

**As Passed by the Senate**

**126th General Assembly**

**Regular Session**

**2005-2006**

**Sub. H. B. No. 694**

**Representatives DeWine, Calvert, Trakas, Peterson, McGregor, R., Dolan,  
Webster, Raga, Flowers, Martin, Evans, C., Aslanides, Coley, Evans, D.,  
Hagan, Hughes, Law, Oelslager, Patton, T., Reidelbach, Schaffer, Seaver,  
Setzer, Wagoner, White, J., Widener, Widowfield  
Senator Jacobson**

—

**A B I L L**

To amend sections 3517.13 and 3517.992 and to enact 1  
sections 109.96 and 3517.093 of the Revised Code 2  
to limit solicitations of and political 3  
contributions by owners and certain family members 4  
of owners of businesses that are seeking or that 5  
have been awarded public contracts, to require the 6  
Attorney General to develop and provide to each 7  
executive agency model contracts that the agency 8  
is required to use in any contract the agency 9  
enters into, and to make other changes to the 10  
Campaign Finance Law. 11

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

**Section 1.** That sections 3517.13 and 3517.992 be amended and 12  
sections 109.96 and 3517.093 of the Revised Code be enacted to 13  
read as follows: 14

**Sec. 109.96.** (A) The attorney general shall develop and 15  
provide to each executive agency model contracts appropriate for 16

use in contracts awarded by the agency.

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(B) An executive agency that receives model contracts under  
division (A) of this section shall use those model contracts in  
any contract the agency enters into. In using model contracts  
under this division, an executive agency may modify, alter, or add  
to the model contracts as the agency considers appropriate.

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(C) As used in this section, "executive agency" has the same  
meaning as in section 121.60 of the Revised Code.

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**Sec. 3517.093.** (A) As used in this section:

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(1) "Family member of the holder of the state contract" means  
both of the following:

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(a) The spouse of any person identified in division (A)(3) of  
this section;

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(b) Any child seven years of age through seventeen years of  
age of any person identified in division (A)(3) of this section.

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(2) "Holder of the public office with ultimate responsibility  
for the award of the contract" means all of the following:

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(a) The governor and lieutenant governor, if the contract is  
awarded by the office of the governor;

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(b) The governor, if the governor appoints a public officer  
who is responsible for the award of the contract, whether or not  
the appointment is subject to the advice and consent of the  
senate;

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(c) The secretary of state, auditor of state, treasurer of  
state, and attorney general, if the contract is awarded by the  
respective office;

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(d) The president of the senate, if the contract is awarded  
by the senate;

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(e) The speaker of the house of representatives, if the contract is awarded by the house of representatives. 45  
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(3) "Holder of the state contract" means any of the following: 47  
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(a) An individual who has been awarded a state contract; 49

(b) Any partner or owner of a partnership or other unincorporated business that has been awarded a state contract; 50  
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(c) Any shareholder of an association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, that has been awarded a state contract; 52  
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(d) Any administrator of an estate that has been awarded a state contract; 55  
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(e) Any executor of an estate that has been awarded a state contract; 57  
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(f) Any trustee of a trust that has been awarded a state contract; 59  
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(g) Any owner of more than twenty per cent of a corporation or business trust, except a professional association organized under Chapter 1785. of the Revised Code, that has been awarded a state contract. 61  
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(4) "State contract" means a contract awarded by any agency or department of this state, the administrator of workers' compensation, or the employees of the bureau of workers' compensation for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars. 65  
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(5) "Electioneering communication" has the same meaning as in section 3517.1011 of the Revised Code. 71  
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(B) Beginning on the date a state contract is awarded and 73

extending until one year following the conclusion of that 74  
contract, the holder of the public office with ultimate 75  
responsibility for the award of the contract, that officeholder's 76  
campaign committee, and any person acting on behalf of that 77  
officeholder shall not solicit a contribution from or direct a 78  
contribution by the holder of the state contract or a family 79  
member of the holder of the state contract to any of the 80  
following: 81

(1) Any candidate or the campaign committee of any candidate; 82

(2) A political party; 83

(3) A ballot issue committee or a political action committee 84  
or other entity the primary purpose of which is to support or 85  
oppose any ballot issue or question that will be presented to 86  
voters throughout the entire state; 87

(4) A legislative campaign fund; 88

(5) Any person that the holder of the public office knows or 89  
should know has done either of the following during the current 90  
calendar year or during the two previous calendar years: 91

(a) Made a disbursement or disbursements for the direct costs 92  
of producing or airing electioneering communications; 93

(b) Made a disbursement or disbursements for the direct costs 94  
of producing or airing communications that, if made in Ohio, would 95  
constitute electioneering communications. 96

(C) No candidate, campaign committee, political party, ballot 97  
issue committee, political action committee, legislative campaign 98  
fund, person, or other entity shall knowingly accept a 99  
contribution that is solicited or directed in violation of 100  
division (B) of this section. 101

(D) Division (B) of this section does not apply to 102  
solicitations made by the holder of the public office with 103

ultimate responsibility for the award of the contract, that 104  
officeholder's campaign committee, or any person acting on behalf 105  
of that officeholder for contributions to the officeholder's 106  
campaign committee. 107

(E)(1) Division (B) of this section does not apply to 108  
solicitations of contributions from or the directing of 109  
contributions by the holder of the state contract before the 110  
person became a partner or owner of the partnership or other 111  
unincorporated business, shareholder of the association, 112  
administrator of the estate, executor of the estate, trustee of 113  
the trust, or owner of more than twenty per cent of a corporation 114  
or business trust or after the person ceased to hold any of those 115  
positions. 116

(2) Division (B) of this section does not apply to 117  
solicitations of contributions from or the directing of 118  
contributions by a spouse of the holder of the state contract in 119  
any of the following circumstances: 120

(a) Before the holder of the state contract became a partner 121  
or owner of the partnership or other unincorporated business, 122  
shareholder of the association, administrator of the estate, 123  
executor of the estate, trustee of the trust, or owner of more 124  
than twenty per cent of a corporation or business trust; 125

(b) After the holder of the state contract ceased to be a 126  
partner or owner of the partnership or other unincorporated 127  
business, shareholder of the association, administrator of the 128  
estate, executor of the estate, trustee of the trust, or owner of 129  
more than twenty per cent of a corporation or business trust; 130

(c) Before the two were married; 131

(d) After the granting of a decree of divorce, dissolution of 132  
marriage, or annulment; 133

(e) After the granting of an order in an action brought 134  
solely for legal separation. 135

(3) Division (B) of this section does not apply to 136  
solicitations of contributions from or the directing of 137  
contributions by a child seven years of age through seventeen 138  
years of age of the holder of the state contract in either of the 139  
following circumstances: 140

(a) Before the holder of the state contract became a partner 141  
or owner of the partnership or other unincorporated business, 142  
shareholder of the association, administrator of the estate, 143  
executor of the estate, trustee of the trust, or owner of more 144  
than twenty per cent of a corporation or business trust; 145

(b) After the holder of the state contract ceased to be a 146  
partner or owner of the partnership or other unincorporated 147  
business, shareholder of the association, administrator of the 148  
estate, executor of the estate, trustee of the trust, or owner of 149  
more than twenty per cent of a corporation or business trust. 150

**Sec. 3517.13.** (A)(1) No campaign committee of a statewide 151  
candidate shall fail to file a complete and accurate statement 152  
required under division (A)(1) of section 3517.10 of the Revised 153  
Code. 154

(2) No campaign committee of a statewide candidate shall fail 155  
to file a complete and accurate monthly statement, and no campaign 156  
committee of a statewide candidate or a candidate for the office 157  
of chief justice or justice of the supreme court shall fail to 158  
file a complete and accurate two-business-day statement, as 159  
required under section 3517.10 of the Revised Code. 160

As used in this division, "statewide candidate" has the same 161  
meaning as in division (F)(2) of section 3517.10 of the Revised 162  
Code. 163

(B) No campaign committee shall fail to file a complete and accurate statement required under division (A)(1) of section 3517.10 of the Revised Code.	164 165 166
(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.	167 168 169
(D) No campaign committee shall fail to file a complete and accurate statement required under division (A)(3) or (4) of section 3517.10 of the Revised Code.	170 171 172
(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.	173 174 175
(F) No person shall make cash contributions to any person totaling more than one hundred dollars in each primary, special, or general election.	176 177 178
(G)(1) No person shall knowingly conceal or misrepresent contributions given or received, expenditures made, or any other information required to be reported by a provision in sections 3517.08 to 3517.13 and 3517.17 of the Revised Code.	179 180 181 182
(2)(a) No person shall make a contribution to a campaign committee, political action committee, political contributing entity, legislative campaign fund, political party, or person making disbursements to pay the direct costs of producing or airing electioneering communications in the name of another person.	183 184 185 186 187 188
(b) A person does not make a contribution in the name of another when either of the following applies:	189 190
(i) An individual makes a contribution from a partnership or other unincorporated business account, if the contribution is reported by listing both the name of the partnership or other	191 192 193

unincorporated business and the name of the partner or owner 194  
making the contribution as required under division (I) of section 195  
3517.10 of the Revised Code. 196

(ii) A person makes a contribution in that person's spouse's 197  
name or in both of their names. 198

(H) No person within this state, publishing a newspaper or 199  
other periodical, shall charge a campaign committee for political 200  
advertising a rate in excess of the rate such person would charge 201  
if the campaign committee were a general rate advertiser whose 202  
advertising was directed to promoting its business within the same 203  
area as that encompassed by the particular office that the 204  
candidate of the campaign committee is seeking. The rate shall 205  
take into account the amount of space used, as well as the type of 206  
advertising copy submitted by or on behalf of the campaign 207  
committee. All discount privileges otherwise offered by a 208  
newspaper or periodical to general rate advertisers shall be 209  
available upon equal terms to all campaign committees. 210

No person within this state, operating a radio or television 211  
station or network of stations in this state, shall charge a 212  
campaign committee for political broadcasts a rate that exceeds: 213

(1) During the forty-five days preceding the date of a 214  
primary election and during the sixty days preceding the date of a 215  
general or special election in which the candidate of the campaign 216  
committee is seeking office, the lowest unit charge of the station 217  
for the same class and amount of time for the same period; 218

(2) At any other time, the charges made for comparable use of 219  
that station by its other users. 220

(I)(1)(a) Subject to divisions (K), (L), (M), and (N) of this 221  
section, no agency or department of this state or any political 222  
subdivision shall award any contract, ~~other than one let by~~ 223  
~~competitive bidding or a contract incidental to such contract or~~ 224



~~which is by force account,~~ for the purchase of goods costing more 225  
than five hundred dollars or services costing more than five 226  
hundred dollars to any individual, partnership or other 227  
unincorporated business, association, including, without 228  
limitation, a professional association organized under Chapter 229  
1785. of the Revised Code, estate, or trust if ~~the individual has~~ 230  
~~made or the individual's spouse has made, or any partner,~~ 231  
~~shareholder, administrator, executor, or trustee or the spouse of~~ 232  
~~any of them~~ any of the following has made, as an individual, 233  
within the two previous calendar years, one or more contributions 234  
totaling in excess of one thousand dollars to the holder of the 235  
public office having ultimate responsibility for the award of the 236  
contract or to the public officer's campaign committee-; 237

(i) The individual; 238

(ii) Any partner or owner of the partnership or other 239  
unincorporated business; 240

(iii) Any shareholder of the association; 241

(iv) Any administrator of the estate; 242

(v) Any executor of the estate; 243

(vi) Any trustee of the trust; 244

(vii) The spouse of any person identified in divisions 245  
(I)(1)(a)(i) to (vi) of this section; 246

(viii) Any child seven years of age through seventeen years 247  
of age of any person identified in divisions (I)(1)(a)(i) to (vi) 248  
of this section. 249

(b) Subject to divisions (K), (L), (M), and (N) of this 250  
section, no agency or department of this state or any political 251  
subdivision shall award any contract for the purchase of goods 252  
costing more than five hundred dollars or services costing more 253  
than five hundred dollars to any individual, partnership or other 254

<u>unincorporated business, association, including, without</u>	255
<u>limitation, a professional association organized under Chapter</u>	256
<u>1785. of the Revised Code, estate, or trust if any combination of</u>	257
<u>the following has made, within the two previous calendar years,</u>	258
<u>one or more contributions totaling in excess of two thousand</u>	259
<u>dollars to the holder of the public office having ultimate</u>	260
<u>responsibility for the award of the contract or to the public</u>	261
<u>officer's campaign committee:</u>	262
<u>(i) The individual;</u>	263
<u>(ii) Any partner or owner of the partnership or other</u>	264
<u>unincorporated business;</u>	265
<u>(iii) Any shareholder of the association;</u>	266
<u>(iv) Any administrator of the estate;</u>	267
<u>(v) Any executor of the estate;</u>	268
<u>(vi) Any trustee of the trust;</u>	269
<u>(vii) The spouse of any person identified in divisions</u>	270
<u>(I)(1)(b)(i) to (vi) of this section;</u>	271
<u>(viii) Any child seven years of age through seventeen years</u>	272
<u>of age of any person identified in divisions (I)(1)(b)(i) to (vi)</u>	273
<u>of this section;</u>	274
<u>(ix) Any political action committee affiliated with the</u>	275
<u>partnership or other unincorporated business, association, estate,</u>	276
<u>or trust.</u>	277
<u>(2)(a) Subject to divisions (K), (L), (M), and (N) of this</u>	278
<u>section, if any agency or department of this state or any</u>	279
<u>political subdivision has awarded a contract for the purchase of</u>	280
<u>goods costing more than five hundred dollars or services costing</u>	281
<u>more than five hundred dollars to any individual, partnership or</u>	282
<u>other unincorporated business, association, including, without</u>	283
<u>limitation, a professional association organized under Chapter</u>	284

1785. of the Revised Code, estate, or trust, none of the following 285  
shall, beginning on the date the contract is awarded and extending 286  
until one year following the conclusion of that contract, make one 287  
or more contributions totaling in excess of one thousand dollars 288  
to the holder of the public office having ultimate responsibility 289  
for the award of that contract: 290

(i) The individual; 291

(ii) Any partner or owner of the partnership or other 292  
unincorporated business; 293

(iii) Any shareholder of the association; 294

(iv) Any administrator of the estate; 295

(v) Any executor of the estate; 296

(vi) Any trustee of the trust; 297

(vii) The spouse of any person identified in divisions 298  
(I)(2)(a)(i) to (vi) of this section; 299

(viii) Any child seven years of age through seventeen years 300  
of age of any person identified in divisions (I)(2)(a)(i) to (vi) 301  
of this section. 302

(b) Subject to divisions (K), (L), (M), and (N) of this 303  
section, if any agency or department of this state or any 304  
political subdivision has awarded a contract for the purchase of 305  
goods costing more than five hundred dollars or services costing 306  
more than five hundred dollars to any individual, partnership or 307  
other unincorporated business, association, including, without 308  
limitation, a professional association organized under Chapter 309  
1785. of the Revised Code, estate, or trust, no combination of any 310  
of the following shall, beginning on the date the contract is 311  
awarded and extending until one year following the conclusion of 312  
that contract, make one or more contributions totaling in excess 313  
of two thousand dollars to the holder of the public office having 314

<u>ultimate responsibility for the award of that contract:</u>	315
<u>(i) The individual;</u>	316
<u>(ii) Any partner or owner of the partnership or other unincorporated business;</u>	317 318
<u>(iii) Any shareholder of the association;</u>	319
<u>(iv) Any administrator of the estate;</u>	320
<u>(v) Any executor of the estate;</u>	321
<u>(vi) Any trustee of the trust;</u>	322
<u>(vii) The spouse of any person identified in divisions (I)(2)(b)(i) to (vi) of this section;</u>	323 324
<u>(viii) Any child seven years of age through seventeen years of age of any person identified in divisions (I)(2)(b)(i) to (vi) of this section;</u>	325 326 327
<u>(ix) Any political action committee affiliated with the partnership or other unincorporated business, association, estate, or trust.</u>	328 329 330
<u>(3) Subject to divisions (L), (M), and (N) of this section, no agency or department of this state or any political subdivision shall enter into any contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars with an individual, partnership or other unincorporated business, association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, estate, or trust unless the contract includes a certification by the individual, partnership or other unincorporated business, association, estate, or trust that all of the following persons, if applicable, are in compliance with division (I)(1) of this section:</u>	331 332 333 334 335 336 337 338 339 340 341 342
<u>(a) The individual;</u>	343

<u>(b) Each partner or owner of the partnership or other</u>	344
<u>unincorporated business;</u>	345
<u>(c) Each shareholder of the association;</u>	346
<u>(d) Each administrator of the estate;</u>	347
<u>(e) Each executor of the estate;</u>	348
<u>(f) Each trustee of the trust;</u>	349
<u>(g) Each spouse of any person identified in divisions</u>	350
<u>(I)(3)(a) to (f) of this section;</u>	351
<u>(h) Each child seven years of age to seventeen years of age</u>	352
<u>of any person identified in divisions (I)(3)(a) to (f) of this</u>	353
<u>section;</u>	354
<u>(i) Any combination of persons identified in divisions</u>	355
<u>(I)(3)(a) to (h) of this section.</u>	356
<u>(4)(a) Subject to divisions (K), (L), (M), and (N) of this</u>	357
<u>section, no agency or department of this state or any political</u>	358
<u>subdivision shall award any contract for the purchase of goods</u>	359
<u>costing more than five hundred dollars or services costing more</u>	360
<u>than five hundred dollars to any partnership or other</u>	361
<u>unincorporated business, association, including, without</u>	362
<u>limitation, a professional association organized under Chapter</u>	363
<u>1785. of the Revised Code, estate, or trust if a political action</u>	364
<u>committee that is affiliated with the partnership or other</u>	365
<u>unincorporated business, association, estate, or trust has made,</u>	366
<u>within the two previous calendar years, one or more contributions</u>	367
<u>totaling in excess of two thousand dollars to the holder of the</u>	368
<u>public office having ultimate responsibility for the award of the</u>	369
<u>contract or to the public officer's campaign committee.</u>	370
<u>(b) Subject to divisions (K), (L), (M), and (N) of this</u>	371
<u>section, if any agency or department of this state or any</u>	372
<u>political subdivision has awarded any contract for the purchase of</u>	373

goods costing more than five hundred dollars or services costing 374  
more than five hundred dollars to any partnership or other 375  
unincorporated business, association, including, without 376  
limitation, a professional association organized under Chapter 377  
1785. of the Revised Code, estate, or trust, no political action 378  
committee that is affiliated with the partnership or other 379  
unincorporated business, association, estate, or trust shall, 380  
beginning on the date the contract is awarded and extending until 381  
one year following the conclusion of that contract, make one or 382  
more contributions totaling in excess of two thousand dollars to 383  
the holder of the public office having ultimate responsibility for 384  
the award of the contract or to the public officer's campaign 385  
committee. 386

(J)(1)(a) Subject to divisions (K), (L), (M), and (N) of this 387  
section, no agency or department of this state or any political 388  
subdivision shall award any contract, ~~other than one let by~~ 389  
~~competitive bidding or a contract incidental to such contract or~~ 390  
~~which is by force account,~~ for the purchase of goods costing more 391  
than five hundred dollars or services costing more than five 392  
hundred dollars to a corporation or business trust, except a 393  
professional association organized under Chapter 1785. of the 394  
Revised Code, if ~~an owner of more than twenty per cent of the~~ 395  
~~corporation or business trust or the spouse of that person~~ any of 396  
the following has made, as an individual, within the two previous 397  
calendar years, taking into consideration only owners for all of 398  
that period, one or more contributions totaling in excess of one 399  
thousand dollars to the holder of a public office having ultimate 400  
responsibility for the award of the contract or to the public 401  
officer's campaign committee. 402

(i) An owner of more than twenty per cent of the corporation 403  
or business trust; 404

(ii) A spouse of an owner of more than twenty per cent of the 405

corporation or business trust;

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(iii) A child seven years of age through seventeen years of age of an owner of more than twenty per cent of the corporation or business trust.

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(b) Subject to divisions (K), (L), (M), and (N) of this section, no agency or department of this state or any political subdivision shall award any contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to a corporation or business trust, except a professional association organized under Chapter 1785. of the Revised Code, if any combination of the following has made, within the two previous calendar years, taking into consideration only owners for all of that period, one or more contributions totaling in excess of two thousand dollars to the holder of the public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee:

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(i) Owners of more than twenty per cent of the corporation or business trust;

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(ii) Spouses of owners of more than twenty per cent of the corporation or business trust;

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(iii) Children seven years of age through seventeen years of age of owners of more than twenty per cent of the corporation or business trust;

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(iv) Any political action committee affiliated with the corporation or business trust.

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(2)(a) Subject to divisions (K), (L), (M), and (N) of this section, if any agency or department of this state or any political subdivision has awarded a contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to a corporation or business trust,

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except a professional association organized under Chapter 1785. of 436  
the Revised Code, none of the following shall, beginning on the 437  
date the contract is awarded and extending until one year 438  
following the conclusion of that contract, make one or more 439  
contributions totaling in excess of one thousand dollars to the 440  
holder of the public office having ultimate responsibility for the 441  
award of that contract: 442

(i) An owner of more than twenty per cent of the corporation 443  
or business trust; 444

(ii) A spouse of an owner of more than twenty per cent of the 445  
corporation or business trust; 446

(iii) A child seven years of age through seventeen years of 447  
age of an owner of more than twenty per cent of the corporation or 448  
business trust. 449

(b) Subject to divisions (K), (L), (M), and (N) of this 450  
section, if any agency or department of this state or any 451  
political subdivision has awarded a contract for the purchase of 452  
goods costing more than five hundred dollars or services costing 453  
more than five hundred dollars to a corporation or business trust, 454  
except a professional association organized under Chapter 1785. of 455  
the Revised Code, no combination of any of the following shall, 456  
beginning on the date the contract is awarded and extending until 457  
one year following the conclusion of that contract, make one or 458  
more contributions totaling in excess of two thousand dollars to 459  
the holder of the public office having ultimate responsibility for 460  
the award of that contract: 461

(i) Owners of more than twenty per cent of the corporation or 462  
business trust; 463

(ii) Spouses of owners of more than twenty per cent of the 464  
corporation or business trust; 465



(iii) Children seven years of age through seventeen years of age of owners of more than twenty per cent of the corporation or business trust; 466  
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(iv) Any political action committee affiliated with the corporation or business trust. 469  
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(3) Subject to divisions (L), (M), and (N) of this section, no agency or department of this state or any political subdivision shall enter into any contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars with a corporation or business trust, except a professional association organized under Chapter 1785. of the Revised Code, unless the contract includes a certification by the corporation or business trust that all of the following persons, if applicable, are in compliance with division (J)(1) of this section: 471  
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(a) Each owner of more than twenty per cent of the corporation or business trust; 481  
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(b) Each spouse of an owner of more than twenty per cent of the corporation or business trust; 483  
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(c) Each child seven years of age to seventeen years of age of an owner of more than twenty per cent of the corporation or business trust; 485  
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(d) Any combination of persons identified in divisions (J)(3)(a) to (c) of this section. 488  
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(4)(a) Subject to divisions (K), (L), (M), and (N) of this section, no agency or department of this state or any political subdivision shall award any contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any corporation or business trust, except a professional association organized under Chapter 1785. of 490  
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the Revised Code, if a political action committee that is 496  
affiliated with the corporation or business trust has made, within 497  
the two previous calendar years, one or more contributions 498  
totaling in excess of two thousand dollars to the holder of the 499  
public office having ultimate responsibility for the award of the 500  
contract or to the public officer's campaign committee. 501

(b) Subject to divisions (K), (L), (M), and (N) of this 502  
section, if any agency or department of this state or any 503  
political subdivision has awarded any contract for the purchase of 504  
goods costing more than five hundred dollars or services costing 505  
more than five hundred dollars to any corporation or business 506  
trust, except a professional association organized under Chapter 507  
1785. of the Revised Code, no political action committee that is 508  
affiliated with the corporation or business trust shall, beginning 509  
on the date the contract is awarded and extending until one year 510  
following the conclusion of that contract, make one or more 511  
contributions totaling in excess of two thousand dollars to the 512  
holder of the public office having ultimate responsibility for the 513  
award of the contract or to the public officer's campaign 514  
committee. 515

(K)(1) For purposes of divisions (I) and (J) of this section, 516  
if a public officer who is responsible for the award of a contract 517  
is appointed by the governor, whether or not the appointment is 518  
subject to the advice and consent of the senate, ~~excluding members~~ 519  
~~of boards, commissions, committees, authorities, councils, boards~~ 520  
~~of trustees, task forces, and other such entities appointed by the~~ 521  
~~governor,~~ the office of the governor is considered to have 522  
ultimate responsibility for the award of the contract. 523

~~(L)(2)~~ For purposes of divisions (I) and (J) of this section, 524  
if a public officer who is responsible for the award of a contract 525  
is appointed by the elected chief executive officer of a municipal 526  
corporation, or appointed by the elected chief executive officer 527

of a county operating under an alternative form of county 528  
government or county charter, ~~excluding members of boards,~~ 529  
~~commissions, committees, authorities, councils, boards of~~ 530  
~~trustees, task forces, and other such entities appointed by the~~ 531  
~~chief executive officer,~~ the office of the chief executive officer 532  
is considered to have ultimate responsibility for the award of the 533  
contract. 534

(L)(1)(a) Collective bargaining agreements with labor 535  
organizations representing employees shall be considered to be 536  
contracts for the purchase of services for the purpose of 537  
divisions (I), (J), (Y), and (Z) of this section. The labor 538  
organization shall be considered to be an unincorporated business 539  
for the purpose of divisions (I), (J), (Y), and (Z) of this 540  
section. 541

(b) Divisions (I), (J), (Y), and (Z) of this section do not 542  
apply to employment contracts entered into with a single employee. 543

(c) Any political contributing entity affiliated with a labor 544  
organization shall be subject to the contribution limits specified 545  
in divisions (I), (J), (Y), and (Z) of this section in the same 546  
manner as a political action committee is subject to those limits. 547

(2)(a) For the purpose of divisions (I) and (Y) of this 548  
section, a political action committee is affiliated with a 549  
partnership or other unincorporated business, association, 550  
including, without limitation, a professional association 551  
organized under Chapter 1785. of the Revised Code, estate, or 552  
trust if the political action committee received, as reported on 553  
its most recent statement filed under section 3517.10 of the 554  
Revised Code, more than fifty per cent of its contributions from 555  
any of the persons identified in divisions (I)(1)(a)(ii) to (vi) 556  
of this section or divisions (Y)(1)(a)(ii) to (vi) of this 557  
section, respectively. 558

(b) For the purpose of divisions (J) and (Z) of this section, 559  
a political action committee is affiliated with a corporation or 560  
business trust, except a professional association organized under 561  
Chapter 1785. of the Revised Code, if the political action 562  
committee received, as reported on its most recent statement filed 563  
under section 3517.10 of the Revised Code, more than fifty per 564  
cent of its contributions from any of the persons identified in 565  
division (J)(1)(a)(i) of this section or division (Z)(1)(a)(i) of 566  
this section, respectively. 567

(c) For the purpose of divisions (I), (J), (Y), and (Z) of 568  
this section, a political action committee of a labor organization 569  
shall be presumed to receive more than fifty per cent of its 570  
contributions from the members of the unincorporated business. 571

(M)(1) Divisions (I) and (J) of this section do not apply to 572  
contracts awarded by the board of commissioners of the sinking 573  
fund, ~~municipal legislative authorities, boards of education,~~ 574  
~~boards of county commissioners, boards of township trustees, or~~ 575  
~~other boards, commissions, committees, authorities, councils,~~ 576  
~~boards of trustees, task forces, and other such entities created~~ 577  
~~by law,~~ by the supreme court or courts of appeals, by county 578  
courts consisting of more than one judge, courts of common pleas 579  
consisting of more than one judge, or municipal courts consisting 580  
of more than one judge, or by a division of any court if the 581  
division consists of more than one judge. This division shall 582  
apply to the specified entity only if the members of the entity 583  
act collectively in the award of a contract for goods or services. 584

(2) ~~Divisions~~ For the purpose of divisions (I) and, (J), (Y), 585  
and (Z) of this section do not apply to actions of, contracts 586  
approved by the controlling board shall be considered to be 587  
awarded solely by the agency or department that submitted the 588  
contract to the controlling board. 589

(N)(1) Divisions (I) ~~and~~, (J), (Y), and (Z) of this section 590  
apply to contributions made to the holder of a public office 591  
having ultimate responsibility for the award of a contract, or to 592  
the public officer's campaign committee, during the time the 593  
person holds the office and during any time such person was a 594  
candidate for the office. Those divisions ~~do not~~ apply to 595  
contributions made to, or to the campaign committee of, a 596  
candidate for ~~or holder of the office other than the holder of the~~ 597  
~~office at the time of the award of the contract~~ the public office 598  
having ultimate responsibility for the award of the contract 599  
during any such time the person is a candidate for that office. 600  
For the purpose of this division, a person becomes a candidate for 601  
the public office having ultimate authority for the award of the 602  
contract when the person becomes a candidate for that office by 603  
filing a declaration of candidacy, a declaration of intent to be a 604  
write-in candidate, or a nominating petition, through party 605  
nomination at a primary election, or by the filling of a vacancy 606  
under section 3513.30 or 3513.31 of the Revised Code. 607

(2) Divisions (I) ~~and~~, (J), (Y), and (Z) of this section do 608  
not apply to contributions of a partner, shareholder, 609  
administrator, executor, trustee, or owner of more than twenty per 610  
cent of a corporation or business trust made before the person 611  
held any of those positions or after the person ceased to hold any 612  
of those positions in the partnership or other unincorporated 613  
business, association, estate, trust, corporation, or business 614  
trust whose eligibility to be awarded a contract is being 615  
determined, nor to contributions of the person's spouse made 616  
before the person held any of those positions, after the person 617  
ceased to hold any of those positions, before the two were 618  
married, after the granting of a decree of divorce, dissolution of 619  
marriage, or annulment, or after the granting of an order in an 620  
action brought solely for legal separation. Those divisions do not 621

apply to contributions of the spouse of an individual whose 622  
eligibility to be awarded a contract is being determined made 623  
before the two were married, after the granting of a decree of 624  
divorce, dissolution of marriage, or annulment, or after the 625  
granting of an order in an action brought solely for legal 626  
separation. 627

(0) No beneficiary of a campaign fund or other person shall 628  
convert for personal use, and no person shall knowingly give to a 629  
beneficiary of a campaign fund or any other person, for the 630  
beneficiary's or any other person's personal use, anything of 631  
value from the beneficiary's campaign fund, including, without 632  
limitation, payments to a beneficiary for services the beneficiary 633  
personally performs, except as reimbursement for any of the 634  
following: 635

(1) Legitimate and verifiable prior campaign expenses 636  
incurred by the beneficiary; 637

(2) Legitimate and verifiable ordinary and necessary prior 638  
expenses incurred by the beneficiary in connection with duties as 639  
the holder of a public office, including, without limitation, 640  
expenses incurred through participation in nonpartisan or 641  
bipartisan events if the participation of the holder of a public 642  
office would normally be expected; 643

(3) Legitimate and verifiable ordinary and necessary prior 644  
expenses incurred by the beneficiary while doing any of the 645  
following: 646

(a) Engaging in activities in support of or opposition to a 647  
candidate other than the beneficiary, political party, or ballot 648  
issue; 649

(b) Raising funds for a political party, political action 650  
committee, political contributing entity, legislative campaign 651  
fund, campaign committee, or other candidate; 652

(c) Participating in the activities of a political party, 653  
political action committee, political contributing entity, 654  
legislative campaign fund, or campaign committee; 655

(d) Attending a political party convention or other political 656  
meeting. 657

For purposes of this division, an expense is incurred 658  
whenever a beneficiary has either made payment or is obligated to 659  
make payment, as by the use of a credit card or other credit 660  
procedure or by the use of goods or services received on account. 661

(P) No beneficiary of a campaign fund shall knowingly accept, 662  
and no person shall knowingly give to the beneficiary of a 663  
campaign fund, reimbursement for an expense under division (O) of 664  
this section to the extent that the expense previously was 665  
reimbursed or paid from another source of funds. If an expense is 666  
reimbursed under division (O) of this section and is later paid or 667  
reimbursed, wholly or in part, from another source of funds, the 668  
beneficiary shall repay the reimbursement received under division 669  
(O) of this section to the extent of the payment made or 670  
reimbursement received from the other source. 671

(Q) No candidate or public official or employee shall accept 672  
for personal or business use anything of value from a political 673  
party, political action committee, political contributing entity, 674  
legislative campaign fund, or campaign committee other than the 675  
candidate's or public official's or employee's own campaign 676  
committee, and no person shall knowingly give to a candidate or 677  
public official or employee anything of value from a political 678  
party, political action committee, political contributing entity, 679  
legislative campaign fund, or such a campaign committee, except 680  
for the following: 681

(1) Reimbursement for legitimate and verifiable ordinary and 682  
necessary prior expenses not otherwise prohibited by law incurred 683

by the candidate or public official or employee while engaged in 684  
any legitimate activity of the political party, political action 685  
committee, political contributing entity, legislative campaign 686  
fund, or such campaign committee. Without limitation, reimbursable 687  
expenses under this division include those incurred while doing 688  
any of the following: 689

(a) Engaging in activities in support of or opposition to 690  
another candidate, political party, or ballot issue; 691

(b) Raising funds for a political party, legislative campaign 692  
fund, campaign committee, or another candidate; 693

(c) Attending a political party convention or other political 694  
meeting. 695

(2) Compensation not otherwise prohibited by law for actual 696  
and valuable personal services rendered under a written contract 697  
to the political party, political action committee, political 698  
contributing entity, legislative campaign fund, or such campaign 699  
committee for any legitimate activity of the political party, 700  
political action committee, political contributing entity, 701  
legislative campaign fund, or such campaign committee. 702

Reimbursable expenses under this division do not include, and 703  
it is a violation of this division for a candidate or public 704  
official or employee to accept, or for any person to knowingly 705  
give to a candidate or public official or employee from a 706  
political party, political action committee, political 707  
contributing entity, legislative campaign fund, or campaign 708  
committee other than the candidate's or public official's or 709  
employee's own campaign committee, anything of value for 710  
activities primarily related to the candidate's or public 711  
official's or employee's own campaign for election, except for 712  
contributions to the candidate's or public official's or 713  
employee's campaign committee. 714



For purposes of this division, an expense is incurred 715  
whenever a candidate or public official or employee has either 716  
made payment or is obligated to make payment, as by the use of a 717  
credit card or other credit procedure, or by the use of goods or 718  
services on account. 719

(R)(1) Division (O) or (P) of this section does not prohibit 720  
a campaign committee from making direct advance or post payment 721  
from contributions to vendors for goods and services for which 722  
reimbursement is permitted under division (O) of this section, 723  
except that no campaign committee shall pay its candidate or other 724  
beneficiary for services personally performed by the candidate or 725  
other beneficiary. 726

(2) If any expense that may be reimbursed under division (O), 727  
(P), or (Q) of this section is part of other expenses that may not 728  
be paid or reimbursed, the separation of the two types of expenses 729  
for the purpose of allocating for payment or reimbursement those 730  
expenses that may be paid or reimbursed may be by any reasonable 731  
accounting method, considering all of the surrounding 732  
circumstances. 733

(3) For purposes of divisions (O), (P), and (Q) of this 734  
section, mileage allowance at a rate not greater than that allowed 735  
by the internal revenue service at the time the travel occurs may 736  
be paid instead of reimbursement for actual travel expenses 737  
allowable. 738

(S)(1) As used in division (S) of this section: 739

(a) "State elective office" has the same meaning as in 740  
section 3517.092 of the Revised Code. 741

(b) "Federal office" means a federal office as defined in the 742  
Federal Election Campaign Act. 743

(c) "Federal campaign committee" means a principal campaign 744

committee or authorized committee as defined in the Federal  
Election Campaign Act.

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

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

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

(a) A state candidate fund;

(b) A legislative campaign fund;

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

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

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

(V) No campaign committee shall fail to file a statement 775  
required under division (K)(3) of section 3517.10 of the Revised 776  
Code. 777

(W)(1) No foreign national shall, directly or indirectly 778  
through any other person or entity, make a contribution, 779  
expenditure, or independent expenditure or promise, either 780  
expressly or implicitly, to make a contribution, expenditure, or 781  
independent expenditure in support of or opposition to a candidate 782  
for any elective office in this state, including an office of a 783  
political party. 784

(2) No candidate, campaign committee, political action 785  
committee, political contributing entity, legislative campaign 786  
fund, state candidate fund, political party, or separate 787  
segregated fund shall solicit or accept a contribution, 788  
expenditure, or independent expenditure from a foreign national. 789  
The secretary of state may direct any candidate, committee, 790  
entity, fund, or party that accepts a contribution, expenditure, 791  
or independent expenditure in violation of this division to return 792  
the contribution, expenditure, or independent expenditure or, if 793  
it is not possible to return the contribution, expenditure, or 794  
independent expenditure, then to return instead the value of it, 795  
to the contributor. 796

(3) As used in division (W) of this section, "foreign 797  
national" has the same meaning as in section 441e(b) of the 798  
Federal Election Campaign Act. 799

(X)(1) No state or county political party shall transfer any 800  
moneys from its restricted fund to any account of the political 801  
party into which contributions may be made or from which 802  
contributions or expenditures may be made. 803

(2)(a) No state or county political party shall deposit a 804  
contribution or contributions that it receives into its restricted 805

fund. 806

(b) No state or county political party shall make a 807  
contribution or an expenditure from its restricted fund. 808

(3)(a) No corporation or labor organization shall make a gift 809  
or gifts from the corporation's or labor organization's money or 810  
property aggregating more than ten thousand dollars to any one 811  
state or county political party for the party's restricted fund in 812  
a calendar year. 813

(b) No state or county political party shall accept a gift or 814  
gifts for the party's restricted fund aggregating more than ten 815  
thousand dollars from any one corporation or labor organization in 816  
a calendar year. 817

(4) No state or county political party shall transfer any 818  
moneys in the party's restricted fund to any other state or county 819  
political party. 820

(5) No state or county political party shall knowingly fail 821  
to file a statement required under section 3517.1012 of the 822  
Revised Code. 823

(Y) ~~The (1)(a) Subject to divisions (L), (M)(2), and (N) of~~ 824  
~~this section, the~~ administrator of workers' compensation and the 825  
employees of the bureau of workers' compensation shall not conduct 826  
any business with or award any contract, ~~other than one awarded by~~ 827  
~~competitive bidding,~~ for the purchase of goods costing more than 828  
five hundred dollars or services costing more than five hundred 829  
dollars to any individual, partnership or other unincorporated 830  
business, association, including, without limitation, a 831  
professional association organized under Chapter 1785. of the 832  
Revised Code, estate, or trust, if ~~the individual has made, or the~~ 833  
~~individual's spouse has made, or any partner, shareholder,~~ 834  
~~administrator, executor, or trustee, or the spouses of any of~~ 835  
~~those individuals~~ any of the following has made, as an individual, 836

within the two previous calendar years, one or more contributions 837  
totaling in excess of one thousand dollars to the campaign 838  
committee of the governor or lieutenant governor or to the 839  
campaign committee of any candidate for the office of governor or 840  
lieutenant governor: 841

(i) The individual; 842

(ii) Any partner or owner of the partnership or other 843  
unincorporated business; 844

(iii) Any shareholder of the association; 845

(iv) Any administrator of the estate; 846

(v) Any executor of the estate; 847

(vi) Any trustee of the trust; 848

(vii) The spouse of any person identified in divisions 849  
(Y)(1)(a)(i) to (vi) of this section; 850

(viii) Any child seven years of age through seventeen years 851  
of age of any person identified in divisions (Y)(1)(a)(i) to (vi) 852  
of this section. 853

(b) Subject to divisions (L), (M)(2), and (N) of this 854  
section, the administrator of workers' compensation and the 855  
employees of the bureau of workers' compensation shall not conduct 856  
any business with or award any contract for the purchase of goods 857  
costing more than five hundred dollars or services costing more 858  
than five hundred dollars to any individual, partnership or other 859  
unincorporated business, association, including, without 860  
limitation, a professional association organized under Chapter 861  
1785. of the Revised Code, estate, or trust if any combination of 862  
the following has made, within the two previous calendar years, 863  
one or more contributions totaling in excess of two thousand 864  
dollars to the campaign committee of the governor or lieutenant 865  
governor or to the campaign committee of any candidate for the 866

<u>office of governor or lieutenant governor:</u>	867
<u>(i) The individual;</u>	868
<u>(ii) Any partner or owner of the partnership or other unincorporated business;</u>	869 870
<u>(iii) Any shareholder of the association;</u>	871
<u>(iv) Any administrator of the estate;</u>	872
<u>(v) Any executor of the estate;</u>	873
<u>(vi) Any trustee of the trust;</u>	874
<u>(vii) The spouse of any person identified in divisions (Y)(1)(b)(i) to (vi) of this section;</u>	875 876
<u>(viii) Any child seven years of age through seventeen years of age of any person identified in divisions (Y)(1)(b)(i) to (vi) of this section;</u>	877 878 879
<u>(ix) Any political action committee affiliated with the partnership or other unincorporated business, association, estate, or trust.</u>	880 881 882
<u>(2)(a) Subject to divisions (L), (M)(2), and (N) of this section, if the administrator of workers' compensation or the employees of the bureau of workers' compensation has awarded a contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership or other unincorporated business, association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, estate, or trust, none of the following shall, beginning on the date the contract is awarded and extending until one year following the conclusion of that contract, make one or more contributions totaling in excess of one thousand dollars to the campaign committee of the governor or lieutenant governor or to the campaign committee of any candidate for the office of governor</u>	883 884 885 886 887 888 889 890 891 892 893 894 895 896

<u>or lieutenant governor:</u>	897
<u>(i) The individual;</u>	898
<u>(ii) Any partner or owner of the partnership or other</u> <u>unincorporated business;</u>	899 900
<u>(iii) Any shareholder of the association;</u>	901
<u>(iv) Any administrator of the estate;</u>	902
<u>(v) Any executor of the estate;</u>	903
<u>(vi) Any trustee of the trust;</u>	904
<u>(vii) The spouse of any person identified in divisions</u> <u>(Y)(2)(a)(i) to (vi) of this section;</u>	905 906
<u>(viii) Any child seven years of age through seventeen years</u> <u>of age of any person identified in divisions (Y)(2)(a)(i) to (vi)</u> <u>of this section.</u>	907 908 909
<u>(b) Subject to divisions (L), (M)(2), and (N) of this</u> <u>section, if the administrator of workers' compensation or the</u> <u>employees of the bureau of workers' compensation has awarded a</u> <u>contract for the purchase of goods costing more than five hundred</u> <u>dollars or services costing more than five hundred dollars to any</u> <u>individual, partnership or other unincorporated business,</u> <u>association, including, without limitation, a professional</u> <u>association organized under Chapter 1785. of the Revised Code,</u> <u>estate, or trust, no combination of any of the following shall,</u> <u>beginning on the date the contract is awarded and extending until</u> <u>one year following the conclusion of that contract, make one or</u> <u>more contributions totaling in excess of two thousand dollars to</u> <u>the campaign committee of the governor or lieutenant governor or</u> <u>to the campaign committee of any candidate for the office of</u> <u>governor or lieutenant governor:</u>	910 911 912 913 914 915 916 917 918 919 920 921 922 923 924
<u>(i) The individual;</u>	925

<u>(ii) Any partner or owner of the partnership or other</u>	926
<u>unincorporated business;</u>	927
<u>(iii) Any shareholder of the association;</u>	928
<u>(iv) Any administrator of the estate;</u>	929
<u>(v) Any executor of the estate;</u>	930
<u>(vi) Any trustee of the trust;</u>	931
<u>(vii) The spouse of any person identified in divisions</u>	932
<u>(Y)(2)(b)(i) to (vi) of this section;</u>	933
<u>(viii) Any child seven years of age through seventeen years</u>	934
<u>of age of any person identified in divisions (Y)(2)(b)(i) to (vi)</u>	935
<u>of this section;</u>	936
<u>(ix) Any political action committee affiliated with the</u>	937
<u>partnership or other unincorporated business, association, estate,</u>	938
<u>or trust.</u>	939
<u>(3) Subject to divisions (L), (M)(2), and (N) of this</u>	940
<u>section, the administrator of workers' compensation and the</u>	941
<u>employees of the bureau of workers' compensation shall not enter</u>	942
<u>into any contract for the purchase of goods costing more than five</u>	943
<u>hundred dollars or services costing more than five hundred dollars</u>	944
<u>with an individual, partnership or other unincorporated business,</u>	945
<u>association, including, without limitation, a professional</u>	946
<u>association organized under Chapter 1785. of the Revised Code,</u>	947
<u>estate, or trust unless the contract includes a certification by</u>	948
<u>the individual, partnership or other unincorporated business,</u>	949
<u>association, estate, or trust that all of the following persons,</u>	950
<u>if applicable, are in compliance with division (Y)(1) of this</u>	951
<u>section:</u>	952
<u>(a) The individual;</u>	953
<u>(b) Each partner or owner of the partnership or other</u>	954
<u>unincorporated business;</u>	955



<u>(c) Each shareholder of the association;</u>	956
<u>(d) Each administrator of the estate;</u>	957
<u>(e) Each executor of the estate;</u>	958
<u>(f) Each trustee of the trust;</u>	959
<u>(g) Each spouse of any person identified in divisions (Y)(3)(a) to (f) of this section;</u>	960 961
<u>(h) Each child seven years of age to seventeen years of age of any person identified in divisions (Y)(3)(a) to (f) of this section;</u>	962 963 964
<u>(i) Any combination of persons identified in divisions (Y)(3)(a) to (h) of this section.</u>	965 966
<u>(4)(a) Subject to divisions (L), (M)(2), and (N) of this section, the administrator of workers' compensation and the employees of the bureau of workers' compensation shall not conduct any business with or award any contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any partnership or other unincorporated business, association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, estate, or trust if a political action committee that is affiliated with the partnership or other unincorporated business, association, estate, or trust has made, within the two previous calendar years, one or more contributions totaling in excess of two thousand dollars to the campaign committee of the governor or lieutenant governor or to the campaign committee of any candidate for the office of governor or lieutenant governor.</u>	967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982
<u>(b) Subject to divisions (L), (M)(2), and (N) of this section, if the administrator of workers' compensation or the employees of the bureau of workers' compensation has awarded any</u>	983 984 985

contract for the purchase of goods costing more than five hundred 986  
dollars or services costing more than five hundred dollars to any 987  
partnership or other unincorporated business, association, 988  
including, without limitation, a professional association 989  
organized under Chapter 1785. of the Revised Code, estate, or 990  
trust, no political action committee that is affiliated with the 991  
partnership or other unincorporated business, association, estate, 992  
or trust shall, beginning on the date the contract is awarded and 993  
extending until one year following the conclusion of that 994  
contract, make one or more contributions totaling in excess of two 995  
thousand dollars to the campaign committee of the governor or 996  
lieutenant governor or to the campaign committee of any candidate 997  
for the office of governor or lieutenant governor. 998

(Z) The (1)(a) Subject to divisions (L), (M)(2), and (N) of 999  
this section, the administrator of workers' compensation and the 1000  
employees of the bureau of workers' compensation shall not conduct 1001  
business with or award any contract, ~~other than one awarded by~~ 1002  
~~competitive bidding,~~ for the purchase of goods costing more than 1003  
five hundred dollars or services costing more than five hundred 1004  
dollars to a corporation or business trust, except a professional 1005  
association organized under Chapter 1785. of the Revised Code, if 1006  
~~an owner of more than twenty per cent of the corporation or~~ 1007  
~~business trust, or the spouse of the owner, any of the following~~ 1008  
has made, as an individual, within the two previous calendar 1009  
years, taking into consideration only owners for all of such 1010  
period, one or more contributions totaling in excess of one 1011  
thousand dollars to the campaign committee of the governor or 1012  
lieutenant governor or to the campaign committee of any candidate 1013  
for the office of governor or lieutenant governor: 1014

(i) An owner of more than twenty per cent of the corporation 1015  
or business trust; 1016

(ii) A spouse of an owner of more than twenty per cent of the 1017

corporation or business trust; 1018

(iii) A child seven years of age through seventeen years of 1019  
age of an owner of more than twenty per cent of the corporation or 1020  
business trust. 1021

(b) Subject to divisions (L), (M)(2), and (N) of this 1022  
section, the administrator of workers' compensation and the 1023  
employees of the bureau of workers' compensation shall not conduct 1024  
any business with or award any contract for the purchase of goods 1025  
costing more than five hundred dollars or services costing more 1026  
than five hundred dollars to a corporation or business trust, 1027  
except a professional association organized under Chapter 1785. of 1028  
the Revised Code, if any combination of the following has made, 1029  
within the two previous calendar years, taking into consideration 1030  
only owners for all of that period, one or more contributions 1031  
totaling in excess of two thousand dollars to the campaign 1032  
committee of the governor or lieutenant governor or to the 1033  
campaign committee of any candidate for the office of governor or 1034  
lieutenant governor: 1035

(i) Owners of more than twenty per cent of the corporation or 1036  
business trust; 1037

(ii) Spouses of owners of more than twenty per cent of the 1038  
corporation or business trust; 1039

(iii) Children seven years of age through seventeen years of 1040  
age of owners of more than twenty per cent of the corporation or 1041  
business trust; 1042

(iv) Any political action committee affiliated with the 1043  
corporation or business trust. 1044

(2)(a) Subject to divisions (L), (M)(2), and (N) of this 1045  
section, if the administrator of workers' compensation or the 1046  
employees of the bureau of workers' compensation has awarded a 1047

contract for the purchase of goods costing more than five hundred 1048  
dollars or services costing more than five hundred dollars to a 1049  
corporation or business trust, except a professional association 1050  
organized under Chapter 1785. of the Revised Code, none of the 1051  
following shall, beginning on the date the contract is awarded and 1052  
extending until one year following the conclusion of that 1053  
contract, make one or more contributions totaling in excess of one 1054  
thousand dollars to the campaign committee of the governor or 1055  
lieutenant governor or to the campaign committee of any candidate 1056  
for the office of governor or lieutenant governor: 1057

(i) An owner of more than twenty per cent of the corporation 1058  
or business trust; 1059

(ii) A spouse of an owner of more than twenty per cent of the 1060  
corporation or business trust; 1061

(iii) A child seven years of age through seventeen years of 1062  
age of an owner of more than twenty per cent of the corporation or 1063  
business trust. 1064

(b) Subject to divisions (L), (M)(2), and (N) of this 1065  
section, if the administrator of workers' compensation or the 1066  
employees of the bureau of workers' compensation has awarded a 1067  
contract for the purchase of goods costing more than five hundred 1068  
dollars or services costing more than five hundred dollars to a 1069  
corporation or business trust, except a professional association 1070  
organized under Chapter 1785. of the Revised Code, no combination 1071  
of any of the following shall, beginning on the date the contract 1072  
is awarded and extending until one year following the conclusion 1073  
of that contract, make one or more contributions totaling in 1074  
excess of two thousand dollars to the campaign committee of the 1075  
governor or lieutenant governor or to the campaign committee of 1076  
any candidate for the office of governor or lieutenant governor: 1077

(i) Owners of more than twenty per cent of the corporation or 1078

<u>business trust;</u>	1079
<u>(ii) Spouses of owners of more than twenty per cent of the corporation or business trust;</u>	1080
	1081
<u>(iii) Children seven years of age through seventeen years of age of owners of more than twenty per cent of the corporation or business trust;</u>	1082
	1083
	1084
<u>(iv) Any political action committee affiliated with the corporation or business trust.</u>	1085
	1086
<u>(3) Subject to divisions (L), (M)(2), and (N) of this section, the administrator of workers' compensation and the employees of the bureau of workers' compensation shall not enter into any contract for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars with a corporation or business trust, except a professional association organized under Chapter 1785. of the Revised Code, unless the contract includes a certification by the corporation or business trust that all of the following persons, if applicable, are in compliance with division (Z)(1) of this section:</u>	1087
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	1096
<u>(a) Each owner of more than twenty per cent of the corporation or business trust;</u>	1097
	1098
<u>(b) Each spouse of an owner of more than twenty per cent of the corporation or business trust;</u>	1099
	1100
<u>(c) Each child seven years of age to seventeen years of age of an owner of more than twenty per cent of the corporation or business trust;</u>	1101
	1102
	1103
<u>(d) Any combination of persons identified in divisions (Z)(3)(a) to (c) of this section.</u>	1104
	1105
<u>(4)(a) Subject to divisions (L), (M)(2), and (N) of this section, the administrator of workers' compensation and the employees of the bureau of workers' compensation shall not conduct</u>	1106
	1107
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business with or award any contract for the purchase of goods 1109  
costing more than five hundred dollars or services costing more 1110  
than five hundred dollars to any corporation or business trust, 1111  
except a professional association organized under Chapter 1785. of 1112  
the Revised Code, if a political action committee that is 1113  
affiliated with the corporation or business trust has made, within 1114  
the two previous calendar years, one or more contributions 1115  
totaling in excess of two thousand dollars to the campaign 1116  
committee of the governor or lieutenant governor or to the 1117  
campaign committee of any candidate for the office of governor or 1118  
lieutenant governor. 1119

(b) Subject to divisions (L), (M)(2), and (N) of this 1120  
section, if the administrator of workers' compensation or the 1121  
employees of the bureau of workers' compensation has awarded any 1122  
contract for the purchase of goods costing more than five hundred 1123  
dollars or services costing more than five hundred dollars to any 1124  
corporation or business trust, except a professional association 1125  
organized under Chapter 1785. of the Revised Code, no political 1126  
action committee that is affiliated with the corporation or 1127  
business trust shall, beginning on the date the contract is 1128  
awarded and extending until one year following the conclusion of 1129  
that contract, make one or more contributions totaling in excess 1130  
of two thousand dollars to the campaign committee of the governor 1131  
or lieutenant governor or to the campaign committee of any 1132  
candidate for the office of governor or lieutenant governor. 1133

(AA) No individual, partnership or other incorporated 1134  
business, association, estate, trust, corporation, or business 1135  
trust shall knowingly make a false statement on a certification 1136  
required under division (I)(3), (J)(3), (Y)(3), or (Z)(3) of this 1137  
section. 1138

**Sec. 3517.992.** This section establishes penalties only with 1139

respect to acts or failures to act that occur on and after August 1140  
24, 1995. 1141

(A)(1) A candidate whose campaign committee violates division 1142  
(A), (B), (C), (D), or (V) of section 3517.13 of the Revised Code, 1143  
or a treasurer of a campaign committee who violates any of those 1144  
divisions, shall be fined not more than one hundred dollars for 1145  
each day of violation. 1146

(2) Whoever violates division (E) or (X)(5) of section 1147  
3517.13 of the Revised Code shall be fined not more than one 1148  
hundred dollars for each day of violation. 1149

(B) A political party that violates division (F)(1) of 1150  
section 3517.101 of the Revised Code shall be fined not more than 1151  
one hundred dollars for each day of violation. 1152

(C) Whoever violates division (F)(2) of section 3517.101 or 1153  
division (G) of section 3517.13 of the Revised Code shall be fined 1154  
not more than ten thousand dollars or, if the offender is a person 1155  
who was nominated or elected to public office, shall forfeit the 1156  
nomination or the office to which the offender was elected, or 1157  
both. 1158

(D) Whoever violates division (F) of section 3517.13 of the 1159  
Revised Code shall be fined not more than three times the amount 1160  
contributed. 1161

(E) Whoever violates division (H) of section 3517.13 of the 1162  
Revised Code shall be fined not more than one hundred dollars. 1163

(F) Whoever violates division (O), (P), or (Q) of section 1164  
3517.13 of the Revised Code is guilty of a misdemeanor of the 1165  
first degree. 1166

(G) A state or county committee of a political party that 1167  
violates division (B)(1) of section 3517.18 of the Revised Code 1168  
shall be fined not more than twice the amount of the improper 1169

expenditure. 1170

(H) A state or county political party that violates division 1171  
(G) of section 3517.101 of the Revised Code shall be fined not 1172  
more than twice the amount of the improper expenditure or use. 1173

(I)(1) Any individual who violates division (B)(1) of section 1174  
3517.102 of the Revised Code and knows that the contribution the 1175  
individual makes violates that division shall be fined an amount 1176  
equal to three times the amount contributed in excess of the 1177  
amount permitted by that division. 1178

(2) Any political action committee that violates division 1179  
(B)(2) of section 3517.102 of the Revised Code shall be fined an 1180  
amount equal to three times the amount contributed in excess of 1181  
the amount permitted by that division. 1182

(3) Any campaign committee that violates division (B)(3) or 1183  
(5) of section 3517.102 of the Revised Code shall be fined an 1184  
amount equal to three times the amount contributed in excess of 1185  
the amount permitted by that division. 1186

(4)(a) Any legislative campaign fund that violates division 1187  
(B)(6) of section 3517.102 of the Revised Code shall be fined an 1188  
amount equal to three times the amount transferred or contributed 1189  
in excess of the amount permitted by that division, as applicable. 1190

(b) Any state political party, county political party, or 1191  
state candidate fund of a state political party or county 1192  
political party that violates division (B)(6) of section 3517.102 1193  
of the Revised Code shall be fined an amount equal to three times 1194  
the amount transferred or contributed in excess of the amount 1195  
permitted by that division, as applicable. 1196

(c) Any political contributing entity that violates division 1197  
(B)(7) of section 3517.102 of the Revised Code shall be fined an 1198  
amount equal to three times the amount contributed in excess of 1199



the amount permitted by that division. 1200

(5) Any political party that violates division (B)(4) of 1201  
section 3517.102 of the Revised Code shall be fined an amount 1202  
equal to three times the amount contributed in excess of the 1203  
amount permitted by that division. 1204

(6) Notwithstanding divisions (I)(1), (2), (3), (4), and (5) 1205  
of this section, no violation of division (B) of section 3517.102 1206  
of the Revised Code occurs, and the secretary of state shall not 1207  
refer parties to the Ohio elections commission, if the amount 1208  
transferred or contributed in excess of the amount permitted by 1209  
that division meets either of the following conditions: 1210

(a) It is completely refunded within five business days after 1211  
it is accepted. 1212

(b) It is completely refunded on or before the tenth business 1213  
day after notification to the recipient of the excess transfer or 1214  
contribution by the board of elections or the secretary of state 1215  
that a transfer or contribution in excess of the permitted amount 1216  
has been received. 1217

(J)(1) Any campaign committee that violates division (C)(1), 1218  
(2), (3), or (6) of section 3517.102 of the Revised Code shall be 1219  
fined an amount equal to three times the amount accepted in excess 1220  
of the amount permitted by that division. 1221

(2)(a) Any county political party that violates division 1222  
(C)(4)(a)(ii) or (iii) of section 3517.102 of the Revised Code 1223  
shall be fined an amount equal to three times the amount accepted. 1224

(b) Any county political party that violates division 1225  
(C)(4)(a)(i) of section 3517.102 of the Revised Code shall be 1226  
fined an amount from its state candidate fund equal to three times 1227  
the amount accepted in excess of the amount permitted by that 1228  
division. 1229

(c) Any state political party that violates division 1230  
(C)(4)(b) of section 3517.102 of the Revised Code shall be fined 1231  
an amount from its state candidate fund equal to three times the 1232  
amount accepted in excess of the amount permitted by that 1233  
division. 1234

(3) Any legislative campaign fund that violates division 1235  
(C)(5) of section 3517.102 of the Revised Code shall be fined an 1236  
amount equal to three times the amount accepted in excess of the 1237  
amount permitted by that division. 1238

(4) Any political action committee or political contributing 1239  
entity that violates division (C)(7) of section 3517.102 of the 1240  
Revised Code shall be fined an amount equal to three times the 1241  
amount accepted in excess of the amount permitted by that 1242  
division. 1243

(5) Notwithstanding divisions (J)(1), (2), (3), and (4) of 1244  
this section, no violation of division (C) of section 3517.102 of 1245  
the Revised Code occurs, and the secretary of state shall not 1246  
refer parties to the Ohio elections commission, if the amount 1247  
transferred or contributed in excess of the amount permitted to be 1248  
accepted by that division meets either of the following 1249  
conditions: 1250

(a) It is completely refunded within five business days after 1251  
its acceptance. 1252

(b) It is completely refunded on or before the tenth business 1253  
day after notification to the recipient of the excess transfer or 1254  
contribution by the board of elections or the secretary of state 1255  
that a transfer or contribution in excess of the permitted amount 1256  
has been received. 1257

(K)(1) Any legislative campaign fund that violates division 1258  
(F)(1) of section 3517.102 of the Revised Code shall be fined 1259  
twenty-five dollars for each day of violation. 1260

(2) Any legislative campaign fund that violates division 1261  
(F)(2) of section 3517.102 of the Revised Code shall give to the 1262  
treasurer of state for deposit into the state treasury to the 1263  
credit of the Ohio elections commission fund all excess 1264  
contributions not disposed of as required by division (E) of 1265  
section 3517.102 of the Revised Code. 1266

(L) Whoever violates section 3517.105 of the Revised Code 1267  
shall be fined one thousand dollars. 1268

(M)(1) Whoever solicits a contribution in violation of 1269  
section 3517.092 or violates division (B) of section 3517.09 of 1270  
the Revised Code is guilty of a misdemeanor of the first degree. 1271

(2) Whoever knowingly accepts a contribution in violation of 1272  
division (B) or (C) of section 3517.092 of the Revised Code shall 1273  
be fined an amount equal to three times the amount accepted in 1274  
violation of either of those divisions and shall return to the 1275  
contributor any amount so accepted. Whoever unknowingly accepts a 1276  
contribution in violation of division (B) or (C) of section 1277  
3517.092 of the Revised Code shall return to the contributor any 1278  
amount so accepted. 1279

(N) Whoever violates division (S) of section 3517.13 of the 1280  
Revised Code shall be fined an amount equal to three times the 1281  
amount of funds transferred or three times the value of the assets 1282  
transferred in violation of that division. 1283

(O) Any campaign committee that accepts a contribution or 1284  
contributions in violation of section 3517.108 of the Revised 1285  
Code, uses a contribution in violation of that section, or fails 1286  
to dispose of excess contributions in violation of that section 1287  
shall be fined an amount equal to three times the amount accepted, 1288  
used, or kept in violation of that section. 1289

(P) Any political party, state candidate fund, legislative 1290  
candidate fund, or campaign committee that violates division (T) 1291

of section 3517.13 of the Revised Code shall be fined an amount 1292  
equal to three times the amount contributed or accepted in 1293  
violation of that section. 1294

(Q) A treasurer of a committee or another person who violates 1295  
division (U) of section 3517.13 of the Revised Code shall be fined 1296  
not more than two hundred fifty dollars. 1297

(R) (1) Whoever violates division (I) or (1), (I)(4)(a), 1298  
(J)(1), (J)(4)(a), (Y)(1), (Y)(4)(a), (Z)(1), or (Z)(4)(a) of 1299  
section 3517.13 of the Revised Code shall be fined not more than 1300  
one thousand dollars. Whenever a person is found guilty of 1301  
violating ~~division (I) or (J) of section 3517.13 of the Revised~~ 1302  
~~Code any of those divisions~~, the contract awarded in violation of 1303  
~~either of those divisions~~ the applicable division shall be 1304  
rescinded if its terms have not yet been performed. 1305

(2) Whoever violates division (I)(2), (I)(4)(b), (J)(2), 1306  
(J)(4)(b), (Y)(2), (Y)(4)(b), (Z)(2), or (Z)(4)(b) of section 1307  
3517.13 of the Revised Code shall be fined an amount equal to 1308  
three times the amount contributed in excess of the amount 1309  
permitted by the applicable division. Whenever a person is found 1310  
guilty of violating any of those divisions, any contract that 1311  
makes the person subject to the applicable division may be 1312  
rescinded at the discretion of the elections commission. 1313

(3) Whoever violates division (AA) of section 3517.13 of the 1314  
Revised Code is guilty of a felony of the fifth degree, and the 1315  
contract that includes the certification made in violation of that 1316  
division shall be rescinded. 1317

(S) A candidate whose campaign committee violates or a 1318  
treasurer of a campaign committee who violates section 3517.081 of 1319  
the Revised Code, and a candidate whose campaign committee 1320  
violates or a treasurer of a campaign committee or another person 1321  
who violates division (C) of section 3517.10 of the Revised Code, 1322

shall be fined not more than five hundred dollars. 1323

(T) A candidate whose campaign committee violates or a 1324  
treasurer of a committee who violates division (B) of section 1325  
3517.09 of the Revised Code, or a candidate whose campaign 1326  
committee violates or a treasurer of a campaign committee or 1327  
another person who violates division (C) of section 3517.09 of the 1328  
Revised Code shall be fined not more than one thousand dollars. 1329

(U) Whoever violates section 3517.20 of the Revised Code 1330  
shall be fined not more than five hundred dollars. 1331

(V) Whoever violates section 3517.21 or 3517.22 of the 1332  
Revised Code shall be imprisoned for not more than six months or 1333  
fined not more than five thousand dollars, or both. 1334

(W) A campaign committee that is required to file a 1335  
declaration of no limits under division (D)(2) of section 3517.103 1336  
of the Revised Code that, before filing that declaration, accepts 1337  
a contribution or contributions that exceed the limitations 1338  
prescribed in section 3517.102 of the Revised Code, shall return 1339  
that contribution or those contributions to the contributor. 1340

(X) Any campaign committee that fails to file the declaration 1341  
of filing-day finances required by division (F) of section 1342  
3517.109 or the declaration of primary-day finances or declaration 1343  
of year-end finances required by division (E) of section 3517.1010 1344  
of the Revised Code shall be fined twenty-five dollars for each 1345  
day of violation. 1346

(Y) Any campaign committee that fails to dispose of excess 1347  
funds or excess aggregate contributions under division (B) of 1348  
section 3517.109 of the Revised Code in the manner required by 1349  
division (C) of that section or under division (B) of section 1350  
3517.1010 of the Revised Code in the manner required by division 1351  
(C) of that section shall give to the treasurer of state for 1352  
deposit into the Ohio elections commission fund created under 1353

division (I) of section 3517.152 of the Revised Code all funds not 1354  
disposed of pursuant to those divisions. 1355

(Z) Any individual, campaign committee, political action 1356  
committee, political contributing entity, legislative campaign 1357  
fund, political party, or other entity that violates any provision 1358  
of sections 3517.09 to 3517.12 of the Revised Code for which no 1359  
penalty is provided for under any other division of this section 1360  
shall be fined not more than one thousand dollars. 1361

(AA)(1) Whoever knowingly violates division (W)(1) of section 1362  
3517.13 of the Revised Code shall be fined an amount equal to 1363  
three times the amount contributed, expended, or promised in 1364  
violation of that division or ten thousand dollars, whichever 1365  
amount is greater. 1366

(2) Whoever knowingly violates division (W)(2) of section 1367  
3517.13 of the Revised Code shall be fined an amount equal to 1368  
three times the amount solicited or accepted in violation of that 1369  
division or ten thousand dollars, whichever amount is greater. 1370

(BB) Whoever knowingly violates division (C) or (D) of 1371  
section 3517.1011 of the Revised Code shall be fined not more than 1372  
ten thousand dollars plus not more than one thousand dollars for 1373  
each day of violation. 1374

(CC)(1) Subject to division (CC)(2) of this section, whoever 1375  
violates division (H) of section 3517.1011 of the Revised Code 1376  
shall be fined an amount up to three times the amount disbursed 1377  
for the direct costs of airing the communication made in violation 1378  
of that division. 1379

(2) Whoever has been ordered by the Ohio elections commission 1380  
or by a court of competent jurisdiction to cease making 1381  
communications in violation of division (H) of section 3517.1011 1382  
of the Revised Code who again violates that division shall be 1383  
fined an amount equal to three times the amount disbursed for the 1384

direct costs of airing the communication made in violation of that 1385  
division. 1386

(DD)(1) Any corporation or labor organization that violates 1387  
division (X)(3)(a) of section 3517.13 of the Revised Code shall be 1388  
fined an amount equal to three times the amount given in excess of 1389  
the amount permitted by that division. 1390

(2) Any state or county political party that violates 1391  
division (X)(3)(b) of section 3517.13 of the Revised Code shall be 1392  
fined an amount equal to three times the amount accepted in excess 1393  
of the amount permitted by that division. 1394

(EE)(1) Whoever solicits or directs a contribution in 1395  
violation of division (B) of section 3517.093 of the Revised Code 1396  
is guilty of a misdemeanor of the first degree. 1397

(2) Whoever accepts a contribution in violation of division 1398  
(C) of section 3517.093 of the Revised Code shall return to the 1399  
contributor any amount so accepted. 1400

**Section 2.** That existing sections 3517.13` and 3517.992 of 1401  
the Revised Code are hereby repealed. 1402

**Section 3.** Notwithstanding any provision of section 3517.13 1403  
of the Revised Code to the contrary, no agency or department of 1404  
this state or any political subdivision shall be prohibited from 1405  
awarding a state contract, as defined in section 3517.093 of the 1406  
Revised Code, to an individual, partnership or other 1407  
unincorporated business, association, estate, trust, corporation, 1408  
or business trust as a result of any of the following: 1409

(A) Any contribution made prior to January 1, 2007, by a 1410  
child seven years of age through seventeen years of age of any of 1411  
the following: 1412

(1) An individual who is seeking the award of a state 1413

contract;	1414
(2) A partner or owner of a partnership or other	1415
unincorporated business that is seeking the award of a state	1416
contract;	1417
(3) A shareholder of an association, including, without	1418
limitation, a professional association organized under Chapter	1419
1785. of the Revised Code, that is seeking the award of a state	1420
contract;	1421
(4) An administrator of an estate that is seeking the award	1422
of a state contract;	1423
(5) An executor of an estate that is seeking the award of a	1424
state contract;	1425
(6) A trustee of a trust that is seeking the award of a state	1426
contract;	1427
(7) An owner of more than twenty per cent of a corporation or	1428
business trust, except a professional association organized under	1429
Chapter 1785. of the Revised Code, that is seeking the award of a	1430
state contract.	1431
(B) Any combination of contributions made prior to January 1,	1432
2007, by any combination of the following:	1433
(1) Any person identified in divisions (A)(1) to (7) of this	1434
section;	1435
(2) The spouse of any person identified in divisions (A)(1)	1436
to (7) of this section;	1437
(3) Any child seven years of age through seventeen years of	1438
age of any person identified in divisions (A)(1) to (7) of this	1439
section;	1440
(4) Any political action committee affiliated with the	1441
applicable partnership or other unincorporated business,	1442



association, estate, trust, corporation, or business trust. 1443

(C) Any contribution made prior to January 1, 2007, of more 1444  
than five hundred dollars through one thousand dollars by either 1445  
of the following: 1446

(1) Any person identified in divisions (A)(1) to (7) of this 1447  
section; 1448

(2) The spouse of any person identified in divisions (A)(1) 1449  
to (7) of this section. 1450

**Section 4.** (A) If, on the effective date of this section, any 1451  
of the following has awarded a contract and the performance of 1452  
that contract has not yet been concluded, the contract shall be 1453  
considered to have been awarded on the effective date of this act 1454  
for the purpose of divisions (I)(2), (J)(2), (Y)(2), and (Z)(2) of 1455  
section 3517.13 of the Revised Code: 1456

(1) Any agency or department of this state; 1457

(2) Any political subdivision; 1458

(3) The Administrator of Workers' Compensation; 1459

(4) The employees of the Bureau of Workers' Compensation. 1460

(B) As used in this section, "contract" means any contract 1461  
for the purchase of goods costing more than five hundred dollars 1462  
or services costing more than five hundred dollars. 1463

**Section 5.** If any item of law contained in this act, or if 1464  
any application of any item of law contained in this act, is held 1465  
invalid, the invalidity does not affect other items of law or 1466  
applications of items of law that can be given effect without the 1467  
invalid item of law or application. To this end, the items of law 1468  
of which the sections contained in this act are composed, and 1469  
their applications, are independent and severable. 1470