

**Special Session
of the
House
of
Representatives**

OF THE

**ONE HUNDRED TWENTY-FIFTH GENERAL
ASSEMBLY OF THE STATE OF OHIO**

WEDNESDAY, DECEMBER 15, 2004

SPECIAL SESSION

THIRD DAY

Hall of the House of Representatives, Columbus, Ohio
Wednesday, December 15, 2004 at 11:00 o'clock a.m.

The House met pursuant to adjournment.

The journal of yesterday was read and approved.

On motion of Representative Cates, the House recessed.

The House met pursuant to recess.

**REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS
FOR SECOND CONSIDERATION**

Representative D. Stewart submitted the following report:

The standing committee on State Government to which was referred **H. B. No. 1**-Representative DeWine, having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: SUPREME CT. ELECTIONEERING - DISCLOSE FINANCING

STEPHEN BUEHRER
JIM CARMICHAEL
KEVIN DEWINE
LARRY L. FLOWERS

GARY W. CATES
PATRICIA M. CLANCY
JON M. PETERSON
JAMES PETER TRAKAS

The following members voted "NO"

LANCE T. MASON
SYLVESTER D. PATTON
ANNIE L. KEY

DAN STEWART
EDNA BROWN

Representative Redfern moved that the House adjourn sine die.

The question being, "Shall the House adjourn sine die?"

The yeas and nays were taken and resulted - yeas 29, nays 58, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|-----------|------------|------------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Miller |
| Otterman | Patton S. | Perry | Redfern |
| Skindell | Smith S. | Stewart D. | Strahorn |
| | | | Ujvagi-29. |

Those who voted in the negative were: Representatives

| | | | |
|------------|-----------|-----------|-----------------|
| Aslanides | Blasdel | Buehrer | Calvert |
| Carmichael | Cates | Clancy | Collier |
| Combs | Core | Daniels | DeWine |
| Evans C. | Evans D. | Faber | Fessler |
| Flowers | Gibbs | Gilb | Grendell |
| Hagan | Hoops | Hughes | Husted |
| Kearns | Kilbane | Latta | Martin |
| McGregor | Niehaus | Oelslager | Olman |
| Patton T. | Peterson | Raga | Rausen |
| Reidelbach | Reinhard | Schaffer | Schlichter |
| Schmidt | Schneider | Seaver | Seitz |
| Setzer | Slaby | Smith G. | Stewart J. |
| Taylor | Trakas | Wagner | Walcher |
| Webster | White | Widener | Widowfield |
| Wolpert | | | Householder-58. |

The motion to adjourn sine die was not agreed to.

MOTIONS AND RESOLUTIONS

Representative Cates moved that House Rule 65, pertaining to bills being placed on the calendar, be suspended and that **Sub. H.B. No. 1** - Representative DeWine, be taken up for immediate consideration the third time.

The question being, "Shall the motion to suspend House Rule 65 be agreed to?"

The yeas and nays were taken and resulted - yeas 59, nays 30, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|------------|-----------|-----------------|
| Aslanides | Blasdel | Buehrer | Calvert |
| Carmichael | Cates | Clancy | Collier |
| Combs | Core | Daniels | DeWine |
| Evans C. | Evans D. | Faber | Fessler |
| Flowers | Gibbs | Gilb | Grendell |
| Hagan | Hollister | Hoops | Hughes |
| Husted | Kearns | Kilbane | Latta |
| Martin | McGregor | Niehaus | Oelslager |
| Olman | Patton T. | Peterson | Raga |
| Rausen | Reidelbach | Reinhard | Schaffer |
| Schlichter | Schmidt | Schneider | Seaver |
| Seitz | Setzer | Slaby | Smith G. |
| Taylor | Trakas | Wagner | Walcher |
| Webster | White | Widener | Widowfield |
| Willamowski | Wolpert | | Householder-59. |

Those who voted in the negative were: Representatives

| | | | |
|----------|---------|----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |

| | | | |
|----------|-----------|------------|------------|
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Miller |
| Otterman | Patton S. | Perry | Redfern |
| Skindell | Smith S. | Stewart D. | Stewart J. |
| Strahorn | | | Ujvagi-30. |

The motion was agreed to.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 1-Representative DeWine.

To amend sections 102.03, 2921.01, 2921.43, 3501.38, 3503.14, 3513.07, 3513.10, 3513.261, 3517.01, 3517.08, 3517.082, 3517.09, 3517.092, 3517.10, 3517.102, 3517.103, 3517.104, 3517.105, 3517.106, 3517.108, 3517.109, 3517.11, 3517.13, 3517.151, 3517.152, 3517.154, 3517.155, 3517.16, 3517.17, 3517.20, 3517.23, 3517.992, and 3599.031, to enact new section 3599.03 and sections 3501.381, 3517.1011, 3517.1012, and 3599.111, and to repeal section 3599.03 of the Revised Code to revise the Campaign Finance Law, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

Representative Redfern moved to amend as follows:

In line 1925, strike through ""Address"" and insert "(a) Except as provided in division (F)(1)(b) of this section, "address""

Between lines 1939 and 1940, insert:

"(b) As used with regard to the reporting under this section of any expenditure, "address" means all of the following if they exist: apartment number, street, road, or highway name and number, rural delivery route number, city or village, state, and zip code as used in a person's post-office address, or post-office box. If an address concerning any expenditure is required in this section, a campaign committee, political action committee, legislative campaign fund, or political party may use the business or residence address of its treasurer or deputy treasurer or its post-office box number."

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-----------|----------|----------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Bocieri | Brinkman | Brown |
| Buehrer | Callender | Calvert | Carano |
| Carmichael | Cates | Chandler | Cirelli |
| Clancy | Collier | Combs | Core |
| Daniels | DeBose | DeGeeter | DeWine |
| Distel | Domenick | Driehaus | Evans C. |
| Evans D. | Faber | Fessler | Flowers |
| Gibbs | Gilb | Grendell | Hagan |

| | | | |
|------------|------------|-------------|-----------------|
| Hartnett | Harwood | Hollister | Hoops |
| Hughes | Husted | Jerse | Kearns |
| Key | Kilbane | Koziura | Latta |
| Martin | Mason | McGregor | Miller |
| Niehaus | Oelslager | Olman | Otterman |
| Patton S. | Patton T. | Perry | Peterson |
| Price | Raga | Raussen | Redfern |
| Reidelbach | Reinhard | Schaffer | Schlichter |
| Schmidt | Schneider | Seaver | Seitz |
| Setzer | Skindell | Slaby | Smith G. |
| Smith S. | Stewart D. | Stewart J. | Strahorn |
| Sykes | Taylor | Trakas | Ujvagi |
| Wagner | Walcher | Webster | White |
| Widener | Widowfield | Willamowski | Wilson |
| Wolpert | Yates | | Householder-95. |

The motion was agreed to and the bill so amended.

The question being, "Shall the bill as amended pass?"

Representative D. Stewart moved to amend as follows:

In line 18, after "3517.1012," insert "3517.1013,"

Between lines 4235 and 4236, insert:

"Sec. 3517.1013. (A) Notwithstanding anything in section 3517.102 or any other section of the Revised Code to the contrary, no individual, campaign committee, political action committee, legislative campaign fund, or political party shall make a contribution or contributions aggregating more than two thousand dollars to any one campaign committee, political action committee, legislative campaign fund, or political party in a primary election period or in a general election period.

(B) Notwithstanding anything in section 3517.102 or any other section of the Revised Code to the contrary, no campaign committee, political action committee, legislative campaign fund, or political party may accept a contribution or contributions aggregating more than two thousand dollars from any one individual, campaign committee, political action committee, legislative campaign fund, or political party in a primary election period or in a general election period.

(C) As used in this section, "primary election period" and "general election period" have the same meanings as in section 3517.102 of the Revised Code."

In line 9 of the title, after "3517.1012," insert "3517.1013,"

The question being, "Shall the motion to amend be agreed to?"

Representative Husted moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 60, nays 35, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|------------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hollister | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Niehaus |
| Oelslager | Olman | Otterman | Peterson |
| Raga | Raussen | Reidelbach | Reinhard |
| Schaffer | Schlichter | Schmidt | Schneider |
| Seaver | Seitz | Setzer | Slaby |
| Smith G. | Taylor | Trakas | Wagner |
| Walcher | Webster | White | Widener |
| Widowfield | Willamowski | Wolpert | Householder-60. |

Those who voted in the negative were: Representatives

| | | | |
|------------|------------|-----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Miller | Patton S. | Patton T. | Perry |
| Price | Redfern | Skindell | Smith S. |
| Stewart D. | Stewart J. | Strahorn | Sykes |
| Ujvagi | Wilson | | Yates-35. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Driehaus moved to amend as follows:

In lines 12 and 6002, delete "102.03, 2921.01, 2921.43,"

In lines 13 and 6003, delete "3517.08,"

In lines 14 and 6004, delete "3517.092,"

In lines 15 and 6005, delete "3517.108,"

Delete lines 20 through 361

In lines 902 and 1026, reinsert "political contributing entity,"

In lines 922, 1321, 1326, 1342, and 1611, after the first underlined comma insert "political contributing entity."

In line 976, reinsert "a political contributing entity,"

In lines 1007 and 1649, delete "or"; reinsert "or political"

In lines 1008 and 1650, reinsert "contributing entity"

In line 1010, delete "or"

In line 1011, reinsert ", or entity"

In line 1028, reinsert "unless the labor"

In line 1029, reinsert everything before the period

In line 1079, reinsert everything after "(21)"

Reinsert lines 1080 through 1086

In line 1087, reinsert "judgment of a court of competent jurisdiction."; delete "Restricted" and insert:

"(22) Restricted"

In line 1090, delete "(22)" and insert "(23)"

In line 1093, delete "(23)" and insert "(24)"

Delete lines 1098 through 1154

In line 1303, strike through "or"; reinsert "political"

In line 1304, reinsert "contributing entity"

In line 1310, after "~~organization~~" insert ", or"

Delete lines 1352 through 1431

In line 1431, delete "and"; reinsert ", and political"

In line 1432, reinsert "contributing entity"

In lines 1472, 1503, 1798, and 1889, delete "or"; reinsert ", or"

In lines 1473, 1504, 1799, and 1890, reinsert "political contributing entity"

In lines 1494 and 1937, delete "or"

In lines 1495, 1600, 1691, 1742, and 1915, reinsert ", or political contributing entity"

In lines 1499, 1790, and 1795, delete "or"; reinsert ", or political"

In lines 1500, 1791, and 1796, reinsert "contributing entity"

In line 1508, delete "or"; reinsert ", or political contributing"

In line 1509, reinsert "entity"

In line 1585, reinsert "or political contributing entity,"

In line 1586, delete "or"; reinsert "or entity,"

Between lines 1695 and 1696, insert:

"(6) In the case of a political contributing entity that has received a contribution or contributions from members of a labor organization, the name of each member of that organization who has made a contribution or contributions

to the political contributing entity that calendar year aggregating twenty-five dollars or more. The amount of a member's contribution or contributions to a political contributing entity shall be determined by multiplying the member's annual dues paid to the member's labor organization by the percentage of the total dues that are collected by that organization from its members that are contributed by the organization to the political contributing entity."

In line 1770, delete "or"; after the second comma insert "or"; reinsert "political"

In line 1771, reinsert "contributing entities,"

In line 1779, delete "or"

In line 1780, after the first comma insert "or"; reinsert "political contributing entities"

In line 1934, delete "or"; reinsert ", or political contributing entity"

Reinsert lines 2051 through 2056

In line 2057, reinsert "period identified under divisions (A)(1), (2),"; reinsert "(3)"; after the reinserted "(3)" insert "and (4)"; reinsert "of this"

Reinsert lines 2058 through 2060

In line 2156, reinsert "(g)"; after "~~Five~~" insert "Ten"; reinsert the balance of the line

In line 2157, reinsert "entity in a calendar year"

In lines 2182 and 2185, reinsert "or to a political contributing entity"

In line 2187, reinsert "or with a"

In line 2188, reinsert "political contributing entity"

In line 2210, reinsert "(e)"; after "~~Two~~" insert "Ten"; reinsert "thousand"; reinsert "dollars to any one political"

In line 2211, reinsert the stricken language

In line 2215, reinsert "or to any one political"

In line 2216, reinsert "contributing entity"

Reinsert lines 2286 through 2288

In line 2289, reinsert "(a)"; after "~~Two~~" insert "Ten"; reinsert "thousand"; reinsert "dollars to the campaign"

Reinsert lines 2290 and 2291

In line 2292, reinsert "(b)"; after "~~Two~~" insert "Ten"; reinsert "thousand"; reinsert "dollars to the campaign"

Reinsert lines 2293 and 2294

In line 2295, reinsert "(c)"; after "~~Two~~" insert "Ten"; reinsert "thousand"; reinsert "dollars to the campaign"

Reinsert lines 2296 and 2297

In line 2298, reinsert "(d)"; after "~~Five~~" insert "Fifteen"; reinsert "thousand dollars"

In line 2299, reinsert "to any one legislative"

Reinsert line 2300

In line 2301, reinsert "(e)"; after "~~Fifteen~~" insert "Thirty"; reinsert the balance of the line

Reinsert line 2302

In line 2303, reinsert "(f)"; after "~~Two~~" insert "Ten"; reinsert "thousand"; reinsert "dollars to another political"

Reinsert lines 2304 through 2306

In line 2307, reinsert "contributing entity or"; reinsert "political action committee affiliated"

Reinsert lines 2308 through 2315

In line 2324, after the comma insert "from any political contributing entity."

In lines 2347 and 2365, reinsert "from any one political contributing entity,"

In line 2395, after "committee" insert "or political contributing entity"

In line 2405, reinsert "from any one"

In line 2406, reinsert "political contributing entity,"

In line 2416, reinsert "from any one political contributing entity,"

In line 2449, reinsert "and no political contributing entity"

In line 2461, reinsert "or from a political"

In line 2462, reinsert "contributing entity"; reinsert "Subject to division (D)(1)"

Reinsert line 2463

In line 2464, reinsert "contribution or contributions aggregating more than"; after "~~two~~" insert "ten"; reinsert "thousand"

In line 2465, reinsert everything after "~~hundred~~"

In line 2466, reinsert "from a political action committee in a calendar year."

In line 2467, reinsert "or"

In line 2468, reinsert "political contributing entity"

In lines 2469, 2472, 2886, and 3145, reinsert "or political contributing entity"

In line 2478, reinsert "(a)"

Reinsert lines 2490 through 2501

In line 2507, delete "or"

In lines 2508 and 2881, reinsert everything after "committee"

Reinsert lines 2509 through 2514

In line 2515, reinsert "political contributing entity"

Reinsert lines 2882 and 2883

In line 2884, reinsert "political contributing entity"

In lines 2904, 2909, and 3156, reinsert "political contributing entity,"

In lines 2911 and 2914, reinsert "entity,"

In lines 2920 and 3057, reinsert "political"

In line 2921, reinsert "contributing entity,"

In line 3035, reinsert "and political"

In line 3036, reinsert "contributing entities"

In line 3057, reinsert "political"

In line 3058, reinsert "contributing entities,"

In line 3133, reinsert "and a"

In line 3134, reinsert "political contributing entity"

In line 3139, after the underlined comma insert "political contributing entity,"

In line 3163, reinsert "or a political"

In line 3164, reinsert "contributing entity"

In lines 3562 and 3569, delete "or"; after the third comma insert "or"

In lines 3563, 3570, 4642, 4645, 4665, 4670, 4677, 4692, 4777, and 5751, reinsert "political contributing entity,"

In lines 3574, 3580, and 3588, delete "or"; after the second comma insert "or"; reinsert "political"

In lines 3575, 3581, and 3589, reinsert "contributing entity,"

Delete lines 3669 through 3742

In line 3767, delete "or"; reinsert ", or (7)"

In line 3773, delete "or"

In line 3774, reinsert ", or (7)"

In lines 4242, 4247, 4251, and 4328, reinsert "or political contributing entities"

In lines 4244 and 4249, reinsert "or political"

In lines 4245 and 4250, reinsert "contributing entities"

In line 4274, reinsert "or political contributing"

In line 4275, reinsert "entities"

In line 4489, strike through "or"; reinsert "political contributing entity"; after the reinserted "entity" insert ",or"

In lines 4689 and 4698, reinsert "political"

In lines 4690 and 4699, reinsert "contributing entity,"

In lines 4943, 4952, and 5175, delete "or"

In line 4944, reinsert ", or political contributing entity"

In line 4953, reinsert ", or a political contributing entity"

In line 5176, reinsert "or a political contributing entity,"

In line 5331, reinsert everything after "(i)"

Reinsert line 5332

In line 5333, reinsert "(j)"

In line 5338, reinsert "(k)"; delete "(j)"

In line 5341, delete "(k)" and insert "(l)"

In line 5347, reinsert "or political contributing entity"

In line 5359, reinsert "or limited"

In line 5360, reinsert "political contributing entity"

In lines 5363 and 5375, reinsert "or limited political contributing entity"

In line 5373, reinsert "a political contributing"

In line 5374, reinsert "entity with ten or more members,"

In line 5383, reinsert "a political contributing entity with ten"

In line 5384, reinsert "or more members,"; reinsert "or"

In line 5385, reinsert "limited political contributing entity"

Reinsert line 5391

In line 5397, reinsert "or political"

In line 5398, reinsert "contributing entity"

In line 5489, reinsert "political"

In line 5490, reinsert everything before "or"

In line 5519, after the third underlined comma insert "political contributing entity."

In lines 5520 and 5527, after the underlined comma insert "limited political contributing entity."

In line 5526, after the second underlined comma insert "political contributing entity."

In line 5540, strike through "and"; reinsert "political contributing entity"; after the reinserted "entity" insert ", and"

Reinsert lines 5603 through 5606

In line 5646, reinsert "or political contributing"

In line 5647, reinsert "entity"

In line 1 of the title, delete "102.03, 2921.01, 2921.43,"

In line 3 of the title, delete "3517.08,"; delete "3517.092,"

In line 5 of the title, delete "3517.108,"

The question being, "Shall the motion to amend be agreed to?"

Representative Olman moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 54, nays 41, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-----------|------------|-----------------|
| Aslanides | Blasdel | Buehrer | Calvert |
| Carmichael | Cates | Clancy | Collier |
| Combs | Core | Daniels | DeWine |
| Evans C. | Evans D. | Faber | Fessler |
| Flowers | Gibbs | Gilb | Grendell |
| Hagan | Hoops | Husted | Kearns |
| Kilbane | Latta | Martin | Niehaus |
| Olman | Peterson | Raga | Rausen |
| Reidelbach | Reinhard | Schaffer | Schlichter |
| Schmidt | Schneider | Seaver | Seitz |
| Setzer | Slaby | Smith G. | Taylor |
| Trakas | Wagner | Walcher | Webster |
| White | Widener | Widowfield | Willamowski |
| Wolpert | | | Householder-54. |

Those who voted in the negative were: Representatives

| | | | |
|-----------|-----------|------------|------------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Callender | Carano |
| Chandler | Cirelli | DeBose | DeGeeter |
| Distel | Domenick | Driehaus | Hartnett |
| Harwood | Hollister | Hughes | Jerse |
| Key | Koziura | Mason | McGregor |
| Miller | Oelslager | Otterman | Patton S. |
| Patton T. | Perry | Price | Redfern |
| Skindell | Smith S. | Stewart D. | Stewart J. |
| Strahorn | Sykes | Ujvagi | Wilson |
| | | | Yates-41. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Domenick moved to amend as follows:

In line 2316, strike through "division" and insert "divisions (C)(1)(d)
and"

Between lines 2338 and 2339, insert:

"(d) No campaign committee of a statewide candidate shall accept a contribution or contributions from any combination of political action committees in a primary election period or in a general election period that total in excess of twenty-five thousand dollars."

In line 2339, strike through "division" and insert "divisions (C)(2)(c)
and"

Between lines 2356 and 2357, insert:

"(c) No campaign committee of a senate candidate shall accept a contribution or contributions from any combination of political action committees in a primary election period or in a general election period that total in excess of twenty-five thousand dollars."

In line 2357, strike through "division" and insert "divisions (C)(3)(c)
and"

Between lines 2374 and 2375, insert:

"(c) No campaign committee of a house candidate shall accept a contribution or contributions from any combination of political action committees in a primary election period or in a general election period that total in excess of twenty-five thousand dollars."

The question being, "Shall the motion to amend be agreed to?"

Representative Widowfield moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 61, nays 34, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-----------|------------|-------------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hollister | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Miller |
| Niehaus | Oelslager | Olman | Patton T. |
| Peterson | Raga | Rausen | Reidelbach |
| Reinhard | Schaffer | Schlichter | Schmidt |
| Schneider | Seaver | Seitz | Setzer |
| Slaby | Smith G. | Taylor | Trakas |
| Wagner | Walcher | Webster | White |
| Widener | Widowfield | Willamowski | Wolpert |
| | | | Householder-61. |

Those who voted in the negative were: Representatives

| | | | |
|------------|-----------|----------|------------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Otterman | Patton S. | Perry | Price |
| Redfern | Skindell | Smith S. | Stewart D. |
| Stewart J. | Strahorn | Sykes | Ujvagi |
| Wilson | | | Yates-34. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Miller moved to amend as follows:

In line 1911, strike through "divisions" and insert "division"; strike through "(ii) and"

In line 1912, strike through "those"

In line 1913, strike through "divisions" and insert "that division"

Strike through line 1916

In line 1917, strike through "from the contributor or the"

Between lines 1919 and 1920, insert:

"If a campaign committee fails to obtain, maintain, and submit the information required under division (B)(4)(b)(ii) of this section, the committee shall return each contribution in question that is in excess of one hundred dollars to the individual who was its contributor."

The question being, "Shall the motion to amend be agreed to?"

Representative DeWine moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 59, nays 35, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|------------|-----------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Hagan | Hollister | Hoops | Hughes |
| Husted | Kearns | Kilbane | Latta |
| Martin | McGregor | Niehaus | Oelslager |
| Olman | Patton T. | Peterson | Raga |
| Rausen | Reidelbach | Reinhard | Schaffer |
| Schlichter | Schmidt | Schneider | Seaver |
| Seitz | Setzer | Slaby | Smith G. |
| Taylor | Trakas | Wagner | Walcher |
| Webster | White | Widener | Widowfield |
| Willamowski | Wolpert | | Householder-59. |

Those who voted in the negative were: Representatives

| | | | |
|------------|------------|-----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Perry |
| Price | Redfern | Skindell | Smith S. |
| Stewart D. | Stewart J. | Strahorn | Sykes |
| Ujvagi | Wilson | | Yates-35. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Ujvagi moved to amend as follows:

In lines 12 and 6002, after "2921.43," insert "3501.05,"

In line 18, after "3517.1012," insert "3517.30, 3517.31, 3517.32, 3517.33, 3517.34, 3517.35, 3517.36, 3517.37, 3517.38, 3517.39,"

Between lines 361 and 362, insert:

"**Sec. 3501.05.** The secretary of state shall do all of the following:

- (A) Appoint all members of boards of elections;
- (B) Issue instructions by directives and advisories to members of the boards as to the proper methods of conducting elections;
- (C) Prepare rules and instructions for the conduct of elections;

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

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

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

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

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

(I) Certify to the several boards the forms of ballots and names of candidates for state offices, and the form and wording of state referendum questions and issues, as they shall appear on the ballot;

(J) Give final approval to ballot language for any local question or issue approved and transmitted by boards of elections under section 3501.11 of the Revised Code;

(K) Receive all initiative and referendum petitions on state questions and issues and determine and certify to the sufficiency of those petitions;

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

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

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

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

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

(P) Prescribe and distribute to boards of elections a list of instructions indicating all legal steps necessary to petition successfully for local option elections under sections 4301.32 to 4301.41, 4303.29, 4305.14, and 4305.15 of

the Revised Code;

(Q) Prescribe a general program to remove ineligible voters from official registration lists by reason of change of residence, which shall be uniform, nondiscriminatory, and in compliance with the Voting Rights Act of 1965 and the National Voter Registration Act of 1993, including a program that uses the national change of address service provided by the United States postal system through its licensees;

(R) Prescribe a general program for registering voters or updating voter registration information, such as name and residence changes, at designated agencies, the offices of deputy registrars of motor vehicles, public high schools and vocational schools, public libraries, and the offices of county treasurers, and prescribe a program of distribution of voter registration forms through those agencies, the offices of the registrar and deputy registrars of motor vehicles, public high schools and vocational schools, public libraries, and the offices of county treasurers;

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

(T) Adopt rules pursuant to section 111.15 of the Revised Code for the purpose of implementing the program for registering voters at designated agencies and the offices of the registrar and deputy registrars of motor vehicles consistent with this chapter;

(U) Specify, by a directive issued not later than thirty-five days prior to the date of an election, the date by which the boards shall complete the canvass of election returns under section 3505.32 or 3513.22 of the Revised Code;

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

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

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

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

(W) Exercise the powers and duties prescribed in sections 3517.30 to 3517.39 of the Revised Code;

(X) Perform other duties required by law.

Whenever a primary election is held under section 3513.32 of the Revised Code or a special election is held under section 3521.03 of the Revised Code to fill a vacancy in the office of representative to congress, the secretary of state shall establish a deadline, notwithstanding any other deadline required

under the Revised Code, by which any or all of the following shall occur: the filing of a declaration of candidacy and petitions or a statement of candidacy and nominating petition together with the applicable filing fee; the filing of protests against the candidacy of any person filing a declaration of candidacy or nominating petition; the filing of a declaration of intent to be a write-in candidate; the filing of campaign finance reports; the preparation of, and the making of corrections or challenges to, precinct voter registration lists; the receipt of applications for absent voter's ballots or armed service absent voter's ballots; the supplying of election materials to precincts by boards of elections; the holding of hearings by boards of elections to consider challenges to the right of a person to appear on a voter registration list; and the scheduling of programs to instruct or reinstruct election officers.

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

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

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

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

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

Between lines 1097 and 1098, insert:

"(24) "Political fundraiser" has the same meaning as in section 3517.30 of the Revised Code."

Between lines 1685 and 1686, insert:

"(h) In the case of a contribution received through the efforts of a political fundraiser, the fact that the contribution was received through those

efforts and the identity of that political fundraiser."

In line 1894, after "contribution" insert ", and to the political fundraiser through which the contribution was raised, if any."

Between lines 1923 and 1924, insert:

"(5) Any political fundraiser that raises contributions for, at the request of, for the benefit of, or on behalf of a campaign committee, political party, political action committee, or legislative campaign fund shall provide to the campaign committee, political party, political action committee, or legislative campaign fund the identity of each contributor and the amount of each contribution raised through the efforts of the political fundraiser."

Between lines 5544 and 5545, insert:

"Sec. 3517.30. As used in this section and sections 3517.31 to 3517.39 of the Revised Code:

(A) "Aggrieved party" means a party entitled to resort to a remedy.

(B) "Campaign committee," "candidate," "contribution," "legislative campaign fund," and "political action committee" have the same meanings as in section 3517.01 of the Revised Code.

(C) "Compensation" has the same meaning as in section 101.70 of the Revised Code.

(D) "Employer" means any campaign committee, political party, political action committee, or legislative campaign fund that, directly or indirectly, engages a political fundraiser.

(E) "Engage" means to make any arrangement, and "engagement" means an arrangement, whereby a person is employed or retained for compensation to raise contributions for, at the request of, for the benefit of, or on behalf of an employer.

(F) "Expenditure" means any of the following that is made for, at the request of, for the benefit of, or on behalf of a candidate, or that is made for the purpose of raising contributions for, at the request of, for the benefit of, or on behalf of a campaign committee, political party, political action committee, or legislative campaign fund:

(1) A payment, distribution, loan, advance, deposit, reimbursement, or gift of money, real estate, or anything of value, including, not but limited to, food and beverages, entertainment, lodging, transportation, or honoraria;

(2) A contract, promise, or agreement to make an expenditure, whether or not legally enforceable;

(3) The purchase, sale, or gift of services or any other thing of value.

"Expenditure" does not include a contribution, gift, or grant to a foundation or other charitable organization that is exempt from federal income

taxation under subsection 501(c)(3) of the Internal Revenue Code. "Expenditure" also does not include the purchase, sale, or gift of services or any other thing of value that is available to the general public on the same terms as it is available to the persons referred to in division (F) of this section, or an offer or sale of securities to any such person that is governed by regulation D, 17 C.F.R. 2301.501 to 2301.508, adopted under the authority of the "Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. 77a et. seq., or that is governed by a comparable provision under state law.

(G) "Financial transaction" means a transaction or activity that is conducted or undertaken for profit and arises from the joint ownership or the ownership or part ownership in common of any real or personal property or any commercial or business enterprise of whatever form or nature between the following:

(1) A political fundraiser, the political fundraiser's employer, or a member of the immediate family of the political fundraiser or the political fundraiser's employer; and

(2) Any candidate, campaign committee, political party, political action committee, or legislative campaign fund.

"Financial transaction" does not include any transaction or activity described in division (G) of this section if it is available to the general public on the same terms, or if it is an offer or sale of securities to any person referred to in division (G)(2) of this section that is governed by regulation D, 17 C.F.R. 2301.501 to 2301.508, adopted under the authority of the "Securities Act of 1933," 48 Stat. 74, 15 U.S.C.A. 77a et. seq., or that is governed by a comparable provision under state law.

(H) "Person" has the same meaning as in section 101.70 of the Revised Code and also includes a campaign committee, political party, political action committee, and legislative campaign fund.

(I) "Political fundraiser" means any person engaged in raising contributions for a campaign committee, political party, political action committee, or legislative campaign fund for compensation.

Sec. 3517.31. (A) No person shall knowingly fail to register as required under section 3517.32 of the Revised Code.

(B) No person shall knowingly fail to keep a receipt or maintain a record that section 3517.33 of the Revised Code requires the person to keep or maintain.

(C) No person shall knowingly fail to file a statement that section 3517.33 or 3517.34 of the Revised Code requires the person to file.

(D) No person shall knowingly file a false statement that section 3517.33 or 3517.34 of the Revised Code requires the person to file.

Sec. 3517.32. (A) Each political fundraiser and each employer shall file

with the secretary of state, within ten days following the engagement of the political fundraiser, an initial registration statement showing all of the following:

(1) The name, business address, and occupation of the political fundraiser;

(2) The name and business address of the employer or of the real party in interest on whose behalf the political fundraiser is acting, if it is different from the employer. For the purposes of division (A)(2) of this section, if a trade association or other charitable or fraternal organization that is exempt from federal income taxation under subsection 501(c) of the Internal Revenue Code is the employer, the statement need not list the names and business addresses of every member of the association or organization, as long as the name and business address of the association or organization itself is listed.

(3) A brief description of the nomination or election to which the engagement relates, if any;

(4) The name of the candidate, office, or issue to which the engagement relates, if any.

(B) In addition to the initial registration statement required by division (A) of this section, each political fundraiser and employer shall file with the secretary of state, not later than the last day of January, May, and September of each year, an updated registration statement that confirms the continuing existence of each engagement described in the initial registration statement and that lists the specific nomination or election and the candidate, office, or issue regarding which the political fundraiser seeks to raise contributions for the employer, if any, under the engagement during the period covered by the updated statement. The updated registration statement shall be accompanied by any statement of political fundraising required to be filed by section 3517.33 of the Revised Code and any statement of the details of financial transactions required to be filed by section 3517.34 of the Revised Code.

(C) If a political fundraiser is engaged by more than one employer, the political fundraiser shall file a separate initial and updated registration statement for each engagement. If an employer engages more than one political fundraiser, the employer need file only one updated registration statement under division (B) of this section, which shall contain the information required by that division regarding all of the political fundraisers engaged by the employer.

(D)(1) A change in any information required by division (A)(1) or (2) or (B) of this section shall be reflected in the next updated registration statement filed under division (B) of this section.

(2) Within thirty days following the termination of an engagement, the political fundraiser who was employed under the engagement shall send written notification of the termination to the secretary of state.

(E) A registration fee of twenty-five dollars shall be charged for filing an initial registration statement. All money collected from this fee shall be

deposited into the general revenue fund of the state.

(F) Upon initial registration pursuant to this section, a political fundraiser shall be issued a card by the secretary of state showing that the political fundraiser is registered. The registration card and the political fundraiser's registration shall be valid from the date of their issuance until the thirty-first day of January of the year following the year in which the initial registration was filed.

(G) The secretary of state shall be responsible for reviewing each registration statement filed with the secretary of state under this section and for determining whether it contains all of the required information. If the secretary of state determines that the registration statement does not contain all of the required information or that a political fundraiser or employer has failed to file a registration statement, the secretary of state shall send written notification by certified mail to the person who filed the registration statement regarding the deficiency in it or to the person who failed to file the registration statement regarding the failure. Any person so notified by the secretary of state shall file, not later than fifteen days after receiving the notice, a registration statement or an amended registration statement that contains all of the required information. If any person who receives a notice under this division fails to file a registration statement or an amended registration statement within this fifteen-day period, the secretary of state shall assess a late filing fee equal to twelve dollars and fifty cents per day, up to a maximum fee of one hundred dollars, upon that person. The secretary of state may waive the late filing fee for good cause shown.

(H) On or before the fifteenth day of March of each year, the secretary of state shall publish, in the manner and form that the secretary of state determines, a report containing statistical information on the registration statements filed with the secretary of state under this section during the preceding year.

(I) If an employer who engages a political fundraiser is the recipient of a contract, grant, lease, or other financial arrangement pursuant to which funds of the state are distributed or allocated, any aggrieved party may consider the failure of the employer or the political fundraiser to comply with this section as a breach of a material condition of the contract, grant, lease, or other financial arrangement.

(J) State officials may require certification from any political fundraiser or employer seeking the award of a contract, grant, lease, or other financial arrangement described in division (I) of this section that the political fundraiser or employer is in compliance with this section.

Sec. 3517.33. (A) Each political fundraiser and each employer shall file with the secretary of state, with the updated registration statement required by division (B) of section 3517.32 of the Revised Code, a statement of political fundraising as specified in division (B) of this section. A political fundraiser shall file a separate statement of political fundraising for each employer that engages the political fundraiser.

(B)(1) In addition to the information required by divisions (B)(2) and (3) of this section, a political fundraiser's statement of political fundraising shall include all of the following:

(a) The total amount of expenditures made by the political fundraiser during the reporting period covered by the statement;

(b) The total amount of contributions made to or for the benefit of the employer during the reporting period through the efforts of the political fundraiser;

(c) The identity of each contributor who made a contribution to or for the benefit of the employer during the reporting period through the efforts of the political fundraiser, and the amount of each contribution.

(2) If, during a reporting period covered by a statement of political fundraising, an employer or any political fundraiser the employer engaged made, either separately or in combination with each other, expenditures for, at the request of, for the benefit of, or on behalf of a particular candidate, campaign committee, political party, political action committee, or legislative campaign fund, the employer or political fundraiser shall state in the employer's or political fundraiser's statement of political fundraising all of the following:

(a) The name of the candidate, campaign committee, political party, political action committee, or legislative campaign fund for whom, at whose request, for whose benefit, or on whose behalf the expenditures were made;

(b) The total amount of the expenditures made;

(c) A brief description of the expenditures made;

(d) The approximate date the expenditures were made;

(e) The nomination or election and the candidate, office, or issue for which the political fundraiser is raising contributions, if any;

(f) The identity of the client on whose behalf the expenditures were made.

As used in division (B)(2) of this section, "expenditures" does not include expenditures made by a political fundraiser as payment for meals and other food and beverages.

(3) If, during a reporting period covered by a statement of political fundraising, a political fundraiser made expenditures as payment for meals and other food and beverages, other than for meals and other food and beverages provided at a meeting at which the political fundraiser participated in a panel, seminar, or speaking engagement or at a meeting or convention of a national organization to which any state agency, including, but not limited to, any legislative agency or state institution of higher education as defined in section 3345.011 of the Revised Code, pays membership dues, that, when added to the amount of previous payments made for meals and other food and beverages by

that political fundraiser during that same calendar year, exceeded a total of fifty dollars for, at the request of, for the benefit of, or on behalf of a particular candidate, campaign committee, political party, political action committee, or legislative campaign fund, then the political fundraiser and its employer shall state in the political fundraiser's or employer's statement of political fundraising all of the following:

(a) The name of the candidate, campaign committee, political party, political action committee, or legislative campaign fund for whom, at whose request, for whose benefit, or on whose behalf the expenditures were made;

(b) The total amount of the expenditures made;

(c) A brief description of the expenditures made;

(d) The approximate date the expenditures were made;

(e) The nomination or election and the candidate, office, or issue for which the political fundraiser is raising contributions, if any;

(f) The identity of the client on whose behalf the expenditures were made.

(4) In addition to the information required by divisions (B)(2) and (3) of this section, a statement of political fundraising filed by an employer shall show the total amount of expenditures made by the employer during the period covered by the statement. As used in division (B)(4) of this section, "expenditures" does not include the expenses of maintaining office facilities or the compensation paid to political fundraisers engaged to raise contributions.

No employer shall be required to show, under division (B)(4) of this section, any expenditure on a statement of political fundraising if the expenditure is reported on a statement of political fundraising under division (B)(1), (2), or (3) of this section by a political fundraiser engaged by the employer.

(C) Any statement of political fundraising required to be filed under this section shall be filed at the times specified in section 3517.32 of the Revised Code. Each statement shall cover contributions raised, if applicable, and expenditures made during the four-calendar-month period that ended on the last day of the month immediately preceding the month in which the statement is required to be filed.

(D) If it is impractical or impossible for a political fundraiser or employer to determine exact dollar amounts or values of expenditures, reporting of good faith estimates, based on reasonable accounting procedures, constitutes compliance with the expenditure reporting requirements of this section.

(E) Political fundraisers and employers shall retain receipts or maintain records for all contributions and expenditures that they are required to report under this section. These receipts or records shall be maintained for a period ending on the thirty-first day of December of the second calendar year after the year in which the contribution was received or the expenditure was made.

(F)(1) At least ten days before the date on which the statement of political fundraising is filed, each employer or political fundraiser who is required to file the statement with the information required under division (B)(2) or (3) of this section shall deliver a copy of the statement, or the portion showing the expenditure, to the candidate, campaign committee, political party, political action committee, or legislative campaign fund for whom, at whose request, for whose benefit, or on whose behalf the expenditure was made.

(2) If, during a reporting period covered by a statement of political fundraising filed with the information required under division (B)(2) of this section, an employer or any political fundraiser the employer engaged made, either separately or in combination with each other, either directly or indirectly, expenditures for an honorarium or for transportation, lodging, or food and beverages purchased for consumption on the premises in which the food and beverages were sold for, at the request of, for the benefit of, or on behalf of any of the candidates, campaign committees, political parties, political action committees, or legislative campaign funds referred to in division (B)(2) of this section, the employer or political fundraiser shall deliver to the candidate, campaign committee, political party, political action committee, or legislative campaign fund a statement that contains all of the nondisputed information prescribed in division (B)(2) of this section with respect to the expenditures described in division (F)(2) of this section. The statement shall be delivered to the candidate, campaign committee, political party, political action committee, or legislative campaign fund for whom, at whose request, for whose benefit, or on whose behalf those expenditures were made on the same day in which a copy of a statement or of a portion showing an expenditure is delivered under division (F)(1) of this section.

(3) An employer is not required to show, under division (F)(2) of this section, any expenditure on a statement of political fundraising if the expenditure is shown, under division (F)(2) of this section, on a statement delivered by a political fundraiser engaged by the employer. An employer is not required to deliver to itself, under division (F)(1) or (2) of this section, a statement or portion showing an expenditure when the employer is the campaign committee, political party, political action committee, or legislative campaign fund for whom, at whose request, for whose benefit, or on whose behalf the expenditure was made.

Sec. 3517.34. (A) Each political fundraiser who has had any financial transaction with or for the benefit of a candidate, campaign committee, political party, political action committee, or legislative campaign fund shall describe the details of the transaction, including the name of the candidate, campaign committee, political party, political action committee, or legislative campaign fund, the purpose and nature of the transaction, and the date it was made or entered into, in a statement filed with the secretary of state with the updated registration statement required by division (B) of section 3517.32 of the Revised Code. The statement shall be filed at the times specified in section 3517.32 of the Revised Code. Each statement shall describe each financial transaction that

occurred during the four-calendar-month period that ended on the last day of the month immediately preceding the month in which the statement is required to be filed.

(B) Each employer who has had any financial transaction with or for the benefit of a candidate, campaign committee, political party, political action committee, or legislative campaign fund shall describe the details of the transaction, including the name of the candidate, campaign committee, political party, political action committee, or legislative campaign fund, the purpose and nature of the transaction, and the date it was made or entered into, in a statement filed with the secretary of state with the updated registration statement required by division (B) of section 3517.32 of the Revised Code. The statement shall be filed at the times specified in section 3517.32 of the Revised Code. Each statement shall describe each financial transaction that occurred during the four-calendar-month period that ended on the last day of the month immediately preceding the month in which the statement is required to be filed.

(C) At least ten days before the date on which the statement of the details of financial transactions is filed, each political fundraiser or employer who is required to file the statement under this section shall deliver a copy of it to the candidate, campaign committee, political party, political action committee, or legislative campaign fund with whom or for whose benefit the transaction was made.

(D) An employer is not required to file any statement under this section or to deliver a copy of any statement under this section to a candidate, campaign committee, political party, political action committee, or legislative campaign fund with whom or for whose benefit the transaction was made if the financial transaction to which the statement pertains is reported by a political fundraiser engaged by the employer.

Sec. 3517.35. If a dispute arises between a candidate, campaign committee, political party, political action committee, or legislative campaign fund and an employer or political fundraiser with respect to a contribution, expenditure, or financial transaction alleged in a statement to be filed under section 3517.33 or 3517.34 of the Revised Code, the candidate, campaign committee, political party, political action committee, legislative campaign fund, employer, or political fundraiser may file a complaint with the Ohio ethics commission. The commission shall proceed to investigate the complaint as though it were filed under section 102.06 of the Revised Code.

The complaint shall be filed at least three days prior to the time the statement is required to be filed with the secretary of state. The time for including a disputed contribution, expenditure, or financial transaction in any statement of political fundraising or statement of the details of financial transactions shall be extended pending the final decision of the commission. This extension does not extend the time for filing the nondisputed portions of either type of statement. The commission shall notify the parties of its final decision by certified mail. If the commission decides that the disputed contribution, expenditure, or financial transaction should be reported, the employer or political fundraiser shall include the matter in an amended statement and file the amended statement not later than ten days after receiving notice of the decision of the commission by certified mail.

An employer or political fundraiser who files a false statement of political fundraising or false statement of the details of financial transactions is liable in a civil action to any candidate, campaign committee, political party, political action committee, or legislative campaign fund that sustains damage as a result of the filing or publication of the statement.

Sec. 3517.36. (A) Sections 3517.32 and 3517.33 of the Revised Code do not apply to efforts to influence political fundraising by any of the following:

(1) News or editorial statements published in bona fide newspapers, journals, or magazines, or broadcast over radio or television;

(2) The gathering and furnishing of information and news by bona fide reporters, correspondents, or news bureaus to news media described in division (A)(1) of this section;

(3) Publications primarily designed for and distributed to members of bona fide associations or charitable or fraternal nonprofit corporations.

(B) Nothing in sections 3517.30 to 3517.39 of the Revised Code prohibits a candidate, campaign committee, political party, political action committee, or legislative campaign fund from soliciting or accepting a contribution from or an expenditure by any person if the contribution or expenditure is reported in accordance with sections 3517.10 to 3517.13 of the Revised Code.

(C) Nothing in sections 3517.30 to 3517.39 of the Revised Code shall affect or be construed to affect the duty of persons to file campaign finance statements under sections 3517.10 to 3517.13 of the Revised Code.

Sec. 3517.37. No person shall engage any political fundraiser for compensation that is contingent in any way on the amount of contributions raised, and no person shall accept any engagement as a political fundraiser for compensation that is contingent in any way on the amount of contributions raised.

Sec. 3517.38. (A) The secretary of state shall keep on file the statements required by sections 3517.32, 3517.33, and 3517.34 of the Revised Code. These

statements are public records and open to public inspection, and the secretary of state shall computerize them so that the information contained in them is readily accessible to the general public. The secretary of state shall provide copies of the statements to the general public on request and may charge a reasonable fee not to exceed the cost of copying and delivering the statements.

(B) Not later than the last day of February and October of each year, the secretary of state shall compile from the registration statements filed with it a complete and updated list of registered political fundraisers and their employers, and shall provide copies of the list to the general public upon request and may charge a reasonable fee not to exceed the cost of copying and delivering the list.

(C) The secretary of state shall prescribe and make available an appropriate form for the filings required by sections 3517.32, 3517.33, and 3517.34 of the Revised Code. The form shall contain the following notice in boldface type: "ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE."

(D) The secretary of state may adopt rules as necessary to implement sections 3517.30 to 3517.39 of the Revised Code. Any rules secretary of state adopts shall be adopted in accordance with section 111.15 of the Revised Code.

(E) The secretary of state shall publish a handbook that explains in clear and concise language sections 3517.30 to 3517.39 of the Revised Code and make it available free of charge to political fundraisers, employers, and any other interested persons.

Sec. 3517.39. The attorney general and any assistant or special counsel designated by the attorney general may investigate compliance with sections 3517.30 to 3517.38 of the Revised Code in connection with statements required to be filed under those sections and, in the event of an apparent violation, shall report the findings of any such investigation to the prosecuting attorney of Franklin county, who shall institute appropriate proceedings."

Between lines 5788 and 5789, insert:

"(EE)(1) Whoever violates division (A), (B), or (C) of section 3517.31 of the Revised Code is guilty of a misdemeanor of the fourth degree.

(2) Whoever violates division (D) of section 3517.31 or section 3517.37 of the Revised Code is guilty of a misdemeanor of the first degree."

In line 6054, after "6." insert "In the first statement of contributions and expenditures that a campaign committee, political party, political action committee, political contributing entity, or legislative campaign fund files after the effective date of this act, information regarding the political fundraiser through which a contribution was received, if any, shall only be required to be reported for contributions received on or after the effective date of this act.

Section 7. "

In line 1 of the title, after "2921.43," insert "3501.05,"

In line 9 of the title, after "3517.1012," insert "3517.30 to 3517.39"

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 77, nays 18, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-----------|------------|-----------------|
| Allen | Barrett | Beatty | Bocieri |
| Brinkman | Brown | Buehrer | Callender |
| Calvert | Carano | Carmichael | Cates |
| Chandler | Cirelli | Clancy | Collier |
| Combs | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Evans D. | Faber |
| Fessler | Flowers | Gilb | Grendell |
| Hagan | Hartnett | Harwood | Hollister |
| Hoops | Hughes | Husted | Jerse |
| Kearns | Key | Kilbane | Koziura |
| Latta | Mason | McGregor | Miller |
| Niehaus | Oelslager | Olman | Otterman |
| Patton S. | Patton T. | Perry | Peterson |
| Price | Rausen | Redfern | Schlichter |
| Schmidt | Schneider | Seaver | Skindell |
| Slaby | Smith G. | Smith S. | Stewart D. |
| Stewart J. | Strahorn | Sykes | Taylor |
| Ujvagi | Walcher | Webster | White |
| Willamowski | Wilson | Wolpert | Yates |
| | | | Householder-77. |

Those who voted in the negative were: Representatives

| | | | |
|-----------|------------|----------|----------------|
| Aslanides | Blasdel | Core | Daniels |
| DeWine | Evans C. | Gibbs | Martin |
| Raga | Reidelbach | Reinhard | Schaffer |
| Seitz | Setzer | Trakas | Wagner |
| Widener | | | Widowfield-18. |

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative Skindell moved to amend as follows:

In line 1521, after "candidate" insert "or a candidate for the office of member of the general assembly"

In line 1528, delete "ten" and insert "one"; after "dollars" insert ". each time the campaign committee of a candidate for the office of member of the general assembly receives a contribution from a contributor that causes the aggregate amount of contributions received from that contributor during that period to equal or exceed one thousand dollars."

In line 1533, delete "ten" and insert "one"

In line 1537, after the first "office" insert "or a candidate for the office of

member of the general assembly"

In line 1539, after "candidate" insert "or candidate for the office of member of the general assembly"

In line 1540, after "(1)" insert "or (2)"; after "Code" insert ", whichever is applicable,"

In line 1541, after "candidate" insert "or candidate for the office of member of the general assembly"

In line 1547, delete "ten" and insert "one"

In line 1551, after "candidate" insert "or candidate for the office of member of the general assembly"

In line 1565, after "candidate" insert "or candidate for the office of member of the general assembly"

The question being, "Shall the motion to amend be agreed to?"

Representative Faber moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 59, nays 36, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|------------|-----------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Flowers | Gibbs | Gilb | Grendell |
| Hagan | Hollister | Hoops | Hughes |
| Husted | Kearns | Kilbane | Latta |
| Martin | McGregor | Niehaus | Oelslager |
| Olman | Patton T. | Peterson | Raga |
| Rausson | Reidelbach | Reinhard | Schaffer |
| Schlichter | Schmidt | Schneider | Seaver |
| Seitz | Setzer | Slaby | Smith G. |
| Taylor | Trakas | Wagner | Walcher |
| Webster | White | Widener | Widowfield |
| Willamowski | Wolpert | | Householder-59. |

Those who voted in the negative were: Representatives

| | | | |
|----------|------------|------------|-----------|
| Allen | Barrett | Beatty | Boccieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Fessler | Hartnett |
| Harwood | Jerse | Key | Koziura |
| Mason | Miller | Otterman | Patton S. |
| Perry | Price | Redfern | Skindell |
| Smith S. | Stewart D. | Stewart J. | Strahorn |
| Sykes | Ujvagi | Wilson | Yates-36. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Seitz moved to amend as follows:

In line 5846, after "(F)" insert "(1)"

Between lines 5851 and 5852, insert:

"(2) The placement of a campaign sign on the property of a corporation, nonprofit corporation, or labor organization is not a use of property in violation of division (A) of this section by that corporation, nonprofit corporation, or labor organization."

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 94, nays 1, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|------------|-------------|-----------------|
| Allen | Aslanides | Barrett | Beatty |
| Blasdel | Bocchieri | Brinkman | Brown |
| Buehrer | Callender | Calvert | Carano |
| Carmichael | Cates | Chandler | Cirelli |
| Clancy | Collier | Combs | Core |
| Daniels | DeBose | DeGeeter | DeWine |
| Distel | Domenick | Driehaus | Evans C. |
| Evans D. | Faber | Fessler | Flowers |
| Gibbs | Gilb | Grendell | Hagan |
| Hartnett | Harwood | Hollister | Hoops |
| Hughes | Husted | Jerse | Kearns |
| Key | Kilbane | Koziura | Latta |
| Martin | Mason | McGregor | Miller |
| Niehaus | Oelslager | Olman | Otterman |
| Patton S. | Patton T. | Perry | Peterson |
| Price | Raga | Raussen | Redfern |
| Reidelbach | Reinhard | Schaffer | Schlichter |
| Schmidt | Schneider | Seaver | Seitz |
| Setzer | Skindell | Slaby | Smith G. |
| Smith S. | Stewart D. | Stewart J. | Strahorn |
| Sykes | Taylor | Trakas | Ujvagi |
| Wagner | Walcher | Webster | White |
| Widener | Widowfield | Willamowski | Wilson |
| Wolpert | | | Householder-94. |

Representative Yates voted in the negative-1.

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative Webster moved to amend as follows:

In line 1925, strike through ""Address"" and insert "(a) Except as otherwise provided in division (F)(1) of this section, "address""

In line 1929, strike through "If" and insert:

"(b) Except as otherwise provided in division (F)(1) of this section, if"

In line 1930, after "to" insert an underlined comma

In line 1931, after "of" insert an underlined comma

In line 1932, strike through "If" and insert:

"(c) If"

Between lines 1939 and 1940, insert:

"(d) For the sole purpose of a campaign committee's reporting of contributions on a statement of contributions received under division (B)(4) of this section, "address" has one of the following meanings at the option of the campaign committee:

(i) The same meaning as in division (F)(1)(a) of this section;

(ii) All of the following, if they exist: the contributor's post-office box number and city or village, state, and zip code as used in the contributor's post-office address."

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 81, nays 13, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|------------|-----------------|
| Allen | Aslanides | Barrett | Blasdel |
| Boccieri | Brinkman | Brown | Buehrer |
| Calvert | Carano | Carmichael | Cates |
| Clancy | Collier | Combs | Core |
| Daniels | DeBose | DeGeeter | DeWine |
| Distel | Domenick | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hartnett | Harwood |
| Hollister | Hoops | Hughes | Husted |
| Jerse | Kearns | Key | Kilbane |
| Koziura | Latta | Martin | McGregor |
| Niehaus | Oelslager | Olman | Patton S. |
| Patton T. | Perry | Peterson | Price |
| Raga | Rausen | Redfern | Reidelbach |
| Reinhard | Schaffer | Schlichter | Schmidt |
| Schneider | Seaver | Seitz | Setzer |
| Slaby | Smith G. | Stewart D. | Stewart J. |
| Taylor | Trakas | Ujvagi | Wagner |
| Walcher | Webster | White | Widener |
| Widowfield | Willamowski | Wilson | Wolpert |
| | | | Householder-81. |

Those who voted in the negative were: Representatives

| | | | |
|----------|-----------|----------|-----------|
| Beatty | Callender | Chandler | Cirelli |
| Driehaus | Mason | Miller | Otterman |
| Skindell | Smith S. | Strahorn | Sykes |
| | | | Yates-13. |

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative DeWine moved to amend as follows:

In line 2242, delete "Ten" and insert "Two hundred fifty"

In line 2317, delete "either" and insert "any"

In line 2324, strike through "from any one"; delete "state candidate fund of a county"; strike through "political"

In line 2325, delete "party"; strike through the comma

In line 2327, after "period" insert ";

(iii) A contribution or contributions aggregating more than two hundred fifty thousand dollars from any one state candidate fund of a county political party in a primary election period or in a general election period"

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 71, nays 24, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|-----------|----------|-----------------|
| Aslanides | Blasdel | Brinkman | Brown |
| Buehrer | Callender | Calvert | Carano |
| Carmichael | Cates | Clancy | Collier |
| Combs | Core | Daniels | DeWine |
| Domenick | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hartnett | Harwood |
| Hollister | Hoops | Hughes | Husted |
| Kearns | Kilbane | Latta | Martin |
| McGregor | Miller | Niehaus | Oelsluger |
| Olman | Patton T. | Perry | Peterson |
| Price | Raga | Raussen | Redfern |
| Reidelbach | Reinhard | Schaffer | Schlichter |
| Schmidt | Schneider | Seaver | Seitz |
| Setzer | Skindell | Slaby | Smith G. |
| Stewart D. | Strahorn | Taylor | Wagner |
| Walcher | Webster | White | Widener |
| Willamowski | Wolpert | | Householder-71. |

Those who voted in the negative were: Representatives

| | | | |
|----------|------------|----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Chandler | Cirelli | DeBose | DeGeeter |
| Distel | Driehaus | Jerse | Key |
| Koziura | Mason | Otterman | Patton S. |
| Smith S. | Stewart J. | Sykes | Trakas |
| Ujvagi | Widowfield | Wilson | Yates-24. |

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative DeWine moved to amend as follows:

In line 945, delete "as"

In line 946, delete "defined in that section"

In line 964, after "election" insert "and shall be reported as an expenditure or as an independent expenditure under section 3517.10 or 3517.105 of the Revised Code, as applicable, except that the information required to be reported regarding contributors for those expenditures or independent expenditures shall be the same as the information required to be reported under division (D)(1) and (2) of section 3517.1011 of the Revised Code"

In line 979, delete "as defined in"

In line 980, delete "section 3517.1011 of the Revised Code"

In line 1090, delete "committee"; delete "means a"

In line 1091, delete "committee established under division (C) of" and insert "has the same meaning as in"

Between lines 1097 and 1098, insert:

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

In line 1310, delete "electioneering communication" and insert "a person or political"

In line 1311, after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 1322, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 1327, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 1343, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 1772, delete "electioneering communication" and insert "persons or political"; after "committees" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 1781, delete "electioneering"

In line 1782, delete "communication" and insert "persons or political"; after "committees" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 3564, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 3571, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 3576, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 3582, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 3590, delete "electioneering communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 3950, delete "electioneering communication" and insert "person or political"

In line 3966, delete "An electioneering communication may only be considered to"

Delete lines 3967 through 3975

In line 3976, delete "(c)"

In line 3984, delete "an"

In line 3985, delete "electioneering communication" and insert "a person or political"

In line 3987, delete "one dollar" and insert "ten thousand dollars"

In line 3991, delete "electioneering"

In line 3992, delete "communication" and insert "person or political"

In line 3997, delete "at any time other than"

Delete line 3998

In line 3999, delete "thirty days preceding a general election" and insert "during either of the following periods of time:

(i) If the person becomes a candidate before the day of the primary election at which candidates will be nominated for election to that office, between the date that the person becomes a candidate and the thirtieth day prior to that primary election, and between the date of the primary election and the thirtieth day prior to the general election at which a candidate will be elected to that office;

(ii) If the person becomes a candidate after the day of the primary election at which candidates were nominated for election to that office, between the date of the primary election and the thirtieth day prior to the general election at which a candidate will be elected to that office"

In lines 4056 and 4057, after "person" insert "or political committee"

In line 4061, delete "shall establish an"

Delete line 4062

In line 4063, delete "division. Such a person or political committee"

In line 4067, delete "establishing an electioneering communication"

In line 4068, delete "committee for the purpose of making" and insert "intending to make"

In line 4069, delete "electioneering communication" and insert "person or political"

In line 4072, delete "one dollar" and insert "ten thousand dollars"

In line 4076, delete "electioneering"

In line 4077, delete "communication" and insert "person or political"

In line 4079, delete "electioneering communication" and insert "person or political"; after "committee" insert "making the disbursement"

In line 4080, delete "electioneering communication" and insert "person or political"

In line 4081, after "committee" insert "making the disbursement"

In line 4082, delete "electioneering"

In line 4083, delete "communication" and insert "person or political"

In line 4099, delete "during the period beginning on the"

Delete line 4100

In line 4101, delete "disclosure date" and insert "and whose contributions were used for making the disbursement or disbursements required to be reported under division (D) of this section during the period covered by the statement"

In line 4108, delete "electioneering communication" and insert "person or political"

Delete line 4109

In line 4110, delete "calendar year and ending on the disclosure date" and insert "and whose contributions were used for making the disbursement or disbursements required to be reported under division (D) of this section during the period covered by the statement"

In line 4139, delete "an electioneering"

In line 4140, delete "communication" and insert "a person or political"

In line 4154, delete "electioneering communication" and insert "person or political"

In line 4176, delete "during the period"

Delete line 4177

In line 4178, delete "applicable."

In line 4191, delete "electioneering communication" and insert "person or political"

In line 4198, delete "electioneering communication" and insert "person or political"

In line 4201, delete "electioneering communication" and insert "person or political"

In line 4205, after "candidate" insert "using any contributions received from a corporation or labor organization"

In line 4489, delete "electioneering"

In line 4490, delete "communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 5540, delete "electioneering"

In line 5541, delete "communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 5871, delete "electioneering communication" and insert "a person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 5902, delete "an electioneering communication" and insert "a person or political"

In line 5903, after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 5913, delete "electioneering"

In line 5913, delete "communication" and insert "person or political"; after "committee" insert "making disbursements to pay the direct costs of producing or airing electioneering communications"

In line 5968, delete "committee"

In line 5970, after "committee." insert "political committee."

In line 6010, after "person" insert "or political committee"

In line 6013, after "person" insert "or political committee"

In line 6015, after "person" insert "or political committee"

In line 6018, after "person" insert "or political committee"

In line 6021, after "person" insert "or political committee"

In line 6024, after "person" insert "or political committee"

In line 6027, delete "and"; after "person" insert a comma; after the third set of quotation marks insert "and "political committee""

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 62, nays 33, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-----------|-----------|------------|-----------------|
| Allen | Aslanides | Blasdel | Brinkman |
| Buehrer | Callender | Calvert | Carmichael |
| Cates | Clancy | Collier | Combs |
| Core | Daniels | DeWine | Domenick |
| Evans C. | Evans D. | Faber | Fessler |
| Flowers | Gibbs | Gilb | Grendell |
| Hagan | Hollister | Hoops | Husted |
| Jerse | Kearns | Kilbane | Latta |
| Martin | Niehaus | Oelslager | Olman |
| Peterson | Raga | Raussen | Reidelbach |
| Reinhard | Schaffer | Schlichter | Schmidt |
| Schneider | Seaver | Seitz | Setzer |
| Slaby | Smith G. | Taylor | Trakas |
| Ujvagi | Wagner | Walcher | Webster |
| White | Widener | Widowfield | Willamowski |
| Wolpert | | | Householder-62. |

Those who voted in the negative were: Representatives

| | | | |
|------------|-----------|----------|------------|
| Barrett | Beatty | Boccieri | Brown |
| Carano | Chandler | Cirelli | DeBose |
| DeGeeter | Distel | Driehaus | Hartnett |
| Harwood | Hughes | Key | Koziura |
| Mason | McGregor | Miller | Otterman |
| Patton S. | Patton T. | Perry | Price |
| Redfern | Skindell | Smith S. | Stewart D. |
| Stewart J. | Strahorn | Sykes | Wilson |
| | | | Yates-33. |

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative Faber moved to amend as follows:

In line 1231, delete "(1) Contributions"

Delete lines 1232 through 1240

In line 1241, delete "payroll deduction or reverse checkoff method."

In line 1242, delete "solicit and"

In line 1245, after "section" insert "from whom the corporation, nonprofit corporation, or labor organization was not obtaining contributions before the effective date of this amendment"

In line 1249, delete "at least once"; delete "every calendar year" and insert "writing"

Delete lines 1250 through 1265

In line 1300, delete "(1) Contributions shall not be"

In line 1301, delete "obtained by an employer or labor organization"; strike through "for a"

In line 1302, strike through "candidate, campaign committee, political action committee,"

In line 1303, strike through "legislative campaign fund, political party, or"

In line 1310, delete "electioneering communication"

Delete lines 1311 through 1317

In line 1318, delete "payroll deduction or reverse checkoff method."

In line 1319, delete "solicit and"

In line 1323, after "member" insert "from whom the employer or labor organization was not obtaining contributions before the effective date of this amendment"

In line 1328, delete "at least once"; delete "every calendar year" and insert "writing"

Delete lines 1329 through 1344

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 89, nays 6, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|----------|------------|-----------|-----------|
| Allen | Barrett | Beatty | Blasdel |
| Boccieri | Brown | Callender | Calvert |
| Carano | Carmichael | Cates | Chandler |
| Cirelli | Clancy | Collier | Combs |
| Core | Daniels | DeBose | DeGeeter |
| DeWine | Distel | Domenick | Driehaus |
| Evans C. | Evans D. | Faber | Fessler |
| Flowers | Gibbs | Gilb | Grendell |
| Hagan | Hartnett | Harwood | Hollister |

| | | | |
|------------|-------------|------------|-----------------|
| Hoops | Hughes | Husted | Jerse |
| Kearns | Key | Kilbane | Koziura |
| Latta | Martin | Mason | McGregor |
| Miller | Niehaus | Oelslager | Olman |
| Otterman | Patton S. | Patton T. | Perry |
| Peterson | Price | Raga | Rausen |
| Redfern | Reidelbach | Reinhard | Schaffer |
| Schlichter | Schmidt | Schneider | Seaver |
| Seitz | Setzer | Skindell | Slaby |
| Smith G. | Smith S. | Stewart D. | Stewart J. |
| Strahorn | Sykes | Taylor | Ujvagi |
| Wagner | Walcher | Webster | White |
| Widener | Willamowski | Wolpert | Yates |
| | | | Householder-89. |

Representatives Aslanides, Brinkman, Buehrer, Trakas, Widowfield, and Wilson voted in the negative-6.

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative Skindell moved to amend as follows:

In line 18, after "3501.381," insert "3517.093,"

Between lines 1431 and 1432, insert:

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

(1) "Budget season" means the period beginning on the first Monday of January in each odd-numbered year and ending thirty days after the date of enactment of the state's biennial operating budget.

(2) "Contribution" means anything of value given to promote an individual's election or re-election to a state elective office.

(3) "State elective office" means any of the offices of the governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, and member of the general assembly.

(4) "State elected officer" means any person appointed or elected to a state elective office.

(B) No person shall make, during the budget season, a contribution to a state elected officer or an individual who is a candidate for a state elected office, to the campaign committee of the officer or individual, or to any political party, political action committee, or legislative campaign fund on behalf of, or for the benefit of, the officer or individual.

(C) No state elected officer and no individual who is a candidate for state elected office shall accept, during the budget season, a contribution."

Between lines 5788 and 5789, insert:

"(EE) Whoever violates section 3517.093 of the Revised Code is guilty

of a misdemeanor of the first degree."

In line 8 of the title, after "3501.381," insert "3517.093,"

The question being, "Shall the motion to amend be agreed to?"

Representative DeWine moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 60, nays 35, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|------------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hollister | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Niehaus |
| Oelslager | Olman | Patton T. | Peterson |
| Raga | Raussen | Reidelbach | Reinhard |
| Schaffer | Schlichter | Schmidt | Schneider |
| Seaver | Seitz | Setzer | Slaby |
| Smith G. | Taylor | Trakas | Wagner |
| Walcher | Webster | White | Widener |
| Widowfield | Willamowski | Wolpert | Householder-60. |

Those who voted in the negative were: Representatives

| | | | |
|------------|------------|-----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Perry |
| Price | Redfern | Skindell | Smith S. |
| Stewart D. | Stewart J. | Strahorn | Sykes |
| Ujvagi | Wilson | | Yates-35. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Redfern moved to amend as follows:

In line 18, after "3517.1012," insert "3517.15,"

Between lines 4814 and 4815, insert:

"Sec. 3517.15. (A) As used in this section, "candidate" has the same meaning as in section 3517.01 of the Revised Code.

(B) No person shall conduct a fund-raising activity for a candidate for the senate or the house of representatives, or for a member of the senate or the house of representatives, on any day that either the senate or the house of

representatives holds a floor session at which there is a sufficient number of members in attendance to pass a bill."

In line 6054, after "6." insert "The Clerk of the House of Representatives shall furnish each member of the House of Representatives on the effective date of this act a copy of section 3517.15 of the Revised Code as enacted by this act. The Clerk of the Senate shall furnish each member of the Senate on the effective date of this act a copy of that section. Each member receiving a copy shall acknowledge the member's receipt in writing.

Section 7. "

In line 9 of the title, after "3517.1012," insert "3517.15,"

The question being, "Shall the motion to amend be agreed to?"

Representative Husted moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 59, nays 36, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-------------|------------|-----------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hollister | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Niehaus |
| Oelslager | Olman | Peterson | Raga |
| Rausen | Reidelbach | Reinhard | Schaffer |
| Schlichter | Schmidt | Schneider | Seaver |
| Seitz | Setzer | Slaby | Smith G. |
| Taylor | Trakas | Wagner | Walcher |
| Webster | White | Widener | Widowfield |
| Willamowski | Wolpert | | Householder-59. |

Those who voted in the negative were: Representatives

| | | | |
|----------|------------|------------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Patton T. |
| Perry | Price | Redfern | Skindell |
| Smith S. | Stewart D. | Stewart J. | Strahorn |
| Sykes | Ujvagi | Wilson | Yates-36. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Driehaus moved to amend as follows:

In line 3075, delete everything after "Subject"

In line 3218, strike through "division"; delete "(L)"; strike through "of this section and"

In line 3219, strike through "subject to"

Delete lines 3594 through 3668

In lines 4266 and 4330, reinsert "by electronic means of"

In line 4267, reinsert "transmission"; delete "or"

In line 4268, delete "(L)"

In line 4331, reinsert "transmission"; delete "or (L)"

The question being, "Shall the motion to amend be agreed to?"

Representative Faber moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 58, nays 37, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|------------|------------|-------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Domenick | Evans C. | Evans D. |
| Faber | Fessler | Flowers | Gibbs |
| Gilb | Grendell | Hagan | Hollister |
| Hoops | Hughes | Husted | Jerse |
| Kearns | Kilbane | Latta | Martin |
| Niehaus | Oelslager | Patton T. | Raga |
| Raussen | Reidelbach | Reinhard | Schaffer |
| Schlichter | Schmidt | Schneider | Seaver |
| Seitz | Setzer | Slaby | Smith G. |
| Taylor | Wagner | Walcher | Webster |
| White | Widener | Widowfield | Willamowski |
| Wilson | | | Wolpert-58. |

Those who voted in the negative were: Representatives

| | | | |
|----------|------------|------------|-----------------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Driehaus | Hartnett | Harwood | Key |
| Koziura | Mason | McGregor | Miller |
| Oلمان | Otterman | Patton S. | Perry |
| Peterson | Price | Redfern | Skindell |
| Smith S. | Stewart D. | Stewart J. | Strahorn |
| Sykes | Trakas | Ujvagi | Yates |
| | | | Householder-37. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative Seitz moved to amend as follows:

After line 6062, insert:

"Section 7. Notwithstanding section 1.50 of the Revised Code, every provision of this act is so interconnected with every other provision and the general scope of the entire act that if any provision of this act or the application thereof to any person or circumstance is held invalid, the entire act shall be invalid."

The question being, "Shall the motion to amend be agreed to?"

The yeas and nays were taken and resulted - yeas 60, nays 35, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|------------|-----------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Harwood | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Niehaus |
| Oelslager | Olman | Patton T. | Peterson |
| Raga | Rausen | Reidelbach | Reinhard |
| Schaffer | Schlichter | Schmidt | Schneider |
| Seaver | Seitz | Setzer | Slaby |
| Smith G. | Taylor | Trakas | Wagner |
| Walcher | Webster | White | Widener |
| Widowfield | Willamowski | Wolpert | Householder-60. |

Those who voted in the negative were: Representatives

| | | | |
|------------|------------|-----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Hollister |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Perry |
| Price | Redfern | Skindell | Smith S. |
| Stewart D. | Stewart J. | Strahorn | Sykes |
| Ujvagi | Wilson | | Yates-35. |

The motion was agreed to and the bill so amended.

The question recurring, "Shall the bill as amended pass?"

Representative Skindell moved to amend as follows:

In line 1155, after "corporation" insert "other than an expatriate corporation"

In line 1163, after the first "corporation" insert "other than an expatriate corporation"

In line 1175, after "corporation" insert "other than an expatriate corporation"; after the first underlined comma insert "a"; after "or" insert "a"

In line 1237, after the first "corporation" insert "other than an expatriate corporation"

In line 1241, after "corporation" insert "other than an expatriate corporation"

In line 1257, after the first "corporation" insert "other than an expatriate corporation"

Between lines 1272 and 1273, insert:

"(F) No expatriate corporation shall engage in any of the activities specified in this section.

(G)(1) As used in this section:

(a) "Expatriate corporation" means a publicly held corporation to which all of the following apply:

(i) The corporation is incorporated in a tax haven country included on the most recent list required under division (F)(2) of this section, whether or not, at an earlier time, it had been incorporated under the laws of a state of the United States.

(ii) The principal market for the public trading of the corporation's stock is the United States.

(iii) The corporation has no substantial business activities in its place of incorporation.

(b) "Tax haven country" means a country that has no corporate income tax or that has an effective tax rate of less than ten per cent on income not arising in or derived from that country but excludes a country that is a signatory to a treaty or other international agreement that would negate those tax policies.

(2) The secretary of state shall establish and maintain a list of all tax haven countries for the purpose of this section. The list shall be updated annually, published on the secretary of state's web site, and publicly accessible at no cost."

Between lines 1351 and 1352, insert:

"(E)(1) No employer that is an expatriate corporation shall engage in any of the activities specified in this section.

(2) As used in division (E) of this section, "expatriate corporation" has the same meaning as in section 3517.082 of the Revised Code."

In line 2873, strike through ", "public" and insert ":

(a) "Public"

Between lines 2877 and 2878, insert:

"(b) "Expatriate corporation" has the same meaning as in section 3517.082 of the Revised Code."

In line 2940, strike through "Whenever" and insert "Subject to division (E) of this section, whenever"

In line 2962, strike through "Whenever" and insert "Subject to division (E) of this section, whenever"

Between lines 3019 and 3020, insert:

"(E) No expatriate corporation shall make an independent expenditure as described in divisions (C)(1) and (2)(a) of this section."

In line 4029, after the underlined period insert "Person does not include an expatriate corporation."

In line 4032, after "persons" insert ", except any committee, club, association, or other group of persons established by an expatriate corporation."

Between lines 4055 and 4056, insert:

"(13) "Expatriate corporation" has the same meaning as in section 3517.082 of the Revised Code."

Between lines 4205 and 4206, insert:

"(I) No expatriate corporation and no committee, club, association, or group of persons established by an expatriate corporation shall engage in any of the activities specified in this section."

In line 4214, after "limitations" insert "or prohibitions"

In line 4800, delete "No" and insert "Subject to division (X)(6)(a) of this section, no"

In line 4805, delete "No" and insert "Subject to division (X)(6)(b) of this section, no"

Between lines 4814 and 4815, insert:

"(6)(a) No expatriate corporation shall make a gift or gifts to any state or county political party for the party's restricted fund.

(b) No state or county political party shall accept a gift or gifts for the party's restricted fund from an expatriate corporation.

(c) As used in division (X)(6) of this section, "expatriate corporation" has the same meaning as in section 3517.082 of the Revised Code."

Between lines 5344 and 5345, insert:

"(I) "Expatriate corporation" has the same meaning as in section 3517.082 of the Revised Code."

In line 5403, strike through "No" and insert "(a) Subject to division (A)(5)(b) of this section, no"

Between lines 5417 and 5418, insert:

"(b) No expatriate corporation shall issue a form of political publication for or against an issue or shall make an expenditure for the purpose of financing political communications in support of or opposition to a ballot issue or question through public political advertising."

In line 5518, delete "No" and insert "(1) Subject to division (C)(2) of this section, no"

Between lines 5528 and 5529, insert:

"(2) No expatriate corporation shall conduct a telephone bank for the purpose of promoting the nomination, election, or defeat of a candidate or the adoption or defeat of an issue or to influence the voters in an election."

In line 5823, after "(C)" insert "(1)"; after the first "corporation" insert "other than an expatriate corporation"

Between lines 5834 and 5835, insert:

"(2) No expatriate corporation shall use its funds or property for or in aid of or opposition to a proposed or certified ballot issue."

In line 5859, delete ", 'labor'" and insert ":

(1) "Labor"

Between lines 5860 and 5861, insert:

"(2) 'Expatriate corporation' has the same meaning as in section 3517.082 of the Revised Code."

In line 5863, after "(H)" insert "section 3517.082 of the Revised Code,"; after "Code" insert an underlined comma

The question being, "Shall the motion to amend be agreed to?"

On motion of Representative Cates, the House recessed.

The House met pursuant to recess.

The question recurring, "Shall the motion to amend be agreed to?"

Representative Skindell moved to withdraw the motion to amend.

The motion was agreed to.

Representative Ujvagi moved to amend as follows:

In line 2147, delete "individual resides" and insert "individual's designated Ohio residence is located"

In line 2160, delete "individual resides" and insert "individual's designated Ohio residence is located"

In line 2381, delete "who resides" and insert "whose designated Ohio residence is located"

In line 2388, delete "who resides" and insert "whose designated Ohio residence is located"

The question being, "Shall the motion to amend be agreed to?"

The motion was agreed to without objection.

The question recurring, "Shall the bill as amended pass?"

Representative Barrett moved to amend as follows:

In line 18, after "sections" insert "3501.052,"

Between lines 361 and 362, insert:

"Sec. 3501.052. (A) The secretary of state shall not serve as campaign treasurer or in any other official capacity or in any decision-making capacity for any campaign committee for any state or local office other than an office to which the secretary of state is seeking election.

(B) The secretary of state shall not serve as campaign treasurer or in any other official capacity or in any decision-making capacity for any principal campaign committee or other authorized committee for any federal office other than an office to which the secretary of state is seeking election.

(C) As used in this section:

(1) "Authorized committee" and "principal campaign committee" have the same meanings as in the Federal Election Campaign Act.

(2) "Campaign committee," "campaign treasurer," and "Federal Election Campaign Act" have the same meanings as in section 3517.01 of the Revised Code."

In line 8 of the title, after "sections" insert "3501.052,"

In line 11 of the title, after "Law" insert "and to prohibit the Secretary of State from serving in specified capacities for certain federal, state, and local campaigns"

The question being, "Shall the motion to amend be agreed to?"

Representative Cates moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 60, nays 35, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|-----------|------------|----------|-----------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |

| | | | |
|------------|-------------|------------|-----------------|
| Grendell | Hagan | Harwood | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Niehaus |
| Oelslager | Olman | Patton T. | Peterson |
| Raga | Rausen | Reidelbach | Reinhard |
| Schaffer | Schlichter | Schmidt | Schneider |
| Seaver | Seitz | Setzer | Slaby |
| Smith G. | Taylor | Trakas | Wagner |
| Walcher | Webster | White | Widener |
| Widowfield | Willamowski | Wolpert | Householder-60. |

Those who voted in the negative were: Representatives

| | | | |
|------------|------------|-----------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Hollister |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Perry |
| Price | Redfern | Skindell | Smith S. |
| Stewart D. | Stewart J. | Strahorn | Sykes |
| Ujvagi | Wilson | | Yates-35. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

Representative D. Stewart moved to amend as follows:

In lines 15 and 6005, after "3517.109," insert "3517.1010,"

In lines 1820, 1824, 1828, 2090, 2778, and 5598, strike through "or county"

In line 2146, delete "(iv) Ten"; strike through "thousand dollars to"; delete "a"; strike through "county"

In line 2147, strike through "political party"; delete "of the county in which the individual resides"; strike through "for"

In line 2148, strike through "the"; delete "party's"; strike through "state candidate fund"; delete "in a calendar year:"

In line 2149, delete "(v)" and insert "(iv)"

In line 2151, delete "(vi)" and insert "(v)"

In line 2154, delete "(vii)" and insert "(vi)"

Delete lines 2158 through 2160

In line 2161, delete "(c)" and insert "(b)"

In line 2163, delete "(a)"

In lines 2166, and 2223, reinsert "(a)"; delete "(i)"

In lines 2169, and 2225, reinsert "(b)"; delete "(ii)"

In line 2172, reinsert "(c)"; delete "(iii)"

In line 2175, reinsert "(d)"; delete "(iv)"

In line 2178, reinsert "(e)"; delete "(v)"

In line 2181, reinsert "(f)"; delete "(vi)"

Delete lines 2194 through 2196

In line 2219, reinsert "No" and delete the balance of the line

In line 2226, strike through the semicolon

In line 2227, delete "(iii) Ten" and strike through the balance of the line

In line 2228, strike through everything before the period

Delete lines 2229 through 2236

In line 2237, after "(a)" strike through the balance of the line

Strike through lines 2238 through 2241

In line 2242, strike through "(i)"; after "Two" delete the balance of the
line

Delete line 2243

In line 2244, delete "(ii) Ten"; strike through "thousand"; strike through
"dollars to the campaign"

Strike through line 2245

In line 2246, delete "(iii) Ten"; strike through "thousand"; strike through
"dollars to the"

Strike through line 2247

In line 2248, strike through "(b)"; strike through "or county"

In line 2269, strike through the first "(b)" and insert "(a)"

Strike through lines 2272 through 2274

In line 2275, strike through "other accounts"; delete "to any one statewide
candidate or"; strike through "to any one"

Strike through lines 2276 through 2278

In line 2279, strike through everything before and after "~~either~~"

Strike through line 2280

In line 2281, strike through everything before "~~or~~"

In line 2282, strike through the period

In line 2283, strike through "(d)" and insert "(b)"

In line 2285, after "a" insert "state"

In lines 2339 and 2357, delete "(a)"

In lines 2342 and 2360, delete "(i)" and insert "(a)"

In lines 2344 and 2362, delete "(ii)" and insert "(b)"

In lines 2347 and 2365, strike through the second "from any"

In lines 2348 and 2366, strike through everything before "or"

Delete lines 2351 through 2356

Delete lines 2369 through 2374

In line 2375, delete "(i)"; strike through "Subject to division"; delete "(C)(4)(a)(ii)"; strike through "of this"

In line 2376, strike through "section"; delete "and except for a designated state campaign committee"; strike through ", no"

In line 2377, strike through "county political party shall accept"; delete "a contribution or"

Delete line 2378

In line 2379, delete "or"; strike through the balance of the line

In line 2380, strike through "fund aggregating more than"; delete "ten"; strike through "thousand dollars from any one"

In line 2381, strike through "individual"; delete "who resides within that county and who is seven years"

In line 2382, delete "of age or older or"; strike through "from any one"

In line 2384, strike through "campaign committee"; strike through "in a"

In line 2385, strike through "calendar year."

Delete lines 2386 through 2395

In line 2396, delete "(iii)"

Between lines 3922 and 3923, insert:

"Sec. 3517.1010. (A) As used in this section:

(1) "Aggregate contribution," "allowable aggregate contribution," "excess aggregate contribution," and "pre-filing period" have the same meanings as in section 3517.109 of the Revised Code.

(2) "Filing deadline" means the last date on which a candidacy petition may be filed for an office.

(3) "Campaign asset" means prepaid, purchased, or donated assets, goods, or services available to the candidate's campaign committee on the date

specified in the filing required under division (F) of this section that will be consumed, depleted, or used in the course of the candidate's election campaign, including, but not limited to, postage, rent for any campaign office, radio, television, and newspaper advertising, and consulting and personal services.

(4) "Permitted funds" means one of the following:

(a) In the case of a disposal of excess funds under division (B)(1) of this section, the sum of the primary carry-in amount and the product of both of the following:

(i) The sum of the campaign committee's net cash on hand and the campaign committee's total reported campaign assets on the day of the primary election less the primary carry-in amount;

(ii) The ratio of the sum of the allowable aggregate contributions of each contributor to the sum of all contributions received, during the period extending from the first day on which, in accordance with division (D) of section 3517.103 of the Revised Code, the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply to the campaign committee through the end of the primary election period.

For the purposes of division (A)(4)(a) of this section, the allowable aggregate contribution of each contributor is calculated as if the limitations on contributions prescribed in section 3517.102 of the Revised Code were in effect.

As used in division (A)(4)(a) of this section, "primary carry-in amount" is the sum of the campaign committee's cash on hand and reported campaign assets as reported on the campaign committee's declaration of no limits filed pursuant to division (D) of section 3517.103 of the Revised Code.

(b) In the case of a disposal of excess funds under division (B)(5) of this section, the product of both of the following:

(i) The sum of the cash on hand and reported campaign assets at the end of the thirty-first day of December immediately following the general election;

(ii) The ratio of the sum of the allowable aggregate contributions of each contributor and the general carry-in amount to the sum of all contributions received during the general election period and the general carry-in amount.

For the purposes of division (A)(4)(b) of this section, when a candidate has filed a declaration of no limits under division (D)(2) of section 3517.103 of the Revised Code, the allowable aggregate contribution calculated for each contributor is calculated as if the limitations on contributions prescribed in section 3517.102 of the Revised Code were in effect.

As used in division (A)(4)(b) of this section, "general carry-in amount" is the sum of the campaign committee's reported campaign assets and net cash on hand as of the day of the primary election, after the committee has disposed of excess funds under division (B)(1) of this section, if required. "General election period" has the same meaning as in section 3517.102 of the Revised Code.

(5) "Excess funds" means the amount by which the sum of the campaign committee's cash on hand on the date specified in the filing required to be made under division (F) of this section and total reported campaign assets exceeds permitted funds.

(6) "Net cash on hand" means the cash on hand on the day of the primary election less the sum of all debts and obligations reported under division (F) of this section.

(B)(1) Except as otherwise provided in division (G) of this section, the campaign committee of any candidate who has filed a declaration of no limits in accordance with division (D) of section 3517.103 of the Revised Code, and to which the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply during a primary election period, shall dispose of any excess funds not later than fourteen days after the day on which the primary election was held.

(2) The campaign committee of any candidate that has filed a personal funds notice under division (C)(1) or (2) of section 3517.103 of the Revised Code shall, at the end of the primary election period, do one of the following:

(a) Return that portion of the personal funds remaining in the candidate's campaign committee fund at the end of the primary election period that are excess funds not later than fourteen days after the day on which the primary election was held;

(b) Retain the personal funds remaining in the candidate's campaign committee fund at the end of the primary election period and file a statement with the secretary of state declaring that the campaign committee will retain those remaining personal funds in the committee's campaign fund and indicating the amount of remaining personal funds that would be characterized as excess funds.

(3) If a campaign committee elects to retain personal funds pursuant to division (B)(2)(b) of this section, both of the following apply:

(a) The amount characterized as excess funds is considered to be an expenditure of personal funds for the purpose of determining whether the amount of personal funds the campaign committee has received under division (C)(1) or (2) of section 3517.103 of the Revised Code during an election period exceeds the amounts specified in those divisions.

(b) The campaign committee is not a designated state campaign committee for the purpose of making contributions to a legislative campaign fund or to the state candidate fund of a state ~~or county~~ political party.

(4) Except as otherwise provided in division (G) of this section, the campaign committee of any candidate that has expended personal funds in excess of the amount specified in division (C)(1) or (2) of section 3517.103 of the Revised Code shall dispose of any excess funds not later than fourteen days after the day on which the primary election is held or the thirty-first day of

December after the day on which the general election was held, whichever is applicable, or choose to retain personal funds under division (B)(2) of this section. The calculation of excess funds under this division shall be made in the same manner that a campaign committee is required to dispose of excess funds under division (B)(1) or (5) of this section, whichever election period is applicable. For the purposes of this division, the allowable aggregate contribution of each contributor, including one or more contributions from the candidate and from the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mothers-in-law, fathers-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage, is calculated for that contributor as if the contribution limitations prescribed by section 3517.102 of the Revised Code were in effect.

(5) Except as otherwise provided in division (G) of this section, the campaign committee of any candidate to which, in accordance with division (D) of section 3517.103 of the Revised Code, the contribution limitations prescribed in section 3517.102 of the Revised Code no longer apply during a general election period shall dispose of any excess funds not later than the thirty-first day of December after the day on which the general election was held.

(6) Notwithstanding division (B) of section 3517.109 of the Revised Code, the amount of excess aggregate contributions required to be disposed of under that division by a candidate whose contribution limitations have been reimposed pursuant to division (D)(4) of section 3517.103 of the Revised Code is limited to no more than the sum of the following:

(a) The difference between the sum of the cash on hand and reported campaign assets on the date of the declaration of candidacy filing deadline, date of death, or date of withdrawal, whichever is applicable, less the sum of the cash on hand and reported campaign assets reported on the campaign committee's declaration of no limits under division (D)(2) of section 3517.103 of the Revised Code;

(b) The sum of the aggregate excess contributions of all contributors made from the beginning of the primary election period to the day immediately preceding the day on which contribution limitations prescribed in section 3517.102 of the Revised Code became inapplicable pursuant to division (D)(1) of section 3517.103 of the Revised Code.

(C) Any campaign committee that is required to dispose of excess funds or excess aggregate contributions under division (B) of this section shall dispose of the excess amount or amounts in accordance with division (C) of section 3517.109 of the Revised Code.

(D)(1) Any candidate who knowingly fails to dispose of excess funds or excess aggregate contributions as required by divisions (B) and (C) of this section, except a candidate whose campaign committee has been given a letter of substantial compliance as provided for in division (D)(2) of this section, shall not appear on the ballot, even if the candidate has been certified to appear on the ballot.

(2) The secretary of state shall, after initially examining and reviewing any declaration provided for in division (F) of this section and making a determination that a campaign committee has substantially complied with the disposal requirements of division (B) of this section, promptly issue to the candidate's campaign committee a letter certifying that committee's substantial compliance.

(3) The campaign committee of a candidate for state office as defined in division (A) of section 3517.109 of the Revised Code has not substantially complied with the disposal requirements of division (B) of this section if, upon initial review of a declaration filed pursuant to division (F) of this section, it is discovered that the candidate's campaign committee has failed to dispose of excess funds or excess aggregate contributions totaling in the aggregate more than ten thousand dollars.

(4) The campaign committee of a candidate for member of the general assembly has not substantially complied with the disposal requirements of division (B) of this section if, upon initial review of a declaration filed pursuant to division (F) of this section, it is discovered that the candidate's campaign committee has failed to dispose of excess funds or excess aggregate contributions totaling in the aggregate more than twenty-five hundred dollars.

(5) Any campaign committee that has received a letter indicating substantial compliance as provided for in division (D)(2) of this section shall, within thirty days after receiving such a letter, fully comply with the disposal requirements of division (B) of this section.

(E) When the campaign committee of a candidate files a personal funds notice in accordance with division (C), or a declaration of no limits in accordance with division (D), of section 3517.103 of the Revised Code, the campaign committee of each such candidate shall file in the case of a primary election period a declaration of primary-day finances not later than fourteen days after the day on which the primary election was held, or shall file in the case of a general election period a declaration of year-end finances not later than the last business day of January of the next calendar year immediately following the day on which the general election was held.

(F) The declaration of primary-day finances and declaration of year-end finances shall be filed on a form prescribed by the secretary of state and shall list all of the following:

(1) The amount of net cash on hand in the candidate's campaign committee fund at the end of the day on which the primary election was held or cash on hand on the thirty-first day of December immediately following the day on which the general election was held, whichever is appropriate;

(2) In the case of a declaration of primary-day finances, any debt or other obligation incurred by the committee during the primary election period and related to the primary election of the campaign committee's candidate;

(3) The value and description of all campaign assets worth five hundred dollars or more available to the candidate at the end of the day on which the primary election was held or on the thirty-first day of December immediately following the day on which the general election was held;

(4) The total of all aggregate contributions received by the candidate's campaign committee during the primary or general election period;

(5) The total of all allowable aggregate contributions received by the candidate's campaign committee during the primary or general election period, whichever is applicable. The allowable aggregate contribution of each contributor shall be calculated as if the contribution limitations prescribed by section 3517.102 of the Revised Code were in effect.

(6) A description of all excess funds and excess aggregate contributions disposed of by the candidate's campaign committee in accordance with division (B) of this section for that election.

(G) The campaign committee of a candidate is not required to dispose of excess funds or excess aggregate contributions under division (B) of this section if both of the following apply:

(1) The campaign committee has not accepted any aggregate contribution greater than the amount applicable under that division.

(2) The campaign committee files on a form, prescribed by the secretary of state, with the official or board with which the candidate is required to file statements under section 3517.11 of the Revised Code, stating that the committee has not accepted aggregate contributions as described in division (G)(1) of this section."

In line 4749, after "(1)" strike through the balance of the line

In line 4750, strike through "section 3517.02 of the Revised Code, a" and insert "A"; strike through "or county"

In line 5628, delete "(a)"

In line 5629, delete "(ii) or (iii)"

In line 5631, delete the underlined period

Delete lines 5632 through 5634

In line 5635, delete "the amount accepted" and strike through the balance of the line

In line 5636, strike through "division"

In line 5637, delete "(c)" and insert "(b)"

In line 6029, delete "(A)"

Delete lines 6039 through 6044

In line 5 of the title, after "3517.109," insert "3517.1010,"

The question being, "Shall the motion to amend be agreed to?"

Representative Raussen moved that the motion be laid on the table.

The question being, "Shall the motion to amend be laid on the table?"

The yeas and nays were taken and resulted - yeas 59, nays 36, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|-------------|------------|-------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hollister | Hoops |
| Hughes | Husted | Kearns | Kilbane |
| Latta | Martin | McGregor | Niehaus |
| Oelslager | Olman | Patton T. | Peterson |
| Raga | Raussen | Reidelbach | Reinhard |
| Schaffer | Schlichter | Schmidt | Schneider |
| Seaver | Seitz | Setzer | Slaby |
| Smith G. | Taylor | Trakas | Wagner |
| Walcher | Webster | White | Widener |
| Widowfield | Willamowski | | Wolpert-59. |

Those who voted in the negative were: Representatives

| | | | |
|------------|------------|-----------|-----------------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Perry |
| Price | Redfern | Skindell | Smith S. |
| Stewart D. | Stewart J. | Strahorn | Sykes |
| Ujvagi | Wilson | Yates | Householder-36. |

The motion to amend was laid on the table.

The question recurring, "Shall the bill as amended pass?"

The yeas and nays were taken and resulted - yeas 58, nays 36, as follows:

Those who voted in the affirmative were: Representatives

| | | | |
|------------|------------|----------|------------|
| Aslanides | Blasdel | Buehrer | Callender |
| Calvert | Carmichael | Cates | Clancy |
| Collier | Combs | Core | Daniels |
| DeWine | Evans C. | Evans D. | Faber |
| Fessler | Flowers | Gibbs | Gilb |
| Grendell | Hagan | Hoops | Hughes |
| Husted | Kearns | Kilbane | Latta |
| Martin | McGregor | Niehaus | Oelslager |
| Olman | Peterson | Raga | Raussen |
| Reidelbach | Reinhard | Schaffer | Schlichter |

| | | | |
|---------|-----------|------------|-----------------|
| Schmidt | Schneider | Seaver | Seitz |
| Setzer | Slaby | Smith G. | Taylor |
| Trakas | Wagner | Walcher | Webster |
| White | Widener | Widowfield | Willamowski |
| Wolpert | | | Householder-58. |

Those who voted in the negative were: Representatives

| | | | |
|----------|------------|------------|-----------|
| Allen | Barrett | Beatty | Bocchieri |
| Brinkman | Brown | Carano | Chandler |
| Cirelli | DeBose | DeGeeter | Distel |
| Domenick | Driehaus | Hartnett | Harwood |
| Jerse | Key | Koziura | Mason |
| Miller | Otterman | Patton S. | Patton T. |
| Perry | Price | Redfern | Skindell |
| Smith S. | Stewart D. | Stewart J. | Strahorn |
| Sykes | Ujvagi | Wilson | Yates-36. |

The bill passed.

Representative DeWine moved to amend the title as follows:

Add the name: "White."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Cates, the House adjourned until Friday, December 17, 2004 at 1:00 o'clock p.m.

Attest:

LAURA P. CLEMENS,
Clerk.