

**As Introduced**

**130th General Assembly  
Regular Session  
2013-2014**

**H. B. No. 305**

**Representative Becker**

**Cosponsor: Representative Hood**

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**A B I L L**

To amend sections 3501.01, 3503.10, 3503.11, 3503.14, 1  
3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 2  
3505.182, 3505.183, 3509.03, 3511.02, 3513.05, 3  
3513.18, 3513.19, 3513.191, 3513.192, 3517.013, 4  
3599.02, 3599.11, 3599.18, and 4507.06; to repeal 5  
sections 3513.20, 3517.014, 3517.015, and 3517.016 6  
of the Revised Code; and to amend the version of 7  
section 4507.06 of the Revised Code that is 8  
scheduled to take effect January 1, 2017, to 9  
continue the provisions of this act on and after 10  
that effective date to require that an elector's 11  
political party affiliation be determined by the 12  
party the elector indicated on the elector's voter 13  
registration form and to specify that currently 14  
registered electors retain their current party 15  
affiliations unless they update their 16  
registrations. 17

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

**Section 1.** That sections 3501.01, 3503.10, 3503.11, 3503.14, 18  
3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 3505.182, 3505.183, 19  
3509.03, 3511.02, 3513.05, 3513.18, 3513.19, 3513.191, 3513.192, 20

3517.013, 3599.02, 3599.11, 3599.18, and 4507.06 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 51  
as defined by division (E)(1) of this section at which an election 52  
is held for the purpose of choosing delegates and alternates to 53  
the national conventions of the major political parties pursuant 54  
to section 3513.12 of the Revised Code. Unless otherwise 55  
specified, presidential primary elections are included in 56  
references to primary elections. In years in which a presidential 57  
primary election is held, all primary elections shall be held on 58  
the first Tuesday after the first Monday in March except as 59  
otherwise authorized by a municipal or county charter. 60

(F) "Political party" means any group of voters meeting the 61  
requirements set forth in section 3517.01 of the Revised Code for 62  
the formation and existence of a political party. 63

(1) "Major political party" means any political party 64  
organized under the laws of this state whose candidate for 65  
governor or nominees for presidential electors received no less 66  
than twenty per cent of the total vote cast for such office at the 67  
most recent regular state election. 68

(2) "Intermediate political party" means any political party 69  
organized under the laws of this state whose candidate for 70  
governor or nominees for presidential electors received less than 71  
twenty per cent but not less than ten per cent of the total vote 72  
cast for such office at the most recent regular state election. 73

(3) "Minor political party" means any political party 74  
organized under the laws of this state whose candidate for 75  
governor or nominees for presidential electors received less than 76  
ten per cent but not less than five per cent of the total vote 77  
cast for such office at the most recent regular state election or 78  
which has filed with the secretary of state, subsequent to any 79  
election in which it received less than five per cent of such 80  
vote, a petition signed by qualified electors equal in number to 81  
at least one per cent of the total vote cast for such office in 82

the last preceding regular state election, except that a newly 83  
formed political party shall be known as a minor political party 84  
until the time of the first election for governor or president 85  
which occurs not less than twelve months subsequent to the 86  
formation of such party, after which election the status of such 87  
party shall be determined by the vote for the office of governor 88  
or president. 89

(G) "Dominant party in a precinct" or "dominant political 90  
party in a precinct" means that political party whose candidate 91  
for election to the office of governor at the most recent regular 92  
state election at which a governor was elected received more votes 93  
than any other person received for election to that office in such 94  
precinct at such election. 95

(H) "Candidate" means any qualified person certified in 96  
accordance with the provisions of the Revised Code for placement 97  
on the official ballot of a primary, general, or special election 98  
to be held in this state, or any qualified person who claims to be 99  
a write-in candidate, or who knowingly assents to being 100  
represented as a write-in candidate by another at either a 101  
primary, general, or special election to be held in this state. 102

(I) "Independent candidate" means any candidate who ~~claims is~~ 103  
not ~~to be~~ affiliated with a political party, and whose name has 104  
been certified on the office-type ballot at a general or special 105  
election through the filing of a statement of candidacy and 106  
nominating petition, as prescribed in section 3513.257 of the 107  
Revised Code. 108

(J) "Nonpartisan candidate" means any candidate whose name is 109  
required, pursuant to section 3505.04 of the Revised Code, to be 110  
listed on the nonpartisan ballot, including all candidates for 111  
judicial office, for member of any board of education, for 112  
municipal or township offices in which primary elections are not 113  
held for nominating candidates by political parties, and for 114

offices of municipal corporations having charters that provide for 115  
separate ballots for elections for these offices. 116

(K) "Party candidate" means any candidate who ~~claims to be~~ is 117  
a member of a political party, whose name has been certified on 118  
the office-type ballot at a general or special election through 119  
the filing of a declaration of candidacy and petition of 120  
candidate, and who has won the primary election of the candidate's 121  
party for the public office the candidate seeks or is selected by 122  
party committee in accordance with section 3513.31 of the Revised 123  
Code. 124

(L) "Officer of a political party" includes, but is not 125  
limited to, any member, elected or appointed, of a controlling 126  
committee, whether representing the territory of the state, a 127  
district therein, a county, township, a city, a ward, a precinct, 128  
or other territory, of a major, intermediate, or minor political 129  
party. 130

(M) "Question or issue" means any question or issue certified 131  
in accordance with the Revised Code for placement on an official 132  
ballot at a general or special election to be held in this state. 133

(N) "Elector" or "qualified elector" means a person having 134  
the qualifications provided by law to be entitled to vote. 135

(O) "Voter" means an elector who votes at an election. 136

(P) "Voting residence" means that place of residence of an 137  
elector which shall determine the precinct in which the elector 138  
may vote. 139

(Q) "Precinct" means a district within a county established 140  
by the board of elections of such county within which all 141  
qualified electors having a voting residence therein may vote at 142  
the same polling place. 143

(R) "Polling place" means that place provided for each 144

precinct at which the electors having a voting residence in such precinct may vote. 145  
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(S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code. 147  
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(T) "Political subdivision" means a county, township, city, village, or school district. 150  
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(U) "Election officer" or "election official" means any of the following: 152  
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(1) Secretary of state; 154

(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; 155  
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(3) Director of a board of elections; 159

(4) Deputy director of a board of elections; 160

(5) Member of a board of elections; 161

(6) Employees of a board of elections; 162

(7) Precinct polling place judges; 163

(8) Employees appointed by the boards of elections on a temporary or part-time basis. 164  
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(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. 166  
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(W) "Confirmation notice" means a notice sent by a board of 173

elections, on a form prescribed by the secretary of state, to a registered elector to confirm the registered elector's current address.

(X) "Designated agency" means an office or agency in the state that provides public assistance or that provides state-funded programs primarily engaged in providing services to persons with disabilities and that is required by the National Voter Registration Act of 1993 to implement a program designed and administered by the secretary of state for registering voters, or any other public or government office or agency that implements a program designed and administered by the secretary of state for registering voters, including the department of job and family services, the program administered under section 3701.132 of the Revised Code by the department of health, the department of mental health and addiction services, the department of developmental disabilities, the opportunities for Ohioans with disabilities agency, and any other agency the secretary of state designates. "Designated agency" does not include public high schools and vocational schools, public libraries, or the office of a county treasurer.

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

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

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

(1) It shows the name of the individual to whom it was issued, which shall conform to the name in the poll list or signature pollbook.

(2) It shows the current address of the individual to whom it

was issued, which shall conform to the address in the poll list or 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 a photograph of the individual to whom it was issued.

(4) It includes an expiration date that has not passed.

(5) It was issued by the government of the United States or this state.

**Sec. 3503.10.** (A) Each designated agency shall designate one person within that agency to serve as coordinator for the voter registration program within the agency and its departments, divisions, and programs. The designated person shall be trained under a program designed by the secretary of state and shall be responsible for administering all aspects of the voter registration program for that agency as prescribed by the secretary of state. The designated person shall receive no additional compensation for performing such duties.

(B) Every designated agency, public high school and vocational school, public library, and office of a county treasurer shall provide in each of its offices or locations voter registration applications and assistance in the registration of persons qualified to register to vote, in accordance with this chapter.

(C) Every designated agency shall distribute to its applicants, prior to or in conjunction with distributing a voter registration application, a form prescribed by the secretary of

state that includes all of the following: 235

(1) The question, "Do you want to register to vote or update 236  
your current voter registration?"--followed by boxes for the 237  
applicant to indicate whether the applicant would like to register 238  
or decline to register to vote, and the statement, highlighted in 239  
bold print, "If you do not check either box, you will be 240  
considered to have decided not to register to vote at this time."; 241

(2) If the agency provides public assistance, the statement, 242  
"Applying to register or declining to register to vote will not 243  
affect the amount of assistance that you will be provided by this 244  
agency."; 245

(3) The statement, "If you would like help in filling out the 246  
voter registration application form, we will help you. The 247  
decision whether to seek or accept help is yours. You may fill out 248  
the application form in private."; 249

(4) The statement, "If you believe that someone has 250  
interfered with your right to register or to decline to register 251  
to vote, your right to privacy in deciding whether to register or 252  
in applying to register to vote, or your right to choose your own 253  
political party or other political preference, you may file a 254  
complaint with the prosecuting attorney of your county or with the 255  
secretary of state," with the address and telephone number for 256  
each such official's office. 257

(D) Each designated agency shall distribute a voter 258  
registration form prescribed by the secretary of state to each 259  
applicant with each application for service or assistance, and 260  
with each written application or form for recertification, 261  
renewal, or change of address. 262

(E) Each designated agency shall do all of the following: 263

(1) Have employees trained to administer the voter 264  
registration program in order to provide to each applicant who 265

wishes to register to vote and who accepts assistance, the same 266  
degree of assistance with regard to completion of the voter 267  
registration application as is provided by the agency with regard 268  
to the completion of its own form; 269

(2) Accept completed voter registration applications, voter 270  
registration change of residence forms, ~~and~~ voter registration 271  
change of name forms, and voter registration change of political 272  
party affiliation forms, regardless of whether the application or 273  
form was distributed by the designated agency, for transmittal to 274  
the office of the board of elections in the county in which the 275  
agency is located. Each designated agency and the appropriate 276  
board of elections shall establish a method by which the voter 277  
registration applications and other voter registration forms are 278  
transmitted to that board of elections within five days after 279  
being accepted by the agency. 280

(3) If the designated agency is one that is primarily engaged 281  
in providing services to persons with disabilities under a 282  
state-funded program, and that agency provides services to a 283  
person with disabilities at a person's home, provide the services 284  
described in divisions (E)(1) and (2) of this section at the 285  
person's home; 286

(4) Keep as confidential, except as required by the secretary 287  
of state for record-keeping purposes, the identity of an agency 288  
through which a person registered to vote or updated the person's 289  
voter registration records, and information relating to a 290  
declination to register to vote made in connection with a voter 291  
registration application issued by a designated agency. 292

(F) The secretary of state shall prepare and transmit written 293  
instructions on the implementation of the voter registration 294  
program within each designated agency, public high school and 295  
vocational school, public library, and office of a county 296  
treasurer. The instructions shall include directions as follows: 297

(1) That each person designated to assist with voter registration maintain strict neutrality with respect to a person's political philosophies, a person's right to register or decline to register, and any other matter that may influence a person's decision to register or not register to vote;

(2) That each person designated to assist with voter registration not seek to influence a person's decision to register or not register to vote, not display or demonstrate any political preference or party allegiance, and not make any statement to a person or take any action the purpose or effect of which is to lead a person to believe that a decision to register or not register has any bearing on the availability of services or benefits offered, on the grade in a particular class in school, or on credit for a particular class in school;

(3) Regarding when and how to assist a person in completing the voter registration application, what to do with the completed voter registration application or voter registration update form, and when the application must be transmitted to the appropriate board of elections;

(4) Regarding what records must be kept by the agency and where and when those records should be transmitted to satisfy reporting requirements imposed on the secretary of state under the National Voter Registration Act of 1993;

(5) Regarding whom to contact to obtain answers to questions about voter registration forms and procedures.

(G) If the voter registration activity is part of an in-class voter registration program in a public high school or vocational school, whether prescribed by the secretary of state or independent of the secretary of state, the board of education shall do all of the following:

(1) Establish a schedule of school days and hours during

these days when the person designated to assist with voter registration shall provide voter registration assistance; 329 330

(2) Designate a person to assist with voter registration from the public high school's or vocational school's staff; 331 332

(3) Make voter registration applications and materials available, as outlined in the voter registration program established by the secretary of state pursuant to section 3501.05 of the Revised Code; 333 334 335 336

(4) Distribute the statement, "applying to register or declining to register to vote, or registering as affiliated with a particular political party or registering to vote and remaining unaffiliated, will not affect or be a condition of your receiving a particular grade in or credit for a school course or class, participating in a curricular or extracurricular activity, receiving a benefit or privilege, or participating in a program or activity otherwise available to pupils enrolled in this school district's schools."; 337 338 339 340 341 342 343 344 345

(5) Establish a method by which the voter registration application and other voter registration forms are transmitted to the board of elections within five days after being accepted by the public high school or vocational school. 346 347 348 349

(H) Any person employed by the designated agency, public high school or vocational school, public library, or office of a county treasurer may be designated to assist with voter registration pursuant to this section. The designated agency, public high school or vocational school, public library, or office of a county treasurer shall provide the designated person, and make available such space as may be necessary, without charge to the county or state. 350 351 352 353 354 355 356 357

(I) The secretary of state shall prepare and cause to be displayed in a prominent location in each designated agency a 358 359

notice that identifies the person designated to assist with voter registration, the nature of that person's duties, and where and when that person is available for assisting in the registration of voters.

A designated agency may furnish additional supplies and services to disseminate information to increase public awareness of the existence of a person designated to assist with voter registration in every designated agency.

(J) This section does not limit any authority a board of education, superintendent, or principal has to allow, sponsor, or promote voluntary election registration programs within a high school or vocational school, including programs in which pupils serve as persons designated to assist with voter registration, provided that no pupil is required to participate.

(K) Each public library and office of the county treasurer shall establish a method by which voter registration forms are transmitted to the board of elections within five days after being accepted by the public library or office of the county treasurer.

(L) The department of job and family services and its departments, divisions, and programs shall limit administration of the aspects of the voter registration program for the department to the requirements prescribed by the secretary of state and the requirements of this section and the National Voter Registration Act of 1993.

**Sec. 3503.11.** When any person applies for a driver's license, commercial driver's license, a state of Ohio identification card issued under section 4507.50 of the Revised Code, or motorcycle operator's license or endorsement, or the renewal or duplicate of any license or endorsement under Chapter 4506. or 4507. of the Revised Code, the registrar of motor vehicles or deputy registrar shall offer the applicant the opportunity to register to vote or

to update the applicant's voter registration. The registrar of 391  
motor vehicles or deputy registrar also shall make available to 392  
all other customers voter registration applications and change of 393  
residence ~~and~~, change of name, and change of political party 394  
affiliation forms, but is not required to offer assistance to 395  
these customers in completing a voter registration application or 396  
other form. 397

The registrar or deputy registrar shall send any completed 398  
registration application or any completed change of residence ~~or~~, 399  
change of name, or change of political party affiliation form to 400  
the board of elections of the county in which the office of the 401  
registrar or deputy registrar is located, within five days after 402  
accepting the application or other form. 403

The registrar shall collect from each deputy registrar 404  
through the reports filed under division (J) of section 4503.03 of 405  
the Revised Code and transmit to the secretary of state 406  
information on the number of voter registration applications and 407  
change of residence ~~or~~, change of name, or change of political 408  
party affiliation forms completed or declined, and any additional 409  
information required by the secretary of state to comply with the 410  
National Voter Registration Act of 1993. No information relating 411  
to an applicant's decision to decline to register or update the 412  
applicant's voter registration at the office of the registrar or 413  
deputy registrar may be used for any purpose other than voter 414  
registration record-keeping required by the secretary of state, 415  
and all such information shall be kept confidential. 416

The secretary of state shall prescribe voter registration 417  
applications and change of residence ~~and~~, change of name, and 418  
change of political party affiliation forms for use by the bureau 419  
of motor vehicles. The bureau of motor vehicles shall supply all 420  
of its deputy registrars with a sufficient number of voter 421  
registration applications and change of residence ~~and~~, change of 422

name, and change of political party affiliation forms. 423

**Sec. 3503.14.** (A) The secretary of state shall prescribe the 424  
form and content of the registration, change of residence, ~~and~~ 425  
change of name, and change of political party affiliation forms 426  
used in this state. The forms shall meet the requirements of the 427  
National Voter Registration Act of 1993 and shall include spaces 428  
for all of the following: 429

(1) The voter's name; 430

(2) The voter's address; 431

(3) The current date; 432

(4) The voter's date of birth; 433

(5) The voter to provide one or more of the following: 434

(a) The voter's driver's license number, if any; 435

(b) The last four digits of the voter's social security 436  
number, if any; 437

(c) A copy of a current and valid photo identification, a 438  
copy of a military identification, or a copy of a current utility 439  
bill, bank statement, government check, paycheck, or other 440  
government document, other than a notice of voter registration 441  
mailed by a board of elections under section 3503.19 of the 442  
Revised Code, that shows the voter's name and address. 443

(6) The voter's signature. 444

The registration form shall include a list of the political 445  
parties that are recognized in this state at the time the form is 446  
printed, accompanied by boxes for the applicant to check to select 447  
a party with which the applicant wishes to be affiliated. The form 448  
also shall include a space for the applicant to write the name of 449  
a recognized political party that is not listed on the form, if 450  
the applicant wishes to be affiliated with that party, and a box 451

for the applicant to check to indicate that the applicant does not 452  
wish to be affiliated with a political party. The form shall 453  
instruct the applicant to select or write the name of only one 454  
recognized political party and shall state that the applicant is 455  
not required to select a political party. If the applicant does 456  
not select or write the name of a recognized political party with 457  
which the applicant wishes to be affiliated, or if the applicant 458  
indicates that the applicant does not wish to be affiliated with a 459  
political party, the applicant, upon registration, shall not be 460  
affiliated with any political party. 461

The registration form shall include a space on which the 462  
person registering an applicant shall sign the person's name and 463  
provide the person's address and a space on which the person 464  
registering an applicant shall name the employer who is employing 465  
that person to register the applicant. 466

Except for forms prescribed by the secretary of state under 467  
section 3503.11 of the Revised Code, the secretary of state shall 468  
permit boards of elections to produce forms that have subdivided 469  
spaces for each individual alphanumeric character of the 470  
information provided by the voter so as to accommodate the 471  
electronic reading and conversion of the voter's information to 472  
data and the subsequent electronic transfer of that data to the 473  
statewide voter registration database established under section 474  
3503.15 of the Revised Code. 475

(B) None of the following persons who are registering an 476  
applicant in the course of that official's or employee's normal 477  
duties shall sign the person's name, provide the person's address, 478  
or name the employer who is employing the person to register an 479  
applicant on a form prepared under this section: 480

(1) An election official; 481

(2) A county treasurer; 482

(3) A deputy registrar of motor vehicles;	483
(4) An employee of a designated agency;	484
(5) An employee of a public high school;	485
(6) An employee of a public vocational school;	486
(7) An employee of a public library;	487
(8) An employee of the office of a county treasurer;	488
(9) An employee of the bureau of motor vehicles;	489
(10) An employee of a deputy registrar of motor vehicles;	490
(11) An employee of an election official.	491
(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 <del>or</del> , residence, or political party affiliation.	492 493 494 495 496 497 498 499
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 <del>or</del> , residence, or political party affiliation.	500 501 502 503
(D) No registration, change of residence, <del>or</del> change of name, or change of political party affiliation 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.	504 505 506 507 508 509
(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	510 511 512

those forms. 513

**Sec. 3503.15.** (A) The secretary of state shall establish and 514  
maintain a statewide voter registration database that shall be 515  
continuously available to each board of elections and to other 516  
agencies as authorized by law. 517

(B) The statewide voter registration database established 518  
under this section shall be the official list of registered voters 519  
for all elections conducted in this state. 520

(C) The statewide voter registration database established 521  
under this section shall, at a minimum, include all of the 522  
following: 523

(1) An electronic network that connects all board of 524  
elections offices with the office of the secretary of state and 525  
with the offices of all other boards of elections; 526

(2) A computer program that harmonizes the records contained 527  
in the database with records maintained by each board of 528  
elections; 529

(3) An interactive computer program that allows access to the 530  
records contained in the database by each board of elections and 531  
by any persons authorized by the secretary of state to add, 532  
delete, modify, or print database records, and to conduct updates 533  
of the database; 534

(4) A search program capable of verifying registered voters 535  
and their registration information by name, driver's license 536  
number, birth date, social security number, or current address; 537

(5) Safeguards and components to ensure that the integrity, 538  
security, and confidentiality of the voter registration 539  
information is maintained. 540

(D) The secretary of state shall adopt rules pursuant to 541  
Chapter 119. of the Revised Code doing all of the following: 542

(1) Specifying the manner in which existing voter registration records maintained by boards of elections shall be converted to electronic files for inclusion in the statewide voter registration database;

(2) Establishing a uniform method for entering voter registration records into the statewide voter registration database on an expedited basis, but not less than once per day, if new registration information is received;

(3) Establishing a uniform method for purging canceled voter registration records from the statewide voter registration database in accordance with section 3503.21 of the Revised Code;

(4) Specifying the persons authorized to add, delete, modify, or print records contained in the statewide voter registration database and to make updates of that database;

(5) Establishing a process for annually auditing the information contained in the statewide voter registration database.

(E) A board of elections promptly shall purge a voter's name and voter registration information from the statewide voter registration database in accordance with the rules adopted by the secretary of state under division (D)(3) of this section after the cancellation of a voter's registration under section 3503.21 of the Revised Code.

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

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

(a) Except as otherwise provided in division (G)(1)(b) of 574  
this section, only the following information from the statewide 575  
voter registration database regarding a registered voter shall be 576  
made available on the web site: 577

(i) The voter's name; 578

(ii) The voter's address; 579

(iii) The voter's precinct number; 580

(iv) The voter's political party affiliation, if any; 581

(v) The voter's voting history. 582

(b) During the thirty days before the day of a primary or 583  
general election, the web site interface of the statewide voter 584  
registration database shall permit a voter to search for the 585  
polling location at which that voter may cast a ballot. 586

(2) The secretary of state shall establish, by rule adopted 587  
under Chapter 119. of the Revised Code, a process for boards of 588  
elections to notify the secretary of state of changes in the 589  
locations of precinct polling places for the purpose of updating 590  
the information made available on the secretary of state's web 591  
site under division (G)(1)(b) of this section. Those rules shall 592  
require a board of elections, during the thirty days before the 593  
day of a primary or general election, to notify the secretary of 594  
state within one business day of any change to the location of a 595  
precinct polling place within the county. 596

(3) During the thirty days before the day of a primary or 597  
general election, not later than one business day after receiving 598  
a notification from a county pursuant to division (G)(2) of this 599  
section that the location of a precinct polling place has changed, 600  
the secretary of state shall update that information on the 601  
secretary of state's web site for the purpose of division 602  
(G)(1)(b) of this section. 603

Sec. 3503.16. (A) Whenever a registered elector changes the 604  
place of residence of that registered elector from one precinct to 605  
another within a county or from one county to another, ~~or~~ has a 606  
change of name, or wishes to change the elector's political party 607  
affiliation, that registered elector shall report the change by 608  
delivering a change of residence ~~or~~, change of name, or change of 609  
political party affiliation form, whichever is appropriate, as 610  
prescribed by the secretary of state under section 3503.14 of the 611  
Revised Code to the state or local office of a designated agency, 612  
a public high school or vocational school, a public library, the 613  
office of the county treasurer, the office of the secretary of 614  
state, any office of the registrar or deputy registrar of motor 615  
vehicles, or any office of a board of elections in person or by a 616  
third person. Any voter registration, change of address, ~~or~~ change 617  
of name, or change of political party affiliation application, 618  
returned by mail, may be sent only to the secretary of state or 619  
the board of elections. 620

A registered elector also may update the registration of that 621  
registered elector by filing a change of residence ~~or~~, change of 622  
name, or change of political party affiliation form on the day of 623  
a special, ~~primary~~, or general election at the polling place in 624  
the precinct in which that registered elector resides or at the 625  
board of elections or at another site designated by the board. A 626  
registered elector may file a change of name or change of address 627  
form, but not a change of political party affiliation form, on the 628  
day of a primary election at those places. 629

(B)(1)(a) Any registered elector who moves within a precinct 630  
on or prior to the day of a general, primary, or special election 631  
and has not filed a notice of change of residence with the board 632  
of elections may vote in that election by going to that registered 633  
elector's assigned polling place, completing and signing a notice 634  
of change of residence, showing identification in the form of a 635

current and valid photo identification, a military identification, 636  
or a copy of a current utility bill, bank statement, government 637  
check, paycheck, or other government document, other than a notice 638  
of voter registration mailed by a board of elections under section 639  
3503.19 of the Revised Code, that shows the name and current 640  
address of the elector, and casting a ballot. If the elector 641  
provides either a driver's license or a state identification card 642  
issued under section 4507.50 of the Revised Code that does not 643  
contain the elector's current residence address, the elector shall 644  
provide the last four digits of the elector's driver's license 645  
number or state identification card number, and the precinct 646  
election official shall mark the poll list or signature pollbook 647  
to indicate that the elector has provided a driver's license or 648  
state identification card number with a former address and record 649  
the last four digits of the elector's driver's license number or 650  
state identification card number. 651

(b) Any registered elector who changes the name of that 652  
registered elector and remains within a precinct on or prior to 653  
the day of a general, primary, or special election and has not 654  
filed a notice of change of name with the board of elections may 655  
vote in that election by going to that registered elector's 656  
assigned polling place, completing and signing a notice of a 657  
change of name, and casting a provisional ballot under section 658  
3505.181 of the Revised Code. 659

(2) Any registered elector who moves from one precinct to 660  
another within a county or moves from one precinct to another and 661  
changes the name of that registered elector on or prior to the day 662  
of a general, primary, or special election and has not filed a 663  
notice of change of residence or change of name, whichever is 664  
appropriate, with the board of elections may vote in that election 665  
if that registered elector complies with division (G) of this 666  
section or does all of the following: 667

(a) Appears at anytime during regular business hours on or 668  
after the twenty-eighth day prior to the election in which that 669  
registered elector wishes to vote or, if the election is held on 670  
the day of a presidential primary election, the twenty-fifth day 671  
prior to the election, through noon of the Saturday prior to the 672  
election at the office of the board of elections, appears at any 673  
time during regular business hours on the Monday prior to the 674  
election at the office of the board of elections, or appears on 675  
the day of the election at either of the following locations: 676

(i) The polling place in the precinct in which that 677  
registered elector resides; 678

(ii) The office of the board of elections or, if pursuant to 679  
division (C) of section 3501.10 of the Revised Code the board has 680  
designated another location in the county at which registered 681  
electors may vote, at that other location instead of the office of 682  
the board of elections. 683

(b) Completes and signs, under penalty of election 684  
falsification, a notice of change of residence or change of name, 685  
whichever is appropriate, and files it with election officials at 686  
the polling place, at the office of the board of elections, or, if 687  
pursuant to division (C) of section 3501.10 of the Revised Code 688  
the board has designated another location in the county at which 689  
registered electors may vote, at that other location instead of 690  
the office of the board of elections, whichever is appropriate; 691

(c) Votes a provisional ballot under section 3505.181 of the 692  
Revised Code at the polling place, at the office of the board of 693  
elections, or, if pursuant to division (C) of section 3501.10 of 694  
the Revised Code the board has designated another location in the 695  
county at which registered electors may vote, at that other 696  
location instead of the office of the board of elections, 697  
whichever is appropriate, using the address to which that 698  
registered elector has moved or the name of that registered 699

elector as changed, whichever is appropriate; 700

(d) Completes and signs, under penalty of election 701  
falsification, a statement attesting that that registered elector 702  
moved or had a change of name, whichever is appropriate, on or 703  
prior to the day of the election, has voted a provisional ballot 704  
at the polling place in the precinct in which that registered 705  
elector resides, at the office of the board of elections, or, if 706  
pursuant to division (C) of section 3501.10 of the Revised Code 707  
the board has designated another location in the county at which 708  
registered electors may vote, at that other location instead of 709  
the office of the board of elections, whichever is appropriate, 710  
and will not vote or attempt to vote at any other location for 711  
that particular election. The statement required under division 712  
(B)(2)(d) of this section shall be included on the notice of 713  
change of residence or change of name, whichever is appropriate, 714  
required under division (B)(2)(b) of this section. 715

(C) Any registered elector who moves from one county to 716  
another county within the state on or prior to the day of a 717  
general, primary, or special election and has not registered to 718  
vote in the county to which that registered elector moved may vote 719  
in that election if that registered elector complies with division 720  
(G) of this section or does all of the following: 721

(1) Appears at any time during regular business hours on or 722  
after the twenty-eighth day prior to the election in which that 723  
registered elector wishes to vote or, if the election is held on 724  
the day of a presidential primary election, the twenty-fifth day 725  
prior to the election, through noon of the Saturday prior to the 726  
election at the office of the board of elections or, if pursuant 727  
to division (C) of section 3501.10 of the Revised Code the board 728  
has designated another location in the county at which registered 729  
electors may vote, at that other location instead of the office of 730  
the board of elections, appears during regular business hours on 731

the Monday prior to the election at the office of the board of 732  
elections or, if pursuant to division (C) of section 3501.10 of 733  
the Revised Code the board has designated another location in the 734  
county at which registered electors may vote, at that other 735  
location instead of the office of the board of elections, or 736  
appears on the day of the election at the office of the board of 737  
elections or, if pursuant to division (C) of section 3501.10 of 738  
the Revised Code the board has designated another location in the 739  
county at which registered electors may vote, at that other 740  
location instead of the office of the board of elections; 741

(2) Completes and signs, under penalty of election 742  
falsification, a notice of change of residence and files it with 743  
election officials at the board of elections or, if pursuant to 744  
division (C) of section 3501.10 of the Revised Code the board has 745  
designated another location in the county at which registered 746  
electors may vote, at that other location instead of the office of 747  
the board of elections; 748

(3) Votes a provisional ballot under section 3505.181 of the 749  
Revised Code at the office of the board of elections or, if 750  
pursuant to division (C) of section 3501.10 of the Revised Code 751  
the board has designated another location in the county at which 752  
registered electors may vote, at that other location instead of 753  
the office of the board of elections, using the address to which 754  
that registered elector has moved; 755

(4) Completes and signs, under penalty of election 756  
falsification, a statement attesting that that registered elector 757  
has moved from one county to another county within the state on or 758  
prior to the day of the election, has voted at the office of the 759  
board of elections or, if pursuant to division (C) of section 760  
3501.10 of the Revised Code the board has designated another 761  
location in the county at which registered electors may vote, at 762  
that other location instead of the office of the board of 763

elections, and will not vote or attempt to vote at any other 764  
location for that particular election. The statement required 765  
under division (C)(4) of this section shall be included on the 766  
notice of change of residence required under division (C)(2) of 767  
this section. 768

(D) A person who votes by absent voter's ballots pursuant to 769  
division (G) of this section shall not make written application 770  
for the ballots pursuant to Chapter 3509. of the Revised Code. 771  
Ballots cast pursuant to division (G) of this section shall be set 772  
aside in a special envelope and counted during the official 773  
canvass of votes in the manner provided for in sections 3505.32 774  
and 3509.06 of the Revised Code insofar as that manner is 775  
applicable. The board shall examine the pollbooks to verify that 776  
no ballot was cast at the polls or by absent voter's ballots under 777  
Chapter 3509. or 3511. of the Revised Code by an elector who has 778  
voted by absent voter's ballots pursuant to division (G) of this 779  
section. Any ballot determined to be insufficient for any of the 780  
reasons stated above or stated in section 3509.07 of the Revised 781  
Code shall not be counted. 782

Subject to division (C) of section 3501.10 of the Revised 783  
Code, a board of elections may lease or otherwise acquire a site 784  
different from the office of the board at which registered 785  
electors may vote pursuant to division (B) or (C) of this section. 786

(E) Upon receiving a change of residence ~~or~~, change of name, 787  
or change of political party affiliation form, the board of 788  
elections shall immediately send the registrant an acknowledgment 789  
notice. If the change of residence ~~or~~, change of name, or change 790  
of political party affiliation form is valid, the board shall 791  
update the voter's registration as appropriate. If that form is 792  
incomplete, the board shall inform the registrant in the 793  
acknowledgment notice specified in this division of the 794  
information necessary to complete or update that registrant's 795

registration. 796

(F) ~~Change~~ Except as otherwise provided in this division, 797  
change of residence and, change of name, and change of political 798  
party affiliation forms shall be available at each polling place, 799  
and when these forms are completed, noting changes of residence 800  
~~or,~~ name, or political party affiliation, as appropriate, they 801  
shall be filed with election officials at the polling place. 802  
Change of political party affiliation forms shall not be available 803  
at polling places on the day of a primary election. Election 804  
officials shall return completed forms, together with the 805  
pollbooks and tally sheets, to the board of elections. 806

The board of elections shall provide change of residence ~~and,~~ 807  
change of name, and change of political party affiliation forms to 808  
the probate court and court of common pleas. The court shall 809  
provide the forms to any person eighteen years of age or older who 810  
has a change of name by order of the court or who applies for a 811  
marriage license. The court shall forward all completed forms to 812  
the board of elections within five days after receiving them. 813

(G) A registered elector who otherwise would qualify to vote 814  
under division (B) or (C) of this section but is unable to appear 815  
at the office of the board of elections or, if pursuant to 816  
division (C) of section 3501.10 of the Revised Code the board has 817  
designated another location in the county at which registered 818  
electors may vote, at that other location, on account of personal 819  
illness, physical disability, or infirmity, may vote on the day of 820  
the election if that registered elector does all of the following: 821

(1) Makes a written application that includes all of the 822  
information required under section 3509.03 of the Revised Code to 823  
the appropriate board for an absent voter's ballot on or after the 824  
twenty-seventh day prior to the election in which the registered 825  
elector wishes to vote through noon of the Saturday prior to that 826  
election and requests that the absent voter's ballot be sent to 827

the address to which the registered elector has moved if the 828  
registered elector has moved, or to the address of that registered 829  
elector who has not moved but has had a change of name; 830

(2) Declares that the registered elector has moved or had a 831  
change of name, whichever is appropriate, and otherwise is 832  
qualified to vote under the circumstances described in division 833  
(B) or (C) of this section, whichever is appropriate, but that the 834  
registered elector is unable to appear at the board of elections 835  
because of personal illness, physical disability, or infirmity; 836

(3) Completes and returns along with the completed absent 837  
voter's ballot a notice of change of residence indicating the 838  
address to which the registered elector has moved, or a notice of 839  
change of name, whichever is appropriate; 840

(4) Completes and signs, under penalty of election 841  
falsification, a statement attesting that the registered elector 842  
has moved or had a change of name on or prior to the day before 843  
the election, has voted by absent voter's ballot because of 844  
personal illness, physical disability, or infirmity that prevented 845  
the registered elector from appearing at the board of elections, 846  
and will not vote or attempt to vote at any other location or by 847  
absent voter's ballot mailed to any other location or address for 848  
that particular election. 849

**Sec. 3503.19.** (A) Persons qualified to register or to change 850  
their registration because of a change of address ~~or~~ change of 851  
name, or change of political party affiliation may register or 852  
change their registration in person at any state or local office 853  
of a designated agency, at the office of the registrar or any 854  
deputy registrar of motor vehicles, at a public high school or 855  
vocational school, at a public library, at the office of a county 856  
treasurer, or at a branch office established by the board of 857  
elections, or in person, through another person, or by mail at the 858

office of the secretary of state or at the office of a board of 859  
elections. A registered elector may also change the elector's 860  
registration on election day at any polling place where the 861  
elector is eligible to vote, in the manner provided under section 862  
3503.16 of the Revised Code, except that a registered elector may 863  
not change the elector's political party affiliation on the day of 864  
a primary election. 865

Any state or local office of a designated agency, the office 866  
of the registrar or any deputy registrar of motor vehicles, a 867  
public high school or vocational school, a public library, or the 868  
office of a county treasurer shall transmit any voter registration 869  
application or change of registration form that it receives to the 870  
board of elections of the county in which the state or local 871  
office is located, within five days after receiving the voter 872  
registration application or change of registration form. 873

An otherwise valid voter registration application that is 874  
returned to the appropriate office other than by mail must be 875  
received by a state or local office of a designated agency, the 876  
office of the registrar or any deputy registrar of motor vehicles, 877  
a public high school or vocational school, a public library, the 878  
office of a county treasurer, the office of the secretary of 879  
state, or the office of a board of elections no later than the 880  
thirtieth day preceding a primary, special, or general election 881  
for the person to qualify as an elector eligible to vote at that 882  
election. An otherwise valid registration application received 883  
after that day entitles the elector to vote at all subsequent 884  
elections. 885

An otherwise valid application to change a registered 886  
elector's political party affiliation that is returned to the 887  
appropriate office other than by mail must be received by a state 888  
or local office of a designated agency, the office of the 889  
registrar or any deputy registrar of motor vehicles, a public high 890

school or vocational school, a public library, the office of a 891  
county treasurer, the office of the secretary of state, or the 892  
office of a board of elections not later than the thirtieth day 893  
preceding a primary election for the elector to qualify as 894  
affiliated with the elector's new political party for the purpose 895  
of voting at the party's primary election. An otherwise valid 896  
change of political party affiliation form received after that day 897  
entitles the elector to vote at the elector's new political 898  
party's subsequent primary elections. 899

Any state or local office of a designated agency, the office 900  
of the registrar or any deputy registrar of motor vehicles, a 901  
public high school or vocational school, a public library, or the 902  
office of a county treasurer shall date stamp a registration 903  
application or change of name ~~or~~, change of address, or change of 904  
political party affiliation form it receives using a date stamp 905  
that does not disclose the identity of the state or local office 906  
that receives the registration. 907

Voter registration applications, if otherwise valid, that are 908  
returned by mail to the office of the secretary of state or to the 909  
office of a board of elections must be postmarked no later than 910  
the thirtieth day preceding a primary, special, or general 911  
election in order for the person to qualify as an elector eligible 912  
to vote at that election. If an otherwise valid voter registration 913  
application that is returned by mail does not bear a postmark or a 914  
legible postmark, the registration shall be valid for that 915  
election if received by the office of the secretary of state or 916  
the office of a board of elections no later than twenty-five days 917  
preceding any special, primary, or general election. 918

An otherwise valid application to change a registered 919  
elector's political party affiliation that is returned by mail to 920  
the office of the secretary of state or to the office of a board 921  
of elections must be postmarked not later than the thirtieth day 922

preceding a primary election for the elector to qualify as 923  
affiliated with the elector's new political party for the purpose 924  
of voting at the party's primary election. If an otherwise valid 925  
application to change a registered elector's political party 926  
affiliation that is returned by mail does not bear a postmark or a 927  
legible postmark, the application shall be valid for that primary 928  
election if received by the office of the secretary of state or 929  
the office of a board of elections not later than twenty-five days 930  
preceding the primary election. 931

(B)(1) Any person may apply in person, by telephone, by mail, 932  
or through another person for voter registration forms to the 933  
office of the secretary of state or the office of a board of 934  
elections. An individual who is eligible to vote as a uniformed 935  
services voter or an overseas voter in accordance with 42 U.S.C. 936  
1973ff-6 also may apply for voter registration forms by electronic 937  
means to the office of the secretary of state or to the board of 938  
elections of the county in which the person's voting residence is 939  
located pursuant to section 3503.191 of the Revised Code. 940

(2)(a) An applicant may return the applicant's completed 941  
registration form in person or by mail to any state or local 942  
office of a designated agency, to a public high school or 943  
vocational school, to a public library, to the office of a county 944  
treasurer, to the office of the secretary of state, or to the 945  
office of a board of elections. An applicant who is eligible to 946  
vote as a uniformed services voter or an overseas voter in 947  
accordance with 42 U.S.C. 1973ff-6 also may return the applicant's 948  
completed voter registration form electronically to the office of 949  
the secretary of state or to the board of elections of the county 950  
in which the person's voting residence is located pursuant to 951  
section 3503.191 of the Revised Code. 952

(b) Subject to division (B)(2)(c) of this section, an 953  
applicant may return the applicant's completed registration form 954

through another person to any board of elections or the office of the secretary of state. 955  
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(c) A person who receives compensation for registering a voter shall return any registration form entrusted to that person by an applicant to any board of elections or to the office of the secretary of state. 957  
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(d) If a board of elections or the office of the secretary of state receives a registration form under division (B)(2)(b) or (c) of this section before the thirtieth day before an election, the board or the office of the secretary of state, as applicable, shall forward the registration to the board of elections of the county in which the applicant is seeking to register to vote within ten days after receiving the application. If a board of elections or the office of the secretary of state receives a registration form under division (B)(2)(b) or (c) of this section on or after the thirtieth day before an election, the board or the office of the secretary of state, as applicable, shall forward the registration to the board of elections of the county in which the applicant is seeking to register to vote within thirty days after that election. 961  
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(C)(1) A board of elections that receives a voter registration application and is satisfied as to the truth of the statements made in the registration form shall register the applicant not later than twenty business days after receiving the application, unless that application is received during the thirty days immediately preceding the day of an election. The board shall promptly notify the applicant in writing of each of the following: 975  
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(a) The applicant's registration; 982

(b) The political party, if any, with which the applicant is registered as affiliated; 983  
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(c) The precinct in which the applicant is to vote; 985

~~(e)~~(d) In bold type as follows: 986

"Voters must bring identification to the polls in order to 987  
verify identity. Identification may include a current and valid 988  
photo identification, a military identification, or a copy of a 989  
current utility bill, bank statement, government check, paycheck, 990  
or other government document, other than this notification, that 991  
shows the voter's name and current address. Voters who do not 992  
provide one of these documents will still be able to vote by 993  
casting a provisional ballot. Voters who do not have any of the 994  
above forms of identification, including a social security number, 995  
will still be able to vote by signing an affirmation swearing to 996  
the voter's identity under penalty of election falsification and 997  
by casting a provisional ballot." 998

The notification shall be by nonforwardable mail. If the mail 999  
is returned to the board, it shall investigate and cause the 1000  
notification to be delivered to the correct address. 1001

(2) If, after investigating as required under division (C)(1) 1002  
of this section, the board is unable to verify the voter's correct 1003  
address, it shall cause the voter's name in the official 1004  
registration list and in the poll list or signature pollbook to be 1005  
marked to indicate that the voter's notification was returned to 1006  
the board. 1007

At the first election at which a voter whose name has been so 1008  
marked appears to vote, the voter shall be required to provide 1009  
identification to the election officials and to vote by 1010  
provisional ballot under section 3505.181 of the Revised Code. If 1011  
the provisional ballot is counted pursuant to division (B)(3) of 1012  
section 3505.183 of the Revised Code, the board shall correct that 1013  
voter's registration, if needed, and shall remove the indication 1014  
that the voter's notification was returned from that voter's name 1015  
on the official registration list and on the poll list or 1016  
signature pollbook. If the provisional ballot is not counted 1017

pursuant to division (B)(4)(a)(i), ~~(v), or (vi), or (vii)~~ of 1018  
section 3505.183 of the Revised Code, the voter's registration 1019  
shall be canceled. The board shall notify the voter by United 1020  
States mail of the cancellation. 1021

(3) If a notice of the disposition of an otherwise valid 1022  
registration application is sent by nonforwardable mail and is 1023  
returned undelivered, the person shall be registered as provided 1024  
in division (C)(2) of this section and sent a confirmation notice 1025  
by forwardable mail. If the person fails to respond to the 1026  
confirmation notice, update the person's registration, or vote by 1027  
provisional ballot as provided in division (C)(2) of this section 1028  
in any election during the period of two federal elections 1029  
subsequent to the mailing of the confirmation notice, the person's 1030  
registration shall be canceled. 1031

**Sec. 3503.23.** (A) Fourteen days before an election, the board 1032  
of elections shall cause to be prepared from the statewide voter 1033  
registration database established under section 3503.15 of the 1034  
Revised Code a complete and official registration list for each 1035  
precinct, containing the names, addresses, and political party 1036  
~~whose ballot the elector voted in the most recent primary election~~ 1037  
~~within the current year and the immediately preceding two calendar~~ 1038  
~~years,~~ affiliations of all qualified registered voters in the 1039  
precinct. ~~All~~ 1040

An elector's political party affiliation shall be determined 1041  
based on the elector's registration form or most recent change of 1042  
political party affiliation form. If the elector was registered 1043  
before the effective date of this amendment, the elector's 1044  
registration form shall be deemed to indicate an affiliation with 1045  
the political party whose ballot the elector voted at the most 1046  
recent primary election within the year of that effective date and 1047  
the immediately preceding two calendar years. 1048

All the names, insofar as practicable, shall be arranged in 1049  
alphabetical order. The lists may be prepared either in sheet form 1050  
on one side of the paper or in electronic form, at the discretion 1051  
of the board. Each precinct list shall be headed "Register of 1052  
Voters," and under the heading shall be indicated the district or 1053  
ward and precinct. 1054

Appended to each precinct list shall be attached the names of 1055  
the members of the board and the name of the director. A 1056  
sufficient number of such lists shall be provided for distribution 1057  
to the candidates, political parties, or organized groups that 1058  
apply for them. The board shall have each precinct list available 1059  
at the board for viewing by the public during normal business 1060  
hours. The board shall ensure that, by the opening of the polls on 1061  
the day of a general or primary election, each precinct has a 1062  
paper copy of the registration list of voters in that precinct. 1063

(B) On the day of a general or primary election, precinct 1064  
election officials shall do both of the following: 1065

(1) By the time the polls open, conspicuously post and 1066  
display at the polling place one copy of the registration list of 1067  
voters in that precinct in an area of the polling place that is 1068  
easily accessible; 1069

(2) At 11 a.m. and 4 p.m. place a mark, on the official 1070  
registration list posted at the polling place, before the name of 1071  
those registered voters who have voted. 1072

(C) Notwithstanding division (B) of section 3501.35 of the 1073  
Revised Code, any person may enter the polling place for the sole 1074  
purpose of reviewing the official registration list posted in 1075  
accordance with division (B) of this section, provided that the 1076  
person does not engage in conduct that would constitute harassment 1077  
in violation of the election law, as defined in section 3501.90 of 1078  
the Revised Code. 1079

Sec. 3505.181. (A) All of the following individuals shall be 1080  
permitted to cast a provisional ballot at an election: 1081

(1) An individual who declares that the individual is a 1082  
registered voter in the jurisdiction in which the individual 1083  
desires to vote and that the individual is eligible to vote in an 1084  
election, but the name of the individual does not appear on the 1085  
official list of eligible voters for the polling place or an 1086  
election official asserts that the individual is not eligible to 1087  
vote; 1088

(2) An individual who has a social security number and 1089  
provides to the election officials the last four digits of the 1090  
individual's social security number as permitted by division 1091  
(A)(2) of section 3505.18 of the Revised Code; 1092

(3) An individual who has but is unable to provide to the 1093  
election officials any of the forms of identification required 1094  
under division (A)(1) of section 3505.18 of the Revised Code and 1095  
who has a social security number but is unable to provide the last 1096  
four digits of the individual's social security number as 1097  
permitted under division (A)(2) of that section; 1098

(4) An individual who does not have any of the forms of 1099  
identification required under division (A)(1) of section 3505.18 1100  
of the Revised Code, who cannot provide the last four digits of 1101  
the individual's social security number under division (A)(2) of 1102  
that section because the individual does not have a social 1103  
security number, and who has executed an affirmation as permitted 1104  
under division (A)(4) of that section; 1105

(5) An individual whose name in the poll list or signature 1106  
pollbook has been marked under section 3509.09 or 3511.13 of the 1107  
Revised Code as having requested an absent voter's ballot or an 1108  
armed service absent voter's ballot for that election and who 1109  
appears to vote at the polling place; 1110

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

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

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

(9) An individual who changes the individual's name and remains within the precinct, moves from one precinct to another within a county, moves from one precinct to another and changes the individual's name, or moves from one county to another within the state, and completes and signs the required forms and statements under division (B) or (C) of section 3503.16 of the Revised Code;

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

(11) An individual who is challenged under section ~~3513.20~~ 3513.19 of the Revised Code ~~who refuses to make the statement required under that section or who~~ because a majority of the precinct officials find that the individual lacks any of the qualifications to make the individual a qualified elector or because the individual's name does not appear in the poll list as affiliated with the political party whose ballot the individual seeks to vote;

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

(13) An individual who has but declines to provide to the precinct election officials any of the forms of identification required under division (A)(1) of section 3501.18 of the Revised Code or who has a social security number but declines to provide to the precinct election officials the last four digits of the individual's social security number.

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

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

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

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

(b) Eligible to vote in that election.

(3) An election official at the polling place shall transmit the ballot cast by the individual, the voter information contained in the written affirmation executed by the individual under division (B)(2) of this section, or the individual's name if the

individual declines to execute such an affirmation to an 1173  
appropriate local election official for verification under 1174  
division (B)(4) of this section. 1175

(4) If the appropriate local election official to whom the 1176  
ballot or voter or address information is transmitted under 1177  
division (B)(3) of this section determines that the individual is 1178  
eligible to vote, the individual's provisional ballot shall be 1179  
counted as a vote in that election. 1180

(5)(a) At the time that an individual casts a provisional 1181  
ballot, the appropriate local election official shall give the 1182  
individual written information that states that any individual who 1183  
casts a provisional ballot will be able to ascertain under the 1184  
system established under division (B)(5)(b) of this section 1185  
whether the vote was counted, and, if the vote was not counted, 1186  
the reason that the vote was not counted. 1187

(b) The appropriate state or local election official shall 1188  
establish a free access system, in the form of a toll-free 1189  
telephone number, that any individual who casts a provisional 1190  
ballot may access to discover whether the vote of that individual 1191  
was counted, and, if the vote was not counted, the reason that the 1192  
vote was not counted. The free access system established under 1193  
this division also shall provide to an individual whose 1194  
provisional ballot was not counted information explaining how that 1195  
individual may contact the board of elections to register to vote 1196  
or to resolve problems with the individual's voter registration. 1197

The appropriate state or local election official shall 1198  
establish and maintain reasonable procedures necessary to protect 1199  
the security, confidentiality, and integrity of personal 1200  
information collected, stored, or otherwise used by the free 1201  
access system established under this division. Access to 1202  
information about an individual ballot shall be restricted to the 1203  
individual who cast the ballot. 1204

(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 check, paycheck, or other government document, other than 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, or provides the last four digits of the individual's social security number, or executes an affirmation that the elector does not have any of those forms of identification or the last four digits of the individual's social security number because the individual does not have a social security number, or declines to execute such an affirmation, the appropriate local election official shall record the type of identification provided, the social security number information, the fact that the affirmation was executed, or the fact that the individual declined to execute such an affirmation and include that information with the transmission of the ballot or voter or address information under division (B)(3) of this section. If the individual declines to execute such an affirmation, the appropriate local election official shall record the individual's name and include that information with the transmission of the ballot under division (B)(3) of this section.

(7) If an individual casts a provisional ballot pursuant to division (A)(3), (7), (8), (12), or (13) of this section, the election official shall indicate, on the provisional ballot verification statement required under section 3505.182 of the Revised Code, that the individual is required to provide additional information to the board of elections or that an application or challenge hearing has been postponed with respect to the individual, such that additional information is required for the board of elections to determine the eligibility of the individual who cast the provisional ballot.

(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 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.

(C)(1) If an individual declares that the individual is 1269  
eligible to vote in a jurisdiction other than the jurisdiction in 1270  
which the individual desires to vote, or if, upon review of the 1271  
precinct voting location guide using the residential street 1272  
address provided by the individual, an election official at the 1273  
polling place at which the individual desires to vote determines 1274  
that the individual is not eligible to vote in that jurisdiction, 1275  
the election official shall direct the individual to the polling 1276  
place for the jurisdiction in which the individual appears to be 1277  
eligible to vote, explain that the individual may cast a 1278  
provisional ballot at the current location but the ballot will not 1279  
be counted if it is cast in the wrong precinct, and provide the 1280  
telephone number of the board of elections in case the individual 1281  
has additional questions. 1282

(2) If the individual refuses to travel to the polling place 1283  
for the correct jurisdiction or to the office of the board of 1284  
elections to cast a ballot, the individual shall be permitted to 1285  
vote a provisional ballot at that jurisdiction in accordance with 1286  
division (B) of this section. If any of the following apply, the 1287  
provisional ballot cast by that individual shall not be opened or 1288  
counted: 1289

(a) The individual is not properly registered in that 1290  
jurisdiction. 1291

(b) The individual is not eligible to vote in that election 1292  
in that jurisdiction. 1293

(c) The individual's eligibility to vote in that jurisdiction 1294  
in that election cannot be established upon examination of the 1295  
records on file with the board of elections. 1296

(D) The appropriate local election official shall cause 1297  
voting information to be publicly posted at each polling place on 1298  
the day of each election. 1299

(E) As used in this section and sections 3505.182 and 3505.183 of the Revised Code:	1300 1301
(1) "Jurisdiction" means the precinct in which a person is a legally qualified elector.	1302 1303
(2) "Precinct voting location guide" means either of the following:	1304 1305
(a) An electronic or paper record that lists the correct jurisdiction and polling place for either each specific residential street address in the county or the range of residential street addresses located in each neighborhood block in the county;	1306 1307 1308 1309 1310
(b) Any other method that a board of elections creates that allows a precinct election official or any elector who is at a polling place in that county to determine the correct jurisdiction and polling place of any qualified elector who resides in the county.	1311 1312 1313 1314 1315
(3) "Voting information" means all of the following:	1316
(a) A sample version of the ballot that will be used for that election;	1317 1318
(b) Information regarding the date of the election and the hours during which polling places will be open;	1319 1320
(c) Instructions on how to vote, including how to cast a vote and how to cast a provisional ballot;	1321 1322
(d) Instructions for mail-in registrants and first-time voters under applicable federal and state laws;	1323 1324
(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;	1325 1326 1327 1328 1329

(f) General information on federal and state laws regarding 1330  
prohibitions against acts of fraud and misrepresentation. 1331

(F) Nothing in this section or section 3505.183 of the 1332  
Revised Code is in derogation of section 3505.24 of the Revised 1333  
Code, which permits a blind, disabled, or illiterate elector to 1334  
receive assistance in the marking of the elector's ballot by two 1335  
precinct election officials of different political parties. A 1336  
blind, disabled, or illiterate elector may receive assistance in 1337  
marking that elector's provisional ballot and in completing the 1338  
required affirmation in the same manner as an elector may receive 1339  
assistance on the day of an election under that section. 1340

**Sec. 3505.182.** Each individual who casts a provisional ballot 1341  
under section 3505.181 of the Revised Code shall execute a written 1342  
affirmation. The form of the written affirmation shall be printed 1343  
upon the face of the provisional ballot envelope and shall be 1344  
substantially as follows: 1345

"Provisional Ballot Affirmation 1346

STATE OF OHIO 1347

I, ..... (Name of provisional voter), solemnly 1348  
swear or affirm that I am a registered voter in the jurisdiction 1349  
in which I am voting this provisional ballot and that I am 1350  
eligible to vote in the election in which I am voting this 1351  
provisional ballot. If this election is a primary election, I 1352  
swear or affirm that I am registered as affiliated with the 1353  
political party whose ballot I am voting. 1354

I understand that, if the above-provided information is not 1355  
fully completed and correct, if the board of elections determines 1356  
that I am not registered to vote, a resident of this precinct, ~~or~~ 1357  
eligible to vote in this election, or, if applicable, registered 1358  
as affiliated with the political party whose primary election 1359  
ballot I have voted, or if the board of elections determines that 1360

I have already voted in this election, my provisional ballot will 1361  
not be counted. I further understand that knowingly providing 1362  
false information is a violation of law and subjects me to 1363  
possible criminal prosecution. 1364

I hereby declare, under penalty of election falsification, 1365  
that the above statements are true and correct to the best of my 1366  
knowledge and belief. 1367

..... 1368  
(Signature of Voter) 1369

..... 1370  
(Voter's date of birth) 1371

The last four digits of the 1372  
voter's social security number

..... 1373  
(To be provided if the voter is 1374  
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  
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)

The political party with which 1375  
the voter is registered as  
affiliated . . . . .

. . . . . (To be provided if the

provisional ballot is a primary  
election ballot.)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY	1376
OF THE FIFTH DEGREE.	1377
Additional Information For Determining Ballot Validity	1378
(May be completed at voter's discretion)	1379
Voter's current address: .....	1380
Voter's former address if .....	1381
photo identification does not contain voter's current address	
Voter's driver's license number or, if not provided above, the last four digits of voter's social security number	1382
(Please circle number type) .....	1383
(Voter may attach a copy of any of the following for 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 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.)	1384
Reason for voting provisional ballot (Check one):	1385
..... Requested, but did not receive, absent voter's ballot	1386
..... Other	1387
Verification Statement	1388
(To be completed by election official)	1389
The Provisional Ballot Affirmation printed above was	1390
subscribed and affirmed before me this ..... day of	1391
..... (Month), ..... (Year).	1392

(If applicable, the election official must check the following true statement concerning additional information needed to determine the eligibility of the provisional voter.)

..... The provisional voter is required to provide additional information to the board of elections.

..... An application or challenge hearing regarding this voter has been postponed until after the election.

(The election official must check the following true statement concerning identification provided by the provisional voter, if any.)

..... The provisional voter provided a current and valid photo identification.

..... The provisional voter provided a current valid photo identification, other than a driver's license or a state identification card, with the voter's former address instead of current address and has provided the election official both the current and former addresses.

..... The provisional voter provided 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 voter registration mailed by a board of elections under section 3503.19 of the Revised Code, with the voter's name and current address.

..... The provisional voter provided the last four digits of the voter's social security number.

..... 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 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.

..... 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 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.

..... 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, 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, 1455  
or other government document with the voter's name and current 1456  
address, or the last four digits of the voter's social security 1457  
number but does have one of these forms of identification or a 1458  
social security number. The provisional voter must provide one of 1459  
the foregoing items of identification or the last four digits of 1460  
the voter's social security number to the board of elections 1461  
within ten days after the election. 1462

..... 1463  
(Signature of Election Official)" 1464

In addition to any information required to be included on the 1465  
written affirmation, an individual casting a provisional ballot 1466  
may provide additional information to the election official to 1467  
assist the board of elections in determining the individual's 1468  
eligibility to vote in that election, including the date and 1469  
location at which the individual registered to vote, if known. 1470

If the individual declines to execute the affirmation, an 1471  
appropriate local election official shall comply with division 1472  
(B)(6) of section 3505.181 of the Revised Code. 1473

**Sec. 3505.183.** (A) When the ballot boxes are delivered to the 1474  
board of elections from the precincts, the board shall separate 1475  
the provisional ballot envelopes from the rest of the ballots. 1476  
Teams of employees of the board consisting of one member of each 1477  
major political party shall place the sealed provisional ballot 1478  
envelopes in a secure location within the office of the board. The 1479  
sealed provisional ballot envelopes shall remain in that secure 1480  
location until the validity of those ballots is determined under 1481  
division (B) of this section. While the provisional ballot is 1482  
stored in that secure location, and prior to the counting of the 1483  
provisional ballots, if the board receives information regarding 1484  
the validity of a specific provisional ballot under division (B) 1485

of this section, the board may note, on the sealed provisional 1486  
ballot envelope for that ballot, whether the ballot is valid and 1487  
entitled to be counted. 1488

(B)(1) To determine whether a provisional ballot is valid and 1489  
entitled to be counted, the board shall examine its records and 1490  
determine whether the individual who cast the provisional ballot 1491  
is registered and eligible to vote in the applicable election and, 1492  
if the election is a primary election, whether the individual who 1493  
cast the provisional ballot is registered as affiliated with the 1494  
political party whose ballot the individual has voted. The board 1495  
shall examine the information contained in the written affirmation 1496  
executed by the individual who cast the provisional ballot under 1497  
division (B)(2) of section 3505.181 of the Revised Code. If the 1498  
individual declines to execute such an affirmation, the 1499  
individual's name, written by either the individual or the 1500  
election official at the direction of the individual, shall be 1501  
included in a written affirmation in order for the provisional 1502  
ballot to be eligible to be counted; otherwise, the following 1503  
information shall be included in the written affirmation in order 1504  
for the provisional ballot to be eligible to be counted: 1505

(a) The individual's name and signature; 1506

(b) A statement that the individual is a registered voter in 1507  
the jurisdiction in which the provisional ballot is being voted; 1508

(c) A statement that the individual is eligible to vote in 1509  
the election in which the provisional ballot is being voted; 1510

(d) If the election is a primary election, a statement that 1511  
the individual is registered as affiliated with the political 1512  
party whose ballot the individual has voted. 1513

(2) In addition to the information required to be included in 1514  
an affirmation under division (B)(1) of this section, in 1515

determining whether a provisional ballot is valid and entitled to 1516  
be counted, the board also shall examine any additional 1517  
information for determining ballot validity provided by the 1518  
provisional voter on the affirmation, provided by the provisional 1519  
voter to an election official under section 3505.182 of the 1520  
Revised Code, or provided to the board of elections during the ten 1521  
days after the day of the election under division (B)(8) of 1522  
section 3505.181 of the Revised Code, to assist the board in 1523  
determining the individual's eligibility to vote. 1524

(3) If, in examining a provisional ballot affirmation and 1525  
additional information under divisions (B)(1) and (2) of this 1526  
section and comparing the information required under division 1527  
(B)(1) of this section with the elector's information in the 1528  
statewide voter registration database, the board determines that 1529  
all of the following apply, the provisional ballot envelope shall 1530  
be opened, and the ballot shall be placed in a ballot box to be 1531  
counted: 1532

(a) The individual named on the affirmation is properly 1533  
registered to vote. 1534

(b) The individual named on the affirmation is eligible to 1535  
cast a ballot in the precinct and for the election in which the 1536  
individual cast the provisional ballot. 1537

(c) If the election is a primary election, the individual 1538  
named on the affirmation is registered as affiliated with the 1539  
political party whose ballot the individual has voted. 1540

(d) The individual provided all of the information required 1541  
under division (B)(1) of this section in the affirmation that the 1542  
individual executed at the time the individual cast the 1543  
provisional ballot. 1544

~~(d)~~(e) The last four digits of the elector's social security 1545  
number or the elector's driver's license number or state 1546

identification number are not different from the last four digits 1547  
of the elector's social security number or the elector's driver's 1548  
license number or state identification number contained in the 1549  
statewide voter registration database. 1550

~~(e)~~(f) If applicable, the individual provided any additional 1551  
information required under division (B)(8) of section 3505.181 of 1552  
the Revised Code within ten days after the day of the election. 1553

~~(f)~~(g) If applicable, the hearing conducted under division 1554  
(B) of section 3503.24 of the Revised Code after the day of the 1555  
election resulted in the individual's inclusion in the official 1556  
registration list. 1557

(4)(a) If, in examining a provisional ballot affirmation and 1558  
additional information under divisions (B)(1) and (2) of this 1559  
section and comparing the information required under division 1560  
(B)(1) of this section with the elector's information in the 1561  
statewide voter registration database, the board determines that 1562  
any of the following applies, the provisional ballot envelope 1563  
shall not be opened, and the ballot shall not be counted: 1564

(i) The individual named on the affirmation is not qualified 1565  
or is not properly registered to vote. 1566

(ii) The individual named on the affirmation is not eligible 1567  
to cast a ballot in the precinct or for the election in which the 1568  
individual cast the provisional ballot. 1569

(iii) If the election is a primary election, the individual 1570  
named on the affirmation is not registered as affiliated with the 1571  
political party whose ballot the individual has voted. 1572

(iv) The individual did not provide all of the information 1573  
required under division (B)(1) of this section in the affirmation 1574  
that the individual executed at the time the individual cast the 1575  
provisional ballot. 1576

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

~~(v)~~(vi) If applicable, the individual did not provide any additional information required under division (B)(8) of section 3505.181 of the Revised Code within ten days after the day of the election.

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

~~(vii)~~(viii) The individual failed 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, other than 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, or the last four digits of the individual's social security number or to execute an affirmation under division (A) of section 3505.18 or division (B) of section 3505.181 of the Revised Code.

~~(viii)~~(ix) The last four digits of the elector's social security number or the elector's driver's license number or state identification number are different from the last four digits of the elector's social security number or the elector's driver's license number or state identification number contained in the statewide voter registration database.

(b) If, in examining a provisional ballot affirmation and additional information under divisions (B)(1) and (2) of this section and comparing the information required under division (B)(1) of this section with the elector's information in the statewide voter registration database, ~~the board is unable to determine either~~ any of the following are true, the provisional

ballot envelope shall not be opened, and the ballot shall not be counted:

(i) ~~Whether~~ The board is unable to determine whether the individual named on the affirmation is qualified or properly registered to vote;

(ii) ~~Whether~~ The board is unable to determine whether the individual named on the affirmation is eligible to cast a ballot in the precinct or for the election in which the individual cast the provisional ballot;

(iii) If the election is a primary election, the board is unable to determine whether the individual named on the affirmation is registered as affiliated with the political party whose ballot the individual has voted.

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

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

(D) Provisional ballots that the board determines are eligible to be counted under division (B)(3) of this section shall be counted in the same manner as provided for other ballots under section 3505.27 of the Revised Code. No provisional ballots shall be counted in a particular county until the board determines the

eligibility to be counted of all provisional ballots cast in that 1639  
county under division (B) of this section for that election. 1640  
Observers, as provided in section 3505.21 of the Revised Code, may 1641  
be present at all times that the board is determining the 1642  
eligibility of provisional ballots to be counted and counting 1643  
those provisional ballots determined to be eligible. No person 1644  
shall recklessly disclose the count or any portion of the count of 1645  
provisional ballots in such a manner as to jeopardize the secrecy 1646  
of any individual ballot. 1647

(E)(1) Except as otherwise provided in division (E)(2) of 1648  
this section, nothing in this section shall prevent a board of 1649  
elections from examining provisional ballot affirmations and 1650  
additional information under divisions (B)(1) and (2) of this 1651  
section to determine the eligibility of provisional ballots to be 1652  
counted during the ten days after the day of an election. 1653

(2) A board of elections shall not examine the provisional 1654  
ballot affirmation and additional information under divisions 1655  
(B)(1) and (2) of this section of any provisional ballot for which 1656  
an election official has indicated under division (B)(7) of 1657  
section 3505.181 of the Revised Code that additional information 1658  
is required for the board of elections to determine the 1659  
eligibility of the individual who cast that provisional ballot 1660  
until the individual provides any information required under 1661  
division (B)(8) of section 3505.181 of the Revised Code, until any 1662  
hearing required to be conducted under section 3503.24 of the 1663  
Revised Code with regard to the provisional voter is held, or 1664  
until the eleventh day after the day of the election, whichever is 1665  
earlier. 1666

**Sec. 3509.03.** Except as provided in division (B) of section 1667  
3509.08 of the Revised Code, any qualified elector desiring to 1668  
vote absent voter's ballots at an election shall make written 1669

application for those ballots to the director of elections of the 1670  
county in which the elector's voting residence is located. The 1671  
application need not be in any particular form but shall contain 1672  
all of the following: 1673

(A) The elector's name; 1674

(B) The elector's signature; 1675

(C) The address at which the elector is registered to vote; 1676

(D) The elector's date of birth; 1677

(E) One of the following: 1678

(1) The elector's driver's license number; 1679

(2) The last four digits of the elector's social security 1680  
number; 1681

(3) A copy of the elector's current and valid photo 1682  
identification, a copy of a military identification, or a copy of 1683  
a current utility bill, bank statement, government check, 1684  
paycheck, or other government document, other than a notice of 1685  
voter registration mailed by a board of elections under section 1686  
3503.19 of the Revised Code, that shows the name and address of 1687  
the elector. 1688

(F) A statement identifying the election for which absent 1689  
voter's ballots are requested; 1690

(G) A statement that the person requesting the ballots is a 1691  
qualified elector; 1692

(H) If the request is for primary election ballots, ~~the~~ 1693  
elector's: 1694

(1) The political party affiliation with which the elector is 1695  
registered as affiliated; or 1696

(2) A statement that the elector wishes to vote only for the 1697  
questions and issues appearing on the ballot in a special election 1698

held on the day of the primary election; and 1699

(I) If the elector desires ballots to be mailed to the 1700  
elector, the address to which those ballots shall be mailed. 1701

Each application for absent voter's ballots shall be 1702  
delivered to the director not earlier than the first day of 1703  
January of the year of the elections for which the absent voter's 1704  
ballots are requested or not earlier than ninety days before the 1705  
day of the election at which the ballots are to be voted, 1706  
whichever is earlier, and not later than twelve noon of the third 1707  
day before the day of the election at which the ballots are to be 1708  
voted, or not later than six p.m. on the last Friday before the 1709  
day of the election at which the ballots are to be voted if the 1710  
application is delivered in person to the office of the board. 1711

**Sec. 3511.02.** Notwithstanding any section of the Revised Code 1712  
to the contrary, whenever any person applies for registration as a 1713  
voter on a form adopted in accordance with federal regulations 1714  
relating to the "Uniformed and Overseas Citizens Absentee Voting 1715  
Act," 100 Stat. 924, 42 U.S.C.A. 1973ff (1986), this application 1716  
shall be sufficient for voter registration and as a request for an 1717  
absent voter's ballot. Uniformed services or overseas absent 1718  
voter's ballots may be obtained by any person meeting the 1719  
requirements of section 3511.011 of the Revised Code by applying 1720  
electronically to the secretary of state or to the board of 1721  
elections of the county in which the person's voting residence is 1722  
located in accordance with section 3511.021 of the Revised Code or 1723  
by applying to the director of the board of elections of the 1724  
county in which the person's voting residence is located, in one 1725  
of the following ways: 1726

(A) That person may make written application for those 1727  
ballots. The person may personally deliver the application to the 1728  
director or may mail it, send it by facsimile machine, send it by 1729

electronic mail, send it through internet delivery if such 1730  
delivery is offered by the board of elections or the secretary of 1731  
state, or otherwise send it to the director. The application need 1732  
not be in any particular form but shall contain all of the 1733  
following information: 1734

(1) The elector's name; 1735

(2) The elector's signature; 1736

(3) The address at which the elector is registered to vote; 1737

(4) The elector's date of birth; 1738

(5) One of the following: 1739

(a) The elector's driver's license number; 1740

(b) The last four digits of the elector's social security 1741  
number; 1742

(c) A copy of the elector's current and valid photo 1743  
identification, a copy of a military identification, or a copy of 1744  
a current utility bill, bank statement, government check, 1745  
paycheck, or other government document, other than a notice of 1746  
voter registration mailed by a board of elections under section 1747  
3503.19 of the Revised Code, that shows the name and address of 1748  
the elector. 1749

(6) A statement identifying the election for which absent 1750  
voter's ballots are requested; 1751

(7) A statement that the person requesting the ballots is a 1752  
qualified elector; 1753

(8) A statement that the elector is an absent uniformed 1754  
services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 1755

(9) A statement of the elector's length of residence in the 1756  
state immediately preceding the commencement of service, 1757  
immediately preceding the date of leaving to be with or near the 1758

service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable;

(10) If the request is for primary election ballots, ~~the elector's:~~

(a) The political party affiliation with which the elector is registered as affiliated; or

(2) A statement that the elector wishes to vote only for the questions and issues appearing on the ballot in a special election held on the day of the primary election;

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

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

(13) If the elector desires ballots to be sent to the elector by electronic mail or, if offered by the board of elections or the secretary of state, through internet delivery, the elector's electronic mail address or other internet contact information.

(B) A voter or any relative of a voter listed in division (C) of this section may use a single federal post card application to apply for uniformed services or overseas absent voter's ballots for use at the primary and general elections in a given year and any special election to be held on the day in that year specified by division (E) of section 3501.01 of the Revised Code for the holding of a primary election, designated by the general assembly for the purpose of submitting constitutional amendments proposed by the general assembly to the voters of the state. A single federal postcard application shall be processed by the board of

elections pursuant to section 3511.04 of the Revised Code the same 1790  
as if the voter had applied separately for uniformed services or 1791  
overseas absent voter's ballots for each election. 1792

(C) Application to have uniformed services or overseas absent 1793  
voter's ballots mailed or sent by facsimile machine to such a 1794  
person may be made by the spouse, father, mother, father-in-law, 1795  
mother-in-law, grandfather, grandmother, brother or sister of the 1796  
whole blood or half blood, son, daughter, adopting parent, adopted 1797  
child, stepparent, stepchild, daughter-in-law, son-in-law, uncle, 1798  
aunt, nephew, or niece of such a person. The application shall be 1799  
in writing upon a blank form furnished only by the director or on 1800  
a single federal post card as provided in division (B) of this 1801  
section. The form of the application shall be prescribed by the 1802  
secretary of state. The director shall furnish that blank form to 1803  
any of the relatives specified in this division desiring to make 1804  
the application, only upon the request of such a relative made in 1805  
person at the office of the board or upon the written request of 1806  
such a relative mailed to the office of the board. The 1807  
application, subscribed and sworn to by the applicant, shall 1808  
contain all of the following: 1809

(1) The full name of the elector for whom ballots are 1810  
requested; 1811

(2) A statement that the elector is an absent uniformed 1812  
services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 1813

(3) The address at which the elector is registered to vote; 1814

(4) A statement identifying the elector's length of residence 1815  
in the state immediately preceding the commencement of service, 1816  
immediately preceding the date of leaving to be with or near 1817  
service member, or immediately preceding leaving the United 1818  
States, or a statement that the elector's parent or legal guardian 1819  
resided in this state long enough to establish residency for 1820

voting purposes immediately preceding leaving the United States,	1821
as the case may be;	1822
(5) The elector's date of birth;	1823
(6) One of the following:	1824
(a) The elector's driver's license number;	1825
(b) The last four digits of the elector's social security number;	1826 1827
(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 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.	1828 1829 1830 1831 1832 1833 1834
(7) A statement identifying the election for which absent voter's ballots are requested;	1835 1836
(8) A statement that the person requesting the ballots is a qualified elector;	1837 1838
(9) If the request is for primary election ballots, <del>the</del> elector's:	1839 1840
<u>(a) The political party affiliation with which the elector is registered as affiliated; or</u>	1841 1842
<u>(2) A statement that the elector wishes to vote only for the questions and issues appearing on the ballot in a special election held on the day of the primary election;</u>	1843 1844 1845
(10) A statement that the applicant bears a relationship to the elector as specified in division (C) of this section;	1846 1847
(11) The address to which ballots shall be mailed, the telephone number to which ballots shall be sent by facsimile	1848 1849

machine, the electronic mail address to which ballots shall be 1850  
sent by electronic mail, or, if internet delivery is offered by 1851  
the board of elections or the secretary of state, the internet 1852  
contact information to which ballots shall be sent through 1853  
internet delivery; 1854

(12) The signature and address of the person making the 1855  
application. 1856

Each application for uniformed services or overseas absent 1857  
voter's ballots shall be delivered to the director not earlier 1858  
than the first day of January of the year of the elections for 1859  
which the uniformed services or overseas absent voter's ballots 1860  
are requested or not earlier than ninety days before the day of 1861  
the election at which the ballots are to be voted, whichever is 1862  
earlier, and not later than twelve noon of the third day preceding 1863  
the day of the election, or not later than six p.m. on the last 1864  
Friday before the day of the election at which those ballots are 1865  
to be voted if the application is delivered in person to the 1866  
office of the board. 1867

(D) If the voter for whom the application is made is entitled 1868  
to vote for presidential and vice-presidential electors only, the 1869  
applicant shall submit to the director in addition to the 1870  
requirements of divisions (A), (B), and (C) of this section, a 1871  
statement to the effect that the voter is qualified to vote for 1872  
presidential and vice-presidential electors and for no other 1873  
offices. 1874

**Sec. 3513.05.** Each person desiring to become a candidate for 1875  
a party nomination or for election to an office or position to be 1876  
voted for at a primary election, except persons desiring to become 1877  
joint candidates for the offices of governor and lieutenant 1878  
governor and except as otherwise provided in section 3513.051 of 1879  
the Revised Code, shall, not later than four p.m. of the ninetieth 1880

day before the day of the primary election, file a declaration of 1881  
candidacy and petition and pay the fees required under divisions 1882  
(A) and (B) of section 3513.10 of the Revised Code. The 1883  
declaration of candidacy and all separate petition papers shall be 1884  
filed at the same time as one instrument. When the offices are to 1885  
be voted for at a primary election, persons desiring to become 1886  
joint candidates for the offices of governor and lieutenant 1887  
governor shall, not later than four p.m. of the ninetieth day 1888  
before the day of the primary election, comply with section 1889  
3513.04 of the Revised Code. The prospective joint candidates' 1890  
declaration of candidacy and all separate petition papers of 1891  
candidacies shall be filed at the same time as one instrument. The 1892  
secretary of state or a board of elections shall not accept for 1893  
filing a declaration of candidacy and petition of a person seeking 1894  
to become a candidate if that person, for the same election, has 1895  
already filed a declaration of candidacy or a declaration of 1896  
intent to be a write-in candidate, or has become a candidate by 1897  
the filling of a vacancy under section 3513.30 of the Revised Code 1898  
for any federal, state, or county office, if the declaration of 1899  
candidacy is for a state or county office, or for any municipal or 1900  
township office, if the declaration of candidacy is for a 1901  
municipal or township office. 1902

If the declaration of candidacy declares a candidacy which is 1903  
to be submitted to electors throughout the entire state, the 1904  
petition, including a petition for joint candidates for the 1905  
offices of governor and lieutenant governor, shall be signed by at 1906  
least one thousand qualified electors who are members of the same 1907  
political party as the candidate or joint candidates, and the 1908  
declaration of candidacy and petition shall be filed with the 1909  
secretary of state; provided that the secretary of state shall not 1910  
accept or file any such petition appearing on its face to contain 1911  
signatures of more than three thousand electors. 1912

Except as otherwise provided in this paragraph, if the  
declaration of candidacy is of one that is to be submitted only to  
electors within a district, political subdivision, or portion  
thereof, the petition shall be signed by not less than fifty  
qualified electors who are members of the same political party as  
the political party of which the candidate is a member. If the  
declaration of candidacy is for party nomination as a candidate  
for member of the legislative authority of a municipal corporation  
elected by ward, the petition shall be signed by not less than  
twenty-five qualified electors who are members of the political  
party of which the candidate is a member.

No such petition, except the petition for a candidacy that is  
to be submitted to electors throughout the entire state, shall be  
accepted for filing if it appears to contain on its face  
signatures of more than three times the minimum number of  
signatures. When a petition of a candidate has been accepted for  
filing by a board of elections, the petition shall not be deemed  
invalid if, upon verification of signatures contained in the  
petition, the board of elections finds the number of signatures  
accepted exceeds three times the minimum number of signatures  
required. A board of elections may discontinue verifying  
signatures on petitions when the number of verified signatures  
equals the minimum required number of qualified signatures.

If the declaration of candidacy declares a candidacy for  
party nomination or for election as a candidate of an intermediate  
or minor party, the minimum number of signatures on such petition  
is one-half the minimum number provided in this section, except  
that, when the candidacy is one for election as a member of the  
state central committee or the county central committee of a  
political party, the minimum number shall be the same for an  
intermediate or minor party as for a major party.

If a declaration of candidacy is one for election as a member

of the state central committee or the county central committee of 1945  
a political party, the petition shall be signed by five qualified 1946  
electors of the district, county, ward, township, or precinct 1947  
within which electors may vote for such candidate. The electors 1948  
signing such petition shall be members of the same political party 1949  
as the political party of which the candidate is a member. 1950

For purposes of signing or circulating a petition of 1951  
candidacy for party nomination or election, an elector is 1952  
considered to be a member of a political party if the elector 1953  
~~voted in that party's primary election within the preceding two~~ 1954  
~~calendar years, or if the elector did not vote in any other~~ 1955  
~~party's primary election within the preceding two calendar years~~ 1956  
elector's voter registration record indicates that the elector is 1957  
affiliated with that political party. 1958

If the declaration of candidacy is of one that is to be 1959  
submitted only to electors within a county, or within a district 1960  
or subdivision or part thereof smaller than a county, the petition 1961  
shall be filed with the board of elections of the county. If the 1962  
declaration of candidacy is of one that is to be submitted only to 1963  
electors of a district or subdivision or part thereof that is 1964  
situated in more than one county, the petition shall be filed with 1965  
the board of elections of the county within which the major 1966  
portion of the population thereof, as ascertained by the next 1967  
preceding federal census, is located. 1968

A petition shall consist of separate petition papers, each of 1969  
which shall contain signatures of electors of only one county. 1970  
Petitions or separate petition papers containing signatures of 1971  
electors of more than one county shall not thereby be declared 1972  
invalid. In case petitions or separate petition papers containing 1973  
signatures of electors of more than one county are filed, the 1974  
board shall determine the county from which the majority of 1975  
signatures came, and only signatures from such county shall be 1976

counted. Signatures from any other county shall be invalid. 1977

Each separate petition paper shall be circulated by one 1978  
person only, who shall be the candidate or a joint candidate or a 1979  
member of the same political party as the candidate or joint 1980  
candidates, and each separate petition paper shall be governed by 1981  
the rules set forth in section 3501.38 of the Revised Code. 1982

The secretary of state shall promptly transmit to each board 1983  
such separate petition papers of each petition accompanying a 1984  
declaration of candidacy filed with the secretary of state as 1985  
purport to contain signatures of electors of the county of such 1986  
board. The board of the most populous county of a district shall 1987  
promptly transmit to each board within such district such separate 1988  
petition papers of each petition accompanying a declaration of 1989  
candidacy filed with it as purport to contain signatures of 1990  
electors of the county of each such board. The board of a county 1991  
within which the major portion of the population of a subdivision, 1992  
situated in more than one county, is located, shall promptly 1993  
transmit to the board of each other county within which a portion 1994  
of such subdivision is located such separate petition papers of 1995  
each petition accompanying a declaration of candidacy filed with 1996  
it as purport to contain signatures of electors of the portion of 1997  
such subdivision in the county of each such board. 1998

All petition papers so transmitted to a board and all 1999  
petitions accompanying declarations of candidacy filed with a 2000  
board shall, under proper regulations, be open to public 2001  
inspection until four p.m. of the eightieth day before the day of 2002  
the next primary election. Each board shall, not later than the 2003  
seventy-eighth day before the day of that primary election, 2004  
examine and determine the validity or invalidity of the signatures 2005  
on the petition papers so transmitted to or filed with it and 2006  
shall return to the secretary of state all petition papers 2007  
transmitted to it by the secretary of state, together with its 2008

certification of its determination as to the validity or 2009  
invalidity of signatures thereon, and shall return to each other 2010  
board all petition papers transmitted to it by such board, 2011  
together with its certification of its determination as to the 2012  
validity or invalidity of the signatures thereon. All other 2013  
matters affecting the validity or invalidity of such petition 2014  
papers shall be determined by the secretary of state or the board 2015  
with whom such petition papers were filed. 2016

Protests against the candidacy of any person filing a 2017  
declaration of candidacy for party nomination or for election to 2018  
an office or position, as provided in this section, may be filed 2019  
by any qualified elector who is a member of the same political 2020  
party as the candidate and who is eligible to vote at the primary 2021  
election for the candidate whose declaration of candidacy the 2022  
elector objects to, or by the controlling committee of that 2023  
political party. The protest shall be in writing, and shall be 2024  
filed not later than four p.m. of the seventy-fourth day before 2025  
the day of the primary election. The protest shall be filed with 2026  
the election officials with whom the declaration of candidacy and 2027  
petition was filed. Upon the filing of the protest, the election 2028  
officials with whom it is filed shall promptly fix the time for 2029  
hearing it, and shall forthwith mail notice of the filing of the 2030  
protest and the time fixed for hearing to the person whose 2031  
candidacy is so protested. They shall also forthwith mail notice 2032  
of the time fixed for such hearing to the person who filed the 2033  
protest. At the time fixed, such election officials shall hear the 2034  
protest and determine the validity or invalidity of the 2035  
declaration of candidacy and petition. If they find that such 2036  
candidate is not an elector of the state, district, county, or 2037  
political subdivision in which the candidate seeks a party 2038  
nomination or election to an office or position, or has not fully 2039  
complied with this chapter, the candidate's declaration of 2040  
candidacy and petition shall be determined to be invalid and shall 2041

be rejected; otherwise, it shall be determined to be valid. That 2042  
determination shall be final. 2043

A protest against the candidacy of any persons filing a 2044  
declaration of candidacy for joint party nomination to the offices 2045  
of governor and lieutenant governor shall be filed, heard, and 2046  
determined in the same manner as a protest against the candidacy 2047  
of any person filing a declaration of candidacy singly. 2048

The secretary of state shall, on the seventieth day before 2049  
the day of a primary election, certify to each board in the state 2050  
the forms of the official ballots to be used at the primary 2051  
election, together with the names of the candidates to be printed 2052  
on the ballots whose nomination or election is to be determined by 2053  
electors throughout the entire state and who filed valid 2054  
declarations of candidacy and petitions. 2055

The board of the most populous county in a district comprised 2056  
of more than one county but less than all of the counties of the 2057  
state shall, on the seventieth day before the day of a primary 2058  
election, certify to the board of each county in the district the 2059  
names of the candidates to be printed on the official ballots to 2060  
be used at the primary election, whose nomination or election is 2061  
to be determined only by electors within the district and who 2062  
filed valid declarations of candidacy and petitions. 2063

The board of a county within which the major portion of the 2064  
population of a subdivision smaller than the county and situated 2065  
in more than one county is located shall, on the seventieth day 2066  
before the day of a primary election, certify to the board of each 2067  
county in which a portion of that subdivision is located the names 2068  
of the candidates to be printed on the official ballots to be used 2069  
at the primary election, whose nomination or election is to be 2070  
determined only by electors within that subdivision and who filed 2071  
valid declarations of candidacy and petitions. 2072

**Sec. 3513.18.** Party primaries shall be held at the same place 2073  
and time, but there shall be separate pollbooks, tally sheets, and 2074  
ballot boxes provided at each polling place for each party 2075  
participating in the election, and the ballot of each voter shall 2076  
be placed in the ballot box of the party with which ~~he~~ the voter 2077  
is affiliated. Each ballot box shall be plainly marked with the 2078  
name of the political party whose ballots are to be placed 2079  
therein, by letters pasted or printed thereon or by a card 2080  
attached thereto, or both, and so placed that the designation may 2081  
be easily seen and read by the voter. 2082

If a special election on a question or issue is held on the 2083  
day of a primary election, there shall be provided in the 2084  
pollbooks pages on which shall be recorded the names of all 2085  
electors voting on said question or issue and not voting in such 2086  
primary. It shall not be necessary for electors desiring to vote 2087  
only on the question or issue to ~~declare their~~ be affiliated with 2088  
a political affiliation party. 2089

**Sec. 3513.19.** (A) It is the duty of any judge of elections, 2090  
whenever any judge of elections doubts that a person attempting to 2091  
vote at a primary election is legally entitled to vote at that 2092  
election, to challenge the right of that person to vote. The right 2093  
of a person to vote at a primary election may be challenged upon 2094  
the following grounds: 2095

(1) That the person whose right to vote is challenged is not 2096  
a legally qualified elector; 2097

(2) That the person has received or has been promised some 2098  
valuable reward or consideration for the person's vote; 2099

(3) That the person is not affiliated with ~~or is not a member~~ 2100  
~~of~~ the political party whose ballot the person desires to vote. 2101  
Such party affiliation shall be determined by examining the 2102

elector's ~~voting registration~~ record for the current year and the 2103  
immediately preceding two calendar years as shown on the voter's 2104  
registration card, ~~using the standards of affiliation specified in~~ 2105  
~~the seventh paragraph of section 3513.05 of the Revised Code.~~ 2106  
~~Division (A)(3) of this section and the seventh paragraph of~~ 2107  
~~section 3513.05 of the Revised Code do not prohibit a person who~~ 2108  
~~holds an elective office for which candidates are nominated at a~~ 2109  
~~party primary election from doing any of the following:~~ 2110

~~(a) If the person voted as a member of a different political~~ 2111  
~~party at any primary election within the current year and the~~ 2112  
~~immediately preceding two calendar years, being a candidate for~~ 2113  
~~nomination at a party primary held during the times specified in~~ 2114  
~~division (C)(2) of section 3513.191 of the Revised Code provided~~ 2115  
~~that the person complies with the requirements of that section;~~ 2116

~~(b) Circulating the person's own petition of candidacy for~~ 2117  
~~party nomination in the primary election.~~ 2118

~~(B) When the right of a person to vote is challenged upon the~~ 2119  
~~ground set forth in division (A)(3) of this section, membership in~~ 2120  
~~or political affiliation with a political party shall be~~ 2121  
~~determined by the person's statement, made under penalty of~~ 2122  
~~election falsification, that the person desires to be affiliated~~ 2123  
~~with and supports the principles of the political party whose~~ 2124  
~~primary ballot the person desires to vote If a majority of the~~ 2125  
~~precinct officials finds that the person lacks any of the~~ 2126  
~~qualifications required to make the person a qualified elector, or~~ 2127  
~~if the person's name does not appear in the poll list as~~ 2128  
~~affiliated with the political party whose ballot the person seeks~~ 2129  
~~to vote, the person shall be permitted to cast a provisional~~ 2130  
~~ballot under section 3505.181 of the Revised Code.~~ 2131

**Sec. 3513.191.** (A) No person shall be a candidate for 2132  
nomination or election at a party primary if the ~~person voted as a~~ 2133

~~member of a different political party at any primary election~~ 2134  
~~within the current year and the immediately preceding two calendar~~ 2135  
~~years person's voter registration record does not indicate that~~ 2136  
~~the person is affiliated with that political party.~~ 2137

~~(B) Notwithstanding division (A) of this section, either of~~ 2138  
~~the following persons may be candidates for nomination of any~~ 2139  
~~political party at a party primary:~~ 2140

~~(1) A person who does not hold an elective office;~~ 2141

~~(2) A person who holds an elective office other than one for~~ 2142  
~~which candidates are nominated at a party primary.~~ 2143

~~(C)(1) Notwithstanding division (A) of this section, a A~~ 2144  
person who holds an elective office for which candidates are 2145  
nominated at a party primary may be a candidate at a primary 2146  
election held during the times specified in division ~~(C)(2)(B)(3)~~ 2147  
of this section for nomination as a candidate of a political party 2148  
of which the person is prohibited from being a candidate for 2149  
nomination under division (A) of this section other than the party 2150  
that most recently nominated the person as a candidate for the 2151  
office the person currently holds, only if the person files: 2152

(a) Registers to vote as a member of the person's new 2153  
political party; 2154

(b) Files a declaration of intent to seek the nomination of 2155  
that the person's new party and if, by filing the declaration, the 2156  
person has; and 2157

(c) Has not violated division ~~(C)(3)(B)(4)~~ of this section. 2158  
The 2159

(2) The declaration of intent shall: 2160

(a) Be filed not later than four p.m. of the thirtieth day 2161  
before a declaration of candidacy and petition is required to be 2162  
filed under section 3513.05 of the Revised Code; 2163

(b) Be filed with the same official with whom the person 2164  
filing the declaration of intent is required to file a declaration 2165  
of candidacy and petition; 2166

(c) Indicate the political party whose nomination in the 2167  
primary election the person seeks; 2168

(d) Be on a form prescribed by the secretary of state. 2169

~~(2)~~(3) No person filing a declaration of intent under 2170  
division ~~(C)~~(B)(1) of this section shall be a candidate at any 2171  
primary election for nomination for an elective office for which 2172  
candidates are nominated at a party primary during the calendar 2173  
year in which the person files the declaration or during the next 2174  
calendar year except as a candidate of the party indicated under 2175  
division ~~(C)~~(1)~~(B)~~(2)(c) of this section. 2176

~~(3)~~(4) No person who files a declaration of intent under 2177  
division ~~(C)~~(B)(1) of this section shall file another such 2178  
declaration for a period of ten years after the declaration is 2179  
filed. 2180

~~(4) Notwithstanding the seventh paragraph of section 3513.05~~ 2181  
~~of the Revised Code, a person who complies with this section may~~ 2182  
~~circulate that person's own petition of candidacy for party~~ 2183  
~~nomination at the party primary at which the person seeks~~ 2184  
~~nomination under this section.~~ 2185

**Sec. 3513.192.** Any candidate nominated at a party primary 2186  
election who, before that primary election, registers as 2187  
affiliated with and votes in that primary election as a member of 2188  
a political party different from the party that nominated the 2189  
candidate shall forfeit the nomination, and the vacancy so created 2190  
shall be filled in accordance with section 3513.31 of the Revised 2191  
Code. 2192

**Sec. 3517.013.** ~~Section~~ Division (B) of section 3513.191 of 2193

the Revised Code does not apply to persons desiring to become 2194  
candidates for party nomination of a newly formed political party 2195  
meeting the requirements of sections 3517.011 and 3517.012 of the 2196  
Revised Code for a period of four calendar years from the date of 2197  
the party formation. 2198

**Sec. 3599.02.** No person shall before, during, or after any 2199  
primary, general, or special election or convention solicit, 2200  
request, demand, receive, or contract for any money, gift, loan, 2201  
property, influence, position, employment, or other thing of value 2202  
for that person or for another person for doing any of the 2203  
following: 2204

(A) Registering or refraining from registering to vote; 2205

(B) Agreeing to register or to refrain from registering to 2206  
vote; 2207

(C) Agreeing to vote or to refrain from voting; 2208

(D) Voting or refraining from voting at any primary, general, 2209  
or special election or convention for a particular person, 2210  
question, or issue; 2211

(E) Registering or voting, or refraining from registering or 2212  
voting, or voting or refraining from voting for a particular 2213  
person, question, or issue; 2214

(F) Registering, or refraining from registering, as 2215  
affiliated with a political party. 2216

Whoever violates this section is guilty of bribery, a felony 2217  
of the fourth degree, and shall be disfranchised and excluded from 2218  
holding any public office for five years immediately following 2219  
such conviction. 2220

**Sec. 3599.11.** (A) No person shall ~~knowingly register~~ do any 2221  
of the following: 2222

<u>(1) Knowingly register</u> or make application or attempt to	2223
register in a precinct in which the person is not a qualified	2224
voter <u>or as affiliated with a political party with which the</u>	2225
<u>person does not desire to be affiliated or whose principles the</u>	2226
<u>person does not support</u> ; or knowingly aid or abet any person to so	2227
register; or attempt to register or knowingly induce or attempt to	2228
induce any person to so register; <del>or knowingly</del>	2229
<u>(2) Knowingly</u> impersonate another or write or assume the name	2230
of another, real or fictitious, in registering or attempting to	2231
register; <del>or by</del>	2232
<u>(3) By</u> false statement or other unlawful means procure, aid,	2233
or attempt to procure the erasure or striking out on the register	2234
or duplicate list of the name of a qualified elector therein; <del>or</del>	2235
<del>knowingly</del>	2236
<u>(4) Knowingly</u> induce or attempt to induce a registrar or	2237
other election authority to refuse registration in a precinct to	2238
an elector thereof; <del>or knowingly</del>	2239
<u>(5) Knowingly</u> swear or affirm falsely upon a lawful	2240
examination by or before any registering officer; <del>or make</del>	2241
<u>(6) Make</u> , print, or issue any false or counterfeit	2242
certificate of registration or knowingly alter any certificate of	2243
registration-	2244
<del>No person shall knowingly;</del>	2245
<u>(7) Knowingly</u> register under more than one name or knowingly	2246
induce any person to so register-	2247
<del>No person shall knowingly; or</del>	2248
<u>(8) Knowingly</u> make any false statement on any form for	2249
registration or change of registration or upon any application or	2250
return envelope for an absent voter's ballot.	2251
Whoever violates <del>this</del> division <u>(A) of this section</u> is guilty	2252

of a felony of the fifth degree. 2253

(B)(1) No person who helps another person register outside an 2254  
official voter registration place shall knowingly destroy, or 2255  
knowingly help another person to destroy, any completed 2256  
registration form. 2257

Whoever violates this division is guilty of election 2258  
falsification, a felony of the fifth degree. 2259

(2)(a) No person who helps another person register outside an 2260  
official voter registration place shall knowingly fail to return 2261  
any registration form entrusted to that person to any board of 2262  
elections or the office of the secretary of state within ten days 2263  
after that ~~registration~~ registration form is completed, or on or 2264  
before the thirtieth day before the election, whichever day is 2265  
earlier, unless the registration form is received by the person 2266  
within twenty-four hours of the thirtieth day before the election, 2267  
in which case the person shall return the registration form to any 2268  
board of elections or the office of the secretary of state within 2269  
ten days of its receipt. 2270

Whoever violates this division is guilty of election 2271  
falsification, a felony of the fifth degree, unless the person has 2272  
not previously been convicted of a violation of division 2273  
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 2274  
violation of this division does not cause any person to miss any 2275  
voter registration deadline with regard to any election, and the 2276  
number of voter registration forms that the violator has failed to 2277  
properly return does not exceed forty-nine, in which case the 2278  
violator is guilty of a misdemeanor of the first degree. 2279

(b) Subject to division (C)(2) of this section, no person who 2280  
helps another person register outside an official registration 2281  
place shall knowingly return any registration form entrusted to 2282  
that person to any location other than any board of elections or 2283

the office of the secretary of state. 2284

Whoever violates this division is guilty of election 2285  
falsification, a felony of the fifth degree, unless the person has 2286  
not previously been convicted of a violation of division 2287  
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 2288  
violation of this division does not cause any person to miss any 2289  
voter registration deadline with regard to any election, and the 2290  
number of voter registration forms that the violator has failed to 2291  
properly return does not exceed forty-nine, in which case the 2292  
violator is guilty of a misdemeanor of the first degree. 2293

(C)(1) No person who receives compensation for registering a 2294  
voter shall knowingly fail to return any registration form 2295  
entrusted to that person to any board of elections or the office 2296  
of the secretary of state within ten days after that voter 2297  
registration form is completed, or on or before the thirtieth day 2298  
before the election, whichever is earlier, unless the registration 2299  
form is received by the person within twenty-four hours of the 2300  
thirtieth day before the election, in which case the person shall 2301  
return the registration form to any board of elections or the 2302  
office of the ~~secretary~~ secretary of state within ten days of its 2303  
receipt. 2304

Whoever violates this division is guilty of election 2305  
falsification, a felony of the fifth degree, unless the person has 2306  
not previously been convicted of a violation of division 2307  
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 2308  
violation of this division does not cause any person to miss any 2309  
voter registration deadline with regard to any election, and the 2310  
number of voter registration forms that the violator has failed to 2311  
properly return does not exceed forty-nine, in which case the 2312  
violator is guilty of a misdemeanor of the first degree. 2313

(2) No person who receives compensation for registering a 2314  
voter shall knowingly return any registration form entrusted to 2315

that person to any location other than any board of elections or 2316  
the office of the secretary of state. 2317

Whoever violates this division is guilty of election 2318  
falsification, a felony of the fifth degree, unless the person has 2319  
not previously been convicted of a violation of division 2320  
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 2321  
violation of this division does not cause any person to miss any 2322  
voter registration deadline with regard to any election, and the 2323  
number of voter registration forms that the violator has failed to 2324  
properly return does not exceed forty-nine, in which case the 2325  
violator is guilty of a misdemeanor of the first degree. 2326

(D) As used in division (C) of this section, "registering a 2327  
voter" includes any effort, for compensation, to provide voter 2328  
registration forms or to assist persons in completing or returning 2329  
those forms. 2330

**Sec. 3599.18.** (A) No election official, person assisting in 2331  
the registration of electors, or police officer shall knowingly do 2332  
any of the following: 2333

(1) Refuse, neglect, or unnecessarily delay, hinder, or 2334  
prevent the registration of a qualified elector, who in a lawful 2335  
manner applies for registration; 2336

(2) Enter or consent to the entry of a fictitious name on a 2337  
voter registration list; 2338

(3) Alter the name, political party affiliation, or lack of 2339  
political party affiliation on, or remove or destroy, the 2340  
registration card or form of any qualified elector; 2341

(4) Neglect, unlawfully execute, or fail to execute any duty 2342  
enjoined upon that person as an election official, person 2343  
assisting in the registration of electors, or police officer. 2344

(B) Whoever violates division (A) of this section is guilty 2345

of a misdemeanor of the first degree. 2346

**Sec. 4507.06.** (A)(1) Every application for a driver's license 2347  
or motorcycle operator's license or endorsement, or duplicate of 2348  
any such license or endorsement, shall be made upon the approved 2349  
form furnished by the registrar of motor vehicles and shall be 2350  
signed by the applicant. 2351

Every application shall state the following: 2352

(a) The applicant's name, date of birth, social security 2353  
number if such has been assigned, sex, general description, 2354  
including height, weight, color of hair, and eyes, residence 2355  
address, including county of residence, duration of residence in 2356  
this state, and country of citizenship; 2357

(b) Whether the applicant previously has been licensed as an 2358  
operator, chauffeur, driver, commercial driver, or motorcycle 2359  
operator and, if so, when, by what state, and whether such license 2360  
is suspended or canceled at the present time and, if so, the date 2361  
of and reason for the suspension or cancellation; 2362

(c) Whether the applicant is now or ever has been afflicted 2363  
with epilepsy, or whether the applicant now is suffering from any 2364  
physical or mental disability or disease and, if so, the nature 2365  
and extent of the disability or disease, giving the names and 2366  
addresses of physicians then or previously in attendance upon the 2367  
applicant; 2368

(d) Whether an applicant for a duplicate driver's license, or 2369  
duplicate license containing a motorcycle operator endorsement has 2370  
pending a citation for violation of any motor vehicle law or 2371  
ordinance, a description of any such citation pending, and the 2372  
date of the citation; 2373

(e) If an applicant has not certified the applicant's 2374  
willingness to make an anatomical gift under section 2108.05 of 2375

the Revised Code, whether the applicant wishes to certify 2376  
willingness to make such an anatomical gift, which shall be given 2377  
no consideration in the issuance of a license or endorsement; 2378

(f) Whether the applicant has executed a valid durable power 2379  
of attorney for health care pursuant to sections 1337.11 to 2380  
1337.17 of the Revised Code or has executed a declaration 2381  
governing the use or continuation, or the withholding or 2382  
withdrawal, of life-sustaining treatment pursuant to sections 2383  
2133.01 to 2133.15 of the Revised Code and, if the applicant has 2384  
executed either type of instrument, whether the applicant wishes 2385  
the applicant's license to indicate that the applicant has 2386  
executed the instrument; 2387

(g) On and after October 7, 2009, whether the applicant is a 2388  
veteran, active duty, or reservist of the armed forces of the 2389  
United States and, if the applicant is such, whether the applicant 2390  
wishes the applicant's license to indicate that the applicant is a 2391  
veteran, active duty, or reservist of the armed forces of the 2392  
United States by a military designation on the license. 2393

(2) Every applicant for a driver's license shall be 2394  
photographed in color at the time the application for the license 2395  
is made. The application shall state any additional information 2396  
that the registrar requires. 2397

(B) The registrar or a deputy registrar, in accordance with 2398  
section 3503.11 of the Revised Code, shall register as an elector 2399  
any person who applies for a driver's license or motorcycle 2400  
operator's license or endorsement under division (A) of this 2401  
section, or for a renewal or duplicate of the license or 2402  
endorsement, if the applicant is eligible and wishes to be 2403  
registered as an elector. The decision of an applicant whether to 2404  
register as an elector shall be given no consideration in the 2405  
decision of whether to issue the applicant a license or 2406  
endorsement, or a renewal or duplicate. 2407

(C) The registrar or a deputy registrar, in accordance with 2408  
section 3503.11 of the Revised Code, shall offer the opportunity 2409  
of completing a notice of change of residence ~~or~~, change of name, 2410  
or change of political party affiliation to any applicant for a 2411  
driver's license or endorsement under division (A) of this 2412  
section, or for a renewal or duplicate of the license or 2413  
endorsement, if the applicant is a registered elector who has 2414  
changed the applicant's residence ~~or~~, name, or political party 2415  
affiliation and has not filed such a notice. 2416

(D) In addition to any other information it contains, on and 2417  
after October 7, 2009, the approved form furnished by the 2418  
registrar of motor vehicles for an application for a driver's 2419  
license or motorcycle operator's license or endorsement or an 2420  
application for a duplicate of any such license or endorsement 2421  
shall inform applicants that the applicant must present a copy of 2422  
the applicant's DD-214 or an equivalent document in order to 2423  
qualify to have the license or duplicate indicate that the 2424  
applicant is a veteran, active duty, or reservist of the armed 2425  
forces of the United States based on a request made pursuant to 2426  
division (A)(1)(g) of this section. 2427

**Section 2.** That existing sections 3501.01, 3503.10, 3503.11, 2428  
3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 3505.182, 2429  
3505.183, 3509.03, 3511.02, 3513.05, 3513.18, 3513.19, 3513.191, 2430  
3513.192, 3517.013, 3599.02, 3599.11, 3599.18, and 4507.06 and 2431  
sections 3513.20, 3517.014, 3517.015, and 3517.016 of the Revised 2432  
Code are hereby repealed. 2433

**Section 3.** That the version of section 4507.06 of the Revised 2434  
Code that is scheduled to take effect January 1, 2017, be amended 2435  
to read as follows: 2436

**Sec. 4507.06.** (A)(1) Every application for a driver's 2437

license, motorcycle operator's license or endorsement, or 2438  
motor-driven cycle or motor scooter license or endorsement, or 2439  
duplicate of any such license or endorsement, shall be made upon 2440  
the approved form furnished by the registrar of motor vehicles and 2441  
shall be signed by the applicant. 2442

Every application shall state the following: 2443

(a) The applicant's name, date of birth, social security 2444  
number if such has been assigned, sex, general description, 2445  
including height, weight, color of hair, and eyes, residence 2446  
address, including county of residence, duration of residence in 2447  
this state, and country of citizenship; 2448

(b) Whether the applicant previously has been licensed as an 2449  
operator, chauffeur, driver, commercial driver, or motorcycle 2450  
operator and, if so, when, by what state, and whether such license 2451  
is suspended or canceled at the present time and, if so, the date 2452  
of and reason for the suspension or cancellation; 2453

(c) Whether the applicant is now or ever has been afflicted 2454  
with epilepsy, or whether the applicant now is suffering from any 2455  
physical or mental disability or disease and, if so, the nature 2456  
and extent of the disability or disease, giving the names and 2457  
addresses of physicians then or previously in attendance upon the 2458  
applicant; 2459

(d) Whether an applicant for a duplicate driver's license, 2460  
duplicate license containing a motorcycle operator endorsement, or 2461  
duplicate license containing a motor-driven cycle or motor scooter 2462  
endorsement has pending a citation for violation of any motor 2463  
vehicle law or ordinance, a description of any such citation 2464  
pending, and the date of the citation; 2465

(e) If an applicant has not certified the applicant's 2466  
willingness to make an anatomical gift under section 2108.05 of 2467

the Revised Code, whether the applicant wishes to certify 2468  
willingness to make such an anatomical gift, which shall be given 2469  
no consideration in the issuance of a license or endorsement; 2470

(f) Whether the applicant has executed a valid durable power 2471  
of attorney for health care pursuant to sections 1337.11 to 2472  
1337.17 of the Revised Code or has executed a declaration 2473  
governing the use or continuation, or the withholding or 2474  
withdrawal, of life-sustaining treatment pursuant to sections 2475  
2133.01 to 2133.15 of the Revised Code and, if the applicant has 2476  
executed either type of instrument, whether the applicant wishes 2477  
the applicant's license to indicate that the applicant has 2478  
executed the instrument; 2479

(g) On and after October 7, 2009, whether the applicant is a 2480  
veteran, active duty, or reservist of the armed forces of the 2481  
United States and, if the applicant is such, whether the applicant 2482  
wishes the applicant's license to indicate that the applicant is a 2483  
veteran, active duty, or reservist of the armed forces of the 2484  
United States by a military designation on the license. 2485

(2) Every applicant for a driver's license shall be 2486  
photographed in color at the time the application for the license 2487  
is made. The application shall state any additional information 2488  
that the registrar requires. 2489

(B) The registrar or a deputy registrar, in accordance with 2490  
section 3503.11 of the Revised Code, shall register as an elector 2491  
any person who applies for a license or endorsement under division 2492  
(A) of this section, or for a renewal or duplicate of the license 2493  
or endorsement, if the applicant is eligible and wishes to be 2494  
registered as an elector. The decision of an applicant whether to 2495  
register as an elector shall be given no consideration in the 2496  
decision of whether to issue the applicant a license or 2497  
endorsement, or a renewal or duplicate. 2498

(C) The registrar or a deputy registrar, in accordance with 2499  
section 3503.11 of the Revised Code, shall offer the opportunity 2500  
of completing a notice of change of residence ~~or~~, change of name, 2501  
or change of political party affiliation to any applicant for a 2502  
driver's license or endorsement under division (A) of this 2503  
section, or for a renewal or duplicate of the license or 2504  
endorsement, if the applicant is a registered elector who has 2505  
changed the applicant's residence ~~or~~, name, or political party  
affiliation and has not filed such a notice. 2506  
2507

(D) In addition to any other information it contains, on and 2508  
after October 7, 2009, the approved form furnished by the 2509  
registrar of motor vehicles for an application for a license or 2510  
endorsement or an application for a duplicate of any such license 2511  
or endorsement shall inform applicants that the applicant must 2512  
present a copy of the applicant's DD-214 or an equivalent document 2513  
in order to qualify to have the license or duplicate indicate that 2514  
the applicant is a veteran, active duty, or reservist of the armed 2515  
forces of the United States based on a request made pursuant to 2516  
division (A)(1)(g) of this section. 2517

**Section 4.** That the existing version of section 4507.06 of 2518  
the Revised Code that is scheduled to take effect January 1, 2017, 2519  
is hereby repealed. 2520

**Section 5.** Section 3505.181 of the Revised Code is presented 2521  
in this act as a composite of the section as amended by both Am. 2522  
S.B. 10 and Sub. S.B. 47 of the 130th General Assembly. The 2523  
General Assembly, applying the principle stated in division (B) of 2524  
section 1.52 of the Revised Code that amendments are to be 2525  
harmonized if reasonably capable of simultaneous operation, finds 2526  
that the composite is the resulting version of the section in 2527  
effect prior to the effective date of the section as presented in 2528  
this act. 2529