

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**H. B. No. 456**

**Representative Becker**

**Cosponsors: Representatives Hood, Vitale, Henne, Antani, Brinkman**

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**A BILL**

To amend sections 3501.01, 3503.10, 3503.11, 1  
3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 2  
3505.181, 3505.182, 3505.183, 3509.03, 3511.02, 3  
3513.05, 3513.18, 3513.19, 3513.191, 3513.192, 4  
3513.30, 3513.31, 3513.311, 3517.012, 3517.013, 5  
3517.05, 3599.02, 3599.11, 3599.18, and 4507.06; 6  
to enact sections 3503.20, 3513.053, and 7  
3513.054; to repeal sections 3513.20, 3517.014, 8  
and 3517.016 of the Revised Code; and to amend 9  
the version of section 4507.06 of the Revised 10  
Code that is scheduled to take effect January 1, 11  
2017, to continue the provisions of this act on 12  
and after that effective date to revise the law 13  
concerning electors' political party 14  
affiliations, candidates for public office, and 15  
the removal of appointed political party central 16  
committee members. 17

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

**Section 1.** That sections 3501.01, 3503.10, 3503.11, 18  
3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 3505.182, 19

3505.183, 3509.03, 3511.02, 3513.05, 3513.18, 3513.19, 3513.191, 20  
3513.192, 3513.30, 3513.31, 3513.311, 3517.012, 3517.013, 21  
3517.05, 3599.02, 3599.11, 3599.18, and 4507.06 be amended and 22  
sections 3503.20, 3513.053, and 3513.054 of the Revised Code be 23  
enacted to read as follows: 24

**Sec. 3501.01.** As used in the sections of the Revised Code 25  
relating to elections and political communications: 26

(A) "General election" means the election held on the 27  
first Tuesday after the first Monday in each November. 28

(B) "Regular municipal election" means the election held 29  
on the first Tuesday after the first Monday in November in each 30  
odd-numbered year. 31

(C) "Regular state election" means the election held on 32  
the first Tuesday after the first Monday in November in each 33  
even-numbered year. 34

(D) "Special election" means any election other than those 35  
elections defined in other divisions of this section. A special 36  
election may be held only on the first Tuesday after the first 37  
Monday in May, August, or November, or on the day authorized by 38  
a particular municipal or county charter for the holding of a 39  
primary election, except that in any year in which a 40  
presidential primary election is held, no special election shall 41  
be held in May, except as authorized by a municipal or county 42  
charter, but may be held on the second Tuesday after the first 43  
Monday in March. 44

(E) (1) "Primary" or "primary election" means an election 45  
held for the purpose of nominating persons as candidates of 46  
political parties for election to offices, and for the purpose 47  
of electing persons as members of the controlling committees of 48

political parties and as delegates and alternates to the 49  
conventions of political parties. Primary elections shall be 50  
held on the first Tuesday after the first Monday in May of each 51  
year except in years in which a presidential primary election is 52  
held. 53

(2) "Presidential primary election" means a primary 54  
election as defined by division (E)(1) of this section at which 55  
an election is held for the purpose of choosing delegates and 56  
alternates to the national conventions of the major political 57  
parties pursuant to section 3513.12 of the Revised Code. Unless 58  
otherwise specified, presidential primary elections are included 59  
in references to primary elections. In years in which a 60  
presidential primary election is held, all primary elections 61  
shall be held on the second Tuesday after the first Monday in 62  
March except as otherwise authorized by a municipal or county 63  
charter. 64

(F) "Political party" means any group of voters meeting 65  
the requirements set forth in section 3517.01 of the Revised 66  
Code for the formation and existence of a political party. 67

(1) "Major political party" means any political party 68  
organized under the laws of this state whose candidate for 69  
governor or nominees for presidential electors received not less 70  
than twenty per cent of the total vote cast for such office at 71  
the most recent regular state election. 72

(2) "Minor political party" means any political party 73  
organized under the laws of this state that meets either of the 74  
following requirements: 75

(a) Except as otherwise provided in this division, the 76  
political party's candidate for governor or nominees for 77

presidential electors received less than twenty per cent but not 78  
less than three per cent of the total vote cast for such office 79  
at the most recent regular state election. A political party 80  
that meets the requirements of this division remains a political 81  
party for a period of four years after meeting those 82  
requirements. 83

(b) The political party has filed with the secretary of 84  
state, subsequent to its failure to meet the requirements of 85  
division (F) (2) (a) of this section, a petition that meets the 86  
requirements of section 3517.01 of the Revised Code. 87

A newly formed political party shall be known as a minor 88  
political party until the time of the first election for 89  
governor or president which occurs not less than twelve months 90  
subsequent to the formation of such party, after which election 91  
the status of such party shall be determined by the vote for the 92  
office of governor or president. 93

(G) "Dominant party in a precinct" or "dominant political 94  
party in a precinct" means that political party whose candidate 95  
for election to the office of governor at the most recent 96  
regular state election at which a governor was elected received 97  
more votes than any other person received for election to that 98  
office in such precinct at such election. 99

(H) "Candidate" means any qualified person certified in 100  
accordance with the provisions of the Revised Code for placement 101  
on the official ballot of a primary, general, or special 102  
election to be held in this state, or any qualified person who 103  
claims to be a write-in candidate, or who knowingly assents to 104  
being represented as a write-in candidate by another at either a 105  
primary, general, or special election to be held in this state. 106

(I) "Independent candidate" means any candidate who ~~claims~~ 107  
is not to be affiliated with a political party, and whose name 108  
has been certified on the office-type ballot at a general or 109  
special election through the filing of a statement of candidacy 110  
and nominating petition, as prescribed in section 3513.257 of 111  
the Revised Code. 112

(J) "Nonpartisan candidate" means any candidate whose name 113  
is required, pursuant to section 3505.04 of the Revised Code, to 114  
be listed on the nonpartisan ballot, including all candidates 115  
for judicial office, for member of any board of education, for 116  
municipal or township offices in which primary elections are not 117  
held for nominating candidates by political parties, and for 118  
offices of municipal corporations having charters that provide 119  
for separate ballots for elections for these offices. 120

(K) "Party candidate" means any candidate who ~~claims to be~~ 121  
is a member of a political party and who has been certified to 122  
appear on the office-type ballot at a general or special 123  
election as the nominee of a political party because the 124  
candidate has won the primary election of the candidate's party 125  
for the public office the candidate seeks, has been nominated 126  
under section 3517.012, or is selected by party committee in 127  
accordance with section 3513.31 of the Revised Code. 128

(L) "Officer of a political party" includes, but is not 129  
limited to, any member, elected or appointed, of a controlling 130  
committee, whether representing the territory of the state, a 131  
district therein, a county, township, a city, a ward, a 132  
precinct, or other territory, of a major or minor political 133  
party. 134

(M) "Question or issue" means any question or issue 135  
certified in accordance with the Revised Code for placement on 136

an official ballot at a general or special election to be held	137
in this state.	138
(N) "Elector" or "qualified elector" means a person having	139
the qualifications provided by law to be entitled to vote.	140
(O) "Voter" means an elector who votes at an election.	141
(P) "Voting residence" means that place of residence of an	142
elector which shall determine the precinct in which the elector	143
may vote.	144
(Q) "Precinct" means a district within a county	145
established by the board of elections of such county within	146
which all qualified electors having a voting residence therein	147
may vote at the same polling place.	148
(R) "Polling place" means that place provided for each	149
precinct at which the electors having a voting residence in such	150
precinct may vote.	151
(S) "Board" or "board of elections" means the board of	152
elections appointed in a county pursuant to section 3501.06 of	153
the Revised Code.	154
(T) "Political subdivision" means a county, township,	155
city, village, or school district.	156
(U) "Election officer" or "election official" means any of	157
the following:	158
(1) Secretary of state;	159
(2) Employees of the secretary of state serving the	160
division of elections in the capacity of attorney,	161
administrative officer, administrative assistant, elections	162
administrator, office manager, or clerical supervisor;	163

(3) Director of a board of elections;	164
(4) Deputy director of a board of elections;	165
(5) Member of a board of elections;	166
(6) Employees of a board of elections;	167
(7) Precinct election officials;	168
(8) Employees appointed by the boards of elections on a temporary or part-time basis.	169 170
(V) "Acknowledgment notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, informing a voter registration applicant or an applicant who wishes to change the applicant's residence or name of the status of the application; the information necessary to complete or update the application, if any; and if the application is complete, the precinct in which the applicant is to vote.	171 172 173 174 175 176 177
(W) "Confirmation notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, to a registered elector to confirm the registered elector's current address.	178 179 180 181
(X) "Designated agency" means an office or agency in the state that provides public assistance or that provides state-funded programs primarily engaged in providing services to persons with disabilities and that is required by the National Voter Registration Act of 1993 to implement a program designed and administered by the secretary of state for registering voters, or any other public or government office or agency that implements a program designed and administered by the secretary of state for registering voters, including the department of job and family services, the program administered under section	182 183 184 185 186 187 188 189 190 191

3701.132 of the Revised Code by the department of health, the 192  
department of mental health and addiction services, the 193  
department of developmental disabilities, the opportunities for 194  
Ohioans with disabilities agency, and any other agency the 195  
secretary of state designates. "Designated agency" does not 196  
include public high schools and vocational schools, public 197  
libraries, or the office of a county treasurer. 198

(Y) "National Voter Registration Act of 1993" means the 199  
"National Voter Registration Act of 1993," 107 Stat. 77, 42 200  
U.S.C.A. 1973gg. 201

(Z) "Voting Rights Act of 1965" means the "Voting Rights 202  
Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 203

(AA) "Photo identification" means a document that meets 204  
each of the following requirements: 205

(1) It shows the name of the individual to whom it was 206  
issued, which shall conform to the name in the poll list or 207  
signature pollbook. 208

(2) It shows the current address of the individual to whom 209  
it was issued, which shall conform to the address in the poll 210  
list or signature pollbook, except for a driver's license or a 211  
state identification card issued under section 4507.50 of the 212  
Revised Code, which may show either the current or former 213  
address of the individual to whom it was issued, regardless of 214  
whether that address conforms to the address in the poll list or 215  
signature pollbook. 216

(3) It shows a photograph of the individual to whom it was 217  
issued. 218

(4) It includes an expiration date that has not passed. 219

(5) It was issued by the government of the United States 220  
or this state. 221

**Sec. 3503.10.** (A) Each designated agency shall designate 222  
one person within that agency to serve as coordinator for the 223  
voter registration program within the agency and its 224  
departments, divisions, and programs. The designated person 225  
shall be trained under a program designed by the secretary of 226  
state and shall be responsible for administering all aspects of 227  
the voter registration program for that agency as prescribed by 228  
the secretary of state. The designated person shall receive no 229  
additional compensation for performing such duties. 230

(B) Every designated agency, public high school and 231  
vocational school, public library, and office of a county 232  
treasurer shall provide in each of its offices or locations 233  
voter registration applications and assistance in the 234  
registration of persons qualified to register to vote, in 235  
accordance with this chapter. 236

(C) Every designated agency shall distribute to its 237  
applicants, prior to or in conjunction with distributing a voter 238  
registration application, a form prescribed by the secretary of 239  
state that includes all of the following: 240

(1) The question, "Do you want to register to vote or 241  
update your current voter registration?"--followed by boxes for 242  
the applicant to indicate whether the applicant would like to 243  
register or decline to register to vote, and the statement, 244  
highlighted in bold print, "If you do not check either box, you 245  
will be considered to have decided not to register to vote at 246  
this time."; 247

(2) If the agency provides public assistance, the 248

statement, "Applying to register or declining to register to 249  
vote will not affect the amount of assistance that you will be 250  
provided by this agency."; 251

(3) The statement, "If you would like help in filling out 252  
the voter registration application form, we will help you. The 253  
decision whether to seek or accept help is yours. You may fill 254  
out the application form in private."; 255

(4) The statement, "If you believe that someone has 256  
interfered with your right to register or to decline to register 257  
to vote, your right to privacy in deciding whether to register 258  
or in applying to register to vote, or your right to choose your 259  
own political party or other political preference, you may file 260  
a complaint with the prosecuting attorney of your county or with 261  
the secretary of state," with the address and telephone number 262  
for each such official's office. 263

(D) Each designated agency shall distribute a voter 264  
registration form prescribed by the secretary of state to each 265  
applicant with each application for service or assistance, and 266  
with each written application or form for recertification, 267  
renewal, or change of address. 268

(E) Each designated agency shall do all of the following: 269

(1) Have employees trained to administer the voter 270  
registration program in order to provide to each applicant who 271  
wishes to register to vote and who accepts assistance, the same 272  
degree of assistance with regard to completion of the voter 273  
registration application as is provided by the agency with 274  
regard to the completion of its own form; 275

(2) Accept completed voter registration applications, 276  
voter registration change of residence forms, ~~and~~ voter 277

registration change of name forms, and voter registration change 278  
of political affiliation forms, regardless of whether the 279  
application or form was distributed by the designated agency, 280  
for transmittal to the office of the board of elections in the 281  
county in which the agency is located. Each designated agency 282  
and the appropriate board of elections shall establish a method 283  
by which the voter registration applications and other voter 284  
registration forms are transmitted to that board of elections 285  
within five days after being accepted by the agency. 286

(3) If the designated agency is one that is primarily 287  
engaged in providing services to persons with disabilities under 288  
a state-funded program, and that agency provides services to a 289  
person with disabilities at a person's home, provide the 290  
services described in divisions (E) (1) and (2) of this section 291  
at the person's home; 292

(4) Keep as confidential, except as required by the 293  
secretary of state for record-keeping purposes, the identity of 294  
an agency through which a person registered to vote or updated 295  
the person's voter registration records, and information 296  
relating to a declination to register to vote made in connection 297  
with a voter registration application issued by a designated 298  
agency. 299

(F) The secretary of state shall prepare and transmit 300  
written instructions on the implementation of the voter 301  
registration program within each designated agency, public high 302  
school and vocational school, public library, and office of a 303  
county treasurer. The instructions shall include directions as 304  
follows: 305

(1) That each person designated to assist with voter 306  
registration maintain strict neutrality with respect to a 307

person's political philosophies, a person's right to register or 308  
decline to register, and any other matter that may influence a 309  
person's decision to register or not register to vote; 310

(2) That each person designated to assist with voter 311  
registration not seek to influence a person's decision to 312  
register or not register to vote, not display or demonstrate any 313  
political preference or party allegiance, and not make any 314  
statement to a person or take any action the purpose or effect 315  
of which is to lead a person to believe that a decision to 316  
register or not register has any bearing on the availability of 317  
services or benefits offered, on the grade in a particular class 318  
in school, or on credit for a particular class in school; 319

(3) Regarding when and how to assist a person in 320  
completing the voter registration application, what to do with 321  
the completed voter registration application or voter 322  
registration update form, and when the application must be 323  
transmitted to the appropriate board of elections; 324

(4) Regarding what records must be kept by the agency and 325  
where and when those records should be transmitted to satisfy 326  
reporting requirements imposed on the secretary of state under 327  
the National Voter Registration Act of 1993; 328

(5) Regarding whom to contact to obtain answers to 329  
questions about voter registration forms and procedures. 330

(G) If the voter registration activity is part of an in- 331  
class voter registration program in a public high school or 332  
vocational school, whether prescribed by the secretary of state 333  
or independent of the secretary of state, the board of education 334  
shall do all of the following: 335

(1) Establish a schedule of school days and hours during 336

these days when the person designated to assist with voter registration shall provide voter registration assistance; 337  
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(2) Designate a person to assist with voter registration from the public high school's or vocational school's staff; 339  
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(3) Make voter registration applications and materials available, as outlined in the voter registration program established by the secretary of state pursuant to section 3501.05 of the Revised Code; 341  
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(4) Distribute the statement, "applying to register or declining to register to vote, or registering as affiliated with a particular political party or registering to vote and remaining unaffiliated, will not affect or be a condition of your receiving a particular grade in or credit for a school course or class, participating in a curricular or extracurricular activity, receiving a benefit or privilege, or participating in a program or activity otherwise available to pupils enrolled in this school district's schools."; 345  
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(5) Establish a method by which the voter registration application and other voter registration forms are transmitted to the board of elections within five days after being accepted by the public high school or vocational school. 354  
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(H) Any person employed by the designated agency, public high school or vocational school, public library, or office of a county treasurer may be designated to assist with voter registration pursuant to this section. The designated agency, public high school or vocational school, public library, or office of a county treasurer shall provide the designated person, and make available such space as may be necessary, without charge to the county or state. 358  
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(I) The secretary of state shall prepare and cause to be 366  
displayed in a prominent location in each designated agency a 367  
notice that identifies the person designated to assist with 368  
voter registration, the nature of that person's duties, and 369  
where and when that person is available for assisting in the 370  
registration of voters. 371

A designated agency may furnish additional supplies and 372  
services to disseminate information to increase public awareness 373  
of the existence of a person designated to assist with voter 374  
registration in every designated agency. 375

(J) This section does not limit any authority a board of 376  
education, superintendent, or principal has to allow, sponsor, 377  
or promote voluntary election registration programs within a 378  
high school or vocational school, including programs in which 379  
pupils serve as persons designated to assist with voter 380  
registration, provided that no pupil is required to participate. 381

(K) Each public library and office of the county treasurer 382  
shall establish a method by which voter registration forms are 383  
transmitted to the board of elections within five days after 384  
being accepted by the public library or office of the county 385  
treasurer. 386

(L) The department of job and family services and its 387  
departments, divisions, and programs shall limit administration 388  
of the aspects of the voter registration program for the 389  
department to the requirements prescribed by the secretary of 390  
state and the requirements of this section and the National 391  
Voter Registration Act of 1993. 392

**Sec. 3503.11.** When any person applies for a driver's 393  
license, commercial driver's license, a state of Ohio 394

identification card issued under section 4507.50 of the Revised 395  
Code, or motorcycle operator's license or endorsement, or the 396  
renewal or duplicate of any license or endorsement under Chapter 397  
4506. or 4507. of the Revised Code, the registrar of motor 398  
vehicles or deputy registrar shall offer the applicant the 399  
opportunity to register to vote or to update the applicant's 400  
voter registration. The registrar of motor vehicles or deputy 401  
registrar also shall make available to all other customers voter 402  
registration applications and change of residence~~and,~~ change 403  
of name, and change of political party affiliation forms, but is 404  
not required to offer assistance to these customers in 405  
completing a voter registration application or other form. 406

The deputy registrar shall send any registration 407  
application or any change of residence~~or,~~ change of name, or 408  
change of political party affiliation form that was completed 409  
and submitted in paper form to the deputy registrar to the board 410  
of elections of the county in which the office of the deputy 411  
registrar is located, within five days after accepting the 412  
application or other form. The registrar shall send any 413  
completed registration application received at the bureau of 414  
motor vehicles headquarters location and any completed change of 415  
residence~~or,~~ change of name, or change of political party 416  
affiliation form processed electronically in systems or programs 417  
operated and maintained by the bureau of motor vehicles to the 418  
secretary of state within five days after accepting the 419  
application or other form. 420

The registrar shall collect from each deputy registrar 421  
through the reports filed under division (J) of section 4503.03 422  
of the Revised Code and transmit to the secretary of state 423  
information on the number of voter registration applications and 424  
change of residence~~or,~~ change of name, or change of political 425

party affiliation forms completed or declined, and any 426  
additional information required by the secretary of state to 427  
comply with the National Voter Registration Act of 1993. No 428  
information relating to an applicant's decision to decline to 429  
register or update the applicant's voter registration at the 430  
office of the registrar or deputy registrar may be used for any 431  
purpose other than voter registration record-keeping required by 432  
the secretary of state, and all such information shall be kept 433  
confidential. 434

The secretary of state shall prescribe voter registration 435  
applications and change of residence~~and,~~ change of name, and 436  
change of political party affiliation forms for use by the 437  
bureau of motor vehicles. The bureau of motor vehicles shall 438  
supply all of its deputy registrars with a sufficient number of 439  
voter registration applications and change of residence~~and,~~ 440  
change of name, and change of political party affiliation forms. 441

**Sec. 3503.14.** (A) The secretary of state shall prescribe 442  
the form and content of the registration, change of residence, 443  
~~and change of name,~~ and change of political party affiliation 444  
forms used in this state. The forms shall meet the requirements 445  
of the National Voter Registration Act of 1993 and shall include 446  
spaces for all of the following: 447

- (1) The voter's name; 448
- (2) The voter's address; 449
- (3) The current date; 450
- (4) The voter's date of birth; 451
- (5) The voter to provide one or more of the following: 452
  - (a) The voter's driver's license number, if any; 453

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

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

(6) The voter's signature.

The registration form shall include a list of the political parties that are recognized in this state at the time the form is printed, accompanied by boxes for the applicant to check to select a party with which the applicant wishes to be affiliated. The form also shall include a space for the applicant to write the name of a recognized political party that is not listed on the form, if the applicant wishes to be affiliated with that party, and a box for the applicant to check to indicate that the applicant does not wish to be affiliated with a political party. The form shall instruct the applicant to select or write the name of only one recognized political party and shall state that the applicant is not required to select a political party. If the applicant indicates that the applicant does not wish to be affiliated with a political party, the applicant, upon registration, shall not be affiliated with any political party. If the applicant is not currently registered as affiliated with a political party, the applicant does not select or write the name of a recognized political party, and the applicant does not indicate that the applicant does not wish to be affiliated with a political party, the applicant shall not be

affiliated with any political party. If the applicant is 484  
currently registered as affiliated with a political party, the 485  
applicant does not select or write the name of a recognized 486  
political party, and the applicant does not indicate that the 487  
applicant does not wish to be affiliated with a political party, 488  
the applicant shall remain registered as affiliated with the 489  
applicant's current political party. 490

The registration form shall include a space on which the 491  
person registering an applicant shall sign the person's name and 492  
provide the person's address and a space on which the person 493  
registering an applicant shall name the employer who is 494  
employing that person to register the applicant. 495

Except for forms prescribed by the secretary of state 496  
under section 3503.11 of the Revised Code, the secretary of 497  
state shall permit boards of elections to produce forms that 498  
have subdivided spaces for each individual alphanumeric 499  
character of the information provided by the voter so as to 500  
accommodate the electronic reading and conversion of the voter's 501  
information to data and the subsequent electronic transfer of 502  
that data to the statewide voter registration database 503  
established under section 3503.15 of the Revised Code. 504

(B) None of the following persons who are registering an 505  
applicant in the course of that official's or employee's normal 506  
duties shall sign the person's name, provide the person's 507  
address, or name the employer who is employing the person to 508  
register an applicant on a form prepared under this section: 509

- (1) An election official; 510
- (2) A county treasurer; 511
- (3) A deputy registrar of motor vehicles; 512

(4) An employee of a designated agency;	513
(5) An employee of a public high school;	514
(6) An employee of a public vocational school;	515
(7) An employee of a public library;	516
(8) An employee of the office of a county treasurer;	517
(9) An employee of the bureau of motor vehicles;	518
(10) An employee of a deputy registrar of motor vehicles;	519
(11) An employee of an election official.	520
(C) Except as provided in section 3501.382 of the Revised Code, any applicant who is unable to sign the applicant's own name shall make an "X," if possible, which shall be certified by the signing of the name of the applicant by the person filling out the form, who shall add the person's own signature. If an applicant is unable to make an "X," the applicant shall indicate in some manner that the applicant desires to register to vote or to change the applicant's name <del>or</del> , <u>residence, or political party affiliation</u> . The person registering the applicant shall sign the form and attest that the applicant indicated that the applicant desired to register to vote or to change the applicant's name <del>or</del> , <u>residence, or political party affiliation</u> .	521 522 523 524 525 526 527 528 529 530 531 532
(D) No registration, change of residence, <del>or</del> change of name, <u>or change of political party affiliation</u> form shall be rejected solely on the basis that a person registering an applicant failed to sign the person's name or failed to name the employer who is employing that person to register the applicant as required under division (A) of this section.	533 534 535 536 537 538
(E) As used in this section, "registering an applicant"	539

includes any effort, for compensation, to provide voter 540  
registration forms or to assist persons in completing or 541  
returning those forms. 542

**Sec. 3503.15.** (A) (1) The secretary of state shall 543  
establish and maintain a statewide voter registration database 544  
that shall be administered by the office of the secretary of 545  
state and made continuously available to each board of elections 546  
and to other agencies as authorized by law. 547

(2) (a) State agencies, including, but not limited to, the 548  
department of health, bureau of motor vehicles, department of 549  
job and family services, and the department of rehabilitation 550  
and corrections, shall provide any information and data to the 551  
secretary of state that is collected in the course of normal 552  
business and that is necessary to register to vote, to update an 553  
elector's registration, or to maintain the statewide voter 554  
registration database established pursuant to this section, 555  
except where prohibited by federal law or regulation. The 556  
secretary of state shall ensure that any information or data 557  
provided to the secretary of state that is confidential in the 558  
possession of the entity providing the data remains confidential 559  
while in the possession of the secretary of state. No public 560  
office, and no public official or employee, shall sell that 561  
information or data or use that information or data for profit. 562

(b) Information provided under this division for 563  
maintenance of the statewide voter registration database shall 564  
not be used to update the name ~~or~~, address, or political party 565  
affiliation of a registered elector. The name ~~or~~, address, or 566  
political party affiliation of a registered elector shall only 567  
be updated as a result of the elector's actions in filing a 568  
notice of change of name, change of address, or both or a change 569

of political party affiliation form. 570

(c) A board of elections shall contact a registered 571  
elector pursuant to the rules adopted under division (D) (7) of 572  
this section to verify the accuracy of the information in the 573  
statewide voter registration database regarding that elector if 574  
that information does not conform with information provided 575  
under division (A) (2) (a) of this section and the discrepancy 576  
would affect the elector's eligibility to cast a regular ballot. 577

(3) (a) The secretary of state shall enter into agreements 578  
to share information or data that is in the possession of the 579  
secretary of state with other states or groups of states, as the 580  
secretary of state considers necessary, in order to maintain the 581  
statewide voter registration database established pursuant to 582  
this section. Except as otherwise provided in division (A) (3) (b) 583  
of this section, the secretary of state shall ensure that any 584  
information or data provided to the secretary of state that is 585  
confidential in the possession of the state providing the data 586  
remains confidential while in the possession of the secretary of 587  
state. 588

(b) The secretary of state may provide such otherwise 589  
confidential information or data to persons or organizations 590  
that are engaging in legitimate governmental purposes related to 591  
the maintenance of the statewide voter registration database. 592  
The secretary of state shall adopt rules pursuant to Chapter 593  
119. of the Revised Code identifying the persons or 594  
organizations who may receive that information or data. The 595  
secretary of state shall not share that information or data with 596  
a person or organization not identified in those rules. The 597  
secretary of state shall ensure that a person or organization 598  
that receives confidential information or data under this 599

division keeps the information or data confidential in the 600  
person's or organization's possession by, at a minimum, entering 601  
into a confidentiality agreement with the person or 602  
organization. Any confidentiality agreement entered into under 603  
this division shall include a requirement that the person or 604  
organization submit to the jurisdiction of this state in the 605  
event that the person or organization breaches the agreement. 606

(4) No person or entity that receives information or data 607  
under division (A) (3) of this section shall sell the information 608  
or data or use the information or data for profit. 609

(B) The statewide voter registration database established 610  
under this section shall be the official list of registered 611  
voters for all elections conducted in this state. 612

(C) The statewide voter registration database established 613  
under this section shall, at a minimum, include all of the 614  
following: 615

(1) An electronic network that connects all board of 616  
elections offices with the office of the secretary of state and 617  
with the offices of all other boards of elections; 618

(2) A computer program that harmonizes the records 619  
contained in the database with records maintained by each board 620  
of elections; 621

(3) An interactive computer program that allows access to 622  
the records contained in the database by each board of elections 623  
and by any persons authorized by the secretary of state to add, 624  
delete, modify, or print database records, and to conduct 625  
updates of the database; 626

(4) A search program capable of verifying registered 627  
voters and their registration information by name, driver's 628

license number, birth date, social security number, or current address; 629  
630

(5) Safeguards and components to ensure that the integrity, security, and confidentiality of the voter registration information is maintained; 631  
632  
633

(6) Methods to retain canceled voter registration records for not less than five years after they are canceled and to record the reason for their cancellation. 634  
635  
636

(D) The secretary of state shall adopt rules pursuant to Chapter 119. of the Revised Code doing all of the following: 637  
638

(1) Specifying the manner in which existing voter registration records maintained by boards of elections shall be converted to electronic files for inclusion in the statewide voter registration database; 639  
640  
641  
642

(2) Establishing a uniform method for entering voter registration records into the statewide voter registration database on an expedited basis, but not less than once per day, if new registration information is received; 643  
644  
645  
646

(3) Establishing a uniform method for purging canceled voter registration records from the statewide voter registration database in accordance with section 3503.21 of the Revised Code; 647  
648  
649

(4) Specifying the persons authorized to add, delete, modify, or print records contained in the statewide voter registration database and to make updates of that database; 650  
651  
652

(5) Establishing a process for annually auditing the information contained in the statewide voter registration database; 653  
654  
655

(6) Establishing, by mutual agreement with the bureau of 656

motor vehicles, the content and format of the information and 657  
data the bureau of motor vehicles shall provide to the secretary 658  
of state under division (A) (2) (a) of this section and the 659  
frequency with which the bureau shall provide that information 660  
and data; 661

(7) Establishing a uniform method for addressing instances 662  
in which records contained in the statewide voter registration 663  
database do not conform with records maintained by an agency, 664  
state, or group of states described in division (A) (2) (a) or (3) 665  
(a) of this section. That method shall prohibit an elector's 666  
voter registration from being canceled on the sole basis that 667  
the information in the registration record does not conform to 668  
records maintained by such an agency. 669

(E) A board of elections promptly shall purge a voter's 670  
name and voter registration information from the statewide voter 671  
registration database in accordance with the rules adopted by 672  
the secretary of state under division (D) (3) of this section 673  
after the cancellation of a voter's registration under section 674  
3503.21 of the Revised Code. 675

(F) The secretary of state shall provide training in the 676  
operation of the statewide voter registration database to each 677  
board of elections and to any persons authorized by the 678  
secretary of state to add, delete, modify, or print database 679  
records, and to conduct updates of the database. 680

(G) (1) The statewide voter registration database 681  
established under this section shall be made available on a web 682  
site of the office of the secretary of state as follows: 683

(a) Except as otherwise provided in division (G) (1) (b) of 684  
this section, the following information from the statewide voter 685

registration database regarding a registered voter shall be made 686  
available on the web site: 687

- (i) The voter's name; 688
- (ii) The voter's address; 689
- (iii) The voter's precinct number; 690
- (iv) The voter's political party affiliation, if any; 691
- (v) The voter's voting history. 692

(b) During the thirty days before the day of a primary or 693  
general election, the web site interface of the statewide voter 694  
registration database shall permit a voter to search for the 695  
polling location at which that voter may cast a ballot. 696

(2) The secretary of state shall establish, by rule 697  
adopted under Chapter 119. of the Revised Code, a process for 698  
boards of elections to notify the secretary of state of changes 699  
in the locations of precinct polling places for the purpose of 700  
updating the information made available on the secretary of 701  
state's web site under division (G) (1) (b) of this section. Those 702  
rules shall require a board of elections, during the thirty days 703  
before the day of a primary or general election, to notify the 704  
secretary of state within one business day of any change to the 705  
location of a precinct polling place within the county. 706

(3) During the thirty days before the day of a primary or 707  
general election, not later than one business day after 708  
receiving a notification from a county pursuant to division (G) 709  
(2) of this section that the location of a precinct polling 710  
place has changed, the secretary of state shall update that 711  
information on the secretary of state's web site for the purpose 712  
of division (G) (1) (b) of this section. 713

**Sec. 3503.16.** (A) Whenever a registered elector changes 714  
the place of residence of that registered elector from one 715  
precinct to another within a county or from one county to 716  
another, or has a change of name, or wishes to change the 717  
elector's political party affiliation, that registered elector 718  
shall report the change by delivering a change of residence ~~or,~~ 719  
change of name, or change of political party affiliation form, 720  
whichever is appropriate, as prescribed by the secretary of 721  
state under section 3503.14 of the Revised Code to the state or 722  
local office of a designated agency, a public high school or 723  
vocational school, a public library, the office of the county 724  
treasurer, the office of the secretary of state, any office of 725  
the registrar or deputy registrar of motor vehicles, or any 726  
office of a board of elections in person or by a third person. 727  
Any voter registration, change of address, ~~or~~ change of name, or 728  
change of political party affiliation application, returned by 729  
mail, may be sent only to the secretary of state or the board of 730  
elections. 731

A registered elector also may update the registration of 732  
that registered elector by filing a change of residence ~~or,~~ 733  
change of name, or change of political party affiliation form on 734  
the day of a special, primary, or general election at the 735  
polling place in the precinct in which that registered elector 736  
resides or at the board of elections or at another site 737  
designated by the board. 738

(B) (1) (a) Any registered elector who moves within a 739  
precinct on or prior to the day of a general, primary, or 740  
special election and has not filed a notice of change of 741  
residence with the board of elections may vote in that election 742  
by going to that registered elector's assigned polling place, 743  
completing and signing a notice of change of residence, showing 744

identification in the form of a current and valid photo 745  
identification, a military identification, or a copy of a 746  
current utility bill, bank statement, government check, 747  
paycheck, or other government document, other than a notice of 748  
voter registration mailed by a board of elections under section 749  
3503.19 of the Revised Code, that shows the name and current 750  
address of the elector, and casting a ballot. 751

(b) Any registered elector who changes the name of that 752  
registered elector and remains within a precinct on or prior to 753  
the day of a general, primary, or special election and has not 754  
filed a notice of change of name with the board of elections may 755  
vote in that election by going to that registered elector's 756  
assigned polling place, completing and signing a notice of a 757  
change of name, and casting a provisional ballot under section 758  
3505.181 of the Revised Code. If the registered elector provides 759  
to the precinct election officials proof of a legal name change, 760  
such as a marriage license or court order that includes the 761  
elector's current and prior names, the elector may complete and 762  
sign a notice of change of name and cast a regular ballot. 763

(2) Any registered elector who moves from one precinct to 764  
another within a county or moves from one precinct to another 765  
and changes the name of that registered elector on or prior to 766  
the day of a general, primary, or special election and has not 767  
filed a notice of change of residence or change of name, 768  
whichever is appropriate, with the board of elections may vote 769  
in that election if that registered elector complies with 770  
division (G) of this section or does all of the following: 771

(a) Appears at anytime during regular business hours on or 772  
after the twenty-eighth day prior to the election in which that 773  
registered elector wishes to vote or, if the election is held on 774

the day of a presidential primary election, the twenty-fifth day 775  
prior to the election, through noon of the Saturday prior to the 776  
election at the office of the board of elections, appears at any 777  
time during regular business hours on the Monday prior to the 778  
election at the office of the board of elections, or appears on 779  
the day of the election at either of the following locations: 780

(i) The polling place for the precinct in which that 781  
registered elector resides; 782

(ii) The office of the board of elections or, if pursuant 783  
to division (C) of section 3501.10 of the Revised Code the board 784  
has designated another location in the county at which 785  
registered electors may vote, at that other location instead of 786  
the office of the board of elections. 787

(b) Completes and signs, under penalty of election 788  
falsification, the written affirmation on the provisional ballot 789  
envelope, which shall serve as a notice of change of residence 790  
or change of name, whichever is appropriate; 791

(c) Votes a provisional ballot under section 3505.181 of 792  
the Revised Code at the polling place, at the office of the 793  
board of elections, or, if pursuant to division (C) of section 794  
3501.10 of the Revised Code the board has designated another 795  
location in the county at which registered electors may vote, at 796  
that other location instead of the office of the board of 797  
elections, whichever is appropriate, using the address to which 798  
that registered elector has moved or the name of that registered 799  
elector as changed, whichever is appropriate; 800

(d) Completes and signs, under penalty of election 801  
falsification, a statement attesting that that registered 802  
elector moved or had a change of name, whichever is appropriate, 803

on or prior to the day of the election, has voted a provisional 804  
ballot at the polling place for the precinct in which that 805  
registered elector resides, at the office of the board of 806  
elections, or, if pursuant to division (C) of section 3501.10 of 807  
the Revised Code the board has designated another location in 808  
the county at which registered electors may vote, at that other 809  
location instead of the office of the board of elections, 810  
whichever is appropriate, and will not vote or attempt to vote 811  
at any other location for that particular election. 812

(C) Any registered elector who moves from one county to 813  
another county within the state on or prior to the day of a 814  
general, primary, or special election and has not registered to 815  
vote in the county to which that registered elector moved may 816  
vote in that election if that registered elector complies with 817  
division (G) of this section or does all of the following: 818

(1) Appears at any time during regular business hours on 819  
or after the twenty-eighth day prior to the election in which 820  
that registered elector wishes to vote or, if the election is 821  
held on the day of a presidential primary election, the twenty- 822  
fifth day prior to the election, through noon of the Saturday 823  
prior to the election at the office of the board of elections 824  
or, if pursuant to division (C) of section 3501.10 of the 825  
Revised Code the board has designated another location in the 826  
county at which registered electors may vote, at that other 827  
location instead of the office of the board of elections, 828  
appears during regular business hours on the Monday prior to the 829  
election at the office of the board of elections or, if pursuant 830  
to division (C) of section 3501.10 of the Revised Code the board 831  
has designated another location in the county at which 832  
registered electors may vote, at that other location instead of 833  
the office of the board of elections, or appears on the day of 834

the election at the office of the board of elections or, if 835  
pursuant to division (C) of section 3501.10 of the Revised Code 836  
the board has designated another location in the county at which 837  
registered electors may vote, at that other location instead of 838  
the office of the board of elections; 839

(2) Completes and signs, under penalty of election 840  
falsification, the written affirmation on the provisional ballot 841  
envelope, which shall serve as a notice of change of residence; 842

(3) Votes a provisional ballot under section 3505.181 of 843  
the Revised Code at the office of the board of elections or, if 844  
pursuant to division (C) of section 3501.10 of the Revised Code 845  
the board has designated another location in the county at which 846  
registered electors may vote, at that other location instead of 847  
the office of the board of elections, using the address to which 848  
that registered elector has moved; 849

(4) Completes and signs, under penalty of election 850  
falsification, a statement attesting that that registered 851  
elector has moved from one county to another county within the 852  
state on or prior to the day of the election, has voted at the 853  
office of the board of elections or, if pursuant to division (C) 854  
of section 3501.10 of the Revised Code the board has designated 855  
another location in the county at which registered electors may 856  
vote, at that other location instead of the office of the board 857  
of elections, and will not vote or attempt to vote at any other 858  
location for that particular election. 859

(D) A person who votes by absent voter's ballots pursuant 860  
to division (G) of this section shall not make written 861  
application for the ballots pursuant to Chapter 3509. of the 862  
Revised Code. Ballots cast pursuant to division (G) of this 863  
section shall be set aside in a special envelope and counted 864

during the official canvass of votes in the manner provided for 865  
in sections 3505.32 and 3509.06 of the Revised Code insofar as 866  
that manner is applicable. The board shall examine the pollbooks 867  
to verify that no ballot was cast at the polls or by absent 868  
voter's ballots under Chapter 3509. or 3511. of the Revised Code 869  
by an elector who has voted by absent voter's ballots pursuant 870  
to division (G) of this section. Any ballot determined to be 871  
insufficient for any of the reasons stated above or stated in 872  
section 3509.07 of the Revised Code shall not be counted. 873

Subject to division (C) of section 3501.10 of the Revised 874  
Code, a board of elections may lease or otherwise acquire a site 875  
different from the office of the board at which registered 876  
electors may vote pursuant to division (B) or (C) of this 877  
section. 878

(E) Upon receiving a notice of change of residence ~~or,~~  879  
change of name, or change of political party affiliation, the 880  
board of elections shall immediately send the registrant an 881  
acknowledgment notice. If the change of residence ~~or,~~ change of 882  
name, or change of political party affiliation notice is valid, 883  
the board shall update the voter's registration as appropriate. 884  
If that form is incomplete, the board shall inform the 885  
registrant in the acknowledgment notice specified in this 886  
division of the information necessary to complete or update that 887  
registrant's registration. 888

(F) Change of residence ~~and,~~ change of name, and change 889  
of political party affiliation forms shall be available at each 890  
polling place, and when these forms are completed, noting 891  
changes of residence ~~or,~~ name, or political party affiliation, 892  
as appropriate, they shall be filed with election officials at 893  
the polling place. Election officials shall return completed 894

forms, together with the pollbooks and tally sheets, to the 895  
board of elections. 896

The board of elections shall provide change of residence 897  
~~and, change of name, and change of political party affiliation~~ 898  
forms to the probate court and court of common pleas. The court 899  
shall provide the forms to any person eighteen years of age or 900  
older who has a change of name by order of the court or who 901  
applies for a marriage license. The court shall forward all 902  
completed forms to the board of elections within five days after 903  
receiving them. 904

(G) A registered elector who otherwise would qualify to 905  
vote under division (B) or (C) of this section but is unable to 906  
appear at the office of the board of elections or, if pursuant 907  
to division (C) of section 3501.10 of the Revised Code the board 908  
has designated another location in the county at which 909  
registered electors may vote, at that other location, on account 910  
of personal illness, physical disability, or infirmity, may vote 911  
on the day of the election if that registered elector does all 912  
of the following: 913

(1) Makes a written application that includes all of the 914  
information required under section 3509.03 of the Revised Code 915  
to the appropriate board for an absent voter's ballot on or 916  
after the twenty-seventh day prior to the election in which the 917  
registered elector wishes to vote through noon of the Saturday 918  
prior to that election and requests that the absent voter's 919  
ballot be sent to the address to which the registered elector 920  
has moved if the registered elector has moved, or to the address 921  
of that registered elector who has not moved but has had a 922  
change of name; 923

(2) Declares that the registered elector has moved or had 924

a change of name, whichever is appropriate, and otherwise is 925  
qualified to vote under the circumstances described in division 926  
(B) or (C) of this section, whichever is appropriate, but that 927  
the registered elector is unable to appear at the board of 928  
elections because of personal illness, physical disability, or 929  
infirmity; 930

(3) Completes and returns along with the completed absent 931  
voter's ballot a notice of change of residence indicating the 932  
address to which the registered elector has moved, or a notice 933  
of change of name, whichever is appropriate; 934

(4) Completes and signs, under penalty of election 935  
falsification, a statement attesting that the registered elector 936  
has moved or had a change of name on or prior to the day before 937  
the election, has voted by absent voter's ballot because of 938  
personal illness, physical disability, or infirmity that 939  
prevented the registered elector from appearing at the board of 940  
elections, and will not vote or attempt to vote at any other 941  
location or by absent voter's ballot mailed to any other 942  
location or address for that particular election. 943

**Sec. 3503.19.** (A) Persons qualified to register or to 944  
change their registration because of a change of address ~~or,~~ 945  
change of name, or change of political party affiliation may 946  
register or change their registration in person at any state or 947  
local office of a designated agency, at the office of the 948  
registrar or any deputy registrar of motor vehicles, at a public 949  
high school or vocational school, at a public library, at the 950  
office of a county treasurer, or at a branch office established 951  
by the board of elections, or in person, through another person, 952  
or by mail at the office of the secretary of state or at the 953  
office of a board of elections. A registered elector may also 954

change the elector's registration on election day at any polling 955  
place where the elector is eligible to vote, in the manner 956  
provided under section 3503.16 of the Revised Code. 957

Any state or local office of a designated agency, the 958  
office of the registrar or any deputy registrar of motor 959  
vehicles, a public high school or vocational school, a public 960  
library, or the office of a county treasurer shall transmit any 961  
voter registration application or change of registration form 962  
that it receives to the board of elections of the county in 963  
which the state or local office is located, within five days 964  
after receiving the voter registration application or change of 965  
registration form. 966

An otherwise valid voter registration application that is 967  
returned to the appropriate office other than by mail must be 968  
received by a state or local office of a designated agency, the 969  
office of the registrar or any deputy registrar of motor 970  
vehicles, a public high school or vocational school, a public 971  
library, the office of a county treasurer, the office of the 972  
secretary of state, or the office of a board of elections no 973  
later than the thirtieth day preceding a primary, special, or 974  
general election for the person to qualify as an elector 975  
eligible to vote at that election. An otherwise valid 976  
registration application received after that day entitles the 977  
elector to vote at all subsequent elections. 978

An otherwise valid application to change a registered 979  
elector's political party affiliation that is returned to the 980  
appropriate office other than by mail must be received by a 981  
state or local office of a designated agency, the office of the 982  
registrar or any deputy registrar of motor vehicles, a public 983  
high school or vocational school, a public library, the office 984

of a county treasurer, the office of the secretary of state, or 985  
the office of a board of elections not later than the thirtieth 986  
day preceding a primary election for the elector to qualify as 987  
affiliated with the elector's new political party for the 988  
purpose of voting at the party's primary election. An otherwise 989  
valid change of political party affiliation form received after 990  
that day entitles the elector to vote at the elector's new 991  
political party's subsequent primary elections. 992

Any state or local office of a designated agency, the 993  
office of the registrar or any deputy registrar of motor 994  
vehicles, a public high school or vocational school, a public 995  
library, or the office of a county treasurer shall date stamp a 996  
registration application or change of name ~~or~~, change of 997  
address, or change of political party affiliation form it 998  
receives using a date stamp that does not disclose the identity 999  
of the state or local office that receives the registration. 1000

Voter registration applications, if otherwise valid, that 1001  
are returned by mail to the office of the secretary of state or 1002  
to the office of a board of elections must be postmarked no 1003  
later than the thirtieth day preceding a primary, special, or 1004  
general election in order for the person to qualify as an 1005  
elector eligible to vote at that election. If an otherwise valid 1006  
voter registration application that is returned by mail does not 1007  
bear a postmark or a legible postmark, the registration shall be 1008  
valid for that election if received by the office of the 1009  
secretary of state or the office of a board of elections no 1010  
later than twenty-five days preceding any special, primary, or 1011  
general election. 1012

An otherwise valid application to change a registered 1013  
elector's political party affiliation that is returned by mail 1014

to the office of the secretary of state or to the office of a 1015  
board of elections must be postmarked not later than the 1016  
thirtieth day preceding a primary election for the elector to 1017  
qualify as affiliated with the elector's new political party for 1018  
the purpose of voting at the party's primary election. If an 1019  
otherwise valid application to change a registered elector's 1020  
political party affiliation that is returned by mail does not 1021  
bear a postmark or a legible postmark, the application shall be 1022  
valid for that primary election if received by the office of the 1023  
secretary of state or the office of a board of elections not 1024  
later than twenty-five days preceding the primary election. 1025

(B) (1) Any person may apply in person, by telephone, by 1026  
mail, or through another person for voter registration forms to 1027  
the office of the secretary of state or the office of a board of 1028  
elections. An individual who is eligible to vote as a uniformed 1029  
services voter or an overseas voter in accordance with 42 U.S.C. 1030  
1973ff-6 also may apply for voter registration forms by 1031  
electronic means to the office of the secretary of state or to 1032  
the board of elections of the county in which the person's 1033  
voting residence is located pursuant to section 3503.191 of the 1034  
Revised Code. 1035

(2) (a) An applicant may return the applicant's completed 1036  
registration form in person or by mail to any state or local 1037  
office of a designated agency, to a public high school or 1038  
vocational school, to a public library, to the office of a 1039  
county treasurer, to the office of the secretary of state, or to 1040  
the office of a board of elections. An applicant who is eligible 1041  
to vote as a uniformed services voter or an overseas voter in 1042  
accordance with 42 U.S.C. 1973ff-6 also may return the 1043  
applicant's completed voter registration form electronically to 1044  
the office of the secretary of state or to the board of 1045

elections of the county in which the person's voting residence 1046  
is located pursuant to section 3503.191 of the Revised Code. 1047

(b) Subject to division (B) (2) (c) of this section, an 1048  
applicant may return the applicant's completed registration form 1049  
through another person to any board of elections or the office 1050  
of the secretary of state. 1051

(c) A person who receives compensation for registering a 1052  
voter shall return any registration form entrusted to that 1053  
person by an applicant to any board of elections or to the 1054  
office of the secretary of state. 1055

(d) If a board of elections or the office of the secretary 1056  
of state receives a registration form under division (B) (2) (b) 1057  
or (c) of this section before the thirtieth day before an 1058  
election, the board or the office of the secretary of state, as 1059  
applicable, shall forward the registration to the board of 1060  
elections of the county in which the applicant is seeking to 1061  
register to vote within ten days after receiving the 1062  
application. If a board of elections or the office of the 1063  
secretary of state receives a registration form under division 1064  
(B) (2) (b) or (c) of this section on or after the thirtieth day 1065  
before an election, the board or the office of the secretary of 1066  
state, as applicable, shall forward the registration to the 1067  
board of elections of the county in which the applicant is 1068  
seeking to register to vote within thirty days after that 1069  
election. 1070

(C) (1) A board of elections that receives a voter 1071  
registration application and is satisfied as to the truth of the 1072  
statements made in the registration form shall register the 1073  
applicant not later than twenty business days after receiving 1074  
the application, unless that application is received during the 1075

thirty days immediately preceding the day of an election. The 1076  
board shall promptly notify the applicant in writing of each of 1077  
the following: 1078

(a) The applicant's registration; 1079

(b) The political party, if any, with which the applicant 1080  
is registered as affiliated; 1081

(c) The precinct in which the applicant is to vote; 1082

~~(e)~~ (d) In bold type as follows: 1083

"Voters must bring identification to the polls in order to 1084  
verify identity. Identification may include a current and valid 1085  
photo identification, a military identification, or a copy of a 1086  
current utility bill, bank statement, government check, 1087  
paycheck, or other government document, other than this 1088  
notification, that shows the voter's name and current address. 1089  
Voters who do not provide one of these documents will still be 1090  
able to vote by casting a provisional ballot. Voters who do not 1091  
have any of the above forms of identification, including a 1092  
social security number, will still be able to vote by signing an 1093  
affirmation swearing to the voter's identity under penalty of 1094  
election falsification and by casting a provisional ballot." 1095

The notification shall be by nonforwardable mail. If the 1096  
mail is returned to the board, it shall investigate and cause 1097  
the notification to be delivered to the correct address. 1098

(2) If, after investigating as required under division (C) 1099  
(1) of this section, the board is unable to verify the voter's 1100  
correct address, it shall cause the voter's name in the official 1101  
registration list and in the poll list or signature pollbook to 1102  
be marked to indicate that the voter's notification was returned 1103  
to the board. 1104

At the first election at which a voter whose name has been 1105  
so marked appears to vote, the voter shall be required to 1106  
provide identification to the election officials and to vote by 1107  
provisional ballot under section 3505.181 of the Revised Code. 1108  
If the provisional ballot is counted pursuant to division (B) (3) 1109  
of section 3505.183 of the Revised Code, the board shall correct 1110  
that voter's registration, if needed, and shall remove the 1111  
indication that the voter's notification was returned from that 1112  
voter's name on the official registration list and on the poll 1113  
list or signature pollbook. If the provisional ballot is not 1114  
counted pursuant to division (B) (4) (a) (i), ~~(v), or (vi)~~, or 1115  
(vii) of section 3505.183 of the Revised Code, the voter's 1116  
registration shall be canceled. The board shall notify the voter 1117  
by United States mail of the cancellation. 1118

(3) If a notice of the disposition of an otherwise valid 1119  
registration application is sent by nonforwardable mail and is 1120  
returned undelivered, the person shall be registered as provided 1121  
in division (C) (2) of this section and sent a confirmation 1122  
notice by forwardable mail. If the person fails to respond to 1123  
the confirmation notice, update the person's registration, or 1124  
vote by provisional ballot as provided in division (C) (2) of 1125  
this section in any election during the period of two federal 1126  
elections subsequent to the mailing of the confirmation notice, 1127  
the person's registration shall be canceled. 1128

Sec. 3503.20. The secretary of state, by rule, shall 1129  
establish a secure online process for a registered elector to 1130  
submit a notice of change of political party affiliation. 1131

**Sec. 3503.23.** (A) Fourteen days before an election, the 1132  
board of elections shall cause to be prepared from the statewide 1133  
voter registration database established under section 3503.15 of 1134

the Revised Code a complete and official registration list for 1135  
each precinct, containing the names, addresses, and political 1136  
party ~~whose ballot the elector voted in the most recent primary~~ 1137  
~~election within the current year and the immediately preceding~~ 1138  
~~two calendar years,~~ affiliations of all qualified registered 1139  
voters in the precinct. ~~All~~ 1140

An elector's political party affiliation shall be 1141  
determined based on the elector's registration form or most 1142  
recent change of political party affiliation form. If the 1143  
elector was registered before the effective date of this 1144  
amendment, the elector's registration form shall be deemed to 1145  
indicate an affiliation with the political party whose ballot 1146  
the elector voted at the most recent primary election within the 1147  
year of that effective date and the immediately preceding two 1148  
calendar years. 1149

All the names, insofar as practicable, shall be arranged 1150  
in alphabetical order. The lists may be prepared either in sheet 1151  
form on one side of the paper or in electronic form, at the 1152  
discretion of the board. Each precinct list shall be headed 1153  
"Register of Voters," and under the heading shall be indicated 1154  
the district or ward and precinct. 1155

Appended to each precinct list shall be attached the names 1156  
of the members of the board and the name of the director. A 1157  
sufficient number of such lists shall be provided for 1158  
distribution to the candidates, political parties, or organized 1159  
groups that apply for them. The board shall have each precinct 1160  
list available at the board for viewing by the public during 1161  
normal business hours. The board shall ensure that, by the 1162  
opening of the polls on the day of a general or primary 1163  
election, each precinct has a paper copy of the registration 1164

list of voters in that precinct. 1165

(B) On the day of a general or primary election, precinct 1166  
election officials shall do both of the following: 1167

(1) By the time the polls open, conspicuously post and 1168  
display at the polling place one copy of the registration list 1169  
of voters in that precinct in an area of the polling place that 1170  
is easily accessible; 1171

(2) At 11 a.m. and 4 p.m. place a mark, on the official 1172  
registration list posted at the polling place, before the name 1173  
of those registered voters who have voted. 1174

(C) Notwithstanding division (B) of section 3501.35 of the 1175  
Revised Code, any person may enter the polling place for the 1176  
sole purpose of reviewing the official registration list posted 1177  
in accordance with division (B) of this section, provided that 1178  
the person does not engage in conduct that would constitute 1179  
harassment in violation of the election law, as defined in 1180  
section 3501.90 of the Revised Code. 1181

**Sec. 3505.181.** (A) All of the following individuals shall 1182  
be permitted to cast a provisional ballot at an election: 1183

(1) An individual who declares that the individual is a 1184  
registered voter in the precinct in which the individual desires 1185  
to vote and that the individual is eligible to vote in an 1186  
election, but the name of the individual does not appear on the 1187  
official list of eligible voters for the precinct or an election 1188  
official asserts that the individual is not eligible to vote; 1189

(2) An individual who does not have or is unable to 1190  
provide to the election officials any of the forms of 1191  
identification required under division (A)(1) of section 3505.18 1192  
of the Revised Code; 1193

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

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

(5) An individual who has been successfully challenged  
under section 3505.20 or ~~3513.20~~ 3513.19 of the Revised Code or  
whose application or challenge hearing has been postponed until  
after the day of the election under division (D) (1) of section  
3503.24 of the Revised Code;

(6) An individual who changes the individual's name and  
remains within the precinct without providing proof of that name  
change under division (B) (1) (b) of section 3503.16 of the  
Revised Code, moves from one precinct to another within a  
county, moves from one precinct to another and changes the  
individual's name, or moves from one county to another within  
the state, and completes and signs the required forms and  
statements under division (B) or (C) of section 3503.16 of the  
Revised Code;

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

(B) An individual who is eligible to cast a provisional

ballot under division (A) of this section shall be permitted to 1223  
cast a provisional ballot as follows: 1224

(1) An election official at the polling place shall notify 1225  
the individual that the individual may cast a provisional ballot 1226  
in that election. 1227

(2) Except as otherwise provided in division (F) of this 1228  
section, the individual shall complete and execute a written 1229  
affirmation before an election official at the polling place 1230  
stating that the individual is both of the following: 1231

(a) A registered voter in the precinct in which the 1232  
individual desires to vote; 1233

(b) Eligible to vote in that election. 1234

(3) An election official at the polling place shall 1235  
transmit the ballot cast by the individual and the voter 1236  
information contained in the written affirmation executed by the 1237  
individual under division (B)(2) of this section to an 1238  
appropriate local election official for verification under 1239  
division (B)(4) of this section. 1240

(4) If the appropriate local election official to whom the 1241  
ballot or voter or address information is transmitted under 1242  
division (B)(3) of this section determines that the individual 1243  
is eligible to vote, the individual's provisional ballot shall 1244  
be counted as a vote in that election. 1245

(5) (a) At the time that an individual casts a provisional 1246  
ballot, the appropriate local election official shall give the 1247  
individual written information that states that any individual 1248  
who casts a provisional ballot will be able to ascertain under 1249  
the system established under division (B)(5)(b) of this section 1250  
whether the vote was counted, and, if the vote was not counted, 1251

the reason that the vote was not counted. 1252

(b) The appropriate state or local election official shall 1253  
establish a free access system, in the form of a toll-free 1254  
telephone number, that any individual who casts a provisional 1255  
ballot may access to discover whether the vote of that 1256  
individual was counted, and, if the vote was not counted, the 1257  
reason that the vote was not counted. The free access system 1258  
established under this division also shall provide to an 1259  
individual whose provisional ballot was not counted information 1260  
explaining how that individual may contact the board of 1261  
elections to register to vote or to resolve problems with the 1262  
individual's voter registration. 1263

The appropriate state or local election official shall 1264  
establish and maintain reasonable procedures necessary to 1265  
protect the security, confidentiality, and integrity of personal 1266  
information collected, stored, or otherwise used by the free 1267  
access system established under this division. The system shall 1268  
permit an individual only to gain access to information about 1269  
the individual's own provisional ballot. 1270

(6) If, at the time that an individual casts a provisional 1271  
ballot, the individual provides identification in the form of a 1272  
current and valid photo identification, a military 1273  
identification, or a copy of a current utility bill, bank 1274  
statement, government check, paycheck, or other government 1275  
document, other than a notice of voter registration mailed by a 1276  
board of elections under section 3503.19 of the Revised Code, 1277  
that shows the individual's name and current address, or 1278  
provides the individual's driver's license or state 1279  
identification card number or the last four digits of the 1280  
individual's social security number, the individual shall record 1281

the type of identification provided or the driver's license, 1282  
state identification card, or social security number information 1283  
and include that information on the provisional ballot 1284  
affirmation under division (B) (3) of this section. 1285

(7) During the seven days after the day of an election, an 1286  
individual who casts a provisional ballot because the individual 1287  
does not have or is unable to provide to the election officials 1288  
any of the required forms of identification or because the 1289  
individual has been successfully challenged under section 1290  
3505.20 of the Revised Code shall appear at the office of the 1291  
board of elections and provide to the board any additional 1292  
information necessary to determine the eligibility of the 1293  
individual who cast the provisional ballot. 1294

(a) For a provisional ballot cast by an individual who 1295  
does not have or is unable to provide to the election officials 1296  
any of the required forms of identification to be eligible to be 1297  
counted, the individual who cast that ballot, within seven days 1298  
after the day of the election, shall do either of the following: 1299

(i) Provide to the board of elections proof of the 1300  
individual's identity in the form of a current and valid photo 1301  
identification, a military identification, or a copy of a 1302  
current utility bill, bank statement, government check, 1303  
paycheck, or other government document, other than a notice of 1304  
voter registration mailed by a board of elections under section 1305  
3503.19 of the Revised Code, that shows the individual's name 1306  
and current address; or 1307

(ii) Provide to the board of elections the individual's 1308  
driver's license or state identification card number or the last 1309  
four digits of the individual's social security number. 1310

(b) For a provisional ballot cast by an individual who has 1311  
been successfully challenged under section 3505.20 of the 1312  
Revised Code to be eligible to be counted, the individual who 1313  
cast that ballot, within seven days after the day of that 1314  
election, shall provide to the board of elections any 1315  
identification or other documentation required to be provided by 1316  
the applicable challenge questions asked of that individual 1317  
under section 3505.20 of the Revised Code. 1318

(C) (1) If an individual declares that the individual is 1319  
eligible to vote in a precinct other than the precinct in which 1320  
the individual desires to vote, or if, upon review of the 1321  
precinct voting location guide using the residential street 1322  
address provided by the individual, an election official at the 1323  
precinct at which the individual desires to vote determines that 1324  
the individual is not eligible to vote in that precinct, the 1325  
election official shall direct the individual to the precinct 1326  
and polling place in which the individual appears to be eligible 1327  
to vote, explain that the individual may cast a provisional 1328  
ballot at the current location but the ballot or a portion of 1329  
the ballot will not be counted if it is cast in the wrong 1330  
precinct, and provide the telephone number of the board of 1331  
elections in case the individual has additional questions. 1332

(2) If the individual refuses to travel to the correct 1333  
precinct or to the office of the board of elections to cast a 1334  
ballot, the individual shall be permitted to vote a provisional 1335  
ballot at that precinct in accordance with division (B) of this 1336  
section. If the individual is in the correct polling location 1337  
for the precinct in which the individual is registered and 1338  
eligible to vote, the election official shall complete and sign, 1339  
under penalty of election falsification, a form that includes 1340  
all of the following, and attach the form to the individual's 1341

provisional ballot affirmation: 1342

(a) The name or number of the individual's correct 1343  
precinct; 1344

(b) A statement that the election official instructed the 1345  
individual to travel to the correct precinct to vote; 1346

(c) A statement that the election official informed the 1347  
individual that casting a provisional ballot in the wrong 1348  
precinct would result in all or a portion of the votes on the 1349  
ballot being rejected; 1350

(d) The name or number of the precinct in which the 1351  
individual is casting a provisional ballot; and 1352

(e) The name of the polling location in which the 1353  
individual is casting a provisional ballot. 1354

(D) The appropriate local election official shall cause 1355  
voting information to be publicly posted at each polling place 1356  
on the day of each election. 1357

(E) As used in this section and sections 3505.182 and 1358  
3505.183 of the Revised Code: 1359

(1) "Precinct voting location guide" means either of the 1360  
following: 1361

(a) An electronic or paper record that lists the correct 1362  
precinct and polling place for either each specific residential 1363  
street address in the county or the range of residential street 1364  
addresses located in each neighborhood block in the county; 1365

(b) Any other method that a board of elections creates 1366  
that allows a precinct election official or any elector who is 1367  
at a polling place in that county to determine the correct 1368

precinct and polling place of any qualified elector who resides	1369
in the county.	1370
(2) "Voting information" means all of the following:	1371
(a) A sample version of the ballot that will be used for	1372
that election;	1373
(b) Information regarding the date of the election and the	1374
hours during which polling places will be open;	1375
(c) Instructions on how to vote, including how to cast a	1376
vote and how to cast a provisional ballot;	1377
(d) Instructions for mail-in registrants and first-time	1378
voters under applicable federal and state laws;	1379
(e) General information on voting rights under applicable	1380
federal and state laws, including information on the right of an	1381
individual to cast a provisional ballot and instructions on how	1382
to contact the appropriate officials if these rights are alleged	1383
to have been violated;	1384
(f) General information on federal and state laws	1385
regarding prohibitions against acts of fraud and	1386
misrepresentation.	1387
(F) Nothing in this section or section 3505.183 of the	1388
Revised Code is in derogation of section 3505.24 of the Revised	1389
Code, which permits a blind, disabled, or illiterate elector to	1390
receive assistance in the marking of the elector's ballot by two	1391
precinct election officials of different political parties. A	1392
blind, disabled, or illiterate elector may receive assistance in	1393
marking that elector's provisional ballot and in completing the	1394
required affirmation in the same manner as an elector may	1395
receive assistance on the day of an election under that section.	1396

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

"Provisional Ballot Affirmation

(A) Clearly print your full name: .....

(B) Write your date of birth: .....

(C) (1) Write your current address: .....

.....

(2) Have you moved without updating your voter registration?:

Yes ..... No .....

If yes, write your former address: .....

.....

Failure to provide your former address will not cause your provisional ballot to be rejected.

(D) Provide one of the following forms of identification:

(1) Write your full Ohio driver's license or state identification card number: .....

(2) Write the last four digits of your Social Security number: .....

(3) If you did not write your full Ohio driver's license or state identification card number or the last four digits of your Social Security number, you must show one of the following forms of identification to the precinct election official. If

you do not check one of the following boxes affirming the type 1423  
of identification you showed to the precinct election official, 1424  
the board of elections will conclude that you did not show 1425  
identification to your precinct election official and that you 1426  
must show identification at the board of elections during the 1427  
seven days after the election for your vote to be eligible to be 1428  
counted. 1429

..... A form of photo identification that was issued by 1430  
the United States government or the State of Ohio, that contains 1431  
your name and current address (or your former address if the 1432  
identification is an Ohio driver's license or state 1433  
identification card), and that has an expiration date that has 1434  
not passed; 1435

..... A military identification card; or 1436

..... A current utility bill, bank statement, government 1437  
check, paycheck, or other government document, other than a 1438  
notice of voter registration mailed by a board of elections, 1439  
that contains your name and current address. 1440

(4) If you fail to provide identification at this time, 1441  
you must go to the board of elections on or before the seventh 1442  
day following this election to provide a qualifying form of 1443  
identification in order for this ballot to count. 1444

(E) If you are casting this ballot in a primary election, 1445  
write the name of the political party with which you are 1446  
registered as affiliated: ..... 1447

(F) If your right to vote has been challenged, you must 1448  
provide any required additional information to the board of 1449  
elections on or before the seventh day following this election. 1450

~~(F)~~ (G) Sign and date the following statement: 1451

I solemnly swear or affirm that I am a citizen of the United States; that I will be at least 18 years of age at the time of the general election; that I have lived in this state for 30 days immediately preceding this election in which I am voting this ballot; that I am a registered voter in the precinct in which I am voting this provisional ballot; and that I am eligible to vote in the election in which I am voting this provisional ballot. If this election is a primary election, I swear or affirm that I am registered as affiliated with the political party whose ballot I am voting.

I understand that, if the information I provide on this provisional ballot affirmation is not fully completed and correct, if the board of elections determines that I am not registered to vote, a resident of this precinct, ~~or~~ eligible to vote in this election, or, if applicable, registered with the political party whose primary election ballot I have voted, or if the board of elections determines that I have already voted in this election, my provisional ballot will not be counted. I understand that, if I am not currently registered to vote or if I am not registered at my current address ~~or~~, under my current name, or as affiliated with the political party of my choice, this form will serve as an application to register to vote or update my registration for future elections, as long as I provide all of the information required to register to vote or update my registration. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.

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

..... 1482  
Signature of Voter 1483  
..... 1484  
Date 1485

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1486  
FELONY OF THE FIFTH DEGREE." 1487

In addition to any information required to be included on 1488  
the written affirmation, an individual casting a provisional 1489  
ballot may provide additional information to the election 1490  
official to assist the board of elections in determining the 1491  
individual's eligibility to vote in that election, including the 1492  
date and location at which the individual registered to vote, if 1493  
known. 1494

If the individual provided all of the information required 1495  
under section 3503.14 of the Revised Code to register to vote or 1496  
to update the individual's registration on the provisional 1497  
ballot affirmation, the board of elections shall consider the 1498  
individual's provisional ballot affirmation to also serve as a 1499  
notice of change of name, change of residence, change of 1500  
political party affiliation, or both two or more of those 1501  
notices, or as a voter registration form, as applicable, for 1502  
that individual only for the purposes of future elections. 1503

**Sec. 3505.183.** (A) When the ballot boxes are delivered to 1504  
the board of elections from the precincts, the board shall 1505  
separate the provisional ballot envelopes from the rest of the 1506  
ballots. Teams of employees of the board consisting of one 1507  
member of each major political party shall place the sealed 1508  
provisional ballot envelopes in a secure location within the 1509  
office of the board. The sealed provisional ballot envelopes 1510

shall remain in that secure location until the validity of those 1511  
ballots is determined under division (B) of this section. While 1512  
the provisional ballot is stored in that secure location, and 1513  
prior to the counting of the provisional ballots, if the board 1514  
receives information regarding the validity of a specific 1515  
provisional ballot under division (B) of this section, the board 1516  
may note, on the sealed provisional ballot envelope for that 1517  
ballot, whether the ballot is valid and entitled to be counted. 1518

(B) (1) To determine whether a provisional ballot is valid 1519  
and entitled to be counted, the board shall examine its records 1520  
and determine whether the individual who cast the provisional 1521  
ballot is registered and eligible to vote in the applicable 1522  
election and, if the election is a primary election, whether the 1523  
individual who cast the provisional ballot is registered as 1524  
affiliated with the political party whose ballot the individual 1525  
has voted. The board shall examine the information contained in 1526  
the written affirmation executed by the individual who cast the 1527  
provisional ballot under division (B) (2) of section 3505.181 of 1528  
the Revised Code. The following information shall be included in 1529  
the written affirmation in order for the provisional ballot to 1530  
be eligible to be counted: 1531

(a) The individual's printed name, signature, date of 1532  
birth, and current address; 1533

(b) A statement that the individual is a registered voter 1534  
in the precinct in which the provisional ballot is being voted; 1535

(c) A statement that the individual is eligible to vote in 1536  
the election in which the provisional ballot is being voted; 1537

(d) If the election is a primary election, a statement 1538  
that the individual is registered as affiliated with the 1539

political party whose ballot the individual has voted. 1540

(2) In addition to the information required to be included 1541  
in an affirmation under division (B)(1) of this section, in 1542  
determining whether a provisional ballot is valid and entitled 1543  
to be counted, the board also shall examine any additional 1544  
information for determining ballot validity provided by the 1545  
provisional voter on the affirmation, provided by the 1546  
provisional voter to an election official under section 3505.182 1547  
of the Revised Code, or provided to the board of elections 1548  
during the seven days after the day of the election under 1549  
division (B)(7) of section 3505.181 of the Revised Code, to 1550  
assist the board in determining the individual's eligibility to 1551  
vote. 1552

(3) If, in examining a provisional ballot affirmation and 1553  
additional information under divisions (B)(1) and (2) of this 1554  
section and comparing the information required under division 1555  
(B)(1) of this section with the elector's information in the 1556  
statewide voter registration database, the board determines that 1557  
all of the following apply, the provisional ballot envelope 1558  
shall be opened, and the ballot shall be placed in a ballot box 1559  
to be counted: 1560

(a) The individual named on the affirmation is properly 1561  
registered to vote. 1562

(b) The individual named on the affirmation is eligible to 1563  
cast a ballot in the precinct and for the election in which the 1564  
individual cast the provisional ballot. 1565

(c) If the election is a primary election, the individual 1566  
named on the affirmation is registered as affiliated with the 1567  
political party whose ballot the individual has voted. 1568

(d) The individual provided all of the information 1569  
required under division (B) (1) of this section in the 1570  
affirmation that the individual executed at the time the 1571  
individual cast the provisional ballot. 1572

~~(d)~~ (e) The last four digits of the elector's social 1573  
security number or the elector's driver's license number or 1574  
state identification card number are not different from the last 1575  
four digits of the elector's social security number or the 1576  
elector's driver's license number or state identification card 1577  
number contained in the statewide voter registration database. 1578

~~(e)~~ (f) Except as otherwise provided in this division, the 1579  
month and day of the elector's date of birth are not different 1580  
from the day and month of the elector's date of birth contained 1581  
in the statewide voter registration database. 1582

This division does not apply to an elector's provisional 1583  
ballot if either of the following is true: 1584

(i) The elector's date of birth contained in the statewide 1585  
voter registration database is January 1, 1800. 1586

(ii) The board of elections has found, by a vote of at 1587  
least three of its members, that the elector has met all other 1588  
requirements of division (B) (3) of this section. 1589

~~(f)~~ (g) The elector's current address is not different 1590  
from the elector's address contained in the statewide voter 1591  
registration database, unless the elector indicated that the 1592  
elector is casting a provisional ballot because the elector has 1593  
moved and has not submitted a notice of change of address, as 1594  
described in division (A) (6) of section 3505.181 of the Revised 1595  
Code. 1596

~~(g)~~ (h) If applicable, the individual provided any 1597

additional information required under division (B) (7) of section 1598  
3505.181 of the Revised Code within seven days after the day of 1599  
the election. 1600

~~(h)~~ (i) If applicable, the hearing conducted under 1601  
division (B) of section 3503.24 of the Revised Code after the 1602  
day of the election resulted in the individual's inclusion in 1603  
the official registration list. 1604

(4) (a) Except as otherwise provided in division (D) of 1605  
this section, if, in examining a provisional ballot affirmation 1606  
and additional information under divisions (B) (1) and (2) of 1607  
this section and comparing the information required under 1608  
division (B) (1) of this section with the elector's information 1609  
in the statewide voter registration database, the board 1610  
determines that any of the following applies, the provisional 1611  
ballot envelope shall not be opened, and the ballot shall not be 1612  
counted: 1613

(i) The individual named on the affirmation is not 1614  
qualified or is not properly registered to vote. 1615

(ii) The individual named on the affirmation is not 1616  
eligible to cast a ballot in the precinct or for the election in 1617  
which the individual cast the provisional ballot. 1618

(iii) If the election is a primary election, the 1619  
individual named on the affirmation is not registered as 1620  
affiliated with the political party whose ballot the individual 1621  
has voted. 1622

(iv) The individual did not provide all of the information 1623  
required under division (B) (1) of this section in the 1624  
affirmation that the individual executed at the time the 1625  
individual cast the provisional ballot. 1626

~~(iv)~~ (v) The individual has already cast a ballot for the 1627  
election in which the individual cast the provisional ballot. 1628

~~(v)~~ (vi) If applicable, the individual did not provide any 1629  
additional information required under division (B) (7) of section 1630  
3505.181 of the Revised Code within seven days after the day of 1631  
the election. 1632

~~(vi)~~ (vii) If applicable, the hearing conducted under 1633  
division (B) of section 3503.24 of the Revised Code after the 1634  
day of the election did not result in the individual's inclusion 1635  
in the official registration list. 1636

~~(vii)~~ (viii) The individual failed to provide a current 1637  
and valid photo identification, a military identification, a 1638  
copy of a current utility bill, bank statement, government 1639  
check, paycheck, or other government document, other than a 1640  
notice of voter registration mailed by a board of elections 1641  
under section 3503.19 of the Revised Code, with the voter's name 1642  
and current address, the individual's driver's license or state 1643  
identification card number, or the last four digits of the 1644  
individual's social security number or to execute an affirmation 1645  
under division (B) of section 3505.181 of the Revised Code. 1646

~~(viii)~~ (ix) The last four digits of the elector's social 1647  
security number or the elector's driver's license number or 1648  
state identification card number are different from the last 1649  
four digits of the elector's social security number or the 1650  
elector's driver's license number or state identification card 1651  
number contained in the statewide voter registration database. 1652

~~(ix)~~ (x) Except as otherwise provided in this division, 1653  
the month and day of the elector's date of birth are different 1654  
from the day and month of the elector's date of birth contained 1655

in the statewide voter registration database. 1656

This division does not apply to an elector's provisional 1657  
ballot if either of the following is true: 1658

(I) The elector's date of birth contained in the statewide 1659  
voter registration database is January 1, 1800. 1660

(II) The board of elections has found, by a vote of at 1661  
least three of its members, that the elector has met all of the 1662  
requirements of division (B) (3) of this section, other than the 1663  
requirements of division (B) (3) (e) of this section. 1664

~~(\*)~~ (xi) The elector's current address is different from 1665  
the elector's address contained in the statewide voter 1666  
registration database, unless the elector indicated that the 1667  
elector is casting a provisional ballot because the elector has 1668  
moved and has not submitted a notice of change of address, as 1669  
described in division (A) (6) of section 3505.181 of the Revised 1670  
Code. 1671

(b) If, in examining a provisional ballot affirmation and 1672  
additional information under divisions (B) (1) and (2) of this 1673  
section and comparing the information required under division 1674  
(B) (1) of this section with the elector's information in the 1675  
statewide voter registration database, ~~the board is unable to~~ 1676  
~~determine either~~ any of the following is true, the provisional 1677  
ballot envelope shall not be opened, and the ballot shall not be 1678  
counted: 1679

(i) ~~Whether~~ The board is unable to determine whether the 1680  
individual named on the affirmation is qualified or properly 1681  
registered to vote ~~+~~. 1682

(ii) ~~Whether~~ The board is unable to determine whether the 1683  
individual named on the affirmation is eligible to cast a ballot 1684

in the precinct or for the election in which the individual cast 1685  
the provisional ballot. 1686

(iii) If the election is a primary election, the board is 1687  
unable to determine whether the individual named on the 1688  
affirmation is registered as affiliated with the political party 1689  
whose ballot the individual has voted. 1690

(C) For each provisional ballot rejected under division 1691  
(B) (4) of this section, the board shall record the name of the 1692  
provisional voter who cast the ballot, the identification number 1693  
of the provisional ballot envelope, the names of the election 1694  
officials who determined the validity of that ballot, the date 1695  
and time that the determination was made, and the reason that 1696  
the ballot was not counted, unless the board has already 1697  
recorded that information in another database. 1698

(D) (1) If an individual cast a provisional ballot in a 1699  
precinct in which the individual is not registered and eligible 1700  
to vote, but in the correct polling location for the precinct in 1701  
which the individual is registered and eligible to vote, and the 1702  
election official failed to direct the individual to the correct 1703  
precinct, the individual's ballot shall be remade under division 1704  
(D) (2) of this section. The election official shall be deemed to 1705  
have directed the individual to the correct precinct if the 1706  
election official correctly completed the form described in 1707  
division (C) (2) of section 3505.181 of the Revised Code. 1708

(2) A board of elections that remakes a provisional ballot 1709  
under division (D) (1) of this section shall remake the 1710  
provisional ballot on a ballot for the appropriate precinct to 1711  
reflect the offices, questions, and issues for which the 1712  
individual was eligible to cast a ballot and for which the 1713  
individual attempted to cast a provisional ballot. The remade 1714

ballot shall be counted for each office, question, and issue for 1715  
which the individual was eligible to vote. 1716

(3) If an individual cast a provisional ballot in a 1717  
precinct in which the individual is not registered and eligible 1718  
to vote and in the incorrect polling location for the precinct 1719  
in which the individual is registered and eligible to vote, the 1720  
provisional ballot envelope shall not be opened, and the ballot 1721  
shall not be counted. 1722

(E) Provisional ballots that are rejected under division 1723  
(B) (4) of this section shall not be counted but shall be 1724  
preserved in their provisional ballot envelopes unopened until 1725  
the time provided by section 3505.31 of the Revised Code for the 1726  
destruction of all other ballots used at the election for which 1727  
ballots were provided, at which time they shall be destroyed. 1728

(F) Provisional ballots that the board determines are 1729  
eligible to be counted under division (B) (3) or (D) of this 1730  
section shall be counted in the same manner as provided for 1731  
other ballots under section 3505.27 of the Revised Code. No 1732  
provisional ballots shall be counted in a particular county 1733  
until the board determines the eligibility to be counted of all 1734  
provisional ballots cast in that county under division (B) of 1735  
this section for that election. Observers, as provided in 1736  
section 3505.21 of the Revised Code, may be present at all times 1737  
that the board is determining the eligibility of provisional 1738  
ballots to be counted and counting those provisional ballots 1739  
determined to be eligible. No person shall recklessly disclose 1740  
the count or any portion of the count of provisional ballots in 1741  
such a manner as to jeopardize the secrecy of any individual 1742  
ballot. 1743

(G) (1) Except as otherwise provided in division (G) (2) of 1744

this section, nothing in this section shall prevent a board of elections from examining provisional ballot affirmations and additional information under divisions (B) (1) and (2) of this section to determine the eligibility of provisional ballots to be counted during the ten days after the day of an election.

(2) A board of elections shall not examine the provisional ballot affirmation and additional information under divisions (B) (1) and (2) of this section of any provisional ballot cast by an individual who must provide additional information to the board of elections under division (B) (7) of section 3505.181 of the Revised Code for the board to determine the individual's eligibility until the individual provides that information, until any hearing required to be conducted under section 3503.24 of the Revised Code with regard to the provisional voter is held, or until the eleventh day after the day of the election, whichever is earlier.

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

- (A) The elector's name;
- (B) The elector's signature;
- (C) The address at which the elector is registered to vote;
- (D) The elector's date of birth;
- (E) One of the following:

(1) The elector's driver's license number;	1774
(2) The last four digits of the elector's social security number;	1775 1776
(3) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector.	1777 1778 1779 1780 1781 1782 1783
(F) A statement identifying the election for which absent voter's ballots are requested;	1784 1785
(G) A statement that the person requesting the ballots is a qualified elector;	1786 1787
(H) If the request is for primary election ballots, <del>the elector's</del> :	1788 1789
<u>(1) The political party affiliation, with which the elector is registered as affiliated; or</u>	1790 1791
<u>(2) A statement that the elector wishes to vote only for the questions and issues appearing on the ballot in a special election held on the day of the primary election.</u>	1792 1793 1794
(I) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed.	1795 1796
Each application for absent voter's ballots shall be delivered to the director not earlier than the first day of January of the year of the elections for which the absent voter's ballots are requested or not earlier than ninety days before the day of the election at which the ballots are to be	1797 1798 1799 1800 1801

voted, whichever is earlier, and not later than twelve noon of 1802  
the third day before the day of the election at which the 1803  
ballots are to be voted, or not later than six p.m. on the last 1804  
Friday before the day of the election at which the ballots are 1805  
to be voted if the application is delivered in person to the 1806  
office of the board. 1807

A board of elections that mails an absent voter's ballot 1808  
application to an elector under this section shall not prepay 1809  
the return postage for that application. 1810

Except as otherwise provided in this section and in 1811  
sections 3505.24 and 3509.08 of the Revised Code, an election 1812  
official shall not fill out any portion of an application for 1813  
absent voter's ballots on behalf of an applicant. The secretary 1814  
of state or a board of elections may preprint only an 1815  
applicant's name and address on an application for absent 1816  
voter's ballots before mailing that application to the 1817  
applicant. 1818

**Sec. 3511.02.** Notwithstanding any section of the Revised 1819  
Code to the contrary, whenever any person applies for 1820  
registration as a voter on a form adopted in accordance with 1821  
federal regulations relating to the "Uniformed and Overseas 1822  
Citizens Absentee Voting Act," 100 Stat. 924, 42 U.S.C.A. 1973ff 1823  
(1986), this application shall be sufficient for voter 1824  
registration and as a request for an absent voter's ballot. 1825  
Uniformed services or overseas absent voter's ballots may be 1826  
obtained by any person meeting the requirements of section 1827  
3511.011 of the Revised Code by applying electronically to the 1828  
secretary of state or to the board of elections of the county in 1829  
which the person's voting residence is located in accordance 1830  
with section 3511.021 of the Revised Code or by applying to the 1831

director of the board of elections of the county in which the 1832  
person's voting residence is located, in one of the following 1833  
ways: 1834

(A) That person may make written application for those 1835  
ballots. The person may personally deliver the application to 1836  
the director or may mail it, send it by facsimile machine, send 1837  
it by electronic mail, send it through internet delivery if such 1838  
delivery is offered by the board of elections or the secretary 1839  
of state, or otherwise send it to the director. The application 1840  
need not be in any particular form but shall contain all of the 1841  
following information: 1842

(1) The elector's name; 1843

(2) The elector's signature; 1844

(3) The address at which the elector is registered to 1845  
vote; 1846

(4) The elector's date of birth; 1847

(5) One of the following: 1848

(a) The elector's driver's license number; 1849

(b) The last four digits of the elector's social security 1850  
number; 1851

(c) A copy of the elector's current and valid photo 1852  
identification, a copy of a military identification, or a copy 1853  
of a current utility bill, bank statement, government check, 1854  
paycheck, or other government document, other than a notice of 1855  
voter registration mailed by a board of elections under section 1856  
3503.19 of the Revised Code, that shows the name and address of 1857  
the elector. 1858

- (6) A statement identifying the election for which absent voter's ballots are requested; 1859  
1860
- (7) A statement that the person requesting the ballots is a qualified elector; 1861  
1862
- (8) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 1863  
1864  
1865
- (9) A statement of the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable; 1866  
1867  
1868  
1869  
1870  
1871  
1872  
1873
- (10) If the request is for primary election ballots, ~~the elector's~~ : 1874  
1875
- (a) The political party affiliation, with which the elector is registered as affiliated; or 1876  
1877
- (b) A statement that the elector wishes to vote only for the questions and issues appearing on the ballot in a special election held on the day of the primary election. 1878  
1879  
1880
- (11) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed; 1881  
1882
- (12) If the elector desires ballots to be sent to the elector by facsimile machine, the telephone number to which they shall be so sent; 1883  
1884  
1885
- (13) If the elector desires ballots to be sent to the 1886

elector by electronic mail or, if offered by the board of 1887  
elections or the secretary of state, through internet delivery, 1888  
the elector's electronic mail address or other internet contact 1889  
information. 1890

(B) A voter or any relative of a voter listed in division 1891  
(C) of this section may use a single federal post card 1892  
application to apply for uniformed services or overseas absent 1893  
voter's ballots for use at the primary and general elections in 1894  
a given year and any special election to be held on the day in 1895  
that year specified by division (E) of section 3501.01 of the 1896  
Revised Code for the holding of a primary election, designated 1897  
by the general assembly for the purpose of submitting 1898  
constitutional amendments proposed by the general assembly to 1899  
the voters of the state. A single federal postcard application 1900  
shall be processed by the board of elections pursuant to section 1901  
3511.04 of the Revised Code the same as if the voter had applied 1902  
separately for uniformed services or overseas absent voter's 1903  
ballots for each election. 1904

(C) Application to have uniformed services or overseas 1905  
absent voter's ballots mailed or sent by facsimile machine to 1906  
such a person may be made by the spouse, father, mother, father- 1907  
in-law, mother-in-law, grandfather, grandmother, brother or 1908  
sister of the whole blood or half blood, son, daughter, adopting 1909  
parent, adopted child, stepparent, stepchild, daughter-in-law, 1910  
son-in-law, uncle, aunt, nephew, or niece of such a person. The 1911  
application shall be in writing upon a blank form furnished only 1912  
by the director or on a single federal post card as provided in 1913  
division (B) of this section. The form of the application shall 1914  
be prescribed by the secretary of state. The director shall 1915  
furnish that blank form to any of the relatives specified in 1916  
this division desiring to make the application, only upon the 1917

request of such a relative made in person at the office of the 1918  
board or upon the written request of such a relative mailed to 1919  
the office of the board. The application, subscribed and sworn 1920  
to by the applicant, shall contain all of the following: 1921

(1) The full name of the elector for whom ballots are 1922  
requested; 1923

(2) A statement that the elector is an absent uniformed 1924  
services voter or overseas voter as defined in 42 U.S.C. 1973ff- 1925  
6; 1926

(3) The address at which the elector is registered to 1927  
vote; 1928

(4) A statement identifying the elector's length of 1929  
residence in the state immediately preceding the commencement of 1930  
service, immediately preceding the date of leaving to be with or 1931  
near a service member, or immediately preceding leaving the 1932  
United States, or a statement that the elector's parent or legal 1933  
guardian resided in this state long enough to establish 1934  
residency for voting purposes immediately preceding leaving the 1935  
United States, as the case may be; 1936

(5) The elector's date of birth; 1937

(6) One of the following: 1938

(a) The elector's driver's license number; 1939

(b) The last four digits of the elector's social security 1940  
number; 1941

(c) A copy of the elector's current and valid photo 1942  
identification, a copy of a military identification, or a copy 1943  
of a current utility bill, bank statement, government check, 1944  
paycheck, or other government document, other than a notice of 1945

voter registration mailed by a board of elections under section 1946  
3503.19 of the Revised Code, that shows the name and address of 1947  
the elector. 1948

(7) A statement identifying the election for which absent 1949  
voter's ballots are requested; 1950

(8) A statement that the person requesting the ballots is 1951  
a qualified elector; 1952

(9) If the request is for primary election ballots, ~~the~~ 1953  
~~elector's~~ : 1954

(a) The political party affiliation, with which the 1955  
elector is registered as affiliated; or 1956

(b) A statement that the elector wishes to vote only for 1957  
the questions and issues appearing on the ballot in a special 1958  
election held on the day of the primary election. 1959

(10) A statement that the applicant bears a relationship 1960  
to the elector as specified in division (C) of this section; 1961

(11) The address to which ballots shall be mailed, the 1962  
telephone number to which ballots shall be sent by facsimile 1963  
machine, the electronic mail address to which ballots shall be 1964  
sent by electronic mail, or, if internet delivery is offered by 1965  
the board of elections or the secretary of state, the internet 1966  
contact information to which ballots shall be sent through 1967  
internet delivery; 1968

(12) The signature and address of the person making the 1969  
application. 1970

Each application for uniformed services or overseas absent 1971  
voter's ballots shall be delivered to the director not earlier 1972  
than the first day of January of the year of the elections for 1973

which the uniformed services or overseas absent voter's ballots 1974  
are requested or not earlier than ninety days before the day of 1975  
the election at which the ballots are to be voted, whichever is 1976  
earlier, and not later than twelve noon of the third day 1977  
preceding the day of the election, or not later than six p.m. on 1978  
the last Friday before the day of the election at which those 1979  
ballots are to be voted if the application is delivered in 1980  
person to the office of the board. 1981

(D) If the voter for whom the application is made is 1982  
entitled to vote for presidential and vice-presidential electors 1983  
only, the applicant shall submit to the director in addition to 1984  
the requirements of divisions (A), (B), and (C) of this section, 1985  
a statement to the effect that the voter is qualified to vote 1986  
for presidential and vice-presidential electors and for no other 1987  
offices. 1988

(E) A board of elections that mails a federal post card 1989  
application or other absent voter's ballot application to an 1990  
elector under this section shall not prepay the return postage 1991  
for that application. 1992

(F) Except as otherwise provided in this section and in 1993  
sections 3505.24 and 3509.08 of the Revised Code, an election 1994  
official shall not fill out any portion of a federal post card 1995  
application or other application for absent voter's ballots on 1996  
behalf of an applicant. The secretary of state or a board of 1997  
elections may preprint only an applicant's name and address on a 1998  
federal post card application or other application for absent 1999  
voter's ballots before mailing that application to the 2000  
applicant. 2001

**Sec. 3513.05.** Each person desiring to become a candidate 2002  
for a party nomination at a primary election or for election to 2003

an office or position to be voted for at a primary election, 2004  
except persons desiring to become joint candidates for the 2005  
offices of governor and lieutenant governor and except as 2006  
otherwise provided in section 3513.051 of the Revised Code, 2007  
shall, not later than four p.m. of the ninetieth day before the 2008  
day of the primary election, file a declaration of candidacy and 2009  
petition and pay the fees required under divisions (A) and (B) 2010  
of section 3513.10 of the Revised Code. The declaration of 2011  
candidacy and all separate petition papers shall be filed at the 2012  
same time as one instrument. When the offices are to be voted 2013  
for at a primary election, persons desiring to become joint 2014  
candidates for the offices of governor and lieutenant governor 2015  
shall, not later than four p.m. of the ninetieth day before the 2016  
day of the primary election, comply with section 3513.04 of the 2017  
Revised Code. The prospective joint candidates' declaration of 2018  
candidacy and all separate petition papers of candidacies shall 2019  
be filed at the same time as one instrument. The secretary of 2020  
state or a board of elections shall not accept for filing a 2021  
declaration of candidacy and petition of a person seeking to 2022  
become a candidate if that person, for the same election, has 2023  
already filed a declaration of candidacy or a declaration of 2024  
intent to be a write-in candidate, or has become a candidate by 2025  
the filling of a vacancy under section 3513.30 of the Revised 2026  
Code for any federal, state, or county office, if the 2027  
declaration of candidacy is for a state or county office, or for 2028  
any municipal or township office, if the declaration of 2029  
candidacy is for a municipal or township office. 2030

If the declaration of candidacy declares a candidacy which 2031  
is to be submitted to electors throughout the entire state, the 2032  
petition, including a petition for joint candidates for the 2033  
offices of governor and lieutenant governor, shall be signed by 2034

at least one thousand qualified electors who are members of the 2035  
same political party as the candidate or joint candidates, and 2036  
the declaration of candidacy and petition shall be filed with 2037  
the secretary of state; provided that the secretary of state 2038  
shall not accept or file any such petition appearing on its face 2039  
to contain signatures of more than three thousand electors. 2040

Except as otherwise provided in this paragraph, if the 2041  
declaration of candidacy is of one that is to be submitted only 2042  
to electors within a district, political subdivision, or portion 2043  
thereof, the petition shall be signed by not less than fifty 2044  
qualified electors who are members of the same political party 2045  
as the political party of which the candidate is a member. If 2046  
the declaration of candidacy is for party nomination as a 2047  
candidate for member of the legislative authority of a municipal 2048  
corporation elected by ward, the petition shall be signed by not 2049  
less than twenty-five qualified electors who are members of the 2050  
political party of which the candidate is a member. 2051

No such petition, except the petition for a candidacy that 2052  
is to be submitted to electors throughout the entire state, 2053  
shall be accepted for filing if it appears to contain on its 2054  
face signatures of more than three times the minimum number of 2055  
signatures. When a petition of a candidate has been accepted for 2056  
filing by a board of elections, the petition shall not be deemed 2057  
invalid if, upon verification of signatures contained in the 2058  
petition, the board of elections finds the number of signatures 2059  
accepted exceeds three times the minimum number of signatures 2060  
required. A board of elections may discontinue verifying 2061  
signatures on petitions when the number of verified signatures 2062  
equals the minimum required number of qualified signatures. 2063

If the declaration of candidacy declares a candidacy for 2064

party nomination or for election as a candidate of a minor 2065  
party, the minimum number of signatures on such petition is one- 2066  
half the minimum number provided in this section, except that, 2067  
when the candidacy is one for election as a member of the state 2068  
central committee or the county central committee of a political 2069  
party, the minimum number shall be the same for a minor party as 2070  
for a major party. 2071

If a declaration of candidacy is one for election as a 2072  
member of the state central committee or the county central 2073  
committee of a political party, the petition shall be signed by 2074  
five qualified electors of the district, county, ward, township, 2075  
or precinct within which electors may vote for such candidate. 2076  
The electors signing such petition shall be members of the same 2077  
political party as the political party of which the candidate is 2078  
a member. 2079

For purposes of signing or circulating a petition of 2080  
candidacy for party nomination or election, an elector is 2081  
considered to be a member of a political party if the ~~elector~~ 2082  
~~voted in that party's primary election within the preceding two~~ 2083  
~~calendar years, or if the elector did not vote in any other~~ 2084  
~~party's primary election within the preceding two calendar years~~ 2085  
elector's voter registration record indicates that the elector 2086  
is affiliated with that political party. 2087

If the declaration of candidacy is of one that is to be 2088  
submitted only to electors within a county, or within a district 2089  
or subdivision or part thereof smaller than a county, the 2090  
petition shall be filed with the board of elections of the 2091  
county. If the declaration of candidacy is of one that is to be 2092  
submitted only to electors of a district or subdivision or part 2093  
thereof that is situated in more than one county, the petition 2094

shall be filed with the board of elections of the county within 2095  
which the major portion of the population thereof, as 2096  
ascertained by the next preceding federal census, is located. 2097

A petition shall consist of separate petition papers, each 2098  
of which shall contain signatures of electors of only one 2099  
county. Petitions or separate petition papers containing 2100  
signatures of electors of more than one county shall not thereby 2101  
be declared invalid. In case petitions or separate petition 2102  
papers containing signatures of electors of more than one county 2103  
are filed, the board shall determine the county from which the 2104  
majority of signatures came, and only signatures from such 2105  
county shall be counted. Signatures from any other county shall 2106  
be invalid. 2107

Each separate petition paper shall be circulated by one 2108  
person only, who shall be the candidate or a joint candidate or 2109  
a member of the same political party as the candidate or joint 2110  
candidates, and each separate petition paper shall be governed 2111  
by the rules set forth in section 3501.38 of the Revised Code. 2112

The secretary of state shall promptly transmit to each 2113  
board such separate petition papers of each petition 2114  
accompanying a declaration of candidacy filed with the secretary 2115  
of state as purport to contain signatures of electors of the 2116  
county of such board. The board of the most populous county of a 2117  
district shall promptly transmit to each board within such 2118  
district such separate petition papers of each petition 2119  
accompanying a declaration of candidacy filed with it as purport 2120  
to contain signatures of electors of the county of each such 2121  
board. The board of a county within which the major portion of 2122  
the population of a subdivision, situated in more than one 2123  
county, is located, shall promptly transmit to the board of each 2124

other county within which a portion of such subdivision is 2125  
located such separate petition papers of each petition 2126  
accompanying a declaration of candidacy filed with it as purport 2127  
to contain signatures of electors of the portion of such 2128  
subdivision in the county of each such board. 2129

All petition papers so transmitted to a board and all 2130  
petitions accompanying declarations of candidacy filed with a 2131  
board shall, under proper regulations, be open to public 2132  
inspection until four p.m. of the eightieth day before the day 2133  
of the next primary election. Each board shall, not later than 2134  
the seventy-eighth day before the day of that primary election, 2135  
examine and determine the validity or invalidity of the 2136  
signatures on the petition papers so transmitted to or filed 2137  
with it and shall return to the secretary of state all petition 2138  
papers transmitted to it by the secretary of state, together 2139  
with its certification of its determination as to the validity 2140  
or invalidity of signatures thereon, and shall return to each 2141  
other board all petition papers transmitted to it by such board, 2142  
together with its certification of its determination as to the 2143  
validity or invalidity of the signatures thereon. All other 2144  
matters affecting the validity or invalidity of such petition 2145  
papers shall be determined by the secretary of state or the 2146  
board with whom such petition papers were filed. 2147

Protests against the candidacy of any person filing a 2148  
declaration of candidacy for party nomination or for election to 2149  
an office or position, as provided in this section, may be filed 2150  
by any qualified elector ~~who is a member of the same political-~~ 2151  
~~party as the candidate and who is~~ would be eligible to vote at 2152  
the ~~primary-general~~ election for the candidate whose declaration 2153  
of candidacy the elector objects to if the candidate received 2154  
the nomination the candidate seeks, or by the controlling 2155

committee of ~~that a~~ political party. The protest shall be in 2156  
writing, and shall be filed not later than four p.m. of the 2157  
seventy-fourth day before the day of the primary election. The 2158  
protest shall be filed with the election officials with whom the 2159  
declaration of candidacy and petition was filed. Upon the filing 2160  
of the protest, the election officials with whom it is filed 2161  
shall promptly fix the time for hearing it, and shall forthwith 2162  
mail notice of the filing of the protest and the time fixed for 2163  
hearing to the person whose candidacy is so protested. They 2164  
shall also forthwith mail notice of the time fixed for such 2165  
hearing to the person who filed the protest. At the time fixed, 2166  
such election officials shall hear the protest and determine the 2167  
validity or invalidity of the declaration of candidacy and 2168  
petition. If they find that such candidate is not an elector of 2169  
the state, district, county, or political subdivision in which 2170  
the candidate seeks a party nomination or election to an office 2171  
or position, or has not fully complied with this chapter, the 2172  
candidate's declaration of candidacy and petition shall be 2173  
determined to be invalid and shall be rejected; otherwise, it 2174  
shall be determined to be valid. That determination shall be 2175  
final. 2176

A protest against the candidacy of any persons filing a 2177  
declaration of candidacy for joint party nomination to the 2178  
offices of governor and lieutenant governor shall be filed, 2179  
heard, and determined in the same manner as a protest against 2180  
the candidacy of any person filing a declaration of candidacy 2181  
singly. 2182

The secretary of state shall, on the seventieth day before 2183  
the day of a primary election, certify to each board in the 2184  
state the forms of the official ballots to be used at the 2185  
primary election, together with the names of the candidates to 2186

be printed on the ballots whose nomination or election is to be 2187  
determined by electors throughout the entire state and who filed 2188  
valid declarations of candidacy and petitions. 2189

The board of the most populous county in a district 2190  
comprised of more than one county but less than all of the 2191  
counties of the state shall, on the seventieth day before the 2192  
day of a primary election, certify to the board of each county 2193  
in the district the names of the candidates to be printed on the 2194  
official ballots to be used at the primary election, whose 2195  
nomination or election is to be determined only by electors 2196  
within the district and who filed valid declarations of 2197  
candidacy and petitions. 2198

The board of a county within which the major portion of 2199  
the population of a subdivision smaller than the county and 2200  
situated in more than one county is located shall, on the 2201  
seventieth day before the day of a primary election, certify to 2202  
the board of each county in which a portion of that subdivision 2203  
is located the names of the candidates to be printed on the 2204  
official ballots to be used at the primary election, whose 2205  
nomination or election is to be determined only by electors 2206  
within that subdivision and who filed valid declarations of 2207  
candidacy and petitions. 2208

Sec. 3513.053. (A)(1) Except as otherwise provided in this 2209  
section, no person shall seek nomination or election to an 2210  
office in this state if the person does not possess the 2211  
necessary qualifications to hold the office. 2212

(2) This section does not prohibit a person from seeking 2213  
nomination or election to an office if the person's 2214  
ineligibility to hold the office reasonably could be cured not 2215  
later than the first day of the term of office for which the 2216

person seeks nomination or election. 2217

(3) This section does not apply to a person who seeks 2218  
nomination or election to a federal office. 2219

(B) Protests against the candidacy of a person who becomes 2220  
a candidate by filing a declaration of candidacy and petition, a 2221  
declaration of intent to be a write-in candidate, or a 2222  
nominating petition or by the filling of a vacancy under section 2223  
3513.30, 3513.31, or 3513.311 of the Revised Code on the ground 2224  
that the person is ineligible to be a candidate under this 2225  
section shall be filed and decided in the same manner as any 2226  
other protest filed against the person's candidacy under this 2227  
chapter. 2228

Sec. 3513.054. Upon request by a person who intends to 2229  
become a candidate by filing a declaration of candidacy and 2230  
petition, a declaration of intent to be a write-in candidate, or 2231  
a nominating petition, an employee of a board of elections may 2232  
assist the person by explaining the applicable requirements of 2233  
this chapter or by examining documents the person intends to 2234  
file with the board. If an employee of a board of elections 2235  
chooses to provide that assistance, all of the following apply: 2236

(A) The person who receives the assistance shall be solely 2237  
responsible for ensuring that the person complies with the 2238  
applicable requirements of this chapter. 2239

(B) The employee shall not assist the person in a manner 2240  
that constitutes an act that is prohibited by the supreme court 2241  
as being the unauthorized practice of law. 2242

(C) The employee shall be immune from civil liability for 2243  
any harm that results from information or assistance the 2244  
employee gives to the person in good faith, provided that the 2245

employee has not violated division (B) of this section with 2246  
respect to that person. 2247

**Sec. 3513.18.** Party primaries shall be held at the same 2248  
place and time, but there shall be separate pollbooks and tally 2249  
sheets provided at each polling place for each party 2250  
participating in the election. 2251

If a special election on a question or issue is held on 2252  
the day of a primary election, there shall be provided in the 2253  
pollbooks pages on which shall be recorded the names of all 2254  
electors voting on said question or issue and not voting in such 2255  
primary. It shall not be necessary for electors desiring to vote 2256  
only on the question or issue to ~~declare their~~ be affiliated 2257  
with a political-affiliation party. 2258

**Sec. 3513.19.** (A) It is the duty of any precinct election 2259  
official, whenever any such official doubts that a person 2260  
attempting to vote at a primary election is legally entitled to 2261  
vote at that election, to challenge the right of that person to 2262  
vote. The right of a person to vote at a primary election may be 2263  
challenged upon the following grounds: 2264

(1) That the person whose right to vote is challenged is 2265  
not a legally qualified elector; 2266

(2) That the person has received or has been promised some 2267  
valuable reward or consideration for the person's vote; 2268

(3) That the person is not affiliated with ~~or is not a~~ 2269  
~~member of~~ the political party whose ballot the person desires to 2270  
vote. Such party affiliation shall be determined by examining 2271  
the elector's voting registration record for the current year 2272  
~~and the immediately preceding two calendar years as shown on the~~ 2273  
~~voter's registration card, using the standards of affiliation~~ 2274

~~specified in the seventh paragraph of section 3513.05 of the Revised Code. Division (A) (3) of this section and the seventh paragraph of section 3513.05 of the Revised Code do not prohibit a person who holds an elective office for which candidates are nominated at a party primary election from doing any of the following:~~ 2275  
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~~(a) If the person voted as a member of a different political party at any primary election within the current year and the immediately preceding two calendar years, being a candidate for nomination at a party primary held during the times specified in division (C) (2) of section 3513.191 of the Revised Code provided that the person complies with the requirements of that section;~~ 2281  
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~~(b) Circulating the person's own petition of candidacy for party nomination in the primary election.~~ 2288  
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~~(B) When the right of a person to vote is challenged upon the ground set forth in division (A) (3) of this section, membership in or political affiliation with a political party shall be determined by the person's statement, made under penalty of election falsification, that the person desires to be affiliated with and supports the principles of the political party whose primary ballot the person desires to vote. If a majority of the precinct officials finds that the person lacks any of the qualifications required to make the person a qualified elector, or if the person's name does not appear in the poll list as affiliated with the political party whose ballot the person seeks to vote, the person shall be permitted to cast a provisional ballot under section 3505.181 of the Revised Code.~~ 2290  
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**Sec. 3513.191.** (A) No person shall be a candidate for 2304

nomination or election at a party primary if the ~~person voted as~~ 2305  
~~a member of a different political party at any primary election~~ 2306  
~~within the current year and the immediately preceding two~~ 2307  
~~calendar years~~ person's voter registration record does not 2308  
indicate that the person is affiliated with that political 2309  
party. 2310

~~(B) Notwithstanding division (A) of this section, either~~ 2311  
~~of the following persons may be candidates for nomination of any~~ 2312  
~~political party at a party primary:~~ 2313

~~(1) A person who does not hold an elective office;~~ 2314

~~(2) A person who holds an elective office other than one~~ 2315  
~~for which candidates are nominated at a party primary.~~ 2316

~~(C) (1) Notwithstanding division (A) of this section, a~~ A 2317  
person who holds an elective office for which candidates are 2318  
nominated at a party primary may be a candidate at a primary 2319  
election held during the times specified in division ~~(C) (2)~~ (B) 2320  
(3) of this section for nomination as a candidate of a political 2321  
party ~~of which the person is prohibited from being a candidate~~ 2322  
~~for nomination under division (A) of this section other than the~~ 2323  
~~party that most recently nominated the person as a candidate for~~ 2324  
~~the office the person currently holds, only if the person files~~ 2325  
: 2326

(a) Registers to vote as a member of the person's new 2327  
political party; 2328

(b) Files a declaration of intent to seek the nomination 2329  
~~of that the person's new party and if, by filing the~~ 2330  
~~declaration, the person has;~~ and 2331

(c) Has not violated division ~~(C) (3)~~ (B) (4) of this 2332  
~~section. The~~ 2333

- (2) The declaration of intent shall: 2334
- (a) Be filed not later than four p.m. of the thirtieth day 2335  
before a declaration of candidacy and petition is required to be 2336  
filed under section 3513.05 of the Revised Code; 2337
- (b) Be filed with the same official with whom the person 2338  
filing the declaration of intent is required to file a 2339  
declaration of candidacy and petition; 2340
- (c) Indicate the political party whose nomination in the 2341  
primary election the person seeks; 2342
- (d) Be on a form prescribed by the secretary of state. 2343
- ~~(2)~~ (3) No person filing a declaration of intent under 2344  
division ~~(C)~~ (B) (1) of this section shall be a candidate at any 2345  
primary election for nomination for an elective office for which 2346  
candidates are nominated at a party primary during the calendar 2347  
year in which the person files the declaration or during the 2348  
next calendar year except as a candidate of the party indicated 2349  
under division ~~(C)~~ (1) (B) (2) (c) of this section. 2350
- ~~(3)~~ (4) No person who files a declaration of intent under 2351  
division ~~(C)~~ (B) (1) of this section shall file another such 2352  
declaration for a period of ten years after the declaration is 2353  
filed. 2354
- ~~(4) Notwithstanding the seventh paragraph of section~~ 2355  
~~3513.05 of the Revised Code, a person who complies with this~~ 2356  
~~section may circulate that person's own petition of candidacy~~ 2357  
~~for party nomination at the party primary at which the person~~ 2358  
~~seeks nomination under this section.~~ 2359
- Sec. 3513.192.** Any candidate nominated at a party primary 2360  
election who, before that primary election, registers as 2361

affiliated with and votes in that primary election as a member 2362  
of a political party different from the party that nominated the 2363  
candidate shall forfeit the nomination, and the vacancy so 2364  
created shall be filled in accordance with section 3513.31 of 2365  
the Revised Code. 2366

**Sec. 3513.30.** (A) (1) If only one valid declaration of 2367  
candidacy is filed for nomination as a candidate of a political 2368  
party for an office and that candidate dies prior to the tenth 2369  
day before the primary election, both of the following may 2370  
occur: 2371

(a) The political party whose candidate died may fill the 2372  
vacancy so created as provided in division (A) (2) of this 2373  
section. 2374

(b) Any major political party other than the one whose 2375  
candidate died may select a candidate as provided in division 2376  
(A) (2) of this section under either of the following 2377  
circumstances: 2378

(i) No person has filed a valid declaration of candidacy 2379  
for nomination as that party's candidate at the primary 2380  
election. 2381

(ii) Only one person has filed a valid declaration of 2382  
candidacy for nomination as that party's candidate at the 2383  
primary election, that person has withdrawn, died, or been 2384  
disqualified under section 3513.052 of the Revised Code, and the 2385  
vacancy so created has not been filled. 2386

(2) (a) A vacancy may be filled under division (A) (1) (a) 2387  
and a selection may be made under division (A) (1) (b) of this 2388  
section by the appropriate committee of the political party in 2389  
the same manner as provided in divisions (A) to (E) of section 2390

3513.31 of the Revised Code for the filling of similar vacancies 2391  
created by withdrawals or disqualifications under section 2392  
3513.052 of the Revised Code after the primary election, except 2393  
that the certification required under that section may not be 2394  
filed with the secretary of state, or with a board of the most 2395  
populous county of a district, or with the board of a county in 2396  
which the major portion of the population of a subdivision is 2397  
located, later than four p.m. of the tenth day before the day of 2398  
such primary election, or with any other board later than four 2399  
p.m. of the fifth day before the day of such primary election. 2400

(b) Protests against the candidacy of a person selected to 2401  
fill a vacancy under division (A) (2) (a) of this section may be 2402  
filed by any qualified elector who is a member of the same 2403  
political party as the candidate and who is eligible to vote at 2404  
the primary election for the candidate to whose candidacy the 2405  
elector objects. The protest shall be filed in writing, in the 2406  
office in which the certification was filed, not later than four 2407  
p.m. of the fourth day before the day of the primary election. 2408  
Upon the filing of the protest, the election officials with whom 2409  
it is filed shall promptly fix the time for hearing it, and 2410  
shall forthwith mail notice of the filing of the protest and the 2411  
time fixed for hearing to the person whose candidacy is so 2412  
protested. They shall also forthwith mail notice of the time 2413  
fixed for such hearing to the person who filed the protest. At 2414  
the time fixed, such election officials shall hear the protest 2415  
and determine the validity or invalidity of the person's 2416  
candidacy. If they find that such candidate is not an elector of 2417  
the state, district, county, or political subdivision in which 2418  
the candidate seeks a party nomination to an office or position, 2419  
or has not fully complied with this chapter, the certification 2420  
shall be rejected; otherwise, it shall be determined to be 2421

valid. That determination shall be final. 2422

(3) If only one valid declaration of candidacy is filed 2423  
for nomination as a candidate of a political party for an office 2424  
and that candidate dies on or after the tenth day before the day 2425  
of the primary election, that candidate is considered to have 2426  
received the nomination of that candidate's political party at 2427  
that primary election, and, for purposes of filling the vacancy 2428  
so created, that candidate's death shall be treated as if that 2429  
candidate died on the day after the day of the primary election. 2430

(B) Any person filing a declaration of candidacy may 2431  
withdraw as such candidate at any time prior to the primary 2432  
election. The withdrawal shall be effected and the statement of 2433  
withdrawal shall be filed in accordance with the procedures 2434  
prescribed in division (D) of this section for the withdrawal of 2435  
persons nominated in a primary election or by nominating 2436  
petition. 2437

(C) A person who is the first choice for president of the 2438  
United States by a candidate for delegate or alternate to a 2439  
national convention of a political party may withdraw consent 2440  
for the selection of the person as such first choice no later 2441  
than four p.m. of the fortieth day before the day of the 2442  
presidential primary election. Withdrawal of consent shall be 2443  
for the entire slate of candidates for delegates and alternates 2444  
who named such person as their presidential first choice and 2445  
shall constitute withdrawal from the primary election by such 2446  
delegates and alternates. The withdrawal shall be made in 2447  
writing and delivered to the secretary of state. If the 2448  
withdrawal is delivered to the secretary of state on or before 2449  
the seventieth day before the day of the primary election, the 2450  
boards of elections shall remove both the name of the withdrawn 2451

first choice and the names of such withdrawn candidates from the 2452  
ballots according to the directions of the secretary of state. 2453  
If the withdrawal is delivered to the secretary of state after 2454  
the seventieth day before the day of the primary election, the 2455  
board of elections shall not remove the name of the withdrawn 2456  
first choice and the names of the withdrawn candidates from the 2457  
ballots. The board of elections shall post a notice at each 2458  
polling location on the day of the primary election, and shall 2459  
enclose with each absent voter's ballot given or mailed after 2460  
the candidate withdraws, a notice that votes for the withdrawn 2461  
first choice or the withdrawn candidates will be void and will 2462  
not be counted. If such names are not removed from all ballots 2463  
before the day of the election, the votes for the withdrawn 2464  
first choice or the withdrawn candidates are void and shall not 2465  
be counted. 2466

(D) Any person nominated in a primary election or by 2467  
nominating petition as a candidate for election at the next 2468  
general election may withdraw as such candidate at any time 2469  
prior to the general election. Such withdrawal may be effected 2470  
by the filing of a written statement by such candidate 2471  
announcing the candidate's withdrawal and requesting that the 2472  
candidate's name not be printed on the ballots. If such 2473  
candidate's declaration of candidacy or nominating petition was 2474  
filed with the secretary of state, the candidate's statement of 2475  
withdrawal shall be addressed to and filed with the secretary of 2476  
state. If such candidate's declaration of candidacy or 2477  
nominating petition was filed with a board of elections, the 2478  
candidate's statement of withdrawal shall be addressed to and 2479  
filed with such board. 2480

(E) When a person withdraws under division (B) or (D) of 2481  
this section on or before the seventieth day before the day of 2482

the primary election or the general election, the board of 2483  
elections shall remove the name of the withdrawn candidate from 2484  
the ballots according to the directions of the secretary of 2485  
state. When a person withdraws under division (B) or (D) of this 2486  
section after the seventieth day before the day of the primary 2487  
election or the general election, the board of elections shall 2488  
not remove the name of the withdrawn candidate from the ballots. 2489  
The board of elections shall post a notice at each polling place 2490  
on the day of the election, and shall enclose with each absent 2491  
voter's ballot given or mailed after the candidate withdraws, a 2492  
notice that votes for the withdrawn candidate will be void and 2493  
will not be counted. If the name is not removed from all ballots 2494  
before the day of the election, the votes for the withdrawn 2495  
candidate are void and shall not be counted. 2496

**Sec. 3513.31.** (A) If a person nominated in a primary 2497  
election as a candidate for election at the next general 2498  
election, whose candidacy is to be submitted to the electors of 2499  
the entire state, withdraws as that candidate or is disqualified 2500  
as that candidate under section 3513.052 of the Revised Code, 2501  
the vacancy in the party nomination so created may be filled by 2502  
the state central committee of the major political party that 2503  
made the nomination at the primary election, if the committee's 2504  
chairperson and secretary certify the name of the person 2505  
selected to fill the vacancy by the time specified in this 2506  
division, at a meeting called for that purpose. The meeting 2507  
shall be called by the chairperson of that committee, who shall 2508  
give each member of the committee at least two days' notice of 2509  
the time, place, and purpose of the meeting. If a majority of 2510  
the members of the committee are present at the meeting, a 2511  
majority of those present may select a person to fill the 2512  
vacancy. The chairperson and secretary of the meeting shall 2513

certify in writing and under oath to the secretary of state, not 2514  
later than the eighty-sixth day before the day of the general 2515  
election, the name of the person selected to fill the vacancy. 2516  
The certification must be accompanied by the written acceptance 2517  
of the nomination by the person whose name is certified. A 2518  
vacancy in a party nomination that may be filled by a minor 2519  
political party shall be filled in accordance with the party's 2520  
rules by authorized officials of the party. Certification must 2521  
be made as in the manner provided for a major political party. 2522

(B) If a person nominated in a primary election as a party 2523  
candidate for election at the next general election, whose 2524  
candidacy is to be submitted to the electors of a district 2525  
comprised of more than one county but less than all of the 2526  
counties of the state, withdraws as that candidate or is 2527  
disqualified as that candidate under section 3513.052 of the 2528  
Revised Code, the vacancy in the party nomination so created may 2529  
be filled by a district committee of the major political party 2530  
that made the nomination at the primary election, if the 2531  
committee's chairperson and secretary certify the name of the 2532  
person selected to fill the vacancy by the time specified in 2533  
this division, at a meeting called for that purpose. The 2534  
district committee shall consist of the chairperson and 2535  
secretary of the county central committee of such political 2536  
party in each county in the district. The district committee 2537  
shall be called by the chairperson of the county central 2538  
committee of such political party of the most populous county in 2539  
the district, who shall give each member of the district 2540  
committee at least two days' notice of the time, place, and 2541  
purpose of the meeting. If a majority of the members of the 2542  
district committee are present at the district committee 2543  
meeting, a majority of those present may select a person to fill 2544

the vacancy. The chairperson and secretary of the meeting shall 2545  
certify in writing and under oath to the board of elections of 2546  
the most populous county in the district, not later than four 2547  
p.m. of the eighty-sixth day before the day of the general 2548  
election, the name of the person selected to fill the vacancy. 2549  
The certification must be accompanied by the written acceptance 2550  
of the nomination by the person whose name is certified. A 2551  
vacancy in a party nomination that may be filled by a minor 2552  
political party shall be filled in accordance with the party's 2553  
rules by authorized officials of the party. Certification must 2554  
be made as in the manner provided for a major political party. 2555

(C) If a person nominated in a primary election as a party 2556  
candidate for election at the next general election, whose 2557  
candidacy is to be submitted to the electors of a county, 2558  
withdraws as that candidate or is disqualified as that candidate 2559  
under section 3513.052 of the Revised Code, the vacancy in the 2560  
party nomination so created may be filled by the county central 2561  
committee of the major political party that made the nomination 2562  
at the primary election, or by the county executive committee if 2563  
so authorized, if the committee's chairperson and secretary 2564  
certify the name of the person selected to fill the vacancy by 2565  
the time specified in this division, at a meeting called for 2566  
that purpose. The meeting shall be called by the chairperson of 2567  
that committee, who shall give each member of the committee at 2568  
least two days' notice of the time, place, and purpose of the 2569  
meeting. If a majority of the members of the committee are 2570  
present at the meeting, a majority of those present may select a 2571  
person to fill the vacancy. The chairperson and secretary of the 2572  
meeting shall certify in writing and under oath to the board of 2573  
that county, not later than four p.m. of the eighty-sixth day 2574  
before the day of the general election, the name of the person 2575

selected to fill the vacancy. The certification must be 2576  
accompanied by the written acceptance of the nomination by the 2577  
person whose name is certified. A vacancy in a party nomination 2578  
that may be filled by a minor political party shall be filled in 2579  
accordance with the party's rules by authorized officials of the 2580  
party. Certification must be made as in the manner provided for 2581  
a major political party. 2582

(D) If a person nominated in a primary election as a party 2583  
candidate for election at the next general election, whose 2584  
candidacy is to be submitted to the electors of a district 2585  
within a county, withdraws as that candidate or is disqualified 2586  
as that candidate under section 3513.052 of the Revised Code, 2587  
the vacancy in the party nomination so created may be filled by 2588  
a district committee consisting of those members of the county 2589  
central committee or, if so authorized, those members of the 2590  
county executive committee in that county of the major political 2591  
party that made the nomination at the primary election who 2592  
represent the precincts or the wards and townships within the 2593  
district, if the committee's chairperson and secretary certify 2594  
the name of the person selected to fill the vacancy by the time 2595  
specified in this division, at a meeting called for that 2596  
purpose. The district committee meeting shall be called by the 2597  
chairperson of the county central committee or executive 2598  
committee, as appropriate, who shall give each member of the 2599  
district committee at least two days' notice of the time, place, 2600  
and purpose of the meeting. If a majority of the members of the 2601  
district committee are present at the district committee 2602  
meeting, a majority of those present may select a person to fill 2603  
the vacancy. The chairperson and secretary of the district 2604  
committee meeting shall certify in writing and under oath to the 2605  
board of the county, not later than four p.m. of the eighty- 2606

sixth day before the day of the general election, the name of 2607  
the person selected to fill the vacancy. The certification must 2608  
be accompanied by the written acceptance of the nomination by 2609  
the person whose name is certified. A vacancy in a party 2610  
nomination that may be filled by a minor political party shall 2611  
be filled in accordance with the party's rules by authorized 2612  
officials of the party. Certification must be made as in the 2613  
manner provided for a major political party. 2614

(E) If a person nominated in a primary election as a party 2615  
candidate for election at the next general election, whose 2616  
candidacy is to be submitted to the electors of a subdivision 2617  
within a county, withdraws as that candidate or is disqualified 2618  
as that candidate under section 3513.052 of the Revised Code, 2619  
the vacancy in the party nomination so created may be filled by 2620  
a subdivision committee consisting of those members of the 2621  
county central committee or, if so authorized, those members of 2622  
the county executive committee in that county of the major 2623  
political party that made the nomination at that primary 2624  
election who represent the precincts or the wards and townships 2625  
within that subdivision, if the committee's chairperson and 2626  
secretary certify the name of the person selected to fill the 2627  
vacancy by the time specified in this division, at a meeting 2628  
called for that purpose. 2629

The subdivision committee meeting shall be called by the 2630  
chairperson of the county central committee or executive 2631  
committee, as appropriate, who shall give each member of the 2632  
subdivision committee at least two days' notice of the time, 2633  
place, and purpose of the meeting. If a majority of the members 2634  
of the subdivision committee are present at the subdivision 2635  
committee meeting, a majority of those present may select a 2636  
person to fill the vacancy. The chairperson and secretary of the 2637

subdivision committee meeting shall certify in writing and under 2638  
oath to the board of the county, not later than four p.m. of the 2639  
eighty-sixth day before the day of the general election, the 2640  
name of the person selected to fill the vacancy. The 2641  
certification must be accompanied by the written acceptance of 2642  
the nomination by the person whose name is certified. A vacancy 2643  
in a party nomination that may be filled by a minor political 2644  
party shall be filled in accordance with the party's rules by 2645  
authorized officials of the party. Certification must be made in 2646  
the manner provided for a major political party. 2647

(F) If a person nominated by petition as an independent or 2648  
nonpartisan candidate for election at the next general election 2649  
withdraws as that candidate or is disqualified as that candidate 2650  
under section 3513.052 of the Revised Code, the vacancy so 2651  
created may be filled by a majority of the committee of five, as 2652  
designated on the candidate's nominating petition, if a member 2653  
of that committee certifies in writing and under oath to the 2654  
election officials with whom the candidate filed the candidate's 2655  
nominating petition, not later than the eighty-sixth day before 2656  
the day of the general election, the name of the person selected 2657  
to fill the vacancy. The certification shall be accompanied by 2658  
the written acceptance of the nomination by the person whose 2659  
name is certified and shall be made in the manner provided for a 2660  
major political party. 2661

(G) If a person nominated in a primary election or 2662  
nominated by petition under section 3517.012 of the Revised Code 2663  
as a party candidate for election at the next general election 2664  
dies, the vacancy so created may be filled by the same committee 2665  
in the same manner as provided in this section for the filling 2666  
of similar vacancies created by withdrawals or disqualifications 2667  
under section 3513.052 of the Revised Code, except that the 2668

certification, when filling a vacancy created by death, may not 2669  
be filed with the secretary of state, or with a board of the 2670  
most populous county of a district, or with the board of a 2671  
county in which the major portion of the population of a 2672  
subdivision is located, later than four p.m. of the tenth day 2673  
before the day of such general election, or with any other board 2674  
later than four p.m. of the fifth day before the day of such 2675  
general election. 2676

(H) If a person nominated by petition as an independent or 2677  
nonpartisan candidate for election at the next general election 2678  
dies prior to the tenth day before the day of that general 2679  
election, the vacancy so created may be filled by a majority of 2680  
the committee of five designated in the nominating petition to 2681  
represent the candidate named in it. To fill the vacancy a 2682  
member of the committee shall, not later than four p.m. of the 2683  
fifth day before the day of the general election, file with the 2684  
election officials with whom the petition nominating the person 2685  
was filed, a certificate signed and sworn to under oath by a 2686  
majority of the members, designating the person they select to 2687  
fill the vacancy. The certification must be accompanied by the 2688  
written acceptance of the nomination by the person whose name is 2689  
so certified. 2690

(I) If a person holding an elective office dies or resigns 2691  
subsequent to the one hundred fifteenth day before the day of a 2692  
primary election and prior to the eighty-sixth day before the 2693  
day of the next general election, and if, under the laws of this 2694  
state, a person may be elected at that general election to fill 2695  
the unexpired term of the person who has died or resigned, the 2696  
appropriate committee of each political party, acting as in the 2697  
case of a vacancy in a party nomination, as provided in 2698  
divisions (A) to (D) of this section, may select a person as the 2699

party candidate for election for such unexpired term at that 2700  
general election, and certify the person's name to the 2701  
appropriate election official not later than four p.m. on the 2702  
eighty-sixth day before the day of that general election, or on 2703  
the tenth day following the day on which the vacancy occurs, 2704  
whichever is later. When the vacancy occurs on or subsequent to 2705  
the eighty-sixth day and six or more days prior to the fortieth 2706  
day before the general election, the appropriate committee may 2707  
select a person as the party candidate and certify the person's 2708  
name, as provided in the preceding sentence, not later than four 2709  
p.m. on the tenth day following the day on which the vacancy 2710  
occurs. When the vacancy occurs fewer than six days before the 2711  
fortieth day before the general election, the deadline for 2712  
filing shall be four p.m. on the thirty-sixth day before the 2713  
general election. Thereupon the name shall be printed as the 2714  
party candidate under proper titles and in the proper place on 2715  
the proper ballots for use at the election. If a person has been 2716  
nominated in a primary election or nominated by petition under 2717  
section 3517.012 of the Revised Code, the authorized committee 2718  
of that political party shall not select and certify a person as 2719  
the party candidate. 2720

(J) Each person desiring to become an independent 2721  
candidate to fill the unexpired term shall file a statement of 2722  
candidacy and nominating petition, as provided in section 2723  
3513.261 of the Revised Code, with the appropriate election 2724  
official not later than four p.m. on the tenth day following the 2725  
day on which the vacancy occurs, provided that when the vacancy 2726  
occurs fewer than six days before the fifty-sixth day before the 2727  
general election, the deadline for filing shall be four p.m. on 2728  
the fiftieth day before the general election. The nominating 2729  
petition shall contain at least seven hundred fifty signatures 2730

and no more than one thousand five hundred signatures of 2731  
qualified electors of the district, political subdivision, or 2732  
portion of a political subdivision in which the office is to be 2733  
voted upon, or the amount provided for in section 3513.257 of 2734  
the Revised Code, whichever is less. 2735

(K) When a person nominated as a candidate by a political 2736  
party in a primary election or by nominating petition for an 2737  
elective office for which candidates are nominated at a party 2738  
primary election withdraws, dies, or is disqualified under 2739  
section 3513.052 of the Revised Code prior to the general 2740  
election, the appropriate committee of any other major political 2741  
party or committee of five that has not nominated a candidate 2742  
for that office, or whose nominee as a candidate for that office 2743  
has withdrawn, died, or been disqualified without the vacancy so 2744  
created having been filled, may, acting as in the case of a 2745  
vacancy in a party nomination or nomination by petition as 2746  
provided in divisions (A) to (F) of this section, whichever is 2747  
appropriate, select a person as a candidate of that party or of 2748  
that committee of five for election to the office. 2749

(L) Protests against the candidacy of a person selected to 2750  
fill a vacancy under this section or under division (F) or (G) 2751  
of section 3513.311 of the Revised Code may be filed by any 2752  
qualified elector who is a member of the same political party as 2753  
the candidate and who is eligible to vote at the election for 2754  
the candidate to whose candidacy the elector objects. The 2755  
protest shall be filed in writing, in the office in which the 2756  
certification was filed, not later than four p.m. on the 2757  
sixteenth day after the day the certification was required to be 2758  
filed or not later than four p.m. on the fourth day before the 2759  
day of the election, whichever is earlier. Upon the filing of 2760  
the protest, the election officials with whom it is filed shall 2761

promptly fix the time for hearing it, and shall forthwith mail 2762  
notice of the filing of the protest and the time fixed for 2763  
hearing to the person whose candidacy is so protested. They 2764  
shall also forthwith mail notice of the time fixed for such 2765  
hearing to the person who filed the protest. At the time fixed, 2766  
such election officials shall hear the protest and determine the 2767  
validity or invalidity of the person's candidacy. If they find 2768  
that such candidate is not an elector of the state, district, 2769  
county, or political subdivision in which the candidate seeks a 2770  
party nomination to an office or position, or has not fully 2771  
complied with this chapter, the certification shall be rejected; 2772  
otherwise, it shall be determined to be valid. That 2773  
determination shall be final. 2774

**Sec. 3513.311.** (A) If a candidate for lieutenant governor 2775  
dies, withdraws, or is disqualified as a candidate prior to the 2776  
seventieth day before the day of a primary election, the vacancy 2777  
on the ballot shall be filled by appointment by the joint 2778  
candidate for the office of governor. Such candidate for 2779  
governor shall certify in writing and under oath to the 2780  
secretary of state not later than the sixty-fifth day before the 2781  
day of such election the name and residence address of the 2782  
person selected to fill such vacancy. 2783

(B) If a candidate for governor dies, withdraws, or is 2784  
disqualified as a candidate prior to the seventieth day before 2785  
the day of a primary election, the vacancy on the ballot shall 2786  
be filled by appointment by the joint candidate for the office 2787  
of lieutenant governor. Such candidate for lieutenant governor 2788  
shall certify in writing and under oath to the secretary of 2789  
state not later than the sixty-fifth day before the day of such 2790  
election the name and residence address of the person selected 2791  
to fill such vacancy. 2792

(C) If a candidate for the office of lieutenant governor 2793  
dies on or after the seventieth day, but prior to the tenth day, 2794  
before a primary election, the vacancy so created shall be 2795  
filled by appointment by the joint candidate for the office of 2796  
governor. Such candidate for governor shall certify in writing 2797  
and under oath to the secretary of state not later than the 2798  
fifth day before the day of such election the name and residence 2799  
address of the person selected to fill such vacancy. 2800

(D) If a candidate for the office of governor dies on or 2801  
after the seventieth day, but prior to the tenth day, before a 2802  
primary election, the vacancy so created shall be filled by 2803  
appointment by the joint candidate for the office of lieutenant 2804  
governor. Such candidate for lieutenant governor shall certify 2805  
in writing and under oath to the secretary of state not later 2806  
than the fifth day before the day of such election the name and 2807  
residence address of the person selected to fill such vacancy. 2808

(E) Protests against the candidacy of a person selected to 2809  
fill a vacancy under division (A), (B), (C), or (D) of this 2810  
section may be filed by any qualified elector who is a member of 2811  
the same political party as the candidate. The protest shall be 2812  
filed in writing in the office of the secretary of state not 2813  
later than four p.m. on the sixteenth day after the day the 2814  
certification was required to be filed or not later than four 2815  
p.m. on the fourth day before the day of the election, whichever 2816  
is earlier. Upon the filing of the protest, the secretary of 2817  
state shall promptly fix the time for hearing it, and shall 2818  
forthwith mail notice of the filing of the protest and the time 2819  
fixed for hearing to the person whose candidacy is so protested. 2820  
The secretary of state shall also forthwith mail notice of the 2821  
time fixed for such hearing to the person who filed the protest. 2822  
At the time fixed, the secretary of state shall hear the protest 2823

and determine the validity or invalidity of the person's 2824  
candidacy. If the secretary of state finds that such candidate 2825  
is not an elector of the state, district, county, or political 2826  
subdivision in which the candidate seeks a party nomination to 2827  
an office or position, or has not fully complied with this 2828  
chapter, the certification shall be rejected; otherwise, it 2829  
shall be determined to be valid. That determination shall be 2830  
final. 2831

(F) If a person nominated in a primary election or 2832  
nominated by petition under section 3517.012 of the Revised Code 2833  
as a candidate for election to the office of governor or 2834  
lieutenant governor at the next general election withdraws as 2835  
such candidate prior to the ninetieth day before the day of the 2836  
general election or dies prior to the tenth day before the day 2837  
of such general election, the vacancy so created shall be filled 2838  
in the manner provided for by section 3513.31 of the Revised 2839  
Code. 2840

~~(F)~~ (G) If a person nominated by petition as an 2841  
independent candidate for election to the office of governor or 2842  
lieutenant governor withdraws as such candidate prior to the 2843  
ninetieth day before the day of the general election or dies 2844  
prior to the tenth day before the day of such general election, 2845  
the vacancy so created shall be filled by the candidates' 2846  
committee in the manner provided for, as in the case of death, 2847  
by section 3513.31 of the Revised Code, except that, in the case 2848  
of withdrawal of candidacy, the name and residence address of 2849  
the replacement candidate shall be certified in writing and 2850  
under oath to the secretary of state not later than the eighty- 2851  
sixth day before the day of the general election. 2852

~~(G)~~ (H) If the vacancy in a joint candidacy for governor 2853

and lieutenant governor can be filled in accordance with this 2854  
section and is not so filled, the joint candidacy which has not 2855  
been vacated shall be invalidated and shall not be presented for 2856  
election. 2857

~~(H)~~ (I) Any replacement candidate appointed or selected 2858  
pursuant to this section shall be one who has the qualifications 2859  
of an elector. 2860

**Sec. 3517.012.** (A) (1) When a party formation petition 2861  
meeting the requirements of section 3517.01 of the Revised Code 2862  
declaring the intention to organize a political party is filed 2863  
with the secretary of state, the new party comes into legal 2864  
existence on the date of filing and is entitled to nominate 2865  
candidates to appear on the ballot at the general election held 2866  
in even-numbered years that occurs more than one hundred twenty- 2867  
five days after the date of filing. 2868

(2) (a) Upon receiving a party formation petition filed 2869  
under division (A) (1) of this section, the secretary of state 2870  
shall promptly transmit to each board of elections the separate 2871  
petition papers that purport to contain signatures of electors 2872  
of that board's county. 2873

(b) Not later than the one hundred eighteenth day before 2874  
the day of the general election, each board shall examine and 2875  
determine the sufficiency of the signatures on the petition 2876  
papers and shall return them to the secretary of state, together 2877  
with the board's certification of its determination as to the 2878  
validity or invalidity of the signatures on the petition. 2879

(c) Any qualified elector may file a written protest 2880  
against the petition with the secretary of state not later than 2881  
the one hundred fourteenth day before the day of the general 2882

election. Any such protest shall be resolved in the manner 2883  
specified under section 3501.39 of the Revised Code. 2884

(d) Not later than the ninety-fifth day before the day of 2885  
the general election, the secretary of state shall determine 2886  
whether the party formation petition is sufficient and shall 2887  
notify the committee designated in the petition of that 2888  
determination. 2889

(B) (1) Not later than one hundred ten days before the day 2890  
of that general election and not earlier than the day the 2891  
applicable party formation petition is filed, each candidate or 2892  
pair of joint candidates wishing to appear on the ballot at the 2893  
general election as the nominee or nominees of the party that 2894  
filed the party formation petition shall file a nominating 2895  
petition, on a form prescribed by the secretary of state, that 2896  
includes the name of the political party that submitted the 2897  
party formation petition. Except as otherwise provided in this 2898  
section and sections 3505.03, 3505.08, 3506.11, 3513.31, 2899  
3513.311, and 3513.312 of the Revised Code, the provisions of 2900  
the Revised Code concerning independent candidates who file 2901  
nominating petitions apply to candidates who file nominating 2902  
petitions under this section. 2903

(2) (a) If the candidacy is to be submitted to electors 2904  
throughout the entire state, the nominating petition, including 2905  
a petition for joint candidates for the offices of governor and 2906  
lieutenant governor, shall be signed by at least fifty qualified 2907  
electors who ~~have not voted as a member of~~ are not registered as 2908  
affiliated with a different political party ~~at any primary~~ 2909  
~~election within the current year or the immediately preceding~~ 2910  
~~two calendar years.~~ 2911

(b) ~~Except as otherwise provided in this division, if~~ If 2912

the candidacy is to be submitted only to electors within a 2913  
district, political subdivision, or portion thereof, the 2914  
nominating petition shall be signed by not less than five 2915  
qualified electors ~~who have not voted as a member of~~ are not 2916  
registered as affiliated with a different political party ~~at any~~ 2917  
~~primary election within the current year or the immediately~~ 2918  
~~preceding two calendar years.~~ 2919

(3) (a) Each board of elections that is responsible to 2920  
verify signatures on the nominating petition shall examine and 2921  
determine the sufficiency of those signatures not later than the 2922  
one hundred fifth day before the day of the general election ~~and~~ 2923  
~~shall be resolved as specified in that section.~~ 2924

(b) Written protests against the petition may be filed in 2925  
the manner specified under section 3513.263 of the Revised Code 2926  
not later than the one hundredth day before the general election 2927  
and shall be resolved as specified in that section. 2928

(c) Not later than the ninety-fifth day before the day of 2929  
the general election, the secretary of state or the board of 2930  
elections, as applicable, shall determine whether the nominating 2931  
petition is sufficient and shall notify the candidate and the 2932  
committee designated in the party formation petition of that 2933  
determination. 2934

(C) (1) After being notified that the political party has 2935  
submitted a sufficient party formation petition under division 2936  
(A) of this section, the committee designated in a party 2937  
formation petition shall, not later than the seventy-fifth day 2938  
before the day of the general election, certify to the secretary 2939  
of state a slate of candidates consisting of candidates or joint 2940  
candidates who submitted sufficient nominating petitions under 2941  
division (B) of this section. The slate certifying the 2942

candidates shall be on a form prescribed by the secretary of 2943  
state and signed by all of the individuals of the committee 2944  
designated in the party formation petition. In no event shall 2945  
the slate of candidates include more than one candidate for any 2946  
public office or more than one set of joint candidates for the 2947  
offices of governor and lieutenant governor. The names of the 2948  
candidates or joint candidates so certified shall appear on the 2949  
ballot at the general election as that party's nominees for 2950  
those offices. For purposes of this division, "joint candidates" 2951  
means the joint candidates for the offices of governor and 2952  
lieutenant governor. 2953

(2) If a candidate's nominating petition is insufficient 2954  
or if the committee does not certify the candidate's name under 2955  
division (C)(1) of this section, the candidate shall not appear 2956  
on the ballot in the general election. 2957

(3) If a party formation petition is insufficient, no 2958  
candidate shall appear on the ballot in the general election as 2959  
that political party's nominee, regardless of whether any 2960  
candidate's nominating petition is sufficient. 2961

**Sec. 3517.013.** ~~Section~~ Division (B) of section 3513.191 of 2962  
the Revised Code does not apply to persons desiring to become 2963  
candidates for party nomination of a newly formed political 2964  
party meeting the requirements of sections 3517.011 and 3517.012 2965  
of the Revised Code for a period of four calendar years from the 2966  
date of the party formation. 2967

**Sec. 3517.05.** (A) All party committees, the selection of 2968  
which is provided for in sections 3517.02 and 3517.03 of the 2969  
Revised Code, shall, except as otherwise provided in this 2970  
section, serve until the date of the organizational meeting 2971  
provided for in section 3517.04 of the Revised Code. A county 2972

central committee shall serve until the sixth day after the date 2973  
of the declaration of the results by the board of elections of 2974  
the primary election in that county. ~~In~~ 2975

(B) In case of vacancies caused by death, resignation, 2976  
failure to elect, or removal of a committeeperson from the 2977  
committee, or the failure of a committeeperson to reside in the 2978  
precinct, ward, township, or district from which a committeeman 2979  
the committeeperson was chosen, the controlling committee or, if 2980  
authorized, the executive committee shall fill the vacancy for 2981  
the unexpired term by a majority vote of the members of such 2982  
committee. 2983

(C) A political party may, by its rules, specify 2984  
conditions and procedures under which a committeeperson who was 2985  
appointed to fill a vacancy on a party committee may be removed 2986  
from the committee. 2987

(D) If more than one organized group claims to be the 2988  
rightful county central or executive committee, each such group 2989  
shall file a list of its officers and members as provided in 2990  
section 3517.06 of the Revised Code, and the board of elections 2991  
with which such lists are filed shall certify them to the state 2992  
central committee of the party concerned. The state central 2993  
committee shall meet within thirty days after receipt of such 2994  
certification and forthwith determine and certify which 2995  
committee shall be recognized as the rightful county central or 2996  
executive committee. 2997

**Sec. 3599.02.** No person shall before, during, or after any 2998  
primary, general, or special election or convention solicit, 2999  
request, demand, receive, or contract for any money, gift, loan, 3000  
property, influence, position, employment, or other thing of 3001  
value for that person or for another person for doing any of the 3002

following:	3003
(A) Registering or refraining from registering to vote;	3004
(B) Agreeing to register or to refrain from registering to vote;	3005 3006
(C) Agreeing to vote or to refrain from voting;	3007
(D) Voting or refraining from voting at any primary, general, or special election or convention for a particular person, question, or issue;	3008 3009 3010
(E) Registering or voting, or refraining from registering or voting, or voting or refraining from voting for a particular person, question, or issue;	3011 3012 3013
<u>(F) Registering, or refraining from registering, as affiliated with a political party.</u>	3014 3015
Whoever violates this section is guilty of bribery, a felony of the fourth degree, and shall be disfranchised and excluded from holding any public office for five years immediately following such conviction.	3016 3017 3018 3019
<b>Sec. 3599.11.</b> (A) No person shall <del>knowingly register</del> <u>do</u> <u>any of the following:</u>	3020 3021
<u>(1) Knowingly register</u> or make application or attempt to register in a precinct in which the person is not a qualified voter <u>or as affiliated with a political party with which the</u> <u>person does not desire to be affiliated or whose principles the</u> <u>person does not support;</u> or knowingly aid or abet any person to so register; or attempt to register or knowingly induce or attempt to induce any person to so register; <del>or knowingly</del>	3022 3023 3024 3025 3026 3027 3028
<u>(2) Knowingly impersonate</u> another or write or assume the	3029

name of another, real or fictitious, in registering or 3030  
attempting to register; ~~or by~~ 3031

(3) By false statement or other unlawful means procure, 3032  
aid, or attempt to procure the erasure or striking out on the 3033  
register or duplicate list of the name of a qualified elector 3034  
therein; ~~or knowingly~~ 3035

(4) Knowingly induce or attempt to induce a registrar or 3036  
other election authority to refuse registration in a precinct to 3037  
an elector thereof; ~~or knowingly~~ 3038

(5) Knowingly swear or affirm falsely upon a lawful 3039  
examination by or before any registering officer; ~~or make~~ 3040

(6) Make, print, or issue any false or counterfeit 3041  
certificate of registration or knowingly alter any certificate 3042  
of registration. 3043

~~No person shall knowingly;~~ 3044

(7) Knowingly register under more than one name or 3045  
knowingly induce any person to so register. 3046

~~No person shall knowingly; or~~ 3047

(8) Knowingly make any false statement on any form for 3048  
registration or change of registration or upon any application 3049  
or return envelope for an absent voter's ballot. 3050

Whoever violates ~~this~~ division (A) of this section is 3051  
guilty of a felony of the fifth degree. 3052

(B) (1) No person who helps another person register outside 3053  
an official voter registration place shall knowingly destroy, or 3054  
knowingly help another person to destroy, any completed 3055  
registration form. 3056

Whoever violates this division is guilty of election 3057  
falsification, a felony of the fifth degree. 3058

(2) (a) No person who helps another person register outside 3059  
an official voter registration place shall knowingly fail to 3060  
return any registration form entrusted to that person to any 3061  
board of elections or the office of the secretary of state 3062  
within ten days after that ~~registration~~ registration form is 3063  
completed, or on or before the thirtieth day before the 3064  
election, whichever day is earlier, unless the registration form 3065  
is received by the person within twenty-four hours of the 3066  
thirtieth day before the election, in which case the person 3067  
shall return the registration form to any board of elections or 3068  
the office of the secretary of state within ten days of its 3069  
receipt. 3070

Whoever violates this division is guilty of election 3071  
falsification, a felony of the fifth degree, unless the person 3072  
has not previously been convicted of a violation of division (B) 3073  
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3074  
violation of this division does not cause any person to miss any 3075  
voter registration deadline with regard to any election, and the 3076  
number of voter registration forms that the violator has failed 3077  
to properly return does not exceed forty-nine, in which case the 3078  
violator is guilty of a misdemeanor of the first degree. 3079

(b) Subject to division (C) (2) of this section, no person 3080  
who helps another person register outside an official 3081  
registration place shall knowingly return any registration form 3082  
entrusted to that person to any location other than any board of 3083  
elections or the office of the secretary of state. 3084

Whoever violates this division is guilty of election 3085  
falsification, a felony of the fifth degree, unless the person 3086

has not previously been convicted of a violation of division (B) 3087  
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3088  
violation of this division does not cause any person to miss any 3089  
voter registration deadline with regard to any election, and the 3090  
number of voter registration forms that the violator has failed 3091  
to properly return does not exceed forty-nine, in which case the 3092  
violator is guilty of a misdemeanor of the first degree. 3093

(C) (1) No person who receives compensation for registering 3094  
a voter shall knowingly fail to return any registration form 3095  
entrusted to that person to any board of elections or the office 3096  
of the secretary of state within ten days after that voter 3097  
registration form is completed, or on or before the thirtieth 3098  
day before the election, whichever is earlier, unless the 3099  
registration form is received by the person within twenty-four 3100  
hours of the thirtieth day before the election, in which case 3101  
the person shall return the registration form to any board of 3102  
elections or the office of the ~~secretary~~ secretary of state 3103  
within ten days of its receipt. 3104

Whoever violates this division is guilty of election 3105  
falsification, a felony of the fifth degree, unless the person 3106  
has not previously been convicted of a violation of division (B) 3107  
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3108  
violation of this division does not cause any person to miss any 3109  
voter registration deadline with regard to any election, and the 3110  
number of voter registration forms that the violator has failed 3111  
to properly return does not exceed forty-nine, in which case the 3112  
violator is guilty of a misdemeanor of the first degree. 3113

(2) No person who receives compensation for registering a 3114  
voter shall knowingly return any registration form entrusted to 3115  
that person to any location other than any board of elections or 3116

the office of the secretary of state. 3117

Whoever violates this division is guilty of election 3118  
falsification, a felony of the fifth degree, unless the person 3119  
has not previously been convicted of a violation of division (B) 3120  
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3121  
violation of this division does not cause any person to miss any 3122  
voter registration deadline with regard to any election, and the 3123  
number of voter registration forms that the violator has failed 3124  
to properly return does not exceed forty-nine, in which case the 3125  
violator is guilty of a misdemeanor of the first degree. 3126

(D) As used in division (C) of this section, "registering 3127  
a voter" includes any effort, for compensation, to provide voter 3128  
registration forms or to assist persons in completing or 3129  
returning those forms. 3130

**Sec. 3599.18.** (A) No election official, person assisting 3131  
in the registration of electors, or police officer shall 3132  
knowingly do any of the following: 3133

(1) Refuse, neglect, or unnecessarily delay, hinder, or 3134  
prevent the registration of a qualified elector, who in a lawful 3135  
manner applies for registration; 3136

(2) Enter or consent to the entry of a fictitious name on 3137  
a voter registration list; 3138

(3) Alter the name, political party affiliation, or lack 3139  
of political party affiliation on, or remove or destroy, the 3140  
registration card or form of any qualified elector; 3141

(4) Neglect, unlawfully execute, or fail to execute any 3142  
duty enjoined upon that person as an election official, person 3143  
assisting in the registration of electors, or police officer. 3144

(B) Whoever violates division (A) of this section is 3145  
guilty of a misdemeanor of the first degree. 3146

**Sec. 4507.06.** (A) (1) Every application for a driver's 3147  
license or motorcycle operator's license or endorsement, or 3148  
duplicate of any such license or endorsement, shall be made upon 3149  
the approved form furnished by the registrar of motor vehicles 3150  
and shall be signed by the applicant. 3151

Every application shall state the following: 3152

(a) The applicant's name, date of birth, social security 3153  
number if such has been assigned, sex, general description, 3154  
including height, weight, color of hair, and eyes, residence 3155  
address, including county of residence, duration of residence in 3156  
this state, and country of citizenship; 3157

(b) Whether the applicant previously has been licensed as 3158  
an operator, chauffeur, driver, commercial driver, or motorcycle 3159  
operator and, if so, when, by what state, and whether such 3160  
license is suspended or canceled at the present time and, if so, 3161  
the date of and reason for the suspension or cancellation; 3162

(c) Whether the applicant is now or ever has been 3163  
afflicted with epilepsy, or whether the applicant now is 3164  
suffering from any physical or mental disability or disease and, 3165  
if so, the nature and extent of the disability or disease, 3166  
giving the names and addresses of physicians then or previously 3167  
in attendance upon the applicant; 3168

(d) Whether an applicant for a duplicate driver's license, 3169  
or duplicate license containing a motorcycle operator 3170  
endorsement has pending a citation for violation of any motor 3171  
vehicle law or ordinance, a description of any such citation 3172  
pending, and the date of the citation; 3173

(e) If an applicant has not certified the applicant's 3174  
willingness to make an anatomical gift under section 2108.05 of 3175  
the Revised Code, whether the applicant wishes to certify 3176  
willingness to make such an anatomical gift, which shall be 3177  
given no consideration in the issuance of a license or 3178  
endorsement; 3179

(f) Whether the applicant has executed a valid durable 3180  
power of attorney for health care pursuant to sections 1337.11 3181  
to 1337.17 of the Revised Code or has executed a declaration 3182  
governing the use or continuation, or the withholding or 3183  
withdrawal, of life-sustaining treatment pursuant to sections 3184  
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3185  
executed either type of instrument, whether the applicant wishes 3186  
the applicant's license to indicate that the applicant has 3187  
executed the instrument; 3188

(g) On and after October 7, 2009, whether the applicant is 3189  
a veteran, active duty, or reservist of the armed forces of the 3190  
United States and, if the applicant is such, whether the 3191  
applicant wishes the applicant's license to indicate that the 3192  
applicant is a veteran, active duty, or reservist of the armed 3193  
forces of the United States by a military designation on the 3194  
license. 3195

(2) Every applicant for a driver's license shall be 3196  
photographed in color at the time the application for the 3197  
license is made. The application shall state any additional 3198  
information that the registrar requires. 3199

(B) The registrar or a deputy registrar, in accordance 3200  
with section 3503.11 of the Revised Code, shall register as an 3201  
elector any person who applies for a driver's license or 3202  
motorcycle operator's license or endorsement under division (A) 3203

of this section, or for a renewal or duplicate of the license or 3204  
endorsement, if the applicant is eligible and wishes to be 3205  
registered as an elector. The decision of an applicant whether 3206  
to register as an elector shall be given no consideration in the 3207  
decision of whether to issue the applicant a license or 3208  
endorsement, or a renewal or duplicate. 3209

(C) The registrar or a deputy registrar, in accordance 3210  
with section 3503.11 of the Revised Code, shall offer the 3211  
opportunity of completing a notice of change of residence ~~or, a~~ 3212  
change of name, or change of political party affiliation to any 3213  
applicant for a driver's license or endorsement under division 3214  
(A) of this section, or for a renewal or duplicate of the 3215  
license or endorsement, if the applicant is a registered elector 3216  
who has changed the applicant's residence ~~or, name, or~~ 3217  
political party affiliation and has not filed such a notice. 3218

(D) In addition to any other information it contains, on 3219  
and after October 7, 2009, the approved form furnished by the 3220  
registrar of motor vehicles for an application for a driver's 3221  
license or motorcycle operator's license or endorsement or an 3222  
application for a duplicate of any such license or endorsement 3223  
shall inform applicants that the applicant must present a copy 3224  
of the applicant's DD-214 or an equivalent document in order to 3225  
qualify to have the license or duplicate indicate that the 3226  
applicant is a veteran, active duty, or reservist of the armed 3227  
forces of the United States based on a request made pursuant to 3228  
division (A) (1) (g) of this section. 3229

**Section 2.** That existing sections 3501.01, 3503.10, 3230  
3503.11, 3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 3231  
3505.182, 3505.183, 3509.03, 3511.02, 3513.05, 3513.18, 3513.19, 3232  
3513.191, 3513.192, 3513.30, 3513.31, 3513.311, 3517.012, 3233

3517.013, 3517.05, 3599.02, 3599.11, 3599.18, and 4507.06 and 3234  
sections 3513.20, 3517.014, and 3517.016 of the Revised Code are 3235  
hereby repealed. 3236

**Section 3.** That the version of section 4507.06 of the 3237  
Revised Code that is scheduled to take effect January 1, 2017, 3238  
be amended to read as follows: 3239

**Sec. 4507.06.** (A) (1) Every application for a driver's 3240  
license, motorcycle operator's license or endorsement, or motor- 3241  
driven cycle or motor scooter license or endorsement, or 3242  
duplicate of any such license or endorsement, shall be made upon 3243  
the approved form furnished by the registrar of motor vehicles 3244  
and shall be signed by the applicant. 3245

Every application shall state the following: 3246

(a) The applicant's name, date of birth, social security 3247  
number if such has been assigned, sex, general description, 3248  
including height, weight, color of hair, and eyes, residence 3249  
address, including county of residence, duration of residence in 3250  
this state, and country of citizenship; 3251

(b) Whether the applicant previously has been licensed as 3252  
an operator, chauffeur, driver, commercial driver, or motorcycle 3253  
operator and, if so, when, by what state, and whether such 3254  
license is suspended or canceled at the present time and, if so, 3255  
the date of and reason for the suspension or cancellation; 3256

(c) Whether the applicant is now or ever has been 3257  
afflicted with epilepsy, or whether the applicant now is 3258  
suffering from any physical or mental disability or disease and, 3259  
if so, the nature and extent of the disability or disease, 3260  
giving the names and addresses of physicians then or previously 3261  
in attendance upon the applicant; 3262

(d) Whether an applicant for a duplicate driver's license, 3263  
duplicate license containing a motorcycle operator endorsement, 3264  
or duplicate license containing a motor-driven cycle or motor 3265  
scooter endorsement has pending a citation for violation of any 3266  
motor vehicle law or ordinance, a description of any such 3267  
citation pending, and the date of the citation; 3268

(e) If an applicant has not certified the applicant's 3269  
willingness to make an anatomical gift under section 2108.05 of 3270  
the Revised Code, whether the applicant wishes to certify 3271  
willingness to make such an anatomical gift, which shall be 3272  
given no consideration in the issuance of a license or 3273  
endorsement; 3274

(f) Whether the applicant has executed a valid durable 3275  
power of attorney for health care pursuant to sections 1337.11 3276  
to 1337.17 of the Revised Code or has executed a declaration 3277  
governing the use or continuation, or the withholding or 3278  
withdrawal, of life-sustaining treatment pursuant to sections 3279  
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3280  
executed either type of instrument, whether the applicant wishes 3281  
the applicant's license to indicate that the applicant has 3282  
executed the instrument; 3283

(g) On and after October 7, 2009, whether the applicant is 3284  
a veteran, active duty, or reservist of the armed forces of the 3285  
United States and, if the applicant is such, whether the 3286  
applicant wishes the applicant's license to indicate that the 3287  
applicant is a veteran, active duty, or reservist of the armed 3288  
forces of the United States by a military designation on the 3289  
license. 3290

(2) Every applicant for a driver's license shall be 3291  
photographed in color at the time the application for the 3292

license is made. The application shall state any additional 3293  
information that the registrar requires. 3294

(B) The registrar or a deputy registrar, in accordance 3295  
with section 3503.11 of the Revised Code, shall register as an 3296  
elector any person who applies for a license or endorsement 3297  
under division (A) of this section, or for a renewal or 3298  
duplicate of the license or endorsement, if the applicant is 3299  
eligible and wishes to be registered as an elector. The decision 3300  
of an applicant whether to register as an elector shall be given 3301  
no consideration in the decision of whether to issue the 3302  
applicant a license or endorsement, or a renewal or duplicate. 3303

(C) The registrar or a deputy registrar, in accordance 3304  
with section 3503.11 of the Revised Code, shall offer the 3305  
opportunity of completing a notice of change of residence ~~or,~~ 3306  
change of name, or change of political party affiliation to any 3307  
applicant for a driver's license or endorsement under division 3308  
(A) of this section, or for a renewal or duplicate of the 3309  
license or endorsement, if the applicant is a registered elector 3310  
who has changed the applicant's residence ~~or,~~ name, or 3311  
political party affiliation and has not filed such a notice. 3312

(D) In addition to any other information it contains, on 3313  
and after October 7, 2009, the approved form furnished by the 3314  
registrar of motor vehicles for an application for a license or 3315  
endorsement or an application for a duplicate of any such 3316  
license or endorsement shall inform applicants that the 3317  
applicant must present a copy of the applicant's DD-214 or an 3318  
equivalent document in order to qualify to have the license or 3319  
duplicate indicate that the applicant is a veteran, active duty, 3320  
or reservist of the armed forces of the United States based on a 3321  
request made pursuant to division (A) (1) (g) of this section. 3322

**Section 4.** That the existing version of section 4507.06 of 3323  
the Revised Code that is scheduled to take effect January 1, 3324  
2017, is hereby repealed. 3325

**Section 5.** Section 3501.01 of the Revised Code is 3326  
presented in this act as a composite of the section as amended 3327  
by both Am. Sub. H.B. 64 and Am. H.B. 153 of the 131st General 3328  
Assembly. The General Assembly, applying the principle stated in 3329  
division (B) of section 1.52 of the Revised Code that amendments 3330  
are to be harmonized if reasonably capable of simultaneous 3331  
operation, finds that the composite is the resulting version of 3332  
the section in effect prior to the effective date of the section 3333  
as presented in this act. 3334

**Section 6.** Sections 3 and 4 of this act take effect 3335  
January 1, 2017. 3336