

## **As Introduced**

**133rd General Assembly**

**Regular Session**

**H. B. No. 687**

**2019-2020**

**Representatives Hicks-Hudson, Sweeney**

**Cosponsors: Representatives Blair, Boggs, Boyd, Brent, Brown, Cera, Clites, Crawley, Denson, Galonski, Howse, Ingram, Kelly, Leland, Lepore-Hagan, Lightbody, Liston, Miller, J., Miranda, O'Brien, Patterson, Robinson, Rogers, Russo, Sheehy, Smith, K., Sobecki, Sykes, Upchurch, Weinstein, West, Skindell**

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## **A BILL**

To amend sections 3501.05, 3501.10, 3501.11,	1
3501.22, 3501.29, 3503.09, 3503.10, 3503.14,	2
3503.16, 3503.19, 3503.20, 3503.21, 3503.28,	3
3505.18, 3505.181, 3505.182, 3505.183, 3509.02,	4
3509.05, 3509.051, 3509.06, 3509.07, 3509.09,	5
3511.09, 3511.11, and 3599.11; to enact sections	6
3509.052 and 3509.053; and to repeal section	7
3503.29 of the Revised Code to make changes to	8
the Election Law.	9

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

<b>Section 1.</b> That sections 3501.05, 3501.10, 3501.11,	10
3501.22, 3501.29, 3503.09, 3503.10, 3503.14, 3503.16, 3503.19,	11
3503.20, 3503.21, 3503.28, 3505.18, 3505.181, 3505.182,	12
3505.183, 3509.02, 3509.05, 3509.051, 3509.06, 3509.07, 3509.09,	13
3511.09, 3511.11, and 3599.11 be amended and sections 3509.052	14
and 3509.053 of the Revised Code be enacted to read as follows:	15

<b>Sec. 3501.05.</b> The secretary of state shall do all of the	16
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following:	17
(A) Appoint all members of boards of elections;	18
(B) Issue instructions by directives and advisories in accordance with section 3501.053 of the Revised Code to members of the boards as to the proper methods of conducting elections.	19 20 21
(C) Prepare rules and instructions for the conduct of elections;	22 23
(D) Publish and furnish to the boards from time to time a sufficient number of indexed copies of all election laws then in force;	24 25 26
(E) Edit and issue all pamphlets concerning proposed laws or amendments required by law to be submitted to the voters;	27 28
(F) Prescribe the form of registration cards, blanks, and records;	29 30
(G) Determine and prescribe the forms of ballots and the forms of all blanks, cards of instructions, pollbooks, tally sheets, certificates of election, and forms and blanks required by law for use by candidates, committees, and boards;	31 32 33 34
(H) Prepare the ballot title or statement to be placed on the ballot for any proposed law or amendment to the constitution to be submitted to the voters of the state;	35 36 37
(I) Except as otherwise provided in section 3519.08 of the Revised Code, certify to the several boards the forms of ballots and names of candidates for state offices, and the form and wording of state referendum questions and issues, as they shall appear on the ballot;	38 39 40 41 42
(J) Except as otherwise provided in division (I) (2) (b) of	43

section 3501.38 of the Revised Code, give final approval to ballot language for any local question or issue approved and transmitted by boards of elections under section 3501.11 of the Revised Code;	44 45 46 47
(K) Receive all initiative and referendum petitions on state questions and issues and determine and certify to the sufficiency of those petitions;	48 49 50
(L) Require such reports from the several boards as are provided by law, or as the secretary of state considers necessary;	51 52 53
(M) Compel the observance by election officers in the several counties of the requirements of the election laws;	54 55
(N) (1) Except as otherwise provided in division (N) (2) of this section, investigate the administration of election laws, frauds, and irregularities in elections in any county, and report violations of election laws to the attorney general or prosecuting attorney, or both, for prosecution;	56 57 58 59 60
(2) On and after August 24, 1995, report a failure to comply with or a violation of a provision in sections 3517.08 to 3517.13, 3517.20 to 3517.22, 3599.03, or 3599.031 of the Revised Code, whenever the secretary of state has or should have knowledge of a failure to comply with or a violation of a provision in one of those sections, by filing a complaint with the Ohio elections commission under section 3517.153 of the Revised Code.	61 62 63 64 65 66 67 68
(O) Make an annual report to the governor containing the results of elections, the cost of elections in the various counties, a tabulation of the votes in the several political subdivisions, and other information and recommendations relative	69 70 71 72

to elections the secretary of state considers desirable;	73
(P) Prescribe and distribute to boards of elections a list of instructions indicating all legal steps necessary to petition successfully for local option elections under sections 4301.32 to 4301.41, 4303.29, 4305.14, and 4305.15 of the Revised Code;	74 75 76 77
(Q) Adopt rules pursuant to Chapter 119. of the Revised Code for the removal by boards of elections of ineligible voters from the statewide voter registration database and, if applicable, from the poll list or signature pollbook used in each precinct, which rules shall provide for all of the following:	78 79 80 81 82 83
(1) A process for <u>the removal of using information</u> <u>obtained from the national change of address service provided by</u> <u>the United States postal service system through its licensees to</u> <u>remove voters who have changed residence, which to a location</u> <u>outside this state. That process</u> shall be uniform, nondiscriminatory, and in compliance with the Voting Rights Act of 1965 and the National Voter Registration Act of 1993, including a program that uses the national change of address service provided by the United States postal system through its licensees;	84 85 86 87 88 89 90 91 92 93
(2) A process for the removal of ineligible voters under section 3503.21 of the Revised Code;	94 95
(3) A uniform system for marking or removing the name of a voter who is ineligible to vote from the statewide voter registration database and, if applicable, from the poll list or signature pollbook used in each precinct and noting the reason for that mark or removal.	96 97 98 99 100
(R) Prescribe a general program for registering voters or	101

updating voter registration information, such as name and residence changes, by boards of elections, designated agencies, offices of deputy registrars of motor vehicles, public high schools and vocational schools, public libraries, <u>public employment offices as described in section 4141.04 of the Revised Code, OhioMeansJobs centers as defined in section 6301.01 of the Revised Code,</u> and offices of county treasurers consistent with the requirements of section 3503.09 of the Revised Code;	102 103 104 105 106 107 108 109 110
(S) Prescribe a program of distribution of voter registration forms through boards of elections, designated agencies, offices of the registrar and deputy registrars of motor vehicles, public high schools and vocational schools, public libraries, <u>public employment offices as described in section 4141.04 of the Revised Code, OhioMeansJobs centers as defined in section 6301.01 of the Revised Code,</u> and offices of county treasurers;	111 112 113 114 115 116 117 118
(T) To the extent feasible, provide copies, at no cost and upon request, of the voter registration form in post offices in this state;	119 120 121
(U) Adopt rules pursuant to section 111.15 of the Revised Code for the purpose of implementing the program for registering voters through boards of elections, designated agencies, and the offices of the registrar and deputy registrars of motor vehicles consistent with this chapter;	122 123 124 125 126
(V) Establish the full-time position of Americans with Disabilities Act coordinator within the office of the secretary of state to do all of the following:	127 128 129
(1) Assist the secretary of state with ensuring that there	130

is equal access to polling places for persons with disabilities;	131
(2) Assist the secretary of state with ensuring that each voter may cast the voter's ballot in a manner that provides the same opportunity for access and participation, including privacy and independence, as for other voters;	132 133 134 135
(3) Advise the secretary of state in the development of standards for the certification of voting machines, marking devices, and automatic tabulating equipment.	136 137 138
(W) Establish and maintain a computerized statewide database of all legally registered voters under section 3503.15 of the Revised Code that complies with the requirements of the "Help America Vote Act of 2002," Pub. L. No. 107-252, 116 Stat. 1666, and provide training in the operation of that system;	139 140 141 142 143
(X) Ensure that all directives, advisories, other instructions, or decisions issued or made during or as a result of any conference or teleconference call with a board of elections to discuss the proper methods and procedures for conducting elections, to answer questions regarding elections, or to discuss the interpretation of directives, advisories, or other instructions issued by the secretary of state are posted on a web site of the office of the secretary of state as soon as is practicable after the completion of the conference or teleconference call, but not later than the close of business on the same day as the conference or teleconference call takes place.	144 145 146 147 148 149 150 151 152 153 154 155
(Y) Publish a report on a web site of the office of the secretary of state not later than one month after the completion of the canvass of the election returns for each primary and general election, identifying, by county, the number of absent	156 157 158 159

voter's ballots cast and the number of those ballots that were 160  
counted, and the number of provisional ballots cast and the 161  
number of those ballots that were counted, for that election. 162  
The secretary of state shall maintain the information on the web 163  
site in an archive format for each subsequent election. 164

(Z) Conduct a comprehensive voter education program 165  
outlining voter identification, absent ~~voters ballot~~voter's 166  
ballots, provisional ballot, and other voting requirements 167  
through the use of broadcast, cable, or satellite 168  
communications, radio stations, print media, or internet social 169  
media outlets; 170

(AA) Establish a procedure by which a registered elector 171  
may make available to a board of elections a more recent 172  
signature to be used in the poll list or signature pollbook 173  
produced by the board of elections of the county in which the 174  
elector resides; 175

(BB) Disseminate information, which may include all or 176  
part of the official explanations and arguments, by means of 177  
direct mail or other written publication, broadcast, or other 178  
means or combination of means, as directed by the Ohio ballot 179  
board under division (F) of section 3505.062 of the Revised 180  
Code, in order to inform the voters as fully as possible 181  
concerning each proposed constitutional amendment, proposed law, 182  
or referendum; 183

(CC) Be the single state office responsible for the 184  
implementation of the "Uniformed and Overseas Citizens Absentee 185  
Voting Act," ~~Pub. L. No. 99-410,~~ 100 Stat. 924, ~~42-52~~ U.S.C. 186  
~~1973ff, 20301~~ et seq., as amended, in this state. The secretary 187  
of state may delegate to the boards of elections 188  
responsibilities for the implementation of that act, including 189

responsibilities arising from amendments to that act made by the "Military and Overseas Voter Empowerment Act," Subtitle H of the "National Defense Authorization Act for Fiscal Year 2010," Pub. L. No. 111-84, 123 Stat. 3190.	190 191 192 193
(DD) Adopt rules, under Chapter 119. of the Revised Code, to establish procedures and standards for determining when a board of elections shall be placed under the official oversight of the secretary of state, placing a board of elections under the official oversight of the secretary of state, a board that is under official oversight to transition out of official oversight, and the secretary of state to supervise a board of elections that is under official oversight of the secretary of state.	194 195 196 197 198 199 200 201 202
(EE) <u>Adopt rules under Chapter 119. of the Revised Code to establish procedures for maintaining election administration plans required under division (BB) of section 3501.11 of the Revised Code, including whether any information in an election administration plan is not a public record under section 149.433 of the Revised Code.</u>	203 204 205 206 207 208
(FF) Perform other duties required by law.	209
Whenever a primary election is held under section 3513.32 of the Revised Code or a special election is held under section 3521.03 of the Revised Code to fill a vacancy in the office of representative to congress, the secretary of state shall establish a deadline, notwithstanding any other deadline required under the Revised Code, by which any or all of the following shall occur: the filing of a declaration of candidacy and petitions or a statement of candidacy and nominating petition together with the applicable filing fee; the filing of protests against the candidacy of any person filing a	210 211 212 213 214 215 216 217 218 219

declaration of candidacy or nominating petition; the filing of a  
declaration of intent to be a write-in candidate; the filing of  
campaign finance reports; the preparation of, and the making of  
corrections or challenges to, precinct voter registration lists;  
the receipt of applications for absent voter's ballots or  
uniformed services or overseas absent voter's ballots; the  
supplying of election materials to precincts by boards of  
elections; the holding of hearings by boards of elections to  
consider challenges to the right of a person to appear on a  
voter registration list; and the scheduling of programs to  
instruct or reinstruct election officers.

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

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

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

The secretary of state may apply to any court that is

hearing a case in which the secretary of state is a party, for a change of venue as a substantive right, and the change of venue shall be allowed, and the case removed to the court of common pleas of an adjoining county named in the application or, if there are cases pending in more than one jurisdiction that involve the same or similar issues, the court of common pleas of Franklin county. 250  
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Public high schools and vocational schools, public libraries, and the office of a county treasurer shall implement voter registration programs as directed by the secretary of state pursuant to this section. 257  
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The secretary of state may mail unsolicited applications for absent voter's ballots to individuals only for a general election and only if the general assembly has made an appropriation for that particular mailing. Under no other circumstance shall a public office, or a public official or employee who is acting in an official capacity, mail unsolicited applications for absent voter's ballots to any individuals. 261  
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**Sec. 3501.10.** (A) The board of elections shall, as an expense of the board, provide suitable rooms for its offices and records and the necessary and proper furniture and supplies for those rooms. The board may lease such offices and rooms, necessary to its operation, for the length of time and upon the terms the board deems in the best interests of the public, provided that the term of any such lease shall not exceed fifteen years. 268  
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Thirty days prior to entering into such a lease, the board shall notify the board of county commissioners in writing of its intent to enter into the lease. The notice shall specify the terms and conditions of the lease. Prior to the thirtieth day 276  
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after receiving that notice and before any lease is entered 280  
into, the board of county commissioners may reject the proposed 281  
lease by a majority vote. After receiving written notification 282  
of the rejection by the board of county commissioners, the board 283  
of elections shall not enter into the lease that was rejected, 284  
but may immediately enter into additional lease negotiations, 285  
subject to the requirements of this section. 286

The board of elections in any county may, by resolution, 287  
request that the board of county commissioners submit to the 288  
electors of the county, in accordance with section 133.18 of the 289  
Revised Code, the question of issuing bonds for the acquisition 290  
of real estate and the construction on it of a suitable building 291  
with necessary furniture and equipment for the proper 292  
administration of the duties of the board of elections. The 293  
resolution declaring the necessity for issuing such bonds shall 294  
relate only to the acquisition of real estate and to the 295  
construction, furnishing, and equipping of a building as 296  
provided in this division. 297

(B) The board of elections in each county shall keep its 298  
offices, or one or more of its branch registration offices, open 299  
for the performance of its duties until nine p.m. on the last 300  
day of registration before a general or primary election. At all 301  
other times during each week, the board shall keep its offices 302  
and rooms open for a period of time that the board considers 303  
necessary for the performance of its duties. 304

(C) The board of elections may maintain permanent or 305  
temporary branch offices at any place within the county, 306  
~~provided that, if the board of elections permits electors to~~ 307  
~~vote at a branch office, electors shall not be permitted to vote~~ 308  
~~at any other branch office or any other office of the board of~~ 309

elections.	310
<b>Sec. 3501.11.</b> Each board of elections shall exercise by a majority vote all powers granted to the board by Title XXXV of the Revised Code, shall perform all the duties imposed by law, and shall do all of the following:	311
(A) Establish, define, provide, rearrange, and combine election precincts;	315
(B) Fix and provide the places for registration and for holding primaries and elections;	317
(C) Provide for the purchase, preservation, and maintenance of booths, ballot boxes, books, maps, flags, blanks, cards of instructions, and other forms, papers, and equipment used in registration, nominations, and elections;	319
(D) Appoint and remove its director, deputy director, and employees and all registrars, precinct election officials, and other officers of elections, fill vacancies, and designate the ward or district and precinct in which each shall serve;	323
(E) Make and issue rules and instructions, not inconsistent with law or the rules, directives, or advisories issued by the secretary of state, as it considers necessary for the guidance of election officers and voters;	327
(F) Advertise and contract for the printing of all ballots and other supplies used in registrations and elections;	331
(G) Provide for the issuance of all notices, advertisements, and publications concerning elections, except as otherwise provided in division (G) of section 3501.17 and divisions (F) and (G) of section 3505.062 of the Revised Code;	333
(H) Provide for the delivery of ballots, pollbooks, and	337

other required papers and material to the polling places; 338

(I) Cause the polling places to be suitably provided with 339  
voting machines, marking devices, automatic tabulating 340  
equipment, stalls, and other required supplies. In fulfilling 341  
this duty, each board of a county that uses voting machines, 342  
marking devices, or automatic tabulating equipment shall conduct 343  
a full vote of the board during a public session of the board on 344  
the allocation and distribution of voting machines, marking 345  
devices, and automatic tabulating equipment for each precinct in 346  
the county. 347

(J) Investigate irregularities, nonperformance of duties, 348  
or violations of Title XXXV of the Revised Code by election 349  
officers and other persons; administer oaths, issue subpoenas, 350  
summon witnesses, and compel the production of books, papers, 351  
records, and other evidence in connection with any such 352  
investigation; and report the facts to the prosecuting attorney 353  
or the secretary of state; 354

(K) (1) Review, examine, and certify the sufficiency and 355  
validity of petitions and nomination papers, and, after 356  
certification, return to the secretary of state all petitions 357  
and nomination papers that the secretary of state forwarded to 358  
the board; 359

(2) Examine each initiative petition, or a petition filed 360  
under section 307.94 or 307.95 of the Revised Code, received by 361  
the board to determine whether the petition falls within the 362  
scope of authority to enact via initiative and whether the 363  
petition satisfies the statutory prerequisites to place the 364  
issue on the ballot, as described in division (M) of section 365  
3501.38 of the Revised Code. The petition shall be invalid if 366  
any portion of the petition is not within the initiative power. 367

(L) Receive the returns of elections, canvass the returns, make abstracts of them, and transmit those abstracts to the proper authorities;	368 369 370
(M) Issue certificates of election on forms to be prescribed by the secretary of state;	371 372
(N) Make an annual report to the secretary of state, on the form prescribed by the secretary of state, containing a statement of the number of voters registered, elections held, votes cast, appropriations received, expenditures made, and other data required by the secretary of state;	373 374 375 376 377
(O) Prepare and submit to the proper appropriating officer a budget estimating the cost of elections for the ensuing fiscal year;	378 379 380
(P) Perform other duties as prescribed by law or the rules, directives, or advisories of the secretary of state;	381 382
(Q) Investigate and determine the residence qualifications of electors;	383 384
(R) Administer oaths in matters pertaining to the administration of the election laws;	385 386
(S) Prepare and submit to the secretary of state, whenever the secretary of state requires, a report containing the names and residence addresses of all incumbent county, municipal, township, and board of education officials serving in their respective counties;	387 388 389 390 391
(T) Establish and maintain a voter registration database of all qualified electors in the county who offer to register;	392 393
(U) Maintain voter registration records, make reports concerning voter registration as required by the secretary of	394 395

state, and remove ineligible electors from voter registration lists in accordance with law and directives of the secretary of state;	396 397 398
(V) Give approval to ballot language for any local question or issue and transmit the language to the secretary of state for the secretary of state's final approval;	399 400 401
(W) Prepare and cause the following notice to be displayed in a prominent location in every polling place:	402 403
"NOTICE	404
Ohio law prohibits any person from voting or attempting to vote more than once at the same election.	405 406
Violators are guilty of a felony of the fourth degree and shall be imprisoned and additionally may be fined in accordance with law."	407 408 409
(X) In all cases of a tie vote or a disagreement in the board, if no decision can be arrived at, the director or chairperson shall submit the matter in controversy, not later than fourteen days after the tie vote or the disagreement, to the secretary of state, who shall summarily decide the question, and the secretary of state's decision shall be final.	410 411 412 413 414 415
(Y) Assist each designated agency, deputy registrar of motor vehicles, public high school and vocational school, public library, <u>public employment office as described in section 4141.04 of the Revised Code, OhioMeansJobs center as defined in section 6301.01 of the Revised Code,</u> and office of a county treasurer in the implementation of a program for registering voters at all voter registration locations as prescribed by the secretary of state. Under this program, each board of elections shall direct to the appropriate board of elections any voter	416 417 418 419 420 421 422 423 424

registration applications for persons residing outside the	425
county where the board is located within five days after	426
receiving the applications.	427
(Z) On any day on which an elector may vote in person at	428
the office of the board or at another site designated by the	429
board, consider the board or other designated site a polling	430
place for that day. All requirements or prohibitions of law that	431
apply to a polling place shall apply to the office of the board	432
or other designated site on that day.	433
(AA) Perform any duties with respect to voter registration	434
and voting by uniformed services and overseas voters that are	435
delegated to the board by law or by the rules, directives, or	436
advisories of the secretary of state.	437
<u>(BB) Prepare and submit to the secretary of state not</u>	438
<u>later than sixty days before a presidential primary election and</u>	439
<u>one hundred twenty days before a general election an election</u>	440
<u>administration plan. The election administration plan shall be</u>	441
<u>on a template prescribed by the secretary of state. The election</u>	442
<u>administration plan shall include procedures in case of an</u>	443
<u>emergency on election day.</u>	444
<b>Sec. 3501.22.</b> (A) (1) Except as otherwise provided in	445
division (A) (2) of this section, on or before the fifteenth day	446
of September in each year, the board of elections by a majority	447
vote shall, after careful examination and investigation as to	448
their qualifications, appoint for each election precinct four	449
residents of the county in which the precinct is located, as	450
precinct election officials. Except as otherwise provided in	451
division (C) of this section, all precinct election officials	452
shall be qualified electors. The precinct election officials	453
shall constitute the election officers of the precinct. Not more	454

than one-half of the total number of precinct election officials 455  
shall be members of the same political party. The term of such 456  
precinct officers shall be for one year. The board may, at any 457  
time, designate any number of election officers, not more than 458  
one-half of whom shall be members of the same political party, 459  
to perform their duties at any precinct in any election. The 460  
board may appoint additional officials, equally divided between 461  
the two major political parties, when necessary to expedite 462  
voting. If the board of elections determines that four precinct 463  
election officials are not required in a precinct for a special 464  
election, the board of elections may select two of the 465  
precinct's election officers, who are not members of the same 466  
political party, to serve as the precinct election officials for 467  
that precinct in that special election. 468

Vacancies for unexpired terms shall be filled by the 469  
board. When new precincts have been created, the board shall 470  
appoint precinct election officials for those precincts for the 471  
unexpired term. Any precinct election official may be summarily 472  
removed from office at any time by the board for neglect of 473  
duty, malfeasance, or misconduct in office or for any other good 474  
and sufficient reason. 475

Precinct election officials shall perform all of the 476  
duties provided by law for receiving the ballots and supplies, 477  
opening and closing the polls, and overseeing the casting of 478  
ballots during the time the polls are open, and any other duties 479  
required by section 3501.26 of the Revised Code. 480

A board of elections may designate two precinct election 481  
officials as counting officials to count and tally the votes 482  
cast and certify the results of the election at each precinct, 483  
and perform other duties as provided by law. To expedite the 484

counting of votes at each precinct, the board may appoint 485  
additional officials, not more than one-half of whom shall be 486  
members of the same political party. 487

Except as otherwise provided in division (A) (2) of this 488  
section, the board shall designate one of the precinct election 489  
officials who is a member of the dominant political party to 490  
serve as a voting location manager, whose duty it is to deliver 491  
the returns of the election and all supplies to the office of 492  
the board. For these services, the voting location manager shall 493  
receive additional compensation in an amount, consistent with 494  
section 3501.28 of the Revised Code, determined by the board of 495  
elections. 496

The board shall issue to each precinct election official a 497  
certificate of appointment, which the official shall present to 498  
the voting location manager at the time the polls are opened. 499

(2) If the board of elections, by a vote of at least three 500  
members of the board, opts to have a single voting location 501  
serve more than one precinct, the board may do any of the 502  
following: 503

(a) Designate a single voting location manager for the 504  
voting location. The voting location manager shall be a member 505  
of the political party whose candidate received the highest 506  
number of votes for governor at the most recent general election 507  
for that office in the precincts whose polling places are 508  
located at the applicable voting location, when tallying the 509  
combined vote for governor in all such precincts. 510

(b) Combine the pollbooks for those precincts to create a 511  
single pollbook for the voting location; 512

(c) If electronic pollbooks are being used in the voting 513

location, as described in section 3506.021 of the Revised Code, 514  
appoint not less than two precinct election officials for each 515  
precinct, so long as the board approves the decision to reduce 516  
the number of precinct election officials by the affirmative 517  
vote of at least three of its members. 518

(B) If the board of elections determines that not enough 519  
qualified electors in a precinct are available to serve as 520  
precinct officers, it may appoint persons to serve as precinct 521  
officers at a primary, special, or general election who are at 522  
least seventeen years of age and are registered to vote in 523  
accordance with section 3503.07 of the Revised Code. 524

(C) (1) A board of elections, in conjunction with the board 525  
of education of a city, local, or exempted village school 526  
district, the governing authority of a community school 527  
established under Chapter 3314. of the Revised Code, or the 528  
chief administrator of a nonpublic school may establish a 529  
program permitting certain high school students to apply and, if 530  
appointed by the board of elections, to serve as precinct 531  
officers at a primary, special, or general election. 532

In addition to the requirements established by division 533  
(C) (2) of this section, a board of education, governing 534  
authority, or chief administrator that establishes a program 535  
under this division in conjunction with a board of elections may 536  
establish additional criteria that students shall meet to be 537  
eligible to participate in that program. 538

(2) (a) To be eligible to participate in a program 539  
established under division (C) (1) of this section, a student 540  
shall be a United States citizen, a resident of the county, at 541  
least seventeen years of age, and enrolled in the junior or 542  
senior year of high school. 543

(b) Any student applying to participate in a program established under division (C)(1) of this section, as part of the student's application process, shall declare the student's political party affiliation with the board of elections.	544 545 546 547
(3) No student appointed as a precinct officer pursuant to a program established under division (C)(1) of this section shall be designated as a voting location manager.	548 549 550
(4) Any student participating in a program established under division (C)(1) of this section shall be excused for that student's absence from school on the day of an election at which the student is serving as a precinct officer.	551 552 553 554
(D) In any precinct with six or more precinct officers, up to two students participating in a program established under division (C)(1) of this section who are under eighteen years of age may serve as precinct officers. Not more than one precinct officer in any given precinct with fewer than six precinct officers shall be under eighteen years of age.	555 556 557 558 559 560
<b>Sec. 3501.29.</b> (A) The board of elections shall provide for each precinct a polling place and provide adequate facilities at each polling place for conducting the election. The board shall provide a sufficient number of screened or curtained voting compartments to which electors may retire and conveniently mark their ballots, protected from the observation of others. Each voting compartment shall be provided at all times with writing implements, instructions how to vote, and other necessary conveniences for marking the ballot. The voting location manager shall ensure that the voting compartments at all times are adequately lighted and contain the necessary supplies. The board shall utilize, in so far as practicable, rooms in public schools and other public buildings for polling places. Upon application	561 562 563 564 565 566 567 568 569 570 571 572 573

of the board of elections, the authority which has the control 574  
of any building or grounds supported by taxation under the laws 575  
of this state, shall make available the necessary space therein 576  
for the purpose of holding elections and adequate space for the 577  
storage of voting machines, without charge for the use thereof. 578  
A reasonable sum may be paid for necessary janitorial service. 579  
When polling places are established in private buildings, the 580  
board may pay a reasonable rental therefor, and also the cost of 581  
liability insurance covering the premises when used for election 582  
purposes, or the board may purchase a single liability policy 583  
covering the board and the owners of the premises when used for 584  
election purposes. When removable buildings are supplied by the 585  
board, they shall be constructed under the contract let to the 586  
lowest and best bidder, and the board shall observe all 587  
ordinances and regulations then in force as to safety. The board 588  
shall remove all such buildings from streets and other public 589  
places within thirty days after an election, unless another 590  
election is to be held within ninety days. 591

(B) (1) Except as otherwise provided in this section, the 592  
board shall ensure all of the following: 593

(a) That polling places are free of barriers that would 594  
impede ingress and egress of handicapped persons; 595

(b) That the minimum number of special parking locations, 596  
also known as handicapped parking spaces or disability parking 597  
spaces, for handicapped persons are designated at each polling 598  
place in accordance with 28 C.F.R. Part 36, Appendix A, and in 599  
compliance with division (E) of section 4511.69 of the Revised 600  
Code; 601

(c) That the entrances of polling places are level or are 602  
provided with a nonskid ramp that meets the requirements of the 603

"Americans with Disabilities Act of 1990," 104 Stat. 327, 42 U.S.C. 12101;	604 605
(d) That doors are a minimum of thirty-two inches wide;	606
(e) <u>That polling places, in accordance with any orders</u> <u>issued under section 3701.13, 3701.14, 3709.20, 3709.21, or</u> <u>5502.22 of the Revised Code, allow for adequate distance between</u> <u>voters and precinct election officials, sanitation of voting</u> <u>compartments and supplies, and use of face masks or coverings.</u>	607 608 609 610 611
(2) Notwithstanding division (B)(1)(a), (c), or (d) of this section, certain polling places may be specifically exempted by the secretary of state upon certification by a board of elections that a good faith, but unsuccessful, effort has been made to modify, or change the location of, such polling places.	612 613 614 615 616 617
(C) At any polling place that is exempted from compliance by the secretary of state, the board of elections shall permit any handicapped elector who travels to that elector's polling place, but who is unable to enter the polling place, to vote, with the assistance of two polling place officials of major political parties, in the vehicle that conveyed that elector to the polling place, or to receive and cast that elector's ballot at the door of the polling place.	618 619 620 621 622 623 624 625
(D) The secretary of state shall:	626
(1) Work with other state agencies to facilitate the distribution of information and technical assistance to boards of elections to meet the requirements of division (B) of this section;	627 628 629 630
(2) Work with organizations that represent or provide services to handicapped, disabled, or elderly citizens to effect	631 632

a wide dissemination of information about the availability of  
absentee voting, voting in the voter's vehicle or at the door of  
the polling place, or other election services to handicapped,  
disabled, or elderly citizens. 633  
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(E) Before the day of an election, the director of the  
board of elections of each county shall sign a statement  
verifying that each polling place that will be used in that  
county at that election meets the requirements of division (B)  
(1) (b) of this section. The signed statement shall be sent to  
the secretary of state by certified mail or electronically. 637  
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(F) As used in this section, "handicapped" means having  
lost the use of one or both legs, one or both arms, or any  
combination thereof, or being blind or so severely disabled as  
to be unable to move about without the aid of crutches or a  
wheelchair. 643  
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(G) No board of elections shall establish fewer polling 648  
places than were established for the general election held on 649  
November 6, 2018. 650

**Sec. 3503.09.** (A) (1) The secretary of state shall adopt  
rules for the electronic transmission by boards of elections,  
designated agencies, offices of deputy registrars of motor  
vehicles, public high schools and vocational schools, public  
libraries, public employment offices as described in section 651  
4141.04 of the Revised Code, OhioMeansJobs centers as defined in 652  
section 6301.01 of the Revised Code, and offices of county  
treasurers, where applicable, of name and residence changes for  
voter registration records in the statewide voter registration  
database. 653  
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(2) The secretary of state shall adopt rules for the 661

purpose of improving the speed of processing new voter	662
registrations that permit information from a voter registration	663
application received by a designated agency or an office of	664
deputy registrar of motor vehicles to be made available	665
electronically, in addition to requiring the original voter	666
registration application to be transmitted to the applicable	667
board of elections under division (E)(2) of section 3503.10 or	668
section 3503.11 of the Revised Code.	669
(B) Rules adopted under division (A) of this section shall	670
do all of the following:	671
(1) Prohibit any direct electronic connection between a	672
designated agency, office of deputy registrar of motor vehicles,	673
public high school or vocational school, public library, <u>public</u>	674
<u>employment office as described in section 4141.04 of the Revised</u>	675
<u>Code, OhioMeansJobs center as defined in section 6301.01 of the</u>	676
<u>Revised Code, or office of a county treasurer and the statewide</u>	677
voter registration database;	678
(2) Require any updated voter registration information to	679
be verified by the secretary of state or a board of elections	680
before the information is added to the statewide voter	681
registration database for the purpose of modifying an existing	682
voter registration;	683
(3) Require each designated agency or office of deputy	684
registrar of motor vehicles that transmits voter registration	685
information electronically to transmit an identifier for data	686
relating to each new voter registration that shall be used by	687
the secretary of state or a board of elections to match the	688
electronic data to the original voter registration application.	689
<b>Sec. 3503.10.</b> (A) Each designated agency shall designate	690

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

(B) Every designated agency, public high school and  
vocational school, public library, public employment office as  
described in section 4141.04 of the Revised Code, OhioMeansJobs  
center as defined in section 6301.01 of the Revised Code, and  
office of a county treasurer shall provide in each of its  
offices or locations voter registration applications and  
assistance in the registration of persons qualified to register  
to vote, in accordance with this chapter.

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

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

(2) If the agency provides public assistance, the  
statement, "Applying to register or declining to register to  
vote will not affect the amount of assistance that you will be

provided by this agency."; 721

(3) The statement, "If you would like help in filling out 722  
the voter registration application form, we will help you. The 723  
decision whether to seek or accept help is yours. You may fill 724  
out the application form in private."; 725

(4) The statement, "If you believe that someone has 726  
interfered with your right to register or to decline to register 727  
to vote, your right to privacy in deciding whether to register 728  
or in applying to register to vote, or your right to choose your 729  
own political party or other political preference, you may file 730  
a complaint with the prosecuting attorney of your county or with 731  
the secretary of state," with the address and telephone number 732  
for each such official's office. 733

(D) Each designated agency shall distribute a voter 734  
registration form prescribed by the secretary of state to each 735  
applicant with each application for service or assistance, and 736  
with each written application or form for recertification, 737  
renewal, or change of address. 738

(E) Each designated agency shall do all of the following: 739

(1) Have employees trained to administer the voter 740  
registration program in order to provide to each applicant who 741  
wishes to register to vote and who accepts assistance, the same 742  
degree of assistance with regard to completion of the voter 743  
registration application as is provided by the agency with 744  
regard to the completion of its own form; 745

(2) Accept completed voter registration applications, 746  
voter registration change of residence forms, and voter 747  
registration change of name forms, regardless of whether the 748  
application or form was distributed by the designated agency, 749

for transmittal to the office of the board of elections in the  
county in which the agency is located. Each designated agency  
and the appropriate board of elections shall establish a method  
by which the voter registration applications and other voter  
registration forms are transmitted to that board of elections  
within five days after being accepted by the agency.

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

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

(F) The secretary of state shall prepare and transmit  
written instructions on the implementation of the voter  
registration program within each designated agency, public high  
school and vocational school, public library, public employment  
office as described in section 4141.04 of the Revised Code,  
OhioMeansJobs center as defined in section 6301.01 of the  
Revised Code, and office of a county treasurer. The instructions  
shall include directions as follows:

(1) That each person designated to assist with voter  
registration maintain strict neutrality with respect to a  
person's political philosophies, a person's right to register or

decline to register, and any other matter that may influence a person's decision to register or not register to vote;	780 781
(2) That each person designated to assist with voter registration not seek to influence a person's decision to register or not register to vote, not display or demonstrate any political preference or party allegiance, and not make any statement to a person or take any action the purpose or effect of which is to lead a person to believe that a decision to register or not register has any bearing on the availability of services or benefits offered, on the grade in a particular class in school, or on credit for a particular class in school;	782 783 784 785 786 787 788 789 790
(3) Regarding when and how to assist a person in completing the voter registration application, what to do with the completed voter registration application or voter registration update form, and when the application must be transmitted to the appropriate board of elections;	791 792 793 794 795
(4) Regarding what records must be kept by the agency and where and when those records should be transmitted to satisfy reporting requirements imposed on the secretary of state under the National Voter Registration Act of 1993;	796 797 798 799
(5) Regarding whom to contact to obtain answers to questions about voter registration forms and procedures.	800 801
(G) If the voter registration activity is part of an in-class voter registration program in a public high school or vocational school, whether prescribed by the secretary of state or independent of the secretary of state, the board of education shall do all of the following:	802 803 804 805 806
(1) Establish a schedule of school days and hours during these days when the person designated to assist with voter	807 808

registration shall provide voter registration assistance; 809

(2) Designate a person to assist with voter registration 810  
from the public high school's or vocational school's staff; 811

(3) Make voter registration applications and materials 812  
available, as outlined in the voter registration program 813  
established by the secretary of state pursuant to section 814  
3501.05 of the Revised Code; 815

(4) Distribute the statement, "applying to register or 816  
declining to register to vote will not affect or be a condition 817  
of your receiving a particular grade in or credit for a school 818  
course or class, participating in a curricular or 819  
extracurricular activity, receiving a benefit or privilege, or 820  
participating in a program or activity otherwise available to 821  
pupils enrolled in this school district's schools."; 822

(5) Establish a method by which the voter registration 823  
application and other voter registration forms are transmitted 824  
to the board of elections within five days after being accepted 825  
by the public high school or vocational school. 826

(H) Any person employed by the designated agency, public 827  
high school or vocational school, public library, public 828  
employment office as described in section 4141.04 of the Revised 829  
Code, OhioMeansJobs center as defined in section 6301.01 of the 830  
Revised Code, or office of a county treasurer may be designated 831  
to assist with voter registration pursuant to this section. The 832  
designated agency, public high school or vocational school, 833  
public library, public employment office, OhioMeansJobs center, 834  
or office of a county treasurer shall provide the designated 835  
person, and make available such space as may be necessary, 836  
without charge to the county or state. 837

(I) The secretary of state shall prepare and cause to be displayed in a prominent location in each designated agency a notice that identifies the person designated to assist with voter registration, the nature of that person's duties, and where and when that person is available for assisting in the registration of voters. 838  
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A designated agency may furnish additional supplies and services to disseminate information to increase public awareness of the existence of a person designated to assist with voter registration in every designated agency. 844  
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(J) This section does not limit any authority a board of education, superintendent, or principal has to allow, sponsor, or promote voluntary election registration programs within a high school or vocational school, including programs in which pupils serve as persons designated to assist with voter registration, provided that no pupil is required to participate. 848  
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(K) Each public library, public employment office as described in section 4141.04 of the Revised Code, OhioMeansJobs center as defined in section 6301.01 of the Revised Code, and office of the county treasurer shall establish a method by which voter registration forms are transmitted to the board of elections within five days after being accepted by the public library, public employment office, OhioMeansJobs center, or office of the county treasurer. 854  
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(L) The department of job and family services and its departments, divisions, and programs shall limit administration of the aspects of the voter registration program for the department to the requirements prescribed by the secretary of state and the requirements of this section and the National Voter Registration Act of 1993. 862  
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**Sec. 3503.14.** (A) The secretary of state shall prescribe  
the form and content of the registration, change of residence,  
and change of name forms used in this state. The forms shall  
meet the requirements of the National Voter Registration Act of  
1993 and shall include spaces for all of the following:

- (1) The voter's name; 868
- (2) The voter's address; 869
- (3) The current date; 870
- (4) The voter's date of birth; 871
- (5) The voter to provide one or more of the following: 872
  - (a) The voter's driver's license number, if any; 873
  - (b) The last four digits of the voter's social security number, if any; 874
  - (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. 875
- (6) The voter's signature. 876

~~The registration form shall include a space on which the person registering an applicant shall sign the person's name and provide the person's address and a space on which the person registering an applicant shall name the employer who is employing that person to register the applicant.~~ 877

Except for forms prescribed by the secretary of state 878

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

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

- ~~(1) An election official;~~ 908
- ~~(2) A county treasurer;~~ 909
- ~~(3) A deputy registrar of motor vehicles;~~ 910
- ~~(4) An employee of a designated agency;~~ 911
- ~~(5) An employee of a public high school;~~ 912
- ~~(6) An employee of a public vocational school;~~ 913
- ~~(7) An employee of a public library;~~ 914
- ~~(8) An employee of the office of a county treasurer;~~ 915
- ~~(9) An employee of the bureau of motor vehicles;~~ 916
- ~~(10) An employee of a deputy registrar of motor vehicles;~~ 917
- ~~(11) An employee of an election official.~~ 918

~~(C) Except as provided in section 3501.382 of the Revised Code, any applicant who is unable to sign the applicant's own~~ 919  
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name shall make an "X," if possible, which shall be certified by  
the signing of the name of the applicant by the person filling  
out the form, who shall add the person's own signature. If an  
applicant is unable to make an "X," the applicant shall indicate  
in some manner that the applicant desires to register to vote or  
to change the applicant's name or residence.~~The person  
registering the applicant shall sign the form and attest that  
the applicant indicated that the applicant desired to register  
to vote or to change the applicant's name or residence.~~  
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~~(D) No registration, change of residence, or change of  
name form shall be rejected solely on the basis that a person  
registering an applicant failed to sign the person's name or  
failed to name the employer who is employing that person to  
register the applicant as required under division (A) of this  
section.~~  
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~~(E) (C) A voter registration application submitted online  
through the internet pursuant to section 3503.20 of the Revised  
Code is not required to contain a signature to be considered  
valid. The signature obtained under division ~~(B)~~ (C) of that  
section or the signature obtained the first time the applicant  
votes shall be considered the applicant's signature for all  
election and signature-matching purposes.~~  
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~~(F) As used in this section, "registering an applicant"  
includes any effort, for compensation, to provide voter  
registration forms or to assist persons in completing or  
returning those forms.~~  
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**Sec. 3503.16.** (A) Except as otherwise provided in division  
(E) of section 111.44 of the Revised Code, whenever a registered  
elector changes the place of residence of that registered  
elector from one precinct to another within a county or from one  
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county to another, or has a change of name, that registered 951  
elector shall report the change by delivering a change of 952  
residence or change of name form, whichever is appropriate, as 953  
prescribed by the secretary of state under section 3503.14 of 954  
the Revised Code to the state or local office of a designated 955  
agency, a public high school or vocational school, a public 956  
library, a public employment office as described in section 957  
4141.04 of the Revised Code, an OhioMeansJobs center as defined 958  
in section 6301.01 of the Revised Code, the office of the county 959  
treasurer, the office of the secretary of state, any office of 960  
the registrar or deputy registrar of motor vehicles, or any 961  
office of a board of elections in person or by a third person. 962  
Any voter registration, change of address, or change of name 963  
application, returned by mail, may be sent only to the secretary 964  
of state or the board of elections. 965

A registered elector also may update the registration of 966  
that registered elector by filing a change of residence or 967  
change of name form on the day of a special, primary, or general 968  
election at the polling place in the precinct in which that 969  
registered elector resides or at the board of elections or at 970  
another site designated by the board. 971

(B) (1) (a) Any registered elector who moves within a 972  
precinct on or prior to the day of a general, primary, or 973  
special election and has not filed a notice of change of 974  
residence with the board of elections may vote in that election 975  
by going to that registered elector's assigned polling place, 976  
completing and signing a notice of change of residence, showing 977  
identification in the form of a current and valid photo 978  
identification, a military identification, or a copy of a 979  
current utility bill, bank statement, government check, 980  
paycheck, or other government document, other than a notice of 981

voter registration mailed by a board of elections under section 982  
3503.19 of the Revised Code, that shows the name and current 983  
address of the elector, and casting a ballot. 984

(b) Any registered elector who changes the name of that 985  
registered elector and remains within a precinct on or prior to 986  
the day of a general, primary, or special election and has not 987  
filed a notice of change of name with the board of elections may 988  
vote in that election by going to that registered elector's 989  
assigned polling place, completing and signing a notice of a 990  
change of name, and casting a provisional ballot under section 991  
3505.181 of the Revised Code. If the registered elector provides 992  
to the precinct election officials proof of a legal name change, 993  
such as a marriage license or court order that includes the 994  
elector's current and prior names, the elector may complete and 995  
sign a notice of change of name and cast a regular ballot. 996

(2) Any registered elector who moves from one precinct to 997  
another within a county or moves from one precinct to another 998  
and changes the name of that registered elector on or prior to 999  
the day of a general, primary, or special election and has not 1000  
filed a notice of change of residence or change of name, 1001  
whichever is appropriate, with the board of elections may vote 1002  
in that election if that registered elector complies with 1003  
division (G) of this section or does all of the following: 1004

(a) Appears at anytime during regular business hours on or 1005  
after the twenty-eighth day prior to the election in which that 1006  
registered elector wishes to vote or, if the election is held on 1007  
the day of a presidential primary election, the twenty-fifth day 1008  
prior to the election, through noon of the Saturday prior to the 1009  
election at the office of the board of elections, appears at any 1010  
time during regular business hours on the Monday prior to the 1011

election at the office of the board of elections, or appears on 1012  
the day of the election at either of the following locations: 1013

(i) The polling place for the precinct in which that 1014  
registered elector resides; 1015

(ii) The office of the board of elections or, if pursuant 1016  
~~to division (C) of section 3501.10 of the Revised Code the board~~ 1017  
~~has designated~~ another location in the county at which 1018  
registered electors may vote, ~~at that other location instead of~~ 1019  
~~the office of the board of elections.~~ 1020

(b) Completes and signs, under penalty of election 1021  
falsification, the written affirmation on the provisional ballot 1022  
envelope, which shall serve as a notice of change of residence 1023  
or change of name, whichever is appropriate; 1024

(c) Votes a provisional ballot under section 3505.181 of 1025  
the Revised Code at the polling place, at the office of the 1026  
board of elections, or, if pursuant to ~~division (C) of section~~ 1027  
~~3501.10 of the Revised Code the board has designated at~~ 1028  
another location in the county at which registered electors may vote, ~~at~~ 1029  
~~that other location instead of the office of the board of~~ 1030  
~~elections, whichever is appropriate,~~ using the address to which 1031  
that registered elector has moved or the name of that registered 1032  
elector as changed, whichever is appropriate; 1033

(d) Completes and signs, under penalty of election 1034  
falsification, a statement attesting that that registered 1035  
elector moved or had a change of name, whichever is appropriate, 1036  
on or prior to the day of the election, has voted a provisional 1037  
ballot at the polling place for the precinct in which that 1038  
registered elector resides, at the office of the board of 1039  
elections, or, if pursuant to ~~division (C) of section 3501.10 of~~ 1040

~~the Revised Code the board has designated at another location in the county at which registered electors may vote, at that other location instead of the office of the board of elections, whichever is appropriate,~~ and will not vote or attempt to vote at any other location for that particular election.

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

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

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<del>instead of the office of the board of elections;</del>	1072
(2) Completes and signs, under penalty of election falsification, the written affirmation on the provisional ballot envelope, which shall serve as a notice of change of residence;	1073 1074 1075
(3) Votes a provisional ballot under section 3505.181 of the Revised Code at the office of the board of elections or, if <del>pursuant to division (C) of section 3501.10 of the Revised Code</del> <del>the board has designated at another location in the county at</del> which registered electors may vote, <del>at that other location</del> <del>instead of the office of the board of elections, using the</del> address to which that registered elector has moved;	1076 1077 1078 1079 1080 1081 1082
(4) Completes and signs, under penalty of election falsification, a statement attesting that that registered elector has moved from one county to another county within the state on or prior to the day of the election, has voted at the office of the board of elections or, if <del>pursuant to division (C)</del> <del>of section 3501.10 of the Revised Code the board has designated</del> <del>at another location in the county at which registered electors</del> may vote, <del>at that other location instead of the office of the</del> <del>board of elections,</del> and will not vote or attempt to vote at any other location for that particular election.	1083 1084 1085 1086 1087 1088 1089 1090 1091 1092
(D) A person who votes by absent voter's ballots pursuant to division (G) of this section shall not make written application for the ballots pursuant to Chapter 3509. of the Revised Code. Ballots cast pursuant to division (G) of this section shall be set aside in a special envelope and counted during the official canvass of votes in the manner provided for in sections 3505.32 and 3509.06 of the Revised Code insofar as that manner is applicable. The board shall examine the pollbooks to verify that no ballot was cast at the polls or by absent	1093 1094 1095 1096 1097 1098 1099 1100 1101

voter's ballots under Chapter 3509. or 3511. of the Revised Code  
by an elector who has voted by absent voter's ballots pursuant  
to division (G) of this section. Any ballot determined to be  
insufficient for any of the reasons stated above or stated in  
section 3509.07 of the Revised Code shall not be counted.

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

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

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

The board of elections shall provide change of residence and change of name forms to the probate court and court of common pleas. The court shall provide the forms to any person eighteen years of age or older who has a change of name by order of the court or who applies for a marriage license. The court

shall forward all completed forms to the board of elections 1132  
within five days after receiving them. 1133

(G) A registered elector who otherwise would qualify to 1134  
vote under division (B) or (C) of this section but is unable to 1135  
appear at the office of the board of elections or, ~~if pursuant~~ 1136  
~~to division (C) of section 3501.10 of the Revised Code the board~~ 1137  
~~has designated at~~ another location in the county at which 1138  
registered electors may vote, ~~at that other location,~~ on account 1139  
of personal illness, physical disability, or infirmity, may vote 1140  
on the day of the election if that registered elector does all 1141  
of the following: 1142

(1) Makes a written application that includes all of the 1143  
information required under section 3509.03 of the Revised Code 1144  
to the appropriate board for an absent voter's ballot on or 1145  
after the twenty-seventh day prior to the election in which the 1146  
registered elector wishes to vote through noon of the Saturday 1147  
prior to that election and requests that the absent voter's 1148  
ballot be sent to the address to which the registered elector 1149  
has moved if the registered elector has moved, or to the address 1150  
of that registered elector who has not moved but has had a 1151  
change of name; 1152

(2) Declares that the registered elector has moved or had 1153  
a change of name, whichever is appropriate, and otherwise is 1154  
qualified to vote under the circumstances described in division 1155  
(B) or (C) of this section, whichever is appropriate, but that 1156  
the registered elector is unable to appear at the board of 1157  
elections because of personal illness, physical disability, or 1158  
infirmity; 1159

(3) Completes and returns along with the completed absent 1160  
voter's ballot a notice of change of residence indicating the 1161

address to which the registered elector has moved, or a notice of change of name, whichever is appropriate;	1162 1163
(4) Completes and signs, under penalty of election falsification, a statement attesting that the registered elector has moved or had a change of name on or prior to the day before the election, has voted by absent voter's ballot because of personal illness, physical disability, or infirmity that prevented the registered elector from appearing at the board of elections, and will not vote or attempt to vote at any other location or by absent voter's ballot mailed to any other location or address for that particular election.	1164 1165 1166 1167 1168 1169 1170 1171 1172
<b>Sec. 3503.19.</b> (A) Persons qualified to register or to change their registration because of a change of address or change of name may register or change their registration in person at any state or local office of a designated agency, at the office of the registrar or any deputy registrar of motor vehicles, at a public high school or vocational school, at a public library, <u>at a public employment office as described in</u> <u>section 4141.04 of the Revised Code, at an OhioMeansJobs center</u> <u>as defined in section 6301.01 of the Revised Code, at the office</u> of a county treasurer, or at a branch office established by the board of elections, or in person, through another person, or by mail at the office of the secretary of state or at the office of a board of elections. A registered elector may also change the elector's registration on election day at any polling place where the elector is eligible to vote, in the manner provided under section 3503.16 of the Revised Code.	1173 1174 1175 1176 1177 1178 1179 1180 1181 1182 1183 1184 1185 1186 1187 1188
Any state or local office of a designated agency, the office of the registrar or any deputy registrar of motor vehicles, a public high school or vocational school, a public	1189 1190 1191

library, a public employment office as described in section 4141.04 of the Revised Code, an OhioMeansJobs center as defined in section 6301.01 of the Revised Code, or the office of a county treasurer shall transmit any voter registration application or change of registration form that it receives to the board of elections of the county in which the state or local office is located, within five days after receiving the voter registration application or change of registration form.	1192 1193 1194 1195 1196 1197 1198 1199
An otherwise valid voter registration application that is returned to the appropriate office other than by mail must be received by a state or local office of a designated agency, the office of the registrar or any deputy registrar of motor vehicles, a public high school or vocational school, a public library, a public employment office as described in section 4141.04 of the Revised Code, an OhioMeansJobs center as defined in section 6301.01 of the Revised Code, the office of a county treasurer, the office of the secretary of state, or the office of a board of elections no later than the thirtieth day preceding a primary, special, or general election for the person to qualify as an elector eligible to vote at that election. An otherwise valid registration application received after that day entitles the elector to vote at all subsequent elections.	1200 1201 1202 1203 1204 1205 1206 1207 1208 1209 1210 1211 1212 1213
Any state or local office of a designated agency, the office of the registrar or any deputy registrar of motor vehicles, a public high school or vocational school, a public library, a public employment office as described in section 4141.04 of the Revised Code, an OhioMeansJobs center as defined in section 6301.01 of the Revised Code, or the office of a county treasurer shall date stamp a registration application or change of name or change of address form it receives using a date stamp that does not disclose the identity of the state or	1214 1215 1216 1217 1218 1219 1220 1221 1222

local office that receives the registration.

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

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(B) (1) Any person may apply in person, by telephone, by  
mail, or through another person for voter registration forms to  
the office of the secretary of state or the office of a board of  
elections. An individual who is eligible to vote as a uniformed  
services voter or an overseas voter in accordance with 42-52  
U.S.C. 1973ff-6-20310 also may apply for voter registration  
forms by electronic means to the office of the secretary of  
state or to the board of elections of the county in which the  
person's voting residence is located pursuant to section  
3503.191 of the Revised Code.

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(2) (a) ~~An applicant may return the applicant's completed  
registration form in person or by mail to any state or local  
office of a designated agency, to a public high school or  
vocational school, to a public library, to the office of a  
county treasurer, to the office of the secretary of state, or to  
the office of a board of elections. An applicant who is eligible  
to vote as a uniformed services voter or an overseas voter in~~

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~~accordance with 42 U.S.C. 1973ff-6 also may return the applicant's completed voter registration form electronically to the office of the secretary of state or to the board of elections of the county in which the person's voting residence is located pursuant to section 3503.191 of the Revised Code.~~ 1253  
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~~(b) Subject to division (B) (2) (c) of this section, an applicant may return the applicant's completed registration form through another person to any board of elections or the office of the secretary of state.~~ 1258  
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~~(c) A person who receives compensation for registering a voter shall return any registration form entrusted to that person by an applicant to any board of elections or to the office of the secretary of state.~~ 1262  
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~~(d) If a board of elections or the office of the secretary of state receives a registration form under division (B) (2) (b) or (c) of this section before the thirtieth day before an election, the board or the office of the secretary of state, as applicable, shall forward the registration to the board of elections of the county in which the applicant is seeking to register to vote within ten days after receiving the application. If a board of elections or the office of the secretary of state receives a registration form under division (B) (2) (b) or (c) of this section on or after the thirtieth day before an election, the board or the office of the secretary of state, as applicable, shall forward the registration to the board of elections of the county in which the applicant is seeking to register to vote within thirty days after that election.~~ 1266  
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~~(C) (1) A board of elections that receives a voter registration application and is satisfied as to the truth of the~~ 1281  
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statements made in the registration form shall register the 1283  
applicant not later than twenty business days after receiving 1284  
the application, unless that application is received during the 1285  
thirty days immediately preceding the day of an election. The 1286  
board shall promptly notify the applicant in writing of each of 1287  
the following: 1288

- (a) The applicant's registration; 1289
- (b) The precinct in which the applicant is to vote; 1290
- (c) In bold type as follows: 1291

"Voters must bring identification to the polls in order to 1292  
verify identity. Identification may include a current and valid 1293  
photo identification, a military identification, or a copy of a 1294  
current utility bill, bank statement, government check, 1295  
paycheck, or other government document, other than this 1296  
notification, that shows the voter's name and current address. 1297  
Voters who do not provide one of these documents will still be 1298  
able to vote by casting a provisional ballot. Voters who do not 1299  
have any of the above forms of identification, including a 1300  
social security number, will still be able to vote by signing an 1301  
affirmation swearing to the voter's identity under penalty of 1302  
election falsification and by casting a provisional ballot." 1303

The notification shall be by nonforwardable mail. If the 1304  
mail is returned to the board, it shall investigate and cause 1305  
the notification to be delivered to the correct address. 1306

(2) If, after investigating as required under division (C) 1307  
(1) of this section, the board is unable to verify the voter's 1308  
correct address, it shall cause the voter's name in the official 1309  
registration list and in the poll list or signature pollbook to 1310  
be marked to indicate that the voter's notification was returned 1311

to the board. 1312

At the first election at which a voter whose name has been 1313  
so marked appears to vote, the voter shall be required to 1314  
provide identification to the election officials and to vote by 1315  
provisional ballot under section 3505.181 of the Revised Code. 1316  
If the provisional ballot is counted pursuant to ~~division (B)(3)~~ 1317  
~~of~~—section 3505.183 of the Revised Code, the board shall correct 1318  
that voter's registration, if needed, and shall remove the 1319  
indication that the voter's notification was returned from that 1320  
voter's name on the official registration list and on the poll 1321  
list or signature pollbook. If the provisional ballot is not 1322  
counted ~~pursuant to division (B)(4)(a)(i), (v), or (vi) of~~ 1323  
~~section 3505.183 of the Revised Code on the basis that the voter~~ 1324  
~~is not eligible to vote~~, the voter's registration shall be 1325  
canceled. The board shall notify the voter by United States mail 1326  
of the cancellation. 1327

(3) If a notice of the disposition of an otherwise valid 1328  
registration application is sent by nonforwardable mail and is 1329  
returned undelivered, the person shall be registered as provided 1330  
in division (C)(2) of this section and sent a confirmation 1331  
notice by forwardable mail. If the person fails to respond to 1332  
the confirmation notice, update the person's registration, or 1333  
vote by provisional ballot as provided in division (C)(2) of 1334  
this section in any election during the period of two federal 1335  
elections subsequent to the mailing of the confirmation notice, 1336  
the person's registration shall be canceled. 1337

**Sec. 3503.20.** (A) As used in this section, "applicant" 1338  
means a person who meets both of the following requirements: 1339

(1) The person is qualified to register to vote under this 1340  
chapter; and 1341

<u>(2) The person has a current and valid Ohio driver's license or identification card issued under Chapter 4507. of the Revised Code or a social security number.</u>	1342 1343 1344
<u>(B) The secretary of state shall establish a secure online voter registration system. The system shall provide for all of the following:</u>	1345 1346 1347
<u>(1) An applicant to submit a voter registration application to the secretary of state online through the internet;</u>	1348 1349 1350
<u>(2) The online applicant to be registered to vote, if all of the following apply:</u>	1351 1352
<u>(a) The application contains all of the following information:</u>	1353 1354
<u>(i) The applicant's name;</u>	1355
<u>(ii) The applicant's address;</u>	1356
<u>(iii) The applicant's date of birth;</u>	1357
<u>(iv) The Identification in the form of either the last four digits of the applicant's social security number,</u>	1358 1359
<u>(v) The, or the applicant's Ohio driver's license number or the number of the applicant's state identification card issued under section 4507.50 of the Revised Code.</u>	1360 1361 1362
<u>(b) The applicant's name, address, and date of birth, the last four digits of the applicant's social security number, and the applicant's Ohio driver's license number or the number of the applicant's state identification card as they are provided in the application are not inconsistent with the information on file with the bureau of motor vehicles;</u>	1363 1364 1365 1366 1367 1368

(e)—The applicant is a United States citizen, will have  
lived in this state for thirty days immediately preceding the  
next election, will be at least eighteen years of age on or  
before the day of the next general election, and is otherwise  
eligible to register to vote; 1369  
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(d)—(c) The applicant attests to the truth and accuracy of  
the information submitted in the online application under  
penalty of election falsification. 1374  
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(B)—(C) If an individual registers to vote or a registered  
elector updates the elector's name, address, or both under this  
section and provides an Ohio driver's license number or number  
of the individual's state identification card, the secretary of  
state shall obtain an electronic copy of the applicant's or  
elector's signature that is on file with the bureau of motor  
vehicles. That electronic signature shall be used as the  
applicant's or elector's signature on voter registration  
records, for all election and signature-matching purposes. If an  
individual does not have an electronic signature, the individual  
shall provide the individual's signature when the individual  
votes for the first time. 1377  
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(C)—(D) The secretary of state shall employ whatever  
security measures the secretary of state considers necessary to  
ensure the integrity and accuracy of voter registration  
information submitted electronically pursuant to this section.  
Errors in processing voter registration applications in the  
online system shall not prevent an applicant from becoming  
registered or from voting. 1389  
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(D)—(E) The online voter registration application  
established under division (A)—(B) of this section shall include  
the following language: 1396  
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"By clicking the box below, I affirm all of the following  
under penalty of election falsification, which is a felony of  
the fifth degree:

(1) I am the person whose name and identifying information  
is provided on this form, and I desire to register to vote, or  
update my voter registration, in the State of Ohio.

(2) All of the information I have provided on this form is  
true and correct as of the date I am submitting this form.

(3) I am a United States citizen.

(4) I will have lived in Ohio for thirty days immediately  
preceding the next election.

(5) I will be at least eighteen years of age on or before  
the day of the next general election.

(6) If an electronic copy of my signature is on file with  
the Bureau of Motor Vehicles, I authorize the Bureau of Motor  
Vehicles to transmit to the Ohio Secretary of State my signature  
that is on file with the Bureau of Motor Vehicles, and I  
understand and agree that the signature transmitted by the  
Bureau of Motor Vehicles will be used by the Secretary of State  
to validate this electronic voter registration application as if  
I had signed this form personally."

In order to register to vote or update a voter  
registration under division (A)-(B) of this section, an  
applicant or elector shall be required to mark the box in the  
online voter registration application that appears in  
conjunction with the previous statement.

~~(E) The online voter registration process established~~  
~~under division (A) of this section shall be in operation and~~

~~available for use by individuals who wish to register to vote or update their voter registration information online not earlier than January 1, 2017.~~ (F) (1) When an applicant submits a voter registration application under this section, the secretary of state shall compare the information in the application with the information on file with the bureau of motor vehicles, as applicable.

(2) If the secretary of state determines that the application is valid, the secretary of state shall submit the application to the board of elections of the county in which the applicant resides, and the board shall register the applicant.

(3) If the secretary of state determines that the application is not valid, the secretary of state shall notify the applicant of that fact and provide the applicant with a voter registration form and instruct the applicant to submit that voter registration form.

(G) (1) If an applicant who is to be registered under division (F) (2) of this section has an electronic signature on file with the bureau of motor vehicles, the secretary of state shall obtain the electronic signature and shall transmit it to the board of elections to be used as the applicant's signature for all election and signature-matching purposes.

(2) If an applicant who is to be registered under division (F) (2) of this section does not have an electronic signature on file with the bureau of motor vehicles and the applicant is updating the elector's address, the board of elections of the county in which the applicant currently is registered shall create a legible digitized copy of the signature of the elector's existing registration record. That signature shall be used as the elector's signature on voter registration records

for all election and signature-matching purposes. 1457

(3) If an applicant who is to be registered under division 1458  
(F) (2) of this section does not have an electronic signature on 1459  
file with the bureau of motor vehicles and is not a registered 1460  
elector who is updating the elector's address, all of the 1461  
following shall apply: 1462

(a) (i) The board of elections shall include with the 1463  
applicant's notification of registration a signature card that 1464  
instructs the applicant to sign the card and return it to the 1465  
office of the board. The card shall notify the applicant that 1466  
until the applicant signs and returns the card or signs a notice 1467  
of change of name or residence, a poll list or signature 1468  
pollbook, a provisional ballot affirmation, or an application 1469  
for absent voter's ballots, the applicant's signature on an 1470  
election petition is not valid. 1471

(ii) If the applicant signs and returns the signature card 1472  
to the board of elections, the board shall create a legible 1473  
digitized copy of the signature on the card, and that signature 1474  
shall be used as the applicant's signature on voter registration 1475  
records for all election and signature-matching purposes. 1476

(iii) The board of elections shall prepay the return 1477  
postage for the signature card. 1478

(iv) The secretary of state shall prescribe the form of 1479  
the signature card. 1480

(b) If the applicant does not sign and return the 1481  
signature card, both of the following apply: 1482

(i) The first time an applicant signs a notice of change 1483  
of name or residence, a poll list or signature pollbook, a 1484  
provisional ballot affirmation, or an application for absent 1485

voter's ballots, the board of elections shall create a legible 1486  
digitized copy of that signature. The signature shall be used as 1487  
the applicant's signature on voter registration records for all 1488  
election and signature-matching purposes. 1489

(ii) Until the board of elections has obtained the 1490  
applicant's signature from a signature card, a notice of change 1491  
of name or residence, a poll list or signature pollbook, a 1492  
provisional ballot affirmation, or an application for absent 1493  
voter's ballots, the applicant's signature on an election 1494  
petition is not valid. 1495

(H) During the period beginning on the first day after the 1496  
close of voter registration before an election and ending on the 1497  
day of the election, the online voter registration system shall 1498  
display a notice indicating that the applicant will not be 1499  
registered to vote for the purposes of that election. 1500

(F)—(I) Notwithstanding section 1.50 of the Revised Code, 1501  
if any provision of this section or of division (E)—(C) of 1502  
section 3503.14 of the Revised Code is held invalid, or if the 1503  
application of any provision of this section or of that division 1504  
to any person or circumstance is held invalid, then this section 1505  
and that division cease to operate. 1506

**Sec. 3503.21.** (A) The registration of a registered elector 1507  
shall be canceled upon the occurrence of any of the following: 1508

(1) The filing by a registered elector of a written 1509  
request with a board of elections or the secretary of state, on 1510  
a form prescribed by the secretary of state and signed by the 1511  
elector, that the registration be canceled. The filing of such a 1512  
request does not prohibit an otherwise qualified elector from 1513  
reregistering to vote at any time. 1514

(2) The filing of a notice of the death of a registered elector as provided in section 3503.18 of the Revised Code;	1515 1516
(3) The filing with the board of elections of a certified copy of the death certificate of a registered elector by the deceased elector's spouse, parent, or child, by the administrator of the deceased elector's estate, or by the executor of the deceased elector's will;	1517 1518 1519 1520 1521
(4) The conviction of the registered elector of a felony under the laws of this state, any other state, or the United States as provided in section 2961.01 of the Revised Code;	1522 1523 1524
(5) The adjudication of incompetency of the registered elector for the purpose of voting as provided in section 5122.301 of the Revised Code;	1525 1526 1527
(6) <u>The registration of the registered elector to vote in another county in this state in accordance with division (B) (1) of this section;</u>	1528 1529 1530
(7) <u>The change of residence of the registered elector to a location outside the county of registration this state in accordance with division (B) (2) of this section;</u>	1531 1532 1533
(7)—(8) <u>The failure of the registered elector, after having been mailed a confirmation notice, to do either any of the following at least once during a period of four consecutive years, which period shall include two general federal elections:</u>	1534 1535 1536 1537
(a) Respond to such a confirmation notice and vote at least once during a period of four consecutive years, which period shall include two general federal elections;	1538 1539 1540
(b) Update the elector's registration and vote at least once during a period of four consecutive years, which period	1541 1542

<del>shall include two general federal elections;</del>	1543
<u>(c) Vote in an election.</u>	1544
<del>(8) (9) The receipt by the board of elections of a cancellation notice or request pursuant to section 111.44 of the Revised Code.</del>	1545 1546 1547
<del>(B) (1) The secretary of state shall prescribe procedures to identify and cancel the registration in a prior county of residence of any registrant who changes the registrant's voting residence to a location outside the registrant's current registers to vote in another county of registration in this state.</del> Any procedures prescribed in this division shall be uniform and nondiscriminatory, and shall comply with the Voting Rights Act of 1965. <del>The secretary of state may prescribe procedures under this division that include the use of the national change of address service provided by the United States postal system through its licensees.</del> Any program so prescribed shall be completed not later than ninety days prior to the date of any primary or general election for federal office.	1548 1549 1550 1551 1552 1553 1554 1555 1556 1557 1558 1559 1560
<del>(2) The registration of any elector identified as having changed the elector's voting residence to a location outside the elector's current county of registration shall not be canceled unless the registrant is sent a confirmation notice on a form prescribed by the secretary of state and the registrant fails to respond to the confirmation notice or otherwise update the registration and fails to vote in any election during the period of two federal elections subsequent to the mailing of the confirmation notice.</del> <u>The secretary of state shall prescribe a process to use the national change of address service provided by the United States postal service system through its licensees to identify and send a confirmation notice to any registrant who</u>	1561 1562 1563 1564 1565 1566 1567 1568 1569 1570 1571 1572

changes the elector's voting residence to a location outside of 1573  
this state. That process shall be uniform and nondiscriminatory, 1574  
shall comply with the Voting Rights Act of 1965, and shall be 1575  
completed not later than ninety days before the date of any 1576  
primary or general election for federal office. 1577

(3) The secretary of state or a board of elections shall 1578  
not mail a confirmation notice to an elector under division (B) 1579  
of this section unless the secretary of state or the board 1580  
possesses reliable evidence from the national change of address 1581  
service that the elector has changed the elector's voting 1582  
residence to a location outside this state. 1583

(C) The secretary of state or a board of elections shall 1584  
not mail a confirmation notice to an elector solely on the basis 1585  
that the elector has failed to update the elector's registration 1586  
or vote during a given period. 1587

(D) The registration of a registered elector shall not be 1588  
canceled except as provided in this section, section 111.44 of 1589  
the Revised Code, division (Q) of section 3501.05 of the Revised 1590  
Code, division (C)(2) of section 3503.19 of the Revised Code, or 1591  
division (C) of section 3503.24 of the Revised Code. 1592

(D)—(E) Boards of elections shall send their voter 1593  
registration information to the secretary of state as required 1594  
under section 3503.15 of the Revised Code. The secretary of 1595  
state may prescribe by rule adopted pursuant to section 111.15 1596  
of the Revised Code the format in which the boards of elections 1597  
must send that information to the secretary of state. In the 1598  
first quarter of each year, the secretary of state shall send 1599  
the information to the national change of address service 1600  
described in division (B) of this section and request that 1601  
service to provide the secretary of state with a list of any 1602

voters sent by the secretary of state who have moved to a 1603  
location outside this state within the last twelve months. The 1604  
secretary of state shall transmit to each appropriate board of 1605  
elections whatever lists the secretary of state receives from 1606  
that service. The board shall send a notice to each person on 1607  
the list transmitted by the secretary of state requesting 1608  
confirmation of the person's change of address, together with a 1609  
postage prepaid, preaddressed return envelope containing a form 1610  
on which the voter may verify or correct the change of address 1611  
information. 1612

~~(E) The registration of a registered elector described in~~ 1613  
~~division (A) (7) or (B) (2) of this section shall be canceled not~~ 1614  
~~later than one hundred twenty days after the date of the second~~ 1615  
~~general federal election in which the elector fails to vote or~~ 1616  
~~not later than one hundred twenty days after the expiration of~~ 1617  
~~the four year period in which the elector fails to vote or~~ 1618  
~~respond to a confirmation notice, whichever is later.~~ 1619

(F) (1) When a registration is canceled pursuant to 1620  
division (A) (2) or (3) of this section, the applicable board of 1621  
elections shall send a written notice, on a form prescribed by 1622  
the secretary of state, to the address at which the elector was 1623  
registered, informing the recipient that the elector's 1624  
registration has been canceled, of the reason for the 1625  
cancellation, and that if the cancellation was made in error, 1626  
the elector may contact the board of elections to correct the 1627  
error. 1628

(2) If the elector's registration is canceled pursuant to 1629  
division (A) (2) or (3) of this section in error, it shall be 1630  
restored and treated as though it were never canceled. 1631

(G) Any voter registration that, before the effective date 1632

of this amendment, was canceled after the elector was sent a confirmation notice for either of the following reasons shall promptly be restored and treated as though it were never canceled, if the secretary of state or a board of elections has a record of that voter registration and cancellation: 1633  
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1635  
1636  
1637

(1) The elector failed to update the elector's registration or vote at least once during a given period. 1638  
1639

(2) The elector was identified as having moved to another county in this state. 1640  
1641

**Sec. 3503.28.** (A) The secretary of state shall develop an information brochure regarding voter registration. The brochure shall include, but is not limited to, all of the following information: 1642  
1643  
1644  
1645

(1) The applicable deadlines for registering to vote or for returning an applicant's completed registration form; 1646  
1647

(2) The applicable deadline for returning an applicant's completed registration form if the person returning the form is being compensated for registering voters; 1648  
1649  
1650

(3) The locations to which a person may return an applicant's completed registration form; 1651  
1652

(4) ~~The location to which a person who is compensated for registering voters may return an applicant's completed registration form,~~ 1653  
1654  
1655

~~(5) The registration and affirmation requirements applicable to persons who are compensated for registering voters under section 3503.29 of the Revised Code;~~ 1656  
1657  
1658

~~(6) A notice, which shall be written in bold type, stating as follows:~~ 1659  
1660

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

(B) Except as otherwise provided in division (D) of this section, a board of elections, designated agency, public high school, public vocational school, public library, public employment office as described in section 4141.04 of the Revised Code, OhioMeansJobs center as defined in section 6301.01 of the Revised Code, office of a county treasurer, or deputy registrar of motor vehicles shall distribute a copy of the brochure developed under division (A) of this section to any person who requests more than two voter registration forms at one time.

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

(2) If a board of elections operates and maintains a web site, the board shall provide the information required to be included in the brochure developed under division (A) of this

section to any person who prints a voter registration form that 1691  
is made available on that web site. 1692

(D) A board of elections shall not be required to 1693  
distribute a copy of a brochure under division (B) of this 1694  
section to any of the following officials or employees who are 1695  
requesting more than two voter registration forms at one time in 1696  
the course of the official's or employee's normal duties: 1697

(1) An election official; 1698

(2) A county treasurer; 1699

(3) A deputy registrar of motor vehicles; 1700

(4) An employee of a designated agency; 1701

(5) An employee of a public high school; 1702

(6) An employee of a public vocational school; 1703

(7) An employee of a public library; 1704

(8) An employee of the office of a county treasurer; 1705

(9) An employee of the bureau of motor vehicles; 1706

(10) An employee of a deputy registrar of motor vehicles; 1707

(11) An employee of an election official; 1708

(12) An employee of a public employment office as 1709  
described in section 4141.04 of the Revised code; 1710

(13) An employee of an OhioMeansJobs center as defined in 1711  
section 6301.01 of the Revised Code. 1712

~~(E) As used in this section, "registering voters" includes~~ 1713  
~~any effort, for compensation, to provide voter registration~~ 1714  
~~forms or to assist persons in completing or returning those~~ 1715

<u>forms.</u>	1716
<b>Sec. 3505.18.</b> (A) (1) When an elector appears in a polling place to vote, the elector shall announce to the precinct election officials the elector's full name and current address and provide proof of the elector's identity in the form of a current and valid photo identification, a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and current address of the elector.	1717 1718 1719 1720 1721 1722 1723 1724 1725 1726
(2) If an elector does not have or is unable to provide to the precinct election officials any of the forms of identification required under division (A)(1) of this section, the elector may cast a provisional ballot under section 3505.181 of the Revised Code and do either of the following:	1727 1728 1729 1730 1731
(a) Write the elector's driver's license or state identification card number or the last four digits of the elector's social security number on the provisional ballot envelope; or	1732 1733 1734 1735
(b) <del>Appear at the office of the board of elections not later than the seventh day after the day of the election and provide</del> Provide the identification required under division (A) (1) of this section, the elector's driver's license or state identification card number, or the last four digits of the elector's social security number <del>to the board of elections not later than the seventh business day after the day of the election.</del>	1736 1737 1738 1739 1740 1741 1742 1743
(B) <u>(1)</u> After the elector has announced the elector's full	1744

name and current address and provided any of the forms of identification required under division (A)(1) of this section, the elector shall write the elector's name and address at the proper place in the poll list or signature pollbook provided for the purpose, except that if, for any reason, an elector is unable to write the elector's name and current address in the poll list or signature pollbook, the elector may make the elector's mark at the place intended for the elector's name, and a precinct election official shall write the name of the elector at the proper place on the poll list or signature pollbook following the elector's mark. The making of such a mark shall be attested by the precinct election official, who shall evidence the same by signing the precinct election official's name on the poll list or signature pollbook as a witness to the mark. Alternatively, if applicable, an attorney in fact acting pursuant to section 3501.382 of the Revised Code may sign the elector's signature in the poll list or signature pollbook in accordance with that section.

The—(2) (a) Except as otherwise provided in division (B) (2) 1763  
(b) of this section, the elector's signature in the poll list or 1764  
signature pollbook then shall be compared with the elector's 1765  
signature on the elector's registration form or a digitized 1766  
signature list as provided for in section 3503.13 of the Revised 1767  
Code, and if, in the opinion of a majority of the precinct 1768  
election officials, the signatures are the signatures of the 1769  
same person, the election officials shall enter the date of the 1770  
election on the registration form or shall record the date by 1771  
other means prescribed by the secretary of state. The validity 1772  
of an attorney in fact's signature on behalf of an elector shall 1773  
be determined in accordance with section 3501.382 of the Revised 1774  
Code. 1775

(b) If the elector's registration form does not include a 1776  
signature because of the circumstances described in division (G) 1777  
(3) of section 3503.20 of the Revised Code, it shall not be 1778  
necessary to compare the elector's signature in the poll list or 1779  
signature pollbook with the signature on the elector's 1780  
registration form or digitized signature list. 1781

(3) If the right of the elector to vote is not then 1782  
challenged, or, if being challenged, the elector establishes the 1783  
elector's right to vote, the elector shall be allowed to proceed 1784  
to use the voting machine. If voting machines are not being used 1785  
in that precinct, the precinct election official in charge of 1786  
ballots shall then detach the next ballots to be issued to the 1787  
elector from Stub B attached to each ballot, leaving Stub A 1788  
attached to each ballot, hand the ballots to the elector, and 1789  
call the elector's name and the stub number on each of the 1790  
ballots. The precinct election official shall enter the stub 1791  
numbers opposite the signature of the elector in the pollbook. 1792  
The elector shall then retire to one of the voting compartments 1793  
to mark the elector's ballots. No mark shall be made on any 1794  
ballot which would in any way enable any person to identify the 1795  
person who voted the ballot. 1796

**Sec. 3505.181.** (A) All of the following individuals shall 1797  
be permitted to cast a provisional ballot at an election: 1798

(1) An individual who declares that the individual is a 1799  
registered voter in the precinct in which the individual desires 1800  
to vote and that the individual is eligible to vote in an 1801  
election, but the name of the individual does not appear on the 1802  
official list of eligible voters for the precinct or an election 1803  
official asserts that the individual is not eligible to vote; 1804

(2) An individual who does not have or is unable to 1805

provide to the election officials any of the forms of  
identification required under division (A)(1) of section 3505.18  
of the Revised Code; 1806  
1807  
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(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; 1809  
1810  
1811  
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1813

(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; 1814  
1815  
1816  
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(5) An individual who has been successfully challenged  
under section 3505.20 or 3513.20 of the Revised Code; 1819  
1820

(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; 1821  
1822  
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(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. 1830  
1831  
1832  
1833

(B) An individual who is eligible to cast a provisional 1834

ballot under division (A) of this section shall be permitted to  
cast a provisional ballot as follows: 1835  
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(1) An election official at the polling place shall notify  
the individual that the individual may cast a provisional ballot  
in that election. 1837  
1838  
1839

(2) Except as otherwise provided in division (F) of this  
section, the individual shall complete and execute a written  
affirmation before an election official at the polling place  
stating that the individual is both of the following: 1840  
1841  
1842  
1843

(a) A registered voter in the precinct in which the  
individual desires to vote; 1844  
1845

(b) Eligible to vote in that election. 1846

(3) An election official at the polling place shall  
transmit the ballot cast by the individual and the voter  
information contained in the written affirmation executed by the  
individual under division (B) (2) of this section to an  
appropriate local election official for verification under  
division (B) (4) of this section. 1847  
1848  
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1851  
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(4) If the appropriate local election official to whom the  
ballot or voter or address information is transmitted under  
division (B) (3) of this section determines that the individual  
is eligible to vote, the individual's provisional ballot shall  
be counted as a vote in that election. 1853  
1854  
1855  
1856  
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(5) (a) At the time that an individual casts a provisional  
ballot, the appropriate local election official shall give the  
individual written information that states that any individual  
who casts a provisional ballot will be able to ascertain under  
the system established under division (B) (5) (b) of this section  
whether the vote was counted, and, if the vote was not counted,  
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1861  
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1863

the reason that the vote was not counted. 1864

(b) The appropriate state or local election official shall 1865  
establish a free access system, in the form of a toll-free 1866  
telephone number, that any individual who casts a provisional 1867  
ballot may access to discover whether the vote of that 1868  
individual was counted, and, if the vote was not counted, the 1869  
reason that the vote was not counted. The free access system 1870  
established under this division also shall provide to an 1871  
individual whose provisional ballot was not counted information 1872  
explaining how that individual may contact the board of 1873  
elections to register to vote or to resolve problems with the 1874  
individual's voter registration. 1875

The appropriate state or local election official shall 1876  
establish and maintain reasonable procedures necessary to 1877  
protect the security, confidentiality, and integrity of personal 1878  
information collected, stored, or otherwise used by the free 1879  
access system established under this division. The system shall 1880  
permit an individual only to gain access to information about 1881  
the individual's own provisional ballot. 1882

(6) If, at the time that an individual casts a provisional 1883  
ballot, the individual provides identification in the form of a 1884  
current and valid photo identification, a military 1885  
identification, or a copy of a current utility bill, bank 1886  
statement, government check, paycheck, or other government 1887  
document, other than a notice of voter registration mailed by a 1888  
board of elections under section 3503.19 of the Revised Code, 1889  
that shows the individual's name and current address, or 1890  
provides the individual's driver's license or state 1891  
identification card number or the last four digits of the 1892  
individual's social security number, the individual shall record 1893

the type of identification provided or the driver's license, 1894  
state identification card, or social security number information 1895  
and include that information on the provisional ballot 1896  
affirmation under division (B) (3) of this section. 1897

(7) During the seven business days after the day of an 1898  
election, an individual who casts a provisional ballot because 1899  
the individual does not have or is unable to provide to the 1900  
election officials any of the required forms of identification 1901  
or because the individual has been successfully challenged under 1902  
section 3505.20 of the Revised Code, or whose provisional ballot 1903  
affirmation otherwise is incomplete or incorrect, shall appear 1904  
~~at the office of the board of elections and may~~ provide to the 1905  
board of elections any additional information necessary to 1906  
determine the eligibility of the individual who cast the 1907  
provisional ballot, as described in division (G) (1) of section 1908  
3505.183 of the Revised Code. 1909

(a) For a provisional ballot cast by an individual who 1910  
does not have or is unable to provide to the election officials 1911  
any of the required forms of identification to be eligible to be 1912  
counted, the individual who cast that ballot, within seven 1913  
business days after the day of the election, ~~shall~~may do either 1914  
of the following: 1915

(i) Provide to the board of elections proof of the 1916  
individual's identity in the form of a current and valid photo 1917  
identification, a military identification, or a copy of a 1918  
current utility bill, bank statement, government check, 1919  
paycheck, or other government document, other than a notice of 1920  
voter registration mailed by a board of elections under section 1921  
3503.19 of the Revised Code, that shows the individual's name 1922  
and current address; or 1923

(ii) Provide to the board of elections the individual's driver's license or state identification card number or the last four digits of the individual's social security number.	1924 1925 1926
(b) For a provisional ballot cast by an individual who has been successfully challenged under section 3505.20 of the Revised Code to be eligible to be counted, the individual who cast that ballot, within seven <u>business</u> days after the day of that election, <del>shall</del> <ins>may</ins> provide to the board of elections any identification or other documentation required to be provided by the applicable challenge questions asked of that individual under section 3505.20 of the Revised Code.	1927 1928 1929 1930 1931 1932 1933 1934
(C) (1) If an individual declares that the individual is eligible to vote in a precinct other than the precinct in which the individual desires to vote, or if, upon review of the precinct voting location guide using the residential street address provided by the individual, an election official at the precinct at which the individual desires to vote determines that the individual is not eligible to vote in that precinct, the election official shall direct the individual to the precinct and polling place in which the individual appears to be eligible to vote, explain that the individual may cast a provisional ballot at the current location but the ballot or a portion of the ballot will not be counted if it is cast in the wrong precinct, and provide the telephone number of the board of elections in case the individual has additional questions.	1935 1936 1937 1938 1939 1940 1941 1942 1943 1944 1945 1946 1947 1948
(2) <del>If the individual refuses to travel to the correct precinct or to the office of the board of elections to cast a ballot, the individual shall be permitted to vote a provisional ballot at that precinct in accordance with division (B) of this section. If the individual is in the correct polling location</del>	1949 1950 1951 1952 1953

~~for the precinct in which the individual is registered and eligible to vote, the election official shall complete and sign, under penalty of election falsification, a form that includes all of the following, and attach the form to the individual's provisional ballot affirmation:~~ 1954  
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1956  
1957  
1958

~~(a) The name or number of the individual's correct precinct;~~ 1959  
1960

~~(b) A statement that the election official instructed the individual to travel to the correct precinct to vote;~~ 1961  
1962

~~(c) A statement that the election official informed the individual that casting a provisional ballot in the wrong precinct would result in all or a portion of the votes on the ballot being rejected;~~ 1963  
1964  
1965  
1966

~~(d) The name or number of the precinct in which the individual is casting a provisional ballot; and~~ 1967  
1968

~~(e) The name of the polling location in which the individual is casting a provisional ballot.~~ 1969  
1970

~~(D) The appropriate local election official shall cause voting information to be publicly posted at each polling place on the day of each election.~~ 1971  
1972  
1973

~~(E) As used in this section and sections 3505.182 and 3505.183 of the Revised Code:~~ 1974  
1975

~~(1) "Precinct voting location guide" means either of the following:~~ 1976  
1977

~~(a) An electronic or paper record that lists the correct precinct and polling place for either each specific residential street address in the county or the range of residential street addresses located in each neighborhood block in the county;~~ 1978  
1979  
1980  
1981

(b) Any other method that a board of elections creates that allows a precinct election official or any elector who is at a polling place in that county to determine the correct precinct and polling place of any qualified elector who resides in the county.	1982 1983 1984 1985 1986
(2) "Voting information" means all of the following:	1987
(a) A sample version of the ballot that will be used for that election;	1988 1989
(b) Information regarding the date of the election and the hours during which polling places will be open;	1990 1991
(c) Instructions on how to vote, including how to cast a vote and how to cast a provisional ballot;	1992 1993
(d) Instructions for mail-in registrants and first-time voters under applicable federal and state laws;	1994 1995
(e) General information on voting rights under applicable federal and state laws, including information on the right of an individual to cast a provisional ballot and instructions on how to contact the appropriate officials if these rights are alleged to have been violated;	1996 1997 1998 1999 2000
(f) General information on federal and state laws regarding prohibitions against acts of fraud and misrepresentation.	2001 2002 2003
(F) Nothing in this section or section 3505.183 of the Revised Code is in derogation of section 3505.24 of the Revised Code, which permits a blind, disabled, or illiterate elector to receive assistance in the marking of the elector's ballot by two precinct election officials of different political parties. A blind, disabled, or illiterate elector may receive assistance in	2004 2005 2006 2007 2008 2009

marking that elector's provisional ballot and in completing the  
required affirmation in the same manner as an elector may  
receive assistance on the day of an election under that section.

**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~~may 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 of identification you showed to the precinct election official, the board of elections will conclude that you did not show identification to your precinct election official and that you ~~must show~~may provide identification ~~at~~to the board of elections during the seven business days after the election ~~for your vote to be eligible to be counted.~~

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

\_\_\_\_\_ A military identification card; or

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

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

(E) If your right to vote has been challenged, you ~~must~~

may provide any required additional information to the board of  
elections on or before the seventh business day following this  
election.

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(F) Sign and date the following statement:

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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.

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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 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, 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.

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

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Signature of Voter	2095
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Date	2097
WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE."	2098 2099
In addition to any information required to be included on the written affirmation, an individual casting a provisional ballot may provide additional information to the election official to assist the board of elections in determining the individual's eligibility to vote in that election, including the date and location at which the individual registered to vote, if known.	2100 2101 2102 2103 2104 2105 2106
If the individual provided all of the information required under section 3503.14 of the Revised Code to register to vote or to update the individual's registration on the provisional ballot affirmation, the board of elections shall consider the individual's provisional ballot affirmation to also serve as a notice of change of name, change of residence, or both, or as a voter registration form, as applicable, for that individual only for the purposes of future elections.	2107 2108 2109 2110 2111 2112 2113 2114
<b>Sec. 3505.183.</b> (A) When the ballot boxes are delivered to the board of elections from the precincts, the board shall separate the provisional ballot envelopes from the rest of the ballots. Teams of employees of the board consisting of one member of each major political party shall place the sealed provisional ballot envelopes in a secure location within the office of the board. The sealed provisional ballot envelopes shall remain in that secure location until the validity of those	2115 2116 2117 2118 2119 2120 2121 2122

ballots is determined under division (B) of this section. While  
the provisional ballot is stored in that secure location, and  
prior to the counting of the provisional ballots, if the board  
receives information regarding the validity of a specific  
provisional ballot under division (B) of this section, the board  
may note, on the sealed provisional ballot envelope for that  
ballot, whether the ballot is valid and entitled to be counted.

(B) (1) To determine whether a provisional ballot is valid  
and entitled to be counted, the board shall examine its records  
and determine whether the individual who cast the provisional  
ballot is registered and eligible to vote in the applicable  
election. The board shall examine the information contained in  
the written affirmation executed by the individual who cast the  
provisional ballot under division (B)(2) of section 3505.181 of  
the Revised Code. ~~The following information shall be included in~~  
~~the written affirmation in order for the provisional ballot to~~  
~~be eligible to be counted:~~

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

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

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

~~(2) In addition to the information required to be included~~  
~~in an affirmation under division (B)(1) of this section, in~~  
determining whether a provisional ballot is valid and entitled  
to be counted, the board also shall examine any additional  
information for determining ballot validity provided by the  
provisional voter on the affirmation, provided by the

provisional voter to an election official under section 3505.182  
of the Revised Code, or provided to the board of elections  
during the seven business days after the day of the election  
under division ~~(B) (7) (G) (1)~~ of this section ~~3505.181~~ of the  
Revised Code, to assist the board in determining the  
individual's eligibility to vote.

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

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

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

~~(c) The individual provided all of the information  
required under division (B) (1) of this section in the  
affirmation that the individual executed at the time the  
individual cast the provisional ballot.~~

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

- (e) Except as otherwise provided in this division, the month and day of the elector's date of birth are not different from the day and month of the elector's date of birth contained in the statewide voter registration database. 2181  
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- This division does not apply to an elector's provisional ballot if either of the following is true: 2185  
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- (i) The elector's date of birth contained in the statewide voter registration database is January 1, 1800. 2187  
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- (ii) The board of elections has found, by a vote of at least three of its members, that the elector has met all other requirements of division (B)(3) of this section. 2189  
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- (f) The elector's current address is not different from the elector's address contained in the statewide voter registration database, unless the elector indicated that the elector is casting a provisional ballot because the elector has moved and has not submitted a notice of change of address, as described in division (A)(6) of section 3505.181 of the Revised Code. 2192  
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- (g) If applicable, the individual provided any additional information required under division (B)(7) of section 3505.181 of the Revised Code within seven days after the day of the election. 2199  
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- (4) (a) Except as otherwise provided in division (D) of this section, if, in examining a provisional ballot affirmation and additional information under divisions (B)(1) and (2) of this section and comparing the information required under division (B)(1) of this section with the elector's information in the statewide voter registration database, the board determines that any of the following applies, the provisional 2203  
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ballot envelope shall not be opened, and the ballot shall not be  
counted: 2210  
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(i) The individual named on the affirmation is not  
qualified or is not properly registered to vote. 2212  
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(ii) The individual named on the affirmation is not  
eligible to cast a ballot in the precinct or for the election in  
which the individual cast the provisional ballot. 2214  
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(iii) ~~The individual did not provide all of the~~ 2217  
~~information required under division (B) (1) of this section in~~ 2218  
~~the affirmation that the individual executed at the time the~~ 2219  
~~individual cast the provisional ballot.~~ 2220

(iv) ~~The individual has already cast a ballot for the~~ 2221  
~~election in which the individual cast the provisional ballot.~~ 2222

(v) ~~If applicable, the individual did not provide any~~ 2223  
~~additional information required under division (B) (7) of section~~ 2224  
~~3505.181 of the Revised Code within seven days after the day of~~ 2225  
~~the election.~~ 2226

(vi) ~~The individual failed to provide a current and valid~~ 2227  
~~photo identification, a military identification, a copy of a~~ 2228  
~~current utility bill, bank statement, government check,~~ 2229  
~~paycheck, or other government document, other than a notice of~~ 2230  
~~voter registration mailed by a board of elections under section~~ 2231  
~~3503.19 of the Revised Code, with the voter's name and current~~ 2232  
~~address, the individual's driver's license or state~~ 2233  
~~identification card number, or the last four digits of the~~ 2234  
~~individual's social security number or to execute an affirmation~~ 2235  
~~under division (B) of section 3505.181 of the Revised Code.~~ 2236

(vii) ~~The last four digits of the elector's social~~ 2237  
~~security number or the elector's driver's license number or~~ 2238

state identification card number are different from the last  
four digits of the elector's social security number or the  
elector's driver's license number or state identification card  
number contained in the statewide voter registration database. 2239  
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(viii) Except as otherwise provided in this division, the  
month and day of the elector's date of birth are different from  
the day and month of the elector's date of birth contained in  
the statewide voter registration database. 2243  
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This division does not apply to an elector's provisional  
ballot if either of the following is true: 2247  
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(I) The elector's date of birth contained in the statewide  
voter registration database is January 1, 1800. 2249  
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(II) The board of elections has found, by a vote of at  
least three of its members, that the elector has met all of the  
requirements of division (B)(3) of this section, other than the  
requirements of division (B)(3)(e) of this section. 2251  
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(ix) The elector's current address is different from the  
elector's address contained in the statewide voter registration  
database, unless the elector indicated that the elector is  
casting a provisional ballot because the elector has moved and  
has not submitted a notice of change of address, as described in  
division (A)(6) of section 3505.181 of the Revised Code. 2255  
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(b) If, in examining a provisional ballot affirmation and  
additional information under divisions (B)(1) and (2) of this  
section and comparing the information required under division  
(B)(1) of this section with the elector's information in the  
statewide voter registration database, the board is unable to  
determine either of the following, the provisional ballot  
envelope shall not be opened, and the ballot shall not be 2261  
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counted:	2268
(i) Whether the individual named on the affirmation is qualified or properly registered to vote;	2269 2270
(ii) Whether the individual named on the affirmation is eligible to cast a ballot in the precinct or for the election in which the individual cast the provisional ballot.	2271 2272 2273
(C) For each provisional ballot rejected under division (B) (4) of this section, the board shall record the name of the provisional voter who cast the ballot, the identification number of the provisional ballot envelope, the names of the election officials who determined the validity of that ballot, the date and time that the determination was made, and the reason that the ballot was not counted, unless the board has already recorded that information in another database.	2274 2275 2276 2277 2278 2279 2280 2281
(D) (1) If an individual cast a provisional ballot in a precinct in which the individual is not registered and eligible to vote, but <del>in the correct polling location for the precinct in           which the individual is registered and eligible to vote in this           state, and the election official failed to direct the individual           to the correct precinct,</del> the individual's ballot shall be remade under division (D) (2) of this section. <del>The election official</del> shall be deemed to have directed the individual to the correct precinct if the election official correctly completed the form described in division (C) (2) of section 3505.181 of the Revised Code.	2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292
(2) A board of elections that remakes a provisional ballot under division (D) (1) of this section shall remake the provisional ballot on a ballot for the appropriate precinct to reflect the offices, questions, and issues for which the	2293 2294 2295 2296

individual was eligible to cast a ballot and for which the  
individual attempted to cast a provisional ballot. The remade  
ballot shall be counted for each office, question, and issue for  
which the individual was eligible to vote.

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

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

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

ballot. 2327

(G) (1) ~~Except as otherwise provided in division (G) (2) of this section, nothing in this section shall prevent a~~ The board of elections ~~from examining~~ shall examine all provisional ballot affirmations and additional information under divisions (B) (1) and (2) of this section promptly after the day of the election to determine the eligibility of provisional ballots to be counted during the ten days after the day of an election whether the information provided is incomplete or incorrect. If the board finds that a provisional ballot affirmation is incomplete or that the information contained in the affirmation does not conform to the information contained in the statewide voter registration database concerning the voter, the board shall mail a written notice to the voter, informing the voter of the nature of the defect. The notice shall inform the voter that the voter may provide the necessary information to the board of elections in writing and on a form prescribed by the secretary of state not later than the seventh day after the day of the election. The voter may deliver the form to the office of the board in person or by mail. 2328  
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(2) A board of elections shall not examine the ~~make a final determination concerning whether a~~ 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~~ may provide additional or corrected information to the board of elections under division (B) (7) ~~(G)~~ (1) of this section 3505.181 of the Revised Code for the board to determine the individual's eligibility ~~is eligible to be~~ counted until the individual provides that information or until the eleventh day after the day of the election, whichever is earlier. 2347  
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<b>Sec. 3509.02.</b> (A) Any qualified elector may vote by absent voter's ballots at an election.	2358 2359
(B) Any qualified elector who is unable to appear at the office of the board of elections or, <del>if pursuant to division (C) of section 3501.10 of the Revised Code the board has designated at another location in the county at which registered electors may vote, at that other location</del> on account of personal illness, physical disability, or infirmity, and who moves from one precinct to another within a county, changes the elector's name and moves from one precinct to another within a county, or moves from one county to another county within the state, on or prior to the day of a general, primary, or special election and has not filed a notice of change of residence or change of name may vote by absent voter's ballots in that election as specified in division (G) of section 3503.16 of the Revised Code.	2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372
<b>Sec. 3509.05.</b> (A) <u>(1)</u> When an elector receives an absent voter's ballot pursuant to the elector's application or request, the elector shall, before placing any marks on the ballot, note whether there are any voting marks on it. If there are any voting marks, the ballot shall be returned immediately to the board of elections; otherwise, the elector shall cause the ballot to be marked, folded in a manner that the stub on it and the indorsements and facsimile signatures of the members of the board of elections on the back of it are visible, and placed and sealed within the identification envelope received from the director of elections for that purpose. Then, the elector shall cause the statement of voter on the outside of the identification envelope to be completed and signed, under penalty of election falsification.  <u>(2)</u> If the elector does not provide the elector's driver's	2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387

license number or the last four digits of the elector's social security number on the statement of voter on the identification envelope, the elector also shall include in the return envelope with the identification envelope a copy of the elector's current 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. 2388  
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(3) (a) The elector shall mail place the identification envelope to the director from whom it was received in the return envelope and return it to the board of elections by one of the following methods: 2398  
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(i) By mailing it, postage prepaid, or the elector may to the office of the board; 2402  
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(ii) By personally deliver delivering it to the director, or office of the board or to a ballot drop box in the county described in section 3509.052 of the Revised Code; 2404  
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(iii) By having another person of the spouse of the elector, the father, mother, father in law, mother in law, grandfather, grandmother, brother, or sister of the whole or half blood, or the son, daughter, adopting parent, adopted child, stepparent, stepchild, uncle, aunt, nephew, or niece of the elector may elector's choice deliver it to the director office of the board or to a ballot drop box in the county described in section 3509.052 of the Revised Code. The 2407  
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(b) The return envelope shall be transmitted to the director board of elections in no other manner, except as 2415  
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provided in section 3509.08 of the Revised Code.

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(4) When absent voter's ballots are delivered to an elector at the office of the board, the elector may retire to a voting compartment provided by the board and there mark the ballots. Thereupon, the elector shall fold them, place them in the identification envelope provided, seal the envelope, fill in and sign the statement on the envelope under penalty of election falsification, and deliver the envelope to the director-election officials at the office of the board.

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(5) Except as otherwise provided in division (B) of this section, all other envelopes containing marked absent voter's ballots shall be delivered to the director received at the office of the board or at a ballot drop box in the county not later than the close of the polls on the day of an election. Absent voter's ballots delivered to the director received at the office of the board later than the times specified shall not be counted, but shall be kept by the board in the sealed identification envelopes in which they are delivered to the director, until the time provided by section 3505.31 of the Revised Code for the destruction of all other ballots used at the election for which ballots were provided, at which time they shall be destroyed.

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(B) (1) Except as otherwise provided in division (B) (2) of this section, any return envelope that is returned by mail and is postmarked prior to or otherwise dated or marked by the United States postal service on or before the day of the election shall be delivered to received at the director office of the board prior to the eleventh day after the election. Ballots delivered in envelopes that are postmarked prior to or otherwise dated or marked by the United States postal service on

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or before the day of the election that are received after the  
close of the polls on election day through the tenth day  
thereafter shall be counted on the eleventh day at the board of  
elections in the manner provided in divisions (C) and (D) of  
section 3509.06 of the Revised Code or in the manner provided in  
division (E) of that section, as applicable. Any such ballots  
that are received ~~by the director~~ later than the tenth day  
following the election shall not be counted, but shall be kept  
by the board in the sealed identification envelopes as provided  
in division (A) of this section.

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

**Sec. 3509.051.** Notwithstanding section 3509.05 or any  
other provision of the Revised Code to the contrary, all of the  
following shall apply to the casting of absent voter's ballots  
in person:

(A) The absent voter shall provide identification to the  
election officials in the same manner as one of the following:

(1) As a voter who casts a ballot in person on the day of  
an election is required to provide identification under section  
3505.18 of the Revised Code; or

(2) As a voter who casts an absent voter's ballot is  
required to submit a completed written application for an absent  
voter's ballot under section 3509.03 of the Revised Code.

(B) The absent voter shall not be required to complete a  
statement of voter on an absent voter's ballot identification  
envelope.

(C) The board of elections shall provide a signature book

to be signed by absent voters who are casting their ballots in person. 2476  
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(D) No person other than an election official shall be 2478  
permitted to challenge the right to vote of an absent voter who 2479  
is casting a ballot in person. An election official may 2480  
challenge the right to vote of an absent voter who is casting a 2481  
ballot in person in the same manner as a precinct election 2482  
official may challenge the right to vote of an elector on the 2483  
day of an election under section 3505.20 or 3513.19 of the 2484  
Revised Code. 2485

(E) No absent voter may receive a replacement ballot after 2486  
the voter's absent voter's ballot has been scanned or entered 2487  
into automatic tabulating equipment. 2488

(F) The board of elections may permit electors to cast 2489  
absent voter's ballots in person at the office of the board, at 2490  
one or more branch offices, or at all of those locations. 2491

**Sec. 3509.052.** (A) The board of elections may establish 2492  
one or more secure drop boxes in the county for the return of 2493  
absent voter's ballots to the board without the payment of 2494  
postage. 2495

(B) A bipartisan team of election officials shall close 2496  
the drop box and collect the deposited ballots promptly at 2497  
seven-thirty p.m. on the day of the election, provided that 2498  
persons who are waiting in line to deposit ballots in the drop 2499  
box at that time shall be permitted to deposit those ballots. 2500

**Sec. 3509.053.** The board of elections shall enter into a 2501  
memorandum of understanding with the appropriate regional office 2502  
of the United States postal service. The memorandum of 2503  
understanding shall allow election officials to perform visual 2504

inspections of relevant postal facilities in the county, on the day of each election and on the tenth day after the day of each election, in order to ensure that no undelivered absent voter's ballots remain in those facilities. 2505  
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**Sec. 3509.06.** (A) The board of elections shall determine 2509  
whether absent voter's ballots shall be processed and counted in 2510  
each precinct, at the office of the board, or at some other 2511  
location designated by the board, and shall proceed accordingly 2512  
under division (B), (C), or (E) of this section, as applicable. 2513

(B) (1) Except as otherwise provided in division (B) (2) of 2514  
this section, when the board of elections determines that absent 2515  
voter's ballots shall be processed and counted in each precinct, 2516  
the director shall deliver to the voting location manager of 2517  
each precinct on election day identification envelopes 2518  
purporting to contain absent voter's ballots of electors whose 2519  
voting residence appears from the statement of voter on the 2520  
outside of each of those envelopes, to be located in that 2521  
manager's precinct, and which were received by the director not 2522  
later than the close of the polls on election day. The director 2523  
shall deliver to the voting location manager a list containing 2524  
the name and voting residence of each person whose voting 2525  
residence is in such precinct to whom absent voter's ballots 2526  
were mailed. 2527

(2) The director shall not deliver to the voting location 2528  
manager identification envelopes cast by electors who provided a 2529  
program participant identification number instead of a residence 2530  
address on the identification envelope and shall not inform the 2531  
voting location manager of the names and voting residences of 2532  
persons who have confidential voter registration records. Those 2533  
identification envelopes shall be examined and processed as 2534

described in division (E) of this section.	2535
(C) When the board of elections determines that absent voter's ballots shall be processed and counted at the office of the board of elections or at another location designated by the board, special election officials shall be appointed by the board for that purpose having the same authority as is exercised by precinct election officials. The votes so cast shall be added to the vote totals by the board, and the absent voter's ballots shall be preserved separately by the board, in the same manner and for the same length of time as provided by section 3505.31 of the Revised Code.	2536 2537 2538 2539 2540 2541 2542 2543 2544 2545
(D) Each of the identification envelopes purporting to contain absent voter's ballots delivered to the voting location manager of the precinct or the special election official appointed by the board of elections shall be handled as follows:	2546 2547 2548 2549
(1) The election officials shall compare the signature of the elector on the outside of the identification envelope with the signature of that elector on the elector's registration form and verify that the absent voter's ballot is eligible to be counted under section 3509.07 of the Revised Code.	2550 2551 2552 2553 2554
(2) (a) Any of the precinct officials may challenge the right of the elector named on the identification envelope to vote the absent voter's ballots upon the ground that the signature on the envelope is not the <u>same as the elector's</u> <del>signature on the registration form, that the identification envelope statement of voter is incomplete,</del> or upon any other of the grounds upon which the right of persons to vote may be lawfully challenged.	2555 2556 2557 2558 2559 2560 2561 2562
(b) If the elector's name does not appear in the pollbook	2563

or poll list or signature pollbook, the precinct officials shall 2564  
deliver the absent voter's ballots to the director of the board 2565  
of elections to be examined and processed in the manner 2566  
described in division (E) of this section. 2567

(3) (a) ~~An identification envelope statement of voter shall~~ 2568  
~~be considered incomplete if it does not include all of the~~ 2569  
~~following:~~ 2570

(i) ~~The voter's name;~~ 2571

(ii) ~~The voter's residence address or, if the voter has a~~ 2572  
~~confidential voter registration record, as described in section~~ 2573  
~~111.44 of the Revised Code, the voter's program participant~~ 2574  
~~identification number;~~ 2575

(iii) ~~The voter's date of birth. The requirements of this~~ 2576  
~~division are satisfied if the voter provided a date of birth and~~ 2577  
~~any of the following is true:~~ 2578

(I) ~~The month and day of the voter's date of birth on the~~ 2579  
~~identification envelope statement of voter are not different~~ 2580  
~~from the month and day of the voter's date of birth contained in~~ 2581  
~~the statewide voter registration database.~~ 2582

(II) ~~The voter's date of birth contained in the statewide~~ 2583  
~~voter registration database is January 1, 1800.~~ 2584

(III) ~~The board of elections has found, by a vote of at~~ 2585  
~~least three of its members, that the voter has met the~~ 2586  
~~requirements of divisions (D) (3) (a) (i), (ii), (iv), and (v) of~~ 2587  
~~this section.~~ 2588

(iv) ~~The voter's signature; and~~ 2589

(v) ~~One of the following forms of identification:~~ 2590

(I) <del>The voter's driver's license number;</del>	2591
(II) <del>The last four digits of the voter's social security number; or</del>	2592 2593
(III) <del>A copy of a current and valid photo identification, a military identification, or a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections, that shows the voter's name and address.</del>	2594 2595 2596 2597 2598
(b) If the election officials find that the identification envelope statement of voter is incomplete or that the information contained in that statement does not conform to the information contained in the statewide voter registration database concerning the voter, the election officials shall mail a written notice to the voter, informing the voter of the nature of the defect. The notice shall inform the voter that <del>in order for the voter's ballot to be counted, the voter must</del> <u>may</u> provide the <del>necessary</del> information to the board of elections in writing and on a form prescribed by the secretary of state not later than the seventh <u>business</u> day after the day of the election. The voter may deliver the form to the office of the board in person or by mail. <del>If the voter provides the necessary information to the board of elections not later than the seventh day after the day of the election and the ballot is not successfully challenged on another basis, the voter's ballot shall be processed and counted in accordance with this section.</del>	2599 2600 2601 2602 2603 2604 2605 2606 2607 2608 2609 2610 2611 2612 2613 2614 2615
(4) If no such challenge is made, or if such a challenge is made and not sustained, the voting location manager shall open the envelope without defacing the statement of voter and without mutilating the ballots in it, and shall remove the ballots contained in it and proceed to count them.	2616 2617 2618 2619 2620

(5) (a) Except as otherwise provided in division (D) (5) (b) of this section, the name of each person voting who is entitled to vote only an absent voter's presidential ballot shall be entered in a pollbook or poll list or signature pollbook followed by the words "Absentee Presidential Ballot." The name of each person voting an absent voter's ballot, other than such persons entitled to vote only a presidential ballot, shall be entered in the pollbook or poll list or signature pollbook and the person's registration card marked to indicate that the person has voted. 2621  
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(b) If the person voting has a confidential voter registration record, the person's registration card shall be marked to indicate that the person has voted, but the person's name shall not be entered in the pollbook or poll list or signature pollbook. 2631  
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(6) The date of such election shall also be entered on the elector's registration form. If any such challenge is made and sustained, the identification envelope of such elector shall not be opened, shall be endorsed "Not Counted" with the reasons the ballots were not counted, and shall be delivered to the board. 2636  
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(E) (1) When the board of elections receives absent voter's ballots from an elector who has provided a program participant identification number instead of a residence address on the identification envelope statement of voter, the director and the deputy director personally shall examine and process the identification envelope statement of voter in the manner prescribed in division (D) of this section. 2641  
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(2) If the director and the deputy director find that the identification envelope statement of voter is incomplete or that the information contained in that statement does not conform to 2648  
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the information contained in the statewide voter registration 2651  
database concerning the voter or to the information contained in 2652  
the voter's confidential voter registration record, the director 2653  
and the deputy director shall mail a written notice to the voter 2654  
informing the voter of the nature of the defect. The notice 2655  
shall inform the voter that ~~in order for the voter's ballot to~~ 2656  
~~be counted~~ the voter ~~must~~ may provide the ~~necessary~~ information 2657  
to the board of elections in writing and on a form prescribed by 2658  
the secretary of state not later than the seventh business day 2659  
after the day of the election. The voter may deliver the form to 2660  
the office of the board in person or by mail. ~~If the voter~~ 2661  
~~provides the necessary information to the board of elections not~~ 2662  
~~later than the seventh day after the day of the election and the~~ 2663  
~~ballot is not successfully challenged on another basis, the~~ 2664  
~~voter's ballot shall be counted in accordance with this section.~~ 2665

(3) The director or the deputy director may challenge the 2666  
ballot on the ground that the signature on the envelope is not 2667  
the ~~same as the elector's signature on the registration form,~~ 2668  
~~that the identification envelope statement of voter is~~ 2669  
~~incomplete,~~ or upon any other of the grounds upon which the 2670  
right of persons to vote may be lawfully challenged. If such a 2671  
challenge is made, the board of elections shall decide whether 2672  
to sustain the challenge. 2673

(4) If neither the director nor the deputy director 2674  
challenges the ballot, or if such a challenge is made and not 2675  
sustained, the director and the deputy director shall open the 2676  
envelope without defacing the statement of voter and without 2677  
mutilating the ballots in it, shall remove the ballots contained 2678  
in it, and shall transmit the ballots to the election officials 2679  
to be counted with other absent voter's ballots from that 2680  
precinct. 2681

(F) The board of elections may process absent voter's ballots before the time for counting those ballots, but the board shall not tabulate or count the votes on those ballots before that time. As used in this section and section 3511.11 of the Revised Code, processing an absent voter's ballot means any of the following:	2682 2683 2684 2685 2686 2687
(1) Examining the identification envelope statement of voter in order to verify that the absent voter's ballot is eligible to be counted under section 3509.07 of the Revised Code;	2688 2689 2690 2691
(2) Opening the identification envelope, if the absent voter's ballot is eligible to be counted;	2692 2693
(3) Determining the validity of the absent voter's ballot under section 3509.07 of the Revised Code;	2694 2695
(4) Preparing and sorting the absent voter's ballot for scanning by automatic tabulating equipment;	2696 2697
(5) Scanning the absent voter's ballot by automatic tabulating equipment, if the equipment used by the board of elections permits an absent voter's ballot to be scanned without tabulating or counting the votes on the ballots scanned.	2698 2699 2700 2701
(G) Special election officials, employees or members of the board of elections, or observers shall not disclose the count or any portion of the count of absent voter's ballots prior to the time of the closing of the polling places. No person shall recklessly disclose the count or any portion of the count of absent voter's ballots in such a manner as to jeopardize the secrecy of any individual ballot.	2702 2703 2704 2705 2706 2707 2708
(H) (1) Except as otherwise provided in division (H) (2) of this section, observers may be appointed under section 3505.21	2709 2710

of the Revised Code to witness the examination and opening of  
identification envelopes and the processing and counting of  
absent voters' ballots under this section.

(2) Observers shall not be permitted to witness the  
examination and opening of identification envelopes returned by,  
and the processing and counting of absent voter's ballots cast  
by, electors who have confidential voter registration records in  
a manner that would permit the observers to learn the identities  
or residence addresses of those electors.

**Sec. 3509.07.** If election officials find that any of the  
following are true concerning an absent voter's ballot or absent  
voter's presidential ballot and, if applicable, the person did  
not provide any required additional information to the board of  
elections not later than the seventh business day after the day  
of the election, as permitted under division ~~(D)(3)(b)~~ ~~(D)(3)~~ or  
(E) (2) of section 3509.06 of the Revised Code, the ballot shall  
not be accepted or counted:

~~(A) The statement accompanying the ballot is incomplete as  
described in division (D)(3)(a) of section 3509.06 of the  
Revised Code or is insufficient;~~

~~(B) The signatures do signature on the identification  
envelope statement of voter does not correspond with the  
person's registration signature.~~

~~(C) The applicant is not a qualified elector in the  
precinct.~~

~~(D) (C) The ballot envelope contains more than one ballot  
of any one kind, or any voted ballot that the elector is not  
entitled to vote.~~

~~(E) Stub A is detached from the absent voter's ballot or~~

<u>absent voter's presidential ballot; or</u>	2740
<u>(F) The elector has not included with the elector's ballot any identification required under section 3509.05 or 3511.09 of the Revised Code.</u> <u>(D) The person has already cast a ballot in the election.</u>	2741 2742 2743 2744
The vote of any absent voter may be challenged for cause in the same manner as other votes are challenged, and the election officials shall determine the legality of that ballot. Every ballot not counted shall be endorsed on its back "Not Counted" with the reasons the ballot was not counted, and shall be enclosed and returned to or retained by the board of elections along with the contested ballots.	2745 2746 2747 2748 2749 2750 2751
<b>Sec. 3509.09.</b> (A) The poll list or signature pollbook for each precinct shall identify each registered elector in that precinct who has requested an absent voter's ballot for that election, other than an elector who has a confidential voter registration record, as described in section 111.44 of the Revised Code.	2752 2753 2754 2755 2756 2757
(B) (1) If a registered elector appears to vote in that precinct and that elector has requested an absent voter's ballot for that election but <u>the poll list or signature pollbook does not indicate that</u> the director has <del>not</del> received a sealed identification envelope purporting to contain that elector's voted absent voter's ballots for that election, the elector shall be permitted to cast a <u>provisional-regular ballot under section 3505.181 of the Revised Code</u> in that precinct on the day of that election.	2758 2759 2760 2761 2762 2763 2764 2765 2766
(2) If a registered elector appears to vote in that precinct and that elector has requested an absent voter's ballot	2767 2768

for that election ~~and, but the poll list or signature pollbook indicates that~~ the director has received a sealed identification envelope purporting to contain that elector's voted absent voter's ballots for that election, the elector shall be permitted to cast a provisional ballot under section 3505.181 of the Revised Code in that precinct on the day of that election. 2769  
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(C) (1) In counting absent voter's ballots under section 3509.06 of the Revised Code, the ~~board of elections election officials shall compare the signature of each elector from whom the director has received a sealed identification envelope purporting to contain that elector's voted absent voter's ballots for that election to the signature on that elector's registration form.~~ Except as otherwise provided in division (C) (3) of this section, if the board of elections determines that the absent voter's ballot in the sealed identification envelope is valid, it shall be counted. If the board of elections determines that the signature on the sealed identification envelope purporting to contain the elector's voted absent voter's ballot does not match the signature on the elector's registration form, the ballot shall be set aside and the board shall examine, during the time prior to the beginning of the official canvass, the poll list or signature pollbook from the ~~each precinct in which the elector is registered to vote to determine if the whether any elector from whom the board has received a sealed identification envelope purporting to contain the elector's voted absent voter's ballot for that election also cast a provisional ballot under section 3505.181 of the Revised Code~~ in that precinct on the day of the election. 2775  
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(2) ~~The~~ If such an elector cast a regular ballot on the day of the election, the absent voter's ballot shall not be counted. If such an elector cast a provisional ballot on the day 2797  
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of the election, the board of elections shall count the 2800  
provisional ballot, instead of the absent voter's ballot, if 2801  
both of the following apply: 2802

(a) The board of elections determines that the signature 2803  
of the elector on the outside of the identification envelope in 2804  
which the absent voter's ballots are enclosed ~~does not match the~~ 2805  
~~signature of the elector on is not the elector's registration~~ 2806  
~~form signature;~~ 2807

(b) The elector cast a provisional ballot in the precinct 2808  
on the day of the election. 2809

~~(3) If the board of elections does not receive the sealed~~ 2810  
~~identification envelope purporting to contain the elector's~~ 2811  
~~voted absent voter's ballot by the applicable deadline~~ 2812  
~~established under section 3509.05 of the Revised Code, the~~ 2813  
~~provisional ballot cast under section 3505.181 of the Revised~~ 2814  
~~Code in that precinct on the day of the election shall be~~ 2815  
~~counted as valid, if that provisional ballot is otherwise~~ 2816  
~~determined to be valid pursuant to section 3505.183 of the~~ 2817  
~~Revised Code.~~ 2818

(D) If the board of elections counts a provisional ballot 2819  
under division (C) (2) ~~or (3)~~ of this section, the returned 2820  
identification envelope of that elector shall not be opened, and 2821  
the ballot within that envelope shall not be counted. The 2822  
identification envelope shall be endorsed "Not Counted" with the 2823  
reason the ballot was not counted. 2824

**Sec. 3511.09.** Upon receiving uniformed services or 2825  
overseas absent voter's ballots, the elector shall cause the 2826  
questions on the face of the identification envelope to be 2827  
answered, and, by writing the elector's usual signature in the 2828

proper place on the identification envelope, the elector shall 2829  
declare under penalty of election falsification that the answers 2830  
to those questions are true and correct to the best of the 2831  
elector's knowledge and belief. Then, the elector shall note 2832  
whether there are any voting marks on the ballot. If there are 2833  
any voting marks, the ballot shall be returned immediately to 2834  
the board of elections; otherwise, the elector shall cause the 2835  
ballot to be marked, folded separately so as to conceal the 2836  
markings on it, deposited in the identification envelope, and 2837  
securely sealed in the identification envelope. The elector then 2838  
shall sign the identification envelope not later than seven- 2839  
thirty p.m. eastern standard time on the day of the election and 2840  
cause the identification envelope to be placed within the return 2841  
envelope, sealed in the return envelope, and mailed to the 2842  
director of the board of elections to whom it is addressed. ~~The~~ 2843  
~~ballot shall be submitted for mailing not later than 12:01 a.m.~~ 2844  
~~at the place where the voter completes the ballot, on the date~~ 2845  
~~of the election.~~ If the elector does not provide the elector's 2846  
driver's license number or the last four digits of the elector's 2847  
social security number on the statement of voter on the 2848  
identification envelope, the elector also shall include in the 2849  
return envelope with the identification envelope a copy of the 2850  
elector's current valid photo identification, a copy of a 2851  
military identification, or a copy of a current utility bill, 2852  
bank statement, government check, paycheck, or other government 2853  
document, other than a notice of voter registration mailed by a 2854  
board of elections under section 3503.19 of the Revised Code, 2855  
that shows the name and address of the elector. Each elector who 2856  
will be outside the United States on the day of the election 2857  
shall check the box on the return envelope indicating this fact 2858  
and shall mail the return envelope to the director prior to the 2859  
close of the polls on election day. 2860

Every uniformed services or overseas absent voter's ballot identification envelope shall be accompanied by the following statement in boldface capital letters: WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE. 2861  
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**Sec. 3511.11.** (A) Upon receipt of any return envelope bearing the designation "Official Election Uniformed Services or Overseas Absent Voter's Ballot" prior to the eleventh day after the day of any election, the director of the board of elections shall open it but shall not open the identification envelope contained in it. If, upon so opening the return envelope, the director finds ballots in it that are not enclosed in and properly sealed in the identification envelope, the director shall not look at the markings upon the ballots and shall promptly place them in the identification envelope and promptly seal it. If, upon so opening the return envelope, the director finds that ballots are enclosed in the identification envelope but that it is not properly sealed, the director shall not look at the markings upon the ballots and shall promptly seal the identification envelope. 2865  
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(B) Uniformed services or overseas absent voter's ballots ~~delivered to received at the director office of the board of elections or at a ballot drop box in the county described in section 3509.052 of the Revised Code~~ not later than the close of the polls on election day shall be processed and counted in the manner provided in section 3509.06 of the Revised Code. 2880  
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(C) A return envelope is not required to be postmarked in order for a uniformed services or overseas absent voter's ballot contained in it to be valid. Except as otherwise provided in this division, whether or not the return envelope containing the ballot is postmarked, contains a late postmark, or contains an 2886  
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illegible postmark, a uniformed services or overseas absent voter's ballot that is received by mail after the close of the polls on election day through the tenth day after the election day shall be processed and counted on the eleventh day after the election day at the office of the board of elections in the manner provided in section 3509.06 of the Revised Code if the voter signed the identification envelope by the time specified in section 3511.09 of the Revised Code. ~~However, if a return envelope containing a uniformed services or overseas absent voter's ballot is so received and so indicates, but the identification envelope in it is signed after the close of the polls on election day, the uniformed services or overseas absent voter's ballot shall not be counted.~~ 2891  
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(D) The following types of uniformed services or overseas absent voter's ballots shall not be counted: 2904  
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(1) Uniformed services or overseas absent voter's ballots contained in return envelopes that bear the designation "Official Election Uniformed Services or Overseas Absent Voter's Ballots," that are received by the director after the close of the polls on the day of the election, and that contain an identification envelope that is signed after the time specified in section 3511.09 of the Revised Code; 2906  
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(2) Uniformed services or overseas absent voter's ballots contained in return envelopes that bear that designation and that are received after the tenth day following the election. 2913  
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The uncounted ballots shall be preserved in their identification envelopes unopened until the time provided by section 3505.31 of the Revised Code for the destruction of all other ballots used at the election for which ballots were provided, at which time they shall be destroyed. 2916  
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<b>Sec. 3599.11.</b> (A) No person shall knowingly register or make application or attempt to register in a precinct in which the person is not a qualified voter; 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; or knowingly impersonate another or write or assume the name of another, real or fictitious, in registering or attempting to register; or by false statement or other unlawful means procure, aid, or attempt to procure the erasure or striking out on the register or duplicate list of the name of a qualified elector therein; or knowingly induce or attempt to induce a registrar or other election authority to refuse registration in a precinct to an elector thereof; or knowingly swear or affirm falsely upon a lawful examination by or before any registering officer; or make, print, or issue any false or counterfeit certificate of registration or knowingly alter any certificate of registration.	2921 2922 2923 2924 2925 2926 2927 2928 2929 2930 2931 2932 2933 2934 2935 2936
No person shall knowingly register under more than one name or knowingly induce any person to so register.	2937 2938
No person shall knowingly make any false statement on any form for registration or change of registration or upon any application or return envelope for an absent voter's ballot.	2939 2940 2941
Whoever violates this division is guilty of a felony of the fifth degree.	2942 2943
(B) (1) No person who helps another person register outside an official voter registration place shall knowingly destroy, or knowingly help another person to destroy, any completed registration form.	2944 2945 2946 2947
Whoever violates this division is guilty of election falsification, a felony of the fifth degree.	2948 2949

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

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

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

~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B)~~

~~(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the number of voter registration forms that the violator has failed to properly return does not exceed forty nine, in which case the violator is guilty of a misdemeanor of the first degree.~~ 2980  
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~~(C) (1) No person who receives compensation for registering a voter shall knowingly fail to return any registration form entrusted to that person to any board of elections or the office of the secretary of state within ten days after that voter registration form is completed, or on or before the thirtieth day before the election, whichever is earlier, unless the registration form is received by the person within twenty four hours of the thirtieth day before the election, in which case the person shall return the registration form to any board of elections or the office of the secretary of state within ten days of its receipt.~~ 2986  
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~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the number of voter registration forms that the violator has failed to properly return does not exceed forty nine, in which case the violator is guilty of a misdemeanor of the first degree.~~ 2997  
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~~(2) No person who receives compensation for registering a voter shall knowingly return any registration form entrusted to that person to any location other than any board of elections or the office of the secretary of state.~~ 3006  
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~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the number of voter registration forms that the violator has failed to properly return does not exceed forty nine, in which case the violator is guilty of a misdemeanor of the first degree.~~ 3010  
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~~(D) As used in division (C) of this section, "registering a voter" includes any effort, for compensation, to provide voter registration forms or to assist persons in completing or returning those forms.~~ 3019  
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**Section 2.** That existing sections 3501.05, 3501.10, 3023  
3501.11, 3501.22, 3501.29, 3503.09, 3503.10, 3503.14, 3503.16, 3024  
3503.19, 3503.20, 3503.21, 3503.28, 3505.18, 3505.181, 3505.182, 3025  
3505.183, 3509.02, 3509.05, 3509.051, 3509.06, 3509.07, 3509.09, 3026  
3511.09, 3511.11, and 3599.11 of the Revised Code are hereby 3027  
repealed. 3028

**Section 3.** That section 3503.29 of the Revised Code is 3029  
hereby repealed. 3030

**Section 4.** Notwithstanding any contrary provision of the 3031  
Revised Code, as soon as possible after the close of voter 3032  
registration before the general election to be held on November 3033  
3, 2020, the boards of elections shall mail absent voter's 3034  
ballots for that election to every registered elector in this 3035  
state, return postage prepaid. 3036

**Section 5.** Any funds received by the Secretary of State 3037  
through the "Consolidated Appropriations Act of 2020," Pub. L. 3038

No. 116-93 or the "Coronavirus Aid, Relief, and Economic Security (CARES) Act," Pub. L. No. 116-136 shall be used in accordance with this act. This provision applies to all appropriations made to appropriation item 050616, Help America Vote Act (HAVA), related to funding received through the Consolidated Appropriations Act of 2020 or the CARES Act and deposited into the Help America Vote Act Fund (Fund 3AS0) for the biennium ending June 30, 2021. The Secretary of State shall use that funding for purposes including, but not limited to, the following:

(A) To provide a one-time incentive bonus payment to precinct election officials and temporary employees of the boards of elections for the general election to be held on November 3, 2020, in a manner to be determined in conjunction with the boards of elections;

(B) To provide personal protective equipment for election officials, and to pay for cleaning and modifying the layout of polling places and the offices of the boards of elections to provide for adequate social distancing;

(C) To provide any additional electronics or related equipment needed to handle increased volumes of mail that may result during the general election to be held on November 3, 2020;

(D) To pay for return postage on absent voter's ballots under Section 4 of this act;

(E) To reimburse the boards of elections for the cost of printing additional absent voter's ballots for the general election to be held on November 3, 2020, in anticipation of greater use of absent voting than in past elections.

<b>Section 6.</b> The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the following sections, presented in this act as composites of the sections as amended by the acts indicated, are the resulting versions of the sections in effect prior to the effective date of the sections as presented in this act:	3068 3069 3070 3071 3072 3073 3074 3075
Section 3501.29 of the Revised Code as amended by both S.B. 10 and S.B. 109 of the 130th General Assembly.	3076 3077
Section 3503.21 of the Revised Code as amended by both H.B. 359 and S.B. 63 of the 131st General Assembly.	3078 3079
Section 3505.18 of the Revised Code as amended by S.B. 47, S.B. 109, and S.B. 216, all of the 130th General Assembly.	3080 3081