

As Reconsidered and Passed by the Senate

126th General Assembly

Regular Session

2005-2006

Am. 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 45
contract is awarded by the house of representatives. 46

(3) "Holder of the state contract" means any of the 47
following: 48

(a) An individual who has been awarded a state contract; 49

(b) Any partner or owner of a partnership or other 50
unincorporated business that has been awarded a state contract; 51

(c) Any shareholder of an association, including, without 52
limitation, a professional association organized under Chapter 53
1785. of the Revised Code, that has been awarded a state contract; 54

(d) Any administrator of an estate that has been awarded a 55
state contract; 56

(e) Any executor of an estate that has been awarded a state 57
contract; 58

(f) Any trustee of a trust that has been awarded a state 59
contract; 60

(g) Any owner of more than twenty per cent of a corporation 61
or business trust, except a professional association organized 62
under Chapter 1785. of the Revised Code, that has been awarded a 63
state contract. 64

(h) In the case of a collective bargaining agreement with a 65
labor organization representing employees where the holder of the 66
public office with ultimate responsibility for the award of the 67
state contract is a state official, the labor organization. 68

(4) "State contract" means a contract awarded by any agency 69
or department of this state, the administrator of workers' 70
compensation, or the employees of the bureau of workers' 71
compensation for the purchase of goods costing more than five 72
hundred dollars or services costing more than five hundred 73
dollars. 74

For the purposes of division (A)(4) of this section, a 75
contract for services includes collective bargaining agreements 76
with a labor organization representing employees where the holder 77
of the public office with ultimate responsibility for the award of 78
the agreement is a state official. 79

(5) "Electioneering communication" has the same meaning as in 80
section 3517.1011 of the Revised Code. 81

(B) Beginning on the date a state contract is awarded and 82
extending until one year following the conclusion of that 83
contract, the holder of the public office with ultimate 84
responsibility for the award of the contract, that officeholder's 85
campaign committee, and any person acting on behalf of that 86
officeholder shall not solicit a contribution from or direct a 87
contribution by the holder of the state contract or a family 88
member of the holder of the state contract to any of the 89
following: 90

(1) Any candidate or the campaign committee of any candidate; 91

(2) A political party; 92

(3) A ballot issue committee or a political action committee 93
or other entity the primary purpose of which is to support or 94
oppose any ballot issue or question that will be presented to 95
voters throughout the entire state; 96

(4) A legislative campaign fund; 97

(5) Any person that the holder of the public office knows or 98
should know has done either of the following during the current 99
calendar year or during the two previous calendar years: 100

(a) Made a disbursement or disbursements for the direct costs 101
of producing or airing electioneering communications; 102

(b) Made a disbursement or disbursements for the direct costs 103
of producing or airing communications that, if made in Ohio, would 104

constitute electioneering communications. 105

(C) No candidate, campaign committee, political party, ballot
issue committee, political action committee, legislative campaign
fund, person, or other entity shall knowingly accept a
contribution that is solicited or directed in violation of
division (B) of this section. 106
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(D) Division (B) of this section does not apply to
solicitations made by the holder of the public office with
ultimate responsibility for the award of the contract, that
officeholder's campaign committee, or any person acting on behalf
of that officeholder for contributions to the officeholder's
campaign committee. 111
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(E)(1) Division (B) of this section does not apply to
solicitations of contributions from or the directing of
contributions by the holder of the state contract before the
person became a partner or owner of the partnership or other
unincorporated business, shareholder of the association,
administrator of the estate, executor of the estate, trustee of
the trust, or owner of more than twenty per cent of a corporation
or business trust or after the person ceased to hold any of those
positions. 117
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(2) Division (B) of this section does not apply to
solicitations of contributions from or the directing of
contributions by a spouse of the holder of the state contract in
any of the following circumstances: 126
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(a) Before the holder of the state contract became a partner
or owner of the partnership or other unincorporated business,
shareholder of the association, administrator of the estate,
executor of the estate, trustee of the trust, or owner of more
than twenty per cent of a corporation or business trust; 130
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(b) After the holder of the state contract ceased to be a 135

partner or owner of the partnership or other unincorporated 136
business, shareholder of the association, administrator of the 137
estate, executor of the estate, trustee of the trust, or owner of 138
more than twenty per cent of a corporation or business trust; 139

(c) Before the two were married; 140

(d) After the granting of a decree of divorce, dissolution of 141
marriage, or annulment; 142

(e) After the granting of an order in an action brought 143
solely for legal separation. 144

(3) Division (B) of this section does not apply to 145
solicitations of contributions from or the directing of 146
contributions by a child seven years of age through seventeen 147
years of age of the holder of the state contract in either of the 148
following circumstances: 149

(a) Before the holder of the state contract became a partner 150
or owner of the partnership or other unincorporated business, 151
shareholder of the association, administrator of the estate, 152
executor of the estate, trustee of the trust, or owner of more 153
than twenty per cent of a corporation or business trust; 154

(b) After the holder of the state contract ceased to be a 155
partner or owner of the partnership or other unincorporated 156
business, shareholder of the association, administrator of the 157
estate, executor of the estate, trustee of the trust, or owner of 158
more than twenty per cent of a corporation or business trust. 159

Sec. 3517.13. (A)(1) No campaign committee of a statewide 160
candidate shall fail to file a complete and accurate statement 161
required under division (A)(1) of section 3517.10 of the Revised 162
Code. 163

(2) No campaign committee of a statewide candidate shall fail 164
to file a complete and accurate monthly statement, and no campaign 165

committee of a statewide candidate or a candidate for the office 166
of chief justice or justice of the supreme court shall fail to 167
file a complete and accurate two-business-day statement, as 168
required under section 3517.10 of the Revised Code. 169

As used in this division, "statewide candidate" has the same 170
meaning as in division (F)(2) of section 3517.10 of the Revised 171
Code. 172

(B) No campaign committee shall fail to file a complete and 173
accurate statement required under division (A)(1) of section 174
3517.10 of the Revised Code. 175

(C) No campaign committee shall fail to file a complete and 176
accurate statement required under division (A)(2) of section 177
3517.10 of the Revised Code. 178

(D) No campaign committee shall fail to file a complete and 179
accurate statement required under division (A)(3) or (4) of 180
section 3517.10 of the Revised Code. 181

(E) No person other than a campaign committee shall knowingly 182
fail to file a statement required under section 3517.10 or 183
3517.107 of the Revised Code. 184

(F) No person shall make cash contributions to any person 185
totaling more than one hundred dollars in each primary, special, 186
or general election. 187

(G)(1) No person shall knowingly conceal or misrepresent 188
contributions given or received, expenditures made, or any other 189
information required to be reported by a provision in sections 190
3517.08 to 3517.13 and 3517.17 of the Revised Code. 191

(2)(a) No person shall make a contribution to a campaign 192
committee, political action committee, political contributing 193
entity, legislative campaign fund, political party, or person 194
making disbursements to pay the direct costs of producing or 195

airing electioneering communications in the name of another 196
person. 197

(b) A person does not make a contribution in the name of 198
another when either of the following applies: 199

(i) An individual makes a contribution from a partnership or 200
other unincorporated business account, if the contribution is 201
reported by listing both the name of the partnership or other 202
unincorporated business and the name of the partner or owner 203
making the contribution as required under division (I) of section 204
3517.10 of the Revised Code. 205

(ii) A person makes a contribution in that person's spouse's 206
name or in both of their names. 207

(H) No person within this state, publishing a newspaper or 208
other periodical, shall charge a campaign committee for political 209
advertising a rate in excess of the rate such person would charge 210
if the campaign committee were a general rate advertiser whose 211
advertising was directed to promoting its business within the same 212
area as that encompassed by the particular office that the 213
candidate of the campaign committee is seeking. The rate shall 214
take into account the amount of space used, as well as the type of 215
advertising copy submitted by or on behalf of the campaign 216
committee. All discount privileges otherwise offered by a 217
newspaper or periodical to general rate advertisers shall be 218
available upon equal terms to all campaign committees. 219

No person within this state, operating a radio or television 220
station or network of stations in this state, shall charge a 221
campaign committee for political broadcasts a rate that exceeds: 222

(1) During the forty-five days preceding the date of a 223
primary election and during the sixty days preceding the date of a 224
general or special election in which the candidate of the campaign 225
committee is seeking office, the lowest unit charge of the station 226

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| for the same class and amount of time for the same period; | 227 |
| (2) At any other time, the charges made for comparable use of that station by its other users. | 228 229 |
| (I)(1)(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, other than one let by competitive bidding or a contract incidental to such contract or which is by force account, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership <u>or other unincorporated business</u> , association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, estate, or trust if the individual has made or the individual's spouse has made, or any partner, shareholder, administrator, executor, or trustee or the spouse of any of them <u>any of the following</u> has made, as an individual, within the two previous calendar years, one or more contributions totaling in excess of one 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-; | 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 |
| <u>(i) The individual;</u> | 247 |
| <u>(ii) Any partner or owner of the partnership or other unincorporated business;</u> | 248 249 |
| <u>(iii) Any shareholder of the association;</u> | 250 |
| <u>(iv) Any administrator of the estate;</u> | 251 |
| <u>(v) Any executor of the estate;</u> | 252 |
| <u>(vi) Any trustee of the trust;</u> | 253 |
| <u>(vii) The spouse of any person identified in divisions (I)(1)(a)(i) to (vi) of this section;</u> | 254 255 |
| <u>(viii) Any child seven years of age through seventeen years</u> | 256 |

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| <u>of age of any person identified in divisions (I)(1)(a)(i) to (vi)</u> | 257 |
| <u>of this section.</u> | 258 |
| <u>(b) Subject to divisions (K), (L), (M), and (N) of this</u> | 259 |
| <u>section, no agency or department of this state or any political</u> | 260 |
| <u>subdivision shall award any contract for the purchase of goods</u> | 261 |
| <u>costing more than five hundred dollars or services costing more</u> | 262 |
| <u>than five hundred dollars to any individual, partnership or other</u> | 263 |
| <u>unincorporated business, association, including, without</u> | 264 |
| <u>limitation, a professional association organized under Chapter</u> | 265 |
| <u>1785. of the Revised Code, estate, or trust if any combination of</u> | 266 |
| <u>the following has made, within the two previous calendar years,</u> | 267 |
| <u>one or more contributions totaling in excess of two thousand</u> | 268 |
| <u>dollars to the holder of the public office having ultimate</u> | 269 |
| <u>responsibility for the award of the contract or to the public</u> | 270 |
| <u>officer's campaign committee:</u> | 271 |
| <u>(i) The individual;</u> | 272 |
| <u>(ii) Any partner or owner of the partnership or other</u> | 273 |
| <u>unincorporated business;</u> | 274 |
| <u>(iii) Any shareholder of the association;</u> | 275 |
| <u>(iv) Any administrator of the estate;</u> | 276 |
| <u>(v) Any executor of the estate;</u> | 277 |
| <u>(vi) Any trustee of the trust;</u> | 278 |
| <u>(vii) The spouse of any person identified in divisions</u> | 279 |
| <u>(I)(1)(b)(i) to (vi) of this section;</u> | 280 |
| <u>(viii) Any child seven years of age through seventeen years</u> | 281 |
| <u>of age of any person identified in divisions (I)(1)(b)(i) to (vi)</u> | 282 |
| <u>of this section;</u> | 283 |
| <u>(ix) Any political action committee affiliated with the</u> | 284 |
| <u>partnership or other unincorporated business, association, estate,</u> | 285 |
| <u>or trust.</u> | 286 |

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| <u>(2)(a) Subject to divisions (K), (L), (M), and (N) of this</u> | 287 |
| <u>section, if any agency or department of this state or any</u> | 288 |
| <u>political subdivision has awarded a contract for the purchase of</u> | 289 |
| <u>goods costing more than five hundred dollars or services costing</u> | 290 |
| <u>more than five hundred dollars to any individual, partnership or</u> | 291 |
| <u>other unincorporated business, association, including, without</u> | 292 |
| <u>limitation, a professional association organized under Chapter</u> | 293 |
| <u>1785. of the Revised Code, estate, or trust, none of the following</u> | 294 |
| <u>shall, beginning on the date the contract is awarded and extending</u> | 295 |
| <u>until one year following the conclusion of that contract, make one</u> | 296 |
| <u>or more contributions totaling in excess of one thousand dollars</u> | 297 |
| <u>to the holder of the public office having ultimate responsibility</u> | 298 |
| <u>for the award of that contract:</u> | 299 |
| <u>(i) The individual;</u> | 300 |
| <u>(ii) Any partner or owner of the partnership or other</u> | 301 |
| <u>unincorporated business;</u> | 302 |
| <u>(iii) Any shareholder of the association;</u> | 303 |
| <u>(iv) Any administrator of the estate;</u> | 304 |
| <u>(v) Any executor of the estate;</u> | 305 |
| <u>(vi) Any trustee of the trust;</u> | 306 |
| <u>(vii) The spouse of any person identified in divisions</u> | 307 |
| <u>(I)(2)(a)(i) to (vi) of this section;</u> | 308 |
| <u>(viii) Any child seven years of age through seventeen years</u> | 309 |
| <u>of age of any person identified in divisions (I)(2)(a)(i) to (vi)</u> | 310 |
| <u>of this section.</u> | 311 |
| <u>(b) Subject to divisions (K), (L), (M), and (N) of this</u> | 312 |
| <u>section, if any agency or department of this state or any</u> | 313 |
| <u>political subdivision has awarded a contract for the purchase of</u> | 314 |
| <u>goods costing more than five hundred dollars or services costing</u> | 315 |
| <u>more than five hundred dollars to any individual, partnership or</u> | 316 |

other unincorporated business, association, including, without 317
limitation, a professional association organized under Chapter 318
1785. of the Revised Code, estate, or trust, no combination of any 319
of the following shall, beginning on the date the contract is 320
awarded and extending until one year following the conclusion of 321
that contract, make one or more contributions totaling in excess 322
of two thousand dollars to the holder of the public office having 323
ultimate responsibility for the award of that contract: 324

(i) The individual; 325

(ii) Any partner or owner of the partnership or other 326
unincorporated business; 327

(iii) Any shareholder of the association; 328

(iv) Any administrator of the estate; 329

(v) Any executor of the estate; 330

(vi) Any trustee of the trust; 331

(vii) The spouse of any person identified in divisions 332
(I)(2)(b)(i) to (vi) of this section; 333

(viii) Any child seven years of age through seventeen years 334
of age of any person identified in divisions (I)(2)(b)(i) to (vi) 335
of this section; 336

(ix) Any political action committee affiliated with the 337
partnership or other unincorporated business, association, estate, 338
or trust. 339

(3) Subject to divisions (L), (M), and (N) of this section, 340
no agency or department of this state or any political subdivision 341
shall enter into any contract for the purchase of goods costing 342
more than five hundred dollars or services costing more than five 343
hundred dollars with an individual, partnership or other 344
unincorporated business, association, including, without 345
limitation, a professional association organized under Chapter 346

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| <u>1785. of the Revised Code, estate, or trust unless the contract</u> | 347 |
| <u>includes a certification by the individual, partnership or other</u> | 348 |
| <u>unincorporated business, association, estate, or trust that all of</u> | 349 |
| <u>the following persons, if applicable, are in compliance with</u> | 350 |
| <u>division (I)(1) of this section:</u> | 351 |
| <u>(a) The individual;</u> | 352 |
| <u>(b) Each partner or owner of the partnership or other</u> | 353 |
| <u>unincorporated business;</u> | 354 |
| <u>(c) Each shareholder of the association;</u> | 355 |
| <u>(d) Each administrator of the estate;</u> | 356 |
| <u>(e) Each executor of the estate;</u> | 357 |
| <u>(f) Each trustee of the trust;</u> | 358 |
| <u>(g) Each spouse of any person identified in divisions</u> | 359 |
| <u>(I)(3)(a) to (f) of this section;</u> | 360 |
| <u>(h) Each child seven years of age to seventeen years of age</u> | 361 |
| <u>of any person identified in divisions (I)(3)(a) to (f) of this</u> | 362 |
| <u>section;</u> | 363 |
| <u>(i) Any combination of persons identified in divisions</u> | 364 |
| <u>(I)(3)(a) to (h) of this section.</u> | 365 |
| <u>(4)(a) Subject to divisions (K), (L), (M), and (N) of this</u> | 366 |
| <u>section, no agency or department of this state or any political</u> | 367 |
| <u>subdivision shall award any contract for the purchase of goods</u> | 368 |
| <u>costing more than five hundred dollars or services costing more</u> | 369 |
| <u>than five hundred dollars to any partnership or other</u> | 370 |
| <u>unincorporated business, association, including, without</u> | 371 |
| <u>limitation, a professional association organized under Chapter</u> | 372 |
| <u>1785. of the Revised Code, estate, or trust if a political action</u> | 373 |
| <u>committee that is affiliated with the partnership or other</u> | 374 |
| <u>unincorporated business, association, estate, or trust has made,</u> | 375 |
| <u>within the two previous calendar years, one or more contributions</u> | 376 |

totaling in excess of two thousand dollars to the holder of the 377
public office having ultimate responsibility for the award of the 378
contract or to the public officer's campaign committee. 379

(b) Subject to divisions (K), (L), (M), and (N) of this 380
section, if any agency or department of this state or any 381
political subdivision has awarded any contract for the purchase of 382
goods costing more than five hundred dollars or services costing 383
more than five hundred dollars to any partnership or other 384
unincorporated business, association, including, without 385
limitation, a professional association organized under Chapter 386
1785. of the Revised Code, estate, or trust, no political action 387
committee that is affiliated with the partnership or other 388
unincorporated business, association, estate, or trust shall, 389
beginning on the date the contract is awarded and extending until 390
one year following the conclusion of that contract, make one or 391
more contributions totaling in excess of two thousand dollars to 392
the holder of the public office having ultimate responsibility for 393
the award of the contract or to the public officer's campaign 394
committee. 395

(J)(1)(a) Subject to divisions (K), (L), (M), and (N) of this 396
section, no agency or department of this state or any political 397
subdivision shall award any contract, ~~other than one let by~~ 398
~~competitive bidding or a contract incidental to such contract or~~ 399
~~which is by force account,~~ for the purchase of goods costing more 400
than five hundred dollars or services costing more than five 401
hundred dollars to a corporation or business trust, except a 402
professional association organized under Chapter 1785. of the 403
Revised Code, if ~~an owner of more than twenty per cent of the~~ 404
~~corporation or business trust or the spouse of that person~~ any of 405
the following has made, as an individual, within the two previous 406
calendar years, taking into consideration only owners for all of 407
that period, one or more contributions totaling in excess of one 408

thousand dollars to the holder of a public office having ultimate 409
responsibility for the award of the contract or to the public 410
officer's campaign committee-: 411

(i) An owner of more than twenty per cent of the corporation 412
or business trust; 413

(ii) A spouse of an owner of more than twenty per cent of the 414
corporation or business trust; 415

(iii) A child seven years of age through seventeen years of 416
age of an owner of more than twenty per cent of the corporation or 417
business trust. 418

(b) Subject to divisions (K), (L), (M), and (N) of this 419
section, no agency or department of this state or any political 420
subdivision shall award any contract for the purchase of goods 421
costing more than five hundred dollars or services costing more 422
than five hundred dollars to a corporation or business trust, 423
except a professional association organized under Chapter 1785. of 424
the Revised Code, if any combination of the following has made, 425
within the two previous calendar years, taking into consideration 426
only owners for all of that period, one or more contributions 427
totaling in excess of two thousand dollars to the holder of the 428
public office having ultimate responsibility for the award of the 429
contract or to the public officer's campaign committee: 430

(i) Owners of more than twenty per cent of the corporation or 431
business trust; 432

(ii) Spouses of owners of more than twenty per cent of the 433
corporation or business trust; 434

(iii) Children seven years of age through seventeen years of 435
age of owners of more than twenty per cent of the corporation or 436
business trust; 437

(iv) Any political action committee affiliated with the 438

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, except a professional association organized under Chapter 1785. of the Revised Code, 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 holder of the public office having ultimate responsibility for the award of that contract:

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

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(ii) A spouse of an owner of more than twenty per cent of the 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, 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, except a professional association organized under Chapter 1785. of the Revised Code, no combination of any 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 two thousand dollars to the holder of the public office having ultimate responsibility for

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| <u>the award of that contract:</u> | 470 |
| <u>(i) Owners of more than twenty per cent of the corporation or business trust;</u> | 471 |
| <u>(ii) Spouses of owners of more than twenty per cent of the corporation or business trust;</u> | 473 |
| <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> | 475 |
| <u>(iv) Any political action committee affiliated with the corporation or business trust.</u> | 478 |
| <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 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:</u> | 480 |
| <u>(a) Each owner of more than twenty per cent of the corporation or business trust;</u> | 484 |
| <u>(b) Each spouse of an owner of more than twenty per cent of the corporation or business trust;</u> | 485 |
| <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> | 486 |
| <u>(d) Any combination of persons identified in divisions (J)(3)(a) to (c) of this section.</u> | 487 |
| <u>(4)(a) Subject to divisions (K), (L), (M), and (N) of this</u> | 488 |

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 the Revised Code, if a political action committee that is affiliated with the corporation or business trust has made, within the two previous calendar years, 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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(b) 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 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 the Revised Code, no political action committee that is affiliated with the corporation or business trust 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 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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(K)(1) For purposes of divisions (I) and (J) of this section, if a public officer who is responsible for the award of a contract is appointed by the governor, whether or not the appointment is subject to the advice and consent of the senate, ~~excluding members of boards, commissions, committees, authorities, councils, boards of trustees, task forces, and other such entities appointed by the governor,~~ the office of the governor is considered to have

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ultimate responsibility for the award of the contract. 532

~~(I)(2)~~ For purposes of divisions (I) and (J) of this section, 533
if a public officer who is responsible for the award of a contract 534
is appointed by the elected chief executive officer of a municipal 535
corporation, or appointed by the elected chief executive officer 536
of a county operating under an alternative form of county 537
government or county charter, ~~excluding members of boards,~~ 538
~~commissions, committees, authorities, councils, boards of~~ 539
~~trustees, task forces, and other such entities appointed by the~~ 540
~~chief executive officer,~~ the office of the chief executive officer 541
is considered to have ultimate responsibility for the award of the 542
contract. 543

(L)(1)(a) Collective bargaining agreements with labor 544
organizations representing employees shall be considered to be 545
contracts for the purchase of services for the purpose of 546
divisions (I), (J), (Y), and (Z) of this section. The labor 547
organization shall be the recipient of the contract and considered 548
to be an unincorporated business for the purpose of divisions (I), 549
(J), (Y), and (Z) of this section. For purposes of divisions 550
(I),(J), (Y) and (Z) of this section, a political contributing 551
entity or political action committee of the labor organization 552
shall be subject to the same limits as applicable to an affiliated 553
political action committee of an incorporated business. 554

(b) Divisions (I), (J), (Y), and (Z) of this section do not 555
apply to employment contracts entered into with a single employee. 556

(2)(a) For the purpose of divisions (I) and (Y) of this 557
section, a political action committee is affiliated with a 558
partnership or other unincorporated business, association, 559
including, without limitation, a professional association 560
organized under Chapter 1785. of the Revised Code, estate, or 561
trust if the political action committee received, as reported on 562
its most recent statement filed under section 3517.10 of the 563

Revised Code, more than fifty per cent of its contributions from 564
any of the persons identified in divisions (I)(1)(a)(ii) to (vi) 565
of this section or divisions (Y)(1)(a)(ii) to (vi) of this 566
section, respectively. 567

(b) For the purpose of divisions (J) and (Z) of this section, 568
a political action committee is affiliated with a corporation or 569
business trust, except a professional association organized under 570
Chapter 1785. of the Revised Code, if the political action 571
committee received, as reported on its most recent statement filed 572
under section 3517.10 of the Revised Code, more than fifty per 573
cent of its contributions from any of the persons identified in 574
division (J)(1)(a)(i) of this section or division (Z)(1)(a)(i) of 575
this section, respectively. 576

(M)(1) Divisions (I) and (J) of this section do not apply to 577
contracts awarded by the board of commissioners of the sinking 578
fund, ~~municipal legislative authorities, boards of education,~~ 579
~~boards of county commissioners, boards of township trustees, or~~ 580
~~other boards, commissions, committees, authorities, councils,~~ 581
~~boards of trustees, task forces, and other such entities created~~ 582
~~by law,~~ by the supreme court or courts of appeals, by county 583
courts consisting of more than one judge, courts of common pleas 584
consisting of more than one judge, or municipal courts consisting 585
of more than one judge, or by a division of any court if the 586
division consists of more than one judge. This division shall 587
apply to the specified entity only if the members of the entity 588
act collectively in the award of a contract for goods or services. 589

(2) ~~Divisions~~ For the purpose of divisions (I) and, (J), (Y), 590
and (Z) of this section do not apply to actions of, contracts 591
approved by the controlling board shall be considered to be 592
awarded solely by the agency or department that submitted the 593
contract to the controlling board. 594

(N)(1) Divisions (I) ~~and~~, (J), (Y), and (Z) of this section 595
apply to contributions made to the holder of a public office 596
having ultimate responsibility for the award of a contract, or to 597
the public officer's campaign committee, during the time the 598
person holds the office and during any time such person was a 599
candidate for the office. Those divisions ~~do not~~ apply to 600
contributions made to, or to the campaign committee of, a 601
candidate for ~~or holder of the office other than the holder of the~~ 602
~~office at the time of the award of the contract~~ the public office 603
having ultimate responsibility for the award of the contract 604
during any such time the person is a candidate for that office. 605
For the purpose of this division, a person becomes a candidate for 606
the public office having ultimate authority for the award of the 607
contract when the person becomes a candidate for that office by 608
filing a declaration of candidacy, a declaration of intent to be a 609
write-in candidate, or a nominating petition, through party 610
nomination at a primary election, or by the filling of a vacancy 611
under section 3513.30 or 3513.31 of the Revised Code. 612

(2) Divisions (I) ~~and~~, (J), (Y), and (Z) of this section do 613
not apply to contributions of a partner, shareholder, 614
administrator, executor, trustee, or owner of more than twenty per 615
cent of a corporation or business trust made before the person 616
held any of those positions or after the person ceased to hold any 617
of those positions in the partnership or other unincorporated 618
business, association, estate, trust, corporation, or business 619
trust whose eligibility to be awarded a contract is being 620
determined, nor to contributions of the person's spouse made 621
before the person held any of those positions, after the person 622
ceased to hold any of those positions, before the two were 623
married, after the granting of a decree of divorce, dissolution of 624
marriage, or annulment, or after the granting of an order in an 625
action brought solely for legal separation. Those divisions do not 626

apply to contributions of the spouse of an individual whose 627
eligibility to be awarded a contract is being determined made 628
before the two were married, after the granting of a decree of 629
divorce, dissolution of marriage, or annulment, or after the 630
granting of an order in an action brought solely for legal 631
separation. 632

(0) No beneficiary of a campaign fund or other person shall 633
convert for personal use, and no person shall knowingly give to a 634
beneficiary of a campaign fund or any other person, for the 635
beneficiary's or any other person's personal use, anything of 636
value from the beneficiary's campaign fund, including, without 637
limitation, payments to a beneficiary for services the beneficiary 638
personally performs, except as reimbursement for any of the 639
following: 640

(1) Legitimate and verifiable prior campaign expenses 641
incurred by the beneficiary; 642

(2) Legitimate and verifiable ordinary and necessary prior 643
expenses incurred by the beneficiary in connection with duties as 644
the holder of a public office, including, without limitation, 645
expenses incurred through participation in nonpartisan or 646
bipartisan events if the participation of the holder of a public 647
office would normally be expected; 648

(3) Legitimate and verifiable ordinary and necessary prior 649
expenses incurred by the beneficiary while doing any of the 650
following: 651

(a) Engaging in activities in support of or opposition to a 652
candidate other than the beneficiary, political party, or ballot 653
issue; 654

(b) Raising funds for a political party, political action 655
committee, political contributing entity, legislative campaign 656
fund, campaign committee, or other candidate; 657

(c) Participating in the activities of a political party, 658
political action committee, political contributing entity, 659
legislative campaign fund, or campaign committee; 660

(d) Attending a political party convention or other political 661
meeting. 662

For purposes of this division, an expense is incurred 663
whenever a beneficiary has either made payment or is obligated to 664
make payment, as by the use of a credit card or other credit 665
procedure or by the use of goods or services received on account. 666

(P) No beneficiary of a campaign fund shall knowingly accept, 667
and no person shall knowingly give to the beneficiary of a 668
campaign fund, reimbursement for an expense under division (O) of 669
this section to the extent that the expense previously was 670
reimbursed or paid from another source of funds. If an expense is 671
reimbursed under division (O) of this section and is later paid or 672
reimbursed, wholly or in part, from another source of funds, the 673
beneficiary shall repay the reimbursement received under division 674
(O) of this section to the extent of the payment made or 675
reimbursement received from the other source. 676

(Q) No candidate or public official or employee shall accept 677
for personal or business use anything of value from a political 678
party, political action committee, political contributing entity, 679
legislative campaign fund, or campaign committee other than the 680
candidate's or public official's or employee's own campaign 681
committee, and no person shall knowingly give to a candidate or 682
public official or employee anything of value from a political 683
party, political action committee, political contributing entity, 684
legislative campaign fund, or such a campaign committee, except 685
for the following: 686

(1) Reimbursement for legitimate and verifiable ordinary and 687
necessary prior expenses not otherwise prohibited by law incurred 688

by the candidate or public official or employee while engaged in 689
any legitimate activity of the political party, political action 690
committee, political contributing entity, legislative campaign 691
fund, or such campaign committee. Without limitation, reimbursable 692
expenses under this division include those incurred while doing 693
any of the following: 694

(a) Engaging in activities in support of or opposition to 695
another candidate, political party, or ballot issue; 696

(b) Raising funds for a political party, legislative campaign 697
fund, campaign committee, or another candidate; 698

(c) Attending a political party convention or other political 699
meeting. 700

(2) Compensation not otherwise prohibited by law for actual 701
and valuable personal services rendered under a written contract 702
to the political party, political action committee, political 703
contributing entity, legislative campaign fund, or such campaign 704
committee for any legitimate activity of the political party, 705
political action committee, political contributing entity, 706
legislative campaign fund, or such campaign committee. 707

Reimbursable expenses under this division do not include, and 708
it is a violation of this division for a candidate or public 709
official or employee to accept, or for any person to knowingly 710
give to a candidate or public official or employee from a 711
political party, political action committee, political 712
contributing entity, legislative campaign fund, or campaign 713
committee other than the candidate's or public official's or 714
employee's own campaign committee, anything of value for 715
activities primarily related to the candidate's or public 716
official's or employee's own campaign for election, except for 717
contributions to the candidate's or public official's or 718
employee's campaign committee. 719

For purposes of this division, an expense is incurred 720
whenever a candidate or public official or employee has either 721
made payment or is obligated to make payment, as by the use of a 722
credit card or other credit procedure, or by the use of goods or 723
services on account. 724

(R)(1) Division (O) or (P) of this section does not prohibit 725
a campaign committee from making direct advance or post payment 726
from contributions to vendors for goods and services for which 727
reimbursement is permitted under division (O) of this section, 728
except that no campaign committee shall pay its candidate or other 729
beneficiary for services personally performed by the candidate or 730
other beneficiary. 731

(2) If any expense that may be reimbursed under division (O), 732
(P), or (Q) of this section is part of other expenses that may not 733
be paid or reimbursed, the separation of the two types of expenses 734
for the purpose of allocating for payment or reimbursement those 735
expenses that may be paid or reimbursed may be by any reasonable 736
accounting method, considering all of the surrounding 737
circumstances. 738

(3) For purposes of divisions (O), (P), and (Q) of this 739
section, mileage allowance at a rate not greater than that allowed 740
by the internal revenue service at the time the travel occurs may 741
be paid instead of reimbursement for actual travel expenses 742
allowable. 743

(S)(1) As used in division (S) of this section: 744

(a) "State elective office" has the same meaning as in 745
section 3517.092 of the Revised Code. 746

(b) "Federal office" means a federal office as defined in the 747
Federal Election Campaign Act. 748

(c) "Federal campaign committee" means a principal campaign 749

committee or authorized committee as defined in the Federal 750
Election Campaign Act. 751

(2) No person who is a candidate for state elective office 752
and who previously sought nomination or election to a federal 753
office shall transfer any funds or assets from that person's 754
federal campaign committee for nomination or election to the 755
federal office to that person's campaign committee as a candidate 756
for state elective office. 757

(3) No campaign committee of a person who is a candidate for 758
state elective office and who previously sought nomination or 759
election to a federal office shall accept any funds or assets from 760
that person's federal campaign committee for that person's 761
nomination or election to the federal office. 762

(T)(1) Except as otherwise provided in division (B)(6)(c) of 763
section 3517.102 of the Revised Code, a state or county political 764
party shall not disburse moneys from any account other than a 765
state candidate fund to make contributions to any of the 766
following: 767

(a) A state candidate fund; 768

(b) A legislative campaign fund; 769

(c) A campaign committee of a candidate for the office of 770
governor, lieutenant governor, secretary of state, auditor of 771
state, treasurer of state, attorney general, member of the state 772
board of education, or member of the general assembly. 773

(2) No state candidate fund, legislative campaign fund, or 774
campaign committee of a candidate for any office described in 775
division (T)(1)(c) of this section shall knowingly accept a 776
contribution in violation of division (T)(1) of this section. 777

(U) No person shall fail to file a statement required under 778
section 3517.12 of the Revised Code. 779

(V) No campaign committee shall fail to file a statement 780
required under division (K)(3) of section 3517.10 of the Revised 781
Code. 782

(W)(1) No foreign national shall, directly or indirectly 783
through any other person or entity, make a contribution, 784
expenditure, or independent expenditure or promise, either 785
expressly or implicitly, to make a contribution, expenditure, or 786
independent expenditure in support of or opposition to a candidate 787
for any elective office in this state, including an office of a 788
political party. 789

(2) No candidate, campaign committee, political action 790
committee, political contributing entity, legislative campaign 791
fund, state candidate fund, political party, or separate 792
segregated fund shall solicit or accept a contribution, 793
expenditure, or independent expenditure from a foreign national. 794
The secretary of state may direct any candidate, committee, 795
entity, fund, or party that accepts a contribution, expenditure, 796
or independent expenditure in violation of this division to return 797
the contribution, expenditure, or independent expenditure or, if 798
it is not possible to return the contribution, expenditure, or 799
independent expenditure, then to return instead the value of it, 800
to the contributor. 801

(3) As used in division (W) of this section, "foreign 802
national" has the same meaning as in section 441e(b) of the 803
Federal Election Campaign Act. 804

(X)(1) No state or county political party shall transfer any 805
moneys from its restricted fund to any account of the political 806
party into which contributions may be made or from which 807
contributions or expenditures may be made. 808

(2)(a) No state or county political party shall deposit a 809
contribution or contributions that it receives into its restricted 810

fund. 811

(b) No state or county political party shall make a 812
contribution or an expenditure from its restricted fund. 813

(3)(a) No corporation or labor organization shall make a gift 814
or gifts from the corporation's or labor organization's money or 815
property aggregating more than ten thousand dollars to any one 816
state or county political party for the party's restricted fund in 817
a calendar year. 818

(b) No state or county political party shall accept a gift or 819
gifts for the party's restricted fund aggregating more than ten 820
thousand dollars from any one corporation or labor organization in 821
a calendar year. 822

(4) No state or county political party shall transfer any 823
moneys in the party's restricted fund to any other state or county 824
political party. 825

(5) No state or county political party shall knowingly fail 826
to file a statement required under section 3517.1012 of the 827
Revised Code. 828

(Y) ~~The (1)(a) Subject to divisions (L), (M)(2), and (N) of~~ 829
~~this section, the~~ administrator of workers' compensation and the 830
employees of the bureau of workers' compensation shall not conduct 831
any business with or award any contract, ~~other than one awarded by~~ 832
~~competitive bidding,~~ for the purchase of goods costing more than 833
five hundred dollars or services costing more than five hundred 834
dollars to any individual, partnership or other unincorporated 835
business, association, including, without limitation, a 836
professional association organized under Chapter 1785. of the 837
Revised Code, estate, or trust, ~~if the individual has made, or the~~ 838
~~individual's spouse has made, or any partner, shareholder,~~ 839
~~administrator, executor, or trustee, or the spouses of any of~~ 840
~~those individuals~~ any of the following has made, as an individual, 841

within the two previous calendar years, one or more contributions 842
totaling in excess of one thousand dollars to the campaign 843
committee of the governor or lieutenant governor or to the 844
campaign committee of any candidate for the office of governor or 845
lieutenant governor: 846

(i) The individual; 847

(ii) Any partner or owner of the partnership or other 848
unincorporated business; 849

(iii) Any shareholder of the association; 850

(iv) Any administrator of the estate; 851

(v) Any executor of the estate; 852

(vi) Any trustee of the trust; 853

(vii) The spouse of any person identified in divisions 854
(Y)(1)(a)(i) to (vi) of this section; 855

(viii) Any child seven years of age through seventeen years 856
of age of any person identified in divisions (Y)(1)(a)(i) to (vi) 857
of this section. 858

(b) Subject to divisions (L), (M)(2), and (N) of this 859
section, the administrator of workers' compensation and the 860
employees of the bureau of workers' compensation shall not conduct 861
any business with or award any contract for the purchase of goods 862
costing more than five hundred dollars or services costing more 863
than five hundred dollars to any individual, partnership or other 864
unincorporated business, association, including, without 865
limitation, a professional association organized under Chapter 866
1785. of the Revised Code, estate, or trust if any combination of 867
the following has made, within the two previous calendar years, 868
one or more contributions totaling in excess of two thousand 869
dollars to the campaign committee of the governor or lieutenant 870
governor or to the campaign committee of any candidate for the 871

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| <u>office of governor or lieutenant governor:</u> | 872 |
| <u>(i) The individual;</u> | 873 |
| <u>(ii) Any partner or owner of the partnership or other</u> <u>unincorporated business;</u> | 874 875 |
| <u>(iii) Any shareholder of the association;</u> | 876 |
| <u>(iv) Any administrator of the estate;</u> | 877 |
| <u>(v) Any executor of the estate;</u> | 878 |
| <u>(vi) Any trustee of the trust;</u> | 879 |
| <u>(vii) The spouse of any person identified in divisions</u> <u>(Y)(1)(b)(i) to (vi) of this section;</u> | 880 881 |
| <u>(viii) Any child seven years of age through seventeen years</u> <u>of age of any person identified in divisions (Y)(1)(b)(i) to (vi)</u> <u>of this section;</u> | 882 883 884 |
| <u>(ix) Any political action committee affiliated with the</u> <u>partnership or other unincorporated business, association, estate,</u> <u>or trust.</u> | 885 886 887 |
| <u>(2)(a) 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, none of the following shall, beginning on the</u> <u>date the contract is awarded and extending until one year</u> <u>following the conclusion of that contract, make one or more</u> <u>contributions totaling in excess of one thousand dollars to the</u> <u>campaign committee of the governor or lieutenant governor or to</u> <u>the campaign committee of any candidate for the office of governor</u> | 888 889 890 891 892 893 894 895 896 897 898 899 900 901 |

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| <u>or lieutenant governor:</u> | 902 |
| <u>(i) The individual;</u> | 903 |
| <u>(ii) Any partner or owner of the partnership or other</u> <u>unincorporated business;</u> | 904 905 |
| <u>(iii) Any shareholder of the association;</u> | 906 |
| <u>(iv) Any administrator of the estate;</u> | 907 |
| <u>(v) Any executor of the estate;</u> | 908 |
| <u>(vi) Any trustee of the trust;</u> | 909 |
| <u>(vii) The spouse of any person identified in divisions</u> <u>(Y)(2)(a)(i) to (vi) of this section;</u> | 910 911 |
| <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> | 912 913 914 |
| <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> | 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 |
| <u>(i) The individual;</u> | 930 |

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|---------------------------------------------------------------------------|-----|
| <u>(ii) Any partner or owner of the partnership or other</u> | 931 |
| <u>unincorporated business;</u> | 932 |
| <u>(iii) Any shareholder of the association;</u> | 933 |
| <u>(iv) Any administrator of the estate;</u> | 934 |
| <u>(v) Any executor of the estate;</u> | 935 |
| <u>(vi) Any trustee of the trust;</u> | 936 |
| <u>(vii) The spouse of any person identified in divisions</u> | 937 |
| <u>(Y)(2)(b)(i) to (vi) of this section;</u> | 938 |
| <u>(viii) Any child seven years of age through seventeen years</u> | 939 |
| <u>of age of any person identified in divisions (Y)(2)(b)(i) to (vi)</u> | 940 |
| <u>of this section;</u> | 941 |
| <u>(ix) Any political action committee affiliated with the</u> | 942 |
| <u>partnership or other unincorporated business, association, estate,</u> | 943 |
| <u>or trust.</u> | 944 |
| <u>(3) Subject to divisions (L), (M)(2), and (N) of this</u> | 945 |
| <u>section, the administrator of workers' compensation and the</u> | 946 |
| <u>employees of the bureau of workers' compensation shall not enter</u> | 947 |
| <u>into any contract for the purchase of goods costing more than five</u> | 948 |
| <u>hundred dollars or services costing more than five hundred dollars</u> | 949 |
| <u>with an individual, partnership or other unincorporated business,</u> | 950 |
| <u>association, including, without limitation, a professional</u> | 951 |
| <u>association organized under Chapter 1785. of the Revised Code,</u> | 952 |
| <u>estate, or trust unless the contract includes a certification by</u> | 953 |
| <u>the individual, partnership or other unincorporated business,</u> | 954 |
| <u>association, estate, or trust that all of the following persons,</u> | 955 |
| <u>if applicable, are in compliance with division (Y)(1) of this</u> | 956 |
| <u>section:</u> | 957 |
| <u>(a) The individual;</u> | 958 |
| <u>(b) Each partner or owner of the partnership or other</u> | 959 |
| <u>unincorporated business;</u> | 960 |

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| <u>(c) Each shareholder of the association;</u> | 961 |
| <u>(d) Each administrator of the estate;</u> | 962 |
| <u>(e) Each executor of the estate;</u> | 963 |
| <u>(f) Each trustee of the trust;</u> | 964 |
| <u>(g) Each spouse of any person identified in divisions (Y)(3)(a) to (f) of this section;</u> | 965 966 |
| <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> | 967 968 969 |
| <u>(i) Any combination of persons identified in divisions (Y)(3)(a) to (h) of this section.</u> | 970 971 |
| <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> | 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 |
| <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> | 988 989 990 |

contract for the purchase of goods costing more than five hundred 991
dollars or services costing more than five hundred dollars to any 992
partnership or other unincorporated business, association, 993
including, without limitation, a professional association 994
organized under Chapter 1785. of the Revised Code, estate, or 995
trust, no political action committee that is affiliated with the 996
partnership or other unincorporated business, association, estate, 997
or trust shall, beginning on the date the contract is awarded and 998
extending until one year following the conclusion of that 999
contract, make one or more contributions totaling in excess of two 1000
thousand dollars to the campaign committee of the governor or 1001
lieutenant governor or to the campaign committee of any candidate 1002
for the office of governor or lieutenant governor. 1003

(Z) The (1)(a) Subject to divisions (L), (M)(2), and (N) of 1004
this section, the administrator of workers' compensation and the 1005
employees of the bureau of workers' compensation shall not conduct 1006
business with or award any contract, ~~other than one awarded by~~ 1007
~~competitive bidding,~~ for the purchase of goods costing more than 1008
five hundred dollars or services costing more than five hundred 1009
dollars to a corporation or business trust, except a professional 1010
association organized under Chapter 1785. of the Revised Code, if 1011
~~an owner of more than twenty per cent of the corporation or~~ 1012
~~business trust, or the spouse of the owner, any of the following~~ 1013
has made, as an individual, within the two previous calendar 1014
years, taking into consideration only owners for all of such 1015
period, one or more contributions totaling in excess of one 1016
thousand dollars to the campaign committee of the governor or 1017
lieutenant governor or to the campaign committee of any candidate 1018
for the office of governor or lieutenant governor: 1019

(i) An owner of more than twenty per cent of the corporation 1020
or business trust; 1021

(ii) A spouse of an owner of more than twenty per cent of the 1022

corporation or business trust; 1023

(iii) A child seven years of age through seventeen years of 1024
age of an owner of more than twenty per cent of the corporation or 1025
business trust. 1026

(b) Subject to divisions (L), (M)(2), and (N) of this 1027
section, the administrator of workers' compensation and the 1028
employees of the bureau of workers' compensation shall not conduct 1029
any business with or award any contract for the purchase of goods 1030
costing more than five hundred dollars or services costing more 1031
than five hundred dollars to a corporation or business trust, 1032
except a professional association organized under Chapter 1785. of 1033
the Revised Code, if any combination of the following has made, 1034
within the two previous calendar years, taking into consideration 1035
only owners for all of that period, one or more contributions 1036
totaling in excess of two thousand dollars to the campaign 1037
committee of the governor or lieutenant governor or to the 1038
campaign committee of any candidate for the office of governor or 1039
lieutenant governor: 1040

(i) Owners of more than twenty per cent of the corporation or 1041
business trust; 1042

(ii) Spouses of owners of more than twenty per cent of the 1043
corporation or business trust; 1044

(iii) Children seven years of age through seventeen years of 1045
age of owners of more than twenty per cent of the corporation or 1046
business trust; 1047

(iv) Any political action committee affiliated with the 1048
corporation or business trust. 1049

(2)(a) Subject to divisions (L), (M)(2), and (N) of this 1050
section, if the administrator of workers' compensation or the 1051
employees of the bureau of workers' compensation has awarded a 1052

contract for the purchase of goods costing more than five hundred 1053
dollars or services costing more than five hundred dollars to a 1054
corporation or business trust, except a professional association 1055
organized under Chapter 1785. of the Revised Code, none of the 1056
following shall, beginning on the date the contract is awarded and 1057
extending until one year following the conclusion of that 1058
contract, make one or more contributions totaling in excess of one 1059
thousand dollars to the campaign committee of the governor or 1060
lieutenant governor or to the campaign committee of any candidate 1061
for the office of governor or lieutenant governor: 1062

(i) An owner of more than twenty per cent of the corporation 1063
or business trust; 1064

(ii) A spouse of an owner of more than twenty per cent of the 1065
corporation or business trust; 1066

(iii) A child seven years of age through seventeen years of 1067
age of an owner of more than twenty per cent of the corporation or 1068
business trust. 1069

(b) Subject to divisions (L), (M)(2), and (N) of this 1070
section, if the administrator of workers' compensation or the 1071
employees of the bureau of workers' compensation has awarded a 1072
contract for the purchase of goods costing more than five hundred 1073
dollars or services costing more than five hundred dollars to a 1074
corporation or business trust, except a professional association 1075
organized under Chapter 1785. of the Revised Code, no combination 1076
of any of the following shall, beginning on the date the contract 1077
is awarded and extending until one year following the conclusion 1078
of that contract, make one or more contributions totaling in 1079
excess of two thousand dollars to the campaign committee of the 1080
governor or lieutenant governor or to the campaign committee of 1081
any candidate for the office of governor or lieutenant governor: 1082

(i) Owners of more than twenty per cent of the corporation or 1083

| | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|
| <u>business trust;</u> | 1084 |
| <u>(ii) Spouses of owners of more than twenty per cent of the corporation or business trust;</u> | 1085 |
| | 1086 |
| <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> | 1087 |
| | 1088 |
| | 1089 |
| <u>(iv) Any political action committee affiliated with the corporation or business trust.</u> | 1090 |
| | 1091 |
| <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> | 1092 |
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| | 1101 |
| <u>(a) Each owner of more than twenty per cent of the corporation or business trust;</u> | 1102 |
| | 1103 |
| <u>(b) Each spouse of an owner of more than twenty per cent of the corporation or business trust;</u> | 1104 |
| | 1105 |
| <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> | 1106 |
| | 1107 |
| | 1108 |
| <u>(d) Any combination of persons identified in divisions (Z)(3)(a) to (c) of this section.</u> | 1109 |
| | 1110 |
| <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> | 1111 |
| | 1112 |
| | 1113 |

business with or award any contract for the purchase of goods 1114
costing more than five hundred dollars or services costing more 1115
than five hundred dollars to any corporation or business trust, 1116
except a professional association organized under Chapter 1785. of 1117
the Revised Code, if a political action committee that is 1118
affiliated with the corporation or business trust has made, within 1119
the two previous calendar years, one or more contributions 1120
totaling in excess of two thousand dollars to the campaign 1121
committee of the governor or lieutenant governor or to the 1122
campaign committee of any candidate for the office of governor or 1123
lieutenant governor. 1124

(b) Subject to divisions (L), (M)(2), and (N) of this 1125
section, if the administrator of workers' compensation or the 1126
employees of the bureau of workers' compensation has awarded any 1127
contract for the purchase of goods costing more than five hundred 1128
dollars or services costing more than five hundred dollars to any 1129
corporation or business trust, except a professional association 1130
organized under Chapter 1785. of the Revised Code, no political 1131
action committee that is affiliated with the corporation or 1132
business trust shall, beginning on the date the contract is 1133
awarded and extending until one year following the conclusion of 1134
that contract, make one or more contributions totaling in excess 1135
of two thousand dollars to the campaign committee of the governor 1136
or lieutenant governor or to the campaign committee of any 1137
candidate for the office of governor or lieutenant governor. 1138

(AA) No individual, partnership or other incorporated 1139
business, association, estate, trust, corporation, or business 1140
trust shall knowingly make a false statement on a certification 1141
required under division (I)(3), (J)(3), (Y)(3), or (Z)(3) of this 1142
section. 1143

Sec. 3517.992. This section establishes penalties only with 1144

respect to acts or failures to act that occur on and after August 1145
24, 1995. 1146

(A)(1) A candidate whose campaign committee violates division 1147
(A), (B), (C), (D), or (V) of section 3517.13 of the Revised Code, 1148
or a treasurer of a campaign committee who violates any of those 1149
divisions, shall be fined not more than one hundred dollars for 1150
each day of violation. 1151

(2) Whoever violates division (E) or (X)(5) of section 1152
3517.13 of the Revised Code shall be fined not more than one 1153
hundred dollars for each day of violation. 1154

(B) A political party that violates division (F)(1) of 1155
section 3517.101 of the Revised Code shall be fined not more than 1156
one hundred dollars for each day of violation. 1157

(C) Whoever violates division (F)(2) of section 3517.101 or 1158
division (G) of section 3517.13 of the Revised Code shall be fined 1159
not more than ten thousand dollars or, if the offender is a person 1160
who was nominated or elected to public office, shall forfeit the 1161
nomination or the office to which the offender was elected, or 1162
both. 1163

(D) Whoever violates division (F) of section 3517.13 of the 1164
Revised Code shall be fined not more than three times the amount 1165
contributed. 1166

(E) Whoever violates division (H) of section 3517.13 of the 1167
Revised Code shall be fined not more than one hundred dollars. 1168

(F) Whoever violates division (O), (P), or (Q) of section 1169
3517.13 of the Revised Code is guilty of a misdemeanor of the 1170
first degree. 1171

(G) A state or county committee of a political party that 1172
violates division (B)(1) of section 3517.18 of the Revised Code 1173
shall be fined not more than twice the amount of the improper 1174

expenditure. 1175

(H) A state or county political party that violates division 1176
(G) of section 3517.101 of the Revised Code shall be fined not 1177
more than twice the amount of the improper expenditure or use. 1178

(I)(1) Any individual who violates division (B)(1) of section 1179
3517.102 of the Revised Code and knows that the contribution the 1180
individual makes violates that division shall be fined an amount 1181
equal to three times the amount contributed in excess of the 1182
amount permitted by that division. 1183

(2) Any political action committee that violates division 1184
(B)(2) of section 3517.102 of the Revised Code shall be fined an 1185
amount equal to three times the amount contributed in excess of 1186
the amount permitted by that division. 1187

(3) Any campaign committee that violates division (B)(3) or 1188
(5) of section 3517.102 of the Revised Code shall be fined an 1189
amount equal to three times the amount contributed in excess of 1190
the amount permitted by that division. 1191

(4)(a) Any legislative campaign fund that violates division 1192
(B)(6) of section 3517.102 of the Revised Code shall be fined an 1193
amount equal to three times the amount transferred or contributed 1194
in excess of the amount permitted by that division, as applicable. 1195

(b) Any state political party, county political party, or 1196
state candidate fund of a state political party or county 1197
political party that violates division (B)(6) of section 3517.102 1198
of the Revised Code shall be fined an amount equal to three times 1199
the amount transferred or contributed in excess of the amount 1200
permitted by that division, as applicable. 1201

(c) Any political contributing entity that violates division 1202
(B)(7) of section 3517.102 of the Revised Code shall be fined an 1203
amount equal to three times the amount contributed in excess of 1204

the amount permitted by that division. 1205

(5) Any political party that violates division (B)(4) of 1206
section 3517.102 of the Revised Code shall be fined an amount 1207
equal to three times the amount contributed in excess of the 1208
amount permitted by that division. 1209

(6) Notwithstanding divisions (I)(1), (2), (3), (4), and (5) 1210
of this section, no violation of division (B) of section 3517.102 1211
of the Revised Code occurs, and the secretary of state shall not 1212
refer parties to the Ohio elections commission, if the amount 1213
transferred or contributed in excess of the amount permitted by 1214
that division meets either of the following conditions: 1215

(a) It is completely refunded within five business days after 1216
it is accepted. 1217

(b) It is completely refunded on or before the tenth business 1218
day after notification to the recipient of the excess transfer or 1219
contribution by the board of elections or the secretary of state 1220
that a transfer or contribution in excess of the permitted amount 1221
has been received. 1222

(J)(1) Any campaign committee that violates division (C)(1), 1223
(2), (3), or (6) of section 3517.102 of the Revised Code shall be 1224
fined an amount equal to three times the amount accepted in excess 1225
of the amount permitted by that division. 1226

(2)(a) Any county political party that violates division 1227
(C)(4)(a)(ii) or (iii) of section 3517.102 of the Revised Code 1228
shall be fined an amount equal to three times the amount accepted. 1229

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

(c) Any state political party that violates division 1235
(C)(4)(b) of section 3517.102 of the Revised Code shall be fined 1236
an amount from its state candidate fund equal to three times the 1237
amount accepted in excess of the amount permitted by that 1238
division. 1239

(3) Any legislative campaign fund that violates division 1240
(C)(5) of section 3517.102 of the Revised Code shall be fined an 1241
amount equal to three times the amount accepted in excess of the 1242
amount permitted by that division. 1243

(4) Any political action committee or political contributing 1244
entity that violates division (C)(7) of section 3517.102 of the 1245
Revised Code shall be fined an amount equal to three times the 1246
amount accepted in excess of the amount permitted by that 1247
division. 1248

(5) Notwithstanding divisions (J)(1), (2), (3), and (4) of 1249
this section, no violation of division (C) of section 3517.102 of 1250
the Revised Code occurs, and the secretary of state shall not 1251
refer parties to the Ohio elections commission, if the amount 1252
transferred or contributed in excess of the amount permitted to be 1253
accepted by that division meets either of the following 1254
conditions: 1255

(a) It is completely refunded within five business days after 1256
its acceptance. 1257

(b) It is completely refunded on or before the tenth business 1258
day after notification to the recipient of the excess transfer or 1259
contribution by the board of elections or the secretary of state 1260
that a transfer or contribution in excess of the permitted amount 1261
has been received. 1262

(K)(1) Any legislative campaign fund that violates division 1263
(F)(1) of section 3517.102 of the Revised Code shall be fined 1264
twenty-five dollars for each day of violation. 1265

(2) Any legislative campaign fund that violates division 1266
(F)(2) of section 3517.102 of the Revised Code shall give to the 1267
treasurer of state for deposit into the state treasury to the 1268
credit of the Ohio elections commission fund all excess 1269
contributions not disposed of as required by division (E) of 1270
section 3517.102 of the Revised Code. 1271

(L) Whoever violates section 3517.105 of the Revised Code 1272
shall be fined one thousand dollars. 1273

(M)(1) Whoever solicits a contribution in violation of 1274
section 3517.092 or violates division (B) of section 3517.09 of 1275
the Revised Code is guilty of a misdemeanor of the first degree. 1276

(2) Whoever knowingly accepts a contribution in violation of 1277
division (B) or (C) of section 3517.092 of the Revised Code shall 1278
be fined an amount equal to three times the amount accepted in 1279
violation of either of those divisions and shall return to the 1280
contributor any amount so accepted. Whoever unknowingly accepts a 1281
contribution in violation of division (B) or (C) of section 1282
3517.092 of the Revised Code shall return to the contributor any 1283
amount so accepted. 1284

(N) Whoever violates division (S) of section 3517.13 of the 1285
Revised Code shall be fined an amount equal to three times the 1286
amount of funds transferred or three times the value of the assets 1287
transferred in violation of that division. 1288

(O) Any campaign committee that accepts a contribution or 1289
contributions in violation of section 3517.108 of the Revised 1290
Code, uses a contribution in violation of that section, or fails 1291
to dispose of excess contributions in violation of that section 1292
shall be fined an amount equal to three times the amount accepted, 1293
used, or kept in violation of that section. 1294

(P) Any political party, state candidate fund, legislative 1295
candidate fund, or campaign committee that violates division (T) 1296

of section 3517.13 of the Revised Code shall be fined an amount 1297
equal to three times the amount contributed or accepted in 1298
violation of that section. 1299

(Q) A treasurer of a committee or another person who violates 1300
division (U) of section 3517.13 of the Revised Code shall be fined 1301
not more than two hundred fifty dollars. 1302

(R) (1) Whoever violates division (I) or (1), (I)(4)(a), 1303
(J)(1), (J)(4)(a), (Y)(1), (Y)(4)(a), (Z)(1), or (Z)(4)(a) of 1304
section 3517.13 of the Revised Code shall be fined not more than 1305
one thousand dollars. Whenever a person is found guilty of 1306
violating ~~division (I) or (J) of section 3517.13 of the Revised~~ 1307
~~Code any of those divisions~~, the contract awarded in violation of 1308
~~either of those divisions~~ the applicable division shall be 1309
rescinded if its terms have not yet been performed. 1310

(2) Whoever violates division (I)(2), (I)(4)(b), (J)(2), 1311
(J)(4)(b), (Y)(2), (Y)(4)(b), (Z)(2), or (Z)(4)(b) of section 1312
3517.13 of the Revised Code shall be fined an amount equal to 1313
three times the amount contributed in excess of the amount 1314
permitted by the applicable division. Whenever a person is found 1315
guilty of violating any of those divisions, any contract that 1316
makes the person subject to the applicable division may be 1317
rescinded at the discretion of the elections commission. 1318

(3) Whoever violates division (AA) of section 3517.13 of the 1319
Revised Code is guilty of a felony of the fifth degree, and the 1320
contract that includes the certification made in violation of that 1321
division shall be rescinded. 1322

(S) A candidate whose campaign committee violates or a 1323
treasurer of a campaign committee who violates section 3517.081 of 1324
the Revised Code, and a candidate whose campaign committee 1325
violates or a treasurer of a campaign committee or another person 1326
who violates division (C) of section 3517.10 of the Revised Code, 1327

shall be fined not more than five hundred dollars. 1328

(T) A candidate whose campaign committee violates or a 1329
treasurer of a committee who violates division (B) of section 1330
3517.09 of the Revised Code, or a candidate whose campaign 1331
committee violates or a treasurer of a campaign committee or 1332
another person who violates division (C) of section 3517.09 of the 1333
Revised Code shall be fined not more than one thousand dollars. 1334

(U) Whoever violates section 3517.20 of the Revised Code 1335
shall be fined not more than five hundred dollars. 1336

(V) Whoever violates section 3517.21 or 3517.22 of the 1337
Revised Code shall be imprisoned for not more than six months or 1338
fined not more than five thousand dollars, or both. 1339

(W) A campaign committee that is required to file a 1340
declaration of no limits under division (D)(2) of section 3517.103 1341
of the Revised Code that, before filing that declaration, accepts 1342
a contribution or contributions that exceed the limitations 1343
prescribed in section 3517.102 of the Revised Code, shall return 1344
that contribution or those contributions to the contributor. 1345

(X) Any campaign committee that fails to file the declaration 1346
of filing-day finances required by division (F) of section 1347
3517.109 or the declaration of primary-day finances or declaration 1348
of year-end finances required by division (E) of section 3517.1010 1349
of the Revised Code shall be fined twenty-five dollars for each 1350
day of violation. 1351

(Y) Any campaign committee that fails to dispose of excess 1352
funds or excess aggregate contributions under division (B) of 1353
section 3517.109 of the Revised Code in the manner required by 1354
division (C) of that section or under division (B) of section 1355
3517.1010 of the Revised Code in the manner required by division 1356
(C) of that section shall give to the treasurer of state for 1357
deposit into the Ohio elections commission fund created under 1358

division (I) of section 3517.152 of the Revised Code all funds not 1359
disposed of pursuant to those divisions. 1360

(Z) Any individual, campaign committee, political action 1361
committee, political contributing entity, legislative campaign 1362
fund, political party, or other entity that violates any provision 1363
of sections 3517.09 to 3517.12 of the Revised Code for which no 1364
penalty is provided for under any other division of this section 1365
shall be fined not more than one thousand dollars. 1366

(AA)(1) Whoever knowingly violates division (W)(1) of section 1367
3517.13 of the Revised Code shall be fined an amount equal to 1368
three times the amount contributed, expended, or promised in 1369
violation of that division or ten thousand dollars, whichever 1370
amount is greater. 1371

(2) Whoever knowingly violates division (W)(2) of section 1372
3517.13 of the Revised Code shall be fined an amount equal to 1373
three times the amount solicited or accepted in violation of that 1374
division or ten thousand dollars, whichever amount is greater. 1375

(BB) Whoever knowingly violates division (C) or (D) of 1376
section 3517.1011 of the Revised Code shall be fined not more than 1377
ten thousand dollars plus not more than one thousand dollars for 1378
each day of violation. 1379

(CC)(1) Subject to division (CC)(2) of this section, whoever 1380
violates division (H) of section 3517.1011 of the Revised Code 1381
shall be fined an amount up to three times the amount disbursed 1382
for the direct costs of airing the communication made in violation 1383
of that division. 1384

(2) Whoever has been ordered by the Ohio elections commission 1385
or by a court of competent jurisdiction to cease making 1386
communications in violation of division (H) of section 3517.1011 1387
of the Revised Code who again violates that division shall be 1388
fined an amount equal to three times the amount disbursed for the 1389

direct costs of airing the communication made in violation of that 1390
division. 1391

(DD)(1) Any corporation or labor organization that violates 1392
division (X)(3)(a) of section 3517.13 of the Revised Code shall be 1393
fined an amount equal to three times the amount given in excess of 1394
the amount permitted by that division. 1395

(2) Any state or county political party that violates 1396
division (X)(3)(b) of section 3517.13 of the Revised Code shall be 1397
fined an amount equal to three times the amount accepted in excess 1398
of the amount permitted by that division. 1399

(EE)(1) Whoever solicits or directs a contribution in 1400
violation of division (B) of section 3517.093 of the Revised Code 1401
is guilty of a misdemeanor of the first degree. 1402

(2) Whoever accepts a contribution in violation of division 1403
(C) of section 3517.093 of the Revised Code shall return to the 1404
contributor any amount so accepted. 1405

Section 2. That existing sections 3517.13` and 3517.992 of 1406
the Revised Code are hereby repealed. 1407

Section 3. Notwithstanding any provision of section 3517.13 1408
of the Revised Code to the contrary, no agency or department of 1409
this state or any political subdivision shall be prohibited from 1410
awarding a state contract, as defined in section 3517.093 of the 1411
Revised Code, to an individual, partnership or other 1412
unincorporated business, association, estate, trust, corporation, 1413
or business trust as a result of any of the following: 1414

(A) Any contribution made prior to January 1, 2007, by a 1415
child seven years of age through seventeen years of age of any of 1416
the following: 1417

(1) An individual who is seeking the award of a state 1418

| | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|
| contract; | 1419 |
| (2) A partner or owner of a partnership or other unincorporated business that is seeking the award of a state contract; | 1420 1421 1422 |
| (3) A shareholder of an association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, that is seeking the award of a state contract; | 1423 1424 1425 1426 |
| (4) An administrator of an estate that is seeking the award of a state contract; | 1427 1428 |
| (5) An executor of an estate that is seeking the award of a state contract; | 1429 1430 |
| (6) A trustee of a trust that is seeking the award of a state contract; | 1431 1432 |
| (7) An 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 is seeking the award of a state contract. | 1433 1434 1435 1436 |
| (B) Any combination of contributions made prior to January 1, 2007, by any combination of the following: | 1437 1438 |
| (1) Any person identified in divisions (A)(1) to (7) of this section; | 1439 1440 |
| (2) The spouse of any person identified in divisions (A)(1) to (7) of this section; | 1441 1442 |
| (3) Any child seven years of age through seventeen years of age of any person identified in divisions (A)(1) to (7) of this section; | 1443 1444 1445 |
| (4) Any political action committee affiliated with the applicable partnership or other unincorporated business, | 1446 1447 |

association, estate, trust, corporation, or business trust. 1448

(C) Any contribution made prior to January 1, 2007, of more 1449
than one thousand dollars through two thousand dollars by either 1450
of the following: 1451

(1) Any person identified in divisions (A)(1) to (7) of this 1452
section; 1453

(2) The spouse of any person identified in divisions (A)(1) 1454
to (7) of this section. 1455

Section 4. (A) If, on the effective date of this section, any 1456
of the following has awarded a contract and the performance of 1457
that contract has not yet been concluded, the contract shall be 1458
considered to have been awarded on the effective date of this act 1459
for the purpose of divisions (I)(2), (J)(2), (Y)(2), and (Z)(2) of 1460
section 3517.13 of the Revised Code: 1461

(1) Any agency or department of this state; 1462

(2) Any political subdivision; 1463

(3) The Administrator of Workers' Compensation; 1464

(4) The employees of the Bureau of Workers' Compensation. 1465

(B) As used in this section, "contract" means any contract 1466
for the purchase of goods costing more than five hundred dollars 1467
or services costing more than five hundred dollars. A contract for 1468
services includes collective bargaining agreements with a labor 1469
organization representing employees where the holder of the public 1470
office with ultimate responsibility for the award of the agreement 1471
is a state official. 1472

Section 5. If any item of law contained in this act, or if 1473
any application of any item of law contained in this act, is held 1474
invalid, the invalidity does not affect other items of law or 1475
applications of items of law that can be given effect without the 1476

| | |
|-------------------------------------------------------------------|------|
| invalid item of law or application. To this end, the items of law | 1477 |
| of which the sections contained in this act are composed, and | 1478 |
| their applications, are independent and severable. | 1479 |