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Veterans Affairs Committee**

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Sub. H. B. No. 159

Representatives Mecklenborg, Blessing

**Cosponsors: Representatives Adams, J., Anielski, Beck, Bulp, Grossman,
Johnson, Maag, Martin, Uecker, Young**

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A B I L L

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|---|----|
| To amend sections 3501.01, 3503.14, 3503.15, 3503.16, | 1 |
| 3503.19, 3503.24, 3503.28, 3505.18, 3505.181, | 2 |
| 3505.182, 3505.183, 3509.03, 3509.031, 3509.04, | 3 |
| 3509.05, 3509.08, 3511.02, 3511.05, 3511.09, and | 4 |
| 4507.50 of the Revised Code to generally require | 5 |
| electors who appear at a polling place to vote or | 6 |
| who cast absent voter's ballots in person to | 7 |
| provide photo identification, to establish a | 8 |
| process for electors to receive free photo | 9 |
| identification, to establish a process to permit | 10 |
| electors with a religious objection to being | 11 |
| photographed to vote, and to revise the | 12 |
| information that must accompany a provisional | 13 |
| ballot for that ballot to be eligible to be | 14 |
| counted. | 15 |

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

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| Section 1. That sections 3501.01, 3503.14, 3503.15, 3503.16, | 16 |
| 3503.19, 3503.24, 3503.28, 3505.18, 3505.181, 3505.182, 3505.183, | 17 |
| 3509.03, 3509.031, 3509.04, 3509.05, 3509.08, 3511.02, 3511.05, | 18 |

3511.09, and 4507.50 of the Revised Code be amended to read as follows:

Sec. 3501.01. As used in the sections of the Revised Code relating to elections and political communications:

(A) "General election" means the election held on the first Tuesday after the first Monday in each November.

(B) "Regular municipal election" means the election held on the first Tuesday after the first Monday in November in each odd-numbered year.

(C) "Regular state election" means the election held on the first Tuesday after the first Monday in November in each even-numbered year.

(D) "Special election" means any election other than those elections defined in other divisions of this section. A special election may be held only on the first Tuesday after the first Monday in February, May, August, or November, or on the day authorized by a particular municipal or county charter for the holding of a primary election, ~~except that in any year in which a presidential primary election is held, no special election shall be held in February or May, except as authorized by a municipal or county charter, but may be held on the first Tuesday after the first Monday in March.~~

(E)(1) "Primary" or "primary election" means an election held for the purpose of nominating persons as candidates of political parties for election to offices, and for the purpose of electing persons as members of the controlling committees of political parties and as delegates and alternates to the conventions of political parties. Primary elections shall be held on the first Tuesday after the first Monday in May of each year ~~except in years in which a presidential primary election is held.~~

(2) "Presidential primary election" means a primary election 49
as defined by division (E)(1) of this section at which an election 50
is held for the purpose of choosing delegates and alternates to 51
the national conventions of the major political parties pursuant 52
to section 3513.12 of the Revised Code. Unless otherwise 53
specified, presidential primary elections are included in 54
references to primary elections. ~~In years in which a presidential 55
primary election is held, all primary elections shall be held on 56
the first Tuesday after the first Monday in March except as 57
otherwise authorized by a municipal or county charter.~~ 58

(F) "Political party" means any group of voters meeting the 59
requirements set forth in section 3517.01 of the Revised Code for 60
the formation and existence of a political party. 61

(1) "Major political party" means any political party 62
organized under the laws of this state whose candidate for 63
governor or nominees for presidential electors received no less 64
than twenty per cent of the total vote cast for such office at the 65
most recent regular state election. 66

(2) "Intermediate political party" means any political party 67
organized under the laws of this state whose candidate for 68
governor or nominees for presidential electors received less than 69
twenty per cent but not less than ten per cent of the total vote 70
cast for such office at the most recent regular state election. 71

(3) "Minor political party" means any political party 72
organized under the laws of this state whose candidate for 73
governor or nominees for presidential electors received less than 74
ten per cent but not less than five per cent of the total vote 75
cast for such office at the most recent regular state election or 76
which has filed with the secretary of state, subsequent to any 77
election in which it received less than five per cent of such 78
vote, a petition signed by qualified electors equal in number to 79
at least one per cent of the total vote cast for such office in 80

the last preceding regular state election, except that a newly 81
formed political party shall be known as a minor political party 82
until the time of the first election for governor or president 83
which occurs not less than twelve months subsequent to the 84
formation of such party, after which election the status of such 85
party shall be determined by the vote for the office of governor 86
or president. 87

(G) "Dominant party in a precinct" or "dominant political 88
party in a precinct" means that political party whose candidate 89
for election to the office of governor at the most recent regular 90
state election at which a governor was elected received more votes 91
than any other person received for election to that office in such 92
precinct at such election. 93

(H) "Candidate" means any qualified person certified in 94
accordance with the provisions of the Revised Code for placement 95
on the official ballot of a primary, general, or special election 96
to be held in this state, or any qualified person who claims to be 97
a write-in candidate, or who knowingly assents to being 98
represented as a write-in candidate by another at either a 99
primary, general, or special election to be held in this state. 100

(I) "Independent candidate" means any candidate who claims 101
not to be affiliated with a political party, and whose name has 102
been certified on the office-type ballot at a general or special 103
election through the filing of a statement of candidacy and 104
nominating petition, as prescribed in section 3513.257 of the 105
Revised Code. 106

(J) "Nonpartisan candidate" means any candidate whose name is 107
required, pursuant to section 3505.04 of the Revised Code, to be 108
listed on the nonpartisan ballot, including all candidates for 109
judicial office, for member of any board of education, for 110
municipal or township offices in which primary elections are not 111
held for nominating candidates by political parties, and for 112

offices of municipal corporations having charters that provide for 113
separate ballots for elections for these offices. 114

(K) "Party candidate" means any candidate who claims to be a 115
member of a political party, whose name has been certified on the 116
office-type ballot at a general or special election through the 117
filing of a declaration of candidacy and petition of candidate, 118
and who has won the primary election of the candidate's party for 119
the public office the candidate seeks or is selected by party 120
committee in accordance with section 3513.31 of the Revised Code. 121

(L) "Officer of a political party" includes, but is not 122
limited to, any member, elected or appointed, of a controlling 123
committee, whether representing the territory of the state, a 124
district therein, a county, township, a city, a ward, a precinct, 125
or other territory, of a major, intermediate, or minor political 126
party. 127

(M) "Question or issue" means any question or issue certified 128
in accordance with the Revised Code for placement on an official 129
ballot at a general or special election to be held in this state. 130

(N) "Elector" or "qualified elector" means a person having 131
the qualifications provided by law to be entitled to vote. 132

(O) "Voter" means an elector who votes at an election. 133

(P) "Voting residence" means that place of residence of an 134
elector which shall determine the precinct in which the elector 135
may vote. 136

(Q) "Precinct" means a district within a county established 137
by the board of elections of such county within which all 138
qualified electors having a voting residence therein may vote at 139
the same polling place. 140

(R) "Polling place" means that place provided for each 141
precinct at which the electors having a voting residence in such 142

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| precinct may vote. | 143 |
| (S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code. | 144 145 146 |
| (T) "Political subdivision" means a county, township, city, village, or school district. | 147 148 |
| (U) "Election officer" or "election official" means any of the following: | 149 150 |
| (1) Secretary of state; | 151 |
| (2) Employees of the secretary of state serving the division of elections in the capacity of attorney, administrative officer, administrative assistant, elections administrator, office manager, or clerical supervisor; | 152 153 154 155 |
| (3) Director of a board of elections; | 156 |
| (4) Deputy director of a board of elections; | 157 |
| (5) Member of a board of elections; | 158 |
| (6) Employees of a board of elections; | 159 |
| (7) Precinct polling place judges <u>election officials</u> ; | 160 |
| (8) Employees appointed by the boards of elections on a temporary or part-time basis. | 161 162 |
| (V) "Acknowledgment notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, informing a voter registration applicant or an applicant who wishes to change the applicant's residence or name of the status of the application; the information necessary to complete or update the application, if any; and if the application is complete, the precinct in which the applicant is to vote. | 163 164 165 166 167 168 169 |
| (W) "Confirmation notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, to a | 170 171 |

registered elector to confirm the registered elector's current 172
address. 173

(X) "Designated agency" means an office or agency in the 174
state that provides public assistance or that provides 175
state-funded programs primarily engaged in providing services to 176
persons with disabilities and that is required by the National 177
Voter Registration Act of 1993 to implement a program designed and 178
administered by the secretary of state for registering voters, or 179
any other public or government office or agency that implements a 180
program designed and administered by the secretary of state for 181
registering voters, including the department of job and family 182
services, the program administered under section 3701.132 of the 183
Revised Code by the department of health, the department of mental 184
health, the department of developmental disabilities, the 185
rehabilitation services commission, and any other agency the 186
secretary of state designates. "Designated agency" does not 187
include public high schools and vocational schools, public 188
libraries, or the office of a county treasurer. 189

(Y) "National Voter Registration Act of 1993" means the 190
"National Voter Registration Act of 1993," 107 Stat. 77, 42 191
U.S.C.A. 1973gg. 192

(Z) "Voting Rights Act of 1965" means the "Voting Rights Act 193
of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 194

(AA) "Photo identification" means a document that ~~meets each~~ 195
~~of the following requirements:~~ 196

(1) ~~It shows~~ Contains the name of the ~~individual to whom it~~ 197
~~was issued~~ elector, which shall conform to the name in the ~~poll~~ 198
~~list or signature pollbook.~~ individual's voter registration 199
record; 200

(2) ~~It shows the current address of the individual to whom it~~ 201
~~was issued, which shall conform to the address in the poll list or~~ 202

~~signature pollbook, except for a driver's license or a state
identification card issued under section 4507.50 of the Revised
Code, which may show either the current or former address of the
individual to whom it was issued, regardless of whether that
address conforms to the address in the poll list or signature
pollbook.~~

~~(3) It shows Contains a photograph of the individual to whom
it was issued.~~

~~(4) It includes;~~

~~(3) Contains an expiration date that ~~has not passed.~~~~

~~(5) It was issued by the government of the United States or
this state is not expired or that expired after the date of the
most recent general election, unless the document is one of the
following:~~

~~(a) An Ohio driver's license or Ohio commercial driver's
license, which may contain an expiration date that has expired at
any time prior to the date on which it is presented as
identification; or~~

~~(b) A United States military identification card, which is
not required to contain an expiration date.~~

~~(4) Is one of the following documents:~~

~~(a) A valid Ohio driver's license or Ohio commercial driver's
license issued by the registrar of motor vehicles or a deputy
registrar under Chapter 4507. of the Revised Code that shows the
current or former address of the elector, regardless of whether
that address conforms to the address in the individual's voter
registration record;~~

~~(b) A valid state identification card issued by the registrar
of motor vehicles or a deputy registrar under section 4507.50 of
the Revised Code that shows the current or former address of the~~

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| <u>elector, regardless of whether that address conforms to the</u> | 233 |
| <u>address in the individual's voter registration record;</u> | 234 |
| <u>(c) A valid United States military identification card; or</u> | 235 |
| <u>(d) A valid United States passport;</u> | 236 |
| <u>(BB) "Nonphoto state identification card" means a state</u> | 237 |
| <u>identification card issued without a photograph pursuant to rules</u> | 238 |
| <u>adopted under division (D) of section 4507.50 of the Revised Code</u> | 239 |
| <u>to a person who has a religious objection to being photographed.</u> | 240 |
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| Sec. 3503.14. (A) The secretary of state shall prescribe the | 241 |
| form and content of the registration, change of residence, and | 242 |
| change of name forms used in this state. The forms shall meet the | 243 |
| requirements of the National Voter Registration Act of 1993 and | 244 |
| shall include spaces for all of the following: | 245 |
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| (1) The voter's name; | 246 |
| (2) The voter's address; | 247 |
| (3) The current date; | 248 |
| (4) The voter's date of birth; | 249 |
| (5) The voter to provide one or more of the following: | 250 |
| | |
| (a) The voter's driver's license number <u>or state</u> | 251 |
| <u>identification card number</u> , if any; | 252 |
| | |
| (b) The last four digits of the voter's social security | 253 |
| number, if any; | 254 |
| | |
| (c) A copy of a current and valid photo identification, a | 255 |
| copy of a military <u>nonphoto state</u> identification <u>card</u> , or a copy | 256 |
| of a current utility bill, bank statement, government check, | 257 |
| paycheck, or other government document, other than a notice of an | 258 |
| election mailed by a board of elections under section 3501.19 of | 259 |
| the Revised Code or a notice of voter registration mailed by a | 260 |
| board of elections under section 3503.19 of the Revised Code, that | 261 |

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| shows the voter's name and address. | 262 |
| (6) The voter's signature. | 263 |
| The registration form shall include a space on which the | 264 |
| person registering an applicant shall sign the person's name and | 265 |
| provide the person's address and a space on which the person | 266 |
| registering an applicant shall name the employer who is employing | 267 |
| that person to register the applicant. | 268 |
| Except for forms prescribed by the secretary of state under | 269 |
| section 3503.11 of the Revised Code, the secretary of state shall | 270 |
| permit boards of elections to produce forms that have subdivided | 271 |
| spaces for each individual alphanumeric character of the | 272 |
| information provided by the voter so as to accommodate the | 273 |
| electronic reading and conversion of the voter's information to | 274 |
| data and the subsequent electronic transfer of that data to the | 275 |
| statewide voter registration database established under section | 276 |
| 3503.15 of the Revised Code. | 277 |
| (B) None of the following persons who are registering an | 278 |
| applicant in the course of that official's or employee's normal | 279 |
| duties shall sign the person's name, provide the person's address, | 280 |
| or name the employer who is employing the person to register an | 281 |
| applicant on a form prepared under this section: | 282 |
| (1) An election official; | 283 |
| (2) A county treasurer; | 284 |
| (3) A deputy registrar of motor vehicles; | 285 |
| (4) An employee of a designated agency; | 286 |
| (5) An employee of a public high school; | 287 |
| (6) An employee of a public vocational school; | 288 |
| (7) An employee of a public library; | 289 |
| (8) An employee of the office of a county treasurer; | 290 |

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| (9) An employee of the bureau of motor vehicles; | 291 |
| (10) An employee of a deputy registrar of motor vehicles; | 292 |
| (11) An employee of an election official. | 293 |
| (C) Except as provided in section 3501.382 of the Revised Code, any applicant who is unable to sign the applicant's own name shall make an "X," if possible, which shall be certified by the signing of the name of the applicant by the person filling out the form, who shall add the person's own signature. If an applicant is unable to make an "X," the applicant shall indicate in some manner that the applicant desires to register to vote or to change the applicant's name or residence. The person registering the applicant shall sign the form and attest that the applicant indicated that the applicant desired to register to vote or to change the applicant's name or residence. | 294 295 296 297 298 299 300 301 302 303 304 |
| (D) No registration, change of residence, or change of name form shall be rejected solely on the basis that a person registering an applicant failed to sign the person's name or failed to name the employer who is employing that person to register the applicant as required under division (A) of this section. | 305 306 307 308 309 310 |
| (E) As used in this section, "registering an applicant" includes any effort, for compensation, to provide voter registration forms or to assist persons in completing or returning those forms. | 311 312 313 314 |
| Sec. 3503.15. (A) <u>(1)</u> The secretary of state shall establish and maintain a statewide voter registration database that shall be <u>administered by the office of the secretary of state and made</u> continuously available to each board of elections and to other agencies as authorized by law. | 315 316 317 318 319 |
| <u>(2)(a) State agencies, including, but not limited to, the</u> | 320 |

department of health, bureau of motor vehicles, department of job 321
and family services, and the department of rehabilitation and 322
corrections, shall provide any information and data to the 323
secretary of state that the secretary of state considers necessary 324
in order to maintain the statewide voter registration database 325
established pursuant to this section, except where prohibited by 326
federal law or regulation. The secretary of state shall ensure 327
that any information or data provided to the secretary of state 328
that is confidential in the possession of the entity providing the 329
data remains confidential while in the possession of the secretary 330
of state. 331

(b) Information provided under this division for maintenance 332
of the statewide voter registration database shall not be used to 333
update the name or address of a registered elector. The name or 334
address of a registered elector shall only be updated as a result 335
of the elector's actions in filing a notice of change of name, 336
change of address, or both. 337

(c) A board of elections shall contact a registered elector 338
by mail at the address on file with the board to verify the 339
accuracy of the information in the statewide voter registration 340
database regarding that elector if information provided under 341
division (A)(2)(a) of this section identifies a discrepancy 342
between the information regarding that elector that is maintained 343
in the statewide voter registration database and maintained by a 344
state agency. 345

(3) The secretary of state may enter into agreements to share 346
information or data with other states or groups of states, as the 347
secretary of state considers necessary, in order to maintain the 348
statewide voter registration database established pursuant to this 349
section. Except as otherwise provided in this division, the 350
secretary of state shall ensure that any information or data 351
provided to the secretary of state that is confidential in the 352

possession of the state providing the data remains confidential 353
while in the possession of the secretary of state. The secretary 354
of state may provide such otherwise confidential information or 355
data to persons or organizations that are engaging in legitimate 356
governmental purposes related to the maintenance of the statewide 357
voter registration database. 358

(B) The statewide voter registration database established 359
under this section shall be the official list of registered voters 360
for all elections conducted in this state. 361

(C) The statewide voter registration database established 362
under this section shall, at a minimum, include all of the 363
following: 364

(1) An electronic network that connects all board of 365
elections offices with the office of the secretary of state and 366
with the offices of all other boards of elections; 367

(2) A computer program that harmonizes the records contained 368
in the database with records maintained by each board of 369
elections; 370

(3) An interactive computer program that allows access to the 371
records contained in the database by each board of elections and 372
by any persons authorized by the secretary of state to add, 373
delete, modify, or print database records, and to conduct updates 374
of the database; 375

(4) A search program capable of verifying registered voters 376
and their registration information by name, driver's license 377
number, birth date, social security number, state identification 378
number, or current address; 379

(5) Safeguards and components to ensure that the integrity, 380
security, and confidentiality of the voter registration 381
information is maintained. 382

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| (D) The secretary of state shall adopt rules pursuant to | 383 |
| Chapter 119. of the Revised Code doing all of the following: | 384 |
| (1) Specifying the manner in which existing voter | 385 |
| registration records maintained by boards of elections shall be | 386 |
| converted to electronic files for inclusion in the statewide voter | 387 |
| registration database; | 388 |
| (2) Establishing a uniform method for entering voter | 389 |
| registration records into the statewide voter registration | 390 |
| database on an expedited basis, but not less than once per day, if | 391 |
| new registration information is received; | 392 |
| (3) Establishing a uniform method for purging canceled voter | 393 |
| registration records from the statewide voter registration | 394 |
| database in accordance with section 3503.21 of the Revised Code; | 395 |
| (4) Specifying the persons authorized to add, delete, modify, | 396 |
| or print records contained in the statewide voter registration | 397 |
| database and to make updates of that database; | 398 |
| (5) Establishing a process for annually auditing the | 399 |
| information contained in the statewide voter registration | 400 |
| database; | 401 |
| <u>(6) Establishing a uniform method for addressing instances in</u> | 402 |
| <u>which records contained in the statewide voter registration</u> | 403 |
| <u>database do not conform with records maintained by the bureau of</u> | 404 |
| <u>motor vehicles.</u> | 405 |
| (E) A board of elections promptly shall purge a voter's name | 406 |
| and voter registration information <u>shall be purged</u> from the | 407 |
| statewide voter registration database in accordance with the rules | 408 |
| adopted by the secretary of state under division (D)(3) of this | 409 |
| section after the cancellation of a voter's registration under | 410 |
| section 3503.21 of the Revised Code. <u>The secretary of state shall</u> | 411 |
| <u>notify the applicable board of elections of each voter from that</u> | 412 |
| <u>county that the secretary of state has purged from the statewide</u> | 413 |

voter registration database. 414

(F) The secretary of state shall provide training in the 415
operation of the statewide voter registration database to each 416
board of elections and to any persons authorized by the secretary 417
of state to add, delete, modify, or print database records, and to 418
conduct updates of the database. 419

(G)(1) The statewide voter registration database established 420
under this section shall be made available on a web site of the 421
office of the secretary of state as follows: 422

(a) Except as otherwise provided in division (G)(1)(b) of 423
this section, ~~only~~ the following information from the statewide 424
voter registration database regarding a registered voter shall be 425
made available on the web site: 426

(i) The voter's name; 427

(ii) The voter's address; 428

(iii) The voter's precinct number; 429

(iv) The voter's voting history. 430

(b) During the thirty days before the day of a primary or 431
general election, the web site interface of the statewide voter 432
registration database shall permit a voter to search for the 433
polling location at which that voter may cast a ballot. 434

(2) The secretary of state shall establish, by rule adopted 435
under Chapter 119. of the Revised Code, a process for boards of 436
elections to notify the secretary of state of changes in the 437
locations of precinct polling places for the purpose of updating 438
the information made available on the secretary of state's web 439
site under division (G)(1)(b) of this section. Those rules shall 440
require a board of elections, during the thirty days before the 441
day of a primary or general election, to notify the secretary of 442
state within one business day of any change to the location of a 443

precinct polling place within the county. 444

(3) During the thirty days before the day of a primary or 445
general election, not later than one business day after receiving 446
a notification from a county pursuant to division (G)(2) of this 447
section that the location of a precinct polling place has changed, 448
the secretary of state shall update that information on the 449
secretary of state's web site for the purpose of division 450
(G)(1)(b) of this section. 451

Sec. 3503.16. (A) Whenever a registered elector changes the 452
place of residence of that registered elector from one precinct to 453
another within a county or from one county to another, or has a 454
change of name, that registered elector shall report the change by 455
delivering a change of residence or change of name form, whichever 456
is appropriate, as prescribed by the secretary of state under 457
section 3503.14 of the Revised Code to the state or local office 458
of a designated agency, a public high school or vocational school, 459
a public library, the office of the county treasurer, the office 460
of the secretary of state, any office of the registrar or deputy 461
registrar of motor vehicles, or any office of a board of elections 462
in person or by a third person. Any voter registration, change of 463
address, or change of name application, returned by mail, may be 464
sent only to the secretary of state or the board of elections. 465

A registered elector also may update the registration of that 466
registered elector by filing a change of residence or change of 467
name form on the day of a special, primary, or general election at 468
the polling place in the precinct in which that registered elector 469
resides or at the board of elections ~~or at another site designated~~ 470
~~by the board.~~ 471

(B)(1)(a) Any registered elector who moves within a precinct 472
on or prior to the day of a general, primary, or special election 473
and has not filed a notice of change of residence with the board 474

of elections may vote in that election by going to that registered 475
elector's assigned polling place in the precinct in which the 476
registered elector resides, completing and signing a notice of 477
change of residence, showing ~~identification in the form of a~~ 478
~~current and valid photo identification, a military or a nonphoto~~ 479
~~state identification, or a copy of a current utility bill, bank~~ 480
~~statement, government check, paycheck, or other government~~ 481
~~document, other than a notice of an election mailed by a board of~~ 482
~~elections under section 3501.19 of the Revised Code or a notice of~~ 483
~~voter registration mailed by a board of elections under section~~ 484
~~3503.19 of the Revised Code, that shows the name and current~~ 485
~~address of the elector card~~, and casting a ballot. If the elector 486
~~provides either a driver's license or a state identification card~~ 487
~~issued under section 4507.50 of the Revised Code that does not~~ 488
~~contain the elector's current residence address, the elector shall~~ 489
~~provide the last four digits of the elector's driver's license~~ 490
~~number or state identification card number, and the precinct~~ 491
~~election official shall mark the poll list or signature pollbook~~ 492
~~to indicate that the elector has provided a driver's license or~~ 493
~~state identification card number with a former address and record~~ 494
~~the last four digits of the elector's driver's license number or~~ 495
~~state identification card number.~~ 496

(b) Any registered elector who changes the name of that 497
registered elector and remains within a precinct on or prior to 498
the day of a general, primary, or special election and has not 499
filed a notice of change of name with the board of elections may 500
vote in that election by going to that registered elector's 501
assigned polling place in the precinct in which the registered 502
elector resides, completing and signing a notice of a change of 503
name, showing the identification required by division (B)(1)(a) of 504
this section, and casting a ~~provisional~~ ballot ~~under section~~ 505
~~3505.181 of the Revised Code.~~ 506

(2) Any registered elector who moves from one precinct to 507
another within a county or moves from one precinct to another and 508
changes the name of that registered elector on or prior to the day 509
of a general, primary, or special election and has not filed a 510
notice of change of residence or change of name, whichever is 511
appropriate, with the board of elections may vote in that election 512
if that registered elector complies with division (G) of this 513
section or does all of the following: 514

(a) ~~Appears at anytime during regular business hours on or~~ 515
~~after the twenty eighth day prior to the election in which that~~ 516
~~registered elector wishes to vote or, if the election is held on~~ 517
~~the day of a presidential primary election, the twenty fifth day~~ 518
~~prior to the election, through noon of the Saturday prior to the~~ 519
~~election the time that absent voter's ballots may be cast in~~ 520
~~person at the office of the board of elections, ~~appears at any~~~~ 521
~~time during regular business hours on the Monday prior to the~~ 522
~~election at the office of the board of elections, or, if pursuant~~ 523
~~to division (C)(2) of section 3501.10 of the Revised Code the~~ 524
~~board has designated another location at which registered electors~~ 525
~~may cast absent voter's ballots in person before an election, at~~ 526
~~that other location instead of the office of the board of~~ 527
~~elections, or appears on the day of the election at either of the~~ 528
following locations: 529

(i) The polling place in the precinct in which that 530
registered elector resides; 531

(ii) ~~The office of the board of elections or, if pursuant to~~ 532
~~division (C) of section 3501.10 of the Revised Code the board has~~ 533
~~designated another location in the county at which registered~~ 534
~~electors may vote, at that other location instead of the office of~~ 535
~~the board of elections.~~ 536

(b) Completes and signs, under penalty of election 537
falsification, the written affirmation on the provisional ballot 538

~~envelope, which shall serve as a notice of change of residence or 539
change of name, whichever is appropriate, and files it with 540
election officials at the polling place, at the office of the 541
board of elections, or, if pursuant to division (C) of section 542
3501.10 of the Revised Code the board has designated another 543
location in the county at which registered electors may vote, at 544
that other location instead of the office of the board of 545
elections, whichever is appropriate; 546~~

(c) Votes a provisional ballot under section 3505.181 of the 547
Revised Code at the polling place, in the precinct in which the 548
registered elector resides, at the office of the board of 549
elections, or, if pursuant to division (C)(2) of section 3501.10 550
of the Revised Code the board has designated another location in 551
the county at which registered electors may ~~vote~~ cast absent 552
voter's ballots in person before an election, at that other 553
location instead of the office of the board of elections, 554
whichever is appropriate, using the address to which that 555
registered elector has moved or the name of that registered 556
elector as changed, whichever is appropriate; 557

(d) Completes and signs, under penalty of election 558
falsification, a statement attesting that that registered elector 559
moved or had a change of name, whichever is appropriate, on or 560
prior to the day of the election, has voted a provisional ballot 561
at the polling place in the precinct in which that registered 562
elector resides, at the office of the board of elections, or, if 563
pursuant to division (C)(2) of section 3501.10 of the Revised Code 564
the board has designated another location in the county at which 565
registered electors may ~~vote~~ cast absent voter's ballots in person 566
before an election, at that other location instead of the office 567
of the board of elections, whichever is appropriate, and will not 568
vote or attempt to vote at any other location for that particular 569
election. ~~The statement required under division (B)(2)(d) of this 570~~

~~section shall be included on the notice of change of residence or 571
change of name, whichever is appropriate, required under division 572
(B)(2)(b) of this section. 573~~

(C) Any registered elector who moves from one county to 574
another county within the state or moves from one county to 575
another and changes the name of that registered elector on or 576
prior to the day of a general, primary, or special election and 577
has not registered to vote in the county to which that registered 578
elector moved may vote in that election if that registered elector 579
complies with division (G) of this section or does all of the 580
following: 581

(1) ~~Appears at any time during regular business hours on or 582
after the twenty eighth day prior to the election in which that 583
registered elector wishes to vote or, if the election is held on 584
the day of a presidential primary election, the twenty fifth day 585
prior to the election, through noon of the Saturday prior to the 586
election the time that absent voter's ballots may be cast in 587
person at the office of the board of elections or, if pursuant to 588
division (C)(2) of section 3501.10 of the Revised Code the board 589
has designated another location in the county at which registered 590
electors may ~~vote~~ cast absent voter's ballots in person before an 591
election, at that other location instead of the office of the 592
board of elections, ~~appears during regular business hours on the 593
Monday prior to the election at the office of the board of 594
elections or, if pursuant to division (C) of section 3501.10 of 595
the Revised Code the board has designated another location in the 596
county at which registered electors may vote, at that other 597
location instead of the office of the board of elections, or 598
appears on the day of the election at ~~the~~ either of the following 599
locations: 600~~~~

(a) The polling place in the precinct in which that elector 601
resides; 602

~~(b) The office of the board of elections or, if pursuant to
division (C) of section 3501.10 of the Revised Code the board has
designated another location in the county at which registered
electors may vote, at that other location instead of the office of
the board of elections;~~ 603
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(2) Completes and signs, under penalty of election 608
falsification, the written affirmation on the provisional ballot 609
envelope, which shall serve as a notice of change of residence and 610
~~files it with election officials at the board of elections or, if~~ 611
~~pursuant to division (C) of section 3501.10 of the Revised Code~~ 612
~~the board has designated another location in the county at which~~ 613
~~registered electors may vote, at that other location instead of~~ 614
~~the office of the board of elections or change of name, whichever~~ 615
is appropriate; 616

(3) Votes a provisional ballot under section 3505.181 of the 617
Revised Code at the polling place in which the registered elector 618
resides, at the office of the board of elections or, if pursuant 619
to division (C)(2) of section 3501.10 of the Revised Code the 620
board has designated another location in the county at which 621
registered electors may ~~vote~~ cast absent voter's ballots in person 622
before an election, at that other location instead of the office 623
of the board of elections, using the address to which that 624
registered elector has moved or the name of that registered 625
elector as changed, whichever is appropriate; 626

(4) Completes and signs, under penalty of election 627
falsification, a statement attesting that that registered elector 628
has moved from one county to another county within the state or 629
moved from one county to another and changed the elector's name, 630
whichever is appropriate, on or prior to the day of the election, 631
has voted at the office of the board of elections or, if pursuant 632
to division (C)(2) of section 3501.10 of the Revised Code the 633
board has designated another location in the county at which 634

registered electors may ~~vote~~ cast absent voter's ballots in person 635
before an election, at that other location instead of the office 636
of the board of elections, and will not vote or attempt to vote at 637
any other location for that particular election. ~~The statement~~ 638
~~required under division (C)(4) of this section shall be included~~ 639
~~on the notice of change of residence required under division~~ 640
~~(C)(2) of this section.~~ 641

(D) A person who votes by absent voter's ballots pursuant to 642
division (G) of this section shall not make written application 643
for the ballots pursuant to Chapter 3509. of the Revised Code. 644
Ballots cast pursuant to division (G) of this section shall be set 645
aside in a special envelope and counted during the official 646
canvass of votes in the manner provided for in sections 3505.32 647
and 3509.06 of the Revised Code insofar as that manner is 648
applicable. The board shall examine the pollbooks to verify that 649
no ballot was cast at the polls or by absent voter's ballots under 650
Chapter 3509. or 3511. of the Revised Code by an elector who has 651
voted by absent voter's ballots pursuant to division (G) of this 652
section. Any ballot determined to be insufficient for any of the 653
reasons stated above or stated in section 3509.07 of the Revised 654
Code shall not be counted. 655

~~Subject to division (C) of section 3501.10 of the Revised~~ 656
~~Code, a board of elections may lease or otherwise acquire a site~~ 657
~~different from the office of the board at which registered~~ 658
~~electors may vote pursuant to division (B) or (C) of this section.~~ 659

(E) Upon receiving a change of residence or change of name 660
form, the board of elections shall immediately send the registrant 661
an acknowledgment notice. If the change of residence or change of 662
name form is valid, the board shall update the voter's 663
registration as appropriate. If that form is incomplete, the board 664
shall inform the registrant in the acknowledgment notice specified 665
in this division of the information necessary to complete or 666

update that registrant's registration. 667

(F) Change of residence and change of name forms shall be 668
available at each polling place, and when these forms are 669
completed, noting changes of residence or name, as appropriate, 670
they shall be filed with election officials at the polling place. 671
Election officials shall return completed forms, together with the 672
pollbooks and tally sheets, to the board of elections. 673

The board of elections shall provide change of residence and 674
change of name forms to the probate court and court of common 675
pleas. The court shall provide the forms to any person eighteen 676
years of age or older who has a change of name by order of the 677
court or who applies for a marriage license. The court shall 678
forward all completed forms to the board of elections within five 679
days after receiving them. 680

(G) A registered elector who otherwise would qualify to vote 681
under division (B) or (C) of this section but is unable to appear 682
at the office of the board of elections or, if pursuant to 683
division (C)(2) of section 3501.10 of the Revised Code the board 684
has designated another location in the county at which registered 685
electors may ~~vote~~ cast absent voter's ballots in person before an 686
election, at that other location, on account of personal illness, 687
physical disability, or infirmity, may vote on the day of the 688
election if that registered elector does all of the following: 689

(1) Makes a written application that includes all of the 690
information required under section 3509.03 of the Revised Code to 691
the appropriate board for an absent voter's ballot on or after the 692
~~twenty-seventh~~ twenty-first day prior to the election in which the 693
registered elector wishes to vote through ~~noon~~ six p.m. of the 694
~~Saturday~~ Friday prior to that election and requests that the 695
absent voter's ballot be sent to the address to which the 696
registered elector has moved if the registered elector has moved, 697
or to the address of that registered elector who has not moved but 698

has had a change of name; 699

(2) Declares that the registered elector has moved or had a 700
change of name, whichever is appropriate, and otherwise is 701
qualified to vote under the circumstances described in division 702
(B) or (C) of this section, whichever is appropriate, but that the 703
registered elector is unable to appear at the board of elections 704
because of personal illness, physical disability, or infirmity; 705

(3) Completes and returns along with the completed absent 706
voter's ballot a notice of change of residence indicating the 707
address to which the registered elector has moved, or a notice of 708
change of name, whichever is appropriate; 709

(4) Completes and signs, under penalty of election 710
falsification, a statement attesting that the registered elector 711
has moved or had a change of name on or prior to the day before 712
the election, has voted by absent voter's ballot because of 713
personal illness, physical disability, or infirmity that prevented 714
the registered elector from appearing at the board of elections, 715
and will not vote or attempt to vote at any other location or by 716
absent voter's ballot mailed to any other location or address for 717
that particular election. 718

Sec. 3503.19. (A) Persons qualified to register or to change 719
their registration because of a change of address or change of 720
name may register or change their registration in person or 721
through another person at any state or local office of a 722
designated agency, at the office of the registrar or any deputy 723
registrar of motor vehicles, at a public high school or vocational 724
school, at a public library, at the office of a county treasurer, 725
or at a branch office established by the board of elections, or in 726
person, through another person, or by mail at the office of the 727
secretary of state or at the office of a board of elections. A 728
registered elector may also change the elector's registration on 729

election day at any polling place where the elector is eligible to 730
vote, in the manner provided under section 3503.16 of the Revised 731
Code. 732

Any state or local office of a designated agency, the office 733
of the registrar or any deputy registrar of motor vehicles, a 734
public high school or vocational school, a public library, or the 735
office of a county treasurer shall transmit any voter registration 736
application or change of registration form that it receives to the 737
board of elections of the county in which the state or local 738
office is located, within five business days after receiving the 739
voter registration application or change of registration form. 740

An otherwise valid voter registration application that is 741
returned to the appropriate office other than by mail must be 742
received by a state or local office of a designated agency, the 743
office of the registrar or any deputy registrar of motor vehicles, 744
a public high school or vocational school, a public library, the 745
office of a county treasurer, the office of the secretary of 746
state, or the office of a board of elections no later than the 747
thirtieth day preceding a primary, special, or general election 748
for the person to qualify as an elector eligible to vote at that 749
election. An otherwise valid registration application received 750
after that day entitles the elector to vote at all subsequent 751
elections. 752

Any state or local office of a designated agency, the office 753
of the registrar or any deputy registrar of motor vehicles, a 754
public high school or vocational school, a public library, or the 755
office of a county treasurer shall date stamp a registration 756
application or change of name or change of address form it 757
receives using a date stamp that does not disclose the identity of 758
the state or local office that receives the registration. 759

Voter registration applications, if otherwise valid, that are 760
returned by mail to the office of the secretary of state or to the 761

office of a board of elections must be postmarked no later than 762
the thirtieth day preceding a primary, special, or general 763
election in order for the person to qualify as an elector eligible 764
to vote at that election. If an otherwise valid voter registration 765
application that is returned by mail does not bear a postmark or a 766
legible postmark, the registration shall be valid for that 767
election if received by the office of the secretary of state or 768
the office of a board of elections no later than twenty-five days 769
preceding any special, primary, or general election. 770

(B)(1) Any person may apply in person, by telephone, by mail, 771
or through another person for voter registration forms to the 772
office of the secretary of state or the office of a board of 773
elections. An individual who is eligible to vote as a uniformed 774
services voter or an overseas voter in accordance with 42 U.S.C. 775
1973ff-6 also may apply for voter registration forms by electronic 776
means to the office of the secretary of state or to the board of 777
elections of the county in which the person's voting residence is 778
located pursuant to section 3503.191 of the Revised Code. 779

(2)(a) An applicant may return the applicant's completed 780
registration form in person or ~~by mail~~ through another person to 781
any state or local office of a designated agency, to a public high 782
school or vocational school, to a public library, to the office of 783
a county treasurer, to the office of the secretary of state, or to 784
the office of a board of elections. An applicant who is eligible 785
to vote as a uniformed services voter or an overseas voter in 786
accordance with 42 U.S.C. 1973ff-6 also may return the applicant's 787
completed voter registration form electronically to the office of 788
the secretary of state or to the board of elections of the county 789
in which the person's voting residence is located pursuant to 790
section 3503.191 of the Revised Code. 791

(b) Subject to division (B)(2)(c) of this section, an 792
applicant may return the applicant's completed registration form 793

by mail or through another person to any board of elections or the 794
office of the secretary of state. 795

(c) A person who receives compensation for registering a 796
voter shall return any registration form entrusted to that person 797
by an applicant to any board of elections or to the office of the 798
secretary of state. 799

(d) If a board of elections or the office of the secretary of 800
state receives a registration form under division (B)(2)(b) or (c) 801
of this section before the thirtieth day before an election, the 802
board or the office of the secretary of state, as applicable, 803
shall forward the registration to the board of elections of the 804
county in which the applicant is seeking to register to vote 805
within ten days after receiving the application. If a board of 806
elections or the office of the secretary of state receives a 807
registration form under division (B)(2)(b) or (c) of this section 808
on or after the thirtieth day before an election, the board or the 809
office of the secretary of state, as applicable, shall forward the 810
registration to the board of elections of the county in which the 811
applicant is seeking to register to vote within thirty days after 812
that election. 813

(C)(1) A board of elections that receives a voter 814
registration application and is satisfied as to the truth of the 815
statements made in the registration form shall register the 816
applicant not later than twenty business days after receiving the 817
application, unless that application is received during the thirty 818
days immediately preceding the day of an election. The board shall 819
promptly notify the applicant in writing of each of the following: 820

(a) The applicant's registration; 821

(b) The precinct in which the applicant is to vote; 822

(c) In bold type as follows: 823

"Voters must bring photo identification to the polls in order 824

to verify identity. ~~Identification may include a current and valid~~ 825
~~photo identification, a military identification, or a copy of a~~ 826
~~current utility bill, bank statement, government check, paycheck,~~ 827
~~or other government document, other than this notification or a~~ 828
~~notification of an election mailed by a board of elections, that~~ 829
~~shows the voter's name and current address. Voters who do not~~ 830
~~provide one of these documents have a religious objection to being~~ 831
~~photographed will still be able to vote by providing the last four~~ 832
~~digits of the voter's social security number and by casting a~~ 833
~~provisional ballot. Voters who do not have any of the above forms~~ 834
~~of identification, including a social security number, will still~~ 835
~~be able to vote a nonphoto state identification card or by signing~~ 836
~~an affirmation swearing to the voter's identity to that effect~~ 837
under penalty of election falsification and by casting a 838
provisional ballot." 839

The notification shall be by nonforwardable mail. If the mail 840
is returned to the board, it shall investigate and cause the 841
notification to be delivered to the correct address. 842

(2) If, after investigating as required under division (C)(1) 843
of this section, the board is unable to verify the voter's correct 844
address, it shall cause the voter's name in the official 845
registration list and in the poll list or signature pollbook to be 846
marked to indicate that the voter's notification was returned to 847
the board. 848

At the first election at which a voter whose name has been so 849
marked appears to vote, the voter shall be required to provide 850
photo identification or a nonphoto state identification card to 851
the election officials and to vote by provisional ballot under 852
section 3505.181 of the Revised Code. If the provisional ballot is 853
counted pursuant to division (B)(3) of section 3505.183 of the 854
Revised Code, the board shall correct that voter's registration, 855
if needed, and shall remove the indication that the voter's 856

notification was returned from that voter's name on the official 857
registration list and on the poll list or signature pollbook. If 858
the provisional ballot is not counted pursuant to division 859
(B)(4)(a)(i), or (v), ~~or (vi)~~ of section 3505.183 of the Revised 860
Code, the voter's registration shall be canceled. The board shall 861
notify the voter by United States mail of the cancellation. 862

(3) If a notice of the disposition of an otherwise valid 863
registration application is sent by nonforwardable mail and is 864
returned undelivered, the person shall be registered as provided 865
in division (C)(2) of this section and sent a confirmation notice 866
by forwardable mail. If the person fails to respond to the 867
confirmation notice, update the person's registration, or vote by 868
provisional ballot as provided in division (C)(2) of this section 869
in any election during the period of two federal elections 870
subsequent to the mailing of the confirmation notice, the person's 871
registration shall be canceled. 872

Sec. 3503.24. (A) Application for the correction of any 873
precinct registration list or a challenge of the right to vote of 874
any registered elector may be made by any qualified elector of the 875
county at the office of the board of elections not later than 876
twenty days prior to the election. The applications or challenges, 877
with the reasons for the application or challenge, shall be filed 878
with the board on a form prescribed by the secretary of state and 879
shall be signed under penalty of election falsification. 880

(B) On receiving an application or challenge filed under this 881
section, the board of elections promptly shall review the board's 882
records. If the board is able to determine that an application or 883
challenge should be granted or denied solely on the basis of the 884
records maintained by the board, the board immediately shall vote 885
to grant or deny that application or challenge. 886

If the board is not able to determine whether an application 887

or challenge should be granted or denied solely on the basis of 888
the records maintained by the board, the director shall promptly 889
set a time and date for a hearing before the board. ~~Except as~~ 890
~~otherwise provided in division (D) of this section, the~~ The 891
hearing shall be held, and the application or challenge shall be 892
decided, no later than ten days after the board receives the 893
application or challenge. The director shall send written notice 894
to any elector whose right to vote is challenged and to any person 895
whose name is alleged to have been omitted from a registration 896
list. The notice shall inform the person of the time and date of 897
the hearing, and of the person's right to appear and testify, call 898
witnesses, and be represented by counsel. The notice shall be sent 899
by first class mail no later than three days before the day of any 900
scheduled hearing. The director shall also provide the person who 901
filed the application or challenge with such written notice of the 902
date and time of the hearing. 903

At the request of either party or any member of the board, 904
the board shall issue subpoenas to witnesses to appear and testify 905
before the board at a hearing held under this section. All 906
witnesses shall testify under oath. The board shall reach a 907
decision on all applications and challenges immediately after 908
hearing. 909

(C) If the board decides that any such person is not entitled 910
to have the person's name on the registration list, the person's 911
name shall be removed from the list and the person's registration 912
forms canceled. If the board decides that the name of any such 913
person should appear on the registration list, it shall be added 914
to the list, and the person's registration forms placed in the 915
proper registration files. All such corrections and additions 916
shall be made on a copy of the precinct lists, which shall 917
constitute the poll lists, to be furnished to the respective 918
precincts with other election supplies on the day preceding the 919

election, to be used by the election officials in receiving the 920
signatures of voters and in checking against the registration 921
forms. 922

~~(D)(1) If an application or challenge for which a hearing is 923
required to be conducted under division (B) of this section is 924
filed after the thirtieth day before the day of an election, the 925
board of elections, in its discretion, may postpone that hearing 926
and any notifications of that hearing until after the day of the 927
election. Any hearing postponed under this division shall be 928
conducted not later than ten days after the day of the election. 929~~

~~(2) The board of elections shall cause the name of any 930
registered elector whose registration is challenged and whose 931
challenge hearing is postponed under division (D)(1) of this 932
section to be marked in the official registration list and in the 933
poll list or signature pollbook for that elector's precinct to 934
indicate that the elector's registration is subject to challenge. 935~~

~~(3) Any elector who is the subject of an application or 936
challenge hearing that is postponed under division (D)(1) of this 937
section shall be permitted to vote a provisional ballot under 938
section 3505.181 of the Revised Code. The validity of a 939
provisional ballot cast pursuant to this section shall be 940
determined in accordance with section 3505.183 of the Revised 941
Code, except that no such provisional ballot shall be counted 942
unless the hearing conducted under division (B) of this section 943
after the day of the election results in the elector's inclusion 944
in the official registration list. 945~~

Sec. 3503.28. (A) The secretary of state shall develop an 946
information brochure regarding voter registration. The brochure 947
shall include, but is not limited to, all of the following 948
information: 949

(1) The applicable deadlines for registering to vote or for 950

returning an applicant's completed registration form; 951

(2) The applicable deadline for returning an applicant's 952
completed registration form if the person returning the form is 953
being compensated for registering voters; 954

(3) The locations to which a person may return an applicant's 955
completed registration form; 956

(4) The location to which a person who is compensated for 957
registering voters may return an applicant's completed 958
registration form; 959

~~(5) The registration and affirmation requirements applicable 960
to persons who are compensated for registering voters under 961
section 3503.29 of the Revised Code; 962~~

~~(6) A notice, which shall be written in bold type, stating as 963
follows: 964~~

~~"Voters must bring photo identification to the polls in order 965
to verify identity. ~~Identification may include a current and valid 966
photo identification, a military identification, or a copy of a 967
current utility bill, bank statement, government check, paycheck, 968
or other government document, other than a notice of an election 969
or a voter registration notification sent by a board of elections, 970
that shows the voter's name and current address. Voters who do not 971
provide one of these documents have a religious objection to being 972
photographed will still be able to vote by providing the last four 973
digits of the voter's social security number and by casting a 974
provisional ballot. Voters who do not have any of the above forms 975
of identification, including a social security number, will still 976
be able to vote a nonphoto state identification card or by signing 977
an affirmation swearing to the voter's identity to that effect 978
under penalty of election falsification and by casting a 979
provisional ballot." 980~~~~

~~(B) Except as otherwise provided in division (D) of this 981~~

~~section, a board of elections, designated agency, public high 982
school, public vocational school, public library, office of a 983
county treasurer, or deputy registrar of motor vehicles shall 984
distribute a copy of the brochure developed under division (A) of 985
this section to any person who requests more than two voter 986
registration forms at one time. 987~~

~~(C)(1) The secretary of state shall provide the information 988
required to be included in the brochure developed under division 989
(A) of this section to any person who prints a voter registration 990
form that is made available on a web site of the office of the 991
secretary of state. 992~~

~~(2) If a board of elections operates and maintains a web 993
site, the board shall provide the information required to be 994
included in the brochure developed under division (A) of this 995
section to any person who prints a voter registration form that is 996
made available on that web site. 997~~

~~(D) A board of elections shall not be required to distribute 998
a copy of a brochure under division (B) of this section to any of 999
the following officials or employees who are requesting more than 1000
two voter registration forms at one time in the course of the 1001
official's or employee's normal duties: 1002~~

~~(1) An election official; 1003~~

~~(2) A county treasurer; 1004~~

~~(3) A deputy registrar of motor vehicles; 1005~~

~~(4) An employee of a designated agency; 1006~~

~~(5) An employee of a public high school; 1007~~

~~(6) An employee of a public vocational school; 1008~~

~~(7) An employee of a public library; 1009~~

~~(8) An employee of the office of a county treasurer; 1010~~

~~(9) An employee of the bureau of motor vehicles;~~ 1011

~~(10) An employee of a deputy registrar of motor vehicles;~~ 1012

~~(11) An employee of an election official.~~ 1013

~~(E)~~(C) As used in this section, "registering voters" includes 1014
any effort, for compensation, to provide voter registration forms 1015
or to assist persons in completing or returning those forms. 1016

Sec. 3505.18. (A)(1) When an elector appears in a polling 1017
place to vote, the elector shall announce to the precinct election 1018
officials the elector's full name and current address and provide 1019
proof of the elector's identity in the form of a ~~current and valid~~ 1020
~~photo identification, a military or a nonphoto state~~ 1021
~~identification, or a copy of a current utility bill, bank~~ 1022
~~statement, government check, paycheck, or other government~~ 1023
~~document, other than a notice of an election mailed by a board of~~ 1024
~~elections under section 3501.19 of the Revised Code or a notice of~~ 1025
~~voter registration mailed by a board of elections under section~~ 1026
~~3503.19 of the Revised Code, that shows the name and current~~ 1027
~~address of the elector card. If the elector provides either a~~ 1028
~~driver's license or a state identification card issued under~~ 1029
~~section 4507.50 of the Revised Code that does not contain the~~ 1030
~~elector's current residence address, the elector shall provide the~~ 1031
~~last four digits of the elector's driver's license number or state~~ 1032
~~identification card number, and the precinct election official~~ 1033
~~shall mark the poll list or signature pollbook to indicate that~~ 1034
~~the elector has provided a driver's license or state~~ 1035
~~identification card number with a former address and record the~~ 1036
~~last four digits of the elector's driver's license number or state~~ 1037
~~identification card number.~~ 1038

(2) If an elector ~~has but~~ does not have or is unable to 1039
provide to the precinct election officials any of the forms of 1040
identification required under division (A)(1) of this section, ~~but~~ 1041

~~has a social security number, the elector may provide the last 1042
four digits of the elector's social security number. Upon 1043
providing the social security number information, the elector may 1044
cast a provisional ballot under section 3505.181 of the Revised 1045
Code, the envelope of which ballot shall include that social 1046
security number information and do either of the following: 1047~~

~~(a) Appear at the office of the board of elections not later 1048
than the close of the polls on the day of the election and provide 1049
the identification required under division (A)(1) of this section; 1050
or 1051~~

~~(b) Write the elector's social security number, driver's 1052
license number, or state identification card number on the 1053
provisional ballot envelope, which number shall be verified by the 1054
board of elections with the bureau of motor vehicles. 1055~~

~~(3) If an elector has but is unable to provide to the 1056
precinct election officials any of the forms of identification 1057
required under division (A)(1) of this section and if the elector 1058
has a social security number but is unable to provide the last 1059
four digits of the elector's social security number, the elector 1060
may cast a provisional ballot under section 3505.181 of the 1061
Revised Code. 1062~~

~~(4) If an elector does not have any of the forms of 1063
identification required under division (A)(1) of this section and 1064
cannot provide the last four digits of the elector's social 1065
security number because the elector does not have a social 1066
security number a religious objection to being photographed and 1067
the elector does not have a nonphoto state identification card, 1068
the elector may execute an affirmation under penalty of election 1069
falsification ~~that the elector cannot provide the identification 1070
required under that division or the last four digits of the 1071
elector's social security number for those reasons~~ to that effect. 1072
Upon signing the affirmation, the elector may cast a provisional 1073~~

ballot under section 3505.181 of the Revised Code. The secretary 1074
of state shall prescribe the form of the affirmation, which shall 1075
include spaces for all of the following: 1076

(a) The elector's name; 1077

(b) The elector's address; 1078

(c) The current date; 1079

(d) The elector's date of birth; 1080

(e) The elector's signature-; 1081

(f) A statement that the elector has a religious objection to 1082
being photographed; and 1083

(g) The statement, "A person who knowingly and falsely signs 1084
this affirmation may be subject to criminal prosecution for 1085
election falsification, a felony, which may subject a violator to 1086
a prison term, a monetary fine, and possible loss of voting 1087
privileges for repeat violations." 1088

~~(5) If an elector does not have any of the forms of 1089
identification required under division (A)(1) of this section and 1090
cannot provide the last four digits of the elector's social 1091
security number because the elector does not have a social 1092
security number, and if the elector declines to execute an 1093
affirmation under division (A)(4) of this section, the elector may 1094
cast a provisional ballot under section 3505.181 of the Revised 1095
Code, the envelope of which ballot shall include the elector's 1096
name. 1097~~

~~(6) If an elector has but declines to provide to the precinct 1098
election officials any of the forms of identification required 1099
under division (A)(1) of this section or the elector has a social 1100
security number but declines to provide to the precinct election 1101
officials the last four digits of the elector's social security 1102
number, the elector may cast a provisional ballot under section 1103~~

~~3505.181 of the Revised Code.~~ 1104

(B) After the elector has announced the elector's full name 1105
and current address and provided any of the forms of 1106
identification required under division (A)(1) of this section, the 1107
elector shall write the elector's ~~name and address~~ signature at 1108
the proper place in the poll list or signature pollbook provided 1109
for the purpose, except that if, for any reason, an elector is 1110
unable to write the elector's ~~name and current address~~ signature 1111
in the poll list or signature pollbook, the elector may make the 1112
elector's mark at the place intended for the elector's ~~name~~ 1113
signature, and a precinct election official shall write the name 1114
of the elector at the proper place on the poll list or signature 1115
pollbook following the elector's mark. The making of such a mark 1116
shall be attested by the precinct election official, who shall 1117
evidence the same by signing the precinct election official's name 1118
on the poll list or signature pollbook as a witness to the mark. 1119
Alternatively, if applicable, an attorney in fact acting pursuant 1120
to section 3501.382 of the Revised Code may sign the elector's 1121
signature in the poll list or signature pollbook in accordance 1122
with that section. 1123

The elector's signature in the poll list or signature 1124
pollbook then shall be compared with the elector's signature on 1125
the elector's registration form or a digitized signature list as 1126
provided for in section 3503.13 of the Revised Code, and if, in 1127
the opinion of a majority of the precinct election officials, the 1128
signatures are the signatures of the same person, the election 1129
officials shall enter the date of the election on the registration 1130
form or shall record the date by other means prescribed by the 1131
secretary of state. The validity of an attorney in fact's 1132
signature on behalf of an elector shall be determined in 1133
accordance with section 3501.382 of the Revised Code. 1134

If the right of the elector to vote is not then challenged, 1135

or, if being challenged, the elector establishes the elector's 1136
right to vote, the elector shall be allowed to proceed to use the 1137
voting machine. If voting machines are not being used in that 1138
precinct, the judge in charge of ballots shall then detach the 1139
next ballots to be issued to the elector from Stub B attached to 1140
each ballot, leaving Stub A attached to each ballot, hand the 1141
ballots to the elector, and call the elector's name and the stub 1142
number on each of the ballots. The judge shall enter the stub 1143
numbers opposite the signature of the elector in the pollbook. The 1144
elector shall then retire to one of the voting compartments to 1145
mark the elector's ballots. No mark shall be made on any ballot 1146
which would in any way enable any person to identify the person 1147
who voted the ballot. 1148

Sec. 3505.181. (A) All of the following individuals shall be 1149
permitted to cast a provisional ballot at an election: 1150

(1) An individual who declares that the individual is a 1151
registered voter in the jurisdiction in which the individual 1152
desires to vote and that the individual is eligible to vote in an 1153
election, but the name of the individual does not appear on the 1154
official list of eligible voters for the polling place or an 1155
election official asserts that the individual is not eligible to 1156
vote; 1157

~~(2) An individual who has a social security number and 1158
provides to the election officials the last four digits of the 1159
individual's social security number as permitted by division 1160
(A)(2) of section 3505.18 of the Revised Code; 1161~~

~~(3) An individual who has but does not have or is unable to 1162
provide to the election officials any of the forms of 1163
identification required under division (A)(1) of section 3505.18 1164
of the Revised Code and who ~~has a social security number but is~~ 1165
~~unable to provide the last four digits of the individual's social~~ 1166~~

~~security number as permitted under division (A)(2) of that section~~ 1167
~~is casting a provisional ballot under division (A)(3) of that~~ 1168
~~section;~~ 1169

~~(4) An individual who does not have any of the forms of~~ 1170
~~identification required under division (A)(1) of section 3505.18~~ 1171
~~of the Revised Code, who cannot provide the last four digits of~~ 1172
~~the individual's social security number under division (A)(2) of~~ 1173
~~that section because the individual does not have a social~~ 1174
~~security number, and who has executed an affirmation as permitted~~ 1175
~~under division (A)(4) of that section;~~ 1176

~~(5)(3) An individual whose name in the poll list or signature~~ 1177
~~pollbook has been marked under section 3509.09 or 3511.13 of the~~ 1178
~~Revised Code as having requested an absent voter's ballot or an~~ 1179
~~armed service a uniformed services or overseas absent voter's~~ 1180
~~ballot for that election and who appears to vote at the polling~~ 1181
~~place;~~ 1182

~~(6)(4) An individual whose notification of registration has~~ 1183
~~been returned undelivered to the board of elections and whose name~~ 1184
~~in the official registration list and in the poll list or~~ 1185
~~signature pollbook has been marked under division (C)(2) of~~ 1186
~~section 3503.19 of the Revised Code;~~ 1187

~~(7)(5) An individual who is challenged under section 3505.20~~ 1188
~~of the Revised Code and the election officials determine that the~~ 1189
~~person is ineligible to vote or are unable to determine the~~ 1190
~~person's eligibility to vote;~~ 1191

~~(8) An individual whose application or challenge hearing has~~ 1192
~~been postponed until after the day of the election under division~~ 1193
~~(D)(1) of section 3503.24 of the Revised Code;~~ 1194

~~(9)(6) An individual who ~~changes the individual's name and~~~~ 1195
~~remains within the precinct, moves from one precinct to another~~ 1196
~~within a county, moves from one precinct to another and changes~~ 1197

the individual's name, ~~or~~ moves from one county to another within 1198
the state, or moves from one county to another and changes the 1199
individual's name and completes and signs the required forms and 1200
statements under division (B) or (C) of section 3503.16 of the 1201
Revised Code; 1202

~~(10)~~(7) An individual whose signature, in the opinion of the 1203
precinct officers under section 3505.22 of the Revised Code, is 1204
not that of the person who signed that name in the registration 1205
forms; 1206

~~(11)~~(8) An individual who is challenged under section 3513.20 1207
of the Revised Code who refuses to make the statement required 1208
under that section, who a majority of the precinct officials find 1209
lacks any of the qualifications to make the individual a qualified 1210
elector, or who a majority of the precinct officials find is not 1211
affiliated with or a member of the political party whose ballot 1212
the individual desires to vote; 1213

~~(12) An individual who does not have any of the forms of~~ 1214
~~identification required under division (A)(1) of section 3505.18~~ 1215
~~of the Revised Code, who cannot provide the last four digits of~~ 1216
~~the individual's social security number under division (A)(2) of~~ 1217
~~that section because the person does not have a social security~~ 1218
~~number, and who declines to execute an affirmation as permitted~~ 1219
~~under division (A)(4) of that section;~~ 1220

~~(13) An individual who has but declines to provide to the~~ 1221
~~precinct election officials any of the forms of identification~~ 1222
~~required under division (A)(1) of section 3501.18 of the Revised~~ 1223
~~Code or who has a social security number but declines to provide~~ 1224
~~to the precinct election officials the last four digits of the~~ 1225
~~individual's social security number~~ (9) An individual who is 1226
casting a ballot after the time for the closing of the polls under 1227
section 3501.32 of the Revised Code pursuant to a court order 1228
extending the time for the closing of the polls; 1229

(10) An individual who has a religious objection to being 1230
photographed, who does not have a nonphoto state identification 1231
card, and who has executed an affirmation under division (A)(3) of 1232
section 3505.18 of the Revised Code. 1233

(B) An individual who is eligible to cast a provisional 1234
ballot under division (A) of this section shall be permitted to 1235
cast a provisional ballot as follows: 1236

(1) An election official at the polling place shall notify 1237
the individual that the individual may cast a provisional ballot 1238
in that election. 1239

(2) The individual shall be permitted to cast a provisional 1240
ballot at that polling place upon the execution of a written 1241
affirmation by the individual before an election official at the 1242
polling place stating that the individual is both of the 1243
following: 1244

(a) A registered voter in the jurisdiction in which the 1245
individual desires to vote; 1246

(b) Eligible to vote in that election. 1247

If the individual declines to execute the affirmation, the 1248
election official shall not record any of the information required 1249
to be provided by the individual on the affirmation. The election 1250
official shall explain to the individual that the provisional 1251
ballot will not be counted. 1252

(3) An election official at the polling place shall transmit 1253
the ballot cast by the individual, and the voter information 1254
contained in the written affirmation executed by the individual 1255
under division (B)(2) of this section, ~~or the individual's name if~~ 1256
~~the individual declines to execute such an affirmation~~ to an 1257
appropriate local election official for verification ~~under~~ 1258
~~division (B)(4) of this section.~~ 1259

~~(4) If the appropriate local election official to whom the ballot or voter or address information is transmitted under division (B)(3) of this section determines that the individual is eligible to vote, the individual's provisional ballot shall be counted as a vote in that election.~~

~~(5)(a)~~ At the time that an individual casts a provisional ballot, the appropriate local election official shall give the individual written information that states that any individual who casts a provisional ballot will be able to ascertain under the system established under division (B)~~(5)~~(4)(b) of this section whether the vote was counted, and, if the vote was not counted, the reason that the vote was not counted.

(b) The appropriate state or local election official shall establish a free access system, in the form of a toll-free telephone number, that any individual who casts a provisional ballot may access to discover whether the vote of that individual was counted, and, if the vote was not counted, the reason that the vote was not counted. The free access system established under this division also shall provide to an individual whose provisional ballot was not counted information explaining how that individual may contact the board of elections to register to vote or to resolve problems with the individual's voter registration.

The appropriate state or local election official shall establish and maintain reasonable procedures necessary to protect the security, confidentiality, and integrity of personal information collected, stored, or otherwise used by the free access system established under this division. Access to information about an individual ballot shall be restricted to the individual who cast the ballot.

~~(6) If, at the time that an individual casts a provisional ballot, the individual provides identification in the form of a current and valid photo identification, a military identification,~~

~~or a copy of a current utility bill, bank statement, government 1292~~
~~check, paycheck, or other government document, other than a noticee 1293~~
~~of an election mailed by a board of elections under section 1294~~
~~3501.19 of the Revised Code or a notice of voter registration 1295~~
~~mailed by a board of elections under section 3503.19 of the 1296~~
~~Revised Code, that shows the individual's name and current 1297~~
~~address, or provides the last four digits of the individual's 1298~~
~~social security number, or executes an affirmation that the 1299~~
~~elector does not have any of those forms of identification or the 1300~~
~~last four digits of the individual's social security number 1301~~
~~because the individual does not have a social security number, or 1302~~
~~declines to execute such an affirmation, the appropriate local 1303~~
~~election official shall record the type of identification 1304~~
~~provided, the social security number information, the fact that 1305~~
~~the affirmation was executed, or the fact that the individual 1306~~
~~declined to execute such an affirmation and include that 1307~~
~~information with the transmission of the ballot or voter or 1308~~
~~address information under division (B)(3) of this section. If the 1309~~
~~individual declines to execute such an affirmation, the 1310~~
~~appropriate local election official shall record the individual's 1311~~
~~name and include that information with the transmission of the 1312~~
~~ballot under division (B)(3) of this section. 1313~~

~~(7) If an individual casts a provisional ballot pursuant to 1314~~
~~division (A)(3), (7), (8), (12), or (13) of this section, the 1315~~
~~election official shall indicate, on the provisional ballot 1316~~
~~verification statement required under section 3505.192 of the 1317~~
~~Revised Code, that the individual is required to provide 1318~~
~~additional information to the board of elections or that an 1319~~
~~application or challenge hearing has been postponed with respect 1320~~
~~to the individual, such that additional information is required 1321~~
~~for the board of elections to determine the eligibility of the 1322~~
~~individual who cast the provisional ballot. 1323~~

~~(8) During the ten days after the day of an election, an individual who casts a provisional ballot pursuant to division (A)(3), (7), (12), or (13) of this section shall appear at the office of the board of elections and provide to the board any additional information necessary to determine the eligibility of the individual who cast the provisional ballot.~~

~~(a) For a provisional ballot cast pursuant to division (A)(3), (12), or (13) of this section to be eligible to be counted, the individual who cast that ballot, within ten days after the day of the election, shall do any of the following:~~

~~(i) Provide to the board of elections proof of the individual's identity in the form of a current and valid photo identification, a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of an election mailed by a board of elections under section 3501.19 of the Revised Code or a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the individual's name and current address;~~

~~(ii) Provide to the board of elections the last four digits of the individual's social security number;~~

~~(iii) In the case of a provisional ballot executed pursuant to division (A)(12) of this section, execute an affirmation as permitted under division (A)(4) of section 3505.18 of the Revised Code.~~

~~(b) For a provisional ballot cast pursuant to division (A)(7) of this section to be eligible to be counted, the individual who cast that ballot, within ten days after the day of that election, shall provide to the board of elections any identification or other documentation required to be provided by the applicable challenge questions asked of that individual under section 3505.20~~

~~of the Revised Code.~~

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(C)(1) If an individual declares that the individual is eligible to vote in a jurisdiction other than the jurisdiction in which the individual desires to vote, or if, upon review of the precinct voting location guide using the residential street address provided by the individual, an election official at the polling place at which the individual desires to vote determines that the individual is not eligible to vote in that jurisdiction, the election official ~~shall~~ may direct the individual to the polling place for the jurisdiction in which the individual appears to be eligible to vote, explain that the individual may cast a provisional ballot at the current location but the ballot will not be counted if it is cast in the wrong precinct, and provide the telephone number of the board of elections in case the individual has additional questions. It is the duty of the individual casting the ballot to ensure that the individual is casting that ballot in the correct precinct.

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(2) ~~If the~~ The individual ~~refuses to~~ may travel to the polling place for the correct jurisdiction or to the office of the board of elections to cast a ballot, or the individual shall be permitted to vote a provisional ballot at that jurisdiction in accordance with division (B) of this section. ~~If any of the following apply, the provisional ballot cast by that individual shall not be opened or counted:~~

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~~(a) The individual is not properly registered in that jurisdiction.~~

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~~(b) The individual is not eligible to vote in that election in that jurisdiction.~~

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~~(c) The individual's eligibility to vote in that jurisdiction in that election cannot be established upon examination of the records on file with the board of elections.~~

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| <u>(3) If an election official attempts to direct an individual</u> | 1386 |
| <u>to the correct precinct under division (C)(1) of this section, and</u> | 1387 |
| <u>the individual subsequently casts a ballot in the wrong precinct,</u> | 1388 |
| <u>both of the following apply:</u> | 1389 |
| <u>(a) That ballot shall not be counted.</u> | 1390 |
| <u>(b) The ballot being cast in the wrong precinct shall not be</u> | 1391 |
| <u>considered to be caused by an error on the part of the election</u> | 1392 |
| <u>official.</u> | 1393 |
| (D) The appropriate local election official shall cause | 1394 |
| voting information to be publicly posted at each polling place on | 1395 |
| the day of each election. | 1396 |
| (E) As used in this section and sections 3505.182 and | 1397 |
| 3505.183 of the Revised Code: | 1398 |
| (1) "Jurisdiction" means the precinct in which a person is a | 1399 |
| legally qualified elector. | 1400 |
| (2) "Precinct voting location guide" means either of the | 1401 |
| following: | 1402 |
| (a) An electronic or paper record that lists the correct | 1403 |
| jurisdiction and polling place for either each specific | 1404 |
| residential street address in the county or the range of | 1405 |
| residential street addresses located in each neighborhood block in | 1406 |
| the county; | 1407 |
| (b) Any other method that a board of elections creates that | 1408 |
| allows a precinct election official or any elector who is at a | 1409 |
| polling place in that county to determine the correct jurisdiction | 1410 |
| and polling place of any qualified elector who resides in the | 1411 |
| county. | 1412 |
| (3) "Voting information" means all of the following: | 1413 |
| (a) A sample version of the ballot that will be used for that | 1414 |
| election; | 1415 |

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| (b) Information regarding the date of the election and the hours during which polling places will be open; | 1416 1417 |
| (c) Instructions on how to vote, including how to cast a vote and how to cast a provisional ballot; | 1418 1419 |
| (d) Instructions for mail-in registrants and first-time voters under applicable federal and state laws; | 1420 1421 |
| (e) General information on voting rights under applicable federal and state laws, including information on the right of an individual to cast a provisional ballot and instructions on how to contact the appropriate officials if these rights are alleged to have been violated; | 1422 1423 1424 1425 1426 |
| (f) General information on federal and state laws regarding prohibitions against acts of fraud and misrepresentation. | 1427 1428 |
| <u>(F) Nothing in this section or section 3505.183 of the Revised Code is in derogation of section 3505.24 of the Revised Code, which permits a blind, disabled, or illiterate elector to receive assistance in the marking of the elector's ballot by two precinct election officials of different political parties. A blind, disabled, or illiterate elector may receive assistance in marking that elector's provisional ballot and in completing the required affirmation in the same manner as an elector may receive assistance on the day of an election under that section.</u> | 1429 1430 1431 1432 1433 1434 1435 1436 1437 |
| Sec. 3505.182. Each individual who casts a provisional ballot under section 3505.181 of the Revised Code shall execute a written affirmation. The <u>secretary of state shall prescribe the form of the written affirmation, which</u> shall be printed upon the face of the provisional ballot envelope and shall be substantially as follows: | 1438 1439 1440 1441 1442 1443 |
| "Provisional Ballot Affirmation | 1444 |
| STATE OF OHIO | 1445 |

~~I, (Name of provisional voter), solemnly swear or affirm that I am a registered voter in the jurisdiction in which I am voting this provisional ballot and that I am eligible to vote in the election in which I am voting this provisional ballot.~~

~~I understand that, if the above provided information is not fully completed and correct, if the board of elections determines that I am not registered to vote, a resident of this precinct, or eligible to vote in this election, or if the board of elections determines that I have already voted in this election, my provisional ballot will not be counted. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.~~

~~I hereby declare, under penalty of election falsification, that the above statements are true and correct to the best of my knowledge and belief.~~

~~.....
(Signature of Voter)~~

~~.....
(Voter's date of birth)~~

~~The last four digits of the voter's social security number~~

~~.....
(To be provided if the voter is unable to provide a current and valid photo identification, a military identification, or a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of an election mailed by a board of~~

~~elections under section 3501.19
of the Revised Code or a notice
of voter registration mailed by a
board of elections under section
3503.19 of the Revised Code, that
shows the voter's name and
current address but is able to
provide these last four digits)~~

~~WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY~~ 1469
~~OF THE FIFTH DEGREE.~~ 1470

~~Additional Information For Determining Ballot Validity~~ 1471

~~(May be completed at voter's discretion)~~ 1472

~~Voter's current address:~~ 1473

~~Voter's former address if~~ 1474

~~photo identification does
not contain voter's current
address~~

~~Voter's driver's license~~ 1475
~~number or, if not provided
above, the last four digits
of voter's social security
number~~

~~(Please circle number type)~~ 1476

~~(Voter may attach a copy of any of the following for~~ 1477
~~identification purposes: a current and valid photo identification,
a military identification, or a current utility bill, bank
statement, government check, paycheck, or other government
document, other than a notice of an election mailed by a board of
elections under section 3501.19 of the Revised Code or a notice of
voter registration mailed by a board of elections under section
3503.19 of the Revised Code, that shows the voter's name and
current address.)~~

~~Reason for voting provisional ballot (Check one):~~ 1478

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|---|------|
| Requested, but did not receive, absent voter's ballot | 1479 |
| Other | 1480 |
| Verification Statement | 1481 |
| (To be completed by election official) | 1482 |
| The Provisional Ballot Affirmation printed above was | 1483 |
| subscribed and affirmed before me this day of | 1484 |
| (Month), (Year). | 1485 |
| (If applicable, the election official must check the | 1486 |
| following true statement concerning additional information needed | 1487 |
| to determine the eligibility of the provisional voter.) | 1488 |
| The provisional voter is required to provide | 1489 |
| additional information to the board of elections. | 1490 |
| An application or challenge hearing regarding this | 1491 |
| voter has been postponed until after the election. | 1492 |
| (The election official must check the following true | 1493 |
| statement concerning identification provided by the provisional | 1494 |
| voter, if any.) | 1495 |
| The provisional voter provided a current and valid | 1496 |
| photo identification. | 1497 |
| The provisional voter provided a current valid photo | 1498 |
| identification, other than a driver's license or a state | 1499 |
| identification card, with the voter's former address instead of | 1500 |
| current address and has provided the election official both the | 1501 |
| current and former addresses. | 1502 |
| The provisional voter provided a military | 1503 |
| identification or a copy of a current utility bill, bank | 1504 |
| statement, government check, paycheck, or other government | 1505 |
| document, other than a notice of an election mailed by a board of | 1506 |
| elections under section 3501.19 of the Revised Code or a notice of | 1507 |
| voter registration mailed by a board of elections under section | 1508 |
| 3503.19 of the Revised Code, with the voter's name and current | 1509 |

~~address.~~ 1510

~~..... The provisional voter provided the last four digits of
the voter's social security number.~~ 1511
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~~..... The provisional voter is not able to provide a current
and valid photo identification, a military identification, or a
copy of a current utility bill, bank statement, government check,
paycheck, or other government document, other than a notice of an
election mailed by a board of elections under section 3501.19 of
the Revised Code or a notice of voter registration mailed by a
board of elections under section 3503.19 of the Revised Code, with
the voter's name and current address but does have one of these
forms of identification. The provisional voter must provide one of
the foregoing items of identification to the board of elections
within ten days after the election.~~ 1513
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~~..... The provisional voter is not able to provide a current
and valid photo identification, a military identification, or a
copy of a current utility bill, bank statement, government check,
paycheck, or other government document, other than a notice of an
election mailed by a board of elections under section 3501.19 of
the Revised Code or a notice of voter registration mailed by a
board of elections under section 3503.19 of the Revised Code, with
the voter's name and current address but does have one of these
forms of identification. Additionally, the provisional voter does
have a social security number but is not able to provide the last
four digits of the voter's social security number before voting.
The provisional voter must provide one of the foregoing items of
identification or the last four digits of the voter's social
security number to the board of elections within ten days after
the election.~~ 1524
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~~..... The provisional voter does not have a current and valid
photo identification, a military identification, a copy of a
current utility bill, bank statement, government check, paycheck,~~ 1539
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~~or other government document with the voter's name and current address, or a social security number, but has executed an affirmation.~~

~~..... The provisional voter does not have a current and valid photo identification, a military identification, a copy of a current utility bill, bank statement, government check, paycheck, or other government document with the voter's name and current address, or a social security number, and has declined to execute an affirmation.~~

~~..... The provisional voter declined to provide a current and valid photo identification, a military identification, a copy of a current utility bill, bank statement, government check, paycheck, or other government document with the voter's name and current address, or the last four digits of the voter's social security number but does have one of these forms of identification or a social security number. The provisional voter must provide one of the foregoing items of identification or the last four digits of the voter's social security number to the board of elections within ten days after the election.~~

~~.....
(Signature of Election Official)"~~

~~In addition to any information required to be included on the written affirmation, an individual casting a provisional ballot may provide additional information to the election official to assist the board of elections in determining the individual's eligibility to vote in that election, including the date and location at which the individual registered to vote, if known.~~

~~If the individual declines to execute the affirmation, an appropriate local election official shall comply with division (B)(6) of section 3505.181 of the Revised Code.~~

Sec. 3505.183. (A) When the ballot boxes are delivered to the

board of elections from the precincts, the board shall separate 1573
the provisional ballot envelopes from the rest of the ballots. 1574
Teams of employees of the board consisting of one member of each 1575
major political party shall place the sealed provisional ballot 1576
envelopes in a secure location within the office of the board. The 1577
sealed provisional ballot envelopes shall remain in that secure 1578
location until the validity of those ballots is determined under 1579
division (B) of this section. ~~While the provisional ballot is 1580
stored in that secure location, and prior to the counting of the 1581
provisional ballots, if the board receives information regarding 1582
the validity of a specific provisional ballot under division (B) 1583
of this section, the board may note, on the sealed provisional 1584
ballot envelope for that ballot, whether the ballot is valid and 1585
entitled to be counted.~~ 1586

(B)(1) To determine whether a provisional ballot is valid and 1587
entitled to be counted, the board shall examine ~~its~~ the 1588
affirmation executed by the provisional voter, the statewide voter 1589
registration database, and other records maintained by the board 1590
of elections and determine whether the individual who cast the 1591
provisional ballot is registered and eligible to vote in the 1592
applicable election. The board shall examine the information 1593
contained in the written affirmation executed by the individual 1594
who cast the provisional ballot under division (B)(2) of section 1595
3505.181 of the Revised Code. ~~If the individual declines to 1596
execute such an affirmation, the individual's name, written by 1597
either the individual or the election official at the direction of 1598
the individual, shall be included in a written affirmation in 1599
order for the provisional ballot to be eligible to be counted;~~ 1600
~~otherwise, the~~ If the provisional voter provided identification at 1601
the board of elections prior to the close of the polls under 1602
division (A)(2)(a) of section 3505.18 of the Revised Code, the 1603
board of elections shall match that voter's provisional ballot 1604

envelope with the corresponding voter's identification and 1605
consider that provisional voter to have provided the required 1606
identification at the polling place at the time the ballot was 1607
cast when determining the validity of the provisional ballot. If 1608
the provisional voter provided the individual's social security 1609
number, driver's license number, or state identification card 1610
number on the provisional ballot envelope under division (A)(2)(b) 1611
of that section, the board of elections shall verify that voter's 1612
social security number, driver's license number, or state 1613
identification card number with records maintained by the bureau 1614
of motor vehicles. If those records correspond, the board of 1615
elections shall consider that provisional voter to have provided 1616
the required identification at the polling place at the time the 1617
ballot was cast. 1618

The following information shall be included by the 1619
provisional voter in the written affirmation in order for the 1620
provisional ballot to be eligible to be counted: 1621

(a) The individual's printed name and; 1622

(b) The individual's signature; 1623

~~(b)~~(c) The individual's date of birth; 1624

(d) One of the following: 1625

(i) The individual's social security number; 1626

(ii) The individual's driver's license number; 1627

(iii) The individual's state identification card number; 1628

(iv) Except as otherwise provided in division (B)(1) of this 1629
section, an affirmative notation that the individual provided the 1630
required identification under division (A)(1) of section 3505.18 1631
of the Revised Code or executed an affirmation under division 1632
(A)(3) of that section; 1633

(e) The individual's residence address; 1634

(f) A statement that the individual is a registered voter in 1635
the jurisdiction in which the provisional ballot is being voted; 1636

~~(e)~~(g) A statement that the individual is eligible to vote in 1637
the election in which the provisional ballot is being voted. 1638

~~(2) In addition to the information required to be included in 1639
an affirmation under division (B)(1) of this section, in 1640
determining whether a provisional ballot is valid and entitled to 1641
be counted, the board also shall examine any additional 1642
information for determining ballot validity provided by the 1643
provisional voter on the affirmation, provided by the provisional 1644
voter to an election official under section 3505.182 of the 1645
Revised Code, or provided to the board of elections during the ten 1646
days after the day of the election under division (B)(8) of 1647
section 3505.181 of the Revised Code, to assist the board in 1648
determining the individual's eligibility to vote. 1649~~

~~(3) If, in examining a provisional ballot affirmation and 1650
additional information under divisions (B)(1) and (2) of this 1651
section, the board determines that all of the following apply, the 1652
provisional ballot envelope shall be opened, and the ballot shall 1653
be placed in a ballot box to be counted: 1654~~

(a) The individual named on the affirmation is properly 1655
registered to vote. 1656

(b) The individual named on the affirmation is eligible to 1657
cast a ballot in the precinct and for the election in which the 1658
individual cast the provisional ballot. 1659

(c) The individual provided all of the information required 1660
under division (B)(1) of this section in the affirmation that the 1661
individual executed at the time the individual cast the 1662
provisional ballot, or the individual provided all of the 1663
information required under division (B)(1) of this section with 1664
the exception of the required identification, which identification 1665

was provided at the board of elections prior to the close of the 1666
polls or verified by matching the social security number, driver's 1667
license number, or state identification card number provided on 1668
the voter's provisional ballot envelope with records maintained by 1669
the bureau of motor vehicles. 1670

~~(d) If applicable, the individual provided any additional~~ 1671
~~information required under division (B)(8) of section 3505.181 of~~ 1672
~~the Revised Code within ten days after the day of the election.~~ 1673

~~(e) If applicable, the hearing conducted under division (B)~~ 1674
~~of section 3503.24 of the Revised Code after the day of the~~ 1675
~~election resulted in the individual's inclusion in the official~~ 1676
~~registration list.~~ 1677

~~(4)(3)(a) If, in examining a provisional ballot affirmation~~ 1678
~~and additional information under divisions (B)(1) and (2) of this~~ 1679
~~section, the board determines that any of the following applies,~~ 1680
the provisional ballot envelope shall not be opened, and the 1681
ballot shall not be counted: 1682

(i) The individual named on the affirmation is not qualified 1683
or is not properly registered to vote. 1684

(ii) The individual named on the affirmation is not eligible 1685
to cast a ballot in the precinct or for the election in which the 1686
individual cast the provisional ballot. 1687

(iii) ~~The~~ Except as otherwise provided in division (B)(1) of 1688
this section, the individual did not provide all of the 1689
information required under division (B)(1) of this section in the 1690
affirmation that the individual executed at the time the 1691
individual cast the provisional ballot. 1692

(iv) The individual has already cast a ballot for the 1693
election in which the individual cast the provisional ballot. 1694

~~(v) If applicable, the individual did not provide any~~ 1695

~~additional information required under division (B)(8) of section 1696
3505.181 of the Revised Code within ten days after the day of the 1697
election. 1698~~

~~(vi) If applicable, the hearing conducted under division (B) 1699
of section 3503.24 of the Revised Code after the day of the 1700
election did not result in the individual's inclusion in the 1701
official registration list. 1702~~

~~(vii) The individual failed to provide a current and valid 1703
photo identification, a military identification, a copy of a 1704
current utility bill, bank statement, government check, paycheck, 1705
or other government document, other than a notice of an election 1706
mailed by a board of elections under section 3501.19 of the 1707
Revised Code or a notice of voter registration mailed by a board 1708
of elections under section 3503.19 of the Revised Code, with the 1709
voter's name and current address, or the last four digits of the 1710
individual's social security number or to execute an affirmation 1711
under division (A) of section 3505.18 or division (B) of section 1712
3505.181 of the Revised Code. The elector cast a provisional 1713
ballot under division (A)(2) of section 3505.181 of the Revised 1714
Code and failed to provide the required identification under 1715
division (A)(2)(a) of section 3505.18 of the Revised Code, failed 1716
to provide the elector's social security number, driver's license 1717
number, or state identification card number under division 1718
(A)(2)(b) of that section, or could not be positively identified 1719
because the elector's social security number, driver's license 1720
number, or state identification card number did not match the 1721
records maintained by the bureau of motor vehicles under that 1722
division. 1723~~

~~(b) If, in examining a provisional ballot affirmation and 1724
additional information under divisions (B)(1) and (2) of this 1725
section, the board is unable to determine either of the following, 1726
the provisional ballot envelope shall not be opened, and the 1727~~

ballot shall not be counted: 1728

(i) Whether the individual named on the affirmation is 1729
qualified or properly registered to vote; 1730

(ii) Whether the individual named on the affirmation is 1731
eligible to cast a ballot in the precinct or for the election in 1732
which the individual cast the provisional ballot. 1733

(C)(1) For each provisional ballot rejected under division 1734
(B)~~(4)~~(3) of this section, the board shall record the name of the 1735
provisional voter who cast the ballot, the identification number 1736
of the provisional ballot envelope, the names of the election 1737
officials who determined the validity of that ballot, the date and 1738
time that the determination was made, and the reason that the 1739
ballot was not counted. 1740

(2) Provisional ballots that are rejected under division 1741
(B)~~(4)~~(3) of this section shall not be counted but shall be 1742
preserved in their provisional ballot envelopes unopened until the 1743
time provided by section 3505.31 of the Revised Code for the 1744
destruction of all other ballots used at the election for which 1745
ballots were provided, at which time they shall be destroyed. 1746

(D) Provisional ballots that the board determines are 1747
eligible to be counted under division (B)~~(3)~~(2) of this section 1748
shall be counted in the same manner as provided for other ballots 1749
under section 3505.27 of the Revised Code. No provisional ballots 1750
shall be counted in a particular county until the board determines 1751
the eligibility to be counted of all provisional ballots cast in 1752
that county under division (B) of this section for that election. 1753
Observers, as provided in section 3505.21 of the Revised Code, may 1754
be present at all times that the board is determining the 1755
eligibility of provisional ballots to be counted and counting 1756
those provisional ballots determined to be eligible. No person 1757
shall recklessly disclose the count or any portion of the count of 1758

provisional ballots in such a manner as to jeopardize the secrecy 1759
of any individual ballot. 1760

~~(E)(1) Except as otherwise provided in division (E)(2) of~~ 1761
~~this section, nothing~~ Nothing in this section shall prevent a 1762
board of elections from examining provisional ballot affirmations 1763
~~and additional information under divisions (B)(1) and (2) of this~~ 1764
~~section~~ to determine the eligibility of provisional ballots to be 1765
counted during the ten days after the day of an election. 1766

~~(2) A board of elections shall not examine the provisional~~ 1767
~~ballot affirmation and additional information under divisions~~ 1768
~~(B)(1) and (2) of this section of any provisional ballot for which~~ 1769
~~an election official has indicated under division (B)(7) of~~ 1770
~~section 3505.181 of the Revised Code that additional information~~ 1771
~~is required for the board of elections to determine the~~ 1772
~~eligibility of the individual who cast that provisional ballot~~ 1773
~~until the individual provides any information required under~~ 1774
~~division (B)(8) of section 3505.181 of the Revised Code, until any~~ 1775
~~hearing required to be conducted under section 3503.24 of the~~ 1776
~~Revised Code with regard to the provisional voter is held, or~~ 1777
~~until the eleventh day after the day of the election, whichever is~~ 1778
~~earlier.~~ 1779

Sec. 3509.03. Except as provided in section 3509.031 or 1780
division (B) of section 3509.08 of the Revised Code, any qualified 1781
elector desiring to vote absent voter's ballots at an election 1782
shall make written application for those ballots to the director 1783
of elections of the county in which the elector's voting residence 1784
is located. The application need not be in any particular form but 1785
shall contain all of the following: 1786

(A) The elector's name; 1787

(B) The elector's signature; 1788

| | |
|--|--|
| (C) The address at which the elector is registered to vote; | 1789 |
| (D) The elector's date of birth; | 1790 |
| (E) One <u>The elector's photo identification or nonphoto state</u> <u>identification card, or one of the following:</u> | 1791 1792 |
| (1) The elector's driver's license number <u>or state</u> <u>identification card number; or</u> | 1793 1794 |
| (2) The last four digits of the elector's social security number; | 1795 1796 |
| (3) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of an election mailed by a board of elections under section 3501.19 of the Revised Code or a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector. | 1797 1798 1799 1800 1801 1802 1803 1804 |
| (F) A statement identifying the election for which absent voter's ballots are requested; | 1805 1806 |
| (G) A statement that the person requesting the ballots is a qualified elector; | 1807 1808 |
| (H) If the request is for primary election ballots, the elector's party affiliation; | 1809 1810 |
| (I) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed. | 1811 1812 |
| Each application for absent voter's ballots shall be | 1813 |
| delivered to the director <u>board</u> not earlier than the first day of | 1814 |
| January of the year of the elections for which the absent voter's | 1815 |
| ballots are requested or not earlier than ninety days before the | 1816 |
| day of the election at which the ballots are to be voted, | 1817 |
| whichever is earlier, and not later than twelve noon of the third | 1818 |

day before the day of the election at which the ballots are to be 1819
voted, or not later than the close of regular business hours on 1820
the day before the day of the election at which the ballots are to 1821
be voted if the application is delivered in person to the office 1822
of the board. 1823

A board of elections shall not mail any unsolicited 1824
applications for absent voter's ballots. A board shall only mail 1825
an absent voter's ballot application to an elector who has 1826
requested such an application from the board. A board of elections 1827
that mails an absent voter's ballot application to an elector 1828
under this section shall not prepay the return postage for that 1829
application. 1830

Sec. 3509.031. (A) Any qualified elector who is a member of 1831
the organized militia called to active duty within the state and 1832
who will be unable to vote on election day on account of that 1833
active duty may make written application for absent voter's 1834
ballots to the ~~director~~ board of elections for the county in which 1835
the elector's voting residence is located. The elector may 1836
personally deliver the application to the ~~director~~ office of the 1837
board or may mail it, send it by facsimile machine, or otherwise 1838
send it to the ~~director~~ board. The application need not be in any 1839
particular form but shall contain all of the following: 1840

(1) The elector's name; 1841

(2) The elector's signature; 1842

(3) The address at which the elector is registered to vote; 1843

(4) The elector's date of birth; 1844

(5) ~~One~~ The elector's photo identification or nonphoto state 1845
identification card, or one of the following: 1846

(a) The elector's driver's license number or state 1847
identification card number; or 1848

| | |
|--|--|
| (b) The last four digits of the elector's social security number; | 1849 1850 |
| (c) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of an election mailed by a board of elections under section 3501.19 of the Revised Code or a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector. | 1851 1852 1853 1854 1855 1856 1857 1858 |
| (6) A statement identifying the election for which absent voter's ballots are requested; | 1859 1860 |
| (7) A statement that the person requesting the ballots is a qualified elector; | 1861 1862 |
| (8) A statement that the elector is a member of the organized militia serving on active duty within the state; | 1863 1864 |
| (9) If the request is for primary election ballots, the elector's party affiliation; | 1865 1866 |
| (10) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed; | 1867 1868 |
| (11) If the elector desires ballots to be sent to the elector by facsimile machine, the telephone number to which they shall be so sent. | 1869 1870 1871 |
| (B) Application to have absent voter's ballots mailed or sent by facsimile machine to a qualified elector who is a member of the organized militia called to active duty within the state and who will be unable to vote on election day on account of that active duty may be made by the spouse of the militia member or the father, mother, father-in-law, mother-in-law, grandfather, grandmother, brother or sister of the whole blood or half blood, | 1872 1873 1874 1875 1876 1877 1878 |

son, daughter, adopting parent, adopted child, stepparent, 1879
stepchild, uncle, aunt, nephew, or niece of the militia member. 1880
The application shall be in writing upon a blank form furnished 1881
only by the ~~director~~ board of elections. The form of the 1882
application shall be prescribed by the secretary of state. The 1883
~~director~~ board shall furnish that blank form to any of the 1884
relatives specified in this division desiring to make the 1885
application, only upon the request of such a relative in person at 1886
the office of the board or upon the written request of such a 1887
relative mailed to the office of the board. The application, 1888
subscribed and sworn to by the applicant, shall contain all of the 1889
following: 1890

(1) The full name of the elector for whom ballots are 1891
requested; 1892

(2) A statement that such person is a qualified elector in 1893
the county; 1894

(3) The address at which the elector is registered to vote; 1895

(4) The elector's date of birth; 1896

(5) One of the following: 1897

(a) The elector's driver's license number or state 1898
identification card number; 1899

(b) The ~~last four digits of the~~ elector's social security 1900
number; 1901

(c) A copy of the elector's ~~current and valid~~ photo 1902
identification, or a copy of a ~~military~~ nonphoto state 1903
identification, ~~or a copy of a current utility bill, bank~~ 1904
~~statement, government check, paycheck, or other government~~ 1905
~~document, other than a notice of an election mailed by a board of~~ 1906
~~elections under section 3501.19 of the Revised Code or a notice of~~ 1907
~~voter registration mailed by a board of elections under section~~ 1908

| | |
|---|------|
| 3503.19 of the Revised Code, that shows the name and address of | 1909 |
| the elector <u>card</u>. | 1910 |
| (6) A statement identifying the election for which absent | 1911 |
| voter's ballots are requested; | 1912 |
| (7) A statement that the elector is a member of the organized | 1913 |
| militia serving on active duty within the state; | 1914 |
| (8) If the request is for primary election ballots, the | 1915 |
| elector's party affiliation; | 1916 |
| (9) A statement that the applicant bears a relationship to | 1917 |
| the elector as specified in division (B) of this section; | 1918 |
| (10) The address to which ballots shall be mailed or | 1919 |
| telephone number to which ballots shall be sent by facsimile | 1920 |
| machine; | 1921 |
| (11) The signature and address of the person making the | 1922 |
| application. | 1923 |
| (C) Applications to have absent voter's ballots mailed or | 1924 |
| sent by facsimile machine shall not be valid if dated, postmarked, | 1925 |
| or received by the director <u>board</u> prior to the ninetieth day | 1926 |
| before the day of the election for which ballots are requested or | 1927 |
| if delivered to the director <u>board</u> later than twelve noon of the | 1928 |
| third day preceding the day of such election. If, after the | 1929 |
| ninetieth day and before four p.m. of the day before the day of an | 1930 |
| election, a valid application for absent voter's ballots is | 1931 |
| delivered to the director of elections at the office of the board | 1932 |
| by a militia member making application in the militia member's own | 1933 |
| behalf, the director <u>board</u> shall forthwith deliver to the militia | 1934 |
| member all absent voter's ballots then ready for use, together | 1935 |
| with an identification envelope. The militia member shall then | 1936 |
| vote the absent voter's ballots in the manner provided in section | 1937 |
| 3509.05 of the Revised Code. | 1938 |

(D) A board of elections shall not mail any unsolicited applications for absent voter's ballots. A board shall only mail an absent voter's ballot application to an elector who has requested such an application from the board. A board of elections that mails an absent voter's ballot application to an elector under this section shall not prepay the return postage for that application.

Sec. 3509.04. (A) If a ~~director~~ of a board of elections receives an application for absent voter's ballots that does not contain all of the required information, the ~~director~~ board promptly shall notify the applicant of the additional information required to be provided by the applicant to complete that application.

(B) Upon receipt by the ~~director~~ board of elections of an application for absent voter's ballots that contains all of the required information, as provided by sections 3509.03 and 3509.031 and division (G) of section 3503.16 of the Revised Code, the ~~director~~ board, if the ~~director~~ board finds that the applicant is a qualified elector, shall deliver to the applicant in person or mail directly to the applicant by special delivery mail, air mail, or regular mail, postage prepaid, proper absent voter's ballots. The ~~director~~ board shall deliver or mail with the ballots an unsealed identification envelope upon the face of which shall be printed a form substantially as follows:

"Identification Envelope Statement of Voter

I,(Name of voter), declare under penalty of election falsification that the within ballot or ballots contained no voting marks of any kind when I received them, and I caused the ballot or ballots to be marked, enclosed in the identification envelope, and sealed in that envelope.

My voting residence in Ohio is

| | |
|---|------|
| | 1970 |
| (Street and Number, if any, or Rural Route and Number) | 1971 |
| of (City, Village, or Township) | 1972 |
| Ohio, which is in Ward Precinct | 1973 |
| in that city, village, or township. | 1974 |
| The primary election ballots, if any, within this envelope | 1975 |
| are primary election ballots of the Party. | 1976 |
| Ballots contained within this envelope are to be voted at the | 1977 |
| (general, special, or primary) election to be held on | 1978 |
| the day of, | 1979 |
| My date of birth is (Month and Day), | 1980 |
| (Year). | 1981 |
| (Voter must provide one of the following:) | 1982 |
| My driver's license number is (Driver's | 1983 |
| license number). | 1984 |
| <u>My state identification card number is (Ohio</u> | 1985 |
| <u>identification card number).</u> | 1986 |
| The last four digits of my My Social Security Number are is | 1987 |
| (Last four digits of Social Security Number). | 1988 |
| In lieu of providing a driver's license number, <u>state</u> | 1989 |
| <u>identification card number</u> , or the last four digits of my Social | 1990 |
| Security Number, I am enclosing a copy of one of the following <u>my</u> | 1991 |
| <u>photo identification or my nonphoto state identification card</u> in | 1992 |
| the return envelope in which this identification envelope will be | 1993 |
| mailed: a current and valid photo identification, a military | 1994 |
| identification, or a current utility bill, bank statement, | 1995 |
| government check, paycheck, or other government document, other | 1996 |
| than a notice of an election mailed by a board of elections under | 1997 |
| section 3501.19 of the Revised Code or a notice of voter | 1998 |
| registration mailed by a board of elections, that shows my name | 1999 |

~~and address.~~ 2000

I hereby declare, under penalty of election falsification, 2001
that the statements above are true, as I verily believe. 2002

..... 2003

(Signature of Voter) 2004

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 2005
THE FIFTH DEGREE." 2006

The ~~director~~ board of elections shall mail with the ballots 2007
and the unsealed identification envelope an unsealed return 2008
envelope upon the face of which shall be printed the official 2009
title and post-office address of the director. In the upper left 2010
corner on the face of the return envelope, several blank lines 2011
shall be printed upon which the voter may write the voter's name 2012
and return address. The return envelope shall be of such size that 2013
the identification envelope can be conveniently placed within it 2014
for returning the identification envelope to the ~~director~~ board. 2015

Sec. 3509.05. (A) When an elector receives an absent voter's 2016
ballot pursuant to the elector's application or request, the 2017
elector shall, before placing any marks on the ballot, note 2018
whether there are any voting marks on it. If there are any voting 2019
marks, the ballot shall be returned immediately to the board of 2020
elections; otherwise, the elector shall cause the ballot to be 2021
marked, folded in a manner that the stub on it and the 2022
indorsements and facsimile signatures of the members of the board 2023
of elections on ~~the back of~~ it are visible, and placed and sealed 2024
within the identification envelope received from the ~~director~~ 2025
board of elections for that purpose. Then, the elector shall cause 2026
the statement of voter on the outside of the identification 2027
envelope to be completed and signed, under penalty of election 2028
falsification. 2029

If the elector does not provide the elector's driver's 2030

license number, state identification card number, or ~~the last four~~ 2031
~~digits of the elector's~~ social security number on the statement of 2032
voter on the identification envelope, the elector ~~also~~ shall 2033
include in the return envelope with the identification envelope a 2034
copy of the elector's ~~current valid~~ photo identification, or a 2035
copy of a ~~military nonphoto state~~ identification, ~~or a copy of a~~ 2036
~~current utility bill, bank statement, government check, paycheck,~~ 2037
~~or other government document, other than a notice of an election~~ 2038
~~mailed by a board of elections under section 3501.19 of the~~ 2039
~~Revised Code or a notice of voter registration mailed by a board~~ 2040
~~of elections under section 3503.19 of the Revised Code, that shows~~ 2041
~~the name and address of the elector~~ card. 2042

The elector shall mail the identification envelope to the 2043
~~director board~~ from ~~whom~~ which it was received in the return 2044
envelope, postage prepaid, or the elector may personally deliver 2045
it to the ~~director~~ office of the board, or the spouse of the 2046
elector, the father, mother, father-in-law, mother-in-law, 2047
grandfather, grandmother, brother, or sister of the whole or half 2048
blood, or the son, daughter, adopting parent, adopted child, 2049
stepparent, stepchild, uncle, aunt, nephew, or niece of the 2050
elector may deliver it to the ~~director~~ board. The return envelope 2051
shall be transmitted to the ~~director~~ board in no other manner, 2052
except as provided in section 3509.08 of the Revised Code. 2053

When absent voter's ballots are delivered to an elector at 2054
the office of the board, the elector may retire to a voting 2055
compartment provided by the board and there mark the ballots. 2056
Thereupon, the elector shall fold them, place them in the 2057
identification envelope provided, seal the envelope, fill in and 2058
sign the statement on the envelope under penalty of election 2059
falsification, and deliver the envelope to the ~~director of the~~ 2060
board. 2061

Except as otherwise provided in division (B) of this section, 2062

all other envelopes containing marked absent voter's ballots shall 2063
be delivered to the ~~director~~ board not later than the close of the 2064
polls on the day of an election. Absent voter's ballots delivered 2065
to the ~~director~~ board later than the times specified shall not be 2066
counted, but shall be kept by the board in the sealed 2067
identification envelopes in which they are delivered to the 2068
director, until the time provided by section 3505.31 of the 2069
Revised Code for the destruction of all other ballots used at the 2070
election for which ballots were provided, at which time they shall 2071
be destroyed. 2072

(B)(1) Except as otherwise provided in division (B)(2) of 2073
this section, any return envelope that is postmarked prior to the 2074
day of the election shall be delivered to the ~~director~~ board prior 2075
to the eleventh day after the election. Ballots delivered in 2076
envelopes postmarked prior to the day of the election that are 2077
received after the close of the polls on election day through the 2078
tenth day thereafter shall be counted on the eleventh day at the 2079
board of elections in the manner provided in divisions (C) and (D) 2080
of section 3509.06 of the Revised Code. Any such ballots that are 2081
received by the ~~director~~ board later than the tenth day following 2082
the election shall not be counted, but shall be kept by the board 2083
in the sealed identification envelopes as provided in division (A) 2084
of this section. 2085

(2) Division (B)(1) of this section shall not apply to any 2086
mail that is postmarked using a postage evidencing system, 2087
including a postage meter, as defined in 39 C.F.R. 501.1. 2088

(C) Upon receipt of any return envelope prior to the eleventh 2089
day after the day of any election, the board of elections shall 2090
open it but shall not open the identification envelope contained 2091
in it. If, upon so opening the return envelope, the board finds 2092
ballots in it that are not enclosed in and properly sealed in the 2093
identification envelope, the board shall not look at the markings 2094

upon the ballots and shall promptly place them in the 2095
identification envelope and promptly seal it. If, upon so opening 2096
the return envelope, the board finds that ballots are enclosed in 2097
the identification envelope but that it is not properly sealed, 2098
the board shall not look at the markings upon the ballots and 2099
shall promptly seal the identification envelope. 2100

Sec. 3509.08. (A) Any qualified elector, who, on account of 2101
the elector's own personal illness, physical disability, or 2102
infirmity, or on account of the elector's confinement in a jail or 2103
workhouse under sentence for a misdemeanor or awaiting trial on a 2104
felony or misdemeanor, will be unable to travel from the elector's 2105
home or place of confinement to the voting booth in the elector's 2106
precinct on the day of any general, special, or primary election 2107
may make application in writing for an absent voter's ballot to 2108
~~the director~~ of the board of elections of the elector's county. 2109
The application shall include all of the information required 2110
under section 3509.03 of the Revised Code and shall state the 2111
nature of the elector's illness, physical disability, or 2112
infirmity, or the fact that the elector is confined in a jail or 2113
workhouse and the elector's resultant inability to travel to the 2114
election booth in the elector's precinct on election day. The 2115
application shall not be valid if it is delivered to the ~~director~~ 2116
board before the ninetieth day or after twelve noon of the third 2117
day before the day of the election at which the ballot is to be 2118
voted. 2119

The absent voter's ballot may be mailed directly to the 2120
applicant at the applicant's voting residence or place of 2121
confinement as stated in the applicant's application, or the board 2122
may designate two board employees belonging to the two major 2123
political parties for the purpose of delivering the ballot to the 2124
disabled or confined elector and returning it to the board, unless 2125
the applicant is confined to a public or private institution 2126

within the county, in which case the board shall designate two 2127
board employees belonging to the two major political parties for 2128
the purpose of delivering the ballot to the disabled or confined 2129
elector and returning it to the board. In all other instances, the 2130
ballot shall be returned to the office of the board in the manner 2131
prescribed in section 3509.05 of the Revised Code. 2132

Any disabled or confined elector who declares to the two 2133
board employees belonging to the two major political parties that 2134
the elector is unable to mark the elector's ballot by reason of 2135
physical infirmity that is apparent to the employees to be 2136
sufficient to incapacitate the voter from marking the elector's 2137
ballot properly, may receive, upon request, the assistance of the 2138
employees in marking the elector's ballot, and they shall 2139
thereafter give no information in regard to this matter. Such 2140
assistance shall not be rendered for any other cause. 2141

When two board employees belonging to the two major political 2142
parties deliver a ballot to a disabled or confined elector, each 2143
of the employees shall be present when the ballot is delivered, 2144
when assistance is given, and when the ballot is returned to the 2145
office of the board, and shall subscribe to the declaration on the 2146
identification envelope. 2147

The secretary of state shall prescribe the form of 2148
application for absent voter's ballots under this division. 2149

This chapter applies to disabled and confined absent voter's 2150
ballots except as otherwise provided in this section. 2151

(B)(1) Any qualified elector who is unable to travel to the 2152
voting booth in the elector's precinct on the day of any general, 2153
special, or primary election may apply to ~~the director~~ of the 2154
board of elections of the county where the elector is a qualified 2155
elector to vote in the election by absent voter's ballot if either 2156
of the following apply: 2157

(a) The elector is confined in a hospital as a result of an 2158
accident or unforeseeable medical emergency occurring before the 2159
election; 2160

(b) The elector's minor child is confined in a hospital as a 2161
result of an accident or unforeseeable medical emergency occurring 2162
before the election. 2163

(2) The application authorized under division (B)(1) of this 2164
section shall be made in writing, shall include all of the 2165
information required under section 3509.03 of the Revised Code, 2166
and shall be delivered to the ~~director~~ board not later than three 2167
p.m. on the day of the election. The application shall indicate 2168
the hospital where the applicant or the applicant's child is 2169
confined, the date of the applicant's or the applicant's child's 2170
admission to the hospital, and the offices for which the applicant 2171
is qualified to vote. The applicant may also request that a member 2172
of the applicant's family, as listed in section 3509.05 of the 2173
Revised Code, deliver the absent voter's ballot to the applicant. 2174
The ~~director~~ board, after establishing to the ~~director's~~ board's 2175
satisfaction the validity of the circumstances claimed by the 2176
applicant, shall supply an absent voter's ballot to be delivered 2177
to the applicant. When the applicant or the applicant's child is 2178
in a hospital in the county where the applicant is a qualified 2179
elector and no request is made for a member of the family to 2180
deliver the ballot, the ~~director~~ board shall arrange for the 2181
delivery of an absent voter's ballot to the applicant, and for its 2182
return to the office of the board, by two board employees 2183
belonging to the two major political parties according to the 2184
procedures prescribed in division (A) of this section. When the 2185
applicant or the applicant's child is in a hospital outside the 2186
county where the applicant is a qualified elector and no request 2187
is made for a member of the family to deliver the ballot, the 2188
~~director~~ board shall arrange for the delivery of an absent voter's 2189

ballot to the applicant by mail, and the ballot shall be returned 2190
to the office of the board in the manner prescribed in section 2191
3509.05 of the Revised Code. 2192

(3) Any qualified elector who is eligible to vote under 2193
division (B) or (C) of section 3503.16 of the Revised Code but is 2194
unable to do so because of the circumstances described in division 2195
(B)(2) of this section may vote in accordance with division (B)(1) 2196
of this section if that qualified elector states in the 2197
application for absent voter's ballots that that qualified elector 2198
moved or had a change of name under the circumstances described in 2199
division (B) or (C) of section 3503.16 of the Revised Code and if 2200
that qualified elector complies with divisions (G)(1) to (4) of 2201
section 3503.16 of the Revised Code. 2202

(C) Any qualified elector described in division (A) or (B)(1) 2203
of this section who needs no assistance to vote or to return 2204
absent voter's ballots to the board of elections may apply for 2205
absent voter's ballots under section 3509.03 of the Revised Code 2206
instead of applying for them under this section. 2207

(D) Any qualified elector described in division (A) or (B)(1) 2208
of this section to whom ballots are delivered by two employees of 2209
the board of elections or who votes with the assistance of two 2210
employees of the board of elections shall be considered to have 2211
cast absent voter's ballots by mail, rather than in person, for 2212
the purpose of the laws governing voter identification. Such an 2213
elector may provide any of the types of identification acceptable 2214
for mail-in absent voter's ballots to the election officials at 2215
the time the ballots are delivered to the elector or at the time 2216
the election officials assist the elector in marking the ballot, 2217
as the case may be. 2218

Sec. 3511.02. Notwithstanding any section of the Revised Code 2219
to the contrary, whenever any person applies for registration as a 2220

voter on a form adopted in accordance with federal regulations 2221
relating to the "Uniformed and Overseas Citizens Absentee Voting 2222
Act," 100 Stat. 924, 42 U.S.C.A. 1973ff (1986), this application 2223
shall be sufficient for voter registration and as a request for an 2224
absent voter's ballot. Uniformed services or overseas absent 2225
voter's ballots may be obtained by any person meeting the 2226
requirements of section 3511.01 of the Revised Code by applying 2227
electronically to the secretary of state or to the board of 2228
elections of the county in which the person's voting residence is 2229
located in accordance with section 3511.021 of the Revised Code or 2230
by applying to ~~the director of~~ the board of elections of the 2231
county in which the person's voting residence is located, in one 2232
of the following ways: 2233

(A) That person may make written application for those 2234
ballots. The person may personally deliver the application to the 2235
~~director~~ board or may mail it, send it by facsimile machine, or 2236
otherwise send it to the ~~director~~ board. The application need not 2237
be in any particular form but shall contain all of the following 2238
information: 2239

(1) The elector's name; 2240

(2) The elector's signature; 2241

(3) The address at which the elector is registered to vote; 2242

(4) The elector's date of birth; 2243

(5) ~~One~~ The elector's photo identification or nonphoto state 2244
identification card, or one of the following: 2245

(a) The elector's driver's license number or state 2246
identification card number; or 2247

(b) The ~~last four digits of the~~ elector's social security 2248
number; 2249

~~(c) A copy of the elector's current and valid photo~~ 2250

~~identification, a copy of a military identification, or a copy of 2251~~
~~a current utility bill, bank statement, government check, 2252~~
~~paycheck, or other government document, other than a notice of an 2253~~
~~election mailed by a board of elections under section 3501.19 of 2254~~
~~the Revised Code or a notice of voter registration mailed by a 2255~~
~~board of elections under section 3503.19 of the Revised Code, that 2256~~
~~shows the name and address of the elector. 2257~~

(6) A statement identifying the election for which absent 2258
voter's ballots are requested; 2259

(7) A statement that the person requesting the ballots is a 2260
qualified elector; 2261

(8) A statement that the elector is an absent uniformed 2262
services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 2263

(9) A statement of the elector's length of residence in the 2264
state immediately preceding the commencement of service, 2265
immediately preceding the date of leaving to be with or near the 2266
service member, or immediately preceding leaving the United 2267
States, whichever is applicable; 2268

(10) If the request is for primary election ballots, the 2269
elector's party affiliation; 2270

(11) If the elector desires ballots to be mailed to the 2271
elector, the address to which those ballots shall be mailed; 2272

(12) If the elector desires ballots to be sent to the elector 2273
by facsimile machine, the telephone number to which they shall be 2274
so sent. 2275

(B) A voter or any relative of a voter listed in division (C) 2276
of this section may use a single federal post card application to 2277
apply for uniformed services or overseas absent voter's ballots 2278
for use at the primary and general elections in a given year and 2279
any special election to be held on the day in that year specified 2280

by division (E) of section 3501.01 of the Revised Code for the 2281
holding of a primary election, designated by the general assembly 2282
for the purpose of submitting constitutional amendments proposed 2283
by the general assembly to the voters of the state. A single 2284
federal postcard application shall be processed by the board of 2285
elections pursuant to section 3511.04 of the Revised Code the same 2286
as if the voter had applied separately for uniformed services or 2287
overseas absent voter's ballots for each election. 2288

(C) Application to have uniformed services or overseas absent 2289
voter's ballots mailed or sent by facsimile machine to such a 2290
person may be made by the spouse, father, mother, father-in-law, 2291
mother-in-law, grandfather, grandmother, brother or sister of the 2292
whole blood or half blood, son, daughter, adopting parent, adopted 2293
child, stepparent, stepchild, uncle, aunt, nephew, or niece of 2294
such a person. The application shall be in writing upon a blank 2295
form furnished only by the ~~director~~ board of elections or on a 2296
single federal post card as provided in division (B) of this 2297
section. The form of the application shall be prescribed by the 2298
secretary of state. The ~~director~~ board shall furnish that blank 2299
form to any of the relatives specified in this division desiring 2300
to make the application, only upon the request of such a relative 2301
made in person at the office of the board or upon the written 2302
request of such a relative mailed to the office of the board. The 2303
application, subscribed and sworn to by the applicant, shall 2304
contain all of the following: 2305

(1) The full name of the elector for whom ballots are 2306
requested; 2307

(2) A statement that the elector is an absent uniformed 2308
services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 2309

(3) The address at which the elector is registered to vote; 2310

(4) A statement identifying the elector's length of residence 2311

| | |
|---|------|
| in the state immediately preceding the commencement of service, | 2312 |
| immediately preceding the date of leaving to be with or near a | 2313 |
| service member, or immediately preceding leaving the United | 2314 |
| States, as the case may be; | 2315 |
| (5) The elector's date of birth; | 2316 |
| (6) One of the following: | 2317 |
| (a) The elector's driver's license number <u>or state</u> | 2318 |
| <u>identification card number</u> ; | 2319 |
| (b) The last four digits of the elector's social security | 2320 |
| number; | 2321 |
| (c) A copy of the elector's current and valid photo | 2322 |
| identification, <u>or</u> a copy of a military <u>nonphoto state</u> | 2323 |
| identification, or a copy of a current utility bill, bank | 2324 |
| statement, government check, paycheck, or other government | 2325 |
| document, other than a notice of an election mailed by a board of | 2326 |
| elections under section 3501.19 of the Revised Code or a notice of | 2327 |
| voter registration mailed by a board of elections under section | 2328 |
| 3503.19 of the Revised Code, that shows the name and address of | 2329 |
| the elector <u>card</u> . | 2330 |
| (7) A statement identifying the election for which absent | 2331 |
| voter's ballots are requested; | 2332 |
| (8) A statement that the person requesting the ballots is a | 2333 |
| qualified elector; | 2334 |
| (9) If the request is for primary election ballots, the | 2335 |
| elector's party affiliation; | 2336 |
| (10) A statement that the applicant bears a relationship to | 2337 |
| the elector as specified in division (C) of this section; | 2338 |
| (11) The address to which ballots shall be mailed or the | 2339 |
| telephone number to which ballots shall be sent by facsimile | 2340 |
| machine; | 2341 |

(12) The signature and address of the person making the application. 2342
2343

Each application for uniformed services or overseas absent voter's ballots shall be delivered to the ~~director~~ board not earlier than the first day of January of the year of the elections for which the uniformed services or overseas absent voter's ballots are requested or not earlier than ninety days before the day of the election at which the ballots are to be voted, whichever is earlier, and not later than twelve noon of the third day preceding the day of the election, or not later than the close of regular business hours on the day before the day of the election at which those ballots are to be voted if the application is delivered in person to the office of the board. 2344
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(D) If the voter for whom the application is made is entitled to vote for presidential and vice-presidential electors only, the applicant shall submit to the ~~director~~ board in addition to the requirements of divisions (A), (B), and (C) of this section, a statement to the effect that the voter is qualified to vote for presidential and vice-presidential electors and for no other offices. 2355
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Sec. 3511.05. (A) The ~~director of the~~ board of elections shall place uniformed services or overseas absent voter's ballots sent by mail in an unsealed identification envelope, gummed ready for sealing. The ~~director~~ board shall include with uniformed services or overseas absent voter's ballots sent electronically, including by facsimile machine, an instruction sheet for preparing a gummed envelope in which the ballots shall be returned. The envelope for returning ballots sent by either means shall have printed or written on its face a form substantially as follows: 2362
2363
2364
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2370

"Identification Envelope Statement of Voter 2371

I,(Name of voter), declare under 2372

penalty of election falsification that the within ballot or 2373
ballots contained no voting marks of any kind when I received 2374
them, and I caused the ballot or ballots to be marked, enclosed in 2375
the identification envelope, and sealed in that envelope. 2376

My voting residence in Ohio is 2377
..... 2378

(Street and Number, if any, or Rural Route and Number) 2379

of (City, Village, or Township) 2380

Ohio, which is in Ward Precinct 2381

in that city, village, or township. 2382

The primary election ballots, if any, within this envelope 2383

are primary election ballots of the Party. 2384

Ballots contained within this envelope are to be voted at the 2385

..... (general, special, or primary) election to be held on 2386

the day of, 2387

My date of birth is (Month and Day), 2388

..... (Year). 2389

(Voter must provide one of the following:) 2390

My driver's license number is (Driver's 2391

license number). 2392

My state identification card number is (Ohio 2393

identification card number). 2394

~~The last four digits of my My Social Security Number are is~~ 2395

~~..... (Last four digits of Social Security Number).~~ 2396

..... In lieu of providing a driver's license number, state 2397

identification card number, or ~~the last four digits of~~ my Social 2398

Security Number, I am enclosing a copy of ~~one of the following~~ my 2399

photo identification or my nonphoto state identification card in 2400

the return envelope in which this identification envelope will be 2401

~~mailed: a current and valid photo identification, a military~~ 2402

~~identification, or a current utility bill, bank statement, 2403
government check, paycheck, or other government document, other 2404
than a notice of an election mailed by a board of elections under 2405
section 3501.19 of the Revised Code or a notice of voter 2406
registration mailed by a board of elections, that shows my name 2407
and address. 2408~~

I hereby declare, under penalty of election falsification, 2409
that the statements above are true, as I verily believe. 2410

..... 2411

(Signature of Voter) 2412

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 2413
THE FIFTH DEGREE." 2414

(B) The ~~director~~ board shall also mail with the ballots and 2415
the unsealed identification envelope sent by mail an unsealed 2416
return envelope, gummed, ready for sealing, for use by the voter 2417
in returning the voter's marked ballots to the ~~director~~ board. The 2418
~~director~~ board shall send with the ballots and the instruction 2419
sheet for preparing a gummed envelope sent electronically, 2420
including by facsimile machine, an instruction sheet for preparing 2421
a second gummed envelope as described in this division, for use by 2422
the voter in returning that voter's marked ballots to the ~~director~~ 2423
board. The return envelope shall have two parallel lines, each one 2424
quarter of an inch in width, printed across its face paralleling 2425
the top, with an intervening space of one quarter of an inch 2426
between such lines. The top line shall be one and one-quarter 2427
inches from the top of the envelope. Between the parallel lines 2428
shall be printed: "OFFICIAL ELECTION UNIFORMED SERVICES OR 2429
OVERSEAS ABSENT VOTER'S BALLOTS -- VIA AIR MAIL." Three blank 2430
lines shall be printed in the upper left corner on the face of the 2431
envelope for the use by the voter in placing the voter's complete 2432
military, naval, or mailing address on these lines, and beneath 2433
these lines there shall be printed a box beside the words "check 2434

if out-of-country." The voter shall check this box if the voter 2435
will be outside the United States on the day of the election. The 2436
official title and the post-office address of the ~~director~~ board 2437
to ~~whom~~ which the envelope shall be returned shall be printed on 2438
the face of such envelope in the lower right portion below the 2439
bottom parallel line. 2440

(C) On the back of each identification envelope and each 2441
return envelope shall be printed the following: 2442

"Instructions to voter: 2443

If the flap on this envelope is so firmly stuck to the back 2444
of the envelope when received by you as to require forcible 2445
opening in order to use it, open the envelope in the manner least 2446
injurious to it, and, after marking your ballots and enclosing 2447
same in the envelope for mailing them to ~~the director~~ of the board 2448
of elections, reclose the envelope in the most practicable way, by 2449
sealing or otherwise, and sign the blank form printed below. 2450

The flap on this envelope was firmly stuck to the back of the 2451
envelope when received, and required forced opening before sealing 2452
and mailing. 2453

..... 2454
(Signature of voter)" 2455

(D) Division (C) of this section does not apply when absent 2456
voter's ballots are sent electronically, including by facsimile 2457
machine. 2458

Sec. 3511.09. Upon receiving uniformed services or overseas 2459
absent voter's ballots, the elector shall cause the questions on 2460
the face of the identification envelope to be answered, and, by 2461
writing the elector's usual signature in the proper place on the 2462
identification envelope, the elector shall declare under penalty 2463
of election falsification that the answers to those questions are 2464

true and correct to the best of the elector's knowledge and 2465
belief. Then, the elector shall note whether there are any voting 2466
marks on the ballot. If there are any voting marks, the ballot 2467
shall be returned immediately to the board of elections; 2468
otherwise, the elector shall cause the ballot to be marked, folded 2469
separately so as to conceal the markings on it, deposited in the 2470
identification envelope, and securely sealed in the identification 2471
envelope. The elector then shall cause the identification envelope 2472
to be placed within the return envelope, sealed in the return 2473
envelope, and mailed to ~~the director of~~ the board of elections to 2474
whom it is addressed, postage prepaid. If the elector does not 2475
provide the elector's driver's license number, state 2476
identification card number or ~~the last four digits of the~~ 2477
~~elector's~~ social security number on the statement of voter on the 2478
identification envelope, the elector ~~also~~ shall include in the 2479
return envelope with the identification envelope a copy of the 2480
elector's ~~current valid~~ photo identification, or a copy of a 2481
~~military nonphoto state~~ identification, ~~or a copy of a current~~ 2482
~~utility bill, bank statement, government check, paycheck, or other~~ 2483
~~government document, other than a notice of an election mailed by~~ 2484
~~a board of elections under section 3501.19 of the Revised Code or~~ 2485
~~a notice of voter registration mailed by a board of elections~~ 2486
~~under section 3503.19 of the Revised Code, that shows the name and~~ 2487
~~address of the elector~~ card. Each elector who will be outside the 2488
United States on the day of the election shall check the box on 2489
the return envelope indicating this fact and shall mail the return 2490
envelope to the ~~director~~ board prior to the close of the polls on 2491
election day. 2492

Every uniformed services or overseas absent voter's ballot 2493
identification envelope shall be accompanied by the following 2494
statement in boldface capital letters: WHOEVER COMMITS ELECTION 2495
FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE. 2496

Sec. 4507.50. (A) The registrar of motor vehicles or a deputy registrar, upon receipt of an application filed in compliance with section 4507.51 of the Revised Code by any person who is a resident or a temporary resident of this state and, except as otherwise provided in this section, is not licensed as an operator of a motor vehicle in this state or another licensing jurisdiction, and, except as provided in ~~division~~ divisions (B) and (C) of this section, upon receipt of a fee of three dollars and fifty cents, shall issue an identification card to that person.

Any person who is a resident or temporary resident of this state whose Ohio driver's or commercial driver's license has been suspended or canceled, upon application in compliance with section 4507.51 of the Revised Code and, except as provided in division (B) of this section, payment of a fee of three dollars and fifty cents, may be issued a temporary identification card. The temporary identification card shall be identical to an identification card, except that it shall be printed on its face with a statement that the card is valid during the effective dates of the suspension or cancellation of the cardholder's license, or until the birthday of the cardholder in the fourth year after the date on which it is issued, whichever is shorter. The cardholder shall surrender the identification card to the registrar or any deputy registrar before the cardholder's driver's or commercial driver's license is restored or reissued.

Except as provided in ~~division~~ divisions (B) and (C) of this section, the deputy registrar shall be allowed a fee of two dollars and seventy-five cents commencing on July 1, 2001, three dollars and twenty-five cents commencing on January 1, 2003, and three dollars and fifty cents commencing on January 1, 2004, for each identification card issued under this section. The fee allowed to the deputy registrar shall be in addition to the fee

for issuing an identification card. 2529

Neither the registrar nor any deputy registrar shall charge a 2530
fee in excess of one dollar and fifty cents for laminating an 2531
identification card or temporary identification card. A deputy 2532
registrar laminating such a card shall retain the entire amount of 2533
the fee charged for lamination, less the actual cost to the 2534
registrar of the laminating materials used for that lamination, as 2535
specified in the contract executed by the bureau for the 2536
laminating materials and laminating equipment. The deputy 2537
registrar shall forward the amount of the cost of the laminating 2538
materials to the registrar for deposit as provided in this 2539
section. 2540

The fee collected for issuing an identification card under 2541
this section, except the fee allowed to the deputy registrar, 2542
shall be paid into the state treasury to the credit of the state 2543
bureau of motor vehicles fund created in section 4501.25 of the 2544
Revised Code. 2545

(B) A disabled veteran who has a service-connected disability 2546
rated at one hundred per cent by the veterans' administration may 2547
apply to the registrar or a deputy registrar for the issuance to 2548
that veteran of an identification card or a temporary 2549
identification card under this section without payment of any fee 2550
prescribed in division (A) of this section, including any 2551
lamination fee. 2552

An application made under division (B) of this section shall 2553
be accompanied by such documentary evidence of disability as the 2554
registrar may require by rule. 2555

(C) Not more frequently than once every four years, an 2556
individual who does not have photo identification may apply to the 2557
registrar or a deputy registrar for the issuance to that 2558
individual of an identification card or a temporary identification 2559

card under this section without payment of any fee. 2560

The registrar shall issue photo identification to such an individual without payment of any fee described in division (A) of this section. 2561
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(D) The bureau of motor vehicles shall promulgate rules permitting an individual with a religious objection to being photographed to receive a state identification card issued without a photograph under this section. Rules issued under this section shall permit nonphoto state identification cards to be issued for use as identification under Title XXXV of the Revised Code sufficiently in advance of the February 7, 2012, special election to allow those identification cards to be used as identification for individuals casting a ballot at that election. 2564
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(E) The bureau of motor vehicles shall promulgate rules to allow developmentally disabled individuals to apply for, and receive, state identification cards onsite at the county boards of developmental disabilities at regular intervals. 2573
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Section 2. That existing sections 3501.01, 3503.14, 3503.15, 3503.16, 3503.19, 3503.24, 3503.28, 3505.18, 3505.181, 3505.182, 3505.183, 3509.03, 3509.031, 3509.04, 3509.05, 3509.08, 3511.02, 3511.05, 3511.09, and 4507.50 of the Revised Code are hereby repealed. 2577
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Section 3. It is the intent of the General Assembly that the provisions of this bill prevail over any conflicting provisions of legislation, including any conflicting provisions of H.B. 194 of the 129th General Assembly, that may be enacted prior to July 1, 2011, for the purpose of determining the types of identification that are acceptable for voting under Title XXXV of the Revised Code. 2582
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