

As Introduced

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

S. B. No. 110

Senator Turner

Cosponsor: Senator Tavares

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A B I L L

To amend sections 111.29, 145.053, 329.051, 742.042,	1
2961.01, 2967.17, 3307.072, 3309.072, 3313.77,	2
3501.01, 3501.011, 3501.012, 3501.04, 3501.05,	3
3501.11, 3501.13, 3501.18, 3501.30, 3501.31,	4
3501.33, 3501.90, 3503.02, 3503.07, 3503.09,	5
3503.10, 3503.11, 3503.111, 3503.12, 3503.13,	6
3503.14, 3503.15, 3503.16, 3503.17, 3503.18,	7
3503.19, 3503.191, 3503.21, 3503.24, 3503.25,	8
3503.26, 3503.28, 3503.30, 3503.33, 3505.20,	9
3509.03, 3509.04, 3511.02, 3511.021, 3511.04,	10
3517.01, 3517.08, 3517.1013, 3517.18, 3599.02,	11
3599.11, 3599.161, 3599.18, 3599.26, 3599.31,	12
4501.023, 4503.03, 4507.06, 4507.51, 5101.54,	13
5115.05, and 5505.044; to enact new section	14
3599.111 and section 3503.192; to repeal sections	15
3503.29 and 3599.111 of the Revised Code; and to	16
amend the version of section 4507.06 of the	17
Revised Code that is scheduled to take effect	18
January 1, 2017, to continue the provisions of	19
this act on and after that effective date to	20
permit sixteen and seventeen year olds to	21
preregister to vote and to revise the law	22
concerning compensated voter registration workers	23

and petition circulators.

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

Section 1. That sections 111.29, 145.053, 329.051, 742.042, 25
2961.01, 2967.17, 3307.072, 3309.072, 3313.77, 3501.01, 3501.011, 26
3501.012, 3501.04, 3501.05, 3501.11, 3501.13, 3501.18, 3501.30, 27
3501.31, 3501.33, 3501.90, 3503.02, 3503.07, 3503.09, 3503.10, 28
3503.11, 3503.111, 3503.12, 3503.13, 3503.14, 3503.15, 3503.16, 29
3503.17, 3503.18, 3503.19, 3503.191, 3503.21, 3503.24, 3503.25, 30
3503.26, 3503.28, 3503.30, 3503.33, 3505.20, 3509.03, 3509.04, 31
3511.02, 3511.021, 3511.04, 3517.01, 3517.08, 3517.1013, 3517.18, 32
3599.02, 3599.11, 3599.161, 3599.18, 3599.26, 3599.31, 4501.023, 33
4503.03, 4507.06, 4507.51, 5101.54, 5115.05, and 5505.044 be 34
amended and new section 3599.111 and section 3503.192 of the 35
Revised Code be enacted to read as follows: 36

Sec. 111.29. There is hereby created in the state treasury 37
the citizen education fund. The fund shall receive gifts, grants, 38
fees, and donations from private individuals and entities for 39
voter education purposes. The secretary of state shall use the 40
moneys credited to the fund for preparing, printing, and 41
distributing voter registration and preregistration and 42
educational materials and for conducting related workshops and 43
conferences for public education. 44

Sec. 145.053. (A) As used in this section: 45

(1) "Campaign committee" means a candidate or a combination 46
of two or more persons authorized by a candidate to receive 47
contributions and in-kind contributions and make expenditures on 48
behalf of the candidate. 49

(2) "Candidate" means an individual who has been nominated 50

pursuant to division (C) or (D) of section 145.05 of the Revised 51
Code for election to the public employees retirement board or who 52
is seeking to be elected to fill a vacancy on the board pursuant 53
to section 145.06 of the Revised Code. 54

(3) "Contribution" means a loan, gift, deposit, forgiveness 55
of indebtedness, donation, advance, payment, transfer of funds or 56
transfer of anything of value including a transfer of funds from 57
an inter vivos or testamentary trust or decedent's estate, and the 58
payment by any person other than the person to whom the services 59
are rendered for the personal services of another person, which 60
contribution is made, received, or used for the purpose of 61
influencing the results of an election to the public employees 62
retirement board under section 145.05 of the Revised Code, 63
including a special election provided for by section 145.051 of 64
the Revised Code, or the results of an election to fill a vacancy 65
on the board pursuant to section 145.06 of the Revised Code. 66
"Contribution" does not include: 67

(a) Services provided without compensation by individuals 68
volunteering a portion or all of their time on behalf of a person; 69

(b) Ordinary home hospitality; 70

(c) The personal expenses of a volunteer paid for by that 71
volunteer campaign worker. 72

(4) "Election day" means the following, as appropriate to the 73
situation: 74

(a) The first Monday in October of a year for which section 75
145.05 of the Revised Code specifies that an election for a member 76
of the public employees retirement board be held; 77

(b) If, pursuant to section 145.052 of the Revised Code, no 78
election is held, the first Monday in October of a year that the 79
election would have been held if not for section 145.052 of the 80
Revised Code; 81

(c) If the election is a special election provided for by 82
section 145.051 of the Revised Code, a day that the board shall 83
specify that is consistent with requirements for a special 84
election established by section 145.051 of the Revised Code. 85

(5) "Expenditure" means the disbursement or use of a 86
contribution for the purpose of influencing the results of an 87
election to the public employees retirement board under section 88
145.05 of the Revised Code, including a special election provided 89
for by section 145.051 of the Revised Code, or the results of an 90
election to fill a vacancy on the board pursuant to section 145.06 91
of the Revised Code. 92

(6) "Independent expenditure" means an expenditure by an 93
individual, partnership, or other entity advocating the election 94
or defeat of an identified candidate or candidates, that is not 95
made with the consent of, in coordination, cooperation, or 96
consultation with, or at the request or suggestion of any 97
candidate or candidates or of the campaign committee or agent of 98
the candidate or candidates. An independent expenditure shall not 99
be construed as being a contribution. As used in division (A)(6) 100
of this section: 101

(a) "Advocating" means any communication containing a message 102
advocating election or defeat. 103

(b) "Identified candidate" means that the name of the 104
candidate appears, a photograph or drawing of the candidate 105
appears, or the identity of the candidate is otherwise apparent by 106
unambiguous reference. 107

(c) "Made in coordination, cooperation, or consultation with, 108
or at the request or suggestion of, any candidate or the campaign 109
committee or agent of the candidate" means made pursuant to any 110
arrangement, coordination, or direction by the candidate, the 111
candidate's campaign committee, or the candidate's agent prior to 112

the publication, distribution, display, or broadcast of the 113
communication. An expenditure is presumed to be so made when it is 114
any of the following: 115

(i) Based on information about the candidate's plans, 116
projects, or needs provided to the person making the expenditure 117
by the candidate, or by the candidate's campaign committee or 118
agent, with a view toward having an expenditure made; 119

(ii) Made by or through any person who is, or has been, 120
authorized to raise or expend funds, who is, or has been, an 121
officer of the candidate's campaign committee, or who is, or has 122
been, receiving any form of compensation or reimbursement from the 123
candidate or the candidate's campaign committee or agent; 124

(iii) Made by a political party in support of a candidate, 125
unless the expenditure is made by a political party to conduct 126
voter registration or preregistration or voter education efforts. 127

(d) "Agent" means any person who has actual oral or written 128
authority, either express or implied, to make or to authorize the 129
making of expenditures on behalf of a candidate, or means any 130
person who has been placed in a position with the candidate's 131
campaign committee or organization such that it would reasonably 132
appear that in the ordinary course of campaign-related activities 133
the person may authorize expenditures. 134

(7) "In-kind contribution" means anything of value other than 135
money that is used to influence the results of an election to the 136
public employees retirement board under section 145.05 of the 137
Revised Code, including a special election provided for by section 138
145.051 of the Revised Code, or the results of an election to fill 139
a vacancy on the board pursuant to section 145.06 of the Revised 140
Code, or is transferred to or used in support of or in opposition 141
to a candidate and that is made with the consent of, in 142
coordination, cooperation, or consultation with, or at the request 143

or suggestion of the benefited candidate. The financing of the 144
dissemination, distribution, or republication, in whole or part, 145
of any broadcast or of any written, graphic, or other form of 146
campaign materials prepared by the candidate, the candidate's 147
campaign committee, or their authorized agents is an in-kind 148
contribution to the candidate and an expenditure by the candidate. 149

(8) "Personal expenses" includes ordinary expenses for 150
accommodations, clothing, food, personal motor vehicle or 151
airplane, and home telephone. 152

(B) Except as otherwise provided in division (D) of this 153
section, each candidate who, or whose campaign committee, receives 154
contributions or in-kind contributions totaling one thousand 155
dollars or more or has expenditures totaling one thousand dollars 156
or more in connection with the candidate's efforts to be elected 157
to the public employees retirement board shall file with the 158
secretary of state two complete, accurate, and itemized statements 159
setting forth in detail the contributions, in-kind contributions, 160
and expenditures. The statements shall be filed regardless of 161
whether the election is a regular election or, pursuant to section 162
145.051 of the Revised Code, a special election. The statements 163
shall also be filed regardless of whether, pursuant to section 164
145.052 of the Revised Code, no election is held. The statements 165
shall be made on a form prescribed under section 111.30 of the 166
Revised Code. Every expenditure shall be vouched for by a 167
receipted bill, stating the purpose of the expenditures, that 168
shall be filed with the statement; a canceled check with a 169
notation of the purpose of the expenditure is a receipted bill for 170
purposes of this division. 171

The first statement shall be filed not later than four p.m. 172
on the day that is twelve days before election day. The second 173
statement shall be filed not sooner than the day that is eight 174
days after election day and not later than thirty-eight days after 175

election day. The first statement shall reflect contributions and 176
in-kind contributions received and expenditures made to the close 177
of business on the twentieth day before election day. The second 178
statement shall reflect contributions and in-kind contributions 179
received and expenditures made during the period beginning on the 180
nineteenth day before election day and ending on the close of 181
business on the seventh day after election day. 182

(C) Each individual, partnership, or other entity that makes 183
an independent expenditure in connection with the candidate's 184
efforts to be elected to the public employees retirement board 185
shall file with the secretary of state two complete, accurate, and 186
itemized statements setting forth in detail the independent 187
expenditures. The statements shall be filed regardless of whether 188
the election is a regular election or, pursuant to section 145.051 189
of the Revised Code, a special election. The statements also shall 190
be filed regardless of whether, pursuant to section 145.052 of the 191
Revised Code, no election is held. The statements shall be made on 192
a form prescribed under section 111.30 of the Revised Code. 193

The first statement shall be filed not later than four p.m. 194
on the day that is twelve days before election day. The second 195
statement shall be filed not sooner than the day that is eight 196
days after election day and not later than thirty-eight days after 197
election day. The first statement shall reflect independent 198
expenditures made to the close of business on the twentieth day 199
before election day. The second statement shall reflect 200
independent expenditures made during the period beginning on the 201
nineteenth day before election day and ending on the close of 202
business on the seventh day after election day. 203

(D) Each candidate who, or whose campaign committee, receives 204
a contribution or in-kind contribution or makes an expenditure in 205
connection with the candidate's efforts to be elected to fill a 206
vacancy in the public employees retirement board pursuant to 207

section 145.06 of the Revised Code shall file with the secretary 208
of state a complete, accurate, and itemized statement setting 209
forth in detail the contributions, in-kind contributions, and 210
expenditures. The statement shall be made on a form prescribed 211
under section 111.30 of the Revised Code. Every expenditure shall 212
be vouched for by a receipted bill, stating the purpose of the 213
expenditures, that shall be filed with the statement; a canceled 214
check with a notation of the purpose of the expenditure is a 215
receipted bill for purposes of this division. 216

The statement shall be filed within thirty-eight days after 217
the day the candidate takes office. The statement shall reflect 218
contributions and in-kind contributions received and expenditures 219
made to the close of business on the seventh day after the day the 220
candidate takes office. 221

Sec. 329.051. The county department of job and family 222
services shall make voter registration and preregistration 223
applications as prescribed by the secretary of state under section 224
3503.10 of the Revised Code available to persons who are applying 225
for, receiving assistance from, or participating in any of the 226
following: 227

(A) The disability financial assistance program established 228
under Chapter 5115. of the Revised Code; 229

(B) The medical assistance program established under Chapter 230
5111. of the Revised Code; 231

(C) The Ohio works first program established under Chapter 232
5107. of the Revised Code; 233

(D) The prevention, retention, and contingency program 234
established under Chapter 5108. of the Revised Code. 235

Sec. 742.042. (A) As used in this section: 236

(1) "Campaign committee" means a candidate or a combination 237
of two or more persons authorized by a candidate to receive 238
contributions and in-kind contributions and make expenditures on 239
behalf of the candidate. 240

(2) "Candidate" means an individual who has been nominated 241
pursuant to section 742.04 of the Revised Code for election to the 242
board of trustees of the Ohio police and fire pension fund or who 243
is seeking to be elected to fill a vacancy on the board pursuant 244
to section 742.05 of the Revised Code. 245

(3) "Contribution" means a loan, gift, deposit, forgiveness 246
of indebtedness, donation, advance, payment, transfer of funds or 247
transfer of anything of value including a transfer of funds from 248
an inter vivos or testamentary trust or decedent's estate, and the 249
payment by any person other than the person to whom the services 250
are rendered for the personal services of another person, which 251
contribution is made, received, or used for the purpose of 252
influencing the results of an election to the board of trustees of 253
the Ohio police and fire pension fund under section 742.04 of the 254
Revised Code or the results of an election to fill a vacancy on 255
the board pursuant to section 742.05 of the Revised Code. 256
"Contribution" does not include: 257

(a) Services provided without compensation by individuals 258
volunteering a portion or all of their time on behalf of a person; 259

(b) Ordinary home hospitality; 260

(c) The personal expenses of a volunteer paid for by that 261
volunteer campaign worker. 262

(4) "Election day" means the following, as appropriate to the 263
situation: 264

(a) The third Tuesday in May of a year for which section 265
742.04 of the Revised Code specifies that an election for a member 266
of the board of trustees of the Ohio police and fire pension fund 267

be held; 268

(b) If, pursuant to section 742.041 of the Revised Code, no 269
election is held, the third Tuesday in May of a year that the 270
election would have been held if not for section 742.041 of the 271
Revised Code. 272

(5) "Expenditure" means the disbursement or use of a 273
contribution for the purpose of influencing the results of an 274
election to the board of trustees of the Ohio police and fire 275
pension fund under section 742.04 of the Revised Code or the 276
results of an election to fill a vacancy on the board pursuant to 277
section 742.05 of the Revised Code. 278

(6) "Independent expenditure" means an expenditure by an 279
individual, partnership, or other entity advocating the election 280
or defeat of an identified candidate or candidates, that is not 281
made with the consent of, in coordination, cooperation, or 282
consultation with, or at the request or suggestion of any 283
candidate or candidates or of the campaign committee or agent of 284
the candidate or candidates. An independent expenditure shall not 285
be construed as being a contribution. As used in division (A)(6) 286
of this section: 287

(a) "Advocating" means any communication containing a message 288
advocating election or defeat. 289

(b) "Identified candidate" means that the name of the 290
candidate appears, a photograph or drawing of the candidate 291
appears, or the identity of the candidate is otherwise apparent by 292
unambiguous reference. 293

(c) "Made in coordination, cooperation, or consultation with, 294
or at the request or suggestion of, any candidate or the campaign 295
committee or agent of the candidate" means made pursuant to any 296
arrangement, coordination, or direction by the candidate, the 297
candidate's campaign committee, or the candidate's agent prior to 298

the publication, distribution, display, or broadcast of the 299
communication. An expenditure is presumed to be so made when it is 300
any of the following: 301

(i) Based on information about the candidate's plans, 302
projects, or needs provided to the person making the expenditure 303
by the candidate, or by the candidate's campaign committee or 304
agent, with a view toward having an expenditure made; 305

(ii) Made by or through any person who is, or has been, 306
authorized to raise or expend funds, who is, or has been, an 307
officer of the candidate's campaign committee, or who is, or has 308
been, receiving any form of compensation or reimbursement from the 309
candidate or the candidate's campaign committee or agent; 310

(iii) Made by a political party in support of a candidate, 311
unless the expenditure is made by a political party to conduct 312
voter registration or preregistration or voter education efforts. 313

(d) "Agent" means any person who has actual oral or written 314
authority, either express or implied, to make or to authorize the 315
making of expenditures on behalf of a candidate, or means any 316
person who has been placed in a position with the candidate's 317
campaign committee or organization such that it would reasonably 318
appear that in the ordinary course of campaign-related activities 319
the person may authorize expenditures. 320

(7) "In-kind contribution" means anything of value other than 321
money that is used to influence the results of an election to the 322
board of trustees of the Ohio police and fire pension fund under 323
section 742.04 of the Revised Code or the results of an election 324
to fill a vacancy on the board pursuant to section 742.05 of the 325
Revised Code or is transferred to or used in support of or in 326
opposition to a candidate and that is made with the consent of, in 327
coordination, cooperation, or consultation with, or at the request 328
or suggestion of the benefited candidate. The financing of the 329

dissemination, distribution, or republication, in whole or part, 330
of any broadcast or of any written, graphic, or other form of 331
campaign materials prepared by the candidate, the candidate's 332
campaign committee, or their authorized agents is an in-kind 333
contribution to the candidate and an expenditure by the candidate. 334

(8) "Personal expenses" includes ordinary expenses for 335
accommodations, clothing, food, personal motor vehicle or 336
airplane, and home telephone. 337

(B) Except as otherwise provided in division (D) of this 338
section, each candidate who, or whose campaign committee, receives 339
contributions or in-kind contributions totaling one thousand 340
dollars or more or has expenditures totaling one thousand dollars 341
or more in connection with the candidate's efforts to be elected 342
to the board of trustees of the Ohio police and fire pension fund 343
shall file with the secretary of state two complete, accurate, and 344
itemized statements setting forth in detail the contributions, 345
in-kind contributions, and expenditures. The statements shall be 346
filed regardless of whether, pursuant to section 742.041 of the 347
Revised Code, no election is held. The statements shall be made on 348
a form prescribed under section 111.30 of the Revised Code. Every 349
expenditure shall be vouched for by a receipted bill, stating the 350
purpose of the expenditures, that shall be filed with the 351
statement; a canceled check with a notation of the purpose of the 352
expenditure is a receipted bill for purposes of this division. 353

The first statement shall be filed not later than four p.m. 354
on the day that is twelve days before election day. The second 355
statement shall be filed not sooner than the day that is eight 356
days after election day and not later than thirty-eight days after 357
election day. The first statement shall reflect contributions and 358
in-kind contributions received and expenditures made to the close 359
of business on the twentieth day before election day. The second 360
statement shall reflect contributions and in-kind contributions 361

received and expenditures made during the period beginning on the 362
nineteenth day before election day and ending on the close of 363
business on the seventh day after election day. 364

(C) Each individual, partnership, or other entity who makes 365
an independent expenditure in connection with the candidate's 366
efforts to be elected to the board of trustees of the police and 367
fire pension fund shall file with the secretary of state two 368
complete, accurate, and itemized statements setting forth in 369
detail the independent expenditures. The statements shall be filed 370
regardless of whether, pursuant to section 742.041 of the Revised 371
Code, no election is held. The statements shall be made on a form 372
prescribed under section 111.30 of the Revised Code. 373

The first statement shall be filed not later than four p.m. 374
on the day that is twelve days before election day. The second 375
statement shall be filed not sooner than the day that is eight 376
days after election day and not later than thirty-eight days after 377
election day. The first statement shall reflect independent 378
expenditures made to the close of business on the twentieth day 379
before election day. The second statement shall reflect 380
independent expenditures made during the period beginning on the 381
nineteenth day before election day and ending on the close of 382
business on the seventh day after election day. 383

(D) Each candidate who, or whose campaign committee, receives 384
a contribution or in-kind contribution or makes an expenditure in 385
connection with the candidate's efforts to be elected to fill a 386
vacancy in the board of trustees of the police and fire pension 387
fund pursuant to section 742.05 of the Revised Code shall file 388
with the secretary of state a complete, accurate, and itemized 389
statement setting forth in detail the contributions, in-kind 390
contributions, and expenditures. The statement shall be made on a 391
form prescribed under section 111.30 of the Revised Code. Every 392
expenditure shall be vouched for by a receipted bill, stating the 393

purpose of the expenditures, that shall be filed with the 394
statement; a canceled check with a notation of the purpose of the 395
expenditure is a receipted bill for purposes of this division. 396

The statement shall be filed within thirty-eight days after 397
the day the candidate takes office. The statement shall reflect 398
contributions and in-kind contributions received and expenditures 399
made to the close of business on the seventh day after the day the 400
candidate takes office. 401

Sec. 2961.01. (A)(1) A person who pleads guilty to a felony 402
under the laws of this or any other state or the United States and 403
whose plea is accepted by the court or a person against whom a 404
verdict or finding of guilt for committing a felony under any law 405
of that type is returned, unless the plea, verdict, or finding is 406
reversed or annulled, is incompetent to be an elector or juror or 407
to hold an office of honor, trust, or profit. 408

(2) When any person who under division (A)(1) of this section 409
is incompetent to be an elector or juror or to hold an office of 410
honor, trust, or profit is granted parole, judicial release, or a 411
conditional pardon or is released under a non-jail community 412
control sanction or a post-release control sanction, the person is 413
competent to be an elector during the period of community control, 414
parole, post-release control, or release or until the conditions 415
of the pardon have been performed or have transpired and is 416
competent to be an elector thereafter following final discharge. 417
The full pardon of a person who under division (A)(1) of this 418
section is incompetent to be an elector or juror or to hold an 419
office of honor, trust, or profit restores the rights and 420
privileges so forfeited under division (A)(1) of this section, but 421
a pardon shall not release the person from the costs of a 422
conviction in this state, unless so specified. 423

(B) A person who pleads guilty to a felony under laws of this 424

state or any other state or the United States and whose plea is 425
accepted by the court or a person against whom a verdict or 426
finding of guilt for committing a felony under any law of that 427
type is returned is incompetent to circulate or serve as a witness 428
for the signing of any declaration of candidacy and petition, 429
voter registration or preregistration application, or nominating, 430
initiative, referendum, or recall petition. 431

(C) As used in this section: 432

(1) "Community control sanction" has the same meaning as in 433
section 2929.01 of the Revised Code. 434

(2) "Non-jail community control sanction" means a community 435
control sanction that is neither a term in a community-based 436
correctional facility nor a term in a jail. 437

(3) "Post-release control" and "post-release control 438
sanction" have the same meanings as in section 2967.01 of the 439
Revised Code. 440

Sec. 2967.17. (A) The adult parole authority, in its 441
discretion, may grant an administrative release to any of the 442
following: 443

(1) A parole violator or release violator serving another 444
felony sentence in a correctional institution within or without 445
this state for the purpose of consolidation of the records or if 446
justice would best be served; 447

(2) A parole violator at large or release violator at large 448
whose case has been inactive for at least ten years following the 449
date of declaration of the parole violation or the violation of a 450
post-release control sanction; 451

(3) A parolee taken into custody by the immigration and 452
naturalization service of the United States department of justice 453
and deported from the United States. 454

(B)(1)(a) As used in divisions (B)(2) and (3) of this 455
section, "position of honor, trust, or profit" has the same 456
meaning as in section 2929.192 of the Revised Code. 457

(b) For purposes of divisions (B)(2) and (3) of this section, 458
a violation of section 2923.32 of the Revised Code or any other 459
violation or offense that includes as an element a course of 460
conduct or the occurrence of multiple acts is "committed on or 461
after ~~the effective date of this amendment~~ May 13, 2008," if the 462
course of conduct continues, one or more of the multiple acts 463
occurs, or the subject person's accountability for the course of 464
conduct or for one or more of the multiple acts continues, on or 465
after ~~the effective date of this amendment~~ May 13, 2008. 466

(2) The adult parole authority shall not grant an 467
administrative release except upon the concurrence of a majority 468
of the parole board and approval of the chief of the adult parole 469
authority. An administrative release does not restore for the 470
person to whom it is granted the rights and privileges forfeited 471
by conviction as provided in section 2961.01 of the Revised Code. 472
Any person granted an administrative release under this section 473
may subsequently apply for a commutation of sentence for the 474
purpose of regaining the rights and privileges forfeited by 475
conviction, except that the privilege of circulating or serving as 476
a witness for the signing of any declaration of candidacy and 477
petition, voter registration or preregistration application, or 478
nominating, initiative, referendum, or recall petition forfeited 479
under section 2961.01 of the Revised Code may not be restored 480
under this section and except that the privilege of holding a 481
position of honor, trust, or profit may not be restored under this 482
section to a person in the circumstances described in division 483
(B)(3) of this section. 484

(3) The privilege of holding a position of honor, trust, or 485
profit may not be restored under this section to a person who was 486

convicted of or pleaded guilty to committing on or after ~~the~~ 487
~~effective date of this amendment~~ May 13, 2008, any violation or 488
offense listed in divisions (C)(2)(c)(i) to (vi) of section 489
2967.16 of the Revised Code that is a felony. 490

Sec. 3307.072. (A) As used in this section: 491

(1) "Campaign committee" means a candidate or a combination 492
of two or more persons authorized by a candidate to receive 493
contributions and in-kind contributions and make expenditures on 494
behalf of the candidate. 495

(2) "Candidate" means an individual who has been nominated 496
pursuant to section 3307.07 of the Revised Code for election to 497
the state teachers retirement board or who is seeking to be 498
elected to fill a vacancy on the board pursuant to division (D) of 499
section 3307.06 of the Revised Code. 500

(3) "Contribution" means a loan, gift, deposit, forgiveness 501
of indebtedness, donation, advance, payment, transfer of funds or 502
transfer of anything of value including a transfer of funds from 503
an inter vivos or testamentary trust or decedent's estate, and the 504
payment by any person other than the person to whom the services 505
are rendered for the personal services of another person, which 506
contribution is made, received, or used for the purpose of 507
influencing the results of an election to the state teachers 508
retirement board under section 3307.07 of the Revised Code or the 509
results of an election to fill a vacancy on the board pursuant to 510
division (D) of section 3307.06 of the Revised Code. 511

"Contribution" does not include: 512

(a) Services provided without compensation by individuals 513
volunteering a portion or all of their time on behalf of a person; 514

(b) Ordinary home hospitality; 515

(c) The personal expenses of a volunteer paid for by that 516

volunteer campaign worker. 517

(4) "Election day" means the following, as appropriate to the 518
situation: 519

(a) The first Monday in May of a year for which section 520
3307.06 of the Revised Code specifies that an election for a 521
member of the state teachers retirement board be held; 522

(b) If, pursuant to section 3307.071 of the Revised Code, no 523
election is held, the first Monday in May of a year that the 524
election would have been held if not for section 3307.071 of the 525
Revised Code. 526

(5) "Expenditure" means the disbursement or use of a 527
contribution for the purpose of influencing the results of an 528
election to the state teachers retirement board under section 529
3307.07 of the Revised Code or the results of an election to fill 530
a vacancy on the board pursuant to division (D) of section 3307.06 531
of the Revised Code. 532

(6) "Independent expenditure" means an expenditure by an 533
individual, partnership, or other entity advocating the election 534
or defeat of an identified candidate or candidates, that is not 535
made with the consent of, in coordination, cooperation, or 536
consultation with, or at the request or suggestion of any 537
candidate or candidates or of the campaign committee or agent of 538
the candidate or candidates. An independent expenditure shall not 539
be construed as being a contribution. As used in division (A)(6) 540
of this section: 541

(a) "Advocating" means any communication containing a message 542
advocating election or defeat. 543

(b) "Identified candidate" means that the name of the 544
candidate appears, a photograph or drawing of the candidate 545
appears, or the identity of the candidate is otherwise apparent by 546
unambiguous reference. 547

(c) "Made in coordination, cooperation, or consultation with, 548
or at the request or suggestion of, any candidate or the campaign 549
committee or agent of the candidate" means made pursuant to any 550
arrangement, coordination, or direction by the candidate, the 551
candidate's campaign committee, or the candidate's agent prior to 552
the publication, distribution, display, or broadcast of the 553
communication. An expenditure is presumed to be so made when it is 554
any of the following: 555

(i) Based on information about the candidate's plans, 556
projects, or needs provided to the person making the expenditure 557
by the candidate, or by the candidate's campaign committee or 558
agent, with a view toward having an expenditure made; 559

(ii) Made by or through any person who is, or has been, 560
authorized to raise or expend funds, who is, or has been, an 561
officer of the candidate's campaign committee, or who is, or has 562
been, receiving any form of compensation or reimbursement from the 563
candidate or the candidate's campaign committee or agent; 564

(iii) Made by a political party in support of a candidate, 565
unless the expenditure is made by a political party to conduct 566
voter registration or preregistration or voter education efforts. 567

(d) "Agent" means any person who has actual oral or written 568
authority, either express or implied, to make or to authorize the 569
making of expenditures on behalf of a candidate, or means any 570
person who has been placed in a position with the candidate's 571
campaign committee or organization such that it would reasonably 572
appear that in the ordinary course of campaign-related activities 573
the person may authorize expenditures. 574

(7) "In-kind contribution" means anything of value other than 575
money that is used to influence the results of an election to the 576
state teachers retirement board under section 3307.07 of the 577
Revised Code or the results of an election to fill a vacancy on 578

the board pursuant to division (D) of section 3307.06 of the Revised Code or is transferred to or used in support of or in opposition to a candidate and that is made with the consent of, in coordination, cooperation, or consultation with, or at the request or suggestion of the benefited candidate. The financing of the dissemination, distribution, or republication, in whole or part, of any broadcast or of any written, graphic, or other form of campaign materials prepared by the candidate, the candidate's campaign committee, or their authorized agents is an in-kind contribution to the candidate and an expenditure by the candidate.

(8) "Personal expenses" includes ordinary expenses for accommodations, clothing, food, personal motor vehicle or airplane, and home telephone.

(B) Except as otherwise provided in division (D) of this section, each candidate who, or whose campaign committee, receives contributions or in-kind contributions totaling one thousand dollars or more or has expenditures totaling one thousand dollars or more in connection with the candidate's efforts to be elected to the state teachers retirement board shall file with the secretary of state two complete, accurate, and itemized statements setting forth in detail the contributions, in-kind contributions, and expenditures. The statements shall be filed regardless of whether, pursuant to section 3307.071 of the Revised Code, no election is held. The statements shall be made on a form prescribed under section 111.30 of the Revised Code. Every expenditure shall be vouched for by a receipted bill, stating the purpose of the expenditures, that shall be filed with the statement; a canceled check with a notation of the purpose of the expenditure is a receipted bill for purposes of this division.

The first statement shall be filed not later than four p.m. on the day that is twelve days before election day. The second statement shall be filed not sooner than the day that is eight

days after election day and not later than thirty-eight days after 611
election day. The first statement shall reflect contributions and 612
in-kind contributions received and expenditures made to the close 613
of business on the twentieth day before election day. The second 614
statement shall reflect contributions and in-kind contributions 615
received and expenditures made during the period beginning on the 616
nineteenth day before election day and ending on the close of 617
business on the seventh day after election day. 618

(C) Each individual, partnership, or other entity who makes 619
an independent expenditure in connection with the candidate's 620
efforts to be elected to the state teachers retirement board shall 621
file with the secretary of state two complete, accurate, and 622
itemized statements setting forth in detail the independent 623
expenditures. The statements shall be filed regardless of whether, 624
pursuant to section 3307.071 of the Revised Code, no election is 625
held. The statements shall be made on a form prescribed under 626
section 111.30 of the Revised Code. 627

The first statement shall be filed not later than four p.m. 628
on the day that is twelve days before election day. The second 629
statement shall be filed not sooner than the day that is eight 630
days after election day and not later than thirty-eight days after 631
election day. The first statement shall reflect independent 632
expenditures made to the close of business on the twentieth day 633
before election day. The second statement shall reflect 634
independent expenditures made during the period beginning on the 635
nineteenth day before election day and ending on the close of 636
business on the seventh day after election day. 637

(D) Each candidate who, or whose campaign committee, receives 638
a contribution or in-kind contribution or makes an expenditure in 639
connection with the candidate's efforts to be elected to fill a 640
vacancy in the state teachers retirement board pursuant to 641
division (D) of section 3307.06 of the Revised Code shall file 642

with the secretary of state a complete, accurate, and itemized 643
statement setting forth in detail the contributions, in-kind 644
contributions, and expenditures. The statement shall be made on a 645
form prescribed under section 111.30 of the Revised Code. Every 646
expenditure shall be vouched for by a receipted bill, stating the 647
purpose of the expenditures, that shall be filed with the 648
statement; a canceled check with a notation of the purpose of the 649
expenditure is a receipted bill for purposes of this division. 650

The statement shall be filed within thirty-eight days after 651
the day the candidate takes office. The statement shall reflect 652
contributions and in-kind contributions received and expenditures 653
made to the close of business on the seventh day after the day the 654
candidate takes office. 655

Sec. 3309.072. (A) As used in this section: 656

(1) "Campaign committee" means a candidate or a combination 657
of two or more persons authorized by a candidate to receive 658
contributions and in-kind contributions and make expenditures on 659
behalf of the candidate. 660

(2) "Candidate" means an individual who has been nominated 661
pursuant to section 3309.07 of the Revised Code for election to 662
the school employees retirement board or who is seeking to be 663
elected to fill a vacancy on the board pursuant to division (D) of 664
section 3309.06 of the Revised Code. 665

(3) "Contribution" means a loan, gift, deposit, forgiveness 666
of indebtedness, donation, advance, payment, transfer of funds or 667
transfer of anything of value including a transfer of funds from 668
an inter vivos or testamentary trust or decedent's estate, and the 669
payment by any person other than the person to whom the services 670
are rendered for the personal services of another person, which 671
contribution is made, received, or used for the purpose of 672
influencing the results of an election to the school employees 673

retirement board under section 3309.07 of the Revised Code or the 674
results of an election to fill a vacancy on the board pursuant to 675
division (C) of section 3309.06 of the Revised Code. 676

"Contribution" does not include: 677

(a) Services provided without compensation by individuals 678
volunteering a portion or all of their time on behalf of a person; 679

(b) Ordinary home hospitality; 680

(c) The personal expenses of a volunteer paid for by that 681
volunteer campaign worker. 682

(4) "Election day" means the following, as appropriate to the 683
situation: 684

(a) The first Monday in March of a year for which section 685
3309.06 of the Revised Code specifies that an election for a 686
member of the school employees retirement board be held; 687

(b) If, pursuant to section 3309.071 of the Revised Code, no 688
election is held, the first Monday in March of a year that the 689
election would have been held if not for section 3309.071 of the 690
Revised Code. 691

(5) "Expenditure" means the disbursement or use of a 692
contribution for the purpose of influencing the results of an 693
election to the school employees retirement board under section 694
3309.07 of the Revised Code or the results of an election to fill 695
a vacancy on the board pursuant to division (D) of section 3309.06 696
of the Revised Code. 697

(6) "Independent expenditure" means an expenditure by an 698
individual, partnership, or other entity advocating the election 699
or defeat of an identified candidate or candidates, that is not 700
made with the consent of, in coordination, cooperation, or 701
consultation with, or at the request or suggestion of any 702
candidate or candidates or of the campaign committee or agent of 703

the candidate or candidates. An independent expenditure shall not 704
be construed as being a contribution. As used in division (A)(6) 705
of this section: 706

(a) "Advocating" means any communication containing a message 707
advocating election or defeat. 708

(b) "Identified candidate" means that the name of the 709
candidate appears, a photograph or drawing of the candidate 710
appears, or the identity of the candidate is otherwise apparent by 711
unambiguous reference. 712

(c) "Made in coordination, cooperation, or consultation with, 713
or at the request or suggestion of, any candidate or the campaign 714
committee or agent of the candidate" means made pursuant to any 715
arrangement, coordination, or direction by the candidate, the 716
candidate's campaign committee, or the candidate's agent prior to 717
the publication, distribution, display, or broadcast of the 718
communication. An expenditure is presumed to be so made when it is 719
any of the following: 720

(i) Based on information about the candidate's plans, 721
projects, or needs provided to the person making the expenditure 722
by the candidate, or by the candidate's campaign committee or 723
agent, with a view toward having an expenditure made; 724

(ii) Made by or through any person who is, or has been, 725
authorized to raise or expend funds, who is, or has been, an 726
officer of the candidate's campaign committee, or who is, or has 727
been, receiving any form of compensation or reimbursement from the 728
candidate or the candidate's campaign committee or agent; 729

(iii) Made by a political party in support of a candidate, 730
unless the expenditure is made by a political party to conduct 731
voter registration or preregistration or voter education efforts. 732

(d) "Agent" means any person who has actual oral or written 733
authority, either express or implied, to make or to authorize the 734

making of expenditures on behalf of a candidate, or means any 735
person who has been placed in a position with the candidate's 736
campaign committee or organization such that it would reasonably 737
appear that in the ordinary course of campaign-related activities 738
the person may authorize expenditures. 739

(7) "In-kind contribution" means anything of value other than 740
money that is used to influence the results of an election to the 741
school employees retirement board under section 3309.07 of the 742
Revised Code or the results of an election to fill a vacancy on 743
the board pursuant to division (C) of section 3309.06 of the 744
Revised Code or is transferred to or used in support of or in 745
opposition to a candidate and that is made with the consent of, in 746
coordination, cooperation, or consultation with, or at the request 747
or suggestion of the benefited candidate. The financing of the 748
dissemination, distribution, or republication, in whole or part, 749
of any broadcast or of any written, graphic, or other form of 750
campaign materials prepared by the candidate, the candidate's 751
campaign committee, or their authorized agents is an in-kind 752
contribution to the candidate and an expenditure by the candidate. 753

(8) "Personal expenses" includes ordinary expenses for 754
accommodations, clothing, food, personal motor vehicle or 755
airplane, and home telephone. 756

(B) Except as otherwise provided in division (D) of this 757
section, each candidate who, or whose campaign committee, receives 758
contributions or in-kind contributions totaling one thousand 759
dollars or more or has expenditures totaling one thousand dollars 760
or more in connection with the candidate's efforts to be elected 761
to the school employees retirement board under section 3309.07 of 762
the Revised Code shall file with the secretary of state two 763
complete, accurate, and itemized statements setting forth in 764
detail the contributions, in-kind contributions, and expenditures. 765
The statements shall be filed regardless of whether, pursuant to 766

section 3309.071 of the Revised Code, no election is held. The 767
statements shall be made on a form prescribed under section 111.30 768
of the Revised Code. Every expenditure in excess of twenty-five 769
dollars shall be vouched for by a receipted bill, stating the 770
purpose of the expenditures, that shall be filed with the 771
statement; a canceled check with a notation of the purpose of the 772
expenditure is a receipted bill for purposes of this division. 773

The first statement shall be filed not later than four p.m. 774
on the day that is twelve days before election day. The second 775
statement shall be filed not sooner than the day that is eight 776
days after election day and not later than thirty-eight days after 777
election day. The first statement shall reflect contributions and 778
in-kind contributions received and expenditures made to the close 779
of business on the twentieth day before election day. The second 780
statement shall reflect contributions and in-kind contributions 781
received and expenditures made during the period beginning on the 782
nineteenth day before election day and ending on the close of 783
business on the seventh day after election day. 784

(C) Each individual, partnership, or other entity who makes 785
an independent expenditure in connection with the candidate's 786
efforts to be elected to the school employees retirement board 787
under section 3309.07 of the Revised Code shall file with the 788
secretary of state two complete, accurate, and itemized statements 789
setting forth in detail the independent expenditures. The 790
statements shall be filed regardless of whether, pursuant to 791
section 3309.071 of the Revised Code, no election is held. The 792
statements shall be made on a form prescribed under section 111.30 793
of the Revised Code. 794

The first statement shall be filed not later than four p.m. 795
on the day that is twelve days before election day. The second 796
statement shall be filed not sooner than the day that is eight 797
days after election day and not later than thirty-eight days after 798

election day. The first statement shall reflect independent 799
expenditures made to the close of business on the twentieth day 800
before election day. The second statement shall reflect 801
independent expenditures made during the period beginning on the 802
nineteenth day before election day and ending on the close of 803
business on the seventh day after election day. 804

(D) Each candidate who, or whose campaign committee, receives 805
contributions or in-kind contributions totaling one thousand 806
dollars or more or has expenditures totaling one thousand dollars 807
or more in connection with the candidate's efforts to be elected 808
to fill a vacancy in the school employees retirement board 809
pursuant to division (C) of section 3309.06 of the Revised Code 810
shall file with the secretary of state a complete, accurate, and 811
itemized statement setting forth in detail the contributions, 812
in-kind contributions, and expenditures. The statement shall be 813
made on a form prescribed under section 111.30 of the Revised 814
Code. Every expenditure in excess of twenty-five dollars shall be 815
vouched for by a receipted bill, stating the purpose of the 816
expenditures, that shall be filed with the statement; a canceled 817
check with a notation of the purpose of the expenditure is a 818
receipted bill for purposes of this division. 819

The statement shall be filed within thirty-eight days after 820
the day the candidate takes office. The statement shall reflect 821
contributions and in-kind contributions received and expenditures 822
made to the close of business on the seventh day after the day the 823
candidate takes office. 824

(E) Each individual, partnership, or other entity that makes 825
an independent expenditure in connection with the candidate's 826
efforts to be elected to fill a vacancy in the school employees 827
retirement board under division (C) of section 3309.06 of the 828
Revised Code shall file with the secretary of state a complete, 829
accurate, and itemized statement setting forth in detail the 830

independent expenditures. The statement shall be made on a form 831
prescribed under section 111.30 of the Revised Code. 832

The statement shall be filed not later than thirty-eight days 833
after the day the candidate takes office. The statement shall 834
reflect independent expenditures made to the close of business on 835
the seventh day after the day the candidate takes office. 836

Sec. 3313.77. The board of education of any city, exempted 837
village, or local school district shall, upon request and the 838
payment of a reasonable fee, subject to such regulation as is 839
adopted by such board, permit the use of any school house and 840
rooms therein and the grounds and other property under its 841
control, when not in actual use for school purposes, for any of 842
the following purposes: 843

(A) Giving instructions in any branch of education, learning, 844
or the arts; 845

(B) Holding educational, religious, civic, social, or 846
recreational meetings and entertainments, and for such other 847
purposes as promote the welfare of the community; provided such 848
meetings and entertainments shall be nonexclusive and open to the 849
general public; 850

(C) Public library purposes, as a station for a public 851
library, or as reading rooms; 852

(D) Polling places, for holding elections and for the 853
registration and preregistration of voters, or for holding grange 854
or similar meetings. 855

Within sixty days after ~~the effective date of this section~~ 856
November 28, 1975, the board of education of each school district 857
shall adopt a policy for the use of school facilities by the 858
public, including a list of all fees to be paid for the use of 859
such facilities and the costs used to determine such fees. Once 860

adopted, the policy shall remain in effect until formally amended 861
by the board. A copy of the policy shall be made available to any 862
resident of the district upon request. 863

Sec. 3501.01. As used in the sections of the Revised Code 864
relating to elections and political communications: 865

(A) "General election" means the election held on the first 866
Tuesday after the first Monday in each November. 867

(B) "Regular municipal election" means the election held on 868
the first Tuesday after the first Monday in November in each 869
odd-numbered year. 870

(C) "Regular state election" means the election held on the 871
first Tuesday after the first Monday in November in each 872
even-numbered year. 873

(D) "Special election" means any election other than those 874
elections defined in other divisions of this section. A special 875
election may be held only on the first Tuesday after the first 876
Monday in February, May, August, or November, or on the day 877
authorized by a particular municipal or county charter for the 878
holding of a primary election, except that in any year in which a 879
presidential primary election is held, no special election shall 880
be held in February or May, except as authorized by a municipal or 881
county charter, but may be held on the first Tuesday after the 882
first Monday in March. 883

(E)(1) "Primary" or "primary election" means an election held 884
for the purpose of nominating persons as candidates of political 885
parties for election to offices, and for the purpose of electing 886
persons as members of the controlling committees of political 887
parties and as delegates and alternates to the conventions of 888
political parties. Primary elections shall be held on the first 889
Tuesday after the first Monday in May of each year except in years 890

in which a presidential primary election is held. 891

(2) "Presidential primary election" means a primary election 892
as defined by division (E)(1) of this section at which an election 893
is held for the purpose of choosing delegates and alternates to 894
the national conventions of the major political parties pursuant 895
to section 3513.12 of the Revised Code. Unless otherwise 896
specified, presidential primary elections are included in 897
references to primary elections. In years in which a presidential 898
primary election is held, all primary elections shall be held on 899
the first Tuesday after the first Monday in March except as 900
otherwise authorized by a municipal or county charter. 901

(F) "Political party" means any group of voters meeting the 902
requirements set forth in section 3517.01 of the Revised Code for 903
the formation and existence of a political party. 904

(1) "Major political party" means any political party 905
organized under the laws of this state whose candidate for 906
governor or nominees for presidential electors received no less 907
than twenty per cent of the total vote cast for such office at the 908
most recent regular state election. 909

(2) "Intermediate political party" means any political party 910
organized under the laws of this state whose candidate for 911
governor or nominees for presidential electors received less than 912
twenty per cent but not less than ten per cent of the total vote 913
cast for such office at the most recent regular state election. 914

(3) "Minor political party" means any political party 915
organized under the laws of this state whose candidate for 916
governor or nominees for presidential electors received less than 917
ten per cent but not less than five per cent of the total vote 918
cast for such office at the most recent regular state election or 919
which has filed with the secretary of state, subsequent to any 920
election in which it received less than five per cent of such 921

vote, a petition signed by qualified electors equal in number to 922
at least one per cent of the total vote cast for such office in 923
the last preceding regular state election, except that a newly 924
formed political party shall be known as a minor political party 925
until the time of the first election for governor or president 926
which occurs not less than twelve months subsequent to the 927
formation of such party, after which election the status of such 928
party shall be determined by the vote for the office of governor 929
or president. 930

(G) "Dominant party in a precinct" or "dominant political 931
party in a precinct" means that political party whose candidate 932
for election to the office of governor at the most recent regular 933
state election at which a governor was elected received more votes 934
than any other person received for election to that office in such 935
precinct at such election. 936

(H) "Candidate" means any qualified person certified in 937
accordance with the provisions of the Revised Code for placement 938
on the official ballot of a primary, general, or special election 939
to be held in this state, or any qualified person who claims to be 940
a write-in candidate, or who knowingly assents to being 941
represented as a write-in candidate by another at either a 942
primary, general, or special election to be held in this state. 943

(I) "Independent candidate" means any candidate who claims 944
not to be affiliated with a political party, and whose name has 945
been certified on the office-type ballot at a general or special 946
election through the filing of a statement of candidacy and 947
nominating petition, as prescribed in section 3513.257 of the 948
Revised Code. 949

(J) "Nonpartisan candidate" means any candidate whose name is 950
required, pursuant to section 3505.04 of the Revised Code, to be 951
listed on the nonpartisan ballot, including all candidates for 952
judicial office, for member of any board of education, for 953

municipal or township offices in which primary elections are not 954
held for nominating candidates by political parties, and for 955
offices of municipal corporations having charters that provide for 956
separate ballots for elections for these offices. 957

(K) "Party candidate" means any candidate who claims to be a 958
member of a political party, whose name has been certified on the 959
office-type ballot at a general or special election through the 960
filing of a declaration of candidacy and petition of candidate, 961
and who has won the primary election of the candidate's party for 962
the public office the candidate seeks or is selected by party 963
committee in accordance with section 3513.31 of the Revised Code. 964

(L) "Officer of a political party" includes, but is not 965
limited to, any member, elected or appointed, of a controlling 966
committee, whether representing the territory of the state, a 967
district therein, a county, township, a city, a ward, a precinct, 968
or other territory, of a major, intermediate, or minor political 969
party. 970

(M) "Question or issue" means any question or issue certified 971
in accordance with the Revised Code for placement on an official 972
ballot at a general or special election to be held in this state. 973

(N) "Elector" or "qualified elector" means a person having 974
the qualifications provided by law to be entitled to vote. 975

(O) "Voter" means an elector who votes at an election. 976

(P) "Voting residence" means that place of residence of an 977
elector which shall determine the precinct in which the elector 978
may vote. 979

(Q) "Precinct" means a district within a county established 980
by the board of elections of such county within which all 981
qualified electors having a voting residence therein may vote at 982
the same polling place. 983

(R) "Polling place" means that place provided for each 984
precinct at which the electors having a voting residence in such 985
precinct may vote. 986

(S) "Board" or "board of elections" means the board of 987
elections appointed in a county pursuant to section 3501.06 of the 988
Revised Code. 989

(T) "Political subdivision" means a county, township, city, 990
village, or school district. 991

(U) "Election officer" or "election official" means any of 992
the following: 993

(1) Secretary of state; 994

(2) Employees of the secretary of state serving the division 995
of elections in the capacity of attorney, administrative officer, 996
administrative assistant, elections administrator, office manager, 997
or clerical supervisor; 998

(3) Director of a board of elections; 999

(4) Deputy director of a board of elections; 1000

(5) Member of a board of elections; 1001

(6) Employees of a board of elections; 1002

(7) Precinct polling place judges; 1003

(8) Employees appointed by the boards of elections on a 1004
temporary or part-time basis. 1005

(V) "Acknowledgment notice" means a notice sent by a board of 1006
elections, on a form prescribed by the secretary of state, 1007
informing a voter registration or preregistration applicant or an 1008
applicant who wishes to change the applicant's residence or name 1009
of the status of the application; the information necessary to 1010
complete or update the application, if any; and if the 1011
registration application is complete, the precinct in which the 1012

applicant is to vote. 1013

(W) "Confirmation notice" means a notice sent by a board of 1014
elections, on a form prescribed by the secretary of state, to a 1015
registered elector to confirm the registered elector's current 1016
address. 1017

(X) "Designated agency" means an office or agency in the 1018
state that provides public assistance or that provides 1019
state-funded programs primarily engaged in providing services to 1020
persons with disabilities and that is required by the National 1021
Voter Registration Act of 1993 to implement a program designed and 1022
administered by the secretary of state for registering voters, or 1023
any other public or government office or agency that implements a 1024
program designed and administered by the secretary of state for 1025
registering voters, including the department of job and family 1026
services, the program administered under section 3701.132 of the 1027
Revised Code by the department of health, the department of mental 1028
health, the department of developmental disabilities, the 1029
rehabilitation services commission, and any other agency the 1030
secretary of state designates. "Designated agency" does not 1031
include public high schools and vocational schools, public 1032
libraries, or the office of a county treasurer. 1033

(Y) "National Voter Registration Act of 1993" means the 1034
"National Voter Registration Act of 1993," 107 Stat. 77, 42 1035
U.S.C.A. 1973gg. 1036

(Z) "Voting Rights Act of 1965" means the "Voting Rights Act 1037
of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 1038

(AA) "Photo identification" means a document that meets each 1039
of the following requirements: 1040

(1) It shows the name of the individual to whom it was 1041
issued, which shall conform to the name in the poll list or 1042
signature pollbook. 1043

(2) It shows the current address of the individual to whom it 1044
was issued, which shall conform to the address in the poll list or 1045
signature pollbook, except for a driver's license or a state 1046
identification card issued under section 4507.50 of the Revised 1047
Code, which may show either the current or former address of the 1048
individual to whom it was issued, regardless of whether that 1049
address conforms to the address in the poll list or signature 1050
pollbook. 1051

(3) It shows a photograph of the individual to whom it was 1052
issued. 1053

(4) It includes an expiration date that has not passed. 1054

(5) It was issued by the government of the United States or 1055
this state. 1056

Sec. 3501.011. (A) Except as otherwise provided in divisions 1057
(B) and (C) of this section, and except as otherwise provided in 1058
any section of Title XXXV of the Revised Code to the contrary, as 1059
used in the sections of the Revised Code relating to elections and 1060
political communications, whenever a person is required to sign or 1061
affix a signature to a declaration of candidacy, nominating 1062
petition, declaration of intent to be a write-in candidate, 1063
initiative petition, referendum petition, recall petition, or any 1064
other kind of petition, or to sign or affix a signature on any 1065
other document that is filed with or transmitted to a board of 1066
elections or the office of the secretary of state, "sign" or 1067
"signature" means that person's written, cursive-style legal mark 1068
written in that person's own hand. 1069

(B) For persons who do not use a cursive-style legal mark 1070
during the course of their regular business and legal affairs, 1071
"sign" or "signature" means that person's other legal mark that 1072
the person uses during the course of that person's regular 1073
business and legal affairs that is written in the person's own 1074

hand. 1075

(C) Any voter registration or preregistration record 1076
requiring a person's signature shall be signed using the person's 1077
legal mark used in the person's regular business and legal 1078
affairs. For any purpose described in division (A) of this 1079
section, the legal mark of a registered elector shall be 1080
considered to be the mark of that elector as it appears on the 1081
elector's voter registration record. 1082

Sec. 3501.012. Notwithstanding any provision of the Revised 1083
Code to the contrary, the secretary of state or a board of 1084
elections shall not refuse to accept and process an otherwise 1085
valid voter registration or preregistration application, absent 1086
voter's ballot application, uniformed services and overseas absent 1087
voter's ballot application, returned absent voter's ballot, 1088
returned uniformed services and overseas absent voter's ballot, or 1089
federal write-in absentee ballot from an individual who is 1090
eligible to vote as a uniformed services voter or an overseas 1091
voter in accordance with 42 U.S.C. 1973ff-6 due to any 1092
requirements regarding notarization, paper type, paper weight and 1093
size, envelope type, or envelope weight and size. 1094

Sec. 3501.04. The secretary of state is the chief election 1095
officer of the state, with such powers and duties relating to the 1096
registration and preregistration of voters and the conduct of 1097
elections as are prescribed in Title XXXV of the Revised Code. ~~He~~ 1098
The secretary of state shall perform these duties, in addition to 1099
other duties imposed upon ~~him~~ the secretary of state by law, 1100
without additional compensation. 1101

Sec. 3501.05. The secretary of state shall do all of the 1102
following: 1103

(A) Appoint all members of boards of elections; 1104

(B) Issue instructions by directives and advisories in 1105
accordance with section 3501.053 of the Revised Code to members of 1106
the boards as to the proper methods of conducting elections. 1107

(C) Prepare rules and instructions for the conduct of 1108
elections; 1109

(D) Publish and furnish to the boards from time to time a 1110
sufficient number of indexed copies of all election laws then in 1111
force; 1112

(E) Edit and issue all pamphlets concerning proposed laws or 1113
amendments required by law to be submitted to the voters; 1114

(F) Prescribe the form of registration cards, blanks, and 1115
records; 1116

(G) Determine and prescribe the forms of ballots and the 1117
forms of all blanks, cards of instructions, pollbooks, tally 1118
sheets, certificates of election, and forms and blanks required by 1119
law for use by candidates, committees, and boards; 1120

(H) Prepare the ballot title or statement to be placed on the 1121
ballot for any proposed law or amendment to the constitution to be 1122
submitted to the voters of the state; 1123

(I) Except as otherwise provided in section 3519.08 of the 1124
Revised Code, certify to the several boards the forms of ballots 1125
and names of candidates for state offices, and the form and 1126
wording of state referendum questions and issues, as they shall 1127
appear on the ballot; 1128

(J) Except as otherwise provided in division (I)(2)(b) of 1129
section 3501.38 of the Revised Code, give final approval to ballot 1130
language for any local question or issue approved and transmitted 1131
by boards of elections under section 3501.11 of the Revised Code; 1132

(K) Receive all initiative and referendum petitions on state 1133
questions and issues and determine and certify to the sufficiency 1134

of those petitions; 1135

(L) Require such reports from the several boards as are 1136
provided by law, or as the secretary of state considers necessary; 1137

(M) Compel the observance by election officers in the several 1138
counties of the requirements of the election laws; 1139

(N)(1) Except as otherwise provided in division (N)(2) of 1140
this section, investigate the administration of election laws, 1141
frauds, and irregularities in elections in any county, and report 1142
violations of election laws to the attorney general or prosecuting 1143
attorney, or both, for prosecution; 1144

(2) On and after August 24, 1995, report a failure to comply 1145
with or a violation of a provision in sections 3517.08 to 3517.13, 1146
3517.17, 3517.18, 3517.20 to 3517.22, 3599.03, or 3599.031 of the 1147
Revised Code, whenever the secretary of state has or should have 1148
knowledge of a failure to comply with or a violation of a 1149
provision in one of those sections, by filing a complaint with the 1150
Ohio elections commission under section 3517.153 of the Revised 1151
Code; 1152

(O) Make an annual report to the governor containing the 1153
results of elections, the cost of elections in the various 1154
counties, a tabulation of the votes in the several political 1155
subdivisions, and other information and recommendations relative 1156
to elections the secretary of state considers desirable; 1157

(P) Prescribe and distribute to boards of elections a list of 1158
instructions indicating all legal steps necessary to petition 1159
successfully for local option elections under sections 4301.32 to 1160
4301.41, 4303.29, 4305.14, and 4305.15 of the Revised Code; 1161

(Q) Adopt rules pursuant to Chapter 119. of the Revised Code 1162
for the removal by boards of elections of ineligible voters from 1163
the statewide voter registration database and, if applicable, from 1164
the poll list or signature pollbook used in each precinct, which 1165

rules shall provide for all of the following: 1166

(1) A process for the removal of voters who have changed 1167
residence, which shall be uniform, nondiscriminatory, and in 1168
compliance with the Voting Rights Act of 1965 and the National 1169
Voter Registration Act of 1993, including a program that uses the 1170
national change of address service provided by the United States 1171
postal system through its licensees; 1172

(2) A process for the removal of ineligible voters under 1173
section 3503.21 of the Revised Code; 1174

(3) A uniform system for marking or removing the name of a 1175
voter who is ineligible to vote from the statewide voter 1176
registration database and, if applicable, from the poll list or 1177
signature pollbook used in each precinct and noting the reason for 1178
that mark or removal. 1179

(R) Prescribe a general program for registering and 1180
preregistering voters or updating voter registration and 1181
preregistration information, such as name and residence changes, 1182
by boards of elections, designated agencies, offices of deputy 1183
registrars of motor vehicles, public high schools and vocational 1184
schools, public libraries, and offices of county treasurers 1185
consistent with the requirements of section 3503.09 of the Revised 1186
Code; 1187

(S) Prescribe a program of distribution of voter registration 1188
and preregistration forms through boards of elections, designated 1189
agencies, offices of the registrar and deputy registrars of motor 1190
vehicles, public high schools and vocational schools, public 1191
libraries, and offices of county treasurers; 1192

(T) To the extent feasible, provide copies, at no cost and 1193
upon request, of the voter registration and preregistration form 1194
in post offices in this state; 1195

(U) Adopt rules pursuant to section 111.15 of the Revised 1196

Code for the purpose of implementing the program for registering 1197
and preregistering voters through boards of elections, designated 1198
agencies, and the offices of the registrar and deputy registrars 1199
of motor vehicles consistent with this chapter and for the purpose 1200
of implementing the law regarding voter preregistration; 1201

(V) Establish the full-time position of Americans with 1202
Disabilities Act coordinator within the office of the secretary of 1203
state to do all of the following: 1204

(1) Assist the secretary of state with ensuring that there is 1205
equal access to polling places for persons with disabilities; 1206

(2) Assist the secretary of state with ensuring that each 1207
voter may cast the voter's ballot in a manner that provides the 1208
same opportunity for access and participation, including privacy 1209
and independence, as for other voters; 1210

(3) Advise the secretary of state in the development of 1211
standards for the certification of voting machines, marking 1212
devices, and automatic tabulating equipment. 1213

(W) Establish and maintain a computerized statewide database 1214
of all legally registered and preregistered voters under section 1215
3503.15 of the Revised Code that complies with the requirements of 1216
the "Help America Vote Act of 2002," Pub. L. No. 107-252, 116 1217
Stat. 1666, and provide training in the operation of that system; 1218

(X) Ensure that all directives, advisories, other 1219
instructions, or decisions issued or made during or as a result of 1220
any conference or teleconference call with a board of elections to 1221
discuss the proper methods and procedures for conducting 1222
elections, to answer questions regarding elections, or to discuss 1223
the interpretation of directives, advisories, or other 1224
instructions issued by the secretary of state are posted on a web 1225
site of the office of the secretary of state as soon as is 1226
practicable after the completion of the conference or 1227

teleconference call, but not later than the close of business on 1228
the same day as the conference or teleconference call takes place. 1229

(Y) Publish a report on a web site of the office of the 1230
secretary of state not later than one month after the completion 1231
of the canvass of the election returns for each primary and 1232
general election, identifying, by county, the number of absent 1233
voter's ballots cast and the number of those ballots that were 1234
counted, and the number of provisional ballots cast and the number 1235
of those ballots that were counted, for that election. The 1236
secretary of state shall maintain the information on the web site 1237
in an archive format for each subsequent election. 1238

(Z) Conduct voter education outlining voter identification, 1239
absent voters ballot, provisional ballot, and other voting 1240
requirements; 1241

(AA) Establish a procedure by which a registered elector may 1242
make available to a board of elections a more recent signature to 1243
be used in the poll list or signature pollbook produced by the 1244
board of elections of the county in which the elector resides; 1245

(BB) Disseminate information, which may include all or part 1246
of the official explanations and arguments, by means of direct 1247
mail or other written publication, broadcast, or other means or 1248
combination of means, as directed by the Ohio ballot board under 1249
division (F) of section 3505.062 of the Revised Code, in order to 1250
inform the voters as fully as possible concerning each proposed 1251
constitutional amendment, proposed law, or referendum; 1252

(CC) Be the single state office responsible for the 1253
implementation of the "Uniformed and Overseas Citizens Absentee 1254
Voting Act," Pub. L. No. 99-410, 100 Stat. 924, 42 U.S.C. 1973ff, 1255
et seq., as amended, in this state. The secretary of state may 1256
delegate to the boards of elections responsibilities for the 1257
implementation of that act, including responsibilities arising 1258

from amendments to that act made by the "Military and Overseas 1259
Voter Empowerment Act," Subtitle H of the "National Defense 1260
Authorization Act for Fiscal Year 2010," Pub. L. No. 111-84, 123 1261
Stat. 3190. 1262

(DD) Perform other duties required by law. 1263

Whenever a primary election is held under section 3513.32 of 1264
the Revised Code or a special election is held under section 1265
3521.03 of the Revised Code to fill a vacancy in the office of 1266
representative to congress, the secretary of state shall establish 1267
a deadline, notwithstanding any other deadline required under the 1268
Revised Code, by which any or all of the following shall occur: 1269
the filing of a declaration of candidacy and petitions or a 1270
statement of candidacy and nominating petition together with the 1271
applicable filing fee; the filing of protests against the 1272
candidacy of any person filing a declaration of candidacy or 1273
nominating petition; the filing of a declaration of intent to be a 1274
write-in candidate; the filing of campaign finance reports; the 1275
preparation of, and the making of corrections or challenges to, 1276
precinct voter registration lists; the receipt of applications for 1277
absent voter's ballots or ~~armed service~~ uniformed services or 1278
overseas absent voter's ballots; the supplying of election 1279
materials to precincts by boards of elections; the holding of 1280
hearings by boards of elections to consider challenges to the 1281
right of a person to appear on a voter registration list; and the 1282
scheduling of programs to instruct or reinstruct election 1283
officers. 1284

In the performance of the secretary of state's duties as the 1285
chief election officer, the secretary of state may administer 1286
oaths, issue subpoenas, summon witnesses, compel the production of 1287
books, papers, records, and other evidence, and fix the time and 1288
place for hearing any matters relating to the administration and 1289
enforcement of the election laws. 1290

In any controversy involving or arising out of the adoption 1291
of registration or preregistration or the appropriation of funds 1292
for registration or preregistration, the secretary of state may, 1293
through the attorney general, bring an action in the name of the 1294
state in the court of common pleas of the county where the cause 1295
of action arose or in an adjoining county, to adjudicate the 1296
question. 1297

In any action involving the laws in Title XXXV of the Revised 1298
Code wherein the interpretation of those laws is in issue in such 1299
a manner that the result of the action will affect the lawful 1300
duties of the secretary of state or of any board of elections, the 1301
secretary of state may, on the secretary of state's motion, be 1302
made a party. 1303

The secretary of state may apply to any court that is hearing 1304
a case in which the secretary of state is a party, for a change of 1305
venue as a substantive right, and the change of venue shall be 1306
allowed, and the case removed to the court of common pleas of an 1307
adjoining county named in the application or, if there are cases 1308
pending in more than one jurisdiction that involve the same or 1309
similar issues, the court of common pleas of Franklin county. 1310

Public high schools and vocational schools, public libraries, 1311
and the office of a county treasurer shall implement voter 1312
registration and preregistration programs as directed by the 1313
secretary of state pursuant to this section. 1314

Sec. 3501.11. Each board of elections shall exercise by a 1315
majority vote all powers granted to the board by Title XXXV of the 1316
Revised Code, shall perform all the duties imposed by law, and 1317
shall do all of the following: 1318

(A) Establish, define, provide, rearrange, and combine 1319
election precincts; 1320

(B) Fix and provide the places for registration and 1321
preregistration and for holding primaries and elections; 1322

(C) Provide for the purchase, preservation, and maintenance 1323
of booths, ballot boxes, books, maps, flags, blanks, cards of 1324
instructions, and other forms, papers, and equipment used in 1325
registration, preregistration, nominations, and elections; 1326

(D) Appoint and remove its director, deputy director, and 1327
employees and all registrars, judges, and other officers of 1328
elections, fill vacancies, and designate the ward or district and 1329
precinct in which each shall serve; 1330

(E) Make and issue rules and instructions, not inconsistent 1331
with law or the rules, directives, or advisories issued by the 1332
secretary of state, as it considers necessary for the guidance of 1333
election officers and voters; 1334

(F) Advertise and contract for the printing of all ballots 1335
and other supplies used in registrations, preregistrations, and 1336
elections; 1337

(G) Provide for the issuance of all notices, advertisements, 1338
and publications concerning elections, except as otherwise 1339
provided in division (G) of section 3501.17 and divisions (F) and 1340
(G) of section 3505.062 of the Revised Code; 1341

(H) Provide for the delivery of ballots, pollbooks, and other 1342
required papers and material to the polling places; 1343

(I) Cause the polling places to be suitably provided with 1344
voting machines, marking devices, automatic tabulating equipment, 1345
stalls, and other required supplies. In fulfilling this duty, each 1346
board of a county that uses voting machines, marking devices, or 1347
automatic tabulating equipment shall conduct a full vote of the 1348
board during a public session of the board on the allocation and 1349
distribution of voting machines, marking devices, and automatic 1350
tabulating equipment for each precinct in the county. 1351

(J) Investigate irregularities, nonperformance of duties, or 1352
violations of Title XXXV of the Revised Code by election officers 1353
and other persons; administer oaths, issue subpoenas, summon 1354
witnesses, and compel the production of books, papers, records, 1355
and other evidence in connection with any such investigation; and 1356
report the facts to the prosecuting attorney or the secretary of 1357
state; 1358

(K) Review, examine, and certify the sufficiency and validity 1359
of petitions and nomination papers, and, after certification, 1360
return to the secretary of state all petitions and nomination 1361
papers that the secretary of state forwarded to the board; 1362

(L) Receive the returns of elections, canvass the returns, 1363
make abstracts of them, and transmit those abstracts to the proper 1364
authorities; 1365

(M) Issue certificates of election on forms to be prescribed 1366
by the secretary of state; 1367

(N) Make an annual report to the secretary of state, on the 1368
form prescribed by the secretary of state, containing a statement 1369
of the number of voters registered and preregistered, elections 1370
held, votes cast, appropriations received, expenditures made, and 1371
other data required by the secretary of state; 1372

(O) Prepare and submit to the proper appropriating officer a 1373
budget estimating the cost of elections for the ensuing fiscal 1374
year; 1375

(P) Perform other duties as prescribed by law or the rules, 1376
directives, or advisories of the secretary of state; 1377

(Q) Investigate and determine the residence qualifications of 1378
electors; 1379

(R) Administer oaths in matters pertaining to the 1380
administration of the election laws; 1381

(S) Prepare and submit to the secretary of state, whenever
the secretary of state requires, a report containing the names and
residence addresses of all incumbent county, municipal, township,
and board of education officials serving in their respective
counties;

(T) Establish and maintain a voter registration database of
all qualified electors in the county who offer to register;

(U) Maintain voter registration and preregistration records,
make reports concerning voter registration and preregistration as
required by the secretary of state, and remove ineligible electors
from voter registration and preregistration lists in accordance
with law and directives of the secretary of state;

(V) Give approval to ballot language for any local question
or issue and transmit the language to the secretary of state for
the secretary of state's final approval;

(W) Prepare and cause the following notice to be displayed in
a prominent location in every polling place:

"NOTICE

Ohio law prohibits any person from voting or attempting to
vote more than once at the same election.

Violators are guilty of a felony of the fourth degree and
shall be imprisoned and additionally may be fined in accordance
with law."

(X) In all cases of a tie vote or a disagreement in the
board, if no decision can be arrived at, the director or
chairperson shall submit the matter in controversy, not later than
fourteen days after the tie vote or the disagreement, to the
secretary of state, who shall summarily decide the question, and
the secretary of state's decision shall be final.

(Y) Assist each designated agency, deputy registrar of motor

vehicles, public high school and vocational school, public 1412
library, and office of a county treasurer in the implementation of 1413
a program for registering and preregistering voters at all voter 1414
registration and preregistration locations as prescribed by the 1415
secretary of state. Under this program, each board of elections 1416
shall direct to the appropriate board of elections any voter 1417
registration or preregistration applications for persons residing 1418
outside the county where the board is located within five days 1419
after receiving the applications. 1420

(Z) On any day on which an elector may vote in person at the 1421
office of the board or at another site designated by the board, 1422
consider the board or other designated site a polling place for 1423
that day. All requirements or prohibitions of law that apply to a 1424
polling place shall apply to the office of the board or other 1425
designated site on that day. 1426

(AA) Perform any duties with respect to voter registration 1427
and preregistration and voting by uniformed services and overseas 1428
voters that are delegated to the board by law or by the rules, 1429
directives, or advisories of the secretary of state. 1430

Sec. 3501.13. (A) The director of the board of elections 1431
shall keep a full and true record of the proceedings of the board 1432
and of all moneys received and expended; file and preserve in the 1433
board's office all orders and records pertaining to the 1434
administration of registrations and preregistrations, primaries, 1435
and elections; receive and have the custody of all books, papers, 1436
and property belonging to the board; and perform other duties in 1437
connection with the office of director and the proper conduct of 1438
elections as the board determines. 1439

(B) Before entering upon the duties of the office, the 1440
director shall subscribe to an oath that the director will support 1441
the Constitution of the United States and the Ohio Constitution, 1442

perform all the duties of the office to the best of the director's 1443
ability, enforce the election laws, and preserve all records, 1444
documents, and other property pertaining to the conduct of 1445
elections placed in the director's custody. 1446

(C) The director may administer oaths to persons required by 1447
law to file certificates or other papers with the board, to judges 1448
of elections, to witnesses who are called to testify before the 1449
board, and to voters filling out blanks at the board's offices. 1450
Except as otherwise provided by state or federal law, the records 1451
of the board and papers and books filed in its office are public 1452
records and open to inspection under such reasonable regulations 1453
as shall be established by the board. The following notice shall 1454
be posted in a prominent place at each board office: 1455

"Except as otherwise provided by state or federal law, 1456
records filed in this office of the board of elections are open to 1457
public inspection during normal office hours, pursuant to the 1458
following reasonable regulations: (the board shall here list its 1459
regulations). Whoever prohibits any person from inspecting the 1460
public records of this board is subject to the penalties of 1461
section 3599.161 of the Revised Code." 1462

(D) Upon receipt of a written declaration of intent to retire 1463
as provided for in section 145.38 of the Revised Code, the 1464
director shall provide a copy to each member of the board of 1465
elections. 1466

Sec. 3501.18. (A) The board of elections may divide a 1467
political subdivision within its jurisdiction into precincts, 1468
establish, define, divide, rearrange, and combine the several 1469
election precincts within its jurisdiction, and change the 1470
location of the polling place for each precinct when it is 1471
necessary to maintain the requirements as to the number of voters 1472
in a precinct and to provide for the convenience of the voters and 1473

the proper conduct of elections. No change in the number of 1474
precincts or in precinct boundaries shall be made during the 1475
twenty-five days immediately preceding a primary or general 1476
election or between the first day of January and the day on which 1477
the members of county central committees are elected in the years 1478
in which those committees are elected. Except as otherwise 1479
provided in division (C) of this section, each precinct shall 1480
contain a number of electors, not to exceed one thousand four 1481
hundred, that the board of elections determines to be a reasonable 1482
number after taking into consideration the type and amount of 1483
available equipment, prior voter turnout, the size and location of 1484
each selected polling place, available parking, availability of an 1485
adequate number of poll workers, and handicap accessibility and 1486
other accessibility to the polling place. 1487

If the board changes the boundaries of a precinct after the 1488
filing of a local option election petition pursuant to sections 1489
4301.32 to 4301.41, 4303.29, or 4305.14 of the Revised Code that 1490
calls for a local option election to be held in that precinct, the 1491
local option election shall be held in the area that constituted 1492
the precinct at the time the local option petition was filed, 1493
regardless of the change in the boundaries. 1494

If the board changes the boundaries of a precinct in order to 1495
meet the requirements of division (B)(1) of this section in a 1496
manner that causes a member of a county central committee to no 1497
longer qualify as a representative of an election precinct in the 1498
county, of a ward of a city in the county, or of a township in the 1499
county, the member shall continue to represent the precinct, ward, 1500
or township for the remainder of the member's term, regardless of 1501
the change in boundaries. 1502

In an emergency, the board may provide more than one polling 1503
place in a precinct. In order to provide for the convenience of 1504
the voters, the board may locate polling places for voting ~~on~~ 1505

registration, or preregistration outside the boundaries of 1506
precincts, provided that the nearest public school or public 1507
building shall be used if the board determines it to be available 1508
and suitable for use as a polling place. Except in an emergency, 1509
no change in the number or location of the polling places in a 1510
precinct shall be made during the twenty-five days immediately 1511
preceding a primary or general election. 1512

Electors who have failed to respond within thirty days to any 1513
confirmation notice shall not be counted in determining the size 1514
of any precinct under this section. 1515

(B)(1) Except as otherwise provided in division (B)(2) of 1516
this section, a board of elections shall determine all precinct 1517
boundaries using geographical units used by the United States 1518
department of commerce, bureau of the census, in reporting the 1519
decennial census of Ohio. 1520

(2) The board of elections may apply to the secretary of 1521
state for a waiver from the requirement of division (B)(1) of this 1522
section when it is not feasible to comply with that requirement 1523
because of unusual physical boundaries or residential development 1524
practices that would cause unusual hardship for voters. The board 1525
shall identify the affected precincts and census units, explain 1526
the reason for the waiver request, and include a map illustrating 1527
where the census units will be split because of the requested 1528
waiver. If the secretary of state approves the waiver and so 1529
notifies the board of elections in writing, the board may change a 1530
precinct boundary as necessary under this section, notwithstanding 1531
the requirement in division (B)(1) of this section. 1532

(C) The board of elections may apply to the secretary of 1533
state for a waiver from the requirement of division (A) of this 1534
section regarding the number of electors in a precinct when the 1535
use of geographical units used by the United States department of 1536
commerce, bureau of the census, will cause a precinct to contain 1537

more than one thousand four hundred electors. The board shall 1538
identify the affected precincts and census units, explain the 1539
reason for the waiver request, and include a map illustrating 1540
where census units will be split because of the requested waiver. 1541
If the secretary of state approves the waiver and so notifies the 1542
board of elections in writing, the board may change a precinct 1543
boundary as necessary to meet the requirements of division (B)(1) 1544
of this section. 1545

Sec. 3501.30. (A) The board of elections shall provide for 1546
each polling place the necessary ballot boxes, official ballots, 1547
cards of instructions, registration and preregistration forms, 1548
pollbooks or poll lists, tally sheets, forms on which to make 1549
summary statements, writing implements, paper, and all other 1550
supplies necessary for casting and counting the ballots and 1551
recording the results of the voting at the polling place. The 1552
pollbooks or poll lists shall have certificates appropriately 1553
printed on them for the signatures of all the precinct officials, 1554
by which they shall certify that, to the best of their knowledge 1555
and belief, the pollbooks or poll lists correctly show the names 1556
of all electors who voted in the polling place at the election 1557
indicated in the pollbooks or poll lists. 1558

All of the following shall be included among the supplies 1559
provided to each polling place: 1560

(1) A large map of each appropriate precinct, which shall be 1561
displayed prominently to assist persons who desire to register, 1562
preregister, or vote on election day. Each map shall show all 1563
streets within the precinct and contain identifying symbols of the 1564
precinct in bold print. 1565

(2) Any materials, postings, or instructions required to 1566
comply with state or federal laws; 1567

(3) A flag of the United States approximately two and 1568

one-half feet in length along the top, which shall be displayed 1569
outside the entrance to the polling place during the time it is 1570
open for voting; 1571

(4) Two or more small flags of the United States 1572
approximately fifteen inches in length along the top, which shall 1573
be placed at a distance of one hundred feet from the polling place 1574
on the thoroughfares or walkways leading to the polling place, to 1575
mark the distance within which persons other than election 1576
officials, observers, police officers, and electors waiting to 1577
mark, marking, or casting their ballots shall not loiter, 1578
congregate, or engage in any kind of election campaigning. Where 1579
small flags cannot reasonably be placed one hundred feet from the 1580
polling place, the presiding election judge shall place the flags 1581
as near to one hundred feet from the entrance to the polling place 1582
as is physically possible. Police officers and all election 1583
officials shall see that this prohibition against loitering and 1584
congregating is enforced. 1585

When the period of time during which the polling place is 1586
open for voting expires, all of the flags described in this 1587
division shall be taken into the polling place and shall be 1588
returned to the board together with all other election supplies 1589
required to be delivered to the board. 1590

(B) The board of elections shall follow the instructions and 1591
advisories of the secretary of state in the production and use of 1592
polling place supplies. 1593

Sec. 3501.31. The board of elections shall mail to each 1594
precinct election official notice of the date, hours, and place of 1595
holding each election in the official's respective precinct at 1596
which it desires the official to serve. Each of such officials 1597
shall notify the board immediately upon receipt of such notice of 1598
any inability to serve. 1599

The election official designated as presiding judge under section 3501.22 of the Revised Code shall call at the office of the board at such time before the day of the election, not earlier than the tenth day before the day of the election, as the board designates to obtain the ballots, pollbooks, registration and preregistration forms and lists, and other material to be used in the official's polling place on election day.

The board may also provide for the delivery of such materials to polling places in a municipal corporation by members of the police department of such municipal corporation; or the board may provide for the delivery of such materials to the presiding judge not earlier than the tenth day before the election, in any manner it finds to be advisable.

On election day the precinct election officials shall punctually attend the polling place one-half hour before the time fixed for opening the polls. Each of the precinct election officials shall thereupon make and subscribe to a statement which shall be as follows:

"State of Ohio

County of

I do solemnly swear under the penalty of perjury that I will support the constitution of the United States of America and the constitution of the state of Ohio and its laws; that I have not been convicted of a felony or any violation of the election laws; that I will discharge to the best of my ability the duties of judge of election in and for precinct in the (township) or (ward and city or village) in the county of, in the election to be held on the day of,, as required by law and the rules and instructions of the board of elections of said county; and that I will endeavor to

prevent fraud in such election, and will report immediately to 1631
said board any violations of the election laws which come to my 1632
attention, and will not disclose any information as to how any 1633
elector voted which is gained by me in the discharge of my 1634
official duties. 1635

..... 1636
..... 1637
..... 1638
..... 1639
..... 1640
..... 1641

(Signatures of precinct election officials)" 1642

If any of the other precinct officials is absent at that 1643
time, the presiding judge, with the concurrence of a majority of 1644
the precinct election officials present, shall appoint a qualified 1645
elector who is a member of the same political party as the 1646
political party of which such absent precinct election official is 1647
a member to fill the vacancy until the board appoints a person to 1648
fill such vacancy and the person so appointed reports for duty at 1649
the polling place. The presiding judge shall promptly notify the 1650
board of such vacancy by telephone or otherwise. The presiding 1651
judge also shall assign the precinct election officials to their 1652
respective duties and shall have general charge of the polling 1653
place. 1654

Sec. 3501.33. All judges of election shall enforce peace and 1655
good order in and about the place of registration, 1656
preregistration, or election. They shall especially keep the place 1657
of access of the electors to the polling place open and 1658
unobstructed and prevent and stop any improper practices or 1659
attempts tending to obstruct, intimidate, or interfere with any 1660

~~elector~~ individual in registering, preregistering, or voting. They
shall protect observers against molestation and violence in the
performance of their duties, and may eject from the polling place
any observer for violation of any provision of Title XXXV of the
Revised Code. They shall prevent riots, violence, tumult, or
disorder. In the discharge of these duties, they may call upon the
sheriff, police, or other peace officers to aid them in enforcing
the law. They may order the arrest of any person violating Title
XXXV of the Revised Code, but such an arrest shall not prevent the
person from registering, preregistering, or voting if the person
is entitled to do so. The sheriff, all constables, police
officers, and other officers of the peace shall immediately obey
and aid in the enforcement of any lawful order made by the
precinct election officials in the enforcement of Title XXXV of
the Revised Code.

Sec. 3501.90. (A) As used in this section:

(1) "Harassment in violation of the election law" means
either of the following:

(a) Any of the following types of conduct in or about a
polling place or a place of registration, preregistration, or
election: obstructing access of an elector to a polling place;
another improper practice or attempt tending to obstruct,
intimidate, or interfere with an ~~elector~~ individual in
registering, preregistering, or voting at a place of registration,
preregistration, or election; molesting or otherwise engaging in
violence against observers in the performance of their duties at a
place of registration, preregistration, or election; or
participating in a riot, violence, tumult, or disorder in and
about a place of registration, preregistration, or election;

(b) A violation of division (A)(1), (2), (3), or (5) or
division (B) of section 3501.35 of the Revised Code.

(2) "Person" has the same meaning as in division (C) of 1692
section 1.59 of the Revised Code and also includes any 1693
organization that is not otherwise covered by that division. 1694

(3) "Trier of fact" means the jury or, in a nonjury action, 1695
the court. 1696

(B) An ~~elector~~ individual who has experienced harassment in 1697
violation of the election law has a cause of action against each 1698
person that committed the harassment in violation of the election 1699
law. In any civil action based on this cause of action, the 1700
~~elector~~ individual may seek a declaratory judgment, an injunction, 1701
or other appropriate equitable relief. The civil action may be 1702
commenced by an ~~elector~~ individual who has experienced harassment 1703
in violation of the election law either alone or as a party to a 1704
class action under Civil Rule 23. 1705

(C)(1) In addition to the equitable relief authorized by 1706
division (B) of this section, an ~~elector~~ individual who has 1707
experienced harassment in violation of the election law may be 1708
entitled to relief under division (C)(2) or (3) of this section. 1709

(2) If the harassment in violation of the election law 1710
involved intentional or reckless threatening or causing of bodily 1711
harm to the ~~elector~~ individual while the ~~elector~~ individual was 1712
attempting to register or preregister to vote, to obtain an absent 1713
voter's ballot, or to vote, the ~~elector~~ individual may seek, in a 1714
civil action based on the cause of action created by division (B) 1715
of this section, monetary damages as prescribed in this division. 1716
The civil action may be commenced by the ~~elector~~ individual who 1717
has experienced harassment in violation of the election law either 1718
alone or as a party to a class action under Civil Rule 23. Upon 1719
proof by a preponderance of the evidence in the civil action that 1720
the harassment in violation of the election law involved 1721
intentional or reckless threatening or causing of bodily harm to 1722
the ~~elector~~ individual, the trier of fact shall award the ~~elector~~ 1723

individual the greater of three times of the amount of the 1724
~~elector's~~ individual's actual damages or one thousand dollars. The 1725
court also shall award a prevailing ~~elector~~ individual reasonable 1726
attorney's fees and court costs. 1727

(3) Whether a civil action on the cause of action created by 1728
division (B) of this section is commenced by an ~~elector~~ individual 1729
who has experienced harassment in violation of the election law 1730
alone or as a party to a class action under Civil Rule 23, if the 1731
defendant in the action is an organization that has previously 1732
been determined in a court of this state to have engaged in 1733
harassment in violation of the election law, the ~~elector~~ 1734
individual may seek an order of the court granting any of the 1735
following forms of relief upon proof by a preponderance of the 1736
evidence: 1737

(a) Divestiture of the organization's interest in any 1738
enterprise or in any real property; 1739

(b) Reasonable restrictions upon the future activities or 1740
investments of the organization, including, but not limited to, 1741
prohibiting the organization from engaging in any harassment in 1742
violation of the election law; 1743

(c) The dissolution or reorganization of the organization; 1744

(d) The suspension or revocation of any license, permit, or 1745
prior approval granted to the organization by any state agency; 1746

(e) The revocation of the organization's authorization to do 1747
business in this state if the organization is a foreign 1748
corporation or other form of foreign entity. 1749

(D) It shall not be a defense in a civil action based on the 1750
cause of action created by division (B) of this section, whether 1751
commenced by an ~~elector~~ individual who has experienced harassment 1752
in violation of the election law alone or as a party to a class 1753
action under Civil Rule 23, that no criminal prosecution was 1754

commenced or conviction obtained in connection with the conduct 1755
alleged to be the basis of the civil action. 1756

(E) In a civil action based on the cause of action created by 1757
division (B) of this section, whether commenced by an ~~elector~~ 1758
individual who has experienced harassment in violation of the 1759
election law alone or as a party to a class action under Civil 1760
Rule 23, the ~~elector~~ individual may name as defendants each 1761
individual who engaged in conduct constituting harassment in 1762
violation of the election law as well as any person that employs, 1763
sponsors, or uses as an agent any such individual or that has 1764
organized a common scheme to cause harassment in violation of the 1765
election law. 1766

Sec. 3503.02. All registrars and judges of elections, in 1767
determining the residence of a person offering to register, 1768
preregister, or vote, shall be governed by the following rules: 1769

(A) That place shall be considered the residence of a person 1770
in which the person's habitation is fixed and to which, whenever 1771
the person is absent, the person has the intention of returning. 1772

(B) A person shall not be considered to have lost the 1773
person's residence who leaves the person's home and goes into 1774
another state or county of this state, for temporary purposes 1775
only, with the intention of returning. 1776

(C) A person shall not be considered to have gained a 1777
residence in any county of this state into which the person comes 1778
for temporary purposes only, without the intention of making such 1779
county the permanent place of abode. 1780

(D) The place where the family of a married person resides 1781
shall be considered to be the person's place of residence; except 1782
that when the spouses have separated and live apart, the place 1783
where such a spouse resides the length of time required to entitle 1784

a person to vote shall be considered to be the spouse's place of residence. 1785
1786

(E) If a person removes to another state with the intention of making such state the person's residence, the person shall be considered to have lost the person's residence in this state. 1787
1788
1789

(F) Except as otherwise provided in division (G) of this section, if a person removes from this state and continuously resides outside this state for a period of four years or more, the person shall be considered to have lost the person's residence in this state, notwithstanding the fact that the person may entertain an intention to return at some future period. 1790
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(G)(1) If a person removes from this state to engage in the services of the United States government, the person shall not be considered to have lost the person's residence in this state, and likewise should the person enter the employment of the state, the place where such person resided at the time of the person's removal shall be considered to be the person's place of residence. 1796
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1801

(2) If a person removes from this state to a location outside of the United States and the person does not become a resident of another state, the person shall not be considered to have lost the person's residence in this state. The place where the person resided at the time of the person's removal shall be considered to be the person's place of residence. 1802
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(3) If a person is eligible to vote in this state under division ~~(D)(2)~~(B)(3) of section ~~3511.011~~ 3511.01 of the Revised Code, the place where the person's parent or legal guardian resided in this state prior to that parent or legal guardian's removal to a location outside of the United States shall be considered to be the person's place of residence. 1808
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(4) If an address that is considered to be a person's place of residence under division (G) of this section ceases to be a 1814
1815

recognized residential address, the board of elections shall 1816
assign an address to the applicable person for voting purposes. 1817

(H) If a person goes into another state and while there 1818
exercises the right of a citizen by voting, the person shall be 1819
considered to have lost the person's residence in this state. 1820

(I) If a person does not have a fixed place of habitation, 1821
but has a shelter or other location at which the person has been a 1822
consistent or regular inhabitant and to which the person has the 1823
intention of returning, that shelter or other location shall be 1824
deemed the person's residence for the purpose of registering to 1825
vote. 1826

Sec. 3503.07. (A) Each person who will be of the age of 1827
eighteen years or more at the next ensuing November election, who 1828
is a citizen of the United States, and who, if ~~he~~ the person 1829
continues to reside in the precinct until the next election, will 1830
at that time have fulfilled all the requirements as to length of 1831
residence to qualify ~~him~~ the person as an elector shall, unless 1832
otherwise disqualified, be entitled to be registered as an elector 1833
in such precinct. When once registered, an elector shall not be 1834
required to register again unless ~~his~~ the person's registration is 1835
canceled. 1836

(B) Each person who is at least sixteen years of age but will 1837
not be of the age of eighteen years or more at the next ensuing 1838
November election, who is a citizen of the United States, and who, 1839
if the person continues to reside in the precinct until the next 1840
election in which the person will have reached the age of 1841
eligibility to vote, will at that time have fulfilled all the 1842
requirements as to length of residence to qualify the person as an 1843
elector shall, unless otherwise disqualified, be entitled to be 1844
preregistered as an elector in the precinct in which the person 1845
resides. 1846

Upon reaching the age of eligibility, the person shall be 1847
automatically registered as an elector in accordance with section 1848
3503.192 of the Revised Code. A preregistered person is not 1849
eligible to vote until the person becomes a registered elector. 1850

Sec. 3503.09. (A)(1) The secretary of state shall adopt rules 1851
for the electronic transmission by boards of elections, designated 1852
agencies, offices of deputy registrars of motor vehicles, public 1853
high schools and vocational schools, public libraries, and offices 1854
of county treasurers, where applicable, of name and residence 1855
changes for voter registration and preregistration records in the 1856
statewide voter registration database. 1857
1858

(2) The secretary of state shall adopt rules for the purpose 1859
of improving the speed of processing new voter registrations and 1860
preregistrations that permit information from a voter registration 1861
or preregistration application received by a designated agency or 1862
an office of deputy registrar of motor vehicles to be made 1863
available electronically, in addition to requiring the original 1864
voter registration or preregistration application to be 1865
transmitted to the applicable board of elections under division 1866
(E)(2) of section 3503.10 or section 3503.11 of the Revised Code. 1867

(B) Rules adopted under division (A) of this section shall do 1868
all of the following: 1869

(1) Prohibit any direct electronic connection between a 1870
designated agency, office of deputy registrar of motor vehicles, 1871
public high school or vocational school, public library, or office 1872
of a county treasurer and the statewide voter registration 1873
database; 1874

(2) Require any updated voter registration or preregistration 1875
information to be verified by the secretary of state or a board of 1876
elections before the information is added to the statewide voter 1877

registration database for the purpose of modifying an existing 1878
voter registration or preregistration; 1879

(3) Require each designated agency or office of deputy 1880
registrar of motor vehicles that transmits voter registration or 1881
preregistration information electronically to transmit an 1882
identifier for data relating to each new voter registration or 1883
preregistration that shall be used by the secretary of state or a 1884
board of elections to match the electronic data to the original 1885
voter registration or preregistration application. 1886

Sec. 3503.10. (A) Each designated agency shall designate one 1887
person within that agency to serve as coordinator for the voter 1888
registration and preregistration program within the agency and its 1889
departments, divisions, and programs. The designated person shall 1890
be trained under a program designed by the secretary of state and 1891
shall be responsible for administering all aspects of the voter 1892
registration and preregistration program for that agency as 1893
prescribed by the secretary of state. The designated person shall 1894
receive no additional compensation for performing such duties. 1895

(B) Every designated agency, public high school and 1896
vocational school, public library, and office of a county 1897
treasurer shall provide in each of its offices or locations voter 1898
registration and preregistration applications and assistance in 1899
the registration and preregistration of persons qualified to 1900
register or to preregister to vote, in accordance with this 1901
chapter. 1902

(C) Every designated agency shall distribute to its 1903
applicants, prior to or in conjunction with distributing a voter 1904
registration application, a form prescribed by the secretary of 1905
state that includes all of the following: 1906

(1) The question, "Do you want to register or preregister to 1907
vote or update your current voter registration or 1908

preregistration?"--followed by boxes for the applicant to 1909
indicate whether the applicant would like to register or 1910
preregister or decline to register or preregister to vote, and the 1911
statement, highlighted in bold print, "If you do not check either 1912
box, you will be considered to have decided not to register or 1913
preregister to vote at this time."; 1914

(2) If the agency provides public assistance, the statement, 1915
"Applying to register or preregister or declining to register or 1916
preregister to vote will not affect the amount of assistance that 1917
you will be provided by this agency."; 1918

(3) The statement, "If you would like help in filling out the 1919
voter registration or preregistration application form, we will 1920
help you. The decision whether to seek or accept help is yours. 1921
You may fill out the application form in private."; 1922

(4) The statement, "If you believe that someone has 1923
interfered with your right to register or preregister or to 1924
decline to register or preregister to vote, your right to privacy 1925
in deciding whether to register or preregister or in applying to 1926
register or preregister to vote, or your right to choose your own 1927
political party or other political preference, you may file a 1928
complaint with the prosecuting attorney of your county or with the 1929
secretary of state," with the address and telephone number for 1930
each such official's office. 1931

(D) Each designated agency shall distribute a voter 1932
registration or preregistration form prescribed by the secretary 1933
of state to each applicant with each application for service or 1934
assistance, and with each written application or form for 1935
recertification, renewal, or change of address. 1936

(E) Each designated agency shall do all of the following: 1937

(1) Have employees trained to administer the voter 1938
registration and preregistration program in order to provide to 1939

each applicant who wishes to register or preregister to vote and 1940
who accepts assistance, the same degree of assistance with regard 1941
to completion of the voter registration or preregistration 1942
application as is provided by the agency with regard to the 1943
completion of its own form; 1944

(2) Accept completed voter registration or preregistration 1945
applications, voter registration or preregistration change of 1946
residence forms, and voter registration or preregistration change 1947
of name forms, regardless of whether the application or form was 1948
distributed by the designated agency, for transmittal to the 1949
office of the board of elections in the county in which the agency 1950
is located. Each designated agency and the appropriate board of 1951
elections shall establish a method by which the voter registration 1952
or preregistration applications and other voter registration or 1953
preregistration forms are transmitted to that board of elections 1954
within five days after being accepted by the agency. 1955

(3) If the designated agency is one that is primarily engaged 1956
in providing services to persons with disabilities under a 1957
state-funded program, and that agency provides services to a 1958
person with disabilities at a person's home, provide the services 1959
described in divisions (E)(1) and (2) of this section at the 1960
person's home; 1961

(4) Keep as confidential, except as required by the secretary 1962
of state for record-keeping purposes, the identity of an agency 1963
through which a person registered or preregistered to vote or 1964
updated the person's voter registration or preregistration 1965
records, and information relating to a declination to register or 1966
preregister to vote made in connection with a voter registration 1967
or preregistration application issued by a designated agency. 1968

(F) The secretary of state shall prepare and transmit written 1969
instructions on the implementation of the voter registration and 1970
preregistration program within each designated agency, public high 1971

school and vocational school, public library, and office of a 1972
county treasurer. The instructions shall include directions as 1973
follows: 1974

(1) That each person designated to assist with voter 1975
registration and preregistration maintain strict neutrality with 1976
respect to a person's political philosophies, a person's right to 1977
register or preregister or decline to register or preregister, and 1978
any other matter that may influence a person's decision to 1979
register or preregister or not to register or preregister to vote; 1980

(2) That each person designated to assist with voter 1981
registration or preregistration not seek to influence a person's 1982
decision to register or preregister or not to register or 1983
preregister to vote, not display or demonstrate any political 1984
preference or party allegiance, and not make any statement to a 1985
person or take any action the purpose or effect of which is to 1986
lead a person to believe that a decision to register or 1987
preregister or not to register or preregister has any bearing on 1988
the availability of services or benefits offered, on the grade in 1989
a particular class in school, or on credit for a particular class 1990
in school; 1991

(3) Regarding when and how to assist a person in completing 1992
the voter registration or preregistration application, what to do 1993
with the completed voter registration or preregistration 1994
application or voter registration or preregistration update form, 1995
and when the application must be transmitted to the appropriate 1996
board of elections; 1997

(4) Regarding what records must be kept by the agency and 1998
where and when those records should be transmitted to satisfy 1999
reporting requirements imposed on the secretary of state under the 2000
National Voter Registration Act of 1993; 2001

(5) Regarding whom to contact to obtain answers to questions 2002

about voter registration and preregistration forms and procedures. 2003

(G) If the voter registration or preregistration activity is 2004
part of an in-class voter registration or preregistration program 2005
in a public high school or vocational school, whether prescribed 2006
by the secretary of state or independent of the secretary of 2007
state, the board of education shall do all of the following: 2008

(1) Establish a schedule of school days and hours during 2009
these days when the person designated to assist with voter 2010
registration and preregistration shall provide voter registration 2011
and preregistration assistance; 2012

(2) Designate a person to assist with voter registration and 2013
preregistration from the public high school's or vocational 2014
school's staff; 2015

(3) Make voter registration and preregistration applications 2016
and materials available, as outlined in the voter registration and 2017
preregistration program established by the secretary of state 2018
pursuant to section 3501.05 of the Revised Code; 2019

(4) Distribute the statement, "applying to register or 2020
preregister or declining to register or preregister to vote will 2021
not affect or be a condition of your receiving a particular grade 2022
in or credit for a school course or class, participating in a 2023
curricular or extracurricular activity, receiving a benefit or 2024
privilege, or participating in a program or activity otherwise 2025
available to pupils enrolled in this school district's schools."; 2026

(5) Establish a method by which the voter registration or 2027
preregistration application and other voter registration and 2028
preregistration forms are transmitted to the board of elections 2029
within five days after being accepted by the public high school or 2030
vocational school. 2031

(H) Any person employed by the designated agency, public high 2032
school or vocational school, public library, or office of a county 2033

treasurer may be designated to assist with voter registration and 2034
preregistration pursuant to this section. The designated agency, 2035
public high school or vocational school, public library, or office 2036
of a county treasurer shall provide the designated person, and 2037
make available such space as may be necessary, without charge to 2038
the county or state. 2039

(I) The secretary of state shall prepare and cause to be 2040
displayed in a prominent location in each designated agency a 2041
notice that identifies the person designated to assist with voter 2042
registration and preregistration, the nature of that person's 2043
duties, and where and when that person is available for assisting 2044
in the registration and preregistration of voters. 2045

A designated agency may furnish additional supplies and 2046
services to disseminate information to increase public awareness 2047
of the existence of a person designated to assist with voter 2048
registration and preregistration in every designated agency. 2049

(J) This section does not limit any authority a board of 2050
education, superintendent, or principal has to allow, sponsor, or 2051
promote voluntary election registration and preregistration 2052
programs within a high school or vocational school, including 2053
programs in which pupils serve as persons designated to assist 2054
with voter registration and preregistration, provided that no 2055
pupil is required to participate. 2056

(K) Each public library and office of the county treasurer 2057
shall establish a method by which voter registration and 2058
preregistration forms are transmitted to the board of elections 2059
within five days after being accepted by the public library or 2060
office of the county treasurer. 2061

(L) The department of job and family services and its 2062
departments, divisions, and programs shall limit administration of 2063
the aspects of the voter registration and preregistration program 2064

for the department to the requirements prescribed by the secretary 2065
of state and the requirements of this section and the National 2066
Voter Registration Act of 1993. 2067

Sec. 3503.11. When any person applies for a driver's license, 2068
commercial driver's license, a state of Ohio identification card 2069
issued under section 4507.50 of the Revised Code, or motorcycle 2070
operator's license or endorsement, or the renewal or duplicate of 2071
any license or endorsement under Chapter 4506. or 4507. of the 2072
Revised Code, the registrar of motor vehicles or deputy registrar 2073
shall offer the applicant the opportunity to register or 2074
preregister to vote or to update the applicant's voter 2075
registration or preregistration. The registrar of motor vehicles 2076
or deputy registrar also shall make available to all other 2077
customers voter registration or preregistration applications and 2078
change of residence and change of name, forms, but is not required 2079
to offer assistance to these customers in completing a voter 2080
registration or preregistration application or other form. 2081

2082

The registrar or deputy registrar shall send any completed 2083
registration or preregistration application or any completed 2084
change of residence or change of name form to the board of 2085
elections of the county in which the office of the registrar or 2086
deputy registrar is located, within five days after accepting the 2087
application or other form. 2088

The registrar shall collect from each deputy registrar 2089
through the reports filed under division (J) of section 4503.03 of 2090
the Revised Code and transmit to the secretary of state 2091
information on the number of voter registration or preregistration 2092
applications and change of residence or change of name forms 2093
completed or declined, and any additional information required by 2094
the secretary of state to comply with the National Voter 2095

Registration Act of 1993. No information relating to an 2096
applicant's decision to decline to register or preregister or to 2097
update the applicant's voter registration or preregistration at 2098
the office of the registrar or deputy registrar may be used for 2099
any purpose other than voter registration and preregistration 2100
record-keeping required by the secretary of state, and all such 2101
information shall be kept confidential. 2102

The secretary of state shall prescribe voter registration or 2103
preregistration applications and change of residence and change of 2104
name forms for use by the bureau of motor vehicles. The bureau of 2105
motor vehicles shall supply all of its deputy registrars with a 2106
sufficient number of voter registration or preregistration 2107
applications and change of residence and change of name forms. 2108

Sec. 3503.111. The board of elections of any county shall 2109
register or preregister or change the registration or 2110
preregistration of any person determined not to be a resident in 2111
that county under section 3503.02 of the Revised Code, who is a 2112
resident and a qualified elector of, or is eligible to preregister 2113
in, another county in this state, on behalf of the county of 2114
residence. 2115

The director of any board of elections registering or 2116
preregistering a person under this section shall send the 2117
completed registration or preregistration form of that person to 2118
the director of the board of elections of the county of residence, 2119
who shall enter the form in the proper registration or 2120
preregistration files and shall promptly send an acknowledgment 2121
notice as prescribed by the secretary of state to the registrant 2122
or preregistrant at the new address listed on the registration or 2123
preregistration form. 2124

Sec. 3503.12. All registrations and preregistrations shall be 2125

carefully checked, and in case any person is found to have 2126
registered or preregistered more than once, the additional 2127
registration or preregistration forms shall be canceled by the 2128
board of elections. 2129

Six weeks prior to the day of a special, primary, or general 2130
election, the board shall publish notices in one or more 2131
newspapers of general circulation advertising the places, dates, 2132
times, methods of registration, and voter qualifications for 2133
registration. 2134

The board shall ~~establish a schedule or program to~~ assure to 2135
the extent reasonably possible that, ~~on or before November 1,~~ 2136
~~1980,~~ all registration and preregistration places ~~shall be~~ are 2137
free of barriers that would impede the ingress and egress of 2138
handicapped persons. Entrances shall be level or shall be provided 2139
with a nonskid ramp of not over eight per cent gradient, and doors 2140
shall be a minimum of thirty-two inches wide. Registration and 2141
preregistration places located at polling places shall, however, 2142
comply with the requirements of section 3501.29 of the Revised 2143
Code for the elimination of barriers. 2144

As used in this section, "handicapped" means having lost the 2145
use of one or both legs, one or both arms, or any combination 2146
thereof, or being blind or so severely disabled as to be unable to 2147
move about without the aid of crutches or a wheelchair. 2148

Sec. 3503.13. (A) Except as otherwise provided by state or 2149
federal law, registration and preregistration forms submitted by 2150
applicants and the statewide voter registration database 2151
established under section 3503.15 of the Revised Code shall be 2152
open to public inspection at all times when the office of the 2153
board of elections is open for business, under such regulations as 2154
the board adopts, provided that no person shall be permitted to 2155
inspect voter registration or preregistration forms except in the 2156

presence of an employee of the board. 2157

(B) A board of elections may use a legible digitized 2158
signature list of voter signatures, copied from the signatures on 2159
the registration and preregistration forms in a form and manner 2160
prescribed by the secretary of state, provided that the board 2161
includes the required voter registration information in the 2162
statewide voter registration database established under section 2163
3503.15 of the Revised Code, and provided that the precinct 2164
election officials have computer printouts at the polls prepared 2165
in the manner required under section 3503.23 of the Revised Code. 2166

Sec. 3503.14. (A) The secretary of state shall prescribe the 2167
form and content of the registration or preregistration, change of 2168
residence, and change of name forms used in this state. ~~The~~ 2169

The forms shall meet the requirements of the National Voter 2170
Registration Act of 1993 and shall include spaces for all of the 2171
following: 2172

(1) The ~~voter's~~ applicant's name; 2173

(2) The ~~voter's~~ applicant's address; 2174

(3) The current date; 2175

(4) The ~~voter's~~ applicant's date of birth; 2176

(5) The ~~voter~~ applicant to provide one or more of the 2177
following: 2178

(a) The ~~voter's~~ applicant's driver's license number, if any; 2179

(b) The last four digits of the ~~voter's~~ applicant's social 2180
security number, if any; 2181

(c) A copy of a current and valid photo identification, a 2182
copy of a military identification, or a copy of a current utility 2183
bill, bank statement, government check, paycheck, or other 2184
government document, other than a notice of an election mailed by 2185

a board of elections under section 3501.19 of the Revised Code or 2186
a notice of voter registration mailed by a board of elections 2187
under section 3503.19 of the Revised Code, that shows the ~~voter's~~ 2188
applicant's name and address. 2189

(6) The ~~voter's~~ applicant's signature. 2190

~~The registration form shall include a space on which the 2191
person registering an applicant shall sign the person's name and 2192
provide the person's address and a space on which the person 2193
registering an applicant shall name the employer who is employing 2194
that person to register the applicant. 2195~~

(B) The form shall include the following questions and 2196
statement: 2197

(1) "Will you be at least 18 years of age on or before the 2198
day of the next general election?" and boxes for the applicant to 2199
check to indicate yes or no. 2200

(2) "Are you at least 16 years of age and do you wish to be 2201
automatically registered to vote when you will be 18 years of age 2202
on or before the day of the next general election?" and boxes for 2203
the applicant to check to indicate yes or no. 2204

(3) "If you checked 'no' in response to both of these 2205
questions, do not submit this form." 2206

(C) Except for forms prescribed by the secretary of state 2207
under section 3503.11 of the Revised Code, the secretary of state 2208
shall permit boards of elections to produce forms that have 2209
subdivided spaces for each individual alphanumeric character of 2210
the information provided by the ~~voter~~ applicant so as to 2211
accommodate the electronic reading and conversion of the ~~voter's~~ 2212
applicant's information to data and the subsequent electronic 2213
transfer of that data to the statewide voter registration database 2214
established under section 3503.15 of the Revised Code. 2215

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

~~(1) An election official;~~

~~(2) A county treasurer;~~

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

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

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

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

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

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

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

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

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

~~(C)~~(D) 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 or preregister to vote or to change the applicant's name or residence. The person registering or preregistering the applicant shall sign the form and attest that the applicant indicated that the applicant desired to register or preregister to vote or to change the applicant's name or residence.

~~(D) No registration, change of residence, or change of name~~

~~form shall be rejected solely on the basis that a person 2245~~
~~registering an applicant failed to sign the person's name or 2246~~
~~failed to name the employer who is employing that person to 2247~~
~~register the applicant as required under division (A) of this 2248~~
~~section. 2249~~

~~(E) As used in this section, "registering an applicant" 2250~~
~~includes any effort, for compensation, to provide voter 2251~~
~~registration forms or to assist persons in completing or returning 2252~~
~~those forms. 2253~~

Sec. 3503.15. (A) The secretary of state shall establish and 2254
maintain a statewide voter registration database that shall be 2255
continuously available to each board of elections and to other 2256
agencies as authorized by law. 2257

(B) The statewide voter registration database established 2258
under this section shall be the official list of registered voters 2259
and preregistered persons for all elections conducted in this 2260
state. 2261

(C) The statewide voter registration database established 2262
under this section shall, at a minimum, include all of the 2263
following: 2264

(1) An electronic network that connects all board of 2265
elections offices with the office of the secretary of state and 2266
with the offices of all other boards of elections; 2267

(2) A computer program that harmonizes the records contained 2268
in the database with records maintained by each board of 2269
elections; 2270

(3) An interactive computer program that allows access to the 2271
records contained in the database by each board of elections and 2272
by any persons authorized by the secretary of state to add, 2273
delete, modify, or print database records, and to conduct updates 2274

of the database; 2275

(4) A search program capable of verifying registered voters 2276
and preregistered persons and their registration or 2277
preregistration information by name, driver's license number, 2278
birth date, social security number, or current address; 2279

(5) A clear marking on each preregistration record indicating 2280
that the preregistered person is not yet a qualified elector; 2281

(6) Safeguards and components to ensure that the integrity, 2282
security, and confidentiality of the voter registration and 2283
preregistration information is maintained. 2284

(D) The secretary of state shall adopt rules pursuant to 2285
Chapter 119. of the Revised Code doing all of the following: 2286

(1) Specifying the manner in which existing voter 2287
registration and preregistration records maintained by boards of 2288
elections shall be converted to electronic files for inclusion in 2289
the statewide voter registration database; 2290

(2) Establishing a uniform method for entering voter 2291
registration and preregistration records into the statewide voter 2292
registration database on an expedited basis, but not less than 2293
once per day, if new registration or preregistration information 2294
is received; 2295

(3) Establishing a uniform method for purging canceled voter 2296
registration and preregistration records from the statewide voter 2297
registration database in accordance with section 3503.21 of the 2298
Revised Code; 2299

(4) Specifying the persons authorized to add, delete, modify, 2300
or print records contained in the statewide voter registration 2301
database and to make updates of that database; 2302

(5) Establishing a process for annually auditing the 2303
information contained in the statewide voter registration 2304

database. 2305

(E) A board of elections promptly shall purge a voter's or 2306
preregistered person's name and voter registration or 2307
preregistration information from the statewide voter registration 2308
database in accordance with the rules adopted by the secretary of 2309
state under division (D)(3) of this section after the cancellation 2310
of a voter's registration or a person's preregistration under 2311
section 3503.21 of the Revised Code. 2312

(F) The secretary of state shall provide training in the 2313
operation of the statewide voter registration database to each 2314
board of elections and to any persons authorized by the secretary 2315
of state to add, delete, modify, or print database records, and to 2316
conduct updates of the database. 2317

(G)(1) The statewide voter registration database established 2318
under this section shall be made available on a web site of the 2319
office of the secretary of state as follows: 2320

(a) Except as otherwise provided in division (G)(1)(b) of 2321
this section, only the following information from the statewide 2322
voter registration database regarding a registered voter or 2323
preregistered person shall be made available on the web site: 2324

(i) The voter's or person's name; 2325

(ii) The voter's or person's address; 2326

(iii) The voter's or person's precinct number; 2327

(iv) The voter's voting history. 2328

(b) During the thirty days before the day of a primary or 2329
general election, the web site interface of the statewide voter 2330
registration database shall permit a voter to search for the 2331
polling location at which that voter may cast a ballot. 2332

(2) The secretary of state shall establish, by rule adopted 2333
under Chapter 119. of the Revised Code, a process for boards of 2334

elections to notify the secretary of state of changes in the 2335
locations of precinct polling places for the purpose of updating 2336
the information made available on the secretary of state's web 2337
site under division (G)(1)(b) of this section. Those rules shall 2338
require a board of elections, during the thirty days before the 2339
day of a primary or general election, to notify the secretary of 2340
state within one business day of any change to the location of a 2341
precinct polling place within the county. 2342

(3) During the thirty days before the day of a primary or 2343
general election, not later than one business day after receiving 2344
a notification from a county pursuant to division (G)(2) of this 2345
section that the location of a precinct polling place has changed, 2346
the secretary of state shall update that information on the 2347
secretary of state's web site for the purpose of division 2348
(G)(1)(b) of this section. 2349

Sec. 3503.16. (A) Whenever a registered elector or a person 2350
who is preregistered to vote changes ~~the place of~~ residence ~~of~~ 2351
~~that registered elector~~ from one precinct to another within a 2352
county or from one county to another, or has a change of name, 2353
that registered elector or preregistered person shall report the 2354
change by delivering a change of residence or change of name form, 2355
whichever is appropriate, as prescribed by the secretary of state 2356
under section 3503.14 of the Revised Code to the state or local 2357
office of a designated agency, a public high school or vocational 2358
school, a public library, the office of the county treasurer, the 2359
office of the secretary of state, any office of the registrar or 2360
deputy registrar of motor vehicles, or any office of a board of 2361
elections in person or by a third person. Any voter registration 2362
or preregistration, change of address, or change of name 2363
application, returned by mail, may be sent only to the secretary 2364
of state or the board of elections. 2365

A registered elector or a person who is preregistered to vote 2366
also may update the person's registration ~~of that registered~~ 2367
~~elector or preregistration~~ by filing a change of residence or 2368
change of name form on the day of a special, primary, or general 2369
election at the polling place in the precinct in which that 2370
registered elector or preregistered person resides or at the board 2371
of elections or at another site designated by the board. 2372

(B)(1)(a) Any registered elector who moves within a precinct 2373
on or prior to the day of a general, primary, or special election 2374
and has not filed a notice of change of residence with the board 2375
of elections may vote in that election by going to that registered 2376
elector's assigned polling place, completing and signing a notice 2377
of change of residence, showing identification in the form of a 2378
current and valid photo identification, a military identification, 2379
or a copy of a current utility bill, bank statement, government 2380
check, paycheck, or other government document, other than a notice 2381
of an election mailed by a board of elections under section 2382
3501.19 of the Revised Code or a notice of voter registration 2383
mailed by a board of elections under section 3503.19 of the 2384
Revised Code, that shows the name and current address of the 2385
elector, and casting a ballot. If the elector provides either a 2386
driver's license or a state identification card issued under 2387
section 4507.50 of the Revised Code that does not contain the 2388
elector's current residence address, the elector shall provide the 2389
last four digits of the elector's driver's license number or state 2390
identification card number, and the precinct election official 2391
shall mark the poll list or signature pollbook to indicate that 2392
the elector has provided a driver's license or state 2393
identification card number with a former address and record the 2394
last four digits of the elector's driver's license number or state 2395
identification card number. 2396

(b) Any registered elector who changes the name of that 2397

registered elector and remains within a precinct on or prior to 2398
the day of a general, primary, or special election and has not 2399
filed a notice of change of name with the board of elections may 2400
vote in that election by going to that registered elector's 2401
assigned polling place, completing and signing a notice of a 2402
change of name, and casting a provisional ballot under section 2403
3505.181 of the Revised Code. 2404

(2) Any registered elector who moves from one precinct to 2405
another within a county or moves from one precinct to another and 2406
changes the name of that registered elector on or prior to the day 2407
of a general, primary, or special election and has not filed a 2408
notice of change of residence or change of name, whichever is 2409
appropriate, with the board of elections may vote in that election 2410
if that registered elector complies with division (G) of this 2411
section or does all of the following: 2412

(a) Appears at anytime during regular business hours on or 2413
after the twenty-eighth day prior to the election in which that 2414
registered elector wishes to vote or, if the election is held on 2415
the day of a presidential primary election, the twenty-fifth day 2416
prior to the election, through noon of the Saturday prior to the 2417
election at the office of the board of elections, appears at any 2418
time during regular business hours on the Monday prior to the 2419
election at the office of the board of elections, or appears on 2420
the day of the election at either of the following locations: 2421

(i) The polling place in the precinct in which that 2422
registered elector resides; 2423

(ii) The office of the board of elections or, if pursuant to 2424
division (C) of section 3501.10 of the Revised Code the board has 2425
designated another location in the county at which registered 2426
electors may vote, at that other location instead of the office of 2427
the board of elections. 2428

(b) Completes and signs, under penalty of election 2429
falsification, a notice of change of residence or change of name, 2430
whichever is appropriate, and files it with election officials at 2431
the polling place, at the office of the board of elections, or, if 2432
pursuant to division (C) of section 3501.10 of the Revised Code 2433
the board has designated another location in the county at which 2434
registered electors may vote, at that other location instead of 2435
the office of the board of elections, whichever is appropriate; 2436

(c) Votes a provisional ballot under section 3505.181 of the 2437
Revised Code at the polling place, at the office of the board of 2438
elections, or, if pursuant to division (C) of section 3501.10 of 2439
the Revised Code the board has designated another location in the 2440
county at which registered electors may vote, at that other 2441
location instead of the office of the board of elections, 2442
whichever is appropriate, using the address to which that 2443
registered elector has moved or the name of that registered 2444
elector as changed, whichever is appropriate; 2445

(d) Completes and signs, under penalty of election 2446
falsification, a statement attesting that that registered elector 2447
moved or had a change of name, whichever is appropriate, on or 2448
prior to the day of the election, has voted a provisional ballot 2449
at the polling place in the precinct in which that registered 2450
elector resides, at the office of the board of elections, or, if 2451
pursuant to division (C) of section 3501.10 of the Revised Code 2452
the board has designated another location in the county at which 2453
registered electors may vote, at that other location instead of 2454
the office of the board of elections, whichever is appropriate, 2455
and will not vote or attempt to vote at any other location for 2456
that particular election. The statement required under division 2457
(B)(2)(d) of this section shall be included on the notice of 2458
change of residence or change of name, whichever is appropriate, 2459
required under division (B)(2)(b) of this section. 2460

(C) Any registered elector who moves from one county to 2461
another county within the state on or prior to the day of a 2462
general, primary, or special election and has not registered to 2463
vote in the county to which that registered elector moved may vote 2464
in that election if that registered elector complies with division 2465
(G) of this section or does all of the following: 2466

(1) Appears at any time during regular business hours on or 2467
after the twenty-eighth day prior to the election in which that 2468
registered elector wishes to vote or, if the election is held on 2469
the day of a presidential primary election, the twenty-fifth day 2470
prior to the election, through noon of the Saturday prior to the 2471
election at the office of the board of elections or, if pursuant 2472
to division (C) of section 3501.10 of the Revised Code the board 2473
has designated another location in the county at which registered 2474
electors may vote, at that other location instead of the office of 2475
the board of elections, appears during regular business hours on 2476
the Monday prior to the election at the office of the board of 2477
elections or, if pursuant to division (C) of section 3501.10 of 2478
the Revised Code the board has designated another location in the 2479
county at which registered electors may vote, at that other 2480
location instead of the office of the board of elections, or 2481
appears on the day of the election at the office of the board of 2482
elections or, if pursuant to division (C) of section 3501.10 of 2483
the Revised Code the board has designated another location in the 2484
county at which registered electors may vote, at that other 2485
location instead of the office of the board of elections; 2486

(2) Completes and signs, under penalty of election 2487
falsification, a notice of change of residence and files it with 2488
election officials at the board of elections or, if pursuant to 2489
division (C) of section 3501.10 of the Revised Code the board has 2490
designated another location in the county at which registered 2491
electors may vote, at that other location instead of the office of 2492

the board of elections; 2493

(3) Votes a provisional ballot under section 3505.181 of the 2494
Revised Code at the office of the board of elections or, if 2495
pursuant to division (C) of section 3501.10 of the Revised Code 2496
the board has designated another location in the county at which 2497
registered electors may vote, at that other location instead of 2498
the office of the board of elections, using the address to which 2499
that registered elector has moved; 2500

(4) Completes and signs, under penalty of election 2501
falsification, a statement attesting that that registered elector 2502
has moved from one county to another county within the state on or 2503
prior to the day of the election, has voted at the office of the 2504
board of elections or, if pursuant to division (C) of section 2505
3501.10 of the Revised Code the board has designated another 2506
location in the county at which registered electors may vote, at 2507
that other location instead of the office of the board of 2508
elections, and will not vote or attempt to vote at any other 2509
location for that particular election. The statement required 2510
under division (C)(4) of this section shall be included on the 2511
notice of change of residence required under division (C)(2) of 2512
this section. 2513

(D) A person who votes by absent voter's ballots pursuant to 2514
division (G) of this section shall not make written application 2515
for the ballots pursuant to Chapter 3509. of the Revised Code. 2516
Ballots cast pursuant to division (G) of this section shall be set 2517
aside in a special envelope and counted during the official 2518
canvass of votes in the manner provided for in sections 3505.32 2519
and 3509.06 of the Revised Code insofar as that manner is 2520
applicable. The board shall examine the pollbooks to verify that 2521
no ballot was cast at the polls or by absent voter's ballots under 2522
Chapter 3509. or 3511. of the Revised Code by an elector who has 2523
voted by absent voter's ballots pursuant to division (G) of this 2524

section. Any ballot determined to be insufficient for any of the 2525
reasons stated above or stated in section 3509.07 of the Revised 2526
Code shall not be counted. 2527

Subject to division (C) of section 3501.10 of the Revised 2528
Code, a board of elections may lease or otherwise acquire a site 2529
different from the office of the board at which registered 2530
electors may vote pursuant to division (B) or (C) of this section. 2531

(E) Upon receiving a change of residence or change of name 2532
form, the board of elections shall immediately send the registrant 2533
an acknowledgment notice. If the change of residence or change of 2534
name form is valid, the board shall update the voter's 2535
registration as appropriate. If that form is incomplete, the board 2536
shall inform the registrant in the acknowledgment notice specified 2537
in this division of the information necessary to complete or 2538
update that registrant's registration. 2539

(F) Change of residence and change of name forms shall be 2540
available at each polling place, and when these forms are 2541
completed, noting changes of residence or name, as appropriate, 2542
they shall be filed with election officials at the polling place. 2543
Election officials shall return completed forms, together with the 2544
pollbooks and tally sheets, to the board of elections. 2545

The board of elections shall provide change of residence and 2546
change of name forms to the probate court and court of common 2547
pleas. The court shall provide the forms to any person eighteen 2548
years of age or older who has a change of name by order of the 2549
court or who applies for a marriage license. The court shall 2550
forward all completed forms to the board of elections within five 2551
days after receiving them. 2552

(G) A registered elector who otherwise would qualify to vote 2553
under division (B) or (C) of this section but is unable to appear 2554
at the office of the board of elections or, if pursuant to 2555

division (C) of section 3501.10 of the Revised Code the board has 2556
designated another location in the county at which registered 2557
electors may vote, at that other location, on account of personal 2558
illness, physical disability, or infirmity, may vote on the day of 2559
the election if that registered elector does all of the following: 2560

(1) Makes a written application that includes all of the 2561
information required under section 3509.03 of the Revised Code to 2562
the appropriate board for an absent voter's ballot on or after the 2563
twenty-seventh day prior to the election in which the registered 2564
elector wishes to vote through noon of the Saturday prior to that 2565
election and requests that the absent voter's ballot be sent to 2566
the address to which the registered elector has moved if the 2567
registered elector has moved, or to the address of that registered 2568
elector who has not moved but has had a change of name; 2569

(2) Declares that the registered elector has moved or had a 2570
change of name, whichever is appropriate, and otherwise is 2571
qualified to vote under the circumstances described in division 2572
(B) or (C) of this section, whichever is appropriate, but that the 2573
registered elector is unable to appear at the board of elections 2574
because of personal illness, physical disability, or infirmity; 2575

(3) Completes and returns along with the completed absent 2576
voter's ballot a notice of change of residence indicating the 2577
address to which the registered elector has moved, or a notice of 2578
change of name, whichever is appropriate; 2579

(4) Completes and signs, under penalty of election 2580
falsification, a statement attesting that the registered elector 2581
has moved or had a change of name on or prior to the day before 2582
the election, has voted by absent voter's ballot because of 2583
personal illness, physical disability, or infirmity that prevented 2584
the registered elector from appearing at the board of elections, 2585
and will not vote or attempt to vote at any other location or by 2586
absent voter's ballot mailed to any other location or address for 2587

that particular election. 2588

Sec. 3503.17. When a new precinct has been created, or the 2589
boundaries thereof have been changed, the election authorities 2590
shall correct and transfer the registration and preregistration 2591
forms of registered electors and preregistered persons whose 2592
voting precincts have thus been changed and shall notify such 2593
registrants and preregistrants by mail. ~~The No~~ registration ~~of an~~ 2594
~~elector or preregistration~~ shall ~~not~~ be invalidated by such 2595
alteration or transfer nor shall the right of any registered 2596
elector to vote be prejudiced by any error in making out the 2597
certified list of registered voters. 2598

Sec. 3503.18. At least once each month, each probate judge in 2599
this state shall file with the board of elections the names and 2600
residence addresses of all persons over eighteen years of age who 2601
have been adjudicated incompetent for the purpose of voting, as 2602
provided in section 5122.301 of the Revised Code. At least once 2603
each month the clerk of the court of common pleas shall file with 2604
the board the names and residence addresses of all persons who 2605
have been convicted during the previous month of crimes that would 2606
disfranchise such persons under existing laws of the state. 2607
Reports of conviction of crimes under the laws of the United 2608
States that would disfranchise an elector and that are provided to 2609
the secretary of state by any United States attorney shall be 2610
forwarded by the secretary of state to the appropriate board of 2611
elections. 2612

Upon receiving a report required by this section, the board 2613
of elections shall promptly cancel the registration or 2614
preregistration of each ~~elector~~ person named in the report. If the 2615
report contains a residence address ~~of an elector~~ in a county 2616
other than the county in which the board of elections is located, 2617
the director shall promptly send a copy of the report to the 2618

appropriate board of elections, which shall cancel the 2619
registration or preregistration. 2620

Sec. 3503.19. (A) Persons qualified to register or 2621
preregister or to change their registration or preregistration 2622
because of a change of address or change of name may register or 2623
preregister or change their registration or preregistration in 2624
person at any state or local office of a designated agency, at the 2625
office of the registrar or any deputy registrar of motor vehicles, 2626
at a public high school or vocational school, at a public library, 2627
at the office of a county treasurer, or at a branch office 2628
established by the board of elections, or in person, through 2629
another person, or by mail at the office of the secretary of state 2630
or at the office of a board of elections. A registered elector may 2631
also change the elector's registration on election day at any 2632
polling place where the elector is eligible to vote, in the manner 2633
provided under section 3503.16 of the Revised Code. 2634

Any state or local office of a designated agency, the office 2635
of the registrar or any deputy registrar of motor vehicles, a 2636
public high school or vocational school, a public library, or the 2637
office of a county treasurer shall transmit any voter registration 2638
or preregistration application or change of registration or 2639
preregistration form that it receives to the board of elections of 2640
the county in which the state or local office is located, within 2641
five days after receiving the voter registration or 2642
preregistration application or change of registration or 2643
preregistration form. 2644

An otherwise valid voter registration application that is 2645
returned to the appropriate office other than by mail must be 2646
received by a state or local office of a designated agency, the 2647
office of the registrar or any deputy registrar of motor vehicles, 2648
a public high school or vocational school, a public library, the 2649

office of a county treasurer, the office of the secretary of 2650
state, or the office of a board of elections no later than the 2651
thirtieth day preceding a primary, special, or general election 2652
for the person to qualify as an elector eligible to vote at that 2653
election. An otherwise valid registration application received 2654
after that day entitles the elector to vote at all subsequent 2655
elections. 2656

Any state or local office of a designated agency, the office 2657
of the registrar or any deputy registrar of motor vehicles, a 2658
public high school or vocational school, a public library, or the 2659
office of a county treasurer shall date stamp a registration or 2660
preregistration application or change of name or change of address 2661
form it receives using a date stamp that does not disclose the 2662
identity of the state or local office that receives the 2663
registration or preregistration. 2664

Voter registration applications, if otherwise valid, that are 2665
returned by mail to the office of the secretary of state or to the 2666
office of a board of elections must be postmarked no later than 2667
the thirtieth day preceding a primary, special, or general 2668
election in order for the person to qualify as an elector eligible 2669
to vote at that election. If an otherwise valid voter registration 2670
application that is returned by mail does not bear a postmark or a 2671
legible postmark, the registration shall be valid for that 2672
election if received by the office of the secretary of state or 2673
the office of a board of elections no later than twenty-five days 2674
preceding any special, primary, or general election. 2675

(B)(1) Any person may apply in person, by telephone, by mail, 2676
or through another person for voter registration or 2677
preregistration forms to the office of the secretary of state or 2678
the office of a board of elections. An individual who is eligible 2679
to vote as a uniformed services voter or an overseas voter in 2680
accordance with 42 U.S.C. 1973ff-6 or who is eligible to 2681

preregister to vote and who, but for the person's age, would be 2682
eligible to vote as a uniformed services or overseas absent voter 2683
also may apply for voter registration or preregistration forms by 2684
electronic means to the office of the secretary of state or to the 2685
board of elections of the county in which the person's voting 2686
residence is located pursuant to section 3503.191 of the Revised 2687
Code. 2688

(2)(a) An applicant may return the applicant's completed 2689
registration or preregistration form in person or by mail to any 2690
state or local office of a designated agency, to a public high 2691
school or vocational school, to a public library, to the office of 2692
a county treasurer, to the office of the secretary of state, or to 2693
the office of a board of elections. An applicant who is eligible 2694
to vote as a uniformed services voter or an overseas voter in 2695
accordance with 42 U.S.C. 1973ff-6 or who is eligible to 2696
preregister to vote and who, but for the person's age, would be 2697
eligible to vote as a uniformed services or overseas absent voter 2698
also may return the applicant's completed voter registration or 2699
preregistration form electronically to the office of the secretary 2700
of state or to the board of elections of the county in which the 2701
person's voting residence is located pursuant to section 3503.191 2702
of the Revised Code. 2703

(b) Subject to division (B)(2)(c) of this section, an 2704
applicant may return the applicant's completed registration or 2705
preregistration form through another person to any board of 2706
elections or the office of the secretary of state. 2707

~~(c) A person who receives compensation for registering a~~ 2708
~~voter shall return any registration form entrusted to that person~~ 2709
~~by an applicant to any board of elections or to the office of the~~ 2710
~~secretary of state.~~ 2711

~~(d)~~ If a board of elections or the office of the secretary of 2712
state receives a registration form under division (B)(2)(b) ~~or (c)~~ 2713

of this section before the thirtieth day before an election, the 2714
board or the office of the secretary of state, as applicable, 2715
shall forward the registration to the board of elections of the 2716
county in which the applicant is seeking to register to vote 2717
within ten days after receiving the application. If a board of 2718
elections or the office of the secretary of state receives a 2719
registration form under division (B)(2)(b) ~~or (c)~~ of this section 2720
on or after the thirtieth day before an election, the board or the 2721
office of the secretary of state, as applicable, shall forward the 2722
registration to the board of elections of the county in which the 2723
applicant is seeking to register to vote within thirty days after 2724
that election. 2725

(C)(1) A board of elections that receives a voter 2726
registration application and is satisfied as to the truth of the 2727
statements made in the registration form shall register the 2728
applicant not later than twenty business days after receiving the 2729
application, unless that application is received during the thirty 2730
days immediately preceding the day of an election. The board shall 2731
promptly notify the applicant in writing of each of the following: 2732

(a) The applicant's registration; 2733

(b) The precinct in which the applicant is to vote; 2734

(c) In bold type as follows: 2735

"Voters must bring identification to the polls in order to 2736
verify identity. Identification may include a current and valid 2737
photo identification, a military identification, or a copy of a 2738
current utility bill, bank statement, government check, paycheck, 2739
or other government document, other than this notification or a 2740
notification of an election mailed by a board of elections, that 2741
shows the voter's name and current address. Voters who do not 2742
provide one of these documents will still be able to vote by 2743
casting a provisional ballot. Voters who do not have any of the 2744

above forms of identification, including a social security number, 2745
will still be able to vote by signing an affirmation swearing to 2746
the voter's identity under penalty of election falsification and 2747
by casting a provisional ballot." 2748

The notification shall be by nonforwardable mail. If the mail 2749
is returned to the board, it shall investigate and cause the 2750
notification to be delivered to the correct address. 2751

(2) If, after investigating as required under division (C)(1) 2752
of this section, the board is unable to verify the voter's correct 2753
address, it shall cause the voter's name in the official 2754
registration list and in the poll list or signature pollbook to be 2755
marked to indicate that the voter's notification was returned to 2756
the board. 2757

At the first election at which a voter whose name has been so 2758
marked appears to vote, the voter shall be required to provide 2759
identification to the election officials and to vote by 2760
provisional ballot under section 3505.181 of the Revised Code. If 2761
the provisional ballot is counted pursuant to division (B)(3) of 2762
section 3505.183 of the Revised Code, the board shall correct that 2763
voter's registration, if needed, and shall remove the indication 2764
that the voter's notification was returned from that voter's name 2765
on the official registration list and on the poll list or 2766
signature pollbook. If the provisional ballot is not counted 2767
pursuant to division (B)(4)(a)(i), (v), or (vi) of section 2768
3505.183 of the Revised Code, the voter's registration shall be 2769
canceled. The board shall notify the voter by United States mail 2770
of the cancellation. 2771

(3) If a notice of the disposition of an otherwise valid 2772
registration application is sent by nonforwardable mail and is 2773
returned undelivered, the person shall be registered as provided 2774
in division (C)(2) of this section and sent a confirmation notice 2775
by forwardable mail. If the person fails to respond to the 2776

confirmation notice, update the person's registration, or vote by 2777
provisional ballot as provided in division (C)(2) of this section 2778
in any election during the period of two federal elections 2779
subsequent to the mailing of the confirmation notice, the person's 2780
registration shall be canceled. 2781

Sec. 3503.191. (A) The secretary of state shall establish 2782
procedures that allow any person who is eligible to vote as a 2783
uniformed services voter or an overseas voter in accordance with 2784
Chapter 3511. of the Revised Code or who is eligible to 2785
preregister to vote and who, but for the person's age, would be 2786
eligible to vote as a uniformed services or overseas absent voter 2787
to request voter registration or preregistration forms 2788
electronically from the office of the secretary of state or the 2789
board of elections of the county in which the person's voting 2790
residence is located. 2791

(B) The procedures shall allow such a person to express a 2792
preference for the manner in which the person will receive the 2793
requested voter registration or preregistration forms, whether by 2794
mail, electronically, or in person. The registration and 2795
preregistration forms shall be transmitted by the preferred 2796
method. If the requestor does not express a preferred method, the 2797
registration and preregistration forms shall be delivered via 2798
standard mail. 2799

(C) The secretary of state shall, by rule, establish and 2800
maintain reasonable procedures necessary to protect the security, 2801
confidentiality, and integrity of personal information that is 2802
confidential under state or federal law that is collected, stored, 2803
or otherwise used in the electronic voter registration and 2804
preregistration form request process established under this 2805
section. To the extent practicable, the procedures shall protect 2806
the security and integrity of the electronic voter registration 2807

and preregistration form request process and protect the privacy 2808
of the identity and personal data of the person when such forms 2809
are requested, processed, and sent. 2810

(D) In establishing procedures under this section, the 2811
secretary of state shall designate at least one means of 2812
electronic communication for use by such persons to request voter 2813
registration and preregistration forms, for use by the state to 2814
send voter registration and preregistration forms to those who 2815
have requested electronic delivery, and for providing public 2816
election and voting information. Such designated means of 2817
electronic communication shall be identified on all information 2818
and instructional materials that accompany balloting materials. 2819

Sec. 3503.192. Each board of elections shall keep a record of 2820
each completed application to preregister to vote or to change a 2821
name or address in a person's preregistration record that it 2822
receives. 2823

Not less than forty-five days before the date of the first 2824
election in which a preregistered person will be eligible to vote, 2825
the board of elections shall register the person and shall send 2826
the person a notification of registration in accordance with 2827
division (C) of section 3503.19 of the Revised Code. The person's 2828
preregistration form shall be considered to be the person's 2829
registration form. 2830

Sec. 3503.21. (A) The registration of a registered elector or 2831
the preregistration of a preregistered person shall be canceled 2832
upon the occurrence of any of the following: 2833

(1) The filing by a registered elector or a preregistered 2834
person of a written request with a board of elections, on a form 2835
prescribed by the secretary of state and signed by the elector or 2836
the preregistered person, that the registration or preregistration 2837

be canceled. The filing of such a request does not prohibit an
otherwise qualified elector from reregistering to vote, or a
person who is otherwise qualified to preregister to vote from
preregistering to vote, at any time.

(2) The conviction of the registered elector or a
preregistered person of a felony under the laws of this state, any
other state, or the United States as provided in section 2961.01
of the Revised Code;

(3) The adjudication of incompetency of the registered
elector for the purpose of voting as provided in section 5122.301
of the Revised Code;

~~(5)~~(4) The change of residence of the registered elector to a
location outside the county of registration in accordance with
division (B) of this section;

~~(6)~~(5) The failure of the registered elector, after having
been mailed a confirmation notice, to do either of the following:

(a) Respond to such a notice and vote at least once during a
period of four consecutive years, which period shall include two
general federal elections;

(b) Update the elector's registration and vote at least once
during a period of four consecutive years, which period shall
include two general federal elections.

(B)(1) The secretary of state shall prescribe procedures to
identify and cancel the registration in a prior county of
residence of any registrant who changes the registrant's voting
residence to a location outside the registrant's current county of
registration. Any procedures prescribed in this division shall be
uniform and nondiscriminatory, and shall comply with the Voting
Rights Act of 1965. The secretary of state may prescribe
procedures under this division that include the use of the
national change of address service provided by the United States

postal system through its licensees. Any program so prescribed 2869
shall be completed not later than ninety days prior to the date of 2870
any primary or general election for federal office. 2871

(2) The registration of any elector identified as having 2872
changed the elector's voting residence to a location outside the 2873
elector's current county of registration shall not be canceled 2874
unless the registrant is sent a confirmation notice on a form 2875
prescribed by the secretary of state and the registrant fails to 2876
respond to the confirmation notice or otherwise update the 2877
registration and fails to vote in any election during the period 2878
of two federal elections subsequent to the mailing of the 2879
confirmation notice. 2880

(C) The registration of a registered elector or the 2881
preregistration of a preregistered person shall not be canceled 2882
except as provided in this section, division (Q) of section 2883
3501.05 of the Revised Code, division (C)(2) of section 3503.19 of 2884
the Revised Code, or division (C) of section 3503.24 of the 2885
Revised Code. 2886

(D) Boards of elections shall send their voter registration 2887
information to the secretary of state as required under section 2888
3503.15 of the Revised Code. In the first quarter of each 2889
odd-numbered year, the secretary of state shall send the 2890
information to the national change of address service described in 2891
division (B) of this section and request that service to provide 2892
the secretary of state with a list of any voters sent by the 2893
secretary of state who have moved within the last thirty-six 2894
months. The secretary of state shall transmit to each appropriate 2895
board of elections whatever lists the secretary of state receives 2896
from that service. The board shall send a notice to each person on 2897
the list transmitted by the secretary of state requesting 2898
confirmation of the person's change of address, together with a 2899
postage prepaid, preaddressed return envelope containing a form on 2900

which the voter may verify or correct the change of address 2901
information. 2902

(E) The registration of a registered elector described in 2903
division (A)(6) or (B)(2) of this section shall be canceled not 2904
later than one hundred twenty days after the date of the second 2905
general federal election in which the elector fails to vote or not 2906
later than one hundred twenty days after the expiration of the 2907
four-year period in which the elector fails to vote or respond to 2908
a confirmation notice, whichever is later. 2909

Sec. 3503.24. (A) Application for the correction of any 2910
precinct registration list or preregistration record or a 2911
challenge of the right to vote of any registered elector or the 2912
right to preregister of any preregistered person may be made by 2913
any qualified elector of the county at the office of the board of 2914
elections not later than twenty days prior to the election. The 2915
applications or challenges, with the reasons for the application 2916
or challenge, shall be filed with the board on a form prescribed 2917
by the secretary of state and shall be signed under penalty of 2918
election falsification. 2919

(B) On receiving an application or challenge filed under this 2920
section, the board of elections promptly shall review the board's 2921
records. If the board is able to determine that an application or 2922
challenge should be granted or denied solely on the basis of the 2923
records maintained by the board, the board immediately shall vote 2924
to grant or deny that application or challenge. 2925

If the board is not able to determine whether an application 2926
or challenge should be granted or denied solely on the basis of 2927
the records maintained by the board, the director shall promptly 2928
set a time and date for a hearing before the board. Except as 2929
otherwise provided in division (D) of this section, the hearing 2930
shall be held, and the application or challenge shall be decided, 2931

no later than ten days after the board receives the application or 2932
challenge. The director shall send written notice to any elector 2933
whose right to vote is challenged, to any preregistered person 2934
whose right to preregister is challenged, and to any person whose 2935
name is alleged to have been omitted from a registration list or a 2936
preregistration record. The notice shall inform the person of the 2937
time and date of the hearing, and of the person's right to appear 2938
and testify, call witnesses, and be represented by counsel. The 2939
notice shall be sent by first class mail no later than three days 2940
before the day of any scheduled hearing. The director shall also 2941
provide the person who filed the application or challenge with 2942
such written notice of the date and time of the hearing. 2943

At the request of either party or any member of the board, 2944
the board shall issue subpoenas to witnesses to appear and testify 2945
before the board at a hearing held under this section. All 2946
witnesses shall testify under oath. The board shall reach a 2947
decision on all applications and challenges immediately after 2948
hearing. 2949

(C) If the board decides that any such person is not entitled 2950
to have the person's name on the registration list or the 2951
preregistration record, the person's name shall be removed from 2952
the list or the record and the person's registration or 2953
preregistration forms canceled. If the board decides that the name 2954
of any such person should appear on the registration list or the 2955
preregistration record, it shall be added to the list or the 2956
record, and the person's registration or preregistration forms 2957
placed in the proper registration or preregistration files. All 2958
such corrections and additions to the registration list shall be 2959
made on a copy of the precinct lists, which shall constitute the 2960
poll lists, to be furnished to the respective precincts with other 2961
election supplies on the day preceding the election, to be used by 2962
the election officials in receiving the signatures of voters and 2963

in checking against the registration forms. 2964

(D)(1) If an application or challenge for which a hearing is 2965
required to be conducted under division (B) of this section is 2966
filed after the thirtieth day before the day of an election, the 2967
board of elections, in its discretion, may postpone that hearing 2968
and any notifications of that hearing until after the day of the 2969
election. Any hearing postponed under this division shall be 2970
conducted not later than ten days after the day of the election. 2971

(2) The board of elections shall cause the name of any 2972
registered elector whose registration is challenged and whose 2973
challenge hearing is postponed under division (D)(1) of this 2974
section to be marked in the official registration list and in the 2975
poll list or signature pollbook for that elector's precinct to 2976
indicate that the elector's registration is subject to challenge. 2977

(3) Any elector who is the subject of an application or 2978
challenge hearing that is postponed under division (D)(1) of this 2979
section shall be permitted to vote a provisional ballot under 2980
section 3505.181 of the Revised Code. The validity of a 2981
provisional ballot cast pursuant to this section shall be 2982
determined in accordance with section 3505.183 of the Revised 2983
Code, except that no such provisional ballot shall be counted 2984
unless the hearing conducted under division (B) of this section 2985
after the day of the election results in the elector's inclusion 2986
in the official registration list. 2987

Sec. 3503.25. The board of elections may conduct 2988
investigations, summon witnesses, and take testimony under oath 2989
regarding the registration or preregistration of any voter or as 2990
to the accuracy of the registration and preregistration lists in 2991
any precinct. 2992

Sec. 3503.26. (A) All registration and preregistration forms 2993

and lists, when not in official use by the registrars or judges of elections, shall be in the possession of the board of elections. Names and addresses of electors and preregistered persons may be copied from the registration and preregistration lists only in the office of the board when it is open for business; but no such copying shall be permitted during the period of time commencing twenty-one days before an election and ending on the eleventh day after an election if such copying will, in the opinion of the board, interfere with the necessary work of the board. The board shall keep in convenient form and available for public inspection a correct set of the registration and preregistration lists of all precincts in the county.

(B) Notwithstanding division (A) of this section the board of elections shall maintain and make available for public inspection and copying at a reasonable cost all records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of voter registration and preregistration lists, including the names and addresses of all registered electors sent confirmation notices and whether or not the elector responded to the confirmation notice. The board shall maintain all records described in this division for a period of two years.

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

(1) The applicable deadlines for registering to vote or for returning an applicant's completed registration form;

(2) The applicable deadline for returning an applicant's completed registration or preregistration form if the person returning the form is being compensated for registering or

preregistering voters; 3025

(3) The locations to which a person may return an applicant's 3026
completed registration or preregistration form; 3027

(4) The location to which a person who is compensated for 3028
registering or preregistering voters may return an applicant's 3029
completed registration or preregistration form; 3030

~~(5) The registration and affirmation requirements applicable 3031
to persons who are compensated for registering voters under 3032
section 3503.29 of the Revised Code; 3033~~

~~(6)~~ A notice, which shall be written in bold type, stating as 3034
follows: 3035

"Voters must bring identification to the polls in order to 3036
verify identity. Identification may include a current and valid 3037
photo identification, a military identification, or a copy of a 3038
current utility bill, bank statement, government check, paycheck, 3039
or other government document, other than a notice of an election 3040
or a voter registration notification sent by a board of elections, 3041
that shows the voter's name and current address. Voters who do not 3042
provide one of these documents will still be able to vote by 3043
casting a provisional ballot. Voters who do not have any of the 3044
above forms of identification, including a social security number, 3045
will still be able to vote by signing an affirmation swearing to 3046
the voter's identity under penalty of election falsification and 3047
by casting a provisional ballot." 3048

(B) Except as otherwise provided in division (D) of this 3049
section, a board of elections, designated agency, public high 3050
school, public vocational school, public library, office of a 3051
county treasurer, or deputy registrar of motor vehicles shall 3052
distribute a copy of the brochure developed under division (A) of 3053
this section to any person who requests more than two voter 3054
registration or preregistration forms at one time. 3055

(C)(1) The secretary of state shall provide the information 3056
required to be included in the brochure developed under division 3057
(A) of this section to any person who prints a voter registration 3058
or preregistration form that is made available on a web site of 3059
the office of the secretary of state. 3060

(2) If a board of elections operates and maintains a web 3061
site, the board shall provide the information required to be 3062
included in the brochure developed under division (A) of this 3063
section to any person who prints a voter registration or 3064
preregistration form that is made available on that web site. 3065

(D) A board of elections shall not be required to distribute 3066
a copy of a brochure under division (B) of this section to any of 3067
the following officials or employees who are requesting more than 3068
two voter registration or preregistration forms at one time in the 3069
course of the official's or employee's normal duties: 3070

- (1) An election official; 3071
- (2) A county treasurer; 3072
- (3) A deputy registrar of motor vehicles; 3073
- (4) An employee of a designated agency; 3074
- (5) An employee of a public high school; 3075
- (6) An employee of a public vocational school; 3076
- (7) An employee of a public library; 3077
- (8) An employee of the office of a county treasurer; 3078
- (9) An employee of the bureau of motor vehicles; 3079
- (10) An employee of a deputy registrar of motor vehicles; 3080
- (11) An employee of an election official. 3081

(E) As used in this section, "registering or preregistering 3082
voters" includes any effort, for compensation, to provide voter 3083
registration or preregistration forms or to assist persons in 3084

completing or returning those forms. 3085

Sec. 3503.30. When by mistake a qualified elector or a person 3086
qualified to preregister has caused ~~himself~~ the person to be 3087
registered or preregistered in a precinct which was not ~~his~~ the 3088
elector's or the qualified person's place of residence, the board 3089
of elections, on full and satisfactory proof that such error was 3090
committed by mistake, may, on ~~his~~ the elector's or the qualified 3091
person's personal application and proof of ~~his~~ the elector's or 3092
the qualified person's true residence, correct ~~his~~ the elector's 3093
or the qualified person's registration or preregistration form. 3094
The board may correct all errors occurring in the registration ~~of~~ 3095
~~electors~~ or preregistration when it finds that the errors subject 3096
to correction were not of fraudulent intent. 3097

Sec. 3503.33. If an elector applying for registration or an 3098
applicant to preregister is already registered or preregistered in 3099
another state or in another county within this state, the elector 3100
or applicant shall declare this fact to the registration officer 3101
and shall sign an authorization to cancel the previous 3102
registration or preregistration on a form prescribed by the 3103
secretary of state. 3104

The director of the board of elections shall mail all such 3105
authorizations to the board of elections or comparable agency of 3106
the proper state and county. Upon the receipt of this 3107
authorization from the forwarding county, the director of a board 3108
of elections in Ohio, upon a comparison of the elector's or the 3109
applicant's signature with the elector's or the applicant's 3110
signature as it appears on the registration or preregistration 3111
files, shall remove the elector's registration or the applicant's 3112
preregistration from the files, and place it with the cancellation 3113
authorization in a separate file which shall be kept for a period 3114
of two calendar years. The board shall notify the elector or 3115

applicant at the present address as shown on the cancellation 3116
authorization that ~~his~~ the elector's registration or the 3117
applicant's preregistration has been canceled. 3118

Sec. 3505.20. Any person offering to vote may be challenged 3119
at the polling place by any judge of elections. If the board of 3120
elections has ruled on the question presented by a challenge prior 3121
to election day, its finding and decision shall be final, and the 3122
presiding judge shall be notified in writing. If the board has not 3123
ruled, the question shall be determined as set forth in this 3124
section. If any person is so challenged as unqualified to vote, 3125
the presiding judge shall tender the person the following oath: 3126
"You do swear or affirm under penalty of election falsification 3127
that you will fully and truly answer all of the following 3128
questions put to you concerning your qualifications as an elector 3129
at this election." 3130

(A) If the person is challenged as unqualified on the ground 3131
that the person is not a citizen, the judges shall put the 3132
following questions: 3133

(1) Are you a citizen of the United States? 3134

(2) Are you a native or naturalized citizen? 3135

(3) Where were you born? 3136

(4) What official documentation do you possess to prove your 3137
citizenship? Please provide that documentation. 3138

If the person offering to vote claims to be a naturalized 3139
citizen of the United States, the person shall, before the vote is 3140
received, produce for inspection of the judges a certificate of 3141
naturalization and declare under oath that the person is the 3142
identical person named in the certificate. If the person states 3143
under oath that, by reason of the naturalization of the person's 3144
parents or one of them, the person has become a citizen of the 3145

United States, and when or where the person's parents were 3146
naturalized, the certificate of naturalization need not be 3147
produced. If the person is unable to provide a certificate of 3148
naturalization on the day of the election, the judges shall 3149
provide to the person, and the person may vote, a provisional 3150
ballot under section 3505.181 of the Revised Code. The provisional 3151
ballot shall not be counted unless it is properly completed and 3152
the board of elections determines that the voter is properly 3153
registered and eligible to vote in the election. 3154

(B) If the person is challenged as unqualified on the ground 3155
that the person has not resided in this state for thirty days 3156
immediately preceding the election, the judges shall put the 3157
following questions: 3158

(1) Have you resided in this state for thirty days 3159
immediately preceding this election? If so, where have you 3160
resided? 3161

(2) Did you properly register to vote? 3162

(3) Can you provide some form of identification containing 3163
your current mailing address in this precinct? Please provide that 3164
identification. 3165

(4) Have you voted or attempted to vote at any other location 3166
in this or in any other state at this election? 3167

(5) Have you applied for an absent voter's ballot in any 3168
state for this election? 3169

If the judges are unable to verify the person's eligibility 3170
to cast a ballot in the election, the judges shall provide to the 3171
person, and the person may vote, a provisional ballot under 3172
section 3505.181 of the Revised Code. The provisional ballot shall 3173
not be counted unless it is properly completed and the board of 3174
elections determines that the voter is properly registered and 3175
eligible to vote in the election. 3176

(C) If the person is challenged as unqualified on the ground 3177
that the person is not a resident of the precinct where the person 3178
offers to vote, the judges shall put the following questions: 3179

(1) Do you reside in this precinct? 3180

(2) When did you move into this precinct? 3181

(3) When you came into this precinct, did you come for a 3182
temporary purpose merely or for the purpose of making it your 3183
home? 3184

(4) What is your current mailing address? 3185

(5) Do you have some official identification containing your 3186
current address in this precinct? Please provide that 3187
identification. 3188

(6) Have you voted or attempted to vote at any other location 3189
in this or in any other state at this election? 3190

(7) Have you applied for any absent voter's ballot in any 3191
state for this election? 3192

The judges shall direct an individual who is not in the 3193
appropriate polling place to the appropriate polling place. If the 3194
individual refuses to go to the appropriate polling place, or if 3195
the judges are unable to verify the person's eligibility to cast a 3196
ballot in the election, the judges shall provide to the person, 3197
and the person may vote, a provisional ballot under section 3198
3505.181 of the Revised Code. The provisional ballot shall not be 3199
counted unless it is properly completed and the board of elections 3200
determines that the voter is properly registered and eligible to 3201
vote in the election. 3202

(D) If the person is challenged as unqualified on the ground 3203
that the person is not of legal voting age, the judges shall put 3204
the following questions: 3205

(1) Are you eighteen years of age or more? 3206

(2) What is your date of birth? 3207

(3) Do you have some official identification verifying your 3208
age? Please provide that identification. 3209

If the judges are unable to verify the person's age and 3210
eligibility to cast a ballot in the election, the judges shall 3211
provide to the person, and the person may vote, a provisional 3212
ballot under section 3505.181 of the Revised Code. The provisional 3213
ballot shall not be counted unless it is properly completed and 3214
the board of elections determines that the voter is properly 3215
registered and eligible to vote in the election. 3216

The presiding judge shall put such other questions to the 3217
person challenged as are necessary to determine the person's 3218
qualifications as an elector at the election. If a person 3219
challenged refuses to answer fully any question put to the person, 3220
is unable to answer the questions as they were answered on the 3221
registration form by the person under whose name the person offers 3222
to vote, or refuses to sign the person's name or make the person's 3223
mark, or if for any other reason a majority of the judges believes 3224
the person is not entitled to vote, the judges shall provide to 3225
the person, and the person may vote, a provisional ballot under 3226
section 3505.181 of the Revised Code. The provisional ballot shall 3227
not be counted unless it is properly completed and the board of 3228
elections determines that the voter is properly registered and 3229
eligible to vote in the election. 3230

A qualified citizen who has certified the citizen's intention 3231
to vote for president and vice-president as provided by Chapter 3232
3504. of the Revised Code shall be eligible to receive only the 3233
ballot containing presidential and vice-presidential candidates. 3234

However, prior to the nineteenth day before the day of an 3235
election and in accordance with section 3503.24 of the Revised 3236
Code, any person qualified to vote may challenge the right of any 3237

other person to be registered or preregistered as a voter, or the 3238
right to cast an absent voter's ballot, or to make application for 3239
such ballot. Such challenge shall be made in accordance with 3240
section 3503.24 of the Revised Code, and the board of elections of 3241
the county in which the voting residence of the challenged voter 3242
or preregistered person is situated shall make a final 3243
determination relative to the legality of such registration or 3244
application. 3245

Sec. 3509.03. Except as provided in division (B) of section 3246
3509.08 of the Revised Code, any qualified elector or any 3247
preregistered person who will be a qualified elector for that 3248
election desiring to vote absent voter's ballots at an election 3249
shall make written application for those ballots to the director 3250
of elections of the county in which the elector's voting residence 3251
is located. The application need not be in any particular form but 3252
shall contain all of the following: 3253

(A) The elector's name; 3254

(B) The elector's signature; 3255

(C) The address at which the elector is registered to vote; 3256

(D) The elector's date of birth; 3257

(E) One of the following: 3258

(1) The elector's driver's license number; 3259

(2) The last four digits of the elector's social security 3260
number; 3261

(3) A copy of the elector's current and valid photo 3262
identification, a copy of a military identification, or a copy of 3263
a current utility bill, bank statement, government check, 3264
paycheck, or other government document, other than a notice of an 3265
election mailed by a board of elections under section 3501.19 of 3266
the Revised Code or a notice of voter registration mailed by a 3267

board of elections under section 3503.19 of the Revised Code, that 3268
shows the name and address of the elector. 3269

(F) A statement identifying the election for which absent 3270
voter's ballots are requested; 3271

(G) ~~A statement that~~ Boxes for the person requesting the 3272
ballots to check, indicating either that the person is a qualified 3273
elector or that the person is preregistered to vote and will be a 3274
qualified elector for that election; 3275

(H) If the request is for primary election ballots, the 3276
elector's party affiliation; 3277

(I) If the elector desires ballots to be mailed to the 3278
elector, the address to which those ballots shall be mailed. 3279

Each application for absent voter's ballots shall be 3280
delivered to the director not earlier than the first day of 3281
January of the year of the elections for which the absent voter's 3282
ballots are requested or not earlier than ninety days before the 3283
day of the election at which the ballots are to be voted, 3284
whichever is earlier, and not later than twelve noon of the third 3285
day before the day of the election at which the ballots are to be 3286
voted, or not later than six p.m. on the ~~the~~ last Friday before 3287
the day of the election at which the ballots are to be voted if 3288
the application is delivered in person to the office of the board. 3289

Sec. 3509.04. (A) If a director of a board of elections 3290
receives an application for absent voter's ballots that does not 3291
contain all of the required information, the director promptly 3292
shall notify the applicant of the additional information required 3293
to be provided by the applicant to complete that application. 3294

(B) Upon receipt by the director of elections of an 3295
application for absent voter's ballots that contains all of the 3296
required information, as provided by section 3509.03 and division 3297

(G) of section 3503.16 of the Revised Code, the director, if the
director finds that the applicant is a qualified elector, shall
deliver to the applicant in person or mail directly to the
applicant by special delivery mail, air mail, or regular mail,
postage prepaid, proper absent voter's ballots. ~~The~~ However, if
the application indicates that the applicant is preregistered to
vote and will be a qualified elector for the election, the
director shall wait until the forty-fifth day before the day of
the election to determine whether the applicant is a qualified
elector.

The director shall deliver or mail with the ballots an
unsealed identification envelope upon the face of which shall be
printed a form substantially as follows:

"Identification Envelope Statement of Voter

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

My voting residence in Ohio is

.....

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

of (City, Village, or Township)

Ohio, which is in Ward Precinct

in that city, village, or township.

The primary election ballots, if any, within this envelope
are primary election ballots of the Party.

Ballots contained within this envelope are to be voted at the
..... (general, special, or primary) election to be held on
the day of,

My date of birth is (Month and Day), 3328
..... (Year). 3329

(Voter must provide one of the following:) 3330

My driver's license number is (Driver's 3331
license number). 3332

The last four digits of my Social Security Number are 3333
..... (Last four digits of Social Security Number). 3334

..... In lieu of providing a driver's license number or the 3335
last four digits of my Social Security Number, I am enclosing a 3336
copy of one of the following in the return envelope in which this 3337
identification envelope will be mailed: a current and valid photo 3338
identification, a military identification, or a current utility 3339
bill, bank statement, government check, paycheck, or other 3340
government document, other than a notice of an election mailed by 3341
a board of elections under section 3501.19 of the Revised Code or 3342
a notice of voter registration mailed by a board of elections, 3343
that shows my name and address. 3344

I hereby declare, under penalty of election falsification, 3345
that the statements above are true, as I verily believe. 3346
..... 3347
(Signature of Voter) 3348

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 3349
THE FIFTH DEGREE." 3350

The director shall mail with the ballots and the unsealed 3351
identification envelope an unsealed return envelope upon the face 3352
of which shall be printed the official title and post-office 3353
address of the director. In the upper left corner on the face of 3354
the return envelope, several blank lines shall be printed upon 3355
which the voter may write the voter's name and return address. The 3356
return envelope shall be of such size that the identification 3357
envelope can be conveniently placed within it for returning the 3358

identification envelope to the director. 3359

Sec. 3511.02. Notwithstanding any section of the Revised Code 3360
to the contrary, whenever any person applies for registration as a 3361
voter on a form adopted in accordance with federal regulations 3362
relating to the "Uniformed and Overseas Citizens Absentee Voting 3363
Act," 100 Stat. 924, 42 U.S.C.A. 1973ff (1986), this application 3364
shall be sufficient for voter registration and as a request for an 3365
absent voter's ballot. Uniformed services or overseas absent 3366
voter's ballots may be obtained by any person meeting the 3367
requirements of section 3511.011 of the Revised Code, including a 3368
preregistered person who will be a qualified elector for that 3369
election and who meets the other requirements of that section, by 3370
applying electronically to the secretary of state or to the board 3371
of elections of the county in which the person's voting residence 3372
is located in accordance with section 3511.021 of the Revised Code 3373
or by applying to the director of the board of elections of the 3374
county in which the person's voting residence is located, in one 3375
of the following ways: 3376

(A) That person may make written application for those 3377
ballots. The person may personally deliver the application to the 3378
director or may mail it, send it by facsimile machine, send it by 3379
electronic mail, send it through internet delivery if such 3380
delivery is offered by the board of elections or the secretary of 3381
state, or otherwise send it to the director. The application need 3382
not be in any particular form but shall contain all of the 3383
following information: 3384

- (1) The elector's name; 3385
- (2) The elector's signature; 3386
- (3) The address at which the elector is registered to vote; 3387
- (4) The elector's date of birth; 3388

- (5) One of the following: 3389
- (a) The elector's driver's license number; 3390
- (b) The last four digits of the elector's social security number; 3391
3392
- (c) A copy of the elector's current and valid photo 3393
identification, a copy of a military identification, or a copy of 3394
a current utility bill, bank statement, government check, 3395
paycheck, or other government document, other than a notice of an 3396
election mailed by a board of elections under section 3501.19 of 3397
the Revised Code or a notice of voter registration mailed by a 3398
board of elections under section 3503.19 of the Revised Code, that 3399
shows the name and address of the elector. 3400
- (6) A statement identifying the election for which absent 3401
voter's ballots are requested; 3402
- (7) ~~A statement that~~ Boxes for the person requesting the 3403
ballots to check, indicating either that the person is a qualified 3404
elector or that the person is preregistered to vote and will be a 3405
qualified elector for that election; 3406
- (8) A statement that the elector is an absent uniformed 3407
services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 3408
- (9) A statement of the elector's length of residence in the 3409
state immediately preceding the commencement of service, 3410
immediately preceding the date of leaving to be with or near the 3411
service member, or immediately preceding leaving the United 3412
States, or a statement that the elector's parent or legal guardian 3413
resided in this state long enough to establish residency for 3414
voting purposes immediately preceding leaving the United States, 3415
whichever is applicable; 3416
- (10) If the request is for primary election ballots, the 3417
elector's party affiliation; 3418

(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 as if the voter had applied separately for uniformed services or overseas absent voter's ballots for each election.

(C) Application to have uniformed services or overseas absent voter's ballots mailed or sent by facsimile machine to such a person may be made by the spouse, father, mother, father-in-law, mother-in-law, grandfather, grandmother, brother or sister of the whole blood or half blood, son, daughter, adopting parent, adopted child, stepparent, stepchild, daughter-in-law, son-in-law, uncle, aunt, nephew, or niece of such a person. The application shall be in writing upon a blank form furnished only by the director or on a single federal post card as provided in division (B) of this section. The form of the application shall be prescribed by the

secretary of state. The director shall furnish that blank form to 3451
any of the relatives specified in this division desiring to make 3452
the application, only upon the request of such a relative made in 3453
person at the office of the board or upon the written request of 3454
such a relative mailed to the office of the board. The 3455
application, subscribed and sworn to by the applicant, shall 3456
contain all of the following: 3457

(1) The full name of the elector for whom ballots are 3458
requested; 3459

(2) A statement that the elector is an absent uniformed 3460
services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 3461

(3) The address at which the elector is registered to vote; 3462

(4) A statement identifying the elector's length of residence 3463
in the state immediately preceding the commencement of service, 3464
immediately preceding the date of leaving to be with or near a 3465
service member, or immediately preceding leaving the United 3466
States, or a statement that the elector's parent or legal guardian 3467
resided in this state long enough to establish residency for 3468
voting purposes immediately preceding leaving the United States, 3469
as the case may be; 3470

(5) The elector's date of birth; 3471

(6) One of the following: 3472

(a) The elector's driver's license number; 3473

(b) The last four digits of the elector's social security 3474
number; 3475

(c) A copy of the elector's current and valid photo 3476
identification, a copy of a military identification, or a copy of 3477
a current utility bill, bank statement, government check, 3478
paycheck, or other government document, other than a notice of an 3479
election mailed by a board of elections under section 3501.19 of 3480

the Revised Code or a notice of voter registration mailed by a 3481
board of elections under section 3503.19 of the Revised Code, that 3482
shows the name and address of the elector. 3483

(7) A statement identifying the election for which absent 3484
voter's ballots are requested; 3485

(8) ~~A statement that~~ Boxes for the applicant to check, 3486
indicating either that the person requesting the ballots is a 3487
qualified elector or that the person requesting the ballots is 3488
preregistered to vote and will be a qualified elector for that 3489
election; 3490

(9) If the request is for primary election ballots, the 3491
elector's party affiliation; 3492

(10) A statement that the applicant bears a relationship to 3493
the elector as specified in division (C) of this section; 3494

(11) The address to which ballots shall be mailed, the 3495
telephone number to which ballots shall be sent by facsimile 3496
machine, the electronic mail address to which ballots shall be 3497
sent by electronic mail, or, if internet delivery is offered by 3498
the board of elections or the secretary of state, the internet 3499
contact information to which ballots shall be sent through 3500
internet delivery; 3501

(12) The signature and address of the person making the 3502
application. 3503

Each application for uniformed services or overseas absent 3504
voter's ballots shall be delivered to the director not earlier 3505
than the first day of January of the year of the elections for 3506
which the uniformed services or overseas absent voter's ballots 3507
are requested or not earlier than ninety days before the day of 3508
the election at which the ballots are to be voted, whichever is 3509
earlier, and not later than twelve noon of the third day preceding 3510
the day of the election, or not later than six p.m. on the last 3511

Friday before the day of the election at which those ballots are 3512
to be voted if the application is delivered in person to the 3513
office of the board. 3514

(D) If the voter for whom the application is made is entitled 3515
to vote for presidential and vice-presidential electors only, the 3516
applicant shall submit to the director in addition to the 3517
requirements of divisions (A), (B), and (C) of this section, a 3518
statement to the effect that the voter is qualified to vote for 3519
presidential and vice-presidential electors and for no other 3520
offices. 3521

Sec. 3511.021. (A)(1) The secretary of state shall establish 3522
procedures that allow any person who is eligible to vote as a 3523
uniformed services voter or an overseas voter in accordance with 3524
42 U.S.C. 1973ff-6, or who is preregistered to vote and who will 3525
be eligible to vote as such a voter in that election, to apply by 3526
electronic means to the office of the secretary of state or to the 3527
board of elections of the county in which the person's voting 3528
residence is located for a uniformed services or overseas absent 3529
voter's ballot. 3530

(2) The procedures shall allow such a person who requests a 3531
uniformed services or overseas absent voter's ballot application 3532
to express a preference for the manner in which the person will 3533
receive the requested application, whether by mail, facsimile 3534
transmission, electronic mail, or, if offered by the board of 3535
elections or the secretary of state, through internet delivery. If 3536
the person completes and timely returns the application and the 3537
applicant is eligible to receive a ballot, the procedures shall 3538
allow the applicant to express a preference for the manner in 3539
which the person will receive the requested blank, unvoted 3540
ballots, whether by mail, facsimile transmission, electronic mail, 3541
or, if offered by the board of elections or the secretary of 3542

state, through internet delivery. The requested items shall be 3543
transmitted by the board of elections of the county in which the 3544
person's voting residence is located by the preferred method. If 3545
the requestor does not express a preferred method, the requested 3546
items shall be delivered via standard mail. 3547

(3) To the extent practicable, the procedures shall protect 3548
the security and integrity of the ballot request and delivery 3549
process, and protect the privacy of the identity and personal data 3550
of the person when such applications and ballots are requested, 3551
processed, and sent. 3552

(4) No person shall return by electronic means to the 3553
secretary of state, a board of elections, or any other entity a 3554
completed or voted uniformed services or overseas absent voter's 3555
ballot. If a ballot is so returned, the ballot shall not be 3556
accepted, processed, or counted. 3557

(B)(1) The secretary of state, in coordination with the 3558
boards of elections, shall establish a free access system by which 3559
an absent uniformed services voter or overseas voter may determine 3560
the following: 3561

(a) Whether that person's request for a uniformed services or 3562
overseas absent voter's ballot was received and processed; 3563

(b) If the person's request was received and processed, when 3564
the uniformed services or overseas absent voter's ballot was sent; 3565

(c) Whether any uniformed services or overseas absent voter's 3566
ballot returned by that person has been received by election 3567
officials; 3568

(d) Whether the board of elections found any error on the 3569
identification envelope containing the person's returned uniformed 3570
services or overseas absent voter's ballot and, if so, how the 3571
person may correct any error within ten days after the day of an 3572
election; and 3573

(e) Whether the person's uniformed services or overseas
absent voter's ballot was counted.

(2) The appropriate state or local election official shall
establish and maintain reasonable procedures necessary to protect
the security, confidentiality, and integrity of personal
information that is confidential under state or federal law that
is collected, stored, or otherwise used by the free access system
established under division (B) of this section. Access to
information about the votes cast on an individual ballot shall be
restricted to the person who cast the ballot. To the extent
practicable, the procedures shall protect the security and
integrity of the process and protect the privacy of the identity
and personal data of the person.

Sec. 3511.04. (A) If a director of a board of elections
receives an application for uniformed services or overseas absent
voter's ballots that does not contain all of the required
information, the director promptly shall notify the applicant of
the additional information required to be provided by the
applicant to complete that application.

(B) Not later than the forty-fifth day before the day of each
general or primary election, and at the earliest possible time
before the day of a special election held on a day other than the
day on which a general or primary election is held, the director
of the board of elections shall mail, send by facsimile machine,
send by electronic mail, send through internet delivery if such
delivery is offered by the board of elections or the secretary of
state, or otherwise send uniformed services or overseas absent
voter's ballots then ready for use as provided for in section
3511.03 of the Revised Code and for which the director has
received valid applications prior to that time. However, if an
application indicates that the applicant is preregistered to vote

and will be a qualified elector for the election, the director 3605
shall wait until the forty-fifth day before the day of the 3606
election to determine whether the applicant is a qualified 3607
elector. Thereafter, and until twelve noon of the third day 3608
preceding the day of election, the director shall promptly, upon 3609
receipt of valid applications for them, mail, send by facsimile 3610
machine, send by electronic mail, send through internet delivery 3611
if such delivery is offered by the board of elections or the 3612
secretary of state, or otherwise send to the proper persons all 3613
uniformed services or overseas absent voter's ballots then ready 3614
for use. 3615

If, after the seventieth day before the day of a general or 3616
primary election, any other question, issue, or candidacy is 3617
lawfully ordered submitted to the electors voting at the general 3618
or primary election, the board shall promptly provide a separate 3619
official issue, special election, or other election ballot for 3620
submitting the question, issue, or candidacy to those electors, 3621
and the director shall promptly mail, send by facsimile machine, 3622
send by electronic mail, send through internet delivery if such 3623
delivery is offered by the board of elections or the secretary of 3624
state, or otherwise send each such separate ballot to each person 3625
to whom the director has previously mailed or sent other uniformed 3626
services or overseas absent voter's ballots. 3627

In mailing uniformed services or overseas absent voter's 3628
ballots, the director shall use the fastest mail service 3629
available, but the director shall not mail them by certified mail. 3630

Sec. 3517.01. (A)(1) A political party within the meaning of 3631
Title XXXV of the Revised Code is any group of voters that, at the 3632
most recent regular state election, polled for its candidate for 3633
governor in the state or nominees for presidential electors at 3634
least five per cent of the entire vote cast for that office or 3635

that filed with the secretary of state, subsequent to any election 3636
in which it received less than five per cent of that vote, a 3637
petition signed by qualified electors equal in number to at least 3638
one per cent of the total vote for governor or nominees for 3639
presidential electors at the most recent election, declaring their 3640
intention of organizing a political party, the name of which shall 3641
be stated in the declaration, and of participating in the 3642
succeeding primary election, held in even-numbered years, that 3643
occurs more than one hundred twenty days after the date of filing. 3644
No such group of electors shall assume a name or designation that 3645
is similar, in the opinion of the secretary of state, to that of 3646
an existing political party as to confuse or mislead the voters at 3647
an election. If any political party fails to cast five per cent of 3648
the total vote cast at an election for the office of governor or 3649
president, it shall cease to be a political party. 3650

(2) A campaign committee shall be legally liable for any 3651
debts, contracts, or expenditures incurred or executed in its 3652
name. 3653

(B) Notwithstanding the definitions found in section 3501.01 3654
of the Revised Code, as used in this section and sections 3517.08 3655
to 3517.14, 3517.99, and 3517.992 of the Revised Code: 3656

(1) "Campaign committee" means a candidate or a combination 3657
of two or more persons authorized by a candidate under section 3658
3517.081 of the Revised Code to receive contributions and make 3659
expenditures. 3660

(2) "Campaign treasurer" means an individual appointed by a 3661
candidate under section 3517.081 of the Revised Code. 3662

(3) "Candidate" has the same meaning as in division (H) of 3663
section 3501.01 of the Revised Code and also includes any person 3664
who, at any time before or after an election, receives 3665
contributions or makes expenditures or other use of contributions, 3666

has given consent for another to receive contributions or make 3667
expenditures or other use of contributions, or appoints a campaign 3668
treasurer, for the purpose of bringing about the person's 3669
nomination or election to public office. When two persons jointly 3670
seek the offices of governor and lieutenant governor, "candidate" 3671
means the pair of candidates jointly. "Candidate" does not include 3672
candidates for election to the offices of member of a county or 3673
state central committee, presidential elector, and delegate to a 3674
national convention or conference of a political party. 3675

(4) "Continuing association" means an association, other than 3676
a campaign committee, political party, legislative campaign fund, 3677
political contributing entity, or labor organization, that is 3678
intended to be a permanent organization that has a primary purpose 3679
other than supporting or opposing specific candidates, political 3680
parties, or ballot issues, and that functions on a regular basis 3681
throughout the year. "Continuing association" includes 3682
organizations that are determined to be not organized for profit 3683
under subsection 501 and that are described in subsection 3684
501(c)(3), 501(c)(4), or 501(c)(6) of the Internal Revenue Code. 3685

(5) "Contribution" means a loan, gift, deposit, forgiveness 3686
of indebtedness, donation, advance, payment, or transfer of funds 3687
or anything of value, including a transfer of funds from an inter 3688
vivos or testamentary trust or decedent's estate, and the payment 3689
by any person other than the person to whom the services are 3690
rendered for the personal services of another person, which 3691
contribution is made, received, or used for the purpose of 3692
influencing the results of an election. Any loan, gift, deposit, 3693
forgiveness of indebtedness, donation, advance, payment, or 3694
transfer of funds or of anything of value, including a transfer of 3695
funds from an inter vivos or testamentary trust or decedent's 3696
estate, and the payment by any campaign committee, political 3697
action committee, legislative campaign fund, political party, 3698

political contributing entity, or person other than the person to 3699
whom the services are rendered for the personal services of 3700
another person, that is made, received, or used by a state or 3701
county political party, other than moneys a state or county 3702
political party receives from the Ohio political party fund 3703
pursuant to section 3517.17 of the Revised Code and the moneys a 3704
state or county political party may receive under sections 3705
3517.101, 3517.1012, and 3517.1013 of the Revised Code, shall be 3706
considered to be a "contribution" for the purpose of section 3707
3517.10 of the Revised Code and shall be included on a statement 3708
of contributions filed under that section. 3709

"Contribution" does not include any of the following: 3710

(a) Services provided without compensation by individuals 3711
volunteering a portion or all of their time on behalf of a person; 3712

(b) Ordinary home hospitality; 3713

(c) The personal expenses of a volunteer paid for by that 3714
volunteer campaign worker; 3715

(d) Any gift given to a state or county political party 3716
pursuant to section 3517.101 of the Revised Code. As used in 3717
division (B)(5)(d) of this section, "political party" means only a 3718
major political party; 3719

(e) Any contribution as defined in section 3517.1011 of the 3720
Revised Code that is made, received, or used to pay the direct 3721
costs of producing or airing an electioneering communication; 3722

(f) Any gift given to a state or county political party for 3723
the party's restricted fund under division (A)(2) of section 3724
3517.1012 of the Revised Code; 3725

(g) Any gift given to a state political party for deposit in 3726
a Levin account pursuant to section 3517.1013 of the Revised Code. 3727
As used in this division, "Levin account" has the same meaning as 3728

in that section. 3729

(h) Any donation given to a transition fund under section 3730
3517.1014 of the Revised Code. 3731

(6) "Expenditure" means the disbursement or use of a 3732
contribution for the purpose of influencing the results of an 3733
election or of making a charitable donation under division (G) of 3734
section 3517.08 of the Revised Code. Any disbursement or use of a 3735
contribution by a state or county political party is an 3736
expenditure and shall be considered either to be made for the 3737
purpose of influencing the results of an election or to be made as 3738
a charitable donation under division (G) of section 3517.08 of the 3739
Revised Code and shall be reported on a statement of expenditures 3740
filed under section 3517.10 of the Revised Code. During the thirty 3741
days preceding a primary or general election, any disbursement to 3742
pay the direct costs of producing or airing a broadcast, cable, or 3743
satellite communication that refers to a clearly identified 3744
candidate shall be considered to be made for the purpose of 3745
influencing the results of that election and shall be reported as 3746
an expenditure or as an independent expenditure under section 3747
3517.10 or 3517.105 of the Revised Code, as applicable, except 3748
that the information required to be reported regarding 3749
contributors for those expenditures or independent expenditures 3750
shall be the same as the information required to be reported under 3751
divisions (D)(1) and (2) of section 3517.1011 of the Revised Code. 3752

As used in this division, "broadcast, cable, or satellite 3753
communication" and "refers to a clearly identified candidate" have 3754
the same meanings as in section 3517.1011 of the Revised Code. 3755

(7) "Personal expenses" includes, but is not limited to, 3756
ordinary expenses for accommodations, clothing, food, personal 3757
motor vehicle or airplane, and home telephone. 3758

(8) "Political action committee" means a combination of two 3759

or more persons, the primary or major purpose of which is to 3760
support or oppose any candidate, political party, or issue, or to 3761
influence the result of any election through express advocacy, and 3762
that is not a political party, a campaign committee, a political 3763
contributing entity, or a legislative campaign fund. "Political 3764
action committee" does not include either of the following: 3765

(a) A continuing association that makes disbursements for the 3766
direct costs of producing or airing electioneering communications 3767
and that does not engage in express advocacy; 3768

(b) A political club that is formed primarily for social 3769
purposes and that consists of one hundred members or less, has 3770
officers and periodic meetings, has less than two thousand five 3771
hundred dollars in its treasury at all times, and makes an 3772
aggregate total contribution of one thousand dollars or less per 3773
calendar year. 3774

(9) "Public office" means any state, county, municipal, 3775
township, or district office, except an office of a political 3776
party, that is filled by an election and the offices of United 3777
States senator and representative. 3778

(10) "Anything of value" has the same meaning as in section 3779
1.03 of the Revised Code. 3780

(11) "Beneficiary of a campaign fund" means a candidate, a 3781
public official or employee for whose benefit a campaign fund 3782
exists, and any other person who has ever been a candidate or 3783
public official or employee and for whose benefit a campaign fund 3784
exists. 3785

(12) "Campaign fund" means money or other property, including 3786
contributions. 3787

(13) "Public official or employee" has the same meaning as in 3788
section 102.01 of the Revised Code. 3789

(14) "Caucus" means all of the members of the house of 3790
representatives or all of the members of the senate of the general 3791
assembly who are members of the same political party. 3792

(15) "Legislative campaign fund" means a fund that is 3793
established as an auxiliary of a state political party and 3794
associated with one of the houses of the general assembly. 3795

(16) "In-kind contribution" means anything of value other 3796
than money that is used to influence the results of an election or 3797
is transferred to or used in support of or in opposition to a 3798
candidate, campaign committee, legislative campaign fund, 3799
political party, political action committee, or political 3800
contributing entity and that is made with the consent of, in 3801
coordination, cooperation, or consultation with, or at the request 3802
or suggestion of the benefited candidate, committee, fund, party, 3803
or entity. The financing of the dissemination, distribution, or 3804
republication, in whole or part, of any broadcast or of any 3805
written, graphic, or other form of campaign materials prepared by 3806
the candidate, the candidate's campaign committee, or their 3807
authorized agents is an in-kind contribution to the candidate and 3808
an expenditure by the candidate. 3809

(17) "Independent expenditure" means an expenditure by a 3810
person advocating the election or defeat of an identified 3811
candidate or candidates, that is not made with the consent of, in 3812
coordination, cooperation, or consultation with, or at the request 3813
or suggestion of any candidate or candidates or of the campaign 3814
committee or agent of the candidate or candidates. As used in 3815
division (B)(17) of this section: 3816

(a) "Person" means an individual, partnership, unincorporated 3817
business organization or association, political action committee, 3818
political contributing entity, separate segregated fund, 3819
association, or other organization or group of persons, but not a 3820
labor organization or a corporation unless the labor organization 3821

or corporation is a political contributing entity. 3822

(b) "Advocating" means any communication containing a message 3823
advocating election or defeat. 3824

(c) "Identified candidate" means that the name of the 3825
candidate appears, a photograph or drawing of the candidate 3826
appears, or the identity of the candidate is otherwise apparent by 3827
unambiguous reference. 3828

(d) "Made in coordination, cooperation, or consultation with, 3829
or at the request or suggestion of, any candidate or the campaign 3830
committee or agent of the candidate" means made pursuant to any 3831
arrangement, coordination, or direction by the candidate, the 3832
candidate's campaign committee, or the candidate's agent prior to 3833
the publication, distribution, display, or broadcast of the 3834
communication. An expenditure is presumed to be so made when it is 3835
any of the following: 3836

(i) Based on information about the candidate's plans, 3837
projects, or needs provided to the person making the expenditure 3838
by the candidate, or by the candidate's campaign committee or 3839
agent, with a view toward having an expenditure made; 3840

(ii) Made by or through any person who is, or has been, 3841
authorized to raise or expend funds, who is, or has been, an 3842
officer of the candidate's campaign committee, or who is, or has 3843
been, receiving any form of compensation or reimbursement from the 3844
candidate or the candidate's campaign committee or agent; 3845

(iii) Except as otherwise provided in division (D) of section 3846
3517.105 of the Revised Code, made by a political party in support 3847
of a candidate, unless the expenditure is made by a political 3848
party to conduct voter registration or preregistration or voter 3849
education efforts. 3850

(e) "Agent" means any person who has actual oral or written 3851
authority, either express or implied, to make or to authorize the 3852

making of expenditures on behalf of a candidate, or means any 3853
person who has been placed in a position with the candidate's 3854
campaign committee or organization such that it would reasonably 3855
appear that in the ordinary course of campaign-related activities 3856
the person may authorize expenditures. 3857

(18) "Labor organization" means a labor union; an employee 3858
organization; a federation of labor unions, groups, locals, or 3859
other employee organizations; an auxiliary of a labor union, 3860
employee organization, or federation of labor unions, groups, 3861
locals, or other employee organizations; or any other bona fide 3862
organization in which employees participate and that exists for 3863
the purpose, in whole or in part, of dealing with employers 3864
concerning grievances, labor disputes, wages, hours, and other 3865
terms and conditions of employment. 3866

(19) "Separate segregated fund" means a separate segregated 3867
fund established pursuant to the Federal Election Campaign Act. 3868

(20) "Federal Election Campaign Act" means the "Federal 3869
Election Campaign Act of 1971," 86 Stat. 11, 2 U.S.C.A. 431, et 3870
seq., as amended. 3871

(21) "Restricted fund" means the fund a state or county 3872
political party must establish under division (A)(1) of section 3873
3517.1012 of the Revised Code. 3874

(22) "Electioneering communication" has the same meaning as 3875
in section 3517.1011 of the Revised Code. 3876

(23) "Express advocacy" means a communication that contains 3877
express words advocating the nomination, election, or defeat of a 3878
candidate or that contains express words advocating the adoption 3879
or defeat of a question or issue, as determined by a final 3880
judgment of a court of competent jurisdiction. 3881

(24) "Political committee" has the same meaning as in section 3882
3517.1011 of the Revised Code. 3883

(25) "Political contributing entity" means any entity, 3884
including a corporation or labor organization, that may lawfully 3885
make contributions and expenditures and that is not an individual 3886
or a political action committee, continuing association, campaign 3887
committee, political party, legislative campaign fund, designated 3888
state campaign committee, or state candidate fund. For purposes of 3889
this division, "lawfully" means not prohibited by any section of 3890
the Revised Code, or authorized by a final judgment of a court of 3891
competent jurisdiction. 3892

Sec. 3517.08. (A) The personal expenses of a candidate paid 3893
for by the candidate, from the candidate's personal funds, shall 3894
not be considered as a contribution by or an expenditure by the 3895
candidate and shall not be reported under section 3517.10 of the 3896
Revised Code. 3897

(B)(1) An expenditure by a political action committee or a 3898
political contributing entity shall not be considered a 3899
contribution by the political action committee or the political 3900
contributing entity or an expenditure by or on behalf of the 3901
candidate if the purpose of the expenditure is to inform only its 3902
members by means of mailed publications of its activities or 3903
endorsements. 3904

(2) An expenditure by a political party shall not be 3905
considered a contribution by the political party or an expenditure 3906
by or on behalf of the candidate if the purpose of the expenditure 3907
is to inform predominantly the party's members by means of mailed 3908
publications or other direct communication of its activities or 3909
endorsements, or for voter contact such as sample ballots, absent 3910
voter's ballots application mailings, voter registration or 3911
preregistration, or get-out-the-vote activities. 3912

(C) An expenditure by a continuing association, political 3913
contributing entity, or political party shall not be considered a 3914

contribution to any campaign committee or an expenditure by or on 3915
behalf of any campaign committee if the purpose of the expenditure 3916
is for the staff and maintenance of the continuing association's, 3917
political contributing entity's, or political party's 3918
headquarters, or for a political poll, survey, index, or other 3919
type of measurement not on behalf of a specific candidate. 3920

(D) The expenses of maintaining a constituent office paid 3921
for, from the candidate's personal funds, by a candidate who is a 3922
member of the general assembly at the time of the election shall 3923
not be considered a contribution by or an expenditure by or on 3924
behalf of the candidate, and shall not be reported, if the 3925
constituent office is not used for any candidate's campaign 3926
activities. 3927

(E) The net contribution of each social or fund-raising 3928
activity shall be calculated by totaling all contributions to the 3929
activity minus the expenditures made for the activity. 3930

(F) An expenditure that purchases goods or services shall be 3931
attributed to an election when the disbursement of funds is made, 3932
rather than at the time the goods or services are used. The 3933
secretary of state, under the procedures of Chapter 119. of the 3934
Revised Code, shall establish rules for the attribution of 3935
expenditures to a candidate when the candidate is a candidate for 3936
more than one office during a reporting period and for 3937
expenditures made in a year in which no election is held. The 3938
secretary of state shall further define by rule those expenditures 3939
that are or are not by or on behalf of a candidate. 3940

(G) An expenditure for the purpose of a charitable donation 3941
may be made if it is made to an organization that is exempt from 3942
federal income taxation under subsection 501(a) and described in 3943
subsection 501(c)(3), 501(c)(4), 501(c)(8), 501(c)(10), or 3944
501(c)(19) of the Internal Revenue Code or is approved by advisory 3945
opinion of the Ohio elections commission as a legitimate 3946

charitable organization. Each expenditure under this division 3947
shall be separately itemized on statements made pursuant to 3948
section 3517.10 of the Revised Code. 3949

Sec. 3517.1013. (A) As used in this section: 3950

(1) "Gift" means a gift, subscription, loan, advance, or 3951
deposit of money, or anything of value given to a state political 3952
party that is specifically designated and used to defray any cost 3953
incurred on or after ~~the effective date of this section~~ March 31, 3954
2005, for voter registration or preregistration, voter 3955
identification, get-out-the-vote, or generic campaign activities, 3956
and that is not used for the purpose of directly influencing the 3957
election of any individual candidate in any particular election 3958
for any office. 3959

(2) "Address" has the same meaning as in section 3517.10 of 3960
the Revised Code. 3961

(3) "Political party" means a major political party as 3962
defined in section 3501.01 of the Revised Code. 3963

(B)(1) Notwithstanding section 3599.03 of the Revised Code, 3964
any person, including a for-profit or nonprofit corporation, but 3965
not including a public utility, may make a gift to a Levin account 3966
as described in division (D) of this section, if the gift is 3967
specifically designated and used to defray any cost incurred on or 3968
after ~~the effective date of this section~~ March 31, 2005, for voter 3969
registration or preregistration, voter identification, 3970
get-out-the-vote, or generic campaign activities that would not 3971
otherwise be considered a contribution or expenditure. 3972

(2)(a) All gifts made by a corporation, nonprofit 3973
corporation, or labor organization under division (B)(1) of this 3974
section shall be limited to an aggregate amount of ten thousand 3975
dollars in a calendar year in which a candidate for federal office 3976

will appear on a ballot at an election to be held in this state. 3977

(b) No corporation, nonprofit corporation, or labor 3978
organization shall make a gift under division (B)(1) of this 3979
section in any year in which no candidate for federal office will 3980
appear on the ballot at an election to be held in this state. 3981

(3) The limitation described in division (B)(2)(a) of this 3982
section is in addition to any limitation described in section 3983
3517.1012 or any other section of the Revised Code. 3984

(C)(1) Each state political party that receives a gift under 3985
this section shall file, by electronic means of transmission to 3986
the office of the secretary of state, a full, true, and itemized 3987
statement describing the gift received and the manner in which 3988
disbursements were made from the account. The statement shall be 3989
filed at the same time as and in conjunction with each filing of a 3990
deposit and disbursement statement by the state political party in 3991
accordance with division (B) of section 3517.1012 of the Revised 3992
Code. 3993

(2) Each statement required under division (C)(1) of this 3994
section shall contain all of the following information: 3995

(a) The full name and address of the state political party 3996
filing the statement and the full name and address of the party's 3997
treasurer; 3998

(b) A description of each gift received, which shall include 3999
all of the following: 4000

(i) The month, day, and year on which the gift was received; 4001

(ii) The full name and address of each donor of the gift; 4002

(iii) The nature of the gift, if other than money; 4003

(iv) The value of the gift in dollars and cents. Each gift 4004
received shall be itemized separately, regardless of its amount or 4005
value. 4006

(c) An itemization of the manner in which each disbursement was made, which shall include all of the following:

(i) The name and address of the recipient of the disbursement;

(ii) The date of the disbursement;

(iii) The amount of the disbursement;

(iv) The method by which the disbursement was made, such as by cash or check.

(d) The total value of gifts received and gifts disbursed during the reporting period.

(D) All monetary gifts given pursuant to this section shall be deposited in an account separate from other funds and shall be maintained in that separate account, which account shall be designated a "Levin account." Moneys in a Levin account shall be used only for voter registration or preregistration, voter identification, get-out-the-vote, or generic campaign activities that would not otherwise be considered a contribution or expenditure.

(E)(1) No state political party shall fail to file a statement required to be filed under this section.

(2) No state political party shall knowingly fail to report, or shall knowingly misrepresent, a gift required to be reported on a statement required to be filed under this section.

(F) No state political party shall expend or use a gift received under this section for a purpose other than to defray a cost incurred on or after ~~the effective date of this section~~ March 31, 2005, for voter registration or preregistration, voter identification, get-out-the-vote, or generic campaign activities that would not otherwise be considered a contribution or expenditure.

(G)(1) Before receiving a gift under this section, each state 4037
political party shall appoint a treasurer and file, on a form 4038
prescribed by the secretary of state, a designation of that 4039
appointment. The designation shall include the full name and 4040
address of the political party for which the person has been 4041
appointed treasurer. The designation shall be filed with the 4042
secretary of state. 4043

(2) The treasurer shall keep a strict account of all gifts 4044
required to be reported under this section. 4045

(3) A state political party that has already filed the form 4046
required under division (G)(1) of this section prior to receiving 4047
a contribution or making an expenditure is considered to have met 4048
the requirements of that division. 4049

(H) Upon request, the secretary of state shall issue a 4050
receipt for each statement filed under this section. The secretary 4051
of state shall maintain a record of the filing for at least six 4052
years. All statements filed under this section shall be open to 4053
public inspection in the office in which they are filed. 4054

Sec. 3517.18. (A) A political party receiving moneys from the 4055
Ohio political party fund may expend the moneys only for the 4056
following purposes: 4057

(1) The defraying of operating and maintenance costs 4058
associated with political party headquarters, including rental or 4059
leasing costs, staff salaries, office equipment and supplies, 4060
postage, and the purchase, lease, or maintenance of computer 4061
hardware and software; 4062

(2) The organization of voter registration and 4063
preregistration programs and get-out-the-vote campaigns and the 4064
costs associated with voter registration and preregistration and 4065
get-out-the-vote activities, including, but not limited to, rental 4066

costs for booth spaces at fairs, festivals, or similar events if 4067
voter registration and preregistration forms are available at 4068
those booths, printing costs for registration and preregistration 4069
forms, mailing costs for communications soliciting voter 4070
registration or preregistration, and payments for the services of 4071
persons conducting voter registration and preregistration and 4072
get-out-the-vote activities; 4073

(3) The administration of party fund-raising drives; 4074

(4) Paid advertisements in the electronic or printed media, 4075
sponsored jointly by two or more qualified political parties, to 4076
publicize the Ohio political party fund and to encourage taxpayers 4077
to support the income tax checkoff program; 4078

(5) Direct mail campaigns or other communications with the 4079
registered voters of a party that are not related to any 4080
particular candidate or election; 4081

(6) The preparation of reports required by law. 4082

(B)(1) Moneys from the Ohio political party fund shall not be 4083
used for any of the following purposes: 4084

(a) To further the election or defeat of any particular 4085
candidate or to influence directly the outcome of any candidate or 4086
issue election; 4087

(b) To pay party debts incurred as the result of any 4088
election; 4089

(c) To make a payment clearly in excess of the market value 4090
of the item or service that is received for the payment. 4091

(2) Moneys from the Ohio political party fund that are used 4092
as rental costs for booth spaces at fairs, festivals, or similar 4093
events, at which candidates are present or informational materials 4094
about candidates are available, are not used in violation of 4095
division (B)(1)(a) of this section if voter registration and 4096

preregistration forms also are available at those booths and booth 4097
space is available for use by all candidates of the party renting 4098
the booth. 4099

(C) If there is a question about the legitimacy of a party 4100
expenditure of public moneys, a designated agent of a political 4101
party receiving moneys from the Ohio political party fund may 4102
request the Ohio elections commission for an advisory opinion on 4103
the matter prior to making an expenditure of those public moneys. 4104
The commission shall afford the highest priority to a request made 4105
under this division. 4106

Sec. 3599.02. No person shall before, during, or after any 4107
primary, general, or special election or convention solicit, 4108
request, demand, receive, or contract for any money, gift, loan, 4109
property, influence, position, employment, or other thing of value 4110
for that person or for another person for doing any of the 4111
following: 4112

(A) Registering or preregistering, or refraining from 4113
registering or preregistering, to vote; 4114

(B) Agreeing to register or preregister, or to refrain from 4115
registering or preregistering, to vote; 4116

(C) Agreeing to vote or to refrain from voting; 4117

(D) Voting or refraining from voting at any primary, general, 4118
or special election or convention for a particular person, 4119
question, or issue; 4120

(E) Registering, preregistering, or voting, or refraining 4121
from registering, preregistering, or voting, or voting or 4122
refraining from voting for a particular person, question, or 4123
issue. 4124

Whoever violates this section is guilty of bribery, a felony 4125
of the fourth degree, and shall be disfranchised and excluded from 4126

holding any public office for five years immediately following 4127
such conviction. 4128

Sec. 3599.11. (A) No person shall knowingly register or make 4129
application or attempt to register in a precinct in which the 4130
person is not a qualified voter; or knowingly aid or abet any 4131
person to so register or preregister; or attempt to register or 4132
knowingly induce or attempt to induce any person to so register or 4133
preregister; or knowingly impersonate another or write or assume 4134
the name of another, real or fictitious, in registering or 4135
attempting to register; or by false statement or other unlawful 4136
means procure, aid, or attempt to procure the erasure or striking 4137
out on the register or duplicate list of the name of a qualified 4138
elector therein; or knowingly induce or attempt to induce a 4139
registrar or other election authority to refuse registration or 4140
preregistration in a precinct to ~~an elector~~ a qualified person 4141
thereof; or knowingly swear or affirm falsely upon a lawful 4142
examination by or before any registering officer; or make, print, 4143
or issue any false or counterfeit certificate of registration or 4144
preregistration or knowingly alter any certificate of registration 4145
or preregistration. 4146

No person shall knowingly register under more than one name 4147
or knowingly induce any person to so register or preregister. 4148

No person shall knowingly make any false statement on any 4149
form for registration or change of registration or upon any 4150
application or return envelope for an absent voter's ballot. 4151

Whoever violates this division is guilty of a felony of the 4152
fifth degree. 4153

(B)(1) No person who helps another person register or 4154
preregister outside an official voter registration and 4155
preregistration place shall knowingly destroy, or knowingly help 4156
another person to destroy, any completed registration or 4157

preregistration form. 4158

Whoever violates this division is guilty of election 4159
falsification, a felony of the fifth degree. 4160

(2)(a) No person who helps another person register or 4161
preregister outside an official voter registration and 4162
preregistration place shall knowingly fail to return any 4163
registration or preregistration form entrusted to that person to 4164
any board of elections or the office of the secretary of state 4165
within ten days after that ~~registration~~ registration or 4166
preregistration form is completed, or on or before the thirtieth 4167
day before the election, whichever day is earlier, unless the 4168
registration or preregistration form is received by the person 4169
within twenty-four hours of the thirtieth day before the election, 4170
in which case the person shall return the registration or 4171
preregistration form to any board of elections or the office of 4172
the secretary of state within ten days of its receipt. 4173

Whoever violates this division is guilty of election 4174
falsification, a felony of the fifth degree, unless the person has 4175
not previously been convicted of a violation of division 4176
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 4177
violation of this division does not cause any person to miss any 4178
voter registration deadline with regard to any election, and the 4179
number of voter registration or preregistration forms that the 4180
violator has failed to properly return does not exceed forty-nine, 4181
in which case the violator is guilty of a misdemeanor of the first 4182
degree. 4183

(b) Subject to division (C)(2) of this section, no person who 4184
helps another person register or preregister outside an official 4185
registration and preregistration place shall knowingly return any 4186
registration or preregistration form entrusted to that person to 4187
any location other than any board of elections or the office of 4188
the secretary of state. 4189

Whoever violates this division is guilty of election 4190
falsification, a felony of the fifth degree, unless the person has 4191
not previously been convicted of a violation of division 4192
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 4193
violation of this division does not cause any person to miss any 4194
voter registration deadline with regard to any election, and the 4195
number of voter registration or preregistration forms that the 4196
violator has failed to properly return does not exceed forty-nine, 4197
in which case the violator is guilty of a misdemeanor of the first 4198
degree. 4199

(C)(1) No person who receives compensation for registering or 4200
preregistering a voter shall knowingly fail to return any 4201
registration or preregistration form entrusted to that person to 4202
any board of elections or the office of the secretary of state 4203
within ten days after that voter registration or preregistration 4204
form is completed, or on or before the thirtieth day before the 4205
election, whichever is earlier, unless the registration or 4206
preregistration form is received by the person within twenty-four 4207
hours of the thirtieth day before the election, in which case the 4208
person shall return the registration or preregistration form to 4209
any board of elections or the office of the ~~secretary~~ secretary of 4210
state within ten days of its receipt. 4211

Whoever violates this division is guilty of election 4212
falsification, a felony of the fifth degree, unless the person has 4213
not previously been convicted of a violation of division 4214
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 4215
violation of this division does not cause any person to miss any 4216
voter registration deadline with regard to any election, and the 4217
number of voter registration or preregistration forms that the 4218
violator has failed to properly return does not exceed forty-nine, 4219
in which case the violator is guilty of a misdemeanor of the first 4220
degree. 4221

(2) No person who receives compensation for registering or 4222
preregistering a voter shall knowingly return any registration or 4223
preregistration form entrusted to that person to any location 4224
other than any board of elections or the office of the secretary 4225
of state. 4226

Whoever violates this division is guilty of election 4227
falsification, a felony of the fifth degree, unless the person has 4228
not previously been convicted of a violation of division 4229
(B)(2)(a), (B)(2)(b), (C)(1), or (C)(2) of this section, the 4230
violation of this division does not cause any person to miss any 4231
voter registration deadline with regard to any election, and the 4232
number of voter registration or preregistration forms that the 4233
violation has failed to properly return does not exceed forty-nine, 4234
in which case the violator is guilty of a misdemeanor of the first 4235
degree. 4236

(D) As used in division (C) of this section, "registering or 4237
preregistering a voter" includes any effort, for compensation, to 4238
provide voter registration or preregistration forms or to assist 4239
persons in completing or returning those forms. 4240

Sec. 3599.111. (A) No person shall knowingly: 4241

(1) Preregister or make application or attempt to preregister 4242
to vote in a precinct in which the person is not qualified to 4243
preregister; 4244

(2) Impersonate another or write or assume the name of 4245
another, real or fictitious, in preregistering or attempting to 4246
preregister; 4247

(3) Swear or affirm falsely upon a lawful examination by or 4248
before any preregistering officer; 4249

(4) Preregister under more than one name; or 4250

(5) Make any false statement on any form for preregistration 4251

or change of preregistration. 4252

(B) Whoever violates this section is guilty of a delinquent 4253
act that would be a felony of the fifth degree if it could be 4254
committed by an adult. 4255

Sec. 3599.161. (A) The director of elections, deputy director 4256
of elections, or an employee of the board of elections designated 4257
by the director or deputy director shall be available during 4258
normal office hours to provide any person with access to the 4259
public records filed in the office of the board of elections. 4260

(B) No director of elections, deputy director of elections, 4261
or employee of the board of elections designated by the director 4262
or deputy director shall knowingly prevent or prohibit any person 4263
from inspecting, under reasonable regulations established and 4264
posted by the board of elections, the public records filed in the 4265
office of the board of elections. Records relating to the 4266
declination of a person to register or preregister to vote and to 4267
the identity of a voter registration or preregistration agency 4268
through which any particular person registered or preregistered to 4269
vote are not public records for purposes of this section. 4270

(C) Whoever violates division (B) of this section is guilty 4271
of prohibiting inspection of election records, a minor 4272
misdemeanor, and shall, upon conviction, be dismissed from ~~his~~ the 4273
offender's position as director of elections, deputy director of 4274
elections, or employee of the board of elections. 4275

Sec. 3599.18. (A) No election official, person assisting in 4276
the registration or preregistration of electors, or police officer 4277
shall knowingly do any of the following: 4278

(1) Refuse, neglect, or unnecessarily delay, hinder, or 4279
prevent the registration of a qualified elector or the 4280
preregistration of a person who is qualified to preregister, who 4281

in a lawful manner applies for registration or preregistration; 4282

(2) Enter or consent to the entry of a fictitious name on a 4283
voter registration or preregistration list; 4284

(3) Alter the name on or remove or destroy the registration 4285
card or form of any qualified elector or the preregistration 4286
record or form of any person who is qualified to preregister; 4287

(4) Neglect, unlawfully execute, or fail to execute any duty 4288
enjoined upon that person as an election official, person 4289
assisting in the registration or preregistration of electors, or 4290
police officer. 4291

(B) Whoever violates division (A) of this section is guilty 4292
of a misdemeanor of the first degree. 4293

Sec. 3599.26. No person shall fraudulently put a ballot or 4294
ticket into a ballot box; or knowingly and willfully vote a ballot 4295
other than an official ballot lawfully obtained by the person from 4296
the precinct election authorities; or fraudulently or deceitfully 4297
change a ballot of an elector, by which such elector is prevented 4298
from voting for such candidates or on an issue as the elector 4299
intends to do; or mark a ballot of an elector except as authorized 4300
by section 3505.24 of the Revised Code; or hand a marked ballot to 4301
an elector to vote, with intent to ascertain how the elector 4302
voted; or furnish a ballot to an elector who cannot read, 4303
knowingly informing the elector that it contains a name different 4304
from the one that is printed or written thereon, to induce the 4305
elector to vote contrary to the elector's intentions; or unduly 4306
delay or hinder ~~an elector~~ another person from applying for 4307
registration or preregistration, registering or preregistering, or 4308
from attempting to vote or voting; or knowingly print or 4309
distribute a ballot contrary to law. 4310

Whoever violates this section is guilty of a felony of the 4311

fifth degree. 4312

Sec. 3599.31. No officer of the law shall fail to obey 4313
forthwith an order of the presiding judge and aid in enforcing a 4314
lawful order of the presiding judges at an election, against 4315
persons unlawfully congregating or loitering within one hundred 4316
feet of a polling place, hindering or delaying an elector from 4317
reaching or leaving the polling place, soliciting or attempting, 4318
within one hundred feet of the polling place, to influence an 4319
elector in casting the elector's vote, or interfering with the 4320
registration or preregistration of voters or casting and counting 4321
of the ballots. 4322

Whoever violates this section is guilty of a misdemeanor of 4323
the first degree. 4324

Sec. 4501.023. (A) The registrar of motor vehicles shall 4325
designate an employee of the bureau of motor vehicles to be in 4326
charge of and responsible for voter registration and 4327
preregistration within the bureau. Each deputy registrar of motor 4328
vehicles shall designate an employee in that deputy registrar's 4329
office to be in charge of and responsible for voter registration 4330
and preregistration within that office. 4331

(B) The registrar shall provide, in cooperation with the 4332
secretary of state, a training program and materials for initial 4333
training in voter registration and preregistration and for ongoing 4334
training for all deputy registrars and their employees. 4335

(C) The registrar shall report to the secretary of state at 4336
least once annually the number of applicants for licenses served 4337
and the number of voter registration and preregistration 4338
transactions completed and transmitted to the board of elections 4339
by the registrar and all deputy registrars. 4340

Sec. 4503.03. (A)(1)(a) The registrar of motor vehicles may 4341
designate the county auditor in each county a deputy registrar. If 4342
the population of a county is forty thousand or less according to 4343
the last federal census and if the county auditor is designated by 4344
the registrar as a deputy registrar, no other person need be 4345
designated in the county to act as a deputy registrar. 4346

(b) The registrar may designate a clerk of a court of common 4347
pleas as a deputy registrar if the population of the county is 4348
forty thousand or less according to the last federal census. In a 4349
county with a population greater than forty thousand but not more 4350
than fifty thousand according to the last federal census, the 4351
clerk of a court of common pleas is eligible to act as a deputy 4352
registrar and may participate in the competitive selection process 4353
for the award of a deputy registrar contract by applying in the 4354
same manner as any other person. All fees collected and retained 4355
by a clerk for conducting deputy registrar services shall be paid 4356
into the county treasury to the credit of the certificate of title 4357
administration fund created under section 325.33 of the Revised 4358
Code. 4359

(c) In all other instances, the registrar shall contract with 4360
one or more other persons in each county to act as deputy 4361
registrars. Notwithstanding the county population restrictions in 4362
division (A)(1)(b) of this section, if no person applies to act 4363
under contract as a deputy registrar in a county and the county 4364
auditor is not designated as a deputy registrar, the registrar may 4365
ask the clerk of a court of common pleas to serve as the deputy 4366
registrar for that county. 4367

(2) Deputy registrars shall accept applications for the 4368
annual license tax for any vehicle not taxed under section 4503.63 4369
of the Revised Code and shall assign distinctive numbers in the 4370
same manner as the registrar. Such deputies shall be located in 4371

such locations in the county as the registrar sees fit. There 4372
shall be at least one deputy registrar in each county. 4373

Deputy registrar contracts are subject to the provisions of 4374
division (B) of section 125.081 of the Revised Code. 4375

(B) The registrar shall not contract with any person to act 4376
as a deputy registrar if the person or, where applicable, the 4377
person's spouse or a member of the person's immediate family has 4378
made, within the current calendar year or any one of the previous 4379
three calendar years, one or more contributions totaling in excess 4380
of one hundred dollars to any person or entity included in 4381
division (A)(2) of section 4503.033 of the Revised Code. As used 4382
in this division, "immediate family" has the same meaning as in 4383
division (D) of section 102.01 of the Revised Code, and "entity" 4384
includes any political party and any "continuing association" as 4385
defined in division (B)(4) of section 3517.01 of the Revised Code 4386
or "political action committee" as defined in division (B)(8) of 4387
that section that is primarily associated with that political 4388
party. For purposes of this division, contributions to any 4389
continuing association or any political action committee that is 4390
primarily associated with a political party shall be aggregated 4391
with contributions to that political party. 4392

The contribution limitations contained in this division do 4393
not apply to any county auditor or clerk of a court of common 4394
pleas. A county auditor or clerk of a court of common pleas is not 4395
required to file the disclosure statement or pay the filing fee 4396
required under section 4503.033 of the Revised Code. The 4397
limitations of this division also do not apply to a deputy 4398
registrar who, subsequent to being awarded a deputy registrar 4399
contract, is elected to an office of a political subdivision. 4400

The registrar shall not contract with either of the following 4401
to act as a deputy registrar: 4402

(1) Any elected public official other than a county auditor 4403
or, as authorized by division (A)(1)(b) of this section, a clerk 4404
of a court of common pleas, acting in an official capacity, except 4405
that, the registrar shall continue and may renew a contract with 4406
any deputy registrar who, subsequent to being awarded a deputy 4407
registrar contract, is elected to an office of a political 4408
subdivision; 4409

(2) Any person holding a current, valid contract to conduct 4410
motor vehicle inspections under section 3704.14 of the Revised 4411
Code. 4412

As used in division (B) of this section, "political 4413
subdivision" has the same meaning as in section 3501.01 of the 4414
Revised Code. 4415

(C)(1) Except as provided in division (C)(2) of this section, 4416
deputy registrars are independent contractors and neither they nor 4417
their employees are employees of this state, except that nothing 4418
in this section shall affect the status of county auditors or 4419
clerks of courts of common pleas as public officials, nor the 4420
status of their employees as employees of any of the counties of 4421
this state, which are political subdivisions of this state. Each 4422
deputy registrar shall be responsible for the payment of all 4423
unemployment compensation premiums, all workers' compensation 4424
premiums, social security contributions, and any and all taxes for 4425
which the deputy registrar is legally responsible. Each deputy 4426
registrar shall comply with all applicable federal, state, and 4427
local laws requiring the withholding of income taxes or other 4428
taxes from the compensation of the deputy registrar's employees. 4429
Each deputy registrar shall maintain during the entire term of the 4430
deputy registrar's contract a policy of business liability 4431
insurance satisfactory to the registrar and shall hold the 4432
department of public safety, the director of public safety, the 4433
bureau of motor vehicles, and the registrar harmless upon any and 4434

all claims for damages arising out of the operation of the deputy registrar agency. 4435
4436

(2) For purposes of Chapter 4141. of the Revised Code, 4437
determinations concerning the employment of deputy registrars and 4438
their employees shall be made under Chapter 4141. of the Revised 4439
Code. 4440

(D)(1) With the approval of the director, the registrar shall 4441
adopt rules governing the terms of the contract between the 4442
registrar and each deputy registrar and specifications for the 4443
services to be performed. The rules shall include specifications 4444
relating to the amount of bond to be given as provided in this 4445
section; the size and location of the deputy's office; and the 4446
leasing of equipment necessary to conduct the vision screenings 4447
required under section 4507.12 of the Revised Code and training in 4448
the use of the equipment. The specifications shall permit and 4449
encourage every deputy registrar to inform the public of the 4450
location of the deputy registrar's office and hours of operation 4451
by means of public service announcements and allow any deputy 4452
registrar to advertise in regard to the operation of the deputy 4453
registrar's office. The rules also shall include specifications 4454
for the hours the deputy's office is to be open to the public and 4455
shall require as a minimum that one deputy's office in each county 4456
be open to the public for at least four hours each weekend, 4457
provided that if only one deputy's office is located within the 4458
boundary of the county seat, that office is the office that shall 4459
be open for the four-hour period each weekend, and that every 4460
deputy's office in each county shall be open to the public until 4461
six-thirty p.m. on at least one weeknight each week. The rules 4462
also shall include specifications providing that every deputy in 4463
each county, upon request, provide any person with information 4464
about the location and office hours of all deputy registrars in 4465
the county and that every deputy prominently display within the 4466

deputy's office, the toll-free telephone number of the bureau. The 4467
rules shall not prohibit the award of a deputy registrar contract 4468
to a nonprofit corporation formed under the laws of this state. 4469
The rules shall prohibit any deputy registrar from operating more 4470
than one such office at any time, except that the rules may permit 4471
a nonprofit corporation formed for the purposes of providing 4472
automobile-related services to its members or the public and that 4473
provides such services from more than one location in this state 4474
to operate a deputy registrar office at any such location, 4475
provided that the nonprofit corporation operates no more than one 4476
deputy registrar office in any one county. The rules may include 4477
such other specifications as the registrar and director consider 4478
necessary to provide a high level of service. 4479

The rules shall establish procedures for a deputy registrar 4480
who requests such authority to collect reinstatement fees under 4481
sections 4507.1612, 4507.45, 4509.101, 4509.81, 4510.10, 4510.22, 4482
4510.72, and 4511.191 of the Revised Code and to transmit the 4483
reinstatement fees and two dollars of the service fee collected 4484
under those sections. The registrar shall ensure that, not later 4485
than January 1, 2012, at least one deputy registrar in each county 4486
has the necessary equipment and is able to accept reinstatement 4487
fees. The registrar shall deposit the service fees received from a 4488
deputy registrar under those sections into the state bureau of 4489
motor vehicles fund created in section 4501.25 of the Revised Code 4490
and shall use the money for deputy registrar equipment necessary 4491
in connection with accepting reinstatement fees. 4492

(2) As a daily adjustment, the bureau of motor vehicles shall 4493
credit to a deputy registrar three dollars and fifty cents for 4494
each damaged license plate or validation sticker the deputy 4495
registrar replaces as a service to a member of the public. 4496

(3) With the prior approval of the registrar, each deputy 4497
registrar may conduct at the location of the deputy registrar's 4498

office any business that is consistent with the functions of a 4499
deputy registrar and that is not specifically mandated or 4500
authorized by this or another chapter of the Revised Code or by 4501
implementing rules of the registrar. 4502

In accordance with guidelines the director of public safety 4503
shall establish, a deputy registrar may operate or contract for 4504
the operation of a vending machine at a deputy registrar location 4505
if products of the vending machine are consistent with the 4506
functions of a deputy registrar. 4507

(4) As used in this section and in section 4507.01 of the 4508
Revised Code, "nonprofit corporation" has the same meaning as in 4509
section 1702.01 of the Revised Code. 4510

(E) Unless otherwise terminated and except for interim 4511
contracts of less than one year, contracts with deputy registrars 4512
shall be for a term of at least two years, but no more than three 4513
years, and all contracts effective on or after July 1, 1996, shall 4514
be for a term of more than two years, but not more than three 4515
years. All contracts with deputy registrars shall expire on the 4516
last Saturday of June in the year of their expiration. The auditor 4517
of state may examine the accounts, reports, systems, and other 4518
data of each deputy registrar at least every two years. The 4519
registrar, with the approval of the director, shall immediately 4520
remove a deputy who violates any provision of the Revised Code 4521
related to the duties as a deputy, any rule adopted by the 4522
registrar, or a term of the deputy's contract with the registrar. 4523
The registrar also may remove a deputy who, in the opinion of the 4524
registrar, has engaged in any conduct that is either unbecoming to 4525
one representing this state or is inconsistent with the efficient 4526
operation of the deputy's office. 4527

If the registrar, with the approval of the director, 4528
determines that there is good cause to believe that a deputy 4529
registrar or a person proposing for a deputy registrar contract 4530

has engaged in any conduct that would require the denial or 4531
termination of the deputy registrar contract, the registrar may 4532
require the production of books, records, and papers as the 4533
registrar determines are necessary, and may take the depositions 4534
of witnesses residing within or outside the state in the same 4535
manner as is prescribed by law for the taking of depositions in 4536
civil actions in the court of common pleas, and for that purpose 4537
the registrar may issue a subpoena for any witness or a subpoena 4538
duces tecum to compel the production of any books, records, or 4539
papers, directed to the sheriff of the county where the witness 4540
resides or is found. Such a subpoena shall be served and returned 4541
in the same manner as a subpoena in a criminal case is served and 4542
returned. The fees of the sheriff shall be the same as that 4543
allowed in the court of common pleas in criminal cases. Witnesses 4544
shall be paid the fees and mileage provided for under section 4545
119.094 of the Revised Code. The fees and mileage shall be paid 4546
from the fund in the state treasury for the use of the agency in 4547
the same manner as other expenses of the agency are paid. 4548

In any case of disobedience or neglect of any subpoena served 4549
on any person or the refusal of any witness to testify to any 4550
matter regarding which the witness lawfully may be interrogated, 4551
the court of common pleas of any county where the disobedience, 4552
neglect, or refusal occurs or any judge of that court, on 4553
application by the registrar, shall compel obedience by attachment 4554
proceedings for contempt, as in the case of disobedience of the 4555
requirements of a subpoena issued from that court, or a refusal to 4556
testify in that court. 4557

Nothing in this division shall be construed to require a 4558
hearing of any nature prior to the termination of any deputy 4559
registrar contract by the registrar, with the approval of the 4560
director, for cause. 4561

(F) Except as provided in section 2743.03 of the Revised 4562

Code, no court, other than the court of common pleas of Franklin 4563
county, has jurisdiction of any action against the department of 4564
public safety, the director, the bureau, or the registrar to 4565
restrain the exercise of any power or authority, or to entertain 4566
any action for declaratory judgment, in the selection and 4567
appointment of, or contracting with, deputy registrars. Neither 4568
the department, the director, the bureau, nor the registrar is 4569
liable in any action at law for damages sustained by any person 4570
because of any acts of the department, the director, the bureau, 4571
or the registrar, or of any employee of the department or bureau, 4572
in the performance of official duties in the selection and 4573
appointment of, and contracting with, deputy registrars. 4574

(G) The registrar shall assign to each deputy registrar a 4575
series of numbers sufficient to supply the demand at all times in 4576
the area the deputy registrar serves, and the registrar shall keep 4577
a record in the registrar's office of the numbers within the 4578
series assigned. Each deputy shall be required to give bond in the 4579
amount of at least twenty-five thousand dollars, or in such higher 4580
amount as the registrar determines necessary, based on a uniform 4581
schedule of bond amounts established by the registrar and 4582
determined by the volume of registrations handled by the deputy. 4583
The form of the bond shall be prescribed by the registrar. The 4584
bonds required of deputy registrars, in the discretion of the 4585
registrar, may be individual or schedule bonds or may be included 4586
in any blanket bond coverage carried by the department. 4587

(H) Each deputy registrar shall keep a file of each 4588
application received by the deputy and shall register that motor 4589
vehicle with the name and address of its owner. 4590

(I) Upon request, a deputy registrar shall make the physical 4591
inspection of a motor vehicle and issue the physical inspection 4592
certificate required in section 4505.061 of the Revised Code. 4593

(J) Each deputy registrar shall file a report ~~semi-annually~~ 4594

semiannually with the registrar of motor vehicles listing the 4595
number of applicants for licenses the deputy has served, the 4596
number of voter registration and preregistration applications the 4597
deputy has completed and transmitted to the board of elections, 4598
and the number of voter registration and preregistration 4599
applications declined. 4600

Sec. 4507.06. (A)(1) Every application for a driver's license 4601
or motorcycle operator's license or endorsement, or duplicate of 4602
any such license or endorsement, shall be made upon the approved 4603
form furnished by the registrar of motor vehicles and shall be 4604
signed by the applicant. 4605

Every application shall state the following: 4606

(a) The applicant's name, date of birth, social security 4607
number if such has been assigned, sex, general description, 4608
including height, weight, color of hair, and eyes, residence 4609
address, including county of residence, duration of residence in 4610
this state, and country of citizenship; 4611

(b) Whether the applicant previously has been licensed as an 4612
operator, chauffeur, driver, commercial driver, or motorcycle 4613
operator and, if so, when, by what state, and whether such license 4614
is suspended or canceled at the present time and, if so, the date 4615
of and reason for the suspension or cancellation; 4616

(c) Whether the applicant is now or ever has been afflicted 4617
with epilepsy, or whether the applicant now is suffering from any 4618
physical or mental disability or disease and, if so, the nature 4619
and extent of the disability or disease, giving the names and 4620
addresses of physicians then or previously in attendance upon the 4621
applicant; 4622

(d) Whether an applicant for a duplicate driver's license, or 4623
duplicate license containing a motorcycle operator endorsement has 4624

pending a citation for violation of any motor vehicle law or 4625
ordinance, a description of any such citation pending, and the 4626
date of the citation; 4627

(e) Whether the applicant wishes to certify willingness to 4628
make an anatomical gift under section 2108.05 of the Revised Code, 4629
which shall be given no consideration in the issuance of a license 4630
or endorsement; 4631

(f) Whether the applicant has executed a valid durable power 4632
of attorney for health care pursuant to sections 1337.11 to 4633
1337.17 of the Revised Code or has executed a declaration 4634
governing the use or continuation, or the withholding or 4635
withdrawal, of life-sustaining treatment pursuant to sections 4636
2133.01 to 2133.15 of the Revised Code and, if the applicant has 4637
executed either type of instrument, whether the applicant wishes 4638
the applicant's license to indicate that the applicant has 4639
executed the instrument; 4640

(g) On and after October 7, 2009, whether the applicant is a 4641
veteran, active duty, or reservist of the armed forces of the 4642
United States and, if the applicant is such, whether the applicant 4643
wishes the applicant's license to indicate that the applicant is a 4644
veteran, active duty, or reservist of the armed forces of the 4645
United States by a military designation on the license. 4646

(2) Every applicant for a driver's license shall be 4647
photographed in color at the time the application for the license 4648
is made. The application shall state any additional information 4649
that the registrar requires. 4650

(B) The registrar or a deputy registrar, in accordance with 4651
section 3503.11 of the Revised Code, shall register or preregister 4652
as an elector any person who applies for a driver's license or 4653
motorcycle operator's license or endorsement under division (A) of 4654
this section, or for a renewal or duplicate of the license or 4655

endorsement, if the applicant is eligible and wishes to be 4656
registered or preregistered as an elector. The decision of an 4657
applicant whether to register or preregister as an elector shall 4658
be given no consideration in the decision of whether to issue the 4659
applicant a license or endorsement, or a renewal or duplicate. 4660

(C) The registrar or a deputy registrar, in accordance with 4661
section 3503.11 of the Revised Code, shall offer the opportunity 4662
of completing a notice of change of residence or change of name to 4663
any applicant for a driver's license or endorsement under division 4664
(A) of this section, or for a renewal or duplicate of the license 4665
or endorsement, if the applicant is a registered elector or 4666
preregistered person who has changed the applicant's residence or 4667
name and has not filed such a notice. 4668

(D) In addition to any other information it contains, on and 4669
after October 7, 2009, the approved form furnished by the 4670
registrar of motor vehicles for an application for a driver's 4671
license or motorcycle operator's license or endorsement or an 4672
application for a duplicate of any such license or endorsement 4673
shall inform applicants that the applicant must present a copy of 4674
the applicant's DD-214 or an equivalent document in order to 4675
qualify to have the license or duplicate indicate that the 4676
applicant is a veteran, active duty, or reservist of the armed 4677
forces of the United States based on a request made pursuant to 4678
division (A)(1)(g) of this section. 4679

Sec. 4507.51. (A)(1) Every application for an identification 4680
card or duplicate shall be made on a form furnished by the 4681
registrar of motor vehicles, shall be signed by the applicant, and 4682
by the applicant's parent or guardian if the applicant is under 4683
eighteen years of age, and shall contain the following information 4684
pertaining to the applicant: name, date of birth, sex, general 4685
description including the applicant's height, weight, hair color, 4686

and eye color, address, and social security number. The 4687
application also shall state whether an applicant wishes to 4688
certify willingness to make an anatomical gift under section 4689
2108.05 of the Revised Code and shall include information about 4690
the requirements of sections 2108.01 to 2108.29 of the Revised 4691
Code that apply to persons who are less than eighteen years of 4692
age. The statement regarding willingness to make such a donation 4693
shall be given no consideration in the decision of whether to 4694
issue an identification card. Each applicant shall be photographed 4695
in color at the time of making application. 4696

(2)(a) The application also shall state whether the applicant 4697
has executed a valid durable power of attorney for health care 4698
pursuant to sections 1337.11 to 1337.17 of the Revised Code or has 4699
executed a declaration governing the use or continuation, or the 4700
withholding or withdrawal, of life-sustaining treatment pursuant 4701
to sections 2133.01 to 2133.15 of the Revised Code and, if the 4702
applicant has executed either type of instrument, whether the 4703
applicant wishes the identification card issued to indicate that 4704
the applicant has executed the instrument. 4705

(b) On and after October 7, 2009, the application also shall 4706
state whether the applicant is a veteran, active duty, or 4707
reservist of the armed forces of the United States and, if the 4708
applicant is such, whether the applicant wishes the identification 4709
card issued to indicate that the applicant is a veteran, active 4710
duty, or reservist of the armed forces of the United States by a 4711
military designation on the identification card. 4712

(3) The registrar or deputy registrar, in accordance with 4713
section 3503.11 of the Revised Code, shall register or preregister 4714
as an elector any person who applies for an identification card or 4715
duplicate if the applicant is eligible and wishes to be registered 4716
or preregistered as an elector. The decision of an applicant 4717
whether to register or preregister as an elector shall be given no 4718

consideration in the decision of whether to issue the applicant an 4719
identification card or duplicate. 4720

(B) The application for an identification card or duplicate 4721
shall be filed in the office of the registrar or deputy registrar. 4722
Each applicant shall present documentary evidence as required by 4723
the registrar of the applicant's age and identity, and the 4724
applicant shall swear that all information given is true. An 4725
identification card issued by the department of rehabilitation and 4726
correction under section 5120.59 of the Revised Code or an 4727
identification card issued by the department of youth services 4728
under section 5139.511 of the Revised Code shall be sufficient 4729
documentary evidence under this division upon verification of the 4730
applicant's social security number by the registrar or a deputy 4731
registrar. Upon issuing an identification card under this section 4732
for a person who has been issued an identification card under 4733
section 5120.59 or section 5139.511 of the Revised Code, the 4734
registrar or deputy registrar shall destroy the identification 4735
card issued under section 5120.59 or section 5139.511 of the 4736
Revised Code. 4737

All applications for an identification card or duplicate 4738
shall be filed in duplicate, and if submitted to a deputy 4739
registrar, a copy shall be forwarded to the registrar. The 4740
registrar shall prescribe rules for the manner in which a deputy 4741
registrar is to file and maintain applications and other records. 4742
The registrar shall maintain a suitable, indexed record of all 4743
applications denied and cards issued or canceled. 4744

(C) In addition to any other information it contains, on and 4745
after the date that is fifteen months after April 7, 2009, the 4746
form furnished by the registrar of motor vehicles for an 4747
application for an identification card or duplicate shall inform 4748
applicants that the applicant must present a copy of the 4749
applicant's DD-214 or an equivalent document in order to qualify 4750

to have the card or duplicate indicate that the applicant is an 4751
honorably discharged veteran of the armed forces of the United 4752
States based on a request made pursuant to division (A)(2)(b) of 4753
this section. 4754

Sec. 5101.54. (A) The director of job and family services 4755
shall administer the supplemental nutrition assistance program in 4756
accordance with the Food and Nutrition Act of 2008 (7 U.S.C. 2011 4757
et seq.). The department may: 4758

(1) Prepare and submit to the secretary of the United States 4759
department of agriculture a plan for the administration of the 4760
supplemental nutrition assistance program; 4761

(2) Prescribe forms for applications, certificates, reports, 4762
records, and accounts of county departments of job and family 4763
services, and other matters; 4764

(3) Require such reports and information from each county 4765
department of job and family services as may be necessary and 4766
advisable; 4767

(4) Administer and expend any sums appropriated by the 4768
general assembly for the purposes of the supplemental nutrition 4769
assistance program and all sums paid to the state by the United 4770
States as authorized by the Food and Nutrition Act of 2008; 4771

(5) Conduct such investigations as are necessary; 4772

(6) Enter into interagency agreements and cooperate with 4773
investigations conducted by the department of public safety, 4774
including providing information for investigative purposes, 4775
exchanging property and records, passing through federal financial 4776
participation, modifying any agreements with the United States 4777
department of agriculture, providing for the supply, security, and 4778
accounting of supplemental nutrition assistance program benefits 4779
for investigative purposes, and meeting any other requirements 4780

necessary for the detection and deterrence of illegal activities 4781
in the supplemental nutrition assistance program; 4782

(7) Adopt rules in accordance with Chapter 119. of the 4783
Revised Code governing employment and training requirements of 4784
recipients of supplemental nutrition assistance program benefits, 4785
including rules specifying which recipients are subject to the 4786
requirements and establishing sanctions for failure to satisfy the 4787
requirements. The rules shall be consistent with 7 U.S.C. 2015 4788
and, to the extent practicable, may provide for the recipients to 4789
participate in work activities, developmental activities, and 4790
alternative work activities established under sections 5107.40 to 4791
5107.69 of the Revised Code that are comparable to programs 4792
authorized by 7 U.S.C. 2015(d)(4). The rules may reference rules 4793
adopted under section 5107.05 of the Revised Code governing work 4794
activities, developmental activities, and alternative work 4795
activities established under sections 5107.40 to 5107.69 of the 4796
Revised Code. 4797

(8) Adopt rules in accordance with section 111.15 of the 4798
Revised Code that are consistent with the Food and Nutrition Act 4799
of 2008, as amended, and regulations adopted thereunder governing 4800
the following: 4801

(a) Eligibility requirements for the supplemental nutrition 4802
assistance program; 4803

(b) Sanctions for failure to comply with eligibility 4804
requirements; 4805

(c) Allotment of supplemental nutrition assistance program 4806
benefits; 4807

(d) To the extent permitted under federal statutes and 4808
regulations, a system under which some or all recipients of 4809
supplemental nutrition assistance program benefits subject to 4810
employment and training requirements established by rules adopted 4811

under division (A)(7) of this section receive the benefits after 4812
satisfying the requirements; 4813

(e) Administration of the program by county departments of 4814
job and family services; 4815

(f) Other requirements necessary for the efficient 4816
administration of the program. 4817

(9) Submit a plan to the United States secretary of 4818
agriculture for the department of job and family services to 4819
operate a simplified supplemental nutrition assistance program 4820
pursuant to 7 U.S.C. 2035 under which requirements governing the 4821
Ohio works first program established under Chapter 5107. of the 4822
Revised Code also govern the supplemental nutrition assistance 4823
program in the case of households receiving supplemental nutrition 4824
assistance program benefits and participating in Ohio works first. 4825

(B) A household that is entitled to receive supplemental 4826
nutrition assistance program benefits and that is determined to be 4827
in immediate need of nutrition assistance, shall receive 4828
certification of eligibility for program benefits, pending 4829
verification, within twenty-four hours, or, if mitigating 4830
circumstances occur, within seventy-two hours, after application, 4831
if: 4832

(1) The results of the application interview indicate that 4833
the household will be eligible upon full verification; 4834

(2) Information sufficient to confirm the statements in the 4835
application has been obtained from at least one additional source, 4836
not a member of the applicant's household. Such information shall 4837
be recorded in the case file, and shall include: 4838

(a) The name of the person who provided the name of the 4839
information source; 4840

(b) The name and address of the information source; 4841

(c) A summary of the information obtained. 4842

The period of temporary eligibility shall not exceed one 4843
month from the date of certification of temporary eligibility. If 4844
eligibility is established by full verification, benefits shall 4845
continue without interruption as long as eligibility continues. 4846

At the time of application, the county department of job and 4847
family services shall provide to a household described in this 4848
division a list of community assistance programs that provide 4849
emergency food. 4850

(C) All applications shall be approved or denied through full 4851
verification within thirty days from receipt of the application by 4852
the county department of job and family services. 4853

(D) Nothing in this section shall be construed to prohibit 4854
the certification of households that qualify under federal 4855
regulations to receive supplemental nutrition assistance program 4856
benefits without charge under the Food and Nutrition Act of 2008. 4857

(E) Any person who applies for the supplemental nutrition 4858
assistance program shall receive a voter registration or 4859
preregistration application under section 3503.10 of the Revised 4860
Code. 4861

Sec. 5115.05. (A) The director of job and family services 4862
shall adopt rules in accordance with section 111.15 of the Revised 4863
Code establishing application and verification procedures, 4864
reapplication procedures, and other requirements the director 4865
considers necessary in the administration of the application 4866
process for disability financial assistance. The rules may require 4867
recipients of disability financial assistance to participate in a 4868
reapplication process two months after initial approval for 4869
assistance has been determined and at such other times as 4870
specified in the rules. 4871

(B) Any person who applies for disability financial 4872
assistance shall receive a voter registration or preregistration 4873
application under section 3503.10 of the Revised Code. 4874

Sec. 5505.044. (A) As used in this section: 4875

(1) "Campaign committee" means a candidate or a combination 4876
of two or more persons authorized by a candidate to receive 4877
contributions and in-kind contributions and make expenditures on 4878
behalf of the candidate. 4879

(2) "Candidate" means an individual who has been nominated in 4880
accordance with rules adopted under section 5505.047 of the 4881
Revised Code for election to the state highway patrol retirement 4882
board or who is seeking to be elected to fill a vacancy on the 4883
board pursuant to section 5505.042 of the Revised Code. 4884

(3) "Contribution" means a loan, gift, deposit, forgiveness 4885
of indebtedness, donation, advance, payment, transfer of funds or 4886
transfer of anything of value including a transfer of funds from 4887
an inter vivos or testamentary trust or decedent's estate, and the 4888
payment by any person other than the person to whom the services 4889
are rendered for the personal services of another person, which 4890
contribution is made, received, or used for the purpose of 4891
influencing the results of an election to the state highway patrol 4892
retirement board under section 5505.041 or 5505.042 of the Revised 4893
Code or the results of an election to fill a vacancy on the board 4894
pursuant to section 5505.042 of the Revised Code. "Contribution" 4895
does not include: 4896

(a) Services provided without compensation by individuals 4897
volunteering a portion or all of their time on behalf of a person; 4898

(b) Ordinary home hospitality; 4899

(c) The personal expenses of a volunteer paid for by that 4900
volunteer campaign worker. 4901

(4) "Election day" means the following, as appropriate to the situation:

(a) The last day that ballots for an election to the state highway patrol retirement board under section 5505.041 or 5505.042 of the Revised Code may be returned in order for the ballot to be counted;

(b) If, pursuant to section 5505.043 of the Revised Code, no election is held, the last day that ballots would have been required to be returned in order to be counted if an election was to be held under section 5505.041 or 5505.042 of the Revised Code.

(5) "Expenditure" means the disbursement or use of a contribution for the purpose of influencing the results of an election to the state highway patrol retirement board under section 5505.041 or 5505.042 of the Revised Code or the results of an election to fill a vacancy on the board pursuant to section 5505.042 of the Revised Code.

(6) "Independent expenditure" means an expenditure by an individual, partnership, or other entity advocating the election or defeat of an identified candidate or candidates, that is not made with the consent of, in coordination, cooperation, or consultation with, or at the request or suggestion of any candidate or candidates or of the campaign committee or agent of the candidate or candidates. An independent expenditure shall not be construed as being a contribution. As used in division (A)(6) of this section:

(a) "Advocating" means any communication containing a message advocating election or defeat.

(b) "Identified candidate" means that the name of the candidate appears, a photograph or drawing of the candidate appears, or the identity of the candidate is otherwise apparent by unambiguous reference.

(c) "Made in coordination, cooperation, or consultation with, 4933
or at the request or suggestion of, any candidate or the campaign 4934
committee or agent of the candidate" means made pursuant to any 4935
arrangement, coordination, or direction by the candidate, the 4936
candidate's campaign committee, or the candidate's agent prior to 4937
the publication, distribution, display, or broadcast of the 4938
communication. An expenditure is presumed to be so made when it is 4939
any of the following: 4940

(i) Based on information about the candidate's plans, 4941
projects, or needs provided to the person making the expenditure 4942
by the candidate, or by the candidate's campaign committee or 4943
agent, with a view toward having an expenditure made; 4944

(ii) Made by or through any person who is, or has been, 4945
authorized to raise or expend funds, who is, or has been, an 4946
officer of the candidate's campaign committee, or who is, or has 4947
been, receiving any form of compensation or reimbursement from the 4948
candidate or the candidate's campaign committee or agent; 4949

(iii) Made by a political party in support of a candidate, 4950
unless the expenditure is made by a political party to conduct 4951
voter registration or preregistration or voter education efforts. 4952

(d) "Agent" means any person who has actual oral or written 4953
authority, either express or implied, to make or to authorize the 4954
making of expenditures on behalf of a candidate, or means any 4955
person who has been placed in a position with the candidate's 4956
campaign committee or organization such that it would reasonably 4957
appear that in the ordinary course of campaign-related activities 4958
the person may authorize expenditures. 4959

(7) "In-kind contribution" means anything of value other than 4960
money that is used to influence the results of an election to the 4961
state highway patrol retirement board under section 5505.041 or 4962
5505.042 of the Revised Code or the results of an election to fill 4963

a vacancy on the board pursuant to section 5505.042 of the Revised 4964
Code or is transferred to or used in support of or in opposition 4965
to a candidate and that is made with the consent of, in 4966
coordination, cooperation, or consultation with, or at the request 4967
or suggestion of the benefited candidate. The financing of the 4968
dissemination, distribution, or republication, in whole or in 4969
part, of any broadcast or of any written, graphic, or other form 4970
of campaign materials prepared by the candidate, the candidate's 4971
campaign committee, or their authorized agents is an in-kind 4972
contribution to the candidate and an expenditure by the candidate. 4973

(8) "Personal expenses" includes ordinary expenses for 4974
accommodations, clothing, food, personal motor vehicle or 4975
airplane, and home telephone. 4976

(B) Except as otherwise provided in division (D) of this 4977
section, each candidate who, or whose campaign committee, receives 4978
contributions or in-kind contributions totaling one thousand 4979
dollars or more or has expenditures totaling one thousand dollars 4980
or more in connection with the candidate's efforts to be elected 4981
to the state highway patrol retirement board shall file with the 4982
secretary of state two complete, accurate, and itemized statements 4983
setting forth in detail the contributions, in-kind contributions, 4984
and expenditures. The statements shall be filed regardless of 4985
whether an election is held or, pursuant to section 5505.043 of 4986
the Revised Code, an election is not held. The statements shall be 4987
made on a form prescribed under section 111.30 of the Revised 4988
Code. Every expenditure shall be vouched for by a receipted bill, 4989
stating the purpose of the expenditures, that shall be filed with 4990
the statement; a canceled check with a notation of the purpose of 4991
the expenditure is a receipted bill for purposes of this division. 4992

The first statement shall be filed not later than four p.m. 4993
on the day that is twelve days before election day. The second 4994
statement shall be filed not sooner than the day that is eight 4995

days after election day and not later than thirty-eight days after 4996
election day. The first statement shall reflect contributions and 4997
in-kind contributions received and expenditures made to the close 4998
of business on the twentieth day before election day. The second 4999
statement shall reflect contributions and in-kind contributions 5000
received and expenditures made during the period beginning on the 5001
nineteenth day before election day and ending on the close of 5002
business on the seventh day after election day. 5003

(C) Each individual, partnership, or other entity who makes 5004
an independent expenditure in connection with the candidate's 5005
efforts to be elected to the state highway patrol retirement board 5006
shall file with the secretary of state two complete, accurate, and 5007
itemized statements setting forth in detail the independent 5008
expenditures. The statements shall be filed regardless of whether 5009
an election is held or, pursuant to section 5505.043 of the 5010
Revised Code, an election is not held. The statements shall be 5011
made on a form prescribed under section 111.30 of the Revised 5012
Code. 5013

The first statement shall be filed not later than four p.m. 5014
on the day that is twelve days before election day. The second 5015
statement shall be filed not sooner than the day that is eight 5016
days after election day and not later than thirty-eight days after 5017
election day. The first statement shall reflect independent 5018
expenditures made to the close of business on the twentieth day 5019
before election day. The second statement shall reflect 5020
independent expenditures made during the period beginning on the 5021
nineteenth day before election day and ending on the close of 5022
business on the seventh day after election day. 5023

(D) Each candidate who, or whose campaign committee, receives 5024
a contribution or in-kind contribution or makes an expenditure in 5025
connection with the candidate's efforts to be elected to fill a 5026
vacancy in the public employees retirement board pursuant to 5027

section 5505.042 of the Revised Code shall file with the secretary 5028
of state a complete, accurate, and itemized statement setting 5029
forth in detail the contributions, in-kind contributions, and 5030
expenditures. The statement shall be made on a form prescribed 5031
under section 111.30 of the Revised Code. Every expenditure shall 5032
be vouched for by a receipted bill, stating the purpose of the 5033
expenditures, that shall be filed with the statement; a canceled 5034
check with a notation of the purpose of the expenditure is a 5035
receipted bill for purposes of this division. 5036

The statement shall be filed within thirty-eight days after 5037
the day the candidate takes office. The statement shall reflect 5038
contributions and in-kind contributions received and expenditures 5039
made to the close of business on the seventh day after the day the 5040
candidate takes office. 5041

Section 2. That existing sections 111.29, 145.053, 329.051, 5042
742.042, 2961.01, 2967.17, 3307.072, 3309.072, 3313.77, 3501.01, 5043
3501.011, 3501.012, 3501.04, 3501.05, 3501.11, 3501.13, 3501.18, 5044
3501.30, 3501.31, 3501.33, 3501.90, 3503.02, 3503.07, 3503.09, 5045
3503.10, 3503.11, 3503.111, 3503.12, 3503.13, 3503.14, 3503.15, 5046
3503.16, 3503.17, 3503.18, 3503.19, 3503.191, 3503.21, 3503.24, 5047
3503.25, 3503.26, 3503.28, 3503.30, 3503.33, 3505.20, 3517.01, 5048
3517.08, 3517.1013, 3517.18, 3599.02, 3599.11, 3599.161, 3599.18, 5049
3599.26, 3599.31, 4501.023, 4503.03, 4507.06, 4507.51, 5101.54, 5050
5115.05, and 5505.044 and sections 3503.29 and 3599.111 of the 5051
Revised Code are hereby repealed. 5052

Section 3. That the version of section 4507.06 of the Revised 5053
Code that is scheduled to take effect January 1, 2017, be amended 5054
to read as follows: 5055

Sec. 4507.06. (A)(1) Every application for a driver's 5056
license, motorcycle operator's license or endorsement, or 5057

motor-driven cycle or motor scooter license or endorsement, or 5058
duplicate of any such license or endorsement, shall be made upon 5059
the approved form furnished by the registrar of motor vehicles and 5060
shall be signed by the applicant. 5061

Every application shall state the following: 5062

(a) The applicant's name, date of birth, social security 5063
number if such has been assigned, sex, general description, 5064
including height, weight, color of hair, and eyes, residence 5065
address, including county of residence, duration of residence in 5066
this state, and country of citizenship; 5067

(b) Whether the applicant previously has been licensed as an 5068
operator, chauffeur, driver, commercial driver, or motorcycle 5069
operator and, if so, when, by what state, and whether such license 5070
is suspended or canceled at the present time and, if so, the date 5071
of and reason for the suspension or cancellation; 5072

(c) Whether the applicant is now or ever has been afflicted 5073
with epilepsy, or whether the applicant now is suffering from any 5074
physical or mental disability or disease and, if so, the nature 5075
and extent of the disability or disease, giving the names and 5076
addresses of physicians then or previously in attendance upon the 5077
applicant; 5078

(d) Whether an applicant for a duplicate driver's license, 5079
duplicate license containing a motorcycle operator endorsement, or 5080
duplicate license containing a motor-driven cycle or motor scooter 5081
endorsement has pending a citation for violation of any motor 5082
vehicle law or ordinance, a description of any such citation 5083
pending, and the date of the citation; 5084

(e) Whether the applicant wishes to certify willingness to 5085
make an anatomical gift under section 2108.05 of the Revised Code, 5086
which shall be given no consideration in the issuance of a license 5087

or endorsement; 5088

(f) Whether the applicant has executed a valid durable power 5089
of attorney for health care pursuant to sections 1337.11 to 5090
1337.17 of the Revised Code or has executed a declaration 5091
governing the use or continuation, or the withholding or 5092
withdrawal, of life-sustaining treatment pursuant to sections 5093
2133.01 to 2133.15 of the Revised Code and, if the applicant has 5094
executed either type of instrument, whether the applicant wishes 5095
the applicant's license to indicate that the applicant has 5096
executed the instrument; 5097

(g) On and after October 7, 2009, whether the applicant is a 5098
veteran, active duty, or reservist of the armed forces of the 5099
United States and, if the applicant is such, whether the applicant 5100
wishes the applicant's license to indicate that the applicant is a 5101
veteran, active duty, or reservist of the armed forces of the 5102
United States by a military designation on the license. 5103

(2) Every applicant for a driver's license shall be 5104
photographed in color at the time the application for the license 5105
is made. The application shall state any additional information 5106
that the registrar requires. 5107

(B) The registrar or a deputy registrar, in accordance with 5108
section 3503.11 of the Revised Code, shall register or preregister 5109
as an elector any person who applies for a license or endorsement 5110
under division (A) of this section, or for a renewal or duplicate 5111
of the license or endorsement, if the applicant is eligible and 5112
wishes to be registered or preregistered as an elector. The 5113
decision of an applicant whether to register or preregister as an 5114
elector shall be given no consideration in the decision of whether 5115
to issue the applicant a license or endorsement, or a renewal or 5116
duplicate. 5117

(C) The registrar or a deputy registrar, in accordance with 5118

section 3503.11 of the Revised Code, shall offer the opportunity 5119
of completing a notice of change of residence or change of name to 5120
any applicant for a driver's license or endorsement under division 5121
(A) of this section, or for a renewal or duplicate of the license 5122
or endorsement, if the applicant is a registered elector or 5123
preregistered person who has changed the applicant's residence or 5124
name and has not filed such a notice. 5125

(D) In addition to any other information it contains, on and 5126
after October 7, 2009, the approved form furnished by the 5127
registrar of motor vehicles for an application for a license or 5128
endorsement or an application for a duplicate of any such license 5129
or endorsement shall inform applicants that the applicant must 5130
present a copy of the applicant's DD-214 or an equivalent document 5131
in order to qualify to have the license or duplicate indicate that 5132
the applicant is a veteran, active duty, or reservist of the armed 5133
forces of the United States based on a request made pursuant to 5134
division (A)(1)(g) of this section. 5135

Section 4. That the existing version of section 4507.06 of 5136
the Revised Code that is scheduled to take effect January 1, 2017, 5137
is hereby repealed. 5138