

As Reported by the House State and Local Government Committee

133rd General Assembly

Regular Session

2019-2020

Sub. H. B. No. 680

Representative Abrams

Cosponsors: Representatives Wiggam, Hambley

A BILL

To amend sections 3503.16, 3509.03, 3509.04, 1
3509.08, 3511.02, and 3511.04 and to enact 2
section 3501.40 of the Revised Code to modify 3
certain deadlines for absent voting and to 4
direct the Secretary of State's use of federal 5
CARES Act funds. 6

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

Section 1. That sections 3503.16, 3509.03, 3509.04, 7
3509.08, 3511.02, and 3511.04 be amended and section 3501.40 of 8
the Revised Code be enacted to read as follows: 9

Sec. 3501.40. Except as permitted under section 161.09 of 10
the Revised Code, and notwithstanding any other contrary 11
provision of the Revised Code, no public official shall cause an 12
election to be conducted other than in the time, place, and 13
manner prescribed by the Revised Code. 14

As used in this section, "public official" means any 15
elected or appointed officer, employee, or agent of the state or 16
any political subdivision, agency, board, commission, bureau, or 17
other public body established by law. 18

Sec. 3503.16. (A) Except as otherwise provided in division 19
(E) of section 111.44 of the Revised Code, whenever a registered 20
elector changes the place of residence of that registered 21
elector from one precinct to another within a county or from one 22
county to another, or has a change of name, that registered 23
elector shall report the change by delivering a change of 24
residence or change of name form, whichever is appropriate, as 25
prescribed by the secretary of state under section 3503.14 of 26
the Revised Code to the state or local office of a designated 27
agency, a public high school or vocational school, a public 28
library, the office of the county treasurer, the office of the 29
secretary of state, any office of the registrar or deputy 30
registrar of motor vehicles, or any office of a board of 31
elections in person or by a third person. Any voter 32
registration, change of address, or change of name application, 33
returned by mail, may be sent only to the secretary of state or 34
the board of elections. 35

A registered elector also may update the registration of 36
that registered elector by filing a change of residence or 37
change of name form on the day of a special, primary, or general 38
election at the polling place in the precinct in which that 39
registered elector resides or at the board of elections or at 40
another site designated by the board. 41

(B) (1) (a) Any registered elector who moves within a 42
precinct on or prior to the day of a general, primary, or 43
special election and has not filed a notice of change of 44
residence with the board of elections may vote in that election 45
by going to that registered elector's assigned polling place, 46
completing and signing a notice of change of residence, showing 47
identification in the form of a current and valid photo 48
identification, a military identification, or a copy of a 49

current utility bill, bank statement, government check, 50
paycheck, or other government document, other than a notice of 51
voter registration mailed by a board of elections under section 52
3503.19 of the Revised Code, that shows the name and current 53
address of the elector, and casting a ballot. 54

(b) Any registered elector who changes the name of that 55
registered elector and remains within a precinct on or prior to 56
the day of a general, primary, or special election and has not 57
filed a notice of change of name with the board of elections may 58
vote in that election by going to that registered elector's 59
assigned polling place, completing and signing a notice of a 60
change of name, and casting a provisional ballot under section 61
3505.181 of the Revised Code. If the registered elector provides 62
to the precinct election officials proof of a legal name change, 63
such as a marriage license or court order that includes the 64
elector's current and prior names, the elector may complete and 65
sign a notice of change of name and cast a regular ballot. 66

(2) Any registered elector who moves from one precinct to 67
another within a county or moves from one precinct to another 68
and changes the name of that registered elector on or prior to 69
the day of a general, primary, or special election and has not 70
filed a notice of change of residence or change of name, 71
whichever is appropriate, with the board of elections may vote 72
in that election if that registered elector complies with 73
division (G) of this section or does all of the following: 74

(a) Appears at anytime during regular business hours on or 75
after the twenty-eighth day prior to the election in which that 76
registered elector wishes to vote or, if the election is held on 77
the day of a presidential primary election, the twenty-fifth day 78
prior to the election, through noon of the Saturday prior to the 79

election at the office of the board of elections, appears at any 80
time during regular business hours on the Monday prior to the 81
election at the office of the board of elections, or appears on 82
the day of the election at either of the following locations: 83

(i) The polling place for the precinct in which that 84
registered elector resides; 85

(ii) The office of the board of elections or, if pursuant 86
to division (C) of section 3501.10 of the Revised Code the board 87
has designated another location in the county at which 88
registered electors may vote, at that other location instead of 89
the office of the board of elections. 90

(b) Completes and signs, under penalty of election 91
falsification, the written affirmation on the provisional ballot 92
envelope, which shall serve as a notice of change of residence 93
or change of name, whichever is appropriate; 94

(c) Votes a provisional ballot under section 3505.181 of 95
the Revised Code at the polling place, at the office of the 96
board of elections, or, if pursuant to division (C) of section 97
3501.10 of the Revised Code the board has designated another 98
location in the county at which registered electors may vote, at 99
that other location instead of the office of the board of 100
elections, whichever is appropriate, using the address to which 101
that registered elector has moved or the name of that registered 102
elector as changed, whichever is appropriate; 103

(d) Completes and signs, under penalty of election 104
falsification, a statement attesting that that registered 105
elector moved or had a change of name, whichever is appropriate, 106
on or prior to the day of the election, has voted a provisional 107
ballot at the polling place for the precinct in which that 108

registered elector resides, at the office of the board of 109
elections, or, if pursuant to division (C) of section 3501.10 of 110
the Revised Code the board has designated another location in 111
the county at which registered electors may vote, at that other 112
location instead of the office of the board of elections, 113
whichever is appropriate, and will not vote or attempt to vote 114
at any other location for that particular election. 115

(C) Any registered elector who moves from one county to 116
another county within the state on or prior to the day of a 117
general, primary, or special election and has not registered to 118
vote in the county to which that registered elector moved may 119
vote in that election if that registered elector complies with 120
division (G) of this section or does all of the following: 121

(1) Appears at any time during regular business hours on 122
or after the twenty-eighth day prior to the election in which 123
that registered elector wishes to vote or, if the election is 124
held on the day of a presidential primary election, the twenty- 125
fifth day prior to the election, through noon of the Saturday 126
prior to the election at the office of the board of elections 127
or, if pursuant to division (C) of section 3501.10 of the 128
Revised Code the board has designated another location in the 129
county at which registered electors may vote, at that other 130
location instead of the office of the board of elections, 131
appears during regular business hours on the Monday prior to the 132
election at the office of the board of elections or, if pursuant 133
to division (C) of section 3501.10 of the Revised Code the board 134
has designated another location in the county at which 135
registered electors may vote, at that other location instead of 136
the office of the board of elections, or appears on the day of 137
the election at the office of the board of elections or, if 138
pursuant to division (C) of section 3501.10 of the Revised Code 139

the board has designated another location in the county at which 140
registered electors may vote, at that other location instead of 141
the office of the board of elections; 142

(2) Completes and signs, under penalty of election 143
falsification, the written affirmation on the provisional ballot 144
envelope, which shall serve as a notice of change of residence; 145

(3) Votes a provisional ballot under section 3505.181 of 146
the Revised Code at the office of the board of elections or, if 147
pursuant to division (C) of section 3501.10 of the Revised Code 148
the board has designated another location in the county at which 149
registered electors may vote, at that other location instead of 150
the office of the board of elections, using the address to which 151
that registered elector has moved; 152

(4) Completes and signs, under penalty of election 153
falsification, a statement attesting that that registered 154
elector has moved from one county to another county within the 155
state on or prior to the day of the election, has voted at the 156
office of the board of elections or, if pursuant to division (C) 157
of section 3501.10 of the Revised Code the board has designated 158
another location in the county at which registered electors may 159
vote, at that other location instead of the office of the board 160
of elections, and will not vote or attempt to vote at any other 161
location for that particular election. 162

(D) A person who votes by absent voter's ballots pursuant 163
to division (G) of this section shall not make written 164
application for the ballots pursuant to Chapter 3509. of the 165
Revised Code. Ballots cast pursuant to division (G) of this 166
section shall be set aside in a special envelope and counted 167
during the official canvass of votes in the manner provided for 168
in sections 3505.32 and 3509.06 of the Revised Code insofar as 169

that manner is applicable. The board shall examine the pollbooks 170
to verify that no ballot was cast at the polls or by absent 171
voter's ballots under Chapter 3509. or 3511. of the Revised Code 172
by an elector who has voted by absent voter's ballots pursuant 173
to division (G) of this section. Any ballot determined to be 174
insufficient for any of the reasons stated above or stated in 175
section 3509.07 of the Revised Code shall not be counted. 176

Subject to division (C) of section 3501.10 of the Revised 177
Code, a board of elections may lease or otherwise acquire a site 178
different from the office of the board at which registered 179
electors may vote pursuant to division (B) or (C) of this 180
section. 181

(E) Upon receiving a notice of change of residence or 182
change of name, the board of elections shall immediately send 183
the registrant an acknowledgment notice. If the change of 184
residence or change of name notice is valid, the board shall 185
update the voter's registration as appropriate. If that form is 186
incomplete, the board shall inform the registrant in the 187
acknowledgment notice specified in this division of the 188
information necessary to complete or update that registrant's 189
registration. 190

(F) Change of residence and change of name forms shall be 191
available at each polling place, and when these forms are 192
completed, noting changes of residence or name, as appropriate, 193
they shall be filed with election officials at the polling 194
place. Election officials shall return completed forms, together 195
with the pollbooks and tally sheets, to the board of elections. 196

The board of elections shall provide change of residence 197
and change of name forms to the probate court and court of 198
common pleas. The court shall provide the forms to any person 199

eighteen years of age or older who has a change of name by order 200
of the court or who applies for a marriage license. The court 201
shall forward all completed forms to the board of elections 202
within five days after receiving them. 203

(G) A registered elector who otherwise would qualify to 204
vote under division (B) or (C) of this section but is unable to 205
appear at the office of the board of elections or, if pursuant 206
to division (C) of section 3501.10 of the Revised Code the board 207
has designated another location in the county at which 208
registered electors may vote, at that other location, on account 209
of personal illness, physical disability, or infirmity, may vote 210
on the day of the election if that registered elector does all 211
of the following: 212

(1) Makes a written application that includes all of the 213
information required under section 3509.03 of the Revised Code 214
to the appropriate board for an absent voter's ballot on or 215
after the twenty-seventh day prior to the election in which the 216
registered elector wishes to vote through noon of the ~~Saturday~~ 217
seventh day prior to that election and requests that the absent 218
voter's ballot be sent to the address to which the registered 219
elector has moved if the registered elector has moved, or to the 220
address of that registered elector who has not moved but has had 221
a change of name; 222

(2) Declares that the registered elector has moved or had 223
a change of name, whichever is appropriate, and otherwise is 224
qualified to vote under the circumstances described in division 225
(B) or (C) of this section, whichever is appropriate, but that 226
the registered elector is unable to appear at the board of 227
elections because of personal illness, physical disability, or 228
infirmity; 229

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

(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.

Sec. 3509.03. (A) Except as provided in division (B) of section 3509.08 of the Revised Code, any qualified elector desiring to vote absent voter's ballots at an election shall make written application for those ballots to the director of elections of the county in which the elector's voting residence is located.

(B) Except as otherwise provided in division (C) of this section, the application need not be in any particular form but shall contain all of the following:

- (1) The elector's name;
- (2) The elector's signature;
- (3) The address at which the elector is registered to vote;
- (4) The elector's date of birth;
- (5) One of the following:

(a) The elector's driver's license number;	258
(b) The last four digits of the elector's social security number;	259 260
(c) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector.	261 262 263 264 265 266 267
(6) A statement identifying the election for which absent voter's ballots are requested;	268 269
(7) A statement that the person requesting the ballots is a qualified elector;	270 271
(8) If the request is for primary election ballots, the elector's party affiliation;	272 273
(9) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed.	274 275
(C) If the elector has a confidential voter registration record, as described in section 111.44 of the Revised Code, the elector may provide the elector's program participant identification number instead of the address at which the elector is registered to vote.	276 277 278 279 280
(D) Each application for absent voter's ballots shall be delivered to the director not earlier than the first day of January of the year of the elections for which the absent voter's ballots are requested or not earlier than ninety days before the day of the election at which the ballots are to be	281 282 283 284 285

voted, whichever is earlier,~~and~~. An application to receive 286
absent voter's ballots by mail shall be delivered to the 287
director not later than twelve noon of the ~~third~~ seventh day 288
before the day of the election at which the ballots are to be 289
voted,~~or~~. An application to receive absent voter's ballots in 290
person shall be delivered to the director not later than six 291
p.m. on the last Friday before the day of the election at which 292
the ballots are to be voted if the application is delivered in 293
person to the office of the board. 294

(E) ~~A~~ If the secretary of state or a board of elections 295
~~that~~ mails an absent voter's ballot application to an elector 296
~~under this section,~~ the secretary of state or the board, as 297
applicable, shall not prepay the return postage for that 298
application. 299

(F) Except as otherwise provided in this section and in 300
sections 3505.24 and 3509.08 of the Revised Code, an election 301
official shall not fill out any portion of an application for 302
absent voter's ballots on behalf of an applicant. The secretary 303
of state or a board of elections may preprint only an 304
applicant's name and address on an application for absent 305
voter's ballots before mailing that application to the 306
applicant, except that if the applicant has a confidential voter 307
registration record, the secretary of state or a board of 308
elections shall not preprint the applicant's address on the 309
application. 310

Sec. 3509.04. (A) If a director of a board of elections 311
receives an application for absent voter's ballots that does not 312
contain all of the required information, the director promptly 313
shall notify the applicant of the additional information 314
required to be provided by the applicant to complete that 315

application. 316

(B) Upon receipt by the director of elections of an 317
application for absent voter's ballots that contains all of the 318
required information, as provided by section 3509.03 and 319
division (G) of section 3503.16 of the Revised Code, the 320
director, if the director finds that the applicant is a 321
qualified elector, shall deliver to the applicant in person or 322
mail directly to the applicant by special delivery mail, air 323
mail, or regular mail, postage prepaid, proper absent voter's 324
ballots. The director shall deliver or mail with the ballots an 325
unsealed identification envelope upon the face of which shall be 326
printed a form substantially as follows: 327

"Identification Envelope Statement of Voter 328

I, _____ (Name of voter), declare under 329
penalty of election falsification that the within ballot or 330
ballots contained no voting marks of any kind when I received 331
them, and I caused the ballot or ballots to be marked, enclosed 332
in the identification envelope, and sealed in that envelope. 333

My voting residence in Ohio is 334

_____ 335

(Street and Number, if any, or Rural Route and Number) 336

of _____ (City, Village, or Township) 337

Ohio, which is in Ward _____ Precinct _____ 338

in that city, village, or township. 339

If I have a confidential voter registration record, I am 340
providing my program participant identification number instead 341
of my residence address: _____ 342

The primary election ballots, if any, within this envelope 343

are primary election ballots of the _____ Party. 344

Ballots contained within this envelope are to be voted at 345

the _____ (general, special, or primary) election to be 346

held on the _____ day of 347

_____, _____. 348

My date of birth is _____ (Month and Day), 349

_____ (Year). 350

(Voter must provide one of the following:) 351

My driver's license number is _____ (Driver's 352

license number). 353

The last four digits of my Social Security Number are 354

_____ (Last four digits of Social Security Number). 355

_____ In lieu of providing a driver's license number or 356

the last four digits of my Social Security Number, I am 357

enclosing a copy of one of the following in the return envelope 358

in which this identification envelope will be mailed: a current 359

and valid photo identification, a military identification, or a 360

current utility bill, bank statement, government check, 361

paycheck, or other government document, other than a notice of 362

voter registration mailed by a board of elections, that shows my 363

name and address. 364

I hereby declare, under penalty of election falsification, 365

that the statements above are true, as I verily believe. 366

_____ 367

(Signature of Voter) 368

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 369

THE FIFTH DEGREE." 370

The director shall mail with the ballots and the unsealed 371
identification envelope an unsealed return envelope upon the 372
face of which shall be printed the official title and post- 373
office address of the director. In the upper left corner on the 374
face of the return envelope, several blank lines shall be 375
printed upon which the voter may write the voter's name and 376
return address. The return envelope shall be of such size that 377
the identification envelope can be conveniently placed within it 378
for returning the identification envelope to the director. 379

~~A The secretary of state or a board of elections that 380
mails or otherwise delivers absent voter's ballots to an elector 381
under this section shall not prepay the return postage for those 382
on any absent voter's ballots.~~ 383

Except as otherwise provided in this section and in 384
sections 3505.24 and 3509.08 of the Revised Code, an election 385
official shall not fill out any portion of an identification 386
envelope statement of voter or an absent voter's ballot on 387
behalf of an elector. A board of elections may preprint only an 388
elector's name and address on an identification envelope 389
statement of voter before mailing absent voter's ballots to the 390
elector, except that if the elector has a confidential voter 391
registration record, as described in section 111.44 of the 392
Revised Code, the board of elections shall not preprint the 393
elector's address on the identification envelope statement of 394
voter. 395

Sec. 3509.08. (A) Any qualified elector, who, on account 396
of the elector's own personal illness, physical disability, or 397
infirmity, or on account of the elector's confinement in a jail 398
or workhouse under sentence for a misdemeanor or awaiting trial 399
on a felony or misdemeanor, will be unable to travel from the 400

elector's home or place of confinement to the voting booth in 401
the elector's precinct on the day of any general, special, or 402
primary election may make application in writing for an absent 403
voter's ballot to the director of the board of elections of the 404
elector's county. The application shall include all of the 405
information required under section 3509.03 of the Revised Code 406
and shall state the nature of the elector's illness, physical 407
disability, or infirmity, or the fact that the elector is 408
confined in a jail or workhouse and the elector's resultant 409
inability to travel to the election booth in the elector's 410
precinct on election day. The application shall not be valid if 411
it is delivered to the director before the ninetieth day or 412
after twelve noon of the ~~third~~ seventh day before the day of the 413
election at which the ballot is to be voted. 414

The absent voter's ballot may be mailed directly to the 415
applicant at the applicant's voting residence or place of 416
confinement as stated in the applicant's application, or the 417
board may designate two board employees belonging to the two 418
major political parties for the purpose of delivering the ballot 419
to the disabled or confined elector and returning it to the 420
board, unless the applicant is confined to a public or private 421
institution within the county, in which case the board shall 422
designate two board employees belonging to the two major 423
political parties for the purpose of delivering the ballot to 424
the disabled or confined elector and returning it to the board. 425
In all other instances, the ballot shall be returned to the 426
office of the board in the manner prescribed in section 3509.05 427
of the Revised Code. 428

Any disabled or confined elector who declares to the two 429
board employees belonging to the two major political parties 430
that the elector is unable to mark the elector's ballot by 431

reason of physical infirmity that is apparent to the employees 432
to be sufficient to incapacitate the voter from marking the 433
elector's ballot properly, may receive, upon request, the 434
assistance of the employees in marking the elector's ballot, and 435
they shall thereafter give no information in regard to this 436
matter. Such assistance shall not be rendered for any other 437
cause. 438

When two board employees belonging to the two major 439
political parties deliver a ballot to a disabled or confined 440
elector, each of the employees shall be present when the ballot 441
is delivered, when assistance is given, and when the ballot is 442
returned to the office of the board, and shall subscribe to the 443
declaration on the identification envelope. 444

The secretary of state shall prescribe the form of 445
application for absent voter's ballots under this division. 446

This chapter applies to disabled and confined absent 447
voter's ballots except as otherwise provided in this section. 448

(B) (1) Any qualified elector who is unable to travel to 449
the voting booth in the elector's precinct on the day of any 450
general, special, or primary election may apply to the director 451
of the board of elections of the county where the elector is a 452
qualified elector to vote in the election by absent voter's 453
ballot if either of the following apply: 454

(a) The elector is confined in a hospital as a result of 455
an accident or unforeseeable medical emergency occurring before 456
the election; 457

(b) The elector's minor child is confined in a hospital as 458
a result of an accident or unforeseeable medical emergency 459
occurring before the election. 460

(2) The application authorized under division (B) (1) of 461
this section shall be made in writing, shall include all of the 462
information required under section 3509.03 of the Revised Code, 463
and shall be delivered to the director not later than three p.m. 464
on the day of the election. The application shall indicate the 465
hospital where the applicant or the applicant's child is 466
confined, the date of the applicant's or the applicant's child's 467
admission to the hospital, and the offices for which the 468
applicant is qualified to vote. The applicant may also request 469
that a member of the applicant's family, as listed in section 470
3509.05 of the Revised Code, deliver the absent voter's ballot 471
to the applicant. The director, after establishing to the 472
director's satisfaction the validity of the circumstances 473
claimed by the applicant, shall supply an absent voter's ballot 474
to be delivered to the applicant. When the applicant or the 475
applicant's child is in a hospital in the county where the 476
applicant is a qualified elector and no request is made for a 477
member of the family to deliver the ballot, the director shall 478
arrange for the delivery of an absent voter's ballot to the 479
applicant, and for its return to the office of the board, by two 480
board employees belonging to the two major political parties 481
according to the procedures prescribed in division (A) of this 482
section. When the applicant or the applicant's child is in a 483
hospital outside the county where the applicant is a qualified 484
elector and no request is made for a member of the family to 485
deliver the ballot, the director shall arrange for the delivery 486
of an absent voter's ballot to the applicant by mail, and the 487
ballot shall be returned to the office of the board in the 488
manner prescribed in section 3509.05 of the Revised Code. 489

(3) Any qualified elector who is eligible to vote under 490
division (B) or (C) of section 3503.16 of the Revised Code but 491

is unable to do so because of the circumstances described in 492
division (B) (2) of this section may vote in accordance with 493
division (B) (1) of this section if that qualified elector states 494
in the application for absent voter's ballots that that 495
qualified elector moved or had a change of name under the 496
circumstances described in division (B) or (C) of section 497
3503.16 of the Revised Code and if that qualified elector 498
complies with divisions (G) (1) to (4) of section 3503.16 of the 499
Revised Code. 500

(C) Any qualified elector described in division (A) or (B) 501
(1) of this section who needs no assistance to vote or to return 502
absent voter's ballots to the board of elections may apply for 503
absent voter's ballots under section 3509.03 of the Revised Code 504
instead of applying for them under this section. 505

Sec. 3511.02. (A) Notwithstanding any section of the 506
Revised Code to the contrary, whenever any person applies for 507
registration as a voter on a form adopted in accordance with 508
federal regulations relating to the "Uniformed and Overseas 509
Citizens Absentee Voting Act," 100 Stat. 924, 42 U.S.C.A. 1973ff 510
(1986), this application shall be sufficient for voter 511
registration and as a request for an absent voter's ballot. 512
Uniformed services or overseas absent voter's ballots may be 513
obtained by any person meeting the requirements of section 514
3511.011 of the Revised Code by applying electronically to the 515
secretary of state or to the board of elections of the county in 516
which the person's voting residence is located in accordance 517
with section 3511.021 of the Revised Code or by applying to the 518
director of the board of elections of the county in which the 519
person's voting residence is located, in one of the following 520
ways: 521

(1) That person may make written application for those	522
ballots. The person may personally deliver the application to	523
the director or may mail it, send it by facsimile machine, send	524
it by electronic mail, send it through internet delivery if such	525
delivery is offered by the board of elections or the secretary	526
of state, or otherwise send it to the director. Except as	527
otherwise provided in division (B) of this section, the	528
application need not be in any particular form but shall contain	529
all of the following information:	530
(a) The elector's name;	531
(b) The elector's signature;	532
(c) The address at which the elector is registered to	533
vote;	534
(d) The elector's date of birth;	535
(e) One of the following:	536
(i) The elector's driver's license number;	537
(ii) The last four digits of the elector's social security	538
number;	539
(iii) A copy of the elector's current and valid photo	540
identification, a copy of a military identification, or a copy	541
of a current utility bill, bank statement, government check,	542
paycheck, or other government document, other than a notice of	543
voter registration mailed by a board of elections under section	544
3503.19 of the Revised Code, that shows the name and address of	545
the elector.	546
(f) A statement identifying the election for which absent	547
voter's ballots are requested;	548

(g) A statement that the person requesting the ballots is a qualified elector;	549 550
(h) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff-6;	551 552 553
(i) A statement of the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable;	554 555 556 557 558 559 560 561
(j) If the request is for primary election ballots, the elector's party affiliation;	562 563
(k) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed;	564 565
(l) If the elector desires ballots to be sent to the elector by facsimile machine, the telephone number to which they shall be so sent;	566 567 568
(m) If the elector desires ballots to be sent to the elector by electronic mail or, if offered by the board of elections or the secretary of state, through internet delivery, the elector's electronic mail address or other internet contact information.	569 570 571 572 573
(2) A voter or any relative of a voter listed in division (A) (3) of this section may use a single federal post card application to apply for uniformed services or overseas absent voter's ballots for use at the primary and general elections in	574 575 576 577

a given year and any special election to be held on the day in 578
that year specified by division (E) of section 3501.01 of the 579
Revised Code for the holding of a primary election, designated 580
by the general assembly for the purpose of submitting 581
constitutional amendments proposed by the general assembly to 582
the voters of the state. A single federal postcard application 583
shall be processed by the board of elections pursuant to section 584
3511.04 of the Revised Code the same as if the voter had applied 585
separately for uniformed services or overseas absent voter's 586
ballots for each election. 587

(3) Application to have uniformed services or overseas 588
absent voter's ballots mailed or sent by facsimile machine to 589
such a person may be made by the spouse, father, mother, father- 590
in-law, mother-in-law, grandfather, grandmother, brother or 591
sister of the whole blood or half blood, son, daughter, adopting 592
parent, adopted child, stepparent, stepchild, daughter-in-law, 593
son-in-law, uncle, aunt, nephew, or niece of such a person. The 594
application shall be in writing upon a blank form furnished only 595
by the director or on a single federal post card as provided in 596
division (A)(2) of this section. The form of the application 597
shall be prescribed by the secretary of state. The director 598
shall furnish that blank form to any of the relatives specified 599
in this division desiring to make the application, only upon the 600
request of such a relative made in person at the office of the 601
board or upon the written request of such a relative mailed to 602
the office of the board. Except as otherwise provided in 603
division (B) of this section, the application, subscribed and 604
sworn to by the applicant, shall contain all of the following: 605

(a) The full name of the elector for whom ballots are 606
requested; 607

(b) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff-6;	608 609 610
(c) The address at which the elector is registered to vote;	611 612
(d) A statement identifying the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near a service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, as the case may be;	613 614 615 616 617 618 619 620
(e) The elector's date of birth;	621
(f) One of the following:	622
(i) The elector's driver's license number;	623
(ii) The last four digits of the elector's social security number;	624 625
(iii) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector.	626 627 628 629 630 631 632
(g) A statement identifying the election for which absent voter's ballots are requested;	633 634
(h) A statement that the person requesting the ballots is	635

a qualified elector; 636

(i) If the request is for primary election ballots, the 637
elector's party affiliation; 638

(j) A statement that the applicant bears a relationship to 639
the elector as specified in division (A)(3) of this section; 640

(k) The address to which ballots shall be mailed, the 641
telephone number to which ballots shall be sent by facsimile 642
machine, the electronic mail address to which ballots shall be 643
sent by electronic mail, or, if internet delivery is offered by 644
the board of elections or the secretary of state, the internet 645
contact information to which ballots shall be sent through 646
internet delivery; 647

(l) The signature and address of the person making the 648
application. 649

(B) If the elector has a confidential voter registration 650
record, as described in section 111.44 of the Revised Code, the 651
application may include the elector's program participant 652
identification number instead of the address at which the 653
elector is registered to vote. 654

(C) Each application for uniformed services or overseas 655
absent voter's ballots shall be delivered to the director not 656
earlier than the first day of January of the year of the 657
elections for which the uniformed services or overseas absent 658
voter's ballots are requested or not earlier than ninety days 659
before the day of the election at which the ballots are to be 660
voted, whichever is earlier, ~~and~~. An application to receive 661
uniformed services or overseas absent voter's ballots by mail or 662
by another method permitted under section 3511.021 of the 663
Revised Code shall be delivered to the director not later than 664

twelve noon of the ~~third~~ seventh day preceding the day of the 665
election, ~~or~~. An application to receive uniformed services or 666
overseas absent voter's ballots in person shall be delivered to 667
the director not later than six p.m. on the last Friday before 668
the day of the election at which those ballots are to be voted 669
if the application is delivered in person to the office of the 670
board. 671

(D) If the voter for whom the application is made is 672
entitled to vote for presidential and vice-presidential electors 673
only, the applicant shall submit to the director in addition to 674
the requirements of division (A) of this section, a statement to 675
the effect that the voter is qualified to vote for presidential 676
and vice-presidential electors and for no other offices. 677

(E) ~~A~~ If the secretary of state or a board of elections 678
~~that~~ mails a federal post card application or other absent 679
voter's ballot application to an elector ~~under this section,~~ the 680
secretary of state or the board, as applicable, shall not prepay 681
the return postage for that application. 682

(F) Except as otherwise provided in this section and in 683
sections 3505.24 and 3509.08 of the Revised Code, an election 684
official shall not fill out any portion of a federal post card 685
application or other application for absent voter's ballots on 686
behalf of an applicant. The secretary of state or a board of 687
elections may preprint only an applicant's name and address on a 688
federal post card application or other application for absent 689
voter's ballots before mailing that application to the 690
applicant, except that if the applicant has a confidential voter 691
registration record, the secretary of state or the board of 692
elections shall not preprint the applicant's address on the 693
application. 694

Sec. 3511.04. (A) If a director of a board of elections 695
receives an application for uniformed services or overseas 696
absent voter's ballots that does not contain all of the required 697
information, the director promptly shall notify the applicant of 698
the additional information required to be provided by the 699
applicant to complete that application. 700

(B) Not later than the forty-sixth day before the day of 701
each general or primary election, and at the earliest possible 702
time before the day of a special election held on a day other 703
than the day on which a general or primary election is held, the 704
director of the board of elections shall mail, send by facsimile 705
machine, send by electronic mail, send through internet delivery 706
if such delivery is offered by the board of elections or the 707
secretary of state, or otherwise send uniformed services or 708
overseas absent voter's ballots then ready for use as provided 709
for in section 3511.03 of the Revised Code and for which the 710
director has received valid applications prior to that time. 711
Thereafter, and until twelve noon of the ~~third~~ seventh day 712
preceding the day of election, the director shall promptly, upon 713
receipt of valid applications for them, mail, send by facsimile 714
machine, send by electronic mail, send through internet delivery 715
if such delivery is offered by the board of elections or the 716
secretary of state, or otherwise send to the proper persons all 717
uniformed services or overseas absent voter's ballots then ready 718
for use. 719

If, after the seventieth day before the day of a general 720
or primary election, any other question, issue, or candidacy is 721
lawfully ordered submitted to the electors voting at the general 722
or primary election, the board shall promptly provide a separate 723
official issue, special election, or other election ballot for 724
submitting the question, issue, or candidacy to those electors, 725

and the director shall promptly mail, send by facsimile machine, 726
send by electronic mail, send through internet delivery if such 727
delivery is offered by the board of elections or the secretary 728
of state, or otherwise send each such separate ballot to each 729
person to whom the director has previously mailed or sent other 730
uniformed services or overseas absent voter's ballots. 731

~~A-The secretary of state or a board of elections that~~ 732
~~mails or otherwise delivers uniformed services or overseas~~ 733
~~absent voter's ballots to an elector under this section shall~~ 734
not prepay the return postage for those on any uniformed 735
services or overseas absent voter's ballots. In mailing 736
uniformed services or overseas absent voter's ballots, the 737
director shall use the fastest mail service available, but the 738
director shall not mail them by certified mail. 739

Section 2. That existing sections 3503.16, 3509.03, 740
3509.04, 3509.08, 3511.02, and 3511.04 of the Revised Code are 741
hereby repealed. 742

Section 3. Any funds received by the Secretary of State 743
through the Coronavirus Aid, Relief, and Economic Security 744
(CARES) Act shall be used in accordance with this act. This 745
provision applies to all appropriations made to appropriation 746
item 050616, Help America Vote Act (HAVA), related to funding 747
received through the CARES Act and deposited into the Help 748
America Vote Act Fund (Fund 3AS0) for the biennium ending June 749
30, 2021. 750

The Secretary of State shall use the received CARES Act 751
funding described above in the following manner: 752

(A) To pay all costs associated with the completion of the 753
March 17, 2020, primary election in accordance with H.B. 197 of 754

the 133rd General Assembly;	755
(B) To pay any costs associated with recruiting and	756
training precinct election officials and temporary employees of	757
the boards of elections for the general election to be held on	758
November 3, 2020;	759
(C) To provide personal protective equipment for election	760
officials, and to pay for cleaning and modifying the layout of	761
polling places and the offices of the boards of elections to	762
provide for adequate social distancing;	763
(D) To provide any additional electronics or related	764
equipment needed to handle increased volumes of mail that may	765
result during the general election to be held on November 3,	766
2020;	767
(E) To pay the cost of mailing an application for absent	768
voter's ballots to each elector in this state for the general	769
election to be held on November 3, 2020, if the Controlling	770
Board approves the transfer of CARES Act funds for that purpose	771
instead of the transfer of moneys from the Controlling Board	772
Emergency Purposes/Contingencies Fund (Fund 5KM0) for that	773
purpose, as permitted under Section 395.20 of H.B. 166 of the	774
133rd General Assembly.	775
Section 4. The items of law contained in this act, and	776
their applications, are severable. If any item of law contained	777
in this act, or if any application of any item of law contained	778
in this act, is held invalid, the invalidity does not affect	779
other items of law contained in this act and their applications	780
that can be given effect without the invalid item of law or	781
application.	782