
secretary of state shall further define by rule those expenditures 1529  
that are or are not by or on behalf of a candidate. 1530

(G) An expenditure for the purpose of a charitable donation 1531  
may be made if it is made to an organization that is exempt from 1532  
federal income taxation under subsection 501(a) and described in 1533  
subsection 501(c)(3), 501(c)(4), 501(c)(8), 501(c)(10), or 1534  
501(c)(19) of the Internal Revenue Code or is approved by advisory 1535  
opinion of the Ohio elections commission as a legitimate 1536  
charitable organization. Each expenditure under this division 1537  
shall be separately itemized on statements made pursuant to 1538  
section 3517.10 of the Revised Code and on reports made under 1539  
section 3517.1011 of the Revised Code. 1540

**Sec. 3517.082.** (A) Any corporation, any nonprofit 1541  
corporation, or any labor organization may establish, administer, 1542  
and solicit contributions from the persons listed in division (B) 1543  
of this section, to either or both of the following: 1544

(1) A political action committee of the corporation or labor 1545  
organization with respect to state and local elections; 1546

(2) A separate segregated fund pursuant to the Federal 1547  
Election Campaign Act. 1548

(B)(1) A corporation and a nonprofit corporation may solicit 1549  
contributions from its stockholders, officers, directors, trustees 1550  
that are not corporations or labor organizations, and employees. 1551

(2) A nonprofit corporation also may solicit contributions 1552  
from: 1553

(a) Its members that are not corporations or labor 1554  
organizations; 1555

(b) Officers, directors, trustees that are not corporations 1556

or labor organizations, and employees of any members of the 1557  
nonprofit corporation. 1558

(3) A labor organization may solicit contributions from its 1559  
members, officers, and employees. 1560

(C) A corporation, nonprofit corporation, or labor 1561  
organization shall report to a political action committee, or to a 1562  
separate segregated fund with respect to state and local 1563  
elections, the following costs expended by the corporation, 1564  
nonprofit corporation, or labor organization that are associated 1565  
with establishing, administering, and soliciting contributions to 1566  
the political action committee or separate segregated fund 1567  
pursuant to division (A) of this section: 1568

(1) Mailing and printing expenses for direct solicitation of 1569  
contributions pursuant to division (D) of this section; 1570

(2) The portion of an employee's salary or wages attributable 1571  
to time ~~he~~ the employee spends in activities related to 1572  
establishing, administering, and soliciting contributions to a 1573  
political action committee or separate segregated fund, if that 1574  
time exceeds during a reporting period fifty per cent of the time 1575  
for which the employee is compensated by the corporation, 1576  
nonprofit corporation, or labor organization; 1577

(3) The cost associated with the purchase, lease, operation, 1578  
and use of equipment for activities related to establishing, 1579  
administering, and soliciting contributions to a political action 1580  
committee or separate segregated fund if during a reporting period 1581  
more than fifty per cent of the use of the equipment is for those 1582  
activities; 1583

(4) Professional fees paid by the corporation, nonprofit 1584  
corporation, or labor organization for establishing, 1585  
administering, and soliciting contributions to a political action 1586  
committee or separate segregated fund. 1587

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

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

(E) 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 pursuant to Chapter 4117. of the Revised Code.

Sec. 3517.09. (A) No person or committee shall solicit, ask, 1620  
invite, or demand, directly or indirectly, orally or in writing, a 1621  
contribution, subscription, or payment from a candidate for 1622  
nomination or election or from the campaign committee of that 1623  
candidate, and no person shall solicit, ask, invite, or demand 1624  
that a candidate for nomination or election or the campaign 1625  
committee of that candidate subscribe to the support of a club or 1626  
organization, buy tickets to an entertainment, ball, supper, or 1627  
other meeting, or pay for space in a book, program, or 1628  
publication. This division does not apply to any of the following: 1629

(1) Regular advertisements in periodicals having an 1630  
established circulation; 1631

(2) Regular payments to civic, political, fraternal, social, 1632  
charitable, or religious organizations of which the candidate was 1633  
a member or contributor six months before the candidate's 1634  
candidacy; 1635

(3) Regular party assessments made by a party against its own 1636  
candidates. 1637

(B) No person shall coerce, intimidate, or cause harm to 1638  
another person by an act or failure to act, or shall threaten to 1639  
coerce, intimidate, or cause harm to another person, because that 1640  
other person makes or does not make a contribution to a candidate, 1641  
campaign committee, political party, ~~legislative campaign fund,~~ 1642  
political action committee, ~~or~~ political contributing entity, or 1643  
entity engaging in electioneering. 1644

(C) An employer or labor organization that, directly or 1645  
through another person, solicits an employee of the employer or a 1646  
member of the labor organization for a contribution to a 1647  
candidate, campaign committee, political action committee, 1648  
~~legislative campaign fund,~~ political party, ~~or~~ political 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 1681  
elected officer; 1682

(2) A state employee whose appointing authority is authorized 1683  
or required by law to be appointed by the state elected officer; 1684

(3) A state employee who functions in or is employed in or by 1685  
the same public agency, department, division, or office as the 1686  
state elected officer. 1687

(C) No candidate for a state elective office, no campaign 1688  
committee of such a candidate, and no other person or entity shall 1689  
knowingly solicit or accept a contribution on behalf of that 1690  
candidate or that candidate's campaign committee from any of the 1691  
following: 1692

(1) A state employee at the time of the solicitation, whose 1693  
appointing authority will be the candidate, if elected; 1694

(2) A state employee at the time of the solicitation, whose 1695  
appointing authority will be appointed by the candidate, if 1696  
elected, as authorized or required by law; 1697

(3) A state employee at the time of the solicitation, who 1698  
will function in or be employed in or by the same public agency, 1699  
department, division, or office as the candidate, if elected. 1700

(D) No county elected officer, no campaign committee of such 1701  
an officer, and no other person or entity shall knowingly solicit 1702  
a contribution on behalf of that officer or that officer's 1703  
campaign committee from any of the following: 1704

(1) A county employee whose appointing authority is the 1705  
county elected officer; 1706

(2) A county employee whose appointing authority is 1707  
authorized or required by law to be appointed by the county 1708  
elected officer; 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 1772  
shall not be required of any campaign committee, political action 1773  
committee, ~~legislative campaign fund~~, political party, ~~or~~ 1774  
political contributing entity, or entity engaging in 1775  
electioneering that has received contributions of less than one 1776  
thousand dollars and has made expenditures of less than one 1777  
thousand dollars at the close of business on the twentieth day 1778  
before the election. Those contributions and expenditures shall be 1779  
reported in the statement required under division (A)(2) of this 1780  
section. 1781

If an election to select candidates to appear on the general 1782  
election ballot is held within sixty days before a general 1783  
election, the campaign committee of a successful candidate in the 1784  
earlier election may file the statement required by division 1785  
(A)(1) of this section for the general election instead of the 1786  
statement required by division (A)(2) of this section for the 1787  
earlier election if the pregeneral election statement reflects the 1788  
status of contributions and expenditures for the period twenty 1789  
days before the earlier election to twenty days before the general 1790  
election. 1791

If a person becomes a candidate less than twenty days before 1792  
an election, the candidate's campaign committee is not required to 1793  
file the statement required by division (A)(1) of this section. 1794

No statement under division (A)(3) of this section shall be 1795  
required for any year in which a campaign committee, political 1796  
action committee, ~~legislative campaign fund~~, political party, ~~or~~ 1797  
political contributing entity, or entity engaging in 1798  
electioneering is required to file a postgeneral election 1799  
statement under division (A)(2) of this section. However, such a 1800  
statement may be filed, at the option of the campaign committee, 1801

political action committee, ~~legislative campaign fund~~, political 1802  
party, ~~or~~ political contributing entity, or entity engaging in 1803  
electioneering. 1804

No statement under division (A)(3) of this section shall be 1805  
required if the campaign committee, political action committee, 1806  
~~legislative campaign fund~~, political party, ~~or~~ political 1807  
contributing entity, or entity engaging in electioneering has no 1808  
contributions that it has received and no expenditures that it has 1809  
made since the last date reflected in its last previously filed 1810  
statement. However, the campaign committee, political action 1811  
committee, ~~legislative campaign fund~~, political party, ~~or~~ 1812  
political contributing entity, or entity engaging in 1813  
electioneering shall file a statement to that effect, on a form 1814  
prescribed under this section and made under penalty of election 1815  
falsification, on the date required in division (A)(3) of this 1816  
section. 1817

The campaign committee of a statewide candidate shall file a 1818  
monthly statement of contributions received during each of the 1819  
months of July, August, and September in the year of the general 1820  
election in which the candidate seeks office. The campaign 1821  
committee of a statewide candidate shall file the monthly 1822  
statement not later than three business days after the last day of 1823  
the month covered by the statement. During the period beginning on 1824  
the nineteenth day before the general election in which a 1825  
statewide candidate seeks election to office and extending through 1826  
the day of that general election, each time the campaign committee 1827  
of the joint candidates for the offices of governor and lieutenant 1828  
governor or of a candidate for the office of secretary of state, 1829  
auditor of state, treasurer of state, or attorney general receives 1830  
a contribution from a contributor that causes the aggregate amount 1831  
of contributions received from that contributor during that period 1832  
to equal or exceed two thousand five hundred dollars and each time 1833

the campaign committee of a candidate for the office of chief 1834  
justice or justice of the supreme court receives a contribution 1835  
from a contributor that causes the aggregate amount of 1836  
contributions received from that contributor during that period to 1837  
exceed five hundred dollars, the campaign committee shall file a 1838  
two-business-day statement reflecting that contribution. During 1839  
the period beginning on the nineteenth day before a primary 1840  
election in which a candidate for statewide office seeks 1841  
nomination to office and extending through the day of that primary 1842  
election, each time either the campaign committee of a statewide 1843  
candidate in that primary election that files a notice under 1844  
division (C)(1) of section 3517.103 of the Revised Code or the 1845  
campaign committee of a statewide candidate in that primary 1846  
election to which, in accordance with division (D) of section 1847  
3517.103 of the Revised Code, the contribution limitations 1848  
prescribed in section 3517.102 of the Revised Code no longer apply 1849  
receives a contribution from a contributor that causes the 1850  
aggregate amount of contributions received from that contributor 1851  
during that period to exceed two thousand five hundred dollars, 1852  
the campaign committee shall file a two-business-day statement 1853  
reflecting that contribution. Contributions reported on a 1854  
two-business-day statement required to be filed by a campaign 1855  
committee of a statewide candidate in a primary election shall 1856  
also be included in the postprimary election statement required to 1857  
be filed by that campaign committee under division (A)(2) of this 1858  
section. A two-business-day statement required by this paragraph 1859  
shall be filed not later than two business days after receipt of 1860  
the contribution. The statements required by this paragraph shall 1861  
be filed in addition to any other statements required by this 1862  
section. 1863

Subject to the secretary of state having implemented, tested, 1864  
and verified the successful operation of any system the secretary 1865

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 ~~pre-election~~ 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</u>	1897
<u>official associated with it, if any.</u>	1898
(3) The date of the election and whether it was or will be a	1899
general, primary, or special election;	1900
(4) A statement of contributions received, which shall	1901
include the following information:	1902
(a) The month, day, and year of the contribution;	1903
(b)(i) The full name and address of each person, political	1904
party, campaign committee, <del>legislative campaign fund</del> , political	1905
action committee, <del>or</del> <u>political contributing entity, or entity</u>	1906
<u>engaging in electioneering</u> from whom contributions are received	1907
and the registration number assigned to the political action	1908
committee under division (D)(1) of this section. The requirement	1909
of filing the full address does not apply to any statement filed	1910
by a state or local committee of a political party, to a finance	1911
committee of such committee, or to a committee recognized by a	1912
state or local committee as its fund-raising auxiliary.	1913
Notwithstanding division (F)(1) of this section, the requirement	1914
of filing the full address shall be considered as being met if the	1915
address filed is the same address the contributor provided under	1916
division (E)(1) of this section.	1917
(ii) If a <del>campaign committee of a statewide candidate or</del>	1918
<del>candidate for the office of member of the general assembly</del>	1919
<del>receives a</del> contribution <u>is received</u> from an individual that	1920
exceeds one hundred dollars, the name of the individual's current	1921
employer, if any, or, if the individual is self-employed, the	1922
individual's occupation <u>and the name of the individual's business,</u>	1923
<u>if any;</u>	1924
(iii) If a campaign committee of a statewide candidate or	1925
candidate for the office of member of the general assembly	1926
receives a contribution transmitted pursuant to section 3599.031	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.

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

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

(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



year. No continuing association that is recognized by a state or 1960  
local committee of a political party as an auxiliary of the party 1961  
and that makes a contribution from funds derived solely from 1962  
regular dues paid by members of the auxiliary shall be required to 1963  
list the name or address of any members who paid those dues. 1964

Contributions that are other income shall be itemized 1965  
separately from all other contributions. The information required 1966  
under division (B)(4) of this section shall be provided for all 1967  
other income itemized. As used in this paragraph, "other income" 1968  
means a loan, investment income, or interest income. 1969

(f) In the case of a campaign committee of a state elected 1970  
officer, if a person doing business with the state elected officer 1971  
in the officer's official capacity makes a contribution to the 1972  
campaign committee of that officer, the information required under 1973  
division (B)(4) of this section in regard to that contribution, 1974  
which shall be filed together with and considered a part of the 1975  
committee's statement of contributions as required under division 1976  
(A) of this section but shall be filed on a separate form provided 1977  
by the secretary of state. As used in division (B)(4)(f) of this 1978  
section: 1979

(i) "State elected officer" has the same meaning as in 1980  
section 3517.092 of the Revised Code. 1981

(ii) "Person doing business" means a person or an officer of 1982  
an entity who enters into one or more contracts with a state 1983  
elected officer or anyone authorized to enter into contracts on 1984  
behalf of that officer to receive payments for goods or services, 1985  
if the payments total, in the aggregate, more than five thousand 1986  
dollars during a calendar year. 1987

(g) In the case of a contribution received through the 1988  
efforts of a political fundraiser, the fact that the contribution 1989  
was received through those efforts and the name, occupation, and 1990

<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, <del>legislative campaign fund</del> , political action committee, <del>or</del> political contributing entity, <u>or entity engaging in electioneering</u> 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.

(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.

(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.

(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, or entity engaging in  
electioneering and the disposition intended to be made of that  
balance.

(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 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 or required to report 2084  
contribution and expenditure information on a campaign finance web 2085  
site under division (C) of section 3517.1011 of the Revised Code. 2086  
If, in the opinion of the secretary of state, training in these 2087  
areas is necessary, the secretary of state shall arrange for the 2088  
provision of voluntary training programs for candidates, campaign 2089  
committees, political action committees, ~~legislative campaign~~ 2090  
~~funds~~, political parties, political contributing entities, 2091  
entities engaging in electioneering, and individuals, 2092  
partnerships, and other entities. 2093

(7) Each monthly statement and each two-business-day 2094  
statement required by division (A) of this section shall contain 2095  
the information required by divisions (B)(1) to (4), (C)(2), and, 2096  
if appropriate, (C)(3) of this section. Each statement shall be 2097  
signed as required by division (C)(1) of this section. 2098

(D)(1) Prior to receiving a contribution or making an 2099  
expenditure, every campaign committee, political action committee, 2100  
~~legislative campaign fund~~, political party, ~~or~~ political 2101  
contributing entity, or entity engaging in electioneering shall 2102  
appoint a treasurer and shall file, on a form prescribed by the 2103  
secretary of state, a designation of that appointment, including 2104  
the full name and address of the treasurer and of the campaign 2105  
committee, political action committee, ~~legislative campaign fund~~, 2106  
political party, ~~or~~ political contributing entity, or entity 2107  
engaging in electioneering. That designation shall be filed with 2108  
the official with whom the campaign committee, political action 2109  
committee, ~~legislative campaign fund~~, political party, ~~or~~ 2110  
political contributing entity, or entity engaging in 2111  
electioneering is required to file statements under section 2112  
3517.11 of the Revised Code. The name of a campaign committee 2113  
shall include at least the last name of the campaign committee's 2114  
candidate. The secretary of state shall assign a registration 2115

number to each political action committee that files a designation 2116  
of the appointment of a treasurer under division (D)(1) of this 2117  
section if the political action committee is required by division 2118  
(A)(1) of section 3517.11 of the Revised Code to file the 2119  
statements prescribed by this section with the secretary of state. 2120

(2) The treasurer appointed under division (D)(1) of this 2121  
section shall keep a strict account of all contributions, from 2122  
whom received and the purpose for which they were disbursed. 2123

(3)(a) Except as otherwise provided in section 3517.108 of 2124  
the Revised Code, a campaign committee shall deposit all monetary 2125  
contributions received by the committee into an account separate 2126  
from a personal or business account of the candidate or campaign 2127  
committee. 2128

(b) A political action committee shall deposit all monetary 2129  
contributions received by the committee into an account separate 2130  
from all other funds. 2131

(c) A state or county political party ~~may~~ shall establish a 2132  
~~state candidate~~ fund that is separate from an account that 2133  
contains the public moneys received from the Ohio political party 2134  
fund under section 3517.17 of the Revised Code and from ~~all other~~ 2135  
~~funds~~ an account that contains any gifts given to the political 2136  
party pursuant to section 3517.101 of the Revised Code. A state or 2137  
county political party ~~may~~ shall deposit into ~~its state candidate~~ 2138  
this fund any amounts of monetary contributions that are made to 2139  
or accepted by the political party subject to the applicable 2140  
limitations, if any, prescribed in section 3517.102 of the Revised 2141  
Code. ~~A state or county political party shall deposit, and all~~ 2142  
~~other monetary contributions~~ moneys received by the party ~~into one~~ 2143  
~~or more accounts that are separate from its state candidate fund~~ 2144  
~~and from its account that contains~~ other than the public moneys 2145  
received from the Ohio political party fund under section 3517.17 2146  
of the Revised Code and gifts received pursuant to section 2147

3517.101 of the Revised Code. All amounts deposited into this fund 2148  
shall be considered to be contributions for the purpose of this 2149  
chapter, and all amounts expended from this fund shall be 2150  
considered to be expenditures for the purpose of this chapter. 2151

~~(d) Each state political party shall have only one~~ 2152  
~~legislative campaign fund for each house of the general assembly.~~ 2153  
~~Each such fund shall be separate from any other funds or accounts~~ 2154  
~~of that state party. A legislative campaign fund is authorized to~~ 2155  
~~receive contributions and make expenditures for the primary~~ 2156  
~~purpose of furthering the election of candidates who are members~~ 2157  
~~of that political party to the house of the general assembly with~~ 2158  
~~which that legislative campaign fund is associated. Each~~ 2159  
~~legislative campaign fund shall be administered and controlled in~~ 2160  
~~a manner designated by the caucus. As used in division (D)(3)(d)~~ 2161  
~~of this section, "caucus" has the same meaning as in section~~ 2162  
~~3517.01 of the Revised Code and includes, as an ex officio member,~~ 2163  
~~the chairperson of the state political party with which the caucus~~ 2164  
~~is associated or that chairperson's designee.~~ 2165

(4) Every expenditure in excess of twenty-five dollars shall 2166  
be vouched for by a receipted bill, stating the purpose of the 2167  
~~expenditures~~ expenditure, that shall be filed with the statement 2168  
of expenditures. A canceled check with a notation of the purpose 2169  
of the expenditure is a receipted bill for purposes of division 2170  
(D)(4) of this section. 2171

(5) The secretary of state or the board of elections, as the 2172  
case may be, shall issue a receipt for each statement filed under 2173  
this section and shall preserve a copy of the receipt for a period 2174  
of at least six years. All statements filed under this section 2175  
shall be open to public inspection in the office where they are 2176  
filed and shall be carefully preserved for a period of at least 2177  
six years after the year in which they are filed. 2178

(6) The secretary of state, by rule adopted pursuant to 2179

section 3517.23 of the Revised Code, shall prescribe ~~the~~ all of  
the following: 2180  
2181

(a) The manner of immediately acknowledging, with date and 2182  
time received, and preserving the receipt of statements that are 2183  
transmitted by electronic means of transmission to the secretary 2184  
of state pursuant to this section or section 3517.106 of the 2185  
Revised Code ~~and the;~~ 2186

(b) The manner of immediately acknowledging, with date and 2187  
time reported, and preserving the report of contribution and 2188  
expenditure information reported on a campaign finance web site 2189  
under division (C) of section 3517.1011 of the Revised Code; 2190

(c) The manner of preserving the contribution and expenditure 2191  
information in ~~those~~ the statements and reports described in 2192  
divisions (D)(6)(a) and (b) of this section. The secretary of 2193  
state shall preserve the contribution and expenditure information 2194  
in those statements and reports for at least ten years after the 2195  
year in which they are filed ~~by electronic means of transmission.~~ 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 and all contribution and expenditure 2205  
information reported on a campaign finance web site under division 2206  
(C) of section 3517.1011 of the Revised Code. 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~~ 2211  
political contributing entity, or entity engaging in 2212  
electioneering that makes a contribution in connection with the 2213  
nomination or election of any candidate or in connection with any 2214  
ballot issue or question at any election held or to be held in 2215  
this state shall provide its full name and address to the 2216  
recipient of the contribution, and to the political fundraiser 2217  
through which the contribution was raised, if any, at the time the 2218  
contribution is made. The political action committee also shall 2219  
provide the registration number assigned to the committee under 2220  
division (D)(1) of this section to the recipient of the 2221  
contribution at the time the contribution is made. 2222

(2) Any individual who makes a contribution that exceeds one 2223  
hundred dollars ~~to a campaign committee of a statewide candidate~~ 2224  
~~or candidate for the office of member of the general assembly~~ 2225  
shall provide the name of the individual's current employer, if 2226  
any, or, if the individual is self-employed, the individual's 2227  
occupation and the name of the individual's business, if any, to 2228  
the recipient of the contribution at the time the contribution is 2229  
made. Sections 3599.39 and 3599.40 of the Revised Code do not 2230  
apply to division (E)(2) of this section. 2231

(3) If a campaign committee shows that it has exercised its 2232  
best efforts to obtain, maintain, and submit the information 2233  
required under divisions (B)(4)(b)(ii) and (iii) of this section, 2234  
that committee is considered to have met the requirements of those 2235  
divisions. A campaign committee shall not be considered to have 2236  
exercised its best efforts unless, in connection with written 2237  
solicitations, it regularly includes a written request for the 2238  
information required under division (B)(4)(b)(ii) of this section 2239  
from the contributor or the information required under division 2240  
(B)(4)(b)(iii) of this section from whoever transmits the 2241  
contribution. 2242

(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.

(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:

(a) The name, occupation, and employer of the political fundraiser;

(b) The identity of each contributor and the amount of each contribution raised through the efforts of the political fundraiser.

(F) As used in this section:

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

contributing entity, or entity engaging in electioneering may be 2274  
used in addition to that address. 2275

(2) "Statewide candidate" means the joint candidates for the 2276  
offices of governor and lieutenant governor or a candidate for the 2277  
office of secretary of state, auditor of state, treasurer of 2278  
state, attorney general, member of the state board of education, 2279  
chief justice of the supreme court, or justice of the supreme 2280  
court. 2281

(G) An independent expenditure shall be reported whenever and 2282  
in the same manner that an expenditure is required to be reported 2283  
under this section and shall be reported pursuant to division 2284  
(B)(2)(a) or (C)(2)(a) of section 3517.105 of the Revised Code. 2285

(H)(1) Except as otherwise provided in division (H)(2) of 2286  
this section, if, during the combined ~~pre-election~~ pre-election and 2287  
postelection reporting periods for an election, a campaign 2288  
committee has received contributions of five hundred dollars or 2289  
less and has made expenditures in the total amount of five hundred 2290  
dollars or less, it may file a statement to that effect, under 2291  
penalty of election falsification, in lieu of the statement 2292  
required by division (A)(2) of this section. The statement shall 2293  
indicate the total amount of contributions received and the total 2294  
amount of expenditures made during those combined reporting 2295  
periods. 2296

(2) In the case of a successful candidate at a primary 2297  
election, if either the total contributions received by or the 2298  
total expenditures made by the candidate's campaign committee 2299  
during the preprimary, postprimary, pregeneral, and postgeneral 2300  
election periods combined equal more than five hundred dollars, 2301  
the campaign committee may file the statement under division 2302  
(H)(1) of this section only for the primary election. The first 2303  
statement that the campaign committee files in regard to the 2304  
general election shall reflect all contributions received and all 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 2308  
a campaign committee receives contributions or makes expenditures 2309  
prior to the first day of January of the year of the election at 2310  
which the candidate seeks nomination or election to office or if 2311  
the campaign committee does not file a termination statement with 2312  
its postprimary election statement in the case of an unsuccessful 2313  
primary election candidate or with its postgeneral election 2314  
statement in the case of other candidates. 2315

(I) In the case of a contribution made by a partnership or 2316  
unincorporated business, all of the following apply: 2317

(1) The recipient of the contribution shall report the 2318  
contribution by listing both the partnership or unincorporated 2319  
business and the name of the partner or owner making the 2320  
contribution. 2321

(2) For purposes of section 3517.102 of the Revised Code, the 2322  
contribution shall be considered to have been made by the partner 2323  
or owner reported under division (I)(1) of this section. 2324

(3) No contribution from a partnership or unincorporated 2325  
business shall be accepted unless the recipient reports the 2326  
contribution under division (I)(1) of this section. 2327

(J) A candidate shall have only one campaign committee at any 2328  
given time for all of the offices for which the person is a 2329  
candidate or holds office. 2330

(K)(1) In addition to filing a designation of appointment of 2331  
a treasurer under division (D)(1) of this section, the campaign 2332  
committee of any candidate for an elected municipal office that 2333  
pays an annual amount of compensation of five thousand dollars or 2334  
less, the campaign committee of any candidate for member of a 2335

board of education except member of the state board of education, 2336  
or the campaign committee of any candidate for township trustee or 2337  
township clerk may sign, under penalty of election falsification, 2338  
a certificate attesting that the committee will not accept 2339  
contributions during an election period that exceed in the 2340  
aggregate two thousand dollars from all contributors and one 2341  
hundred dollars from any one individual, and that the campaign 2342  
committee will not make expenditures during an election period 2343  
that exceed in the aggregate two thousand dollars. 2344

The certificate shall be on a form prescribed by the 2345  
secretary of state and shall be filed not later than ten days 2346  
after the candidate files a declaration of candidacy and petition, 2347  
a nominating petition, or a declaration of intent to be a write-in 2348  
candidate. 2349

(2) Except as otherwise provided in division (K)(3) of this 2350  
section, a campaign committee that files a certificate under 2351  
division (K)(1) of this section is not required to file the 2352  
statements required by division (A) of this section. 2353

(3) If, after filing a certificate under division (K)(1) of 2354  
this section, a campaign committee exceeds any of the limitations 2355  
described in that division during an election period, the 2356  
certificate is void and thereafter the campaign committee shall 2357  
file the statements required by division (A) of this section. If 2358  
the campaign committee has not previously filed a statement, then 2359  
on the first statement the campaign committee is required to file 2360  
under division (A) of this section after the committee's 2361  
certificate is void, the committee shall report all contributions 2362  
received and expenditures made from the time the candidate filed 2363  
the candidate's declaration of candidacy and petition, nominating 2364  
petition, or declaration of intent to be a write-in candidate. 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.

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

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

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

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

supreme court, or justice of the supreme court. 2398

~~(3)(2)~~ "Senate candidate" means a candidate for the office of 2399  
state senator. 2400

~~(4)(3)~~ "House candidate" means a candidate for the office of 2401  
state representative. 2402

~~(5)(4)~~(a) "Primary election period" for a candidate begins on 2403  
the beginning date of the candidate's pre-filing period specified 2404  
in division (A)~~(9)(6)~~ of section 3517.109 of the Revised Code and 2405  
ends on the day of the primary election. 2406

(b) In regard to any candidate, the "general election period" 2407  
begins on the day after the primary election immediately preceding 2408  
the general election at which the candidate seeks an office 2409  
specified in division (A)(1) of this section and ends on the 2410  
thirty-first day of December following that general election. 2411

~~(6) "State candidate fund" means the state candidate fund 2412  
established by a state or county political party under division 2413  
(D)(3)(c) of section 3517.10 of the Revised Code. 2414~~

~~(7)(5)~~ "Postgeneral election statement" means the statement 2415  
filed under division (A)(2) of section 3517.10 of the Revised Code 2416  
by the campaign committee of a candidate after the general 2417  
election in which the candidate ran for office ~~or filed by 2418  
legislative campaign fund after the general election in an 2419  
even numbered year. 2420~~

~~(8)(6)~~ "Contribution" means any contribution that is required 2421  
to be reported in the statement of contributions under section 2422  
3517.10 of the Revised Code. 2423

~~(9) Except as otherwise provided in division (F) of section 2424  
3517.103 and division (B)(3)(b) of section 3517.1010 of the 2425  
Revised Code, "designated state campaign committee" means: 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  
2429  
2430

~~(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  
2440  
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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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2445  
2446

~~(B)(1) No individual shall make a contribution or  
contributions aggregating more than:~~ 2447  
2448

~~(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  
2450  
2451

~~(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  
2453  
2454

~~(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  
2456  
2457



<del>(d) Five</del> <u>Two</u> thousand dollars to any one county political	2458
party for the <del>party's state candidate fund or to any one</del>	2459
<del>legislative campaign fund</del> in a <del>calendar year</del> <u>primary election</u>	2460
<u>period or in a general election period;</u>	2461
<del>(e) Fifteen</del> <u>(c) Two</u> thousand dollars to any one state	2462
political party for the <del>party's state candidate fund</del> in a <del>calendar</del>	2463
<del>year</del> <u>primary election period or in a general election period;</u>	2464
<del>(f) Five</del> <u>(d) Two</u> thousand dollars to any one political action	2465
committee in a <del>calendar year</del> <u>primary election period or in a</u>	2466
<u>general election period;</u>	2467
<del>(g) Five</del> <u>(e) Two</u> thousand dollars to any one political	2468
contributing entity in a <del>calendar year</del> <u>primary election period or</u>	2469
<u>in a general election period;</u>	2470
<u>(f) A total of twenty-five thousand dollars to any</u>	2471
<u>combination of campaign committees, county political parties,</u>	2472
<u>state political parties, political action committees, and</u>	2473
<u>political contributing entities in a calendar year.</u>	2474
(2) Subject to division (D)(1) of this section, no political	2475
action committee shall make a contribution or contributions	2476
aggregating more than:	2477
(a) Two thousand <del>five hundred</del> dollars to the campaign	2478
committee of any one <del>statewide</del> candidate in a primary election	2479
period or in a general election period;	2480
<del>(b) Two thousand five hundred dollars to the campaign</del>	2481
<del>committee of any one senate candidate in a primary election period</del>	2482
<del>or in a general election period;</del>	2483
<del>(c) Two thousand five hundred dollars to the campaign</del>	2484
<del>committee of any one house candidate in a primary election period</del>	2485
<del>or in a general election period;</del>	2486
<del>(d) Five</del> <u>Two</u> thousand dollars to any one county political	2487

party for the party's state candidate fund or to any one	2488
legislative campaign fund in a calendar year <u>primary election</u>	2489
<u>period or in a general election period;</u>	2490
<del>(e) Fifteen</del> <u>(c) Two</u> thousand dollars to any one state	2491
political party for the party's state candidate fund in a calendar	2492
<del>year</del> <u>primary election period or in a general election period;</u>	2493
<del>(f)(d)</del> <u>(d)</u> Two thousand <del>five hundred</del> dollars to another political	2494
action committee or to a political contributing entity in a	2495
<del>calendar year</del> <u>primary election period or in a general election</u>	2496
<u>period</u> . This division does not apply to a political action	2497
committee that makes a contribution to a political action	2498
committee or to a political contributing entity affiliated with	2499
it. For purposes of this division, a political action committee is	2500
affiliated with another political action committee or with a	2501
political contributing entity if they are both established,	2502
financed, maintained, or controlled by, or if they are, the same	2503
corporation, organization, labor organization, continuing	2504
association, or other person, including any parent, subsidiary,	2505
division, or department of that corporation, organization, labor	2506
organization, continuing association, or other person.	2507
(3) No campaign committee shall make a contribution or	2508
contributions aggregating more than:	2509
(a) Two thousand five hundred dollars to the campaign	2510
committee of any one <del>statewide</del> candidate in a primary election	2511
period or in a general election period;	2512
(b) <del>Two thousand five hundred dollars to the campaign</del>	2513
<del>committee of any one senate candidate in a primary election period</del>	2514
<del>or in a general election period;</del>	2515
<del>(c) Two thousand five hundred dollars to the campaign</del>	2516
<del>committee of any one house candidate in a primary election period</del>	2517
<del>or in a general election period;</del>	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;

~~(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.

(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.

(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:

(a) ~~Fifteen~~ Two thousand dollars to any one state political party ~~for the party's state candidate fund~~;

(b) ~~Five thousand dollars to any one legislative campaign fund~~;

~~(e)~~ Five Two thousand dollars to any one county political party ~~for the party's state candidate fund~~.

(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:~~

~~(i)~~ ~~Two thousand five hundred dollars to the campaign committee of any one senate candidate~~;

~~(ii)~~ ~~Two thousand five hundred dollars to the campaign~~

~~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 or 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~~ 2574

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~~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.~~

~~(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.~~

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

(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;

~~(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;~~

~~(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;~~

~~(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;~~

~~(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;~~

~~(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~~

period. This division does not apply to a political contributing 2609  
entity that makes a contribution to a political contributing 2610  
entity or to a political action committee affiliated with it. For 2611  
purposes of this division, a political contributing entity is 2612  
affiliated with another political contributing entity or with a 2613  
political action committee if they are both established, financed, 2614  
maintained, or controlled by, or if they are, the same 2615  
corporation, organization, labor organization, continuing 2616  
association, or other person, including any parent, subsidiary, 2617  
division, or department of that corporation, organization, labor 2618  
organization, continuing association, or other person. 2619

(C)(1) Subject to division (D)(1) of this section, no 2620  
campaign committee ~~of a statewide candidate~~ shall accept a 2621  
contribution or contributions aggregating more than two thousand 2622  
~~five hundred~~ dollars from any one individual, from any one 2623  
political action committee, from any one political contributing 2624  
entity, ~~or~~ from any one other campaign committee, from any one 2625  
county political party, or from any one state political party in a 2626  
primary election period or in a general election period. 2627

~~(2) Subject to division (D)(1) of this section and except for~~ 2628  
~~a designated state campaign committee, no campaign committee of a~~ 2629  
~~senate candidate shall accept a contribution or contributions~~ 2630  
~~aggregating more than two thousand five hundred dollars from any~~ 2631  
~~one individual, from any one political action committee, from any~~ 2632  
~~one political contributing entity, from any one state candidate~~ 2633  
~~fund of a county political party, or from any one other campaign~~ 2634  
~~committee in a primary election period or in a general election~~ 2635  
~~period.~~ 2636

~~(3) Subject to division (D)(1) of this section and except for~~ 2637  
~~a designated state campaign committee, no campaign committee of a~~ 2638  
~~house candidate shall accept a contribution or contributions~~ 2639  
~~aggregating more than two thousand five hundred dollars from any~~ 2640

~~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.~~

~~(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.~~

~~(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.~~

~~(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.~~

~~(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~~

~~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  
2674

~~(i) Five hundred thousand dollars, in the case of a campaign committee of a statewide candidate;~~ 2675  
~~(ii) One hundred thousand dollars, in the case of a campaign committee of a senate candidate;~~ 2676  
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~~(iii) Fifty thousand dollars, in the case of a campaign committee of a house candidate.~~ 2679  
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~~(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  
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~~(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;~~ 2684  
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2686

~~(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.~~ 2687  
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~~(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 two 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  
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(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 2697  
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in a general election period. Subject to division (D)(1) of this 2702  
section, no political contributing entity shall accept a 2703  
contribution or contributions aggregating more than two thousand 2704  
~~five hundred~~ dollars from another political contributing entity or 2705  
from a political action committee in a ~~calendar year~~ primary 2706  
election period or in a general election period. This division 2707  
does not apply to a political action committee or political 2708  
contributing entity that accepts a contribution from a political 2709  
action committee or political contributing entity affiliated with 2710  
it. For purposes of this division, a political action committee is 2711  
affiliated with another political action committee or with a 2712  
political contributing entity if they are established, financed, 2713  
maintained, or controlled by the same corporation, organization, 2714  
labor organization, continuing association, or other person, 2715  
including any parent, subsidiary, division, or department of that 2716  
corporation, organization, labor organization, continuing 2717  
association, or other person. 2718

(D)(1)(a) For purposes of the limitations prescribed in 2719  
division (B)(2) of this section and the limitations prescribed in 2720  
divisions (C)(1), (2), ~~(3), (4), (5),~~ and ~~(7)~~(3)(b) of this 2721  
section, whichever is applicable, all contributions made by and 2722  
all contributions accepted from political action committees that 2723  
are established, financed, maintained, or controlled by the same 2724  
corporation, organization, labor organization, continuing 2725  
association, or other person, including any parent, subsidiary, 2726  
division, or department of that corporation, organization, labor 2727  
organization, continuing association, or other person, are 2728  
considered to have been made by or accepted from a single 2729  
political action committee. 2730

(b) For purposes of the limitations prescribed in division 2731  
(B)(7) of this section and the limitations prescribed in divisions 2732  
(C)(1), (2), ~~(3), (4), (5),~~ and ~~(7)~~(3)(b) of this section, 2733

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.~~

~~(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.~~

~~(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.~~

~~(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~~

<del>following:</del>	2798
<del>(i) Giving the amount to the treasurer of state for deposit into the state treasury to the credit of the Ohio elections commission fund;</del>	2799
	2800
	2801
<del>(ii) Giving the amount to individuals who made contributions to that legislative campaign fund as a refund of all or part of their contributions;</del>	2802
	2803
	2804
<del>(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.</del>	2805
	2806
	2807
<del>(F)(1) No legislative campaign fund shall fail to file a statement required by division (E) of this section.</del>	2808
	2809
<del>(2) No legislative campaign fund shall fail to dispose of excess contributions as required by division (E) of this section.</del>	2810
	2811
<del>(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.</del>	2812
	2813
	2814
<del><u>(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.</u></del>	2815
	2816
	2817
	2818
<b>Sec. 3517.103.</b> (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
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(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 2830  
or by a candidate on behalf of the candidate's committee described 2831  
in division (C)(1) or (2) of this section is to be paid from 2832  
personal funds, those funds are considered to be expended when the 2833  
debt or obligation is incurred, regardless of when it is paid. 2834

(4) For purposes of ~~Chapter 3517. of the Revised Code~~ this 2835  
chapter, a candidate is an "opponent" when the candidate has 2836  
indicated on the candidate's most recently filed designation of 2837  
treasurer that the candidate seeks the same office at the same 2838  
primary or general election as another candidate whose campaign 2839  
committee has filed a personal funds notice required by division 2840  
(C)(1) or (2) of this section. 2841

(B)(1) Except as otherwise provided in division (B)(2) of 2842  
this section, no ~~statewide candidate or candidate for the office~~ 2843  
~~of member of the general assembly~~ shall make an expenditure of 2844  
personal funds to influence the results of an election for that 2845  
candidate's nomination or election to office unless the personal 2846  
funds are first deposited into the campaign fund of that 2847  
candidate's campaign committee. 2848

(2) A ~~statewide candidate or candidate for office of the~~ 2849  
~~general assembly~~ may make an expenditure of personal funds without 2850  
first depositing those funds into the campaign committee's funds 2851  
as long as the aggregate total of those expenditures does not 2852  
exceed five hundred dollars at any time during an election period. 2853  
After the candidate's campaign committee reimburses the candidate 2854  
for any direct expenditure of personal funds, the amount that was 2855  
reimbursed is no longer included in the aggregate total of 2856  
expenditures of personal funds subject to the five-hundred-dollar 2857

limit. 2858

(C)(1) If the campaign committee of any statewide candidate 2859  
has received or expended or expects to expend more than one 2860  
hundred thousand dollars of personal funds during a primary 2861  
election period or one hundred fifty thousand dollars of personal 2862  
funds during a general election period, the campaign committee 2863  
shall file a personal funds notice in the manner provided in 2864  
division (C)(3) of this section indicating that the committee has 2865  
received or expended or expects to expend more than that amount. 2866  
For the purpose of this division, a joint team of candidates for 2867  
governor and lieutenant governor shall be considered a single 2868  
candidate and their personal funds shall be combined. 2869

(2) If the campaign committee of any ~~senate~~ candidate ~~or~~ 2870  
house other than a statewide candidate has received or expended or 2871  
expects to expend more than twenty-five thousand dollars of 2872  
personal funds during a primary election period or twenty-five 2873  
thousand dollars of personal funds during a general election 2874  
period, the campaign committee shall file a personal funds notice 2875  
in the manner provided in division (C)(3) of this section 2876  
indicating that the committee has received or expended or expects 2877  
to expend more than that amount. 2878

(3) The personal funds notice required in divisions (C)(1) 2879  
and (2) of this section and the declaration of no limits required 2880  
under division (D)(2) of this section shall be on a form 2881  
prescribed by the secretary of state. The personal funds notice 2882  
required in divisions (C)(1) and (2) of this section shall be 2883  
filed not later than the earlier of the following times: 2884

(a) One hundred twenty days before a primary election, in the 2885  
case of personal funds received, expended, or expected to be 2886  
expended during a primary election period, or not later than one 2887  
hundred twenty days before a general election, in the case of 2888  
personal funds received, expended, or expected to be expended 2889

during a general election period; 2890

(b) Two business days after the candidate's campaign 2891  
committee receives or makes an expenditure of personal funds or 2892  
the candidate makes an expenditure of personal funds on behalf of 2893  
the candidate's campaign committee during that election period 2894  
that exceed, in the aggregate, the amount specified in division 2895  
(C)(1) or (2) of this section. 2896

The personal funds notice required under divisions (C)(1) and 2897  
(2) of this section and the declaration of no limits required 2898  
under division (D)(2) of this section shall be filed wherever the 2899  
campaign committee files statements of contributions and 2900  
expenditures under section 3517.11 of the Revised Code. The board 2901  
of elections shall send to the secretary of state a copy of any 2902  
personal funds notice or declaration of no limits filed by the 2903  
campaign committee of ~~a senate~~ any candidate ~~or house candidate~~ 2904  
with the board of elections under division (C)(3) or (D)(2) of 2905  
this section. 2906

(D)(1) Whenever a campaign committee files a notice under 2907  
division (C)(1) or (2) of this section, and the campaign committee 2908  
of an opponent files a declaration of no limits pursuant to 2909  
division (D)(2) of this section within thirty days of the filing 2910  
of the personal funds notice under division (C)(1) or (2) of this 2911  
section, the contribution limitations prescribed in section 2912  
3517.102 of the Revised Code no longer apply to the campaign 2913  
committee of the candidate's opponent. 2914

(2) No campaign committee of a candidate described in 2915  
division (D)(1) of this section shall accept any contribution or 2916  
contributions from a contributor that exceed the limitations 2917  
prescribed in section 3517.102 of the Revised Code until the 2918  
committee files a declaration that the committee will accept 2919  
contributions that exceed those limitations. This declaration 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:

(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;

(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.

(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.

(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:

(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



during the primary election period or general election period, 2952  
whichever is applicable, would cause that committee to exceed the 2953  
contribution limitations prescribed in section 3517.102 of the 2954  
Revised Code for the applicable election period. 2955

(b) The statement of primary-day finances or the year-end 2956  
statement required to be filed under division (E) of section 2957  
3517.1010 of the Revised Code shall be filed not later than 2958  
fourteen days after the date the candidate's opponent fails to 2959  
file a declaration of candidacy or nominating petition by the 2960  
appropriate filing deadline, or dies or withdraws. For purposes of 2961  
calculating permitted funds under division (A)~~(7)~~(4) of section 2962  
3517.1010 of the Revised Code, the primary or general election 2963  
period, whichever is applicable, shall be considered to have ended 2964  
on the filing deadline, in the case of an opponent who fails to 2965  
file a declaration of candidacy or nominating petition, or on the 2966  
date of the opponent's death or withdrawal. In such an event, the 2967  
filing of a statement of primary-day finances or year-end finances 2968  
and the disposing of any excess funds as required under division 2969  
(B) of section 3517.1010 of the Revised Code satisfies the 2970  
candidate's obligation to file such a statement for that election 2971  
period. 2972

(E)(1) No campaign committee shall fail to file a personal 2973  
funds notice as required under division (C)(1) or (2) of this 2974  
section. 2975

(2) No campaign committee shall accept any contribution in 2976  
excess of the contribution limitations prescribed in section 2977  
3517.102 of the Revised Code: 2978

(a) Unless a declaration of no limits has been filed under 2979  
division (D)(2) of this section; 2980

(b) In violation of division (D)(4) of this section once the 2981  
candidate who filed a personal funds notice under division (C)(3) 2982

of this section fails to file a declaration of candidacy or 2983  
nominating petition or that candidate dies or withdraws. 2984

(3) No campaign committee that violates division (E)(1) of 2985  
this section shall expend any personal funds in excess of the 2986  
amount specified in division (C)(1) or (2) of this section, 2987  
whichever is appropriate to the committee. 2988

(4) The candidate of any campaign committee that violates 2989  
division (E) of this section shall forfeit the candidate's 2990  
nomination, if the candidate was nominated, or the office to which 2991  
the candidate was elected, if the candidate was elected to office. 2992

~~(F)(1) Whenever a campaign committee files a notice under 2993  
division (C)(1) or (2) of this section or whenever the 2994  
contribution limitations prescribed in section 3517.102 of the 2995  
Revised Code do not apply to a campaign committee under division 2996  
(D)(1) of this section, that committee is not a designated state 2997  
campaign committee for the purpose of the limitations prescribed 2998  
in section 3517.102 of the Revised Code with regard to 2999  
contributions made by that campaign committee to a legislative 3000  
campaign fund or to a state candidate fund of a state or county 3001  
political party. 3002~~

~~(2) Division (F)(1) of this section no longer applies to a 3003  
campaign committee after both of the following occur: 3004~~

~~(a) The primary or general election period during which the 3005  
contribution limitations prescribed in section 3517.102 of the 3006  
Revised Code did not apply after being removed pursuant to 3007  
division (D) of this section has expired; 3008~~

~~(b) When the campaign committee has disposed of all excess 3009  
funds and excess aggregate contributions as required under section 3010  
3517.1010 of the Revised Code. 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~~ an entity 3026  
engaging in electioneering 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 3045  
has paid for the communication or public political advertising in 3046  
accordance with section 3517.20 of the Revised Code. 3047

(2)(a) Whenever any campaign committee, ~~legislative campaign~~ 3048  
~~fund~~, political action committee, political contributing entity, 3049  
entity engaging in electioneering, or political party makes an 3050  
independent expenditure in support of or opposition to any 3051  
candidate, the committee, entity, ~~fund~~, or party shall report the 3052  
independent expenditure and identify the candidate on a statement 3053  
prescribed by the secretary of state and filed by the committee, 3054  
entity, ~~fund~~, or political party as part of its statement of 3055  
contributions and expenditures pursuant to division (A) of section 3056  
3517.10 and division (A) of section 3517.11 of the Revised Code. 3057

(b) Whenever any individual, partnership, or other entity, 3058  
except a corporation, labor organization, campaign committee, 3059  
~~legislative campaign fund~~, political action committee, political 3060  
contributing entity, entity engaging in electioneering, or 3061  
political party, makes one or more independent expenditures in 3062  
support of or opposition to any candidate, the individual, 3063  
partnership, or other entity shall file with the secretary of 3064  
state in the case of a statewide candidate, or with the board of 3065  
elections in the county in which the candidate files the 3066  
candidate's petitions for nomination or election for district or 3067  
local office, not later than the dates specified in divisions 3068  
(A)(1), (2), and (3) of section 3517.10 of the Revised Code, and, 3069  
except as otherwise provided in that section, a statement 3070  
itemizing all independent expenditures made during the period 3071  
since the close of business on the last day reflected in the last 3072  
previously filed such statement, if any. The statement shall be 3073  
made on a form prescribed by the secretary of state or shall be 3074  
filed by electronic means of transmission pursuant to division (G) 3075  
of section 3517.106 of the Revised Code as authorized or required 3076

by that division. The statement shall indicate the date and the 3077  
amount of each independent expenditure and the candidate on whose 3078  
behalf it was made and shall be made under penalty of election 3079  
falsification. 3080

(C)(1) Whenever a corporation, labor organization, campaign 3081  
committee, political action committee with ten or more members, or 3082  
~~legislative campaign fund~~ entity engaging in electioneering makes 3083  
an independent expenditure, or whenever a political action 3084  
committee with fewer than ten members makes an independent 3085  
expenditure in excess of one hundred dollars for a local ballot 3086  
issue or question, or in excess of five hundred dollars for a 3087  
statewide ballot issue or question, for the purpose of financing 3088  
communications advocating support of or opposition to an 3089  
identified ballot issue or question or solicits without the 3090  
express consent of the ballot issue committee a contribution for 3091  
or against an identified ballot issue or question through public 3092  
political advertising, a statement shall appear or be presented in 3093  
a clear and conspicuous manner in the advertising that does both 3094  
of the following: 3095

(a) Clearly indicates that the communication or public 3096  
political advertising is not authorized by the identified ballot 3097  
issue committee; 3098

(b) Clearly identifies the corporation, labor organization, 3099  
campaign committee, ~~legislative campaign fund~~ entity engaging in 3100  
electioneering, or political action committee that has paid for 3101  
the communication or public political advertising in accordance 3102  
with section 3517.20 of the Revised Code. 3103

(2)(a) Whenever any corporation, labor organization, campaign 3104  
committee, ~~legislative campaign fund~~ entity engaging in 3105  
electioneering, political party, or political action committee 3106  
makes an independent expenditure in support of or opposition to 3107  
any ballot issue or question, the corporation or labor 3108

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~~ 3143  
entity engaging in electioneering, political action committee, 3144  
corporation, labor organization, or other organization or 3145  
association shall use or cause to be used a false or fictitious 3146  
name in making an independent expenditure in support of or 3147  
opposition to any candidate or any ballot issue or question. A 3148  
name is false or fictitious if the person, campaign committee, 3149  
~~legislative campaign fund~~ entity engaging in electioneering, 3150  
political action committee, corporation, labor organization, or 3151  
other organization or association does not actually exist or 3152  
operate, if the corporation, labor organization, or other 3153  
organization or association has failed to file a fictitious name 3154  
or other registration with the secretary of state, if it is 3155  
required to do so, or if the person, campaign committee, 3156  
~~legislative campaign fund~~ entity engaging in electioneering, or 3157  
political action committee has failed to file a designation of the 3158  
appointment of a treasurer, if it is required to do so by division 3159  
(D)(1) of section 3517.10 of the Revised Code. 3160

**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
<del>(1)(a)</del> The campaign committees of candidates for statewide office;	3174 3175
<del>(2)(b)</del> The political action committees and political contributing entities described in division (A)(1) of section 3517.11 of the Revised Code;	3176 3177 3178
<del>(3) Legislative campaign funds;</del>	3179
<del>(4)(c)</del> State political parties;	3180
<del>(5)(d)</del> Individuals, partnerships, corporations, labor organizations, or other entities that make independent expenditures in support of or opposition to a statewide candidate or a statewide ballot issue or question;	3181 3182 3183 3184
<del>(6)(e)</del> The campaign committees of candidates for the office of member of the general assembly;	3185 3186
<u>(f) 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
<u>(g) Entities engaging in electioneering.</u>	3190
<u>(2) 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, <del>legislative campaign funds</del> , 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 3203  
statements. 3204

(2) The secretary of state shall make the information 3205  
required to be stored under division (B) of this section available 3206  
on computer at the secretary of state's office so that, to the 3207  
maximum extent feasible, individuals may obtain at the secretary 3208  
of state's office any part or all of that information for any 3209  
given year, subject to the limitation expressed in division (D) of 3210  
this section. 3211

(D) The secretary of state shall keep the information stored 3212  
on computer under division (B) of this section for at least six 3213  
years. 3214

(E)(1) Subject to the secretary of state having implemented, 3215  
tested, and verified the successful operation of any system the 3216  
secretary of state prescribes pursuant to division (H)(1) of this 3217  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3218  
the Revised Code for the filing of campaign finance statements by 3219  
electronic means of transmission, the campaign committee of each 3220  
candidate for statewide office may file the statements prescribed 3221  
by section 3517.10 of the Revised Code by electronic means of 3222  
transmission or, if the total amount of the contributions received 3223  
or the total amount of the expenditures made by the campaign 3224  
committee for the applicable reporting period as specified in 3225  
division (A) of section 3517.10 of the Revised Code exceeds ten 3226  
thousand dollars, shall file those statements by electronic means 3227  
of transmission. 3228

Except as otherwise provided in this division, within five 3229  
business days after a statement filed by a campaign committee of a 3230  
candidate for statewide office is received by the secretary of 3231  
state by electronic or other means of transmission, the secretary 3232  
of state shall make available online to the public through the 3233  
internet, as provided in division (I) of this section, the 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 3263  
the secretary of state having implemented, tested, and verified 3264  
the successful operation of any system the secretary of state 3265  
prescribes pursuant to division (H)(1) of this section and 3266~~

~~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.~~

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

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

~~Within five business days after the secretary of state receives from a political action committee or a political contributing entity described in division (B)(2) of this section, a legislative campaign fund, or a state political party an addendum to the statement or an amended statement by electronic or other means of transmission under this division or division (B)(3)(a) of section 3517.11 of the Revised Code, the secretary of~~

~~state shall make the contribution and expenditure information in~~ 3299  
~~the addendum or amended statement available online to the public~~ 3300  
~~through the internet as provided in division (I) of this section.~~ 3301

~~(3)~~ Subject to the secretary of state having implemented, 3302  
tested, and verified the successful operation of any system the 3303  
secretary of state prescribes pursuant to division (H)(1) of this 3304  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3305  
the Revised Code for the filing of campaign finance statements by 3306  
electronic means of transmission, a political action committee and 3307  
a political contributing entity described in division (B)~~(2)~~(1)(b) 3308  
of this section, ~~a legislative campaign fund, and a state~~ 3309  
~~political party shall, and an entity engaging in electioneering~~ 3310  
may file the statements prescribed by section 3517.10 of the 3311  
Revised Code by electronic means of transmission or, if the total 3312  
amount of the contributions received or the total amount of the 3313  
expenditures made by the political action committee, political 3314  
contributing entity, ~~legislative campaign fund, or state~~ political 3315  
party, or entity engaging in electioneering for the applicable 3316  
reporting period as specified in division (A) of section 3517.10 3317  
of the Revised Code exceeds ten thousand dollars, shall file those 3318  
statements by electronic means of transmission. 3319

Within five business days after a statement filed by a 3320  
political action committee or a political contributing entity 3321  
described in division (B)~~(2)~~(1)(b) of this section, ~~a legislative~~ 3322  
~~campaign fund, or a state political party, or an entity engaging~~ 3323  
in electioneering is received by the secretary of state by 3324  
electronic or other means of transmission, the secretary of state 3325  
shall make available online to the public through the internet, as 3326  
provided in division (I) of this section, the contribution and 3327  
expenditure information in that statement. 3328

If a statement filed by electronic means of transmission is 3329  
found to be incomplete or inaccurate after the examination of the 3330

statement for completeness and accuracy pursuant to division 3331  
(B)(3)(a) of section 3517.11 of the Revised Code, the political 3332  
action committee, political contributing entity, ~~legislative~~ 3333  
~~campaign fund, or state political party, or entity engaging in~~ 3334  
electioneering shall file by electronic means of transmission any 3335  
addendum to the statement that provides the information necessary 3336  
to complete or correct the statement or, if required by the 3337  
secretary of state under that division, an amended statement. 3338

Within five business days after the secretary of state 3339  
receives from a political action committee or a political 3340  
contributing entity described in division (B)~~(2)~~(1)(b) of this 3341  
section, ~~a legislative campaign fund, or a state political party,~~ 3342  
or an entity engaging in electioneering an addendum to the 3343  
statement or an amended statement by electronic or other means of 3344  
transmission under this division or division (B)(3)(a) of section 3345  
3517.11 of the Revised Code, the secretary of state shall make the 3346  
contribution and expenditure information in the addendum or 3347  
amended statement available online to the public through the 3348  
internet as provided in division (I) of this section. 3349

(F)(1) ~~Subject to division (F)(4) of this section and subject~~ 3350  
to the secretary of state having implemented, tested, and verified 3351  
the successful operation of any system the secretary of state 3352  
prescribes pursuant to division (H)(1) of this section and 3353  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3354  
Code for the filing of campaign finance statements by electronic 3355  
means of transmission ~~or on computer disk~~, a campaign committee of 3356  
a candidate for ~~the an~~ office ~~of member of the general assembly~~ 3357  
other than a statewide office may file the statements prescribed 3358  
by section 3517.10 of the Revised Code by electronic means of 3359  
transmission to the office of the secretary of state or, ~~until~~ 3360  
~~March 1, 2004, on computer disk with the appropriate board of~~ 3361  
~~elections specified in division (A)(2) of section 3517.11 of the~~ 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  
office 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.~~

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

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

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

~~to the public through the internet any contribution or expenditure  
information contained in a statement for any candidate until the  
secretary of state is able to make available online to the public  
through the internet the contribution and expenditure information  
for all candidates for a particular office. As soon as the  
secretary of state has available all of that information, the  
secretary of state shall simultaneously make available online to  
the public through the internet the information for all candidates  
for a particular office.~~

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

~~Within five business days after the secretary of state  
receives from a campaign committee of a candidate for the office  
of member of the general assembly an addendum to the statement or  
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.~~

~~(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~~

Code for the filing of campaign finance statements by electronic 3522  
means of transmission, any individual, partnership, or other 3523  
entity that makes independent expenditures in support of or 3524  
opposition to a statewide candidate or a statewide ballot issue or 3525  
question as provided in division (B)(2)(b) or (C)(2)(b) of section 3526  
3517.105 of the Revised Code may file the statement specified in 3527  
that division by electronic means of transmission or, if the total 3528  
amount of independent expenditures made during the reporting 3529  
period under that division exceeds ten thousand dollars, shall 3530  
file the statement by electronic means of transmission. 3531

Within five business days after a statement filed by an 3532  
individual, partnership, or other entity is received by the 3533  
secretary of state by electronic or other means of transmission, 3534  
the secretary of state shall make available online to the public 3535  
through the internet, as provided in division (I) of this section, 3536  
the expenditure information in that statement. 3537

If a statement filed by electronic means of transmission is 3538  
found to be incomplete or inaccurate after the examination of the 3539  
statement for completeness and accuracy pursuant to division 3540  
(B)(3)(a) of section 3517.11 of the Revised Code, the individual, 3541  
partnership, or other entity shall file by electronic means of 3542  
transmission any addendum to the statement that provides the 3543  
information necessary to complete or correct the statement or, if 3544  
required by the secretary of state under that division, an amended 3545  
statement. 3546

Within five business days after the secretary of state 3547  
receives from an individual, partnership, or other entity 3548  
described in division (B)(2)(b) or (C)(2)(b) of section 3517.105 3549  
of the Revised Code an addendum to the statement or an amended 3550  
statement by electronic or other means of transmission under this 3551  
division or division (B)(3)(a) of section 3517.11 of the Revised 3552  
Code, the secretary of state shall make the expenditure 3553

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, 3557  
tested, and verified the successful operation of any system the 3558  
secretary of state prescribes pursuant to division (H)(1) of this 3559  
section and divisions (C)(6)(b) and (D)(6) of section 3517.10 of 3560  
the Revised Code for the filing of campaign finance statements by 3561  
electronic means of transmission, any individual, partnership, or 3562  
other entity that makes independent expenditures in support of or 3563  
opposition to a statewide candidate or a statewide ballot issue or 3564  
question as provided in division (B)(2)(b) or (C)(2)(b) of section 3565  
3517.105 of the Revised Code shall file the statement specified in 3566  
that division by electronic means of transmission if the total 3567  
amount of the independent expenditures made during the reporting 3568  
period under that division exceeds ten thousand dollars. 3569~~

~~Within five business days after a statement filed by an 3570  
individual, partnership, or other entity is received by the 3571  
secretary of state by electronic or other means of transmission, 3572  
the secretary of state shall make available online to the public 3573  
through the internet, as provided in division (I) of this section, 3574  
the expenditure information in that statement. 3575~~

~~If a statement filed by electronic means of transmission is 3576  
found to be incomplete or inaccurate after the examination of the 3577  
statement for completeness and accuracy pursuant to division 3578  
(B)(3)(a) of section 3517.11 of the Revised Code, the individual, 3579  
partnership, or other entity shall file by electronic means of 3580  
transmission any addendum to the statement that provides the 3581  
information necessary to complete or correct the statement or, if 3582  
required by the secretary of state under that division, an amended 3583  
statement. 3584~~

~~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.~~

(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 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. Any technique prescribed by the secretary of state pursuant to this division shall create an electronic signature that satisfies all of the following:

(a) It is unique to the signer.

(b) It objectively identifies the signer.

(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.

(d) It is created and linked to the electronic record to

which it relates in a manner that, if the record or signature is 3616  
intentionally or unintentionally changed after signing, the 3617  
electronic signature is invalidated. 3618

(2) An electronic signature prescribed by the secretary of 3619  
state under division (H)(1) of this section shall be attached to 3620  
or associated with the statement of contributions and 3621  
expenditures, the statement of independent expenditures, the 3622  
addendum to either statement, the amended statement of 3623  
contributions and expenditures, or the amended statement of 3624  
independent expenditures that is executed and transmitted by 3625  
electronic means by the person to whom the electronic signature is 3626  
attributed or, if applicable, attached to or associated with the 3627  
contribution and expenditure information on the campaign finance 3628  
web site that is reported and maintained by the person to whom the 3629  
electronic signature is attributed. The electronic signature that 3630  
is attached to or associated with ~~the~~ a statement, addendum, ~~or~~ 3631  
amended statement, or report on a campaign finance web site under 3632  
this division shall be binding on all persons and for all purposes 3633  
under the campaign finance reporting law as if the signature had 3634  
been handwritten in ink on a printed form ~~of the statement,~~ 3635  
~~addendum, or amended statement.~~ 3636

(I) The secretary of state shall make the contribution and 3637  
expenditure information in all statements, all addenda to the 3638  
statements, and all amended statements that are filed with the 3639  
secretary of state by electronic or other means of transmission 3640  
under this section or section 3517.10, 3517.105, or 3517.11 of the 3641  
Revised Code and the contribution and expenditure information 3642  
required to be reported on a campaign finance web site under 3643  
division (C) of section 3517.1011 of the Revised Code available 3644  
online to the public by any means that are searchable, viewable, 3645  
and accessible through the internet. 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 3649  
715.13 of the Revised Code; 3650

(b) A library that is created, maintained, and regulated 3651  
under Chapter 3375. of the Revised Code. 3652

(2) The secretary of state shall notify all libraries of the 3653  
location on the internet at which the contribution and expenditure 3654  
information, in campaign finance statements or reported on 3655  
campaign finance web sites, which is required to be made available 3656  
online to the public through the internet pursuant to division (I) 3657  
of this section may be accessed. 3658

If that location is part of ~~the graphical subnetwork~~ called 3659  
the world wide web and if the secretary of state has notified a 3660  
library of that world wide web location as required by this 3661  
division, the library shall include a link to that world wide web 3662  
location on each internet-connected computer it maintains that is 3663  
accessible to the public. 3664

(3) If the system the secretary of state prescribes for the 3665  
filing of campaign finance statements by electronic means of 3666  
transmission pursuant to division (H)(1) of this section and 3667  
divisions (C)(6)(b) and (D)(6) of section 3517.10 of the Revised 3668  
Code includes filing those statements through the internet via ~~an~~ 3669  
~~interactive location on the graphical subnetwork~~ called the world 3670  
wide web, the secretary of state shall notify all libraries of the 3671  
world wide web location at which those statements may be filed. 3672

If those statements may be filed through the internet via ~~an~~ 3673  
~~interactive location on the graphical subnetwork~~ called the world 3674  
wide web and if the secretary of state has notified a library of 3675  
that world wide web location as required by this division, the 3676  
library shall include a link to that world wide web location on 3677  
each internet-connected computer it maintains that is accessible 3678

to the public. 3679

(K) It is an affirmative defense to a complaint or charge 3680  
brought against any campaign committee, political action 3681  
committee, ~~legislative campaign fund~~, political party, political 3682  
contributing entity, entity engaging in electioneering, or 3683  
individual, partnership, or other entity for the failure to file 3684  
by electronic means of transmission a campaign finance statement 3685  
as required by this section or section 3517.10 or 3517.105 of the 3686  
Revised Code or for the failure to report contribution and 3687  
expenditure information on a campaign finance web site as required 3688  
by section 3517.1011 of the Revised Code that all of the following 3689  
apply to the campaign committee, political action committee, 3690  
~~legislative campaign fund~~, political party, political contributing 3691  
entity, entity engaging in electioneering, or individual, 3692  
partnership, or other entity ~~that failed to file the required~~ 3693  
~~statement:~~ 3694

(1) The campaign committee, political action committee, 3695  
~~legislative campaign fund~~, political party, political contributing 3696  
entity, entity engaging in electioneering, or individual, 3697  
partnership, or other entity attempted to file the required 3698  
statement by electronic means of transmission ~~the required~~ 3699  
~~statement~~ or attempted to report the required contribution and 3700  
expenditure information on the campaign finance web site prior to 3701  
the deadline set forth in the applicable section. 3702

(2) The campaign committee, political action committee, 3703  
~~legislative campaign fund~~, political party, political contributing 3704  
entity, entity engaging in electioneering, or individual, 3705  
partnership, or other entity was unable to file by electronic 3706  
means of transmission or report the required contribution and 3707  
expenditure information on the campaign finance web site due to an 3708  
expected or unexpected shutdown of the whole or part of the 3709  
applicable electronic ~~campaign finance statement filing~~ system, 3710



such as for maintenance or because of hardware, software, or 3711  
network connection failure. 3712

(3) The campaign committee, political action committee, 3713  
~~legislative campaign fund,~~ political party, political contributing 3714  
entity, entity engaging in electioneering, or individual, 3715  
partnership, or other entity filed the required statement by 3716  
electronic means of transmission ~~the required statement~~ or 3717  
reported the required contribution and expenditure information on 3718  
the campaign finance web site within a reasonable period of time 3719  
after being unable to so file or report it under the circumstance 3720  
described in division (K)(2) of this section. 3721

**Sec. 3517.108.** (A) As used in divisions (A) and (B) of this 3722  
section: 3723

(1) ~~"Candidate" has the same meaning as in section 3517.01 of~~ 3724  
~~the Revised Code but includes only candidates for the offices of~~ 3725  
~~governor, lieutenant governor, secretary of state, auditor of~~ 3726  
~~state, treasurer of state, attorney general, member of the state~~ 3727  
~~board of education, member of the general assembly, chief justice~~ 3728  
~~of the supreme court, and justice of the supreme court.~~ 3729

~~(2)~~ A "general election period" begins on the day after the 3730  
primary election immediately preceding the general election at 3731  
which a candidate seeks an office ~~specified in division (A)(1) of~~ 3732  
~~this section~~ and ends on the thirty-first day of December 3733  
following that general election. 3734

~~(3)~~(2) A "primary election period" begins on the first day of 3735  
January of the year following the year in which the general 3736  
election was held for the office that the candidate seeks, 3737  
including any mid-term election, and ends on the day of the 3738  
primary election. 3739

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

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

(2) The additional contributions are accepted only during the

primary or general election period, whichever is applicable, 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 3776  
this section are used by the campaign committee that receives them 3777  
only to pay the debt of the committee reported under division 3778  
(B)(1) of this section. 3779

(4) The campaign committee maintains a separate account for 3780  
all additional contributions made under division (B) of this 3781  
section, and uses moneys in that account only to pay the unpaid 3782  
debt reported under division (B)(1) of this section and to 3783  
administer the account. 3784

(5) The campaign committee stops accepting additional 3785  
contributions after funds sufficient to repay the unpaid debt 3786  
reported under division (B)(1) of this section have been raised 3787  
and promptly disposes of any contributions received that exceed 3788  
the amount of the unpaid debt by returning the excess 3789  
contributions to the contributors ~~or by giving the excess~~ 3790  
~~contributions to an organization that is exempt from federal~~ 3791  
~~income taxation under subsection 501(a) and described in~~ 3792  
~~subsection 501(c)(3), (4), (8), (10), or (19) of the Internal~~ 3793  
~~Revenue Code.~~ 3794

**Sec. 3517.109.** (A) As used in this section: 3795

(1) ~~"Candidate" has the same meaning as in section 3517.01 of~~ 3796  
~~the Revised Code but includes only candidates for the offices of~~ 3797  
~~governor, lieutenant governor, secretary of state, auditor of~~ 3798  
~~state, treasurer of state, attorney general, member of the state~~ 3799  
~~board of education, and member of the general assembly.~~ 3800

~~(2)~~ "Statewide candidate" means the joint candidates for the 3801  
offices of governor and lieutenant governor or a candidate for the 3802

office of secretary of state, auditor of state, treasurer of 3803  
state, and attorney general, ~~and member of the state board of~~ 3804  
~~education.~~ 3805

~~(3)~~(2) "Senate candidate" means a candidate for the office of 3806  
state senator. 3807

~~(4)~~ "House candidate" means a candidate for the office of 3808  
~~state representative.~~ 3809

~~(5)~~ "State office" means the offices of governor, lieutenant 3810  
governor, secretary of state, auditor of state, treasurer of 3811  
state, attorney general, member of the state board of education, 3812  
~~and member of the general assembly.~~ 3813

~~(6)~~(3) "Aggregate contribution" means the total of all 3814  
contributions from a contributor during the pre-filing period. 3815

~~(7)~~(4) "Allowable aggregate contribution" means all of the 3816  
following: 3817

(a) In the case of a contribution from a contributor whose 3818  
contributions are subject to the contribution limits described in 3819  
division (B)(1), (2), (3), ~~(6)(a)~~, or (7) of section 3517.102 of 3820  
the Revised Code, that portion of the amount of the contributor's 3821  
aggregate contribution that does not exceed the preprimary 3822  
contribution limit applicable to that contributor. 3823

(b) In the case of a contribution or contributions from a 3824  
contributor whose contributions are not subject to the 3825  
contribution limits described in divisions (B)(1), (2), (3), 3826  
~~(6)(a)~~, or (7) of section 3517.102 of the Revised Code, the total 3827  
of the following: 3828

(i) That portion of the aggregate contribution that was 3829  
received as in-kind services; 3830

(ii) That portion of the aggregate contribution that was 3831  
received as cash ~~and does not exceed the applicable preprimary~~ 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 3835  
contributor, the amount by which that contributor's aggregate 3836  
contribution exceeds that contributor's allowable aggregate 3837  
contribution. 3838

~~(9)(6)~~ "Pre-filing period" means the period of time ending on 3839  
the day that the candidacy petitions are due for the state office 3840  
for which the candidate has filed and beginning on the latest date 3841  
of the following: 3842

(a) The first day of January of the year following the 3843  
general election in which that state office was last on the 3844  
ballot; 3845

(b) The first day of January of the year following the 3846  
general election in which the candidate was last a candidate for 3847  
any office; 3848

(c) The first day of the month following the primary election 3849  
in which the candidate was last a candidate for any office. 3850

~~(10)(7)~~ "Filing date" means the last date on which a 3851  
candidacy petition may be filed for an office. 3852

~~(11)(8)~~ "Applicable carry-in limit" means ~~thirty five~~ 3853  
~~thousand dollars if the candidate is a house candidate or a~~ 3854  
~~candidate for the state board of education, one hundred thousand~~ 3855  
~~dollars if the candidate is a senate candidate, and two~~ one of the 3856  
following: 3857

(a) Two hundred thousand dollars if the candidate is a 3858  
statewide candidate ~~other than a candidate for the state board of~~ 3859  
~~education;~~ 3860

(b) One hundred thousand dollars if the candidate is a senate 3861  
candidate; 3862

(c) Thirty-five thousand dollars if the candidate is other 3863  
than a statewide candidate or a senate candidate. 3864

~~(12)~~(9) "Campaign asset" means prepaid, purchased, or donated 3865  
assets available to the candidate on the date of the filing 3866  
deadline for the office the candidate is seeking that will be 3867  
consumed or depleted in the course of the candidate's election 3868  
campaign, including, but not limited to, postage, prepaid rent for 3869  
campaign headquarters, prepaid radio, television, and newspaper 3870  
advertising, and other prepaid consulting and personal services. 3871

~~(13)~~(10) "Permitted funds" means the sum of the following: 3872

(a) The total of the allowable aggregate contribution of each 3873  
contributor; 3874

(b) The applicable carry-in limit. 3875

~~(14)~~(11) "Excess funds" means the amount by which the sum of 3876  
the total cash on hand and total reported campaign assets exceeds 3877  
permitted funds. 3878

~~(15)~~(12) "Covered candidate" means ~~both of the following:~~ 3879

~~(a) A candidate who, during the pre-filing period, accepts or 3880  
has a campaign committee that accepts contributions on the 3881  
candidate's behalf for the purpose of nominating or electing the 3882  
candidate to any office not subject to the contribution limits 3883  
prescribed in section 3517.102 of the Revised Code;~~ 3884

~~(b) A a person who, during the pre-filing period, accepts or 3885  
has a campaign committee that accepts contributions on the 3886  
person's behalf prior to the person deciding upon or announcing 3887  
the office for which the person will become a candidate for 3888  
nomination or election.~~ 3889

(B) Each candidate who files for ~~state~~ office, not later than 3890  
the filing date for that office, shall dispose of any excess 3891  
funds. Each covered candidate who files for ~~state~~ office, not 3892

later than the filing date for that office, shall dispose of any 3893  
excess aggregate contributions. 3894

(C) Any campaign committee that is required to dispose of 3895  
excess funds or excess aggregate contributions under division (B) 3896  
of this section shall dispose of that excess amount or amounts by 3897  
~~doing any of the following:~~ 3898

~~(1) Giving the amount to the treasurer of state for deposit 3899  
into the state treasury to the credit of the Ohio elections 3900  
commission fund;~~ 3901

~~(2) Giving giving the amount to individuals who made 3902  
contributions to that campaign committee as a refund of all or 3903  
part of their contributions;~~ 3904

~~(3) Giving the amount to a corporation that is exempt from 3905  
federal income taxation under subsection 501(a) and described in 3906  
subsection 501(c) of the Internal Revenue Code. 3907~~

(D)(1) Subject to division (D)(2) of this section, no 3908  
candidate or covered candidate shall appear on the ballot, even if 3909  
certified to appear on the ballot, unless the candidate's or 3910  
covered candidate's campaign committee has disposed of excess 3911  
funds, excess aggregate contributions, or both as required by 3912  
divisions (B) and (C) of this section. 3913

(2) If the excess aggregate contributions accepted by a 3914  
covered candidate or a covered candidate's campaign committee 3915  
aggregate a total of less than five thousand dollars from all 3916  
contributors, that candidate shall not be prohibited from 3917  
appearing on the ballot under division (D)(1) of this section. 3918

(E)(1) The campaign committee of each candidate required to 3919  
dispose of excess funds under this section shall file a report, on 3920  
a form prescribed by the secretary of state, with the official or 3921  
board with which the candidate is required to file statements 3922  
under section 3517.11 of the Revised Code. The report shall be 3923

filed by the seventh day following the filing deadline for the 3924  
office the candidate is seeking, and shall indicate the amount of 3925  
excess funds disposed of, ~~and shall describe the manner in which~~ 3926  
~~the campaign committee disposed of the excess amount.~~ 3927

(2) In addition to the information required to be included in 3928  
a report filed under division (E)(1) of this section, the campaign 3929  
committee of each covered candidate required to dispose of excess 3930  
aggregate contributions under this section shall include in that 3931  
report the source and amount of each excess aggregate contribution 3932  
disposed of ~~and shall describe the manner in which the campaign~~ 3933  
~~committee disposed of the excess amount.~~ 3934

(F)(1) Each campaign committee of a candidate who has filed a 3935  
declaration of candidacy or a nominating petition ~~for a state~~ 3936  
~~office~~, not later than seven days after the date of the filing 3937  
deadline for the office the candidate is seeking, shall file a 3938  
declaration of filing-day finances, on a form prescribed by the 3939  
secretary of state, with the official or board with which the 3940  
candidate is required to file statements under section 3517.11 of 3941  
the Revised Code. 3942

(2) A declaration of filing-day finances shall list all of 3943  
the following: 3944

(a) The amount of cash on hand in the candidate's campaign 3945  
fund on the date of the filing deadline for the office the 3946  
candidate is seeking. 3947

(b) The value and description of all campaign assets worth 3948  
five hundred dollars or more available to the candidate on the 3949  
date of the filing. Assets purchased by the campaign shall be 3950  
valued at actual cost, and in-kind contributions shall be valued 3951  
at market value. 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
<b>Sec. 3517.1010.</b> (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.

(2) "Filing deadline" means the last date on which a  
candidacy petition may be filed for an office.

(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.

(4) "Permitted funds" means one of the following:

(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:

(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;

(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.

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

3517.102 of the Revised Code were in effect. 4013

As used in division (A)(4)(a) of this section, "primary 4014  
carry-in amount" is the sum of the campaign committee's cash on 4015  
hand and reported campaign assets as reported on the campaign 4016  
committee's declaration of no limits filed pursuant to division 4017  
(D) of section 3517.103 of the Revised Code. 4018

(b) In the case of a disposal of excess funds under division 4019  
(B)(5) of this section, the product of both of the following: 4020

(i) The sum of the cash on hand and reported campaign assets 4021  
at the end of the thirty-first day of December immediately 4022  
following the general election; 4023

(ii) The ratio of the sum of the allowable aggregate 4024  
contributions of each contributor and the general carry-in amount 4025  
to the sum of all contributions received during the general 4026  
election period and the general carry-in amount. 4027

For the purposes of division (A)(4)(b) of this section, when 4028  
a candidate has filed a declaration of no limits under division 4029  
(D)(2) of section 3517.103 of the Revised Code, the allowable 4030  
aggregate contribution calculated for each contributor is 4031  
calculated as if the limitations on contributions prescribed in 4032  
section 3517.102 of the Revised Code were in effect. 4033

As used in division (A)(4)(b) of this section, "general 4034  
carry-in amount" is the sum of the campaign committee's reported 4035  
campaign assets and net cash on hand as of the day of the primary 4036  
election, after the committee has disposed of excess funds under 4037  
division (B)(1) of this section, if required. "General election 4038  
period" has the same meaning as in section 3517.102 of the Revised 4039  
Code. 4040

(5) "Excess funds" means the amount by which the sum of the 4041  
campaign committee's cash on hand on the date specified in the 4042

filing required to be made under division (F) of this section and 4043  
total reported campaign assets exceeds permitted funds. 4044

(6) "Net cash on hand" means the cash on hand on the day of 4045  
the primary election less the sum of all debts and obligations 4046  
reported under division (F) of this section. 4047

(7) "Statewide office" means the offices of governor, 4048  
lieutenant governor, secretary of state, auditor of state, 4049  
treasurer of state, attorney general, and member of the state 4050  
board of education. 4051

(B)(1) Except as otherwise provided in division (G) of this 4052  
section, the campaign committee of any candidate who has filed a 4053  
declaration of no limits in accordance with division (D) of 4054  
section 3517.103 of the Revised Code, and to which the 4055  
contribution limitations prescribed in section 3517.102 of the 4056  
Revised Code no longer apply during a primary election period, 4057  
shall dispose of any excess funds not later than fourteen days 4058  
after the day on which the primary election was held. 4059

(2) The campaign committee of any candidate that has filed a 4060  
personal funds notice under division (C)(1) or (2) of section 4061  
3517.103 of the Revised Code shall, at the end of the primary 4062  
election period, do one of the following: 4063

(a) Return that portion of the personal funds remaining in 4064  
the candidate's campaign committee fund at the end of the primary 4065  
election period that are excess funds not later than fourteen days 4066  
after the day on which the primary election was held; 4067

(b) Retain the personal funds remaining in the candidate's 4068  
campaign committee fund at the end of the primary election period 4069  
and file a statement with the secretary of state declaring that 4070  
the campaign committee will retain those remaining personal funds 4071  
in the committee's campaign fund and indicating the amount of 4072  
remaining personal funds that would be characterized as excess 4073

funds. 4074

(3) If a campaign committee elects to retain personal funds 4075  
pursuant to division (B)(2)(b) of this section, ~~both of the~~ 4076  
~~following apply:~~ 4077

~~(a) The amount characterized as excess funds is considered to~~ 4078  
be an expenditure of personal funds for the purpose of determining 4079  
whether the amount of personal funds the campaign committee has 4080  
received under division (C)(1) or (2) of section 3517.103 of the 4081  
Revised Code during an election period exceeds the amounts 4082  
specified in those divisions. 4083

~~(b) The campaign committee is not a designated state campaign~~ 4084  
~~committee for the purpose of making contributions to a legislative~~ 4085  
~~campaign fund or to the state candidate fund of a state or county~~ 4086  
~~political party.~~ 4087

(4) Except as otherwise provided in division (G) of this 4088  
section, the campaign committee of any candidate that has expended 4089  
personal funds in excess of the amount specified in division 4090  
(C)(1) or (2) of section 3517.103 of the Revised Code shall 4091  
dispose of any excess funds not later than fourteen days after the 4092  
day on which the primary election is held or the thirty-first day 4093  
of December after the day on which the general election was held, 4094  
whichever is applicable, or choose to retain personal funds under 4095  
division (B)(2) of this section. The calculation of excess funds 4096  
under this division shall be made in the same manner that a 4097  
campaign committee is required to dispose of excess funds under 4098  
division (B)(1) or (5) of this section, whichever election period 4099  
is applicable. For the purposes of this division, the allowable 4100  
aggregate contribution of each contributor, including one or more 4101  
contributions from the candidate and from the candidate's spouse, 4102  
parents, children, sons-in-law, daughters-in-law, brothers, 4103  
sisters, grandparents, mothers-in-law, fathers-in-law, 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) 4136  
of this section shall dispose of the excess amount or amounts in 4137  
accordance with division (C) of section 3517.109 of the Revised 4138  
Code. 4139

(D)(1) Any candidate who knowingly fails to dispose of excess 4140  
funds or excess aggregate contributions as required by divisions 4141  
(B) and (C) of this section, except a candidate whose campaign 4142  
committee has been given a letter of substantial compliance as 4143  
provided for in division (D)(2) of this section, shall not appear 4144  
on the ballot, even if the candidate has been certified to appear 4145  
on the ballot. 4146

(2) The secretary of state shall, after initially examining 4147  
and reviewing any declaration provided for in division (F) of this 4148  
section and making a determination that a campaign committee has 4149  
substantially complied with the disposal requirements of division 4150  
(B) of this section, promptly issue to the candidate's campaign 4151  
committee a letter certifying that committee's substantial 4152  
compliance. 4153

(3) The campaign committee of a candidate for ~~state~~ statewide 4154  
~~office as defined in division (A) of section 3517.109 of the~~ 4155  
~~Revised Code~~ has not substantially complied with the disposal 4156  
requirements of division (B) of this section if, upon initial 4157  
review of a declaration filed pursuant to division (F) of this 4158  
section, it is discovered that the candidate's campaign committee 4159  
has failed to dispose of excess funds or excess aggregate 4160  
contributions totaling in the aggregate more than ten thousand 4161  
dollars. 4162

(4) The campaign committee of a candidate for ~~member of the~~ 4163  
~~general assembly~~ an office other than a statewide office has not 4164  
substantially complied with the disposal requirements of division 4165  
(B) of this section if, upon initial review of a declaration filed 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	4199
five hundred dollars or more available to the candidate at the end	4200
of the day on which the primary election was held or on the	4201
thirty-first day of December immediately following the day on	4202
which the general election was held;	4203
(4) The total of all aggregate contributions received by the	4204
candidate's campaign committee during the primary or general	4205
election period;	4206
(5) The total of all allowable aggregate contributions	4207
received by the candidate's campaign committee during the primary	4208
or general election period, whichever is applicable. The allowable	4209
aggregate contribution of each contributor shall be calculated as	4210
if the contribution limitations prescribed by section 3517.102 of	4211
the Revised Code were in effect.	4212
(6) A description of all excess funds and excess aggregate	4213
contributions disposed of by the candidate's campaign committee in	4214
accordance with division (B) of this section for that election.	4215
(G) The campaign committee of a candidate is not required to	4216
dispose of excess funds or excess aggregate contributions under	4217
division (B) of this section if both of the following apply:	4218
(1) The campaign committee has not accepted any aggregate	4219
contribution greater than the amount applicable under that	4220
division.	4221
(2) The campaign committee files on a form, prescribed by the	4222
secretary of state, with the official or board with which the	4223
candidate is required to file statements under section 3517.11 of	4224
the Revised Code, stating that the committee has not accepted	4225
aggregate contributions as described in division (G)(1) of this	4226
section.	4227

Sec. 3517.1011. (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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(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. 4233  
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(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. 4237  
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(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. 4240  
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(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. 4245  
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(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 4251  
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report on that web site, in accordance with the requirements of 4258  
divisions (D) and (E) of this section, each contribution received 4259  
that exceeds, in the aggregate, two hundred fifty dollars from a 4260  
single contributor and each expenditure made that exceeds two 4261  
hundred fifty dollars. 4262

(D)(1)(a) Subject to division (D)(1)(b) of this section, each 4263  
contribution required to be reported on a campaign finance web 4264  
site under division (C) of this section shall be reported on that 4265  
web site within seventy-two hours after the contribution is 4266  
received. 4267

(b) Each contribution required to be reported on a campaign 4268  
finance web site under division (C) of this section that is 4269  
received within thirty days prior to the day of an election or 4270  
that is received on the day of an election shall be reported on 4271  
that web site within twenty-four hours after the contribution is 4272  
received. 4273

(2) Each expenditure required to be reported on a campaign 4274  
finance web site under division (C) of this section shall be 4275  
reported on that web site within thirty days after the expenditure 4276  
is made. 4277

(3) For each contribution and expenditure required to be 4278  
reported on a campaign finance web site under division (C) of this 4279  
section, the information to be reported on that web site shall be 4280  
the same as the contribution and expenditure information required 4281  
to be reported on statements of contributions and expenditures 4282  
under section 3517.10 of the Revised Code. 4283

(E) The secretary of state shall determine, by rule adopted 4284  
under Chapter 119. of the Revised Code, both of the following: 4285

(1) The manner in which the campaign finance web site shall 4286  
be structured and maintained; 4287

(2) The process by which information required to be reported 4288  
on the campaign finance web site shall be verified for accuracy 4289  
and timeliness of reporting. 4290

(F) The reporting of contributions and expenditures under 4291  
this section shall be in addition to any reporting required under 4292  
other provisions of the campaign finance reporting law. 4293

**Sec. 3517.11.** (A)(1) Campaign committees of candidates for 4294  
statewide ~~offices~~ office or the state board of education, 4295  
political action committees or political contributing entities 4296  
that make contributions to campaign committees of candidates that 4297  
are required to file the statements prescribed by section 3517.10 4298  
of the Revised Code with the secretary of state, political action 4299  
committees or political contributing entities that make 4300  
contributions to campaign committees of candidates for member of 4301  
the general assembly, political action committees or political 4302  
contributing entities that make contributions to state and 4303  
national political parties ~~and to legislative campaign funds,~~ 4304  
political action committees or political contributing entities 4305  
that receive contributions or make expenditures in connection with 4306  
a statewide ballot issue, political action committees or political 4307  
contributing entities that make contributions to other political 4308  
action committees or political contributing entities, political 4309  
parties, and campaign committees, except as set forth in division 4310  
(A)(3) of this section, ~~legislative campaign funds, and~~ state and 4311  
national political parties, and entities engaging in 4312  
electioneering shall file the statements prescribed by section 4313  
3517.10 of the Revised Code with the secretary of state. 4314

(2) Except as otherwise provided in division (F) of section 4315  
3517.106 of the Revised Code, campaign committees of candidates 4316  
for all other offices shall file the statements prescribed by 4317  
section 3517.10 of the Revised Code with the board of elections 4318

where their candidates are required to file their petitions or 4319  
other papers for nomination or election. 4320

A campaign committee of a candidate for an office ~~of member~~ 4321  
~~of the general assembly other than a statewide office~~ shall file 4322  
two copies of the printed version of any statement, addendum, or 4323  
amended statement if the committee does not file by electronic 4324  
means of transmission ~~or on computer disk~~ pursuant to division 4325  
(F)(1) of section 3517.106 of the Revised Code but files by 4326  
printed version only with the appropriate board of elections. The 4327  
board of elections shall send one of those copies by overnight 4328  
delivery service to the secretary of state before the close of 4329  
business on the day the board of elections receives the statement, 4330  
addendum, or amended statement. 4331

(3) Political action committees or political contributing 4332  
entities that only contribute to a county political party, 4333  
contribute to campaign committees of candidates whose nomination 4334  
or election is to be submitted only to electors within a county, 4335  
subdivision, or district, excluding candidates for member of the 4336  
general assembly, and receive contributions or make expenditures 4337  
in connection with ballot questions or issues to be submitted only 4338  
to electors within a county, subdivision, or district shall file 4339  
the statements prescribed by section 3517.10 of the Revised Code 4340  
with the board of elections in that county or in the county 4341  
contained in whole or part within the subdivision or district 4342  
having a population greater than that of any other county 4343  
contained in whole or part within that subdivision or district, as 4344  
the case may be. 4345

(4) County political parties shall file the statements 4346  
prescribed by section 3517.10 of the Revised Code with the board 4347  
of elections of their respective counties. 4348

(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.

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

(C)(1) In the event of a failure to file or a late filing of a statement or report required to be filed under sections 3517.081 to 3517.17 of the Revised Code or if a filed statement or any addendum, amendment, or other correction to the statement or any amended statement, if an addendum, amendment, or other correction or an amended statement is required to be filed, or a report 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 or report 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.

(2) For purposes of division (C)(1) of this section, a statement ~~or~~, report, an addendum, amendment, or other correction to a statement, or an amended statement required to be filed under

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.

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

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

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

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

(G)(1)(a) No person shall knowingly conceal or misrepresent  
contributions given or received, that are required to be reported  
by a provision in sections 3517.08 to 3517.13 of the Revised Code;

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

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

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

(i) An individual makes a contribution from a partnership or

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 ~~such~~ that 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  
~~such~~ that 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 4635  
contributions made to the holder of a public office having 4636  
ultimate responsibility for the award of a contract, or to the 4637  
public officer's campaign committee, during the time the person 4638  
holds the office and during any time such person was a candidate 4639  
for the office. ~~These~~ Those divisions do not apply to 4640  
contributions made to, or to the campaign committee of, a 4641  
candidate for or holder of the office other than the holder of the 4642  
office at the time of the award of the contract. 4643

(2) Divisions (I) and (J) of this section do not apply to 4644  
contributions of a partner, shareholder, administrator, executor, 4645  
trustee, or owner of more than twenty per cent of a corporation or 4646  
business trust made before the person held any of those positions 4647  
or after the person ceased to hold any of those positions in the 4648  
partnership, association, estate, trust, corporation, or business 4649  
trust whose eligibility to be awarded a contract is being 4650  
determined, nor to contributions of the person's spouse made 4651  
before the person held any of those positions, after the person 4652  
ceased to hold any of those positions, before the two were 4653  
married, or after the granting of a decree of divorce, dissolution 4654  
of marriage, or ~~nullity~~ annulment, or after the granting of an 4655  
order in an action brought solely for legal separation. These 4656  
divisions do not apply to contributions of the spouse of an 4657  
individual whose eligibility to be awarded a contract is being 4658  
determined made before the two were married, or after the granting 4659  
of a decree of divorce, dissolution of marriage, or ~~nullity~~ 4660  
annulment, or after the granting of an order in an action brought 4661  
solely for legal separation. 4662

(O) No beneficiary of a campaign fund or other person shall 4663  
convert for personal use, and no person shall knowingly give to a 4664  
beneficiary of a campaign fund or any other person, for the 4665

beneficiary's or any other person's personal use, anything of 4666  
value from the beneficiary's campaign fund, including, without 4667  
limitation, payments to a beneficiary for services the beneficiary 4668  
personally performs, except as reimbursement for any of the 4669  
following: 4670

(1) Legitimate and verifiable prior campaign expenses 4671  
incurred by the beneficiary; 4672

(2) Legitimate and verifiable, ~~ordinary,~~ and necessary prior 4673  
expenses incurred by the beneficiary in connection with duties as 4674  
the holder of a public office, including, without limitation, 4675  
expenses incurred through participation in nonpartisan or 4676  
bipartisan events if the participation of the holder of a public 4677  
office would normally be expected; 4678

(3) Legitimate and verifiable ordinary and necessary prior 4679  
expenses incurred by the beneficiary while doing any of the 4680  
following: 4681

(a) ~~Engaged~~ Engaging in activities in support of or 4682  
opposition to a candidate other than the beneficiary, political 4683  
party, or ballot issue; 4684

(b) Raising funds for a political party, ~~political action~~ 4685  
~~committee,~~ political contributing entity, ~~legislative campaign~~ 4686  
~~fund,~~ campaign committee, or other candidate; 4687

(c) Participating in the activities of a political party, 4688  
political action committee, political contributing entity, 4689  
~~legislative campaign fund~~ entity engaging in electioneering, or 4690  
campaign committee; ~~or~~ 4691

(d) Attending a political party convention or other political 4692  
meeting. 4693

For purposes of this division, an expense is incurred 4694  
whenever a beneficiary has either made payment or is obligated to 4695



make payment, as by the use of a credit card or other credit 4696  
procedure or by the use of goods or services received on account. 4697

(P) No beneficiary of a campaign fund shall knowingly accept, 4698  
and no person shall knowingly give to the beneficiary of a 4699  
campaign fund, reimbursement for an expense under division (O) of 4700  
this section to the extent that the expense previously was 4701  
reimbursed or paid from another source of funds. If an expense is 4702  
reimbursed under division (O) of this section and is later paid or 4703  
reimbursed, wholly or in part, from another source of funds, the 4704  
beneficiary shall repay the reimbursement received under division 4705  
(O) of this section to the extent of the payment made or 4706  
reimbursement received from the other source. 4707

(Q) No candidate or public official or employee shall accept 4708  
for personal or business use anything of value from a political 4709  
party, political action committee, political contributing entity, 4710  
~~legislative campaign fund~~ entity engaging in electioneering, or 4711  
campaign committee other than the candidate's or public official's 4712  
or employee's own campaign committee, and no person shall 4713  
knowingly give to a candidate or public official or employee 4714  
anything of value from a political party, political action 4715  
committee, political contributing entity, ~~legislative campaign~~ 4716  
~~fund~~ entity engaging in electioneering, or such a campaign 4717  
committee, except for the following: 4718

(1) Reimbursement for legitimate and verifiable, ~~ordinary,~~ 4719  
and necessary prior expenses not otherwise prohibited by law 4720  
incurred by the candidate or public official or employee while 4721  
engaged in any legitimate activity of the political party, 4722  
political action committee, political contributing entity, 4723  
~~legislative campaign fund~~ entity engaging in electioneering, or 4724  
such campaign committee. Without limitation, reimbursable expenses 4725  
under this division include those incurred while doing any of the 4726  
following: 4727

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

(R)(1) Division (O) or (P) of this section does not prohibit 4759  
a campaign committee from making direct advance or post payment 4760  
from contributions to vendors for goods and services for which 4761  
reimbursement is permitted under division (O) of this section, 4762  
except that no campaign committee shall pay its candidate or other 4763  
beneficiary for services personally performed by the candidate or 4764  
other beneficiary. 4765

(2) If any expense that may be reimbursed under division (O), 4766  
(P), or (Q) of this section is part of other expenses that may not 4767  
be paid or reimbursed, the separation of the two types of expenses 4768  
for the purpose of allocating for payment or reimbursement those 4769  
expenses that may be paid or reimbursed may be by any reasonable 4770  
accounting method, considering all of the surrounding 4771  
circumstances. 4772

(3) For purposes of divisions (O), (P), and (Q) of this 4773  
section, mileage allowance at a rate not greater than that allowed 4774  
by the internal revenue service at the time the travel occurs may 4775  
be paid instead of reimbursement for actual travel expenses 4776  
allowable. 4777

(S)(1) As used in division (S) of this section: 4778

(a) ~~"State elective office" has the same meaning as in~~ 4779  
~~section 3517.092 of the Revised Code.~~ 4780

~~(b)~~ "Federal office" means a federal office as defined in the 4781  
Federal Election Campaign Act. 4782

~~(e)~~(b) "Federal campaign committee" means a principal 4783  
campaign committee or authorized committee as defined in the 4784  
Federal Election Campaign Act. 4785

(2) No person who is a candidate for ~~state elective~~ an office 4786  
other than a federal office and who previously sought nomination 4787  
or election to a federal office shall transfer any funds or assets 4788

from that person's federal campaign committee for nomination or 4789  
election to the federal office to that person's campaign committee 4790  
as a candidate for ~~state elective~~ an office other than a federal 4791  
office. 4792

(3) No campaign committee of a person who is a candidate for 4793  
~~state elective~~ an office other than a federal office and who 4794  
previously sought nomination or election to a federal office shall 4795  
accept any funds or assets from that person's federal campaign 4796  
committee for that person's nomination or election to the federal 4797  
office. 4798

~~(T)(1) Except as otherwise provided in division (B)(6)(c) of~~ 4799  
~~section 3517.102 of the Revised Code, a state or county political~~ 4800  
~~party shall not disburse moneys from any account other than a~~ 4801  
~~state candidate fund to make contributions to any of the~~ 4802  
~~following:~~ 4803

~~(a) A state candidate fund;~~ 4804

~~(b) A legislative campaign fund;~~ 4805

~~(c) A campaign committee of a candidate for the office of~~ 4806  
~~governor, lieutenant governor, secretary of state, auditor of~~ 4807  
~~state, treasurer of state, attorney general, member of the state~~ 4808  
~~board of education, or member of the general assembly.~~ 4809

~~(2) No state candidate fund, legislative campaign fund, or~~ 4810  
~~campaign committee of a candidate for any office described in~~ 4811  
~~division (T)(1)(c) of this section shall knowingly accept a~~ 4812  
~~contribution in violation of division (T)(1) of this section.~~ 4813

~~(U)~~ No person shall fail to file the statement required under 4814  
section 3517.12 of the Revised Code. 4815

~~(V)~~(U) No campaign committee shall fail to file a statement 4816  
required under division (K)(3) of section 3517.10 of the Revised 4817  
Code. 4818

~~(W)~~(V)(1) No foreign national shall, directly or indirectly 4819  
through any other person or entity, make a contribution, 4820  
expenditure, or independent expenditure or promise, either 4821  
expressly or implicitly, to make a contribution, expenditure, or 4822  
independent expenditure in support of or opposition to a candidate 4823  
for any elective office in this state, including an office of a 4824  
political party. 4825

(2) No candidate, campaign committee, political action 4826  
committee, political contributing entity, ~~legislative campaign~~ 4827  
~~fund, state candidate fund~~ entity engaging in electioneering, 4828  
political party, or separate segregated fund shall solicit or 4829  
accept a contribution, expenditure, or independent expenditure 4830  
from a foreign national. The secretary of state may direct any 4831  
candidate, committee, fund, entity, or party that accepts a 4832  
contribution, expenditure, or independent expenditure in violation 4833  
of this division to return the contribution, expenditure, or 4834  
independent expenditure or, if it is not possible to return the 4835  
contribution, expenditure, or independent expenditure, then to 4836  
return instead the value of it, to the contributor. 4837

(3) As used in this section, "foreign national" has the same 4838  
meaning as in section 441e(b) of the Federal Election Campaign 4839  
Act. 4840

(W) No campaign committee, political action committee, 4841  
political party, political contributing entity, or entity engaging 4842  
in electioneering shall fail to report a contribution or 4843  
expenditure as required to be reported on a campaign finance web 4844  
site under division (C) of section 3517.1011 of the Revised Code. 4845

(X) No candidate, campaign committee, political action 4846  
committee, political contributing entity, entity engaging in 4847  
electioneering, political party, separate segregated fund, or 4848  
other entity that accepts a contribution or contributions from any 4849

corporation shall make a contribution or promise, either expressly 4850  
or implicitly, to make a contribution to any candidate or campaign 4851  
committee. 4852

(Y) No candidate, campaign committee, political action 4853  
committee, political party, political contributing entity, or 4854  
entity engaging in electioneering shall fail to include, on a 4855  
statement filed under section 3517.10 of the Revised Code or on a 4856  
report of contribution information under division (C) of section 4857  
3517.1011 of the Revised Code, the information required to be 4858  
reported under division (B)(4)(g) of section 3517.10 of the 4859  
Revised Code for any contribution received through the efforts of 4860  
a political fundraiser. 4861

(Z) No candidate or holder of a public office shall solicit 4862  
contributions on behalf of either of the following: 4863

(1) A political action committee; 4864

(2) An entity engaging in electioneering. 4865

(AA)(1) No candidate, campaign committee, political action 4866  
committee, political party, political contributing entity, entity 4867  
engaging in electioneering, continuing association, or other 4868  
person, association, or entity shall do either of the following: 4869

(a) Pay or offer to pay any political fundraiser if that 4870  
payment or the amount of that payment is contingent upon the 4871  
amount of contributions raised by the political fundraiser; 4872

(b) Provide or offer to provide any type of bonus to any 4873  
political fundraiser. 4874

(2) No political fundraiser shall do either of the following: 4875

(a) Accept any payment or offer of payment from a candidate, 4876  
campaign committee, political action committee, political party, 4877  
political contributing entity, entity engaging in electioneering, 4878  
continuing association, or other person, association, or entity if 4879

the payment or the amount of the payment is contingent upon the 4880  
amount of contributions raised by the political fundraiser; 4881

(b) Accept any type of bonus from a candidate, campaign 4882  
committee, political action committee, political party, political 4883  
contributing entity, entity engaging in electioneering, continuing 4884  
association, or other person, association, or entity. 4885

(BB)(1) No person shall make a contribution to a political 4886  
party, political action committee, or political contributing 4887  
entity and designate or attempt to designate that the contribution 4888  
be used, partially or exclusively, for a particular candidate. 4889

(2) No political party, political action committee, or 4890  
political contributing entity shall accept any contribution that 4891  
has been specifically designated for the partial or exclusive use 4892  
of a particular candidate. Any contribution so designated shall be 4893  
returned to the contributor and shall not be used or expended by 4894  
or on behalf of the candidate. 4895

**Sec. 3517.151.** (A) ~~On and after January 1, 1996, complaints~~ 4896  
Complaints with respect to acts or failures to act under the 4897  
sections listed in division (A) of section 3517.153 of the Revised 4898  
Code shall be filed with the Ohio elections commission created 4899  
under section 3517.152 of the Revised Code. 4900

(B)(1) If a complaint filed with the Ohio elections 4901  
commission created under section 3517.152 of the Revised Code 4902  
alleges an act or failure to act that occurred before August 24, 4903  
1995, and the commission imposes a fine, sections 3517.99 and 4904  
3517.991 of the Revised Code, and not sections 3517.992 and 4905  
3517.993 of the Revised Code, shall apply. 4906

(2) If a complaint filed with the Ohio elections commission 4907  
created under section 3517.152 of the Revised Code alleges an act 4908  
or failure to act that is a violation of section 3517.13 of the 4909

Revised Code, former divisions (A) to (R) of that section apply to  
the act or failure to act if it occurred before August 24, 1995,  
former divisions (A) to (U) of that section apply to the act or  
failure to act if it occurs on or after August 24, 1995, but  
before July 13, 1998, former divisions (A) to (V) of that section  
apply to the act or failure to act if it occurs on or after July  
13, 1998, but before ~~the effective date of this amendment~~ December  
22, 1999, ~~and~~ former divisions (A) to (W) of that section apply to  
the act or failure to act if it occurs on or after ~~the effective~~  
~~date of this amendment~~ December 22, 1999, but before the effective  
date of this amendment, and divisions (A) to (BB) of that section  
apply to the act or failure to act if it occurs on or after the  
effective date of this amendment.

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

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

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



ends on December 31, 1996, one person from each list to a term 4941  
that ends on December 31, 1997, and one person from each list to a 4942  
term that ends on December 31, 1998. 4943

Not later than thirty days after the governor appoints these 4944  
six members, they shall, by a majority vote, appoint to the 4945  
commission a seventh member, who shall not be affiliated with a 4946  
political party. If the six members fail to appoint the seventh 4947  
member within this thirty-day period, the chief justice of the 4948  
supreme court, not later than thirty days after the end of the 4949  
period during which the six members were required to appoint a 4950  
member, shall appoint the seventh member, who shall not be 4951  
affiliated with a political party. The seventh member shall be 4952  
appointed to a term that ends on December 31, 2001. Terms of the 4953  
initial members appointed under this division begin on January 1, 4954  
1996. 4955

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

the list to the commission. 4973

(3) At no time shall more than six members of the commission 4974  
be affiliated with a political party, and, of these six members, 4975  
not more than three shall be affiliated with the same political 4976  
party. 4977

(4) In making appointments to the commission, the governor 4978  
shall take into consideration the various geographic areas of this 4979  
state and shall appoint members so that those areas are 4980  
represented on the commission in a balanced manner, to the extent 4981  
feasible. 4982

(5) Members of the commission shall be registered electors 4983  
and shall be of good moral character. 4984

(B) Each member of the Ohio elections commission shall hold 4985  
office from the date of the member's appointment until the end of 4986  
the term for which the member was appointed. A member appointed to 4987  
fill a vacancy occurring prior to the expiration of the term for 4988  
which the member's predecessor was appointed shall hold office for 4989  
the remainder of that term. A member shall continue in office 4990  
subsequent to the expiration date of the member's term until the 4991  
member's successor takes office or until a period of sixty days 4992  
has elapsed, whichever occurs first. After the initial terms of 4993  
office provided for in division (A)(1) of this section, terms of 4994  
office shall be for five years. 4995

(C) A vacancy in the Ohio elections commission may be caused 4996  
by death, resignation, or three absences from commission meetings 4997  
in a calendar year if those absences are caused by reasons 4998  
declared invalid by a vote of five members of the remaining 4999  
members of the commission. 5000

(D) Each member of the Ohio elections commission while in the 5001  
performance of the business of the commission shall be entitled to 5002  
receive compensation at the rate of twenty-five thousand dollars 5003

per year. Members shall be reimbursed for expenses actually and 5004  
necessarily incurred in the performance of their duties. 5005

(E) No member of the Ohio elections commission shall serve 5006  
more than one full term unless the terms served are served 5007  
nonconsecutively. 5008

(F)(1) No member of the Ohio elections commission shall do or 5009  
be any of the following: 5010

(a) Hold, or be a candidate for, a public office; 5011

(b) Serve on a committee supporting or opposing a candidate 5012  
or ballot question or issue; 5013

(c) Be an officer of the state central committee, a county 5014  
central committee, or a district, city, township, or other 5015  
committee of a political party or an officer of the executive 5016  
committee of the state central committee, a county central 5017  
committee, or a district, city, township, or other committee of a 5018  
political party; 5019

(d) Be a legislative agent as defined in section 101.70 of 5020  
the Revised Code or an executive agency lobbyist as defined in 5021  
section 121.60 of the Revised Code; 5022

(e) Solicit or be involved in soliciting contributions on 5023  
behalf of a candidate, campaign committee, political party, 5024  
political action committee, ~~or~~ political contributing entity, or 5025  
entity engaging in electioneering; 5026

(f) Be in the unclassified service under section 124.11 of 5027  
the Revised Code; 5028

(g) Be a person or employee described in divisions (C)(1) to 5029  
(15) of section 4117.01 of the Revised Code. 5030

(2) No member or employee of the commission shall make a 5031  
contribution to, or for the benefit of, a campaign committee or 5032  
committee in support of or opposition to a ballot question or 5033

issue, a political party, ~~a legislative campaign fund~~, a political  
action committee, ~~or~~ a political contributing entity, or an entity  
engaging in electioneering.

(G)(1) The members of the Ohio elections 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.

(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.

(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.

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

(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:

(i) Serve as the commission's attorney in regard to all legal

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

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

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

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

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

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

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

**Sec. 3517.154.** (A)(1) The full-time attorney for the Ohio  
elections commission shall review each complaint filed with the  
commission under section 3517.153 of the Revised Code, shall

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.

(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:

(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;

(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;

(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;

(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 3517.1011 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;

(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 or a report required to be made on a campaign finance web site under section 3517.1011 of the Revised Code that is incomplete, the degree to which it is incomplete;

(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;

(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;

(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.

(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



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 5221  
section. The commission may grant the request for an expedited 5222  
hearing under this division if it determines that an expedited 5223  
hearing is practicable. 5224

**Sec. 3517.155.** (A)(1) Except as otherwise provided in 5225  
division (B) of this section, the Ohio elections commission shall 5226  
hold its first hearing on a complaint filed with it, other than a 5227  
complaint that receives an expedited hearing under section 5228  
3517.156 of the Revised Code, not later than ninety business days 5229  
after the complaint is filed unless the commission has good cause 5230  
to hold the hearing after that time, in which case it shall hold 5231  
the hearing not later than one hundred eighty business days after 5232  
the complaint is filed. At the hearing, the commission shall 5233  
determine whether or not the failure to act or the violation 5234  
alleged in the complaint has occurred and shall do only one of the 5235  
following, except as otherwise provided in division (B) of this 5236  
section or in division (B) of section 3517.151 of the Revised 5237  
Code: 5238

(a) Enter a finding that good cause has been shown not to 5239  
impose a fine or not to refer the matter to the appropriate 5240  
prosecutor; 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 5244  
elections with the authority to certify a candidate to the ballot 5245  
to remove a candidate's name from the ballot if the candidate is 5246  
barred from the ballot under division (D) of section 3517.1010 of 5247  
the Revised Code. 5248

(2) As used in division (A) of this section, "appropriate 5249  
prosecutor" means a prosecutor as defined in section 2935.01 of 5250

the Revised Code and either of the following: 5251

(a) In the case of a failure to comply with or a violation of 5252  
law involving a campaign committee or the committee's candidate, a 5253  
political party, ~~a legislative campaign fund~~, a political action 5254  
committee, ~~or~~ a political contributing entity, or an entity 5255  
engaging in electioneering, that is required to file a statement 5256  
of contributions and expenditures with the secretary of state 5257  
under division (A) of section 3517.11 of the Revised Code, the 5258  
prosecutor of Franklin county; 5259

(b) In the case of a failure to comply with or a violation of 5260  
law involving any other campaign committee or committee's 5261  
candidate, or any other political party or political action 5262  
committee, either of the following as determined by the 5263  
commission: 5264

(i) The prosecutor of Franklin county; 5265

(ii) The prosecutor of the county in which the candidacy or 5266  
ballot question or issue is submitted to the electors or, if it is 5267  
submitted in more than one county, the most populous of those 5268  
counties. 5269

(B) If the commission decides that the evidence is 5270  
insufficient for it to determine whether or not the failure to act 5271  
or the violation alleged in the complaint has occurred, the 5272  
commission, by the affirmative vote of five members, may request 5273  
that an investigatory attorney investigate the complaint. Upon 5274  
that request, an investigatory attorney shall make an 5275  
investigation in order to produce sufficient evidence for the 5276  
commission to decide the matter. If the commission requests an 5277  
investigation under this division, for good cause shown by the 5278  
investigatory attorney, the commission may extend by sixty days 5279  
the deadline for holding its first hearing on the complaint as 5280  
required in division (A) of this section. 5281

(C) The commission shall take one of the actions required 5282  
under division (A) of this section not later than thirty days 5283  
after the close of all the evidence presented. 5284

(D)(1) The commission shall make any finding of a failure to 5285  
comply with or a violation of law in regard to a complaint that 5286  
alleges a violation of division (D) of section 3517.1010, division 5287  
(A) or (B) of section 3517.21, or division (A) or (B) of section 5288  
3517.22 of the Revised Code by clear and convincing evidence. The 5289  
commission shall make any finding of a failure to comply with or a 5290  
violation of law in regard to any other complaint by a 5291  
preponderance of the evidence. 5292

(2) If the commission finds a violation of division (B) of 5293  
section 3517.21 or division (B) of section 3517.22 of the Revised 5294  
Code, it shall refer the matter to the appropriate prosecutor 5295  
under division (A)(1)(c) of this section and shall not impose a 5296  
fine under division (A)(1)(b) of this section or section 3517.993 5297  
of the Revised Code. 5298

(E) In an action before the commission or a panel of the 5299  
commission, if the allegations of the complainant are not proved, 5300  
and the commission takes the action described in division 5301  
(A)(1)(a) of this section or a panel of the commission takes the 5302  
action described in division (C)(1) of section 3517.156 of the 5303  
Revised Code, the commission or a panel of the commission may find 5304  
that the complaint is frivolous, and, if the commission or panel 5305  
so finds, the commission shall order the complainant to pay 5306  
reasonable attorney's fees and to pay the costs of the commission 5307  
or panel as determined by a majority of the members of the 5308  
commission. The costs paid to the commission or panel under this 5309  
division shall be deposited into the Ohio elections commission 5310  
fund. 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 5314  
a notice, placard, advertisement, sample ballot, brochure, flyer, 5315  
direct mailer, or ~~any~~ other form of general publication that is 5316  
designed to promote the nomination, election, or defeat of a 5317  
candidate. 5318

(b) "Political publication for or against an issue" means a 5319  
notice, placard, advertisement, sample ballot, brochure, flyer, 5320  
direct mailer, or ~~any~~ other form of general publication that is 5321  
designed to promote the adoption or defeat of a ballot issue or 5322  
question or to influence the voters in an election. 5323

(c) "Public political advertising" means newspapers, 5324  
magazines, outdoor advertising facilities, direct mailings, or 5325  
other similar types of general public political advertising, or 5326  
flyers, handbills, or other nonperiodical printed matter. 5327

(d) "Statewide candidate" has the same meaning as in section 5328  
3517.102 of the Revised Code. 5329

(e) "Legislative candidate" means a candidate for the office 5330  
of member of the general assembly. 5331

(f) "Local candidate" means a candidate for an elective 5332  
office of a political subdivision of this state. 5333

~~(g) "Legislative campaign fund" has the same meaning as in 5334  
section 3517.01 of the Revised Code. 5335~~

~~(h) "Limited political action committee" means a political 5336  
action committee of fewer than ten members. 5337~~

~~(i)~~ "Limited political contributing entity" means a political 5338  
contributing entity of fewer than ten members. 5339

~~(j)~~(h) "Designated amount" means one hundred dollars in the 5340  
case of a local candidate or a local ballot issue, two hundred 5341  
fifty dollars in the case of a legislative candidate, or five 5342

hundred dollars in the case of a statewide candidate or a 5343  
statewide ballot issue. 5344

~~(k)~~(i) "To issue" includes to print, post, distribute, 5345  
reproduce for distribution, or cause to be issued, printed, 5346  
posted, distributed, or reproduced for distribution. 5347

(2) No candidate, campaign committee, ~~legislative campaign~~ 5348  
~~fund~~, political party, political action committee, entity engaging 5349  
in electioneering, or other entity, except a ~~political action~~ 5350  
~~committee or~~ political contributing entity, shall issue a form of 5351  
political publication for or against a candidate, or shall make an 5352  
expenditure for the purpose of financing political communications 5353  
in support of or opposition to a candidate through public 5354  
political advertising, unless the name and residence or business 5355  
address of the candidate or the chairperson, treasurer, or 5356  
secretary of the campaign committee, ~~legislative campaign fund~~, 5357  
political party, political action committee, entity engaging in 5358  
electioneering, or other entity that issues or otherwise is 5359  
responsible for that political publication or that makes an 5360  
expenditure for that political communication appears in a 5361  
conspicuous place on that political publication or is contained 5362  
within that political communication. 5363

(3) No ~~limited political action committee or~~ limited 5364  
political contributing entity shall do either of the following 5365  
unless the name and residence or business address of the 5366  
chairperson, treasurer, or secretary of the ~~limited political~~ 5367  
~~action committee or~~ limited political contributing entity involved 5368  
appears in a conspicuous place in the political publication for or 5369  
against a candidate described in division (A)(3)(a) of this 5370  
section or is contained within the political communication 5371  
described in division (A)(3)(b) of this section: 5372

(a) Issue a form of political publication for or against a 5373  
candidate that costs in excess of the designated amount or that is 5374

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;

(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.

(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

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;~~

~~(b) Make an expenditure in excess of the designated amount in  
support of or opposition to a ballot issue or make an expenditure  
in cooperation, consultation, or concert with, or at the request  
or suggestion of, a candidate, a campaign committee, a legislative  
campaign fund, a political party, a political action committee  
with ten or more members, or a limited political action committee  
that spends in excess of the designated amount in support of or  
opposition to the same ballot issue, for the purpose of financing  
political communications in support of or opposition to that  
ballot issue through public political advertising.~~

~~(7) No political action committee with ten or more members  
shall issue a form of political publication for or against an  
issue, or shall make an expenditure for the purpose of financing  
political communications in support of or opposition to a ballot  
issue or question through public political advertising, unless the  
name and residence or business address of the chairperson,  
treasurer, or secretary of the political action committee that  
issues or otherwise is responsible for that political publication  
or that makes an expenditure for that political communication  
appears in a conspicuous place in that political publication or is  
contained within that political communication.~~

~~(8) The disclaimer "paid political advertisement" is not  
sufficient to meet the requirements of this section.~~

~~(9)(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~~

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 5533  
accordance with Chapter 119. of the Revised Code that are 5534  
necessary for the administration and enforcement of sections 5535  
3517.08 to 3517.13, 3517.18, 3517.20 to 3517.22, 3599.03, and 5536  
3599.031 of the Revised Code and shall provide each candidate, 5537  
political action committee, ~~legislative campaign fund~~, political 5538  
party, ~~and~~ political contributing entity, and entity engaging in 5539  
electioneering with written instructions and explanations in order 5540  
to ensure compliance with sections 3517.08 to 3517.13, 3517.17, 5541  
3517.18, 3517.20 to 3517.22, 3599.03, and 3599.031 of the Revised 5542  
Code. 5543

**Sec. 3517.992.** This section establishes penalties only with 5544  
respect to acts or failures to act that occur on and after August 5545  
24, 1995. 5546

(A)(1) A candidate whose campaign committee violates division 5547  
(A), (B), (C), (D), or ~~(V)~~(U) of section 3517.13 of the Revised 5548  
Code, or a treasurer of a campaign committee who violates any of 5549  
those divisions, shall be fined not more than one hundred dollars 5550  
for each day of violation. 5551

(2) Whoever violates division (E) of section 3517.13 of the 5552  
Revised Code shall be fined not more than one hundred dollars for 5553  
each day of violation. 5554

(B) A political party that violates division (F)(1) of 5555  
section 3517.101 of the Revised Code shall be fined not more than 5556  
one hundred dollars for each day of violation. 5557

(C) Whoever violates division (F)(2) of section 3517.101 or 5558  
division (G)(1)(b) or (G)(2) of section 3517.13 of the Revised 5559  
Code shall be fined not more than ten thousand dollars or, if the 5560  
offender is a person who was nominated or elected to public 5561  
office, shall forfeit the nomination or the office to which the 5562

offender was elected, or both. 5563

(D) Whoever violates division (F) of section 3517.13 of the 5564  
Revised Code shall be fined not more than three times the amount 5565  
contributed. 5566

(E) Whoever violates division (H) of section 3517.13 of the 5567  
Revised Code shall be fined not more than one hundred dollars. 5568

(F) Whoever violates division (O), (P), or (Q) of section 5569  
3517.13 of the Revised Code is guilty of a misdemeanor of the 5570  
first degree. 5571

(G) A state or county committee of a political party that 5572  
violates division (B)(1) of section 3517.18 of the Revised Code 5573  
shall be fined not more than twice the amount of the improper 5574  
expenditure. 5575

(H) A state or county political party that violates division 5576  
(G) of section 3517.101 of the Revised Code shall be fined not 5577  
more than twice the amount of the improper expenditure or use. 5578

(I)(1)(a)(i) Except as otherwise provided in division 5579  
(I)(1)(a)(ii) of this section, an individual who violates division 5580  
(B)(1)(a) of section 3517.102 of the Revised Code is guilty of a 5581  
misdemeanor of the first degree. 5582

(ii) An individual who has been convicted of a violation of 5583  
division (B)(1)(a) of section 3517.102 of the Revised Code and is 5584  
again convicted of a violation of that division is, on the second 5585  
conviction and on any subsequent conviction, guilty of a felony of 5586  
the third degree. 5587

(b) Any individual who violates division (B)(1)(b), (c), (d), 5588  
or (e) of section 3517.102 of the Revised Code and knows that the 5589  
contribution the individual makes violates that division shall be 5590  
fined an amount equal to three times the amount contributed in 5591  
excess of the amount permitted by that division. 5592

(c)(i) Except as otherwise provided in division (I)(1)(c)(ii) 5593  
of this section, an individual who violates division (B)(1)(f) of 5594  
section 3517.102 of the Revised Code is guilty of a misdemeanor of 5595  
the first degree. 5596

(ii) An individual who has been convicted of a violation of 5597  
division (B)(1)(f) of section 3517.102 of the Revised Code and is 5598  
again convicted of a violation of that division is, on the second 5599  
conviction and on any subsequent conviction, guilty of a felony of 5600  
the third degree. 5601

(2)(a)(i) Except as otherwise provided in division 5602  
(I)(2)(a)(ii) of this section, any political action committee that 5603  
violates division (B)(2)(a) of section 3517.102 of the Revised 5604  
Code is guilty of a misdemeanor of the first degree. 5605

(ii) Any political action committee that has been convicted 5606  
of a violation of division (B)(2)(a) of section 3517.102 of the 5607  
Revised Code and is again convicted of a violation of that 5608  
division is, on the second conviction and on any subsequent 5609  
conviction, guilty of a felony of the third degree. 5610

(b) Any political action committee that violates division 5611  
(B)(2)(b), (c), or (d) of section 3517.102 of the Revised Code 5612  
shall be fined an amount equal to three times the amount 5613  
contributed in excess of the amount permitted by that division. 5614

(3)(a)(i) Except as otherwise provided in division 5615  
(I)(3)(a)(ii) of this section, any campaign committee that 5616  
violates division (B)(3)(a) of section 3517.102 of the Revised 5617  
Code is guilty of a misdemeanor of the first degree. 5618

(ii) Any campaign committee that has been convicted of a 5619  
violation of division (B)(3)(a) of section 3517.102 of the Revised 5620  
Code and is again convicted of a violation of that division is, on 5621  
the second conviction and on any subsequent conviction, guilty of 5622  
a felony of the third degree. 5623

(b) Any campaign committee that violates division (B)(3)(b) 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. 5624  
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~~(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.~~ 5628  
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~~(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.~~ 5632  
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(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. 5640  
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~~(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.~~ 5645  
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(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. 5649  
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(ii) Any political contributing entity that violates division 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.

(5) Any political party that violates division (B)(4) of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount contributed in excess of the amount permitted by that division.

(6) Notwithstanding divisions (I)(1), (2), (3), (4), and (5) of this section, no violation of division (B) of section 3517.102 of the Revised Code occurs, and the secretary of state shall not refer parties to the Ohio elections commission, if the amount transferred or contributed in excess of the amount permitted by that division meets either of the following conditions:

(a) It is completely refunded within five business days after it is accepted.

(b) It is completely refunded on or before the tenth business day after notification to the recipient of the excess transfer or contribution by the board of elections or the secretary of state that a transfer or contribution in excess of the permitted amount has been received.

(J)(1) Any campaign committee that violates division (C)(1)~~, (2), (3), or (6)~~ of section 3517.102 of the Revised Code shall be fined an amount equal to three times the amount accepted in excess of the amount permitted by that division.

(2) 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.

~~(3) Any legislative campaign fund that violates division (C)(5) 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.~~ 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

~~(M)~~(L)(1) Whoever solicits a contribution in violation of 5718  
section 3517.092 or violates division (B) of section 3517.09 of 5719  
the Revised Code is guilty of a misdemeanor of the first degree. 5720

(2) Whoever knowingly accepts a contribution in violation of 5721  
division (B) or (C) of section 3517.092 of the Revised Code shall 5722  
be fined an amount equal to three times the amount accepted in 5723  
violation of either of those divisions and shall return to the 5724  
contributor any amount so accepted. Whoever unknowingly accepts a 5725  
contribution in violation of division (B) or (C) of section 5726  
3517.092 of the Revised Code shall return to the contributor any 5727  
amount so accepted. 5728

~~(N)~~(M) Whoever violates division (S) of section 3517.13 of 5729  
the Revised Code shall be fined an amount equal to three times the 5730  
amount of funds transferred or three times the value of the assets 5731  
transferred in violation of that division. 5732

~~(O)~~(N) Any campaign committee that accepts a contribution or 5733  
contributions in violation of section 3517.108 of the Revised 5734  
Code, uses a contribution in violation of that section, or fails 5735  
to dispose of excess contributions in violation of that section 5736  
shall be fined an amount equal to three times the amount accepted, 5737  
used, or kept in violation of that section. 5738

~~(P) Any political party, state candidate fund, legislative 5739  
candidate fund, or campaign committee that violates division (T) 5740  
of section 3517.13 of the Revised Code shall be fined an amount 5741  
equal to three times the amount contributed or accepted in 5742  
violation of that section. 5743~~

~~(Q)~~(O) A treasurer of a committee or another person who 5744  
violates division ~~(U)~~(T) of section 3517.13 of the Revised Code 5745  
shall be fined not more than two hundred fifty dollars. 5746

~~(R)~~(P) Whoever violates division (I) or (J) of section 5747

3517.13 of the Revised Code shall be fined not more than one 5748  
thousand dollars. Whenever a person is found guilty of violating 5749  
division (I) or (J) of section 3517.13 of the Revised Code, the 5750  
contract awarded in violation of either of those divisions shall 5751  
be rescinded if its terms have not yet been performed. 5752

~~(S)~~(O) A candidate whose campaign committee violates or a 5753  
treasurer of a campaign committee who violates section 3517.081, 5754  
and a candidate whose campaign committee violates, or a treasurer 5755  
of a campaign committee, or another person who violates, division 5756  
(C) of section 3517.10 of the Revised Code, shall be fined not 5757  
more than five hundred dollars. 5758

~~(T)~~(R) A candidate whose campaign committee violates or a 5759  
treasurer of a committee who violates division (B), or a candidate 5760  
whose campaign committee violates, a treasurer of a committee, or 5761  
another person who violates division (C), of section 3517.09 of 5762  
the Revised Code shall be fined not more than one thousand 5763  
dollars. 5764

~~(U)~~(S) Whoever violates section 3517.20 of the Revised Code 5765  
shall be fined not more than five hundred dollars. 5766

~~(V)~~(T) Whoever violates section 3517.21 or 3517.22 of the 5767  
Revised Code shall be imprisoned for not more than six months or 5768  
fined not more than five thousand dollars, or both. 5769

~~(W)~~(U) A campaign committee that is required to file a 5770  
declaration of no limits under division (D)(2) of section 3517.103 5771  
of the Revised Code that, before filing that declaration, accepts 5772  
a contribution or contributions that exceed the limitations 5773  
prescribed in section 3517.102 of the Revised Code, shall return 5774  
that contribution or those contributions to the contributor. 5775

~~(X)~~(V) Any campaign committee that fails to file the 5776  
declaration of filing-day finances required by division (F) of 5777  
section 3517.109 or the declaration of primary-day finances or 5778

declaration of year-end finances required by division (E) of 5779  
section 3517.1010 of the Revised Code shall be fined twenty-five 5780  
dollars for each day of violation. 5781

~~(Y)~~(W) Any campaign committee that fails to dispose of excess 5782  
funds or excess aggregate contributions under division (B) of 5783  
section 3517.109 of the Revised Code in the manner required by 5784  
division (C) of that section or under division (B) of section 5785  
3517.1010 of the Revised Code in the manner required by division 5786  
(C) of that section shall give to the treasurer of state for 5787  
deposit into the Ohio elections commission fund ~~created under~~ 5788  
~~division (E)(2)(b) of section 3517.102 of the Revised Code~~ all 5789  
funds not disposed of pursuant to those divisions. 5790

~~(Z)~~(X) Any individual, campaign committee, political action 5791  
committee, political contributing entity, ~~legislative campaign~~ 5792  
~~fund~~ entity engaging in electioneering, political party, or other 5793  
entity that violates any provision of sections 3517.09 to 3517.12 5794  
of the Revised Code for which no penalty is provided for under any 5795  
other division of this section shall be fined not more than one 5796  
thousand dollars. 5797

~~(AA)~~(Y)(1) Whoever knowingly violates division ~~(W)~~(V)(1) of 5798  
section 3517.13 of the Revised Code shall be fined an amount equal 5799  
to three times the amount contributed, expended, or promised in 5800  
violation of that division or ten thousand dollars, whichever 5801  
amount is greater. 5802

(2) Whoever knowingly violates division ~~(W)~~(V)(2) of section 5803  
3517.13 of the Revised Code shall be fined an amount equal to 5804  
three times the amount solicited or accepted in violation of that 5805  
division or ten thousand dollars, whichever amount is greater. 5806

(Z)(1) Except as otherwise provided in division (Z)(2) of 5807  
this section, whoever violates division (G)(1)(a) of section 5808  
3517.13 of the Revised Code is guilty of a felony of the fifth 5809

degree. 5810

(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. 5811  
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(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. 5816  
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(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. 5819  
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(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. 5823  
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(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. 5826  
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(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. 5830  
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(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 5837  
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subsequent conviction, guilty of a felony of the third degree and 5840  
shall give to the treasurer of state for deposit into the state 5841  
treasury to the credit of the office of the secretary of state any 5842  
contribution that was the subject of the violation of that 5843  
division. 5844

(2) Any contribution deposited into the state treasury to the 5845  
credit of the office of the secretary of state under division 5846  
(CC)(1) of this section shall be used by that office for the 5847  
purpose of employing additional special investigators. 5848

(DD)(1) Whoever attempts to violate division (BB)(1) of 5849  
section 3517.13 of the Revised Code and has the contribution 5850  
attempted to be made under that division refused by the political 5851  
party, political action committee, or the political contributing 5852  
entity to which it was attempted to be made is guilty of a 5853  
misdemeanor of the first degree. 5854

(2)(a) Except as otherwise provided in division (DD)(2)(b) of 5855  
this section, whoever violates division (BB) of section 3517.13 of 5856  
the Revised Code is guilty of a felony of the fourth degree. 5857

(b) Except as otherwise provided in division (B) of section 5858  
2923.32 of the Revised Code, whoever has been convicted of a 5859  
violation of division (BB) of section 3517.13 of the Revised Code 5860  
and is again convicted of a violation of that division is, on the 5861  
second and on any subsequent conviction, guilty of a felony of the 5862  
third degree. 5863

**Sec. 3599.03.** (A) Except to carry on activities specified in 5864  
sections 3517.082 and 3599.031 of the Revised Code and except as 5865  
provided in divisions (D), (E), and (F) of this section, no 5866  
corporation, no nonprofit corporation, and no labor organization, 5867  
directly or indirectly, shall pay or use, or offer, advise, 5868  
consent, or agree to pay or use, the corporation's money or 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 5996  
division (A) or (C) of this section may revoke that authorization 5997  
at any time. A revocation of the authorization does not affect any 5998  
deduction already made from an employee's wages and salary or any 5999  
amounts already transmitted or disbursed under this section. 6000

(F) For purposes of this section and for the purpose of the 6001  
information required to be filed under division (B)(4)(b)(iii) of 6002  
section 3517.10 of the Revised Code: 6003

(1) If an employer is a corporation, each subsidiary of a 6004  
parent corporation shall be considered an entity separate and 6005  
distinct from any other subsidiary and separate and distinct from 6006  
the parent corporation. 6007

(2) Each national, regional, state, and local affiliate of a 6008  
labor organization shall be considered a distinct entity. 6009

(G) Whoever violates division (C) of this section shall be 6010  
fined not less than fifty nor more than five hundred dollars for 6011  
each disbursement made in violation of that division. 6012

(H) No public employer shall deduct from the wages and 6013  
salaries of its employees any amounts for the support of any 6014  
candidate, separate segregated fund, political action committee, 6015  
~~legislative campaign fund~~, political party, entity engaging in 6016  
electioneering, or ballot issue. 6017

(I) In addition to the laws listed in division (A) of section 6018  
4117.10 of the Revised Code that prevail over conflicting 6019  
agreements between employee organizations and public employers, 6020  
this section prevails over any conflicting provisions of 6021  
agreements between labor organizations and public employers 6022  
entered into pursuant to Chapter 4117. of the Revised Code. 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.

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(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.

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(3) "Employee" includes only an employee who is a resident of or is employed in this state.

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**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, subscribed and sworn to by a person or officer having knowledge of the facts, 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, 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 engaging 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.

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As used in this section, "entity engaging in electioneering," "political action committee," and "political party" have the same

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meanings as in section 3517.01 of the Revised Code.

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**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 engaging 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.

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As used in this section, "entity engaging in electioneering," "political action committee," and "political party" have the same meanings as in section 3517.01 of the Revised Code.

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**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.

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**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.

**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.

**Section 5.** Within ninety days after the effective date of this section, each legislative campaign fund established by a

state political party under the version of section 3517.01 of the Revised Code that was in effect prior to the effective date of this section shall be abolished. Not later than the date on which the legislative campaign fund is abolished, any moneys contained in any account of the legislative campaign 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.

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