

As Introduced

**135th General Assembly
Regular Session
2023-2024**

S. B. No. 319

Senator Antani

A BILL

To amend sections 3501.01, 3503.01, 3503.06, 1
3503.13, 3503.14, 3503.15, 3503.151, 3503.152, 2
3503.153, 3503.16, 3503.19, 3503.21, 3505.18, 3
3505.181, 3505.182, 3505.183, 3505.20, 3509.04, 4
3509.05, 3509.06, 3509.07, 3509.08, 3511.04, 5
3511.05, 3511.09, 3511.14, and 3511.16 and to 6
enact section 3503.201 of the Revised Code to 7
require proof of citizenship to register to vote 8
or to update a voter registration and to 9
designate an elector who registers on a federal 10
form without providing proof of citizenship as a 11
federal-only voter. 12

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

Section 1. That sections 3501.01, 3503.01, 3503.06, 13
3503.13, 3503.14, 3503.15, 3503.151, 3503.152, 3503.153, 14
3503.16, 3503.19, 3503.21, 3505.18, 3505.181, 3505.182, 15
3505.183, 3505.20, 3509.04, 3509.05, 3509.06, 3509.07, 3509.08, 16
3511.04, 3511.05, 3511.09, 3511.14, and 3511.16 be amended and 17
section 3503.201 of the Revised Code be enacted to read as 18
follows: 19

Sec. 3501.01. As used in the sections of the Revised Code	20
relating to elections and political communications:	21
(A) "General election" means the election held on the	22
first Tuesday after the first Monday in each November.	23
(B) "Regular municipal election" means the election held	24
on the first Tuesday after the first Monday in November in each	25
odd-numbered year.	26
(C) "Regular state election" means the election held on	27
the first Tuesday after the first Monday in November in each	28
even-numbered year.	29
(D) "Special election" means any election other than those	30
elections defined in other divisions of this section. A special	31
election may be held only on the first Tuesday after the first	32
Monday in May or November, on the first Tuesday after the first	33
Monday in August in accordance with section 3501.022 of the	34
Revised Code, or on the day authorized by a particular municipal	35
or county charter for the holding of a primary election, except	36
that in any year in which a presidential primary election is	37
held, no special election shall be held in May, except as	38
authorized by a municipal or county charter, but may be held on	39
the third Tuesday after the first Monday in March.	40
(E) (1) "Primary" or "primary election" means an election	41
held for the purpose of nominating persons as candidates of	42
political parties for election to offices, and for the purpose	43
of electing persons as members of the controlling committees of	44
political parties and as delegates and alternates to the	45
conventions of political parties. Primary elections shall be	46
held on the first Tuesday after the first Monday in May of each	47
year except in years in which a presidential primary election is	48

held. 49

(2) "Presidential primary election" means a primary 50
election as defined by division (E)(1) of this section at which 51
an election is held for the purpose of choosing delegates and 52
alternates to the national conventions of the major political 53
parties pursuant to section 3513.12 of the Revised Code. Unless 54
otherwise specified, presidential primary elections are included 55
in references to primary elections. In years in which a 56
presidential primary election is held, all primary elections 57
shall be held on the third Tuesday after the first Monday in 58
March except as otherwise authorized by a municipal or county 59
charter. 60

(F) "Political party" means any group of voters meeting 61
the requirements set forth in section 3517.01 of the Revised 62
Code for the formation and existence of a political party. 63

(1) "Major political party" means any political party 64
organized under the laws of this state whose candidate for 65
governor or nominees for presidential electors received not less 66
than twenty per cent of the total vote cast for such office at 67
the most recent regular state election. 68

(2) "Minor political party" means any political party 69
organized under the laws of this state that meets either of the 70
following requirements: 71

(a) Except as otherwise provided in this division, the 72
political party's candidate for governor or nominees for 73
presidential electors received less than twenty per cent but not 74
less than three per cent of the total vote cast for such office 75
at the most recent regular state election. A political party 76
that meets the requirements of this division remains a political 77

party for a period of four years after meeting those requirements. 78
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(b) The political party has filed with the secretary of state, subsequent to its failure to meet the requirements of division (F)(2)(a) of this section, a petition that meets the requirements of section 3517.01 of the Revised Code. 80
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A newly formed political party shall be known as a minor political party until the time of the first election for governor or president which occurs not less than twelve months subsequent to the formation of such party, after which election the status of such party shall be determined by the vote for the office of governor or president. 84
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(G) "Dominant party in a precinct" or "dominant political party in a precinct" means that political party whose candidate for election to the office of governor at the most recent regular state election at which a governor was elected received more votes than any other person received for election to that office in such precinct at such election. 90
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(H) "Candidate" means any qualified person certified in accordance with the provisions of the Revised Code for placement on the official ballot of a primary, general, or special election to be held in this state, or any qualified person who claims to be a write-in candidate, or who knowingly assents to being represented as a write-in candidate by another at either a primary, general, or special election to be held in this state. 96
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(I) "Independent candidate" means any candidate who claims not to be affiliated with a political party, and whose name has been certified on the office-type ballot at a general or special election through the filing of a statement of candidacy and 103
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nominating petition, as prescribed in section 3513.257 of the Revised Code.

(J) "Nonpartisan candidate" means any candidate whose name is required, pursuant to section 3505.04 of the Revised Code, to be listed on the nonpartisan ballot, including all candidates for judge of a municipal court, county court, or court of common pleas, for member of any board of education, for municipal or township offices in which primary elections are not held for nominating candidates by political parties, and for offices of municipal corporations having charters that provide for separate ballots for elections for these offices.

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

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

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

(N) "Elector" or "qualified elector" means a person having the qualifications provided by law to be entitled to vote.	136 137
(O) "Voter" means an elector who votes at an election.	138
(P) "Voting residence" means that place of residence of an elector which shall determine the precinct in which the elector may vote.	139 140 141
(Q) "Precinct" means a district within a county established by the board of elections of such county within which all qualified electors having a voting residence therein may vote at the same polling place.	142 143 144 145
(R) "Polling place" means that place provided for each precinct at which the electors having a voting residence in such precinct may vote.	146 147 148
(S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code.	149 150 151
(T) "Political subdivision" means a county, township, city, village, or school district.	152 153
(U) "Election officer" or "election official" means any of the following:	154 155
(1) Secretary of state;	156
(2) Employees of the secretary of state serving the division of elections in the capacity of attorney, administrative officer, administrative assistant, elections administrator, office manager, or clerical supervisor;	157 158 159 160
(3) Director of a board of elections;	161
(4) Deputy director of a board of elections;	162

(5) Member of a board of elections;	163
(6) Employees of a board of elections;	164
(7) Precinct election officials;	165
(8) Employees appointed by the boards of elections on a temporary or part-time basis.	166 167
(V) "Acknowledgment notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, informing a voter registration applicant or an applicant who wishes to change the applicant's residence or name of the status of the application; the information necessary to complete or update the application, if any; and if the application is complete, the precinct in which the applicant is to vote.	168 169 170 171 172 173 174
(W) "Confirmation notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, to a registered elector to confirm the registered elector's current address.	175 176 177 178
(X) "Designated agency" means an office or agency in the state that provides public assistance or that provides state-funded programs primarily engaged in providing services to persons with disabilities and that is required by the National Voter Registration Act of 1993 to implement a program designed and administered by the secretary of state for registering voters, or any other public or government office or agency that implements a program designed and administered by the secretary of state for registering voters, including the department of job and family services, the program administered under section 3701.132 of the Revised Code by the department of health, the department of mental health and addiction services, the department of developmental disabilities, the opportunities for	179 180 181 182 183 184 185 186 187 188 189 190 191

Ohioans with disabilities agency, and any other agency the secretary of state designates. "Designated agency" does not include public high schools and vocational schools, public libraries, or the office of a county treasurer.

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

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

(AA) (1) "Photo identification" means one of the following documents that includes the individual's name and photograph and is not expired:

(a) An Ohio driver's license, state identification card, or interim identification form issued by the registrar of motor vehicles or a deputy registrar under Chapter 4506. or 4507. of the Revised Code;

(b) A United States passport or passport card;

(c) A United States military identification card, Ohio national guard identification card, or United States department of veterans affairs identification card.

(2) A "copy" of an individual's photo identification means images of both the front and back of a document described in division (AA) (1) of this section, except that if the document is a United States passport, a copy of the photo identification means an image of the passport's identification page that includes the individual's name, photograph, and other identifying information and the passport's expiration date.

(BB) "Driver's license" means a license or permit issued

by the registrar or a deputy registrar under Chapter 4506. or 220
4507. of the Revised Code that authorizes an individual to 221
drive. "Driver's license" includes a driver's license, 222
commercial driver's license, probationary license, restricted 223
license, motorcycle operator's license, or temporary instruction 224
permit identification card. "Driver's license" does not include 225
a limited term license issued under section 4507.09 of the 226
Revised Code. 227

(CC) "State identification card" means a card issued by 228
the registrar or a deputy registrar under sections 4507.50 to 229
4507.52 of the Revised Code. 230

(DD) "Interim identification form" means the document 231
issued by the registrar or a deputy registrar to an applicant 232
for a driver's license or state identification card that 233
contains all of the information otherwise found on the license 234
or card and that an applicant may use as a form of 235
identification until the physical license or card arrives in the 236
mail. 237

(EE) (1) "Proof of citizenship" means evidence that an 238
individual is a United States citizen, in the form of one of the 239
following: 240

(a) The number of the individual's current or expired Ohio 241
driver's license or state identification card, if the board of 242
elections verifies using information obtained from the bureau of 243
motor vehicles that the individual has submitted documentation 244
to the bureau that indicates that the individual is a United 245
States citizen; 246

(b) The individual's current or expired Ohio driver's 247
license, state identification card, or interim identification 248

form issued on or after April 7, 2023, or a copy of the front 249
and back of that license, card, or form, if the license, card, 250
or form does not include a notation designating that the 251
individual is a noncitizen of the United States; 252

(c) The individual's current or expired driver's license 253
or nondriver identification card issued by another state within 254
the United States, or a copy of the front and back of the 255
license or card, if the issuing agency indicates on the license 256
or card that the individual is a United States citizen; 257

(d) The individual's birth certificate, certification of 258
report of birth, or consular report of birth abroad, or a copy 259
of one of those documents; 260

(e) The individual's current or expired United States 261
passport or passport card, a copy of the identification page of 262
the passport, or a copy of the front and back of the passport 263
card; 264

(f) The individual's certificate of naturalization or 265
certificate of citizenship or a copy of one of those documents. 266

(2) If an individual's current legal name is different 267
from the name on the individual's proof of citizenship, the 268
individual also shall provide proof of the change of name, such 269
as a copy of a marriage license or court order. 270

(FF) "Federal election" means an election for any of the 271
following: 272

(1) Delegate or alternate to the national convention of a 273
political party; 274

(2) Presidential elector; 275

(3) Nomination as a candidate of a political party for the 276

<u>office of member of the United States house of representatives</u>	277
<u>or member of the United States senate;</u>	278
<u>(4) Member of the United States house of representatives</u>	279
<u>or member of the United States senate.</u>	280
<u>(GG) "Federal-only voter" means an elector who is eligible</u>	281
<u>to vote only in federal elections held in the precinct in which</u>	282
<u>the elector resides and is ineligible to sign an election</u>	283
<u>petition, as described in division (A) (3) of section 3503.01 of</u>	284
<u>the Revised Code.</u>	285
Sec. 3503.01. (A) Every <u>(A) (1) Except as otherwise</u>	286
<u>provided in division (A) (3) of this section, every citizen of</u>	287
the United States who is of the age of eighteen years or over	288
and who has been a resident of the state thirty days immediately	289
preceding the election at which the citizen offers to vote, is a	290
resident of the county and precinct in which the citizen offers	291
to vote, and has been registered to vote for thirty days, has	292
the qualifications of an elector and may vote at all elections	293
in the precinct in which the citizen resides.	294
<u>(2) An elector who registers to vote or submits a change</u>	295
<u>of residence or change of name form on or after the effective</u>	296
<u>date of this amendment shall provide proof of citizenship to the</u>	297
<u>board of elections. An elector whose registration record</u>	298
<u>indicates that the elector has provided proof of citizenship to</u>	299
<u>a board of elections is not required to provide proof of</u>	300
<u>citizenship when subsequently registering to vote or updating</u>	301
<u>the elector's registration in this state.</u>	302
<u>(3) An elector who registers to vote or updates the</u>	303
<u>elector's registration on a form prescribed under 52 U.S.C.</u>	304
<u>20301, 20303, or 20508 and does not provide proof of citizenship</u>	305

as required under division (A) (2) (a) of this section is a 306
federal-only voter unless the elector provides proof of 307
citizenship to the board in accordance with division (F) (1) of 308
section 3503.201 of the Revised Code. A federal-only voter may 309
vote in any federal election held in the precinct in which the 310
elector resides but is not eligible to vote in any other 311
election and is not eligible to sign an election petition. 312

(B) When only a portion of a precinct is included within 313
the boundaries of an election district, the board of elections 314
may assign the electors residing in such portion of a precinct 315
to the nearest precinct or portion of a precinct within the 316
boundaries of such election district for the purpose of voting 317
at any special election held in such district. In any election 318
in which only a part of the electors in a precinct is qualified 319
to vote, the board may assign voters in such part to an 320
adjoining precinct. Such assignment may be made to an adjoining 321
precinct in another county with the consent and approval of the 322
board of elections of such other county if the number of voters 323
assigned to vote in a precinct in another county is two hundred 324
or less. 325

The board shall notify all such electors so assigned, at 326
least ten days prior to the holding of any such election, of the 327
location of the polling place where they are entitled to vote at 328
such election. 329

As used in division (B) of this section, "election 330
district" means a school district, municipal corporation, 331
township, or other political subdivision that includes territory 332
in more than one precinct or any other district or authority 333
that includes territory in more than one precinct and that is 334
authorized by law to place an issue on the ballot at a special 335

election. 336

Sec. 3503.06. (A) No person shall be entitled to vote at 337
any election, unless the person is registered as an elector and 338
will have resided in the county and precinct where the person is 339
registered for at least thirty days at the time of the next 340
election. 341

(B) No person shall be entitled to sign any petition, 342
unless the person is registered as an elector and resides in a 343
precinct in which the candidacy or issue that is the subject of 344
the petition will appear on the ballot. A federal-only voter is 345
not eligible to sign a petition. 346

(C) (1) (a) Except for a nominating petition for 347
presidential electors, no person shall be entitled to circulate 348
any petition unless the person is a resident of this state and 349
is at least eighteen years of age. 350

(b) No person shall be entitled to circulate a nominating 351
petition for presidential electors unless the person is at least 352
eighteen years of age. 353

(2) All election officials, in determining the residence 354
of a person circulating a petition under division (C) (1) of this 355
section, shall be governed by the following rules: 356

(a) That place shall be considered the residence of a 357
person in which the person's habitation is fixed and to which, 358
whenever the person is absent, the person has the intention of 359
returning. 360

(b) A person shall not be considered to have lost the 361
person's residence who leaves the person's home and goes into 362
another state for temporary purposes only, with the intention of 363
returning. 364

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

(d) If a person removes to another state with the intention of making that state the person's residence, the person shall be considered to have lost the person's residence in this state.

(e) Except as otherwise provided in division (C) (2) (f) of this section, if a person removes from this state and continuously resides outside this state for a period of four years or more, the person shall be considered to have lost the person's residence in this state, notwithstanding the fact that the person may entertain an intention to return at some future period.

(f) If a person removes from this state to engage in the services of the United States government, the person shall not be considered to have lost the person's residence in this state during the period of that service, and likewise should the person enter the employment of the state, the place where that person resided at the time of the person's removal shall be considered to be the person's place of residence.

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

Sec. 3503.13. (A) (1) Except as otherwise provided in division (A) (2) of this section, voter registration forms submitted by applicants and the statewide voter registration database established under section 3503.15 of the Revised Code

are public records subject to disclosure under section 149.43 of 394
the Revised Code. 395

(2) None of the following are subject to disclosure under 396
division (A)(1) of this section: 397

(a) An elector's full or partial social security number, 398
driver's license or state identification card number, telephone 399
number, or electronic mail address; 400

(b) A confidential voter registration record, as described 401
in section 111.44 of the Revised Code; 402

(c) The address of a designated public service worker, if 403
the designated public service worker has submitted a redaction 404
request to the board of elections under section 149.45 of the 405
Revised Code; 406

(d) An elector's proof of citizenship; 407

(e) Any other information that is prohibited from being 408
disclosed by state or federal law. 409

(B) A board of elections may use a legible digitized 410
signature list of voter signatures, copied from the signatures 411
on the registration forms in a form and manner prescribed by the 412
secretary of state, provided that the board includes the 413
required voter registration information in the statewide voter 414
registration database established under section 3503.15 of the 415
Revised Code, and provided that the precinct election officials 416
have computer printouts at the polls prepared in the manner 417
required under section 3503.23 of the Revised Code. 418

Sec. 3503.14. (A) The secretary of state shall prescribe 419
the form and content of the registration, change of residence, 420
and change of name forms used in this state. The forms shall 421

meet the requirements of the National Voter Registration Act of 422
1993 and shall ~~include spaces for~~ require the applicant to 423
provide all of the following: 424

(1) The ~~voter's~~ applicant's name; 425

(2) The ~~voter's~~ applicant's address; 426

(3) The current date; 427

(4) The ~~voter's~~ applicant's date of birth; 428

(5) ~~The voter to provide at least one~~ One of the following 429
forms of identification and proof of citizenship: 430

(a) The ~~voter's~~ applicant's Ohio driver's license or state 431
identification card number, which the board of elections shall 432
use to verify that the individual has submitted documentation to 433
the bureau of motor vehicles that indicates that the individual 434
is a United States citizen; 435

(b) The last four digits of the ~~voter's~~ applicant's social 436
security number and proof of citizenship. An applicant is not 437
required to provide proof of citizenship if the applicant has 438
previously provided proof of citizenship when registering to 439
vote or submitting a change of residence or change of name in 440
this state. 441

(6) The ~~voter's~~ applicant's signature. 442

The registration form shall include a space on which the 443
person registering an applicant shall sign the person's name and 444
provide the person's address and a space on which the person 445
registering an applicant shall name the employer who is 446
employing that person to register the applicant. 447

Except for forms prescribed by the secretary of state 448

under section 3503.11 of the Revised Code, the secretary of 449
state shall permit boards of elections to produce forms that 450
have subdivided spaces for each individual alphanumeric 451
character of the information provided by the voter so as to 452
accommodate the electronic reading and conversion of the voter's 453
information to data and the subsequent electronic transfer of 454
that data to the statewide voter registration database 455
established under section 3503.15 of the Revised Code. 456

(B) None of the following persons who are registering an 457
applicant in the course of that official's or employee's normal 458
duties shall sign the person's name, provide the person's 459
address, or name the employer who is employing the person to 460
register an applicant on a form prepared under this section: 461

- (1) An election official; 462
- (2) A county treasurer; 463
- (3) A deputy registrar of motor vehicles; 464
- (4) An employee of a designated agency; 465
- (5) An employee of a public high school; 466
- (6) An employee of a public vocational school; 467
- (7) An employee of a public library; 468
- (8) An employee of the office of a county treasurer; 469
- (9) An employee of the bureau of motor vehicles; 470
- (10) An employee of a deputy registrar of motor vehicles; 471
- (11) An employee of an election official. 472

(C) Except as provided in section 3501.382 of the Revised 473
Code, any applicant who is unable to sign the applicant's own 474

name shall make an "X," if possible, which shall be certified by 475
the signing of the name of the applicant by the person filling 476
out the form, who shall add the person's own signature. If an 477
applicant is unable to make an "X," the applicant shall indicate 478
in some manner that the applicant desires to register to vote or 479
to change the applicant's name or residence. The person 480
registering the applicant shall sign the form and attest that 481
the applicant indicated that the applicant desired to register 482
to vote or to change the applicant's name or residence. 483

(D) No registration, change of residence, or change of 484
name form shall be rejected solely on the basis that a person 485
registering an applicant failed to sign the person's name or 486
failed to name the employer who is employing that person to 487
register the applicant as required under division (A) of this 488
section. 489

(E) A voter registration application submitted online 490
through the internet pursuant to section 3503.20 of the Revised 491
Code is not required to contain a signature to be considered 492
valid. The signature obtained under division (B) of that section 493
shall be considered the applicant's signature for all election 494
and signature-matching purposes. 495

(F) As used in this section, "registering an applicant" 496
includes any effort, for compensation, to provide voter 497
registration forms or to assist persons in completing or 498
returning those forms. 499

Sec. 3503.15. (A) The secretary of state shall establish 500
and maintain a statewide voter registration database that shall 501
be administered by the office of data analytics and archives in 502
the office of the secretary of state and made continuously 503
available to each board of elections and to other agencies as 504

authorized by law. 505

The statewide voter registration database shall be the 506
official list of registered electors for all elections conducted 507
in this state. 508

(B) The statewide voter registration database shall, at a 509
minimum, include all of the following: 510

(1) An electronic network that connects all board of 511
elections offices with the office of the secretary of state and 512
with the offices of all other boards of elections; 513

(2) A computer program that harmonizes the records 514
contained in the database with records maintained by each board 515
of elections; 516

(3) An interactive computer program that allows access to 517
the records contained in the database by each board of elections 518
and by any persons authorized by the secretary of state to add, 519
delete, modify, or print database records, and to conduct 520
updates of the database; 521

(4) A search program capable of verifying registered 522
electors and their registration information by name, driver's 523
license or state identification card number, birth date, social 524
security number, or current address; 525

(5) Safeguards and components to ensure that the 526
integrity, security, and confidentiality of the voter 527
registration information is maintained; 528

(6) Methods to retain canceled voter registration records 529
for not less than five years after they are canceled and to 530
record the reason for their cancellation. 531

(C) For each registered elector, the statewide voter 532

registration database shall include all of the following	533
information:	534
(1) The elector's name;	535
(2) The elector's birth date;	536
(3) The elector's current residence address;	537
(4) The elector's precinct number;	538
(5) The elector's Ohio driver's license or state	539
identification card number, if available;	540
(6) The last four digits of the elector's social security	541
number, if available;	542
(7) The elector's telephone number, if available;	543
(8) The elector's electronic mail address, if available;	544
(9) (a) The elector's voter registration date, which shall	545
be determined based on the elector's most recent application to	546
register to vote in this state, subject to division (C) (9) (b) of	547
this section, as follows:	548
(i) In the case of an application delivered in person to a	549
state or local office of a designated agency, the office of the	550
registrar or any deputy registrar of motor vehicles, a public	551
high school or vocational school, a public library, or the	552
office of a county treasurer, the date stamped on the	553
application upon receipt by the entity that transmits the	554
application to the board of elections or the secretary of state;	555
(ii) In the case of an application delivered in person to	556
a board of elections or the secretary of state, the date stamped	557
on the application upon receipt by the board of elections or the	558
secretary of state, as applicable;	559

(iii) In the case of an application delivered by mail to a board of elections or the secretary of state, the date the application is postmarked;

(iv) In the case of an application submitted through the online voter registration system established under section 3503.20 of the Revised Code, the date of the online submission;

(v) In the case of an application submitted to a board of elections by facsimile transmission or electronic mail under Chapter 3511. of the Revised Code, the date of the receipt of the transmission or electronic mail by the board of elections;

(vi) In the case of a provisional ballot affirmation that serves as an application to register to vote in future elections because the individual who cast the ballot is not registered to vote, the date the board of elections determines that the provisional ballot is invalid under section 3505.183 of the Revised Code.

(b) For purposes of determining an elector's voter registration date under division (C) (9) (a) of this section, all of the following apply:

(i) An elector's voter registration date shall not be during the period beginning on the day after the close of voter registration before an election and ending on the day of the election. If the date determined under division (C) (9) (a) of this section would be during that period, the voter registration date instead shall be the date on which the board of elections processes the application to register to vote after the day of the election.

(ii) A change of address or change of name form, including a provisional ballot affirmation that serves as a change of

address or change of name form, is not considered an application 589
to register to vote. 590

(iii) An application to register to vote that is submitted 591
by an individual who is already registered to vote in this state 592
is not considered an application to register to vote. 593

(10) The elector's voting history, including all of the 594
following for each election in which the elector cast a ballot 595
that was counted: 596

(a) The date of the election; 597

(b) If the election was a primary election, the political 598
party whose ballot the elector cast at the primary election or 599
an indication that the elector voted only on the questions and 600
issues appearing on the ballot at a special election held on the 601
day of the primary election; 602

(c) The type of ballot the elector cast. 603

(11) The elector's last activity date, which shall be 604
determined in accordance with rules adopted by the secretary of 605
state pursuant to Chapter 119. of the Revised Code; 606

(12) The date, if any, on which a board of elections 607
verified that the elector is a United States citizen, as 608
described in division (A) (1) of section 3503.201 of the Revised 609
Code; 610

(13) If applicable, a notation that the elector is a 611
federal-only voter; 612

(14) Any other information the secretary of state requires 613
to be included by rule adopted pursuant to Chapter 119. of the 614
Revised Code. 615

(D) Every day during the period beginning on the forty- 616
sixth day before an election and ending on the eighty-first day 617
after the day of the election, a board of elections shall create 618
a daily record of its voter registration database as of four 619
p.m. and shall transmit the daily record to the secretary of 620
state in a secure manner prescribed by the secretary of state. 621
The secretary of state shall archive the daily record and retain 622
it for at least twenty-two months after the day of the election. 623

(E) The secretary of state shall adopt rules pursuant to 624
Chapter 119. of the Revised Code to implement this section and 625
sections 3503.151 to 3503.153 of the Revised Code, including 626
rules doing all of the following: 627

(1) Specifying the manner in which any voter registration 628
records maintained by boards of elections in other data formats 629
shall be converted for inclusion in the statewide voter 630
registration database; 631

(2) Establishing a uniform method for entering voter 632
registration records into the statewide voter registration 633
database on an expedited basis, but not less than once per day, 634
if new registration information is received, and for 635
transmitting information securely to the secretary of state; 636

(3) Establishing a uniform method for purging canceled 637
voter registration records from the statewide voter registration 638
database in accordance with section 3503.21 of the Revised Code; 639

(4) Specifying the persons authorized to add, delete, 640
modify, or print records contained in the statewide voter 641
registration database and to make updates of that database; 642

(5) Establishing a process for annually auditing the 643
information contained in the statewide voter registration 644

database. 645

(F) A board of elections promptly shall purge a voter's 646
name and voter registration information from the statewide voter 647
registration database in accordance with the rules adopted by 648
the secretary of state under division (E) (3) of this section 649
after the cancellation of a voter's registration under section 650
3503.21 of the Revised Code. 651

(G) The secretary of state shall provide training in the 652
operation of the statewide voter registration database to each 653
board of elections and to any persons authorized by the 654
secretary of state to add, delete, modify, or print database 655
records, and to conduct updates of the database. 656

(H) A board of elections and any vendor with which it 657
contracts to provide voter registration software or related 658
services shall ensure that the board's voter registration system 659
and practices comply with the requirements of this section and 660
any rules adopted under this section. 661

Sec. 3503.151. (A) The secretary of state, through the 662
office of data analytics and archives, and the boards of 663
elections shall maintain the accuracy of the statewide voter 664
registration database in accordance with this section. 665

(B) (1) State agencies, including, but not limited to, the 666
department of health, the bureau of motor vehicles, the 667
department of job and family services, the department of 668
medicaid, and the department of rehabilitation and corrections, 669
shall provide any information and data to the secretary of state 670
that is collected in the course of normal business and that is 671
necessary to register to vote, to update an elector's 672
registration, or to maintain the statewide voter registration 673

database, except where prohibited by federal law or regulation. 674
The department of health, the bureau of motor vehicles, the 675
department of job and family services, the department of 676
medicaid, and the department of rehabilitation and corrections 677
shall provide that information and data to the secretary of 678
state not later than the last day of each month. The secretary 679
of state shall ensure that any information or data provided to 680
the secretary of state that is confidential in the possession of 681
the entity providing the data remains confidential while in the 682
possession of the secretary of state. No public office, and no 683
public official or employee, shall sell that information or data 684
or use that information or data for profit. 685

(2) The secretary of state shall adopt rules under Chapter 686
119. of the Revised Code that establish, by mutual agreement 687
with the bureau of motor vehicles, the content and format of the 688
information and data the bureau of motor vehicles shall provide 689
to the secretary of state under division (B)(1) of this section 690
and the frequency with which the bureau shall provide that 691
information and data. 692

(3) The secretary of state shall make the information and 693
data the bureau of motor vehicles provides to the secretary of 694
state under division (B)(1) of this section available to the 695
boards of elections for purposes of processing voter 696
registration forms under section 3503.201 of the Revised Code. 697

(C) (1) The secretary of state shall enter into agreements 698
to share information or data that is in the possession of the 699
secretary of state with other states or groups of states, as the 700
secretary of state considers necessary, in order to maintain the 701
statewide voter registration database. Except as otherwise 702
provided in division (C) (2) of this section, the secretary of 703

state shall ensure that any information or data provided to the 704
secretary of state that is confidential in the possession of the 705
state providing the data remains confidential while in the 706
possession of the secretary of state. 707

(2) The secretary of state may provide such otherwise 708
confidential information or data to persons or organizations 709
that are engaging in legitimate governmental purposes related to 710
the maintenance of the statewide voter registration database. 711
The secretary of state shall adopt rules pursuant to Chapter 712
119. of the Revised Code identifying the persons or 713
organizations who may receive that information or data. The 714
secretary of state shall not share that information or data with 715
a person or organization not identified in those rules. The 716
secretary of state shall ensure that a person or organization 717
that receives confidential information or data under this 718
division keeps the information or data confidential in the 719
person's or organization's possession by, at a minimum, entering 720
into a confidentiality agreement with the person or 721
organization. Any confidentiality agreement entered into under 722
this division shall include a requirement that the person or 723
organization submit to the jurisdiction of this state in the 724
event that the person or organization breaches the agreement. 725

(3) No person or entity that receives information or data 726
under division (C) of this section shall sell the information or 727
data or use the information or data for profit. 728

(D) The secretary of state shall regularly transmit to the 729
boards of elections, to the extent permitted by state and 730
federal law, the information and data the secretary of state 731
receives under divisions (B) and (C) of this section that is 732
necessary to do the following, in order to ensure that the 733

accuracy of the statewide voter registration database is 734
maintained on a regular basis in accordance with applicable 735
state and federal law: 736

(1) Require the boards of elections to maintain the 737
database in a manner that ensures that the name of each 738
registered elector appears in the database, that only 739
individuals who are not registered or eligible to vote are 740
removed from the database, and that duplicate registrations are 741
eliminated from the database; 742

(2) Require the boards of elections to make a reasonable 743
effort to remove individuals who are not eligible to vote from 744
the database; 745

(3) Establish safeguards to ensure that eligible electors 746
are not removed in error from the database. 747

(E) (1) The secretary of state shall adopt rules under 748
Chapter 119. of the Revised Code to establish a uniform method 749
for addressing instances in which records contained in the 750
statewide voter registration database do not conform with 751
records maintained by an agency, state, or group of states 752
described in division (B) or (C) of this section. That method 753
shall prohibit an elector's voter registration from being 754
canceled on the sole basis that the information in the 755
registration record does not conform to records maintained by 756
such an agency. 757

(2) Information provided under division (B) or (C) of this 758
section for maintenance of the statewide voter registration 759
database shall not be used to update the name or address of a 760
registered elector. The name or address of a registered elector 761
shall only be updated as a result of the elector's actions in 762

filing a notice of change of name, change of address, or both. 763

(3) A board of elections shall contact a registered 764
elector pursuant to the rules adopted under division (E)(1) of 765
this section to verify the accuracy of the information in the 766
statewide voter registration database regarding that elector if 767
that information does not conform with information provided 768
under division (B) or (C) of this section and the discrepancy 769
would affect the elector's eligibility to cast a regular ballot. 770

Sec. 3503.152. The secretary of state shall conduct an 771
annual review of the statewide voter registration database to 772
identify persons who have not submitted proof of citizenship to 773
a board of elections and who appear not to be United States 774
citizens, as follows: 775

(A) The secretary of state shall compare the information 776
in the statewide voter registration database with the 777
information the secretary of state obtains from the bureau of 778
motor vehicles under section 3503.151 of the Revised Code to 779
identify any person who ~~does all of the following, in the~~ 780
~~following order:~~ 781

~~(1) Submits documentation to the bureau of motor vehicles~~ 782
~~that indicates that the person is not a United States citizen;~~ 783

~~(2) Registers to vote, submits a voter registration change~~ 784
~~of residence or change of name form, or votes in this state;~~ 785

~~(3) Submits~~ after registering to vote, submits 786
documentation to the bureau of motor vehicles that indicates 787
that the person is not a United States citizen. 788

~~(B)~~ (B)(1) The secretary of state shall send a report to 789
each board of elections of the persons residing in the county 790
who have been identified under division (A) of this section and 791

shall send a written notice to each person identified under 792
division (A) of this section, instructing the person either to 793
~~confirm that the person is a United States citizen~~ provide proof 794
of citizenship to the board of elections of the county in which 795
the person resides or to submit a completed voter registration 796
cancellation form to the ~~secretary of state~~ board. The secretary 797
of state shall include a blank voter registration cancellation 798
form with the notice. ~~±~~ 799

(2) If the person provides proof of citizenship to the 800
board of elections, the board promptly shall record that fact in 801
the person's registration record, remove any indication in the 802
elector's registration record that the elector is a federal-only 803
voter, and notify the secretary of state. 804

(3) If the person cancels the person's voter registration, 805
the board promptly shall notify the secretary of state. 806

(C) If, within thirty days after the first notice is sent 807
under division (B) of this section, the person fails to respond 808
to the secretary of state in the manner described in division 809
(C) or (D) of this section not later than thirty days after the 810
notice is sent provide proof of citizenship to the board of 811
elections or cancel the person's voter registration, the 812
secretary of state promptly shall send the person a second 813
notice and form. 814

~~(C) If, not later than sixty days after the first notice~~ 815
~~is sent, a person who is sent a notice under division (B) of~~ 816
~~this section responds to the secretary of state, confirming that~~ 817
~~the person is a United States citizen, the secretary of state~~ 818
~~shall take no action concerning the person's voter registration.~~ 819

~~(D) If, not later than sixty days after the first notice~~ 820

~~was sent, a person who receives a notice under division (B) of
this section sends a completed voter registration cancellation
form to the secretary of state, the secretary of state shall
instruct the board of elections of the county in which the
person is registered to cancel the person's registration.~~ 821-825

~~(E) (D) (1) If a person who is sent, within thirty days
after a second notice is sent under division (B) (C) of this
section, the person fails to respond to the secretary of state
in the manner described in division (C) or (D) of this section
not later than thirty days after the second notice is sent
provide proof of citizenship to the board of elections or cancel
the person's voter registration, the secretary of state shall
refer the matter to the attorney general for further
investigation and possible prosecution under section 3599.11,
3599.12, 3599.13, or any other applicable section of the Revised
Code. If,~~ 826-836

~~(2) If, after the thirtieth day after the second notice is
sent, secretary of state refers a person to the attorney general
under division (D) (1) of this section, the person sends a
completed provides proof of citizenship to the board of
elections or cancels the person's voter registration
cancellation form to the secretary of state, the secretary of
state shall instruct the board of elections of the county in
which the person is registered to cancel the person's
registration and shall notify the attorney general of the
cancellation that fact.~~ 837-846

~~(F) (E) The secretary of state shall not conduct the
review described in this section during the ninety days
immediately preceding a primary or general election for federal
office.~~ 847-850

Sec. 3503.153. (A) The statewide voter registration 851
database shall be made available on a web site of the office of 852
the secretary of state as follows: 853

(1) Except as otherwise provided in division (A)(2) of 854
this section, the following information from the statewide voter 855
registration database regarding a registered elector shall be 856
made available on the web site: 857

(a) The elector's name; 858

(b) The elector's birth date; 859

(c) The elector's current residence address; 860

(d) The elector's precinct number; 861

(e) The elector's voter registration date, as described in 862
division (C)(9) of section 3503.15 of the Revised Code; 863

(f) The elector's voting history, as described in division 864
(C)(10) of section 3503.15 of the Revised Code; 865

(g) The elector's last activity date, as described in 866
division (C)(11) of section 3503.15 of the Revised Code; 867

(h) If applicable, an indication that the elector is a 868
federal-only voter and the manner in which the elector may 869
provide proof of citizenship to the board of elections under 870
division (F)(1) of section 3503.201 of the Revised Code. 871

(2) During the thirty days before the day of a primary or 872
general election, the web site interface of the statewide voter 873
registration database shall permit an elector to search for the 874
polling location at which that elector may cast a ballot. 875

(3) No information in the statewide voter registration 876
database that is exempt from disclosure under division (A)(2) of 877

section 3503.13 of the Revised Code shall be made available on 878
the web site. 879

(B) (1) The secretary of state shall establish, by rule 880
adopted under Chapter 119. of the Revised Code, a process for 881
boards of elections to notify the secretary of state of changes 882
in the locations of precinct polling places for the purpose of 883
updating the information made available on the secretary of 884
state's web site under division (A) (2) of this section. Those 885
rules shall require a board of elections, during the thirty days 886
before the day of a primary or general election, to notify the 887
secretary of state within one business day of any change to the 888
location of a precinct polling place within the county. 889

(2) During the thirty days before the day of a primary or 890
general election, not later than one business day after 891
receiving a notification from a county pursuant to division (B) 892
(1) of this section that the location of a precinct polling 893
place has changed, the secretary of state shall update that 894
information on the secretary of state's web site for the purpose 895
of division (A) (2) of this section. 896

Sec. 3503.16. (A) Except as otherwise provided in division 897
(E) of section 111.44 of the Revised Code, whenever a registered 898
elector changes the place of residence of that registered 899
elector from one precinct to another within a county or from one 900
county to another, or has a change of name, that registered 901
elector shall report the change by delivering a change of 902
residence or change of name form, whichever is appropriate, as 903
prescribed by the secretary of state under section 3503.14 of 904
the Revised Code to the state or local office of a designated 905
agency, a public high school or vocational school, a public 906
library, the office of the county treasurer, the office of the 907

secretary of state, any office of the registrar or deputy 908
registrar of motor vehicles, or any office of a board of 909
elections in person or by a third person. Any voter 910
registration, change of address, or change of name application, 911
returned by mail, may be sent only to the secretary of state or 912
the board of elections. 913

A registered elector also may update the registration of 914
that registered elector by filing a change of residence or 915
change of name form on the day of a special, primary, or general 916
election at the polling place in the precinct in which that 917
registered elector resides or at the board of elections or at 918
another site designated by the board. 919

~~(B) (1) (a) Any registered elector who moves within a 920
precinct on or prior to the day of a general, primary, or 921
special election and has not filed a notice of change of 922
residence with the board of elections may vote in that election 923
by going to that registered elector's assigned polling place, 924
completing and signing a notice of change of residence, showing 925
photo identification, and casting a ballot. 926~~

~~(b) Any registered elector who changes the name of that 927
registered elector and remains within a precinct on or prior to 928
the day of a general, primary, or special election and has not 929
filed a notice of change of name with the board of elections may 930
vote in that election by going to that registered elector's 931
assigned polling place, completing and signing a notice of a 932
change of name, and casting a provisional ballot under section 933
3505.181 of the Revised Code. If the registered elector provides 934
to the precinct election officials proof of a legal name change, 935
such as a marriage license or court order that includes the 936
elector's current and prior names, the elector may complete and 937~~

~~sign a notice of change of name and cast a regular ballot.~~ 938

~~(2)(B)~~ Any registered elector who moves ~~from one precinct~~ 939
~~to another~~ within a county, does not move but changes the 940
elector's name, or moves ~~from one precinct to another within a~~ 941
county and changes the name of that registered elector on or 942
prior to the day of a general, primary, or special election and 943
has not filed a notice of change of residence or change of name, 944
whichever is appropriate, with the board of elections may vote 945
in that election if that registered elector complies with 946
division (G) of this section or does all of the following: 947

~~(a)(1)~~ Appears at any time during regular 948
business hours on or after the twenty-eighth day prior to the 949
election in which that registered elector wishes to vote or, if 950
the election is held on the day of a presidential primary 951
election, the twenty-fifth day prior to the election, through 952
noon of the Saturday prior to the election at the office of the 953
board of elections, appears at any time during regular business 954
hours on the Monday prior to the election at the office of the 955
board of elections, or appears on the day of the election at 956
either of the following locations: 957

~~(i)(a)~~ The polling place for the precinct in which that 958
registered elector resides; 959

~~(i)(b)~~ The office of the board of elections or, if 960
pursuant to division (C) of section 3501.10 of the Revised Code 961
the board has designated another location in the county at which 962
registered electors may vote, at that other location instead of 963
the office of the board of elections. 964

~~(b)(2)~~ Completes and signs, under penalty of election 965
falsification, the written affirmation on the provisional ballot 966

envelope, which shall serve as a notice of change of residence 967
or change of name, whichever is appropriate; 968

~~(e)~~ (3) Votes a provisional ballot under section 3505.181 969
of the Revised Code at the polling place, at the office of the 970
board of elections, or, if pursuant to division (C) of section 971
3501.10 of the Revised Code the board has designated another 972
location in the county at which registered electors may vote, at 973
that other location instead of the office of the board of 974
elections, whichever is appropriate, using the address to which 975
that registered elector has moved or the name of that registered 976
elector as changed, whichever is appropriate; 977

~~(d)~~ (4) Completes and signs, under penalty of election 978
falsification, a statement attesting that that registered 979
elector moved or had a change of name, whichever is appropriate, 980
on or prior to the day of the election, has voted a provisional 981
ballot at the polling place for the precinct in which that 982
registered elector resides, at the office of the board of 983
elections, or, if pursuant to division (C) of section 3501.10 of 984
the Revised Code the board has designated another location in 985
the county at which registered electors may vote, at that other 986
location instead of the office of the board of elections, 987
whichever is appropriate, and will not vote or attempt to vote 988
at any other location for that particular election. 989

(C) Any registered elector who moves from one county to 990
another county within the state on or prior to the day of a 991
general, primary, or special election and has not registered to 992
vote in the county to which that registered elector moved may 993
vote in that election if that registered elector complies with 994
division (G) of this section or does all of the following: 995

(1) Appears at any time during regular business hours on 996

or after the twenty-eighth day prior to the election in which 997
that registered elector wishes to vote or, if the election is 998
held on the day of a presidential primary election, the twenty- 999
fifth day prior to the election, through noon of the Saturday 1000
prior to the election at the office of the board of elections 1001
or, if pursuant to division (C) of section 3501.10 of the 1002
Revised Code the board has designated another location in the 1003
county at which registered electors may vote, at that other 1004
location instead of the office of the board of elections, 1005
appears during regular business hours on the Monday prior to the 1006
election at the office of the board of elections or, if pursuant 1007
to division (C) of section 3501.10 of the Revised Code the board 1008
has designated another location in the county at which 1009
registered electors may vote, at that other location instead of 1010
the office of the board of elections, or appears on the day of 1011
the election at the office of the board of elections or, if 1012
pursuant to division (C) of section 3501.10 of the Revised Code 1013
the board has designated another location in the county at which 1014
registered electors may vote, at that other location instead of 1015
the office of the board of elections; 1016

(2) Completes and signs, under penalty of election 1017
falsification, the written affirmation on the provisional ballot 1018
envelope, which shall serve as a notice of change of residence; 1019

(3) Votes a provisional ballot under section 3505.181 of 1020
the Revised Code at the office of the board of elections or, if 1021
pursuant to division (C) of section 3501.10 of the Revised Code 1022
the board has designated another location in the county at which 1023
registered electors may vote, at that other location instead of 1024
the office of the board of elections, using the address to which 1025
that registered elector has moved; 1026

(4) Completes and signs, under penalty of election 1027
falsification, a statement attesting that that registered 1028
elector has moved from one county to another county within the 1029
state on or prior to the day of the election, has voted at the 1030
office of the board of elections or, if pursuant to division (C) 1031
of section 3501.10 of the Revised Code the board has designated 1032
another location in the county at which registered electors may 1033
vote, at that other location instead of the office of the board 1034
of elections, and will not vote or attempt to vote at any other 1035
location for that particular election. 1036

(D) A person who votes by absent voter's ballots pursuant 1037
to division (G) of this section shall not make written 1038
application for the ballots pursuant to Chapter 3509. of the 1039
Revised Code. Ballots cast pursuant to division (G) of this 1040
section shall be set aside in a special envelope and counted 1041
during the official canvass of votes in the manner provided for 1042
in sections 3505.32 and 3509.06 of the Revised Code insofar as 1043
that manner is applicable. The board shall examine the pollbooks 1044
to verify that no ballot was cast at the polls or by absent 1045
voter's ballots under Chapter 3509. or 3511. of the Revised Code 1046
by an elector who has voted by absent voter's ballots pursuant 1047
to division (G) of this section. Any ballot determined to be 1048
insufficient for any of the reasons stated above or stated in 1049
section 3509.07 of the Revised Code shall not be counted. 1050

Subject to division (C) of section 3501.10 of the Revised 1051
Code, a board of elections may lease or otherwise acquire a site 1052
different from the office of the board at which registered 1053
electors may vote pursuant to division (B) or (C) of this 1054
section. 1055

(E) Upon receiving a notice of change of residence or 1056

~~change of name, the board of elections shall immediately send~~ 1057
~~the registrant an acknowledgment notice. If the change of~~ 1058
~~residence or change of name notice is valid, the board shall~~ 1059
~~update the voter's registration as appropriate. If that form is~~ 1060
~~incomplete, the board shall inform the registrant in the~~ 1061
~~acknowledgment notice specified in this division of the~~ 1062
~~information necessary to complete or update that registrant's~~ 1063
~~registration process it in accordance with section 3503.201 of~~ 1064
~~the Revised Code.~~ 1065

(F) Change of residence and change of name forms shall be 1066
available at each polling place, and when these forms are 1067
completed, noting changes of residence or name, as appropriate, 1068
they shall be filed with election officials at the polling 1069
place. Election officials shall return completed forms, together 1070
with the pollbooks and tally sheets, to the board of elections. 1071

The board of elections shall provide change of residence 1072
and change of name forms to the probate court and court of 1073
common pleas. The court shall provide the forms to any person 1074
eighteen years of age or older who has a change of name by order 1075
of the court or who applies for a marriage license. The court 1076
shall forward all completed forms to the board of elections 1077
within five days after receiving them. 1078

(G) A registered elector who otherwise would qualify to 1079
vote under division (B) or (C) of this section but is unable to 1080
appear at the office of the board of elections or, if pursuant 1081
to division (C) of section 3501.10 of the Revised Code the board 1082
has designated another location in the county at which 1083
registered electors may vote, at that other location, on account 1084
of personal illness, physical disability, or infirmity, may vote 1085
on the day of the election if that registered elector does all 1086

of the following: 1087

(1) Makes a written application on a form prescribed by 1088
the secretary of state that includes all of the information 1089
required under section 3509.03 of the Revised Code to the 1090
appropriate board for an absent voter's ballot on or after the 1091
twenty-seventh day prior to the election in which the registered 1092
elector wishes to vote through the close of business on the 1093
seventh day prior to that election and requests that the absent 1094
voter's ballot be sent to the address to which the registered 1095
elector has moved if the registered elector has moved, or to the 1096
address of that registered elector who has not moved but has had 1097
a change of name; 1098

(2) Declares that the registered elector has moved or had 1099
a change of name, whichever is appropriate, and otherwise is 1100
qualified to vote under the circumstances described in division 1101
(B) or (C) of this section, whichever is appropriate, but that 1102
the registered elector is unable to appear at the board of 1103
elections because of personal illness, physical disability, or 1104
infirmity; 1105

(3) Completes and returns along with the completed absent 1106
voter's ballot a notice of change of residence indicating the 1107
address to which the registered elector has moved, or a notice 1108
of change of name, whichever is appropriate; 1109

(4) Completes and signs, under penalty of election 1110
falsification, a statement attesting that the registered elector 1111
has moved or had a change of name on or prior to the day before 1112
the election, has voted by absent voter's ballot because of 1113
personal illness, physical disability, or infirmity that 1114
prevented the registered elector from appearing at the board of 1115
elections, and will not vote or attempt to vote at any other 1116

location or by absent voter's ballot mailed to any other 1117
location or address for that particular election. 1118

Sec. 3503.19. (A) Persons qualified to register or to 1119
change their registration because of a change of address or 1120
change of name may register or change their registration in 1121
person at any state or local office of a designated agency, at 1122
the office of the registrar or any deputy registrar of motor 1123
vehicles, at a public high school or vocational school, at a 1124
public library, at the office of a county treasurer, or at a 1125
branch office established by the board of elections, or in 1126
person, through another person, or by mail at the office of the 1127
secretary of state or at the office of a board of elections. A 1128
registered elector may also change the elector's registration on 1129
election day at any polling place where the elector is eligible 1130
to vote, in the manner provided under section 3503.16 of the 1131
Revised Code. 1132

Any state or local office of a designated agency, the 1133
office of the registrar or any deputy registrar of motor 1134
vehicles, a public high school or vocational school, a public 1135
library, or the office of a county treasurer shall transmit any 1136
voter registration application or change of registration form 1137
that it receives to the board of elections of the county in 1138
which the state or local office is located, within five days 1139
after receiving the voter registration application or change of 1140
registration form. 1141

An otherwise valid voter registration application that is 1142
returned to the appropriate office other than by mail must be 1143
received by a state or local office of a designated agency, the 1144
office of the registrar or any deputy registrar of motor 1145
vehicles, a public high school or vocational school, a public 1146

library, the office of a county treasurer, the office of the 1147
secretary of state, or the office of a board of elections no 1148
later than the thirtieth day preceding a primary, special, or 1149
general election for the person to qualify as an elector 1150
eligible to vote at that election. An otherwise valid 1151
registration application received after that day entitles the 1152
elector to vote at all subsequent elections. 1153

Any state or local office of a designated agency, the 1154
office of the registrar or any deputy registrar of motor 1155
vehicles, a public high school or vocational school, a public 1156
library, or the office of a county treasurer shall date stamp a 1157
registration application or change of name or change of address 1158
form it receives using a date stamp that does not disclose the 1159
identity of the state or local office that receives the 1160
registration. 1161

Voter registration applications, if otherwise valid, that 1162
are returned by mail to the office of the secretary of state or 1163
to the office of a board of elections must be postmarked no 1164
later than the thirtieth day preceding a primary, special, or 1165
general election in order for the person to qualify as an 1166
elector eligible to vote at that election. If an otherwise valid 1167
voter registration application that is returned by mail does not 1168
bear a postmark or a legible postmark, the registration shall be 1169
valid for that election if received by the office of the 1170
secretary of state or the office of a board of elections no 1171
later than twenty-five days preceding any special, primary, or 1172
general election. 1173

(B) (1) Any person may apply in person, by telephone, by 1174
mail, or through another person for voter registration forms to 1175
the office of the secretary of state or the office of a board of 1176

elections. An individual who is eligible to vote as a uniformed 1177
services voter or an overseas voter in accordance with 42 U.S.C. 1178
1973ff-6 also may apply for voter registration forms by 1179
electronic means to the office of the secretary of state or to 1180
the board of elections of the county in which the person's 1181
voting residence is located pursuant to section 3503.191 of the 1182
Revised Code. 1183

(2) (a) An applicant may return the applicant's completed 1184
registration form in person or by mail to any state or local 1185
office of a designated agency, to a public high school or 1186
vocational school, to a public library, to the office of a 1187
county treasurer, to the office of the secretary of state, or to 1188
the office of a board of elections. An applicant who is eligible 1189
to vote as a uniformed services voter or an overseas voter in 1190
accordance with 42 U.S.C. 1973ff-6 also may return the 1191
applicant's completed voter registration form electronically to 1192
the office of the secretary of state or to the board of 1193
elections of the county in which the person's voting residence 1194
is located pursuant to section 3503.191 of the Revised Code. 1195

(b) Subject to division (B) (2) (c) of this section, an 1196
applicant may return the applicant's completed registration form 1197
through another person to any board of elections or the office 1198
of the secretary of state. 1199

(c) A person who receives compensation for registering a 1200
voter shall return any registration form entrusted to that 1201
person by an applicant to any board of elections or to the 1202
office of the secretary of state. 1203

(d) If a board of elections or the office of the secretary 1204
of state receives a registration form under division (B) (2) (b) 1205
or (c) of this section before the thirtieth day before an 1206

election, the board or the office of the secretary of state, as 1207
applicable, shall forward the registration to the board of 1208
elections of the county in which the applicant is seeking to 1209
register to vote within ten days after receiving the 1210
application. If a board of elections or the office of the 1211
secretary of state receives a registration form under division 1212
(B) (2) (b) or (c) of this section on or after the thirtieth day 1213
before an election, the board or the office of the secretary of 1214
state, as applicable, shall forward the registration to the 1215
board of elections of the county in which the applicant is 1216
seeking to register to vote within thirty days after that 1217
election. 1218

~~(C) (1) (C)~~ A board of elections that receives a voter 1219
registration application and is satisfied as to the truth of the 1220
statements made in the registration form shall register the 1221
applicant not later than twenty business days after receiving 1222
process the application, unless that application is received 1223
during the thirty days immediately preceding the day of an 1224
election in accordance with section 3503.201 of the Revised 1225
Code. The board shall promptly notify the applicant in writing 1226
of each of the following: 1227

~~(a) The applicant's registration;~~ 1228

~~(b) The precinct in which the applicant is to vote;~~ 1229

~~(c) In bold type as follows:~~ 1230

~~"Voters must bring photo identification to the polls in 1231
order to verify identity. Voters who do not provide photo 1232
identification will still be able to vote by casting a 1233
provisional ballot."~~ 1234

~~The notification shall be by nonforwardable mail. If the 1235~~

~~mail is returned to the board, it shall investigate and cause
the notification to be delivered to the correct address.~~ 1236
1237

~~(2) If, after investigating as required under division (C)
(1) of this section, the board is unable to verify the voter's
correct address, it shall cause the voter's name in the official
registration list and in the poll list or signature pollbook to
be marked to indicate that the voter's notification was returned
to the board.~~ 1238
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~~At the first election at which a voter whose name has been
so marked appears to vote, the voter shall be required to vote
by provisional ballot under section 3505.181 of the Revised
Code. If the provisional ballot is counted pursuant to division
(B) (3) of section 3505.183 of the Revised Code, the board shall
correct that voter's registration, if needed, and shall remove
the indication that the voter's notification was returned from
that voter's name on the official registration list and on the
poll list or signature pollbook. If the provisional ballot is
not counted pursuant to division (B) (4) (a) (i), (v), or (vi) of
section 3505.183 of the Revised Code, the voter's registration
shall be canceled. The board shall notify the voter by United
States mail of the cancellation.~~ 1244
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~~(3) If a notice of the disposition of an otherwise valid
registration application is sent by nonforwardable mail and is
returned undelivered, the person shall be registered as provided
in division (C) (2) of this section and sent a confirmation
notice by forwardable mail. If the person fails to respond to
the confirmation notice, update the person's registration, or
vote by provisional ballot as provided in division (C) (2) of
this section in any election during the period of two federal
elections subsequent to the mailing of the confirmation notice,~~ 1257
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~~the person's registration shall be canceled.~~ 1266

Sec. 3503.201. (A) When the board of elections receives a 1267
voter registration application or a notice of change of address 1268
or change of name, the board shall attempt to verify the 1269
applicant's United States citizenship by doing one of the 1270
following: 1271

(1) Confirming that the applicant has provided proof of 1272
citizenship and noting that fact in the applicant's voter 1273
registration record. If the applicant has provided the number of 1274
the applicant's Ohio driver's license or state identification 1275
card or if the applicant's voter registration record already 1276
contains that number, the board shall confirm, using information 1277
obtained from the bureau of motor vehicles under section 1278
3503.151 of the Revised Code, that the applicant has submitted 1279
documentation to the bureau that indicates that the applicant is 1280
a United States citizen. 1281

(2) Determining that the applicant's existing voter 1282
registration record obtained from the statewide voter 1283
registration database indicates that a board of elections has 1284
previously verified the applicant as a United States citizen. 1285

(B) (1) If the board is able to verify the applicant's 1286
United States citizenship under division (A) (1) of this section, 1287
the application is complete, and the board is satisfied as to 1288
the truth of the statements made in the registration form, the 1289
board shall register the applicant or update the applicant's 1290
registration not later than twenty business days after receiving 1291
the application, unless that application is received during the 1292
thirty days immediately preceding the day of an election, and 1293
promptly shall send the applicant an acknowledgment notice. 1294

(2) The acknowledgment notice shall include all of the 1295
following information: 1296

(a) The fact that the elector has been registered to vote 1297
or has had the elector's registration updated, as applicable; 1298

(b) The precinct in which the elector is to vote; 1299

(c) In bold type as follows: 1300

"Voters must bring photo identification to the polls in 1301
order to verify identity. Voters who do not provide photo 1302
identification will still be able to vote by casting a 1303
provisional ballot." 1304

(3) The board shall send the acknowledgment notice by 1305
nonforwardable mail. If the acknowledgment notice is returned to 1306
the board as undeliverable, it shall investigate and cause the 1307
acknowledgment notice to be delivered to the correct address. 1308

(4) If, after investigating as required under division (B) 1309
(3) of this section, the board is unable to verify the elector's 1310
correct address, it shall send the elector a confirmation notice 1311
by forwardable mail and shall cause the elector's registration 1312
record and the pollbook to be marked to indicate that the 1313
elector's acknowledgment notice was returned to the board. At 1314
the first election at which the elector appears to vote, the 1315
elector shall be required to vote by provisional ballot under 1316
section 3505.181 of the Revised Code. If the provisional ballot 1317
is counted pursuant to division (B) (3) of section 3505.183 of 1318
the Revised Code, the board shall correct the elector's 1319
registration, if needed, and shall remove the indication that 1320
the elector's acknowledgment notice was returned from the 1321
elector's registration record and from the pollbook. If the 1322
provisional ballot is not counted pursuant to division (B) (4) (a) 1323

(i), (v), or (vi) of section 3505.183 of the Revised Code, the 1324
elector's registration shall be canceled. The board shall notify 1325
the elector by United States mail of the cancellation. 1326

(C) Except as otherwise provided in division (E) of this 1327
section, if the board is unable to verify the applicant's United 1328
States citizenship under division (A) of this section or if the 1329
application is otherwise incomplete, the board promptly shall 1330
send the applicant a notice that specifies the information 1331
necessary to complete or update the applicant's registration. 1332

(D) If the board determines that the applicant appears not 1333
to be eligible to vote, the board shall reject the form and 1334
refer the matter to the prosecuting attorney of the county for 1335
investigation. 1336

(E) If the board receives a voter registration form, 1337
notice of change of address, or notice of change of name on a 1338
form prescribed under 52 U.S.C. 20301, 20303, or 20508, and the 1339
board is unable to verify the applicant's United States 1340
citizenship under division (A) of this section, but the form is 1341
otherwise valid and the board is satisfied as to the truth of 1342
the statements made in the form, the board shall register the 1343
applicant or update the applicant's registration, as applicable, 1344
and do both of the following: 1345

(1) Note in the applicant's registration record and in the 1346
pollbook that the applicant is a federal-only voter. 1347

(2) Include all of the following in the acknowledgment 1348
notice sent to the applicant: 1349

(a) The fact that the applicant is eligible to vote only 1350
in federal elections and is ineligible to sign an election 1351
petition unless the applicant provides proof of citizenship to 1352

<u>the board;</u>	1353
<u>(b) The acceptable forms of proof of citizenship;</u>	1354
<u>(c) The manner in which the applicant may provide proof of citizenship to the board under division (F)(1) of this section.</u>	1355 1356
<u>(F)(1) A federal-only voter becomes eligible to vote on the state and local candidates, questions, and issues appearing on the ballot at an election if the federal-only voter does one of the following:</u>	1357 1358 1359 1360
<u>(a) Submits proof of citizenship to the board of elections, in person or by mail, not later than the thirtieth day before the day of the election;</u>	1361 1362 1363
<u>(b) Casts absent voter's ballots by mail and submits proof of citizenship to the board of elections along with the elector's voted absent voter's ballots or not later than the fourth day after the day of the election;</u>	1364 1365 1366 1367
<u>(c) Casts a provisional ballot and submits proof of citizenship to the board of elections along with the elector's provisional ballot or not later than the fourth day after the day of the election.</u>	1368 1369 1370 1371
<u>(2) When a federal-only voter provides proof of citizenship in accordance with division (F)(1) of this section, the board of elections shall note that fact in the elector's registration record and shall remove the indication in the elector's registration record that the elector is a federal-only voter.</u>	1372 1373 1374 1375 1376 1377
Sec. 3503.21. (A) The registration of a registered elector shall be canceled upon the occurrence of any of the following:	1378 1379
(1) The filing by a registered elector of a written	1380

request with a board of elections or the secretary of state, on 1381
a form prescribed by the secretary of state and signed by the 1382
elector, that the registration be canceled. The filing of such a 1383
request does not prohibit an otherwise qualified elector from 1384
reregistering to vote at any time. 1385

(2) The filing of a notice of the death of a registered 1386
elector as provided in section 3503.18 of the Revised Code; 1387

(3) The filing with the board of elections of a certified 1388
copy of the death certificate of a registered elector by the 1389
deceased elector's spouse, parent, or child, by the 1390
administrator of the deceased elector's estate, or by the 1391
executor of the deceased elector's will; 1392

(4) The conviction of the registered elector of a felony 1393
under the laws of this state, any other state, or the United 1394
States as provided in section 2961.01 of the Revised Code; 1395

(5) The adjudication of incompetency of the registered 1396
elector for the purpose of voting as provided in section 1397
5122.301 of the Revised Code; 1398

(6) The change of residence of the registered elector to a 1399
location outside the county of registration in accordance with 1400
division (B) of this section; 1401

(7) The failure of the registered elector, after having 1402
been mailed a confirmation notice, to do either of the 1403
following: 1404

(a) Respond to such a notice and vote at least once during 1405
a period of four consecutive years, which period shall include 1406
two general federal elections; 1407

(b) Update the elector's registration and vote at least 1408

once during a period of four consecutive years, which period 1409
shall include two general federal elections. 1410

(8) The receipt by the board of elections of a 1411
cancellation notice or request pursuant to section 111.44 of the 1412
Revised Code. 1413

(B) (1) The secretary of state shall prescribe procedures 1414
to identify and cancel the registration in a prior county of 1415
residence of any registrant who changes the registrant's voting 1416
residence to a location outside the registrant's current county 1417
of registration. Any procedures prescribed in this division 1418
shall be uniform and nondiscriminatory, and shall comply with 1419
the Voting Rights Act of 1965. The secretary of state may 1420
prescribe procedures under this division that include the use of 1421
the national change of address service provided by the United 1422
States postal system through its licensees. Any program so 1423
prescribed shall be completed not later than ninety days prior 1424
to the date of any primary or general election for federal 1425
office. 1426

(2) The registration of any elector identified as having 1427
changed the elector's voting residence to a location outside the 1428
elector's current county of registration shall not be canceled 1429
unless the registrant is sent a confirmation notice on a form 1430
prescribed by the secretary of state and the registrant fails to 1431
respond to the confirmation notice or otherwise update the 1432
registration and fails to vote in any election during the period 1433
of two federal elections subsequent to the mailing of the 1434
confirmation notice. 1435

(C) The registration of a registered elector shall not be 1436
canceled except as provided in this section, section 111.44 of 1437
the Revised Code, division (Q) of section 3501.05 of the Revised 1438

Code, division ~~(C) (2)~~ (B) (4) of section ~~3503.19~~ 3503.201 of the 1439
Revised Code, or division (C) of section 3503.24 of the Revised 1440
Code. 1441

(D) Boards of elections shall send their voter 1442
registration information to the secretary of state as required 1443
under section 3503.15 of the Revised Code. The secretary of 1444
state may prescribe by rule adopted pursuant to section 111.15 1445
of the Revised Code the format in which the boards of elections 1446
must send that information to the secretary of state. In the 1447
first quarter of each year, the secretary of state shall send 1448
the information to the national change of address service 1449
described in division (B) of this section and request that 1450
service to provide the secretary of state with a list of any 1451
voters sent by the secretary of state who have moved within the 1452
last twelve months. The secretary of state shall transmit to 1453
each appropriate board of elections whatever lists the secretary 1454
of state receives from that service. The board shall send a 1455
notice to each person on the list transmitted by the secretary 1456
of state requesting confirmation of the person's change of 1457
address, together with a postage prepaid, preaddressed return 1458
envelope containing a form on which the voter may verify or 1459
correct the change of address information. 1460

(E) The registration of a registered elector described in 1461
division (A) (7) or (B) (2) of this section shall be canceled not 1462
later than one hundred twenty days after the date of the second 1463
general federal election in which the elector fails to vote or 1464
not later than one hundred twenty days after the expiration of 1465
the four-year period in which the elector fails to vote or 1466
respond to a confirmation notice, whichever is later. 1467

(F) (1) When a registration is canceled pursuant to 1468

division (A) (2) or (3) of this section, the applicable board of 1469
elections shall send a written notice, on a form prescribed by 1470
the secretary of state, to the address at which the elector was 1471
registered, informing the recipient that the elector's 1472
registration has been canceled, of the reason for the 1473
cancellation, and that if the cancellation was made in error, 1474
the elector may contact the board of elections to correct the 1475
error. 1476

(2) If the elector's registration is canceled pursuant to 1477
division (A) (2) or (3) of this section in error, it shall be 1478
restored and treated as though it were never canceled. 1479

Sec. 3505.18. (A) (1) When an elector appears in a polling 1480
place to vote, the elector shall announce to the precinct 1481
election officials the elector's full name and current address 1482
and provide photo identification. 1483

(2) If an elector does not have or is unable to provide 1484
photo identification to the precinct election officials, or if 1485
the pollbook indicates that the elector is a federal-only voter, 1486
the elector may cast a provisional ballot under section 3505.181 1487
of the Revised Code. 1488

(B) After the elector has announced the elector's full 1489
name and current address and provided photo identification, the 1490
elector shall confirm the elector's name and address by signing 1491
the elector's name at the proper place in the poll list or 1492
signature pollbook provided for the purpose, except that if, for 1493
any reason, an elector is unable to sign the elector's name in 1494
the poll list or signature pollbook, the elector may make the 1495
elector's mark at the place intended for the elector's name, and 1496
a precinct election official shall write the name of the elector 1497
at the proper place on the poll list or signature pollbook 1498

following the elector's mark. The making of such a mark shall be 1499
attested by the precinct election official, who shall evidence 1500
the same by signing the precinct election official's name on the 1501
poll list or signature pollbook as a witness to the mark. 1502
Alternatively, if applicable, an attorney in fact acting 1503
pursuant to section 3501.382 of the Revised Code may sign the 1504
elector's signature in the poll list or signature pollbook in 1505
accordance with that section. 1506

The elector's signature in the poll list or signature 1507
pollbook then shall be compared with the elector's signature on 1508
the elector's registration form or a digitized signature list as 1509
provided for in section 3503.13 of the Revised Code, and if, in 1510
the opinion of a majority of the precinct election officials, 1511
the signatures are the signatures of the same person, the 1512
election officials shall enter the date of the election on the 1513
registration form or shall record the date by other means 1514
prescribed by the secretary of state. The validity of an 1515
attorney in fact's signature on behalf of an elector shall be 1516
determined in accordance with section 3501.382 of the Revised 1517
Code. 1518

If the right of the elector to vote is not then 1519
challenged, or, if being challenged, the elector establishes the 1520
elector's right to vote, the elector shall be allowed to proceed 1521
to use the voting machine. If voting machines are not being used 1522
in that precinct, the precinct election official in charge of 1523
ballots shall then detach the next ballots to be issued to the 1524
elector from Stub B attached to each ballot, leaving Stub A 1525
attached to each ballot, hand the ballots to the elector, and 1526
call the elector's name and the stub number on each of the 1527
ballots. The precinct election official shall enter the stub 1528
numbers opposite the signature of the elector in the pollbook. 1529

The elector shall then retire to one of the voting compartments 1530
to mark the elector's ballots. No mark shall be made on any 1531
ballot which would in any way enable any person to identify the 1532
person who voted the ballot. 1533

Sec. 3505.181. (A) All of the following individuals shall 1534
be permitted to cast a provisional ballot at an election: 1535

(1) An individual who declares that the individual is a 1536
registered voter in the precinct in which the individual desires 1537
to vote and that the individual is eligible to vote in an 1538
election, but the name of the individual does not appear on the 1539
official list of eligible voters for the precinct or an election 1540
official asserts that the individual is not eligible to vote; 1541

(2) An individual who does not have or is unable to 1542
provide photo identification to the election officials; 1543

(3) An individual whose name in the poll list or signature 1544
pollbook has been marked under section 3509.09 or 3511.13 of the 1545
Revised Code as having requested an absent voter's ballot or a 1546
uniformed services or overseas absent voter's ballot for that 1547
election and who appears to vote at the polling place; 1548

(4) An individual whose notification of registration has 1549
been returned undelivered to the board of elections and whose 1550
name in the official registration list and in the poll list or 1551
signature pollbook has been marked under division ~~(C) (2)~~ (B) (4) 1552
of section ~~3503.19~~ 3503.201 of the Revised Code; 1553

(5) An individual who has been successfully challenged 1554
under section 3505.20 or 3513.20 of the Revised Code; 1555

(6) An individual who ~~changes the individual's name and~~ 1556
~~remains within the precinct without providing proof of that name~~ 1557
~~change under division (B) (1) (b) of section 3503.16 of the~~ 1558

~~Revised Code, moves from one precinct to another within a~~ 1559
~~county, moves from one precinct to another and changes the~~ 1560
~~individual's name,~~ or moves ~~from one county to another~~ within 1561
the state, and completes and signs the required forms and 1562
statements under division (B) or (C) of section 3503.16 of the 1563
Revised Code; 1564

(7) An individual whose signature, in the opinion of the 1565
precinct officers under section 3505.22 of the Revised Code, is 1566
not that of the person who signed that name in the registration 1567
forms; 1568

(8) An individual who the pollbook indicates is a federal- 1569
only voter. 1570

(B) An individual who is eligible to cast a provisional 1571
ballot under division (A) of this section shall be permitted to 1572
cast a provisional ballot as follows: 1573

(1) An election official at the polling place shall notify 1574
the individual that the individual may cast a provisional ballot 1575
in that election. 1576

(2) Except as otherwise provided in division (F) of this 1577
section, the individual shall complete and execute a written 1578
affirmation before an election official at the polling place 1579
stating that the individual is both of the following: 1580

(a) A registered voter in the precinct in which the 1581
individual desires to vote; 1582

(b) Eligible to vote in that election. 1583

(3) An election official at the polling place shall 1584
transmit the ballot cast by the individual and the voter 1585
information contained in the written affirmation executed by the 1586

individual under division (B) (2) of this section to an 1587
appropriate local election official for verification under 1588
division (B) (4) of this section. 1589

(4) If the appropriate local election official to whom the 1590
ballot or voter or address information is transmitted under 1591
division (B) (3) of this section determines that the individual 1592
is eligible to vote, the individual's provisional ballot shall 1593
be counted as a vote in that election. 1594

(5) (a) At the time that an individual casts a provisional 1595
ballot, the appropriate local election official shall give the 1596
individual written information that states that any individual 1597
who casts a provisional ballot will be able to ascertain under 1598
the system established under division (B) (5) (b) of this section 1599
whether the vote was counted, and, if the vote was not counted, 1600
the reason that the vote was not counted. 1601

(b) The appropriate state or local election official shall 1602
establish a free access system, in the form of a toll-free 1603
telephone number, that any individual who casts a provisional 1604
ballot may access to discover whether the vote of that 1605
individual was counted, and, if the vote was not counted, the 1606
reason that the vote was not counted. The free access system 1607
established under this division also shall provide to an 1608
individual whose provisional ballot was not counted information 1609
explaining how that individual may contact the board of 1610
elections to register to vote or to resolve problems with the 1611
individual's voter registration. 1612

The appropriate state or local election official shall 1613
establish and maintain reasonable procedures necessary to 1614
protect the security, confidentiality, and integrity of personal 1615
information collected, stored, or otherwise used by the free 1616

access system established under this division. The system shall 1617
permit an individual only to gain access to information about 1618
the individual's own provisional ballot. 1619

(6) If, at the time that an individual casts a provisional 1620
ballot, the individual provides photo identification, the 1621
individual shall record the type of identification provided on 1622
the provisional ballot affirmation and, if the individual 1623
provides an Ohio driver's license, state identification card, or 1624
interim identification document, the individual also shall write 1625
the individual's driver's license or state identification card 1626
number on the provisional ballot affirmation. 1627

(7) (a) For a provisional ballot to be eligible to be 1628
counted when it is cast by an individual who does not have photo 1629
identification because the individual has a religious objection 1630
to being photographed, the individual shall complete an 1631
affidavit of religious objection under section 3505.19 of the 1632
Revised Code. The election officials shall attach the affidavit 1633
to the individual's provisional ballot envelope. If the 1634
individual does not complete the affidavit at the time of 1635
casting the provisional ballot, the individual may appear at the 1636
office of the board of elections within four days after the day 1637
of the election and complete the affidavit. 1638

(b) For a provisional ballot to be eligible to be counted 1639
when it is cast by any other individual who does not have or is 1640
unable to provide photo identification to the election 1641
officials, the individual who cast that ballot, within four days 1642
after the day of the election, shall appear at the office of the 1643
board of elections and provide photo identification. 1644

(8) For a provisional ballot cast by an individual who has 1645
been successfully challenged under section 3505.20 of the 1646

Revised Code to be eligible to be counted, the individual who 1647
cast that ballot, within four days after the day of that 1648
election, shall provide to the board of elections any 1649
identification or other documentation required to be provided by 1650
the applicable challenge questions asked of that individual 1651
under section 3505.20 of the Revised Code. 1652

(9) If the pollbook indicates that the individual is a 1653
federal-only voter, the individual shall be permitted to cast a 1654
provisional ballot that contains every candidate, question, and 1655
issue on the ballot in the precinct in which the individual 1656
resides. If the board of elections determines that the 1657
individual is a federal-only voter, the individual's ballot is 1658
eligible to be counted only for any federal elections appearing 1659
on the ballot unless the individual submits proof of citizenship 1660
to the board with the provisional ballot or within four days 1661
after the day of the election. 1662

(C) (1) If an individual declares that the individual is 1663
eligible to vote in a precinct other than the precinct in which 1664
the individual desires to vote, or if, upon review of the 1665
precinct voting location guide using the residential street 1666
address provided by the individual, an election official at the 1667
precinct at which the individual desires to vote determines that 1668
the individual is not eligible to vote in that precinct, the 1669
election official shall direct the individual to the precinct 1670
and polling place in which the individual appears to be eligible 1671
to vote, explain that the individual may cast a provisional 1672
ballot at the current location but the ballot or a portion of 1673
the ballot will not be counted if it is cast in the wrong 1674
precinct, and provide the telephone number of the board of 1675
elections in case the individual has additional questions. 1676

(2) 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 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:

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

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

(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;

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

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

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

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

(1) "Precinct voting location guide" means either of the

following: 1705

(a) An electronic or paper record that lists the correct 1706
precinct and polling place for either each specific residential 1707
street address in the county or the range of residential street 1708
addresses located in each neighborhood block in the county; 1709

(b) Any other method that a board of elections creates 1710
that allows a precinct election official or any elector who is 1711
at a polling place in that county to determine the correct 1712
precinct and polling place of any qualified elector who resides 1713
in the county. 1714

(2) "Voting information" means all of the following: 1715

(a) A sample version of the ballot that will be used for 1716
that election; 1717

(b) Information regarding the date of the election and the 1718
hours during which polling places will be open; 1719

(c) Instructions on how to vote, including how to cast a 1720
vote and how to cast a provisional ballot; 1721

(d) Instructions for mail-in registrants and first-time 1722
voters under applicable federal and state laws; 1723

(e) General information on voting rights under applicable 1724
federal and state laws, including information on the right of an 1725
individual to cast a provisional ballot and instructions on how 1726
to contact the appropriate officials if these rights are alleged 1727
to have been violated; 1728

(f) General information on federal and state laws 1729
regarding prohibitions against acts of fraud and 1730
misrepresentation. 1731

(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 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) (1) You must show photo identification to the election

official that includes your name and photograph and is not 1759
expired. Check the type of photo identification you provided: 1760

_____ An Ohio driver's license or state identification 1761
card or an interim identification form issued by the Bureau of 1762
Motor Vehicles. If you showed your Ohio driver's license or 1763
state identification card or an interim identification form, 1764
write your full driver's license or state identification card 1765
number: _____ 1766

_____ A United States passport or passport card; 1767

_____ A United States military identification card, Ohio 1768
national guard identification card, or United States department 1769
of veterans affairs identification card. 1770

(2) If you do not have photo identification because you 1771
have a religious objection to being photographed, complete an 1772
affidavit of religious objection. The precinct election official 1773
will attach it to the provisional ballot envelope. 1774

(3) If you did not show photo identification to the 1775
election official or complete an affidavit of religious 1776
objection, you must appear at the office of the board of 1777
elections during the four days after the election and provide 1778
photo identification or complete an affidavit of religious 1779
objection for your vote to be eligible to be counted. 1780

(4) ~~If Complete this section if you need to update your 1781
voter registration, you may provide additional information 1782
below. This information will not be used for ballot counting 1783
purposes or if you are a federal-only voter. 1784~~

Write your full Ohio driver's license or state 1785
identification card number, which also serves as proof of 1786
citizenship if you have submitted documentation to the bureau of 1787

motor vehicles indicating that you are a United States citizen: 1788

_____ 1789

OR 1790

Write the last four digits of your Social Security number: 1791

_____ and attach proof of citizenship to the outside 1792

of this envelope. You are not required to attach proof of 1793

citizenship if you have previously provided proof of citizenship 1794

to a board of elections in Ohio. 1795

"Proof of citizenship" means evidence that you are a 1796

United States citizen, in the form of one of the following: a 1797

copy of the front and back of a current or expired Ohio driver's 1798

license, state identification card, or interim identification 1799

form, if you have submitted documentation to the bureau of motor 1800

vehicles indicating that you are a United States citizen; a copy 1801

of the front and back of a current or expired driver's license 1802

or nondriver identification card issued by another state within 1803

the United States, if the issuing agency indicates on the 1804

license or card that you are a United States citizen; a copy of 1805

a birth certificate, certification of report of birth, or 1806

consular report of birth abroad; a copy of the identification 1807

page of a current or expired United States passport; a copy of 1808

the front and back of a United States passport card; or a copy 1809

of a certificate of naturalization or certificate of 1810

citizenship. 1811

If the name on your proof of citizenship is different from 1812

your current legal name, you must also attach proof of your 1813

change of name, such as a copy of a marriage license or court 1814

order. 1815

If you are updating your registration, you have not 1816

previously provided proof of citizenship to a board of 1817
elections, and you do not provide it when you cast this ballot, 1818
you must provide proof of citizenship to the board of elections 1819
on or before the fourth day following this election in order for 1820
your ballot to be eligible to be counted. 1821

If you are a federal-only voter and you do not either 1822
provide proof of citizenship when you cast this ballot or 1823
provide proof of citizenship to the board of elections on or 1824
before the fourth day following this election, your ballot will 1825
be eligible to be counted only for federal elections. 1826

(E) If your right to vote has been challenged, you must 1827
provide any required additional information to the board of 1828
elections on or before the ~~seventh~~fourth day following this 1829
election. 1830

(F) Sign and date the following statement: 1831

I solemnly swear or affirm that I am a citizen of the 1832
United States; that I will be at least 18 years of age at the 1833
time of the general election; that I have lived in this state 1834
for 30 days immediately preceding this election in which I am 1835
voting this ballot; that I am a registered voter in the precinct 1836
in which I am voting this provisional ballot; and that I am 1837
eligible to vote in the election in which I am voting this 1838
provisional ballot. 1839

I understand that, if the information I provide on this 1840
provisional ballot affirmation is not fully completed and 1841
correct, if the board of elections determines that I am not 1842
registered to vote, a resident of this precinct, or eligible to 1843
vote in this election, or if the board of elections determines 1844
that I have already voted in this election, my provisional 1845

ballot will not be counted. I understand that, if I am not 1846
currently registered to vote or if I am not registered at my 1847
current address or under my current name, this form will serve 1848
as an application to register to vote or update my registration 1849
for future elections, as long as I provide all of the 1850
information required to register to vote or update my 1851
registration. I further understand that knowingly providing 1852
false information is a violation of law and subjects me to 1853
possible criminal prosecution. 1854

I hereby declare, under penalty of election falsification, 1855
that the above statements are true and correct to the best of my 1856
knowledge and belief. 1857

_____ 1858

Signature of Voter 1859

_____ 1860

Date 1861

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1862
FELONY OF THE FIFTH DEGREE." 1863

In addition to any information required to be included on 1864
the written affirmation, an individual casting a provisional 1865
ballot may provide additional information to the election 1866
official to assist the board of elections in determining the 1867
individual's eligibility to vote in that election, including the 1868
date and location at which the individual registered to vote, if 1869
known. 1870

If the individual provided all of the information required 1871
under section 3503.14 of the Revised Code to register to vote or 1872
to update the individual's registration on the provisional 1873

ballot affirmation, the board of elections shall consider the 1874
individual's provisional ballot affirmation to also serve as a 1875
notice of change of name, change of residence, or both, or as a 1876
voter registration form, as applicable, for that individual only 1877
for the purposes of future elections. 1878

Sec. 3505.183. (A) When the ballot boxes are delivered to 1879
the board of elections from the precincts, the board shall 1880
separate the provisional ballot envelopes from the rest of the 1881
ballots. Teams of employees of the board consisting of one 1882
member of each major political party shall place the sealed 1883
provisional ballot envelopes in a secure location within the 1884
office of the board. The sealed provisional ballot envelopes 1885
shall remain in that secure location until the validity of those 1886
ballots is determined under division (B) of this section. While 1887
the provisional ballot is stored in that secure location, and 1888
prior to the counting of the provisional ballots, if the board 1889
receives information regarding the validity of a specific 1890
provisional ballot under division (B) of this section, the board 1891
may note, on the sealed provisional ballot envelope for that 1892
ballot, whether the ballot is valid and entitled to be counted. 1893

(B) (1) To determine whether a provisional ballot is valid 1894
and entitled to be counted, the board shall examine its records 1895
and determine whether the individual who cast the provisional 1896
ballot is registered and eligible to vote in the applicable 1897
election. The board shall examine the information contained in 1898
the written affirmation executed by the individual who cast the 1899
provisional ballot under division (B) (2) of section 3505.181 of 1900
the Revised Code. The following information shall be included in 1901
the written affirmation in order for the provisional ballot to 1902
be eligible to be counted: 1903

(a) The individual's printed name, signature, date of birth, and current address;	1904 1905
(b) A statement that the individual is a registered voter in the precinct in which the provisional ballot is being voted;	1906 1907
(c) A statement that the individual is eligible to vote in the election in which the provisional ballot is being voted.	1908 1909
(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 four days after the day of the election under division (B) (7) or (8) of section 3505.181 of the Revised Code, to assist the board in determining the individual's eligibility to vote.	1910 1911 1912 1913 1914 1915 1916 1917 1918 1919 1920 1921
(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 with the individual's information in the statewide voter registration database, the board determines that all of the following apply, the provisional ballot envelope shall be opened, and the ballot shall be placed in a ballot box to be counted:	1922 1923 1924 1925 1926 1927 1928 1929
(a) The individual named on the affirmation is properly registered to vote.	1930 1931
(b) The individual named on the affirmation is eligible to	1932

cast a ballot in the precinct and for the election in which the individual cast the provisional ballot. 1933
1934

(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. 1935
1936
1937
1938

(d) One of the following applies: 1939

(i) The individual provided photo identification at the time of casting the provisional ballot or appeared at the office of the board within four days after the day of the election and provided photo identification. If the individual provided the individual's Ohio driver's license or state identification card or an interim identification form, the individual provided the individual's driver's license number or state identification card number and the number is not different from the individual's driver's license number or state identification card number contained in the statewide voter registration database. 1940
1941
1942
1943
1944
1945
1946
1947
1948
1949
1950

(ii) The individual completed an affidavit of religious objection under section 3505.19 of the Revised Code at the time of casting the provisional ballot or at the office of the board within four days after the day of the election and the affidavit is valid under that section. 1951
1952
1953
1954
1955

(e) Except as otherwise provided in this division, the month and day of the individual's date of birth are not different from the day and month of the individual's date of birth contained in the statewide voter registration database. 1956
1957
1958
1959

This division does not apply to an individual's provisional ballot if either of the following is true: 1960
1961

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

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

(f) The individual's current address is not different from the individual's address contained in the statewide voter registration database, unless the individual indicated that the individual is casting a provisional ballot because the individual 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.

(g) If applicable, the individual provided any additional information required under division (B)(8) of section 3505.181 of the Revised Code within four days after the day of the election.

(h) If the individual cast a provisional ballot because the individual has moved or had a change of name and has not submitted a notice of change of address or change of name, as described in division (A)(6) of section 3505.181 of the Revised Code, the board verifies the individual's United States citizenship as described in division (A) of section 3503.201 of the Revised Code.

(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 individual's information in the statewide voter registration database, the

board determines that any of the following applies, the 1991
provisional ballot envelope shall not be opened, and the ballot 1992
shall not be counted: 1993

(i) The individual named on the affirmation is not 1994
qualified or is not properly registered to vote. 1995

(ii) The individual named on the affirmation is not 1996
eligible to cast a ballot in the precinct or for the election in 1997
which the individual cast the provisional ballot. 1998

(iii) The individual did not provide all of the 1999
information required under division (B)(1) of this section in 2000
the affirmation that the individual executed at the time the 2001
individual cast the provisional ballot. 2002

(iv) The individual has already cast a ballot for the 2003
election in which the individual cast the provisional ballot. 2004

(v) If applicable, the individual did not provide any 2005
additional information required under division (B)(8) of section 2006
3505.181 of the Revised Code within four days after the day of 2007
the election. 2008

(vi) The individual failed to provide photo 2009
identification, to provide the individual's driver's license or 2010
state identification card number if the individual provided 2011
photo identification in the form of an Ohio driver's license or 2012
state identification card or an interim identification form, or 2013
to complete an affidavit of religious objection. 2014

(vii) The individual failed to execute an affirmation 2015
under division (B) of section 3505.181 of the Revised Code. 2016

(viii) The individual provided photo identification in the 2017
form of an Ohio driver's license or state identification card or 2018

an interim identification form and the driver's license number 2019
or state identification card number the individual provided is 2020
different from the individual's driver's license number or state 2021
identification card number contained in the statewide voter 2022
registration database. 2023

(ix) The individual completed an affidavit of religious 2024
objection under section 3505.19 of the Revised Code, but the 2025
affidavit is not valid under that section. 2026

(x) Except as otherwise provided in this division, the 2027
month and day of the individual's date of birth are different 2028
from the day and month of the individual's date of birth 2029
contained in the statewide voter registration database. 2030

This division does not apply to an individual's 2031
provisional ballot if either of the following is true: 2032

(I) The individual's date of birth contained in the 2033
statewide voter registration database is January 1, 1800. 2034

(II) The board of elections has found, by a vote of at 2035
least three of its members, that the individual has met all of 2036
the requirements of division (B) (3) of this section, other than 2037
the requirements of division (B) (3) (e) of this section. 2038

(xi) The individual's current address is different from 2039
the individual's address contained in the statewide voter 2040
registration database, unless the individual indicated that the 2041
individual is casting a provisional ballot because the 2042
individual has moved and has not submitted a notice of change of 2043
address, as described in division (A) (6) of section 3505.181 of 2044
the Revised Code. 2045

(xii) If the individual cast a provisional ballot because 2046
the individual has moved or had a change of name and has not 2047

submitted a notice of change of address or change of name, as 2048
described in division (A) (6) of section 3505.181 of the Revised 2049
Code, the board is unable to verify the individual's United 2050
States citizenship as described in division (A) of section 2051
3503.201 of the Revised Code. 2052

(b) If, in examining a provisional ballot affirmation and 2053
additional information under divisions (B) (1) and (2) of this 2054
section and comparing the information required under division 2055
(B) (1) of this section with the individual's information in the 2056
statewide voter registration database, the board is unable to 2057
determine either of the following, the provisional ballot 2058
envelope shall not be opened, and the ballot shall not be 2059
counted: 2060

(i) Whether the individual named on the affirmation is 2061
qualified or properly registered to vote; 2062

(ii) Whether the individual named on the affirmation is 2063
eligible to cast a ballot in the precinct or for the election in 2064
which the individual cast the provisional ballot. 2065

(C) For each provisional ballot rejected under division 2066
(B) (4) of this section, the board shall record the name of the 2067
provisional voter who cast the ballot, the identification number 2068
of the provisional ballot envelope, the names of the election 2069
officials who determined the validity of that ballot, the date 2070
and time that the determination was made, and the reason that 2071
the ballot was not counted, unless the board has already 2072
recorded that information in another database. 2073

(D) (1) If an individual cast a provisional ballot in a 2074
precinct in which the individual is not registered and eligible 2075
to vote, but in the correct polling location for the precinct in 2076

which the individual is registered and eligible to vote, and the 2077
election official failed to direct the individual to the correct 2078
precinct, the individual's ballot shall be remade under division 2079
(D) (2) of this section. The election official shall be deemed to 2080
have directed the individual to the correct precinct if the 2081
election official correctly completed the form described in 2082
division (C) (2) of section 3505.181 of the Revised Code. 2083

(2) A board of elections that remakes a provisional ballot 2084
under division (D) (1) of this section shall remake the 2085
provisional ballot on a ballot for the appropriate precinct to 2086
reflect the offices, questions, and issues for which the 2087
individual was eligible to cast a ballot and for which the 2088
individual attempted to cast a provisional ballot. The remade 2089
ballot shall be counted for each office, question, and issue for 2090
which the individual was eligible to vote. 2091

(3) If an individual cast a provisional ballot in a 2092
precinct in which the individual is not registered and eligible 2093
to vote and in the incorrect polling location for the precinct 2094
in which the individual is registered and eligible to vote, the 2095
provisional ballot envelope shall not be opened, and the ballot 2096
shall not be counted. 2097

~~(E)~~(E) (1) If the individual is a federal-only voter and 2098
the board is able to verify the individual's United States 2099
citizenship as described in division (A) of section 3503.201 of 2100
the Revised Code, the individual's provisional ballot is 2101
eligible to be counted for every candidate, question, and issue 2102
appearing on the ballot. 2103

(2) If the individual is a federal-only voter and the 2104
board is unable to verify the individual's United States 2105
citizenship as described in division (A) of section 3503.201 of 2106

the Revised Code, the ballot is eligible to be counted only for 2107
any federal elections appearing on the ballot. If the individual 2108
also marked the ballot for any state or local candidates, 2109
issues, or questions, the board shall remake the ballot to 2110
reflect only the federal elections in which the individual 2111
voted, and the remade ballot shall be counted for those federal 2112
elections. If no federal elections appear on the ballot at that 2113
election in the precinct in which the individual resides, the 2114
ballot shall not be counted. 2115

(F) Provisional ballots that are rejected under division 2116
(B) (4) or (E) (2) of this section shall not be counted but shall 2117
be preserved in their provisional ballot envelopes unopened 2118
until the time provided by section 3505.31 of the Revised Code 2119
for the destruction of all other ballots used at the election 2120
for which ballots were provided, at which time they shall be 2121
destroyed. 2122

~~(F)~~ (G) Provisional ballots that the board determines are 2123
eligible to be counted under division (B) (3) ~~or~~ (D) ~~or (E)~~ of 2124
this section shall be counted in the same manner as provided for 2125
other ballots under section 3505.27 of the Revised Code. No 2126
provisional ballots shall be counted in a particular county 2127
until the board determines the eligibility to be counted of all 2128
provisional ballots cast in that county under division (B) of 2129
this section for that election. Observers, as provided in 2130
section 3505.21 of the Revised Code, may be present at all times 2131
that the board is determining the eligibility of provisional 2132
ballots to be counted and counting those provisional ballots 2133
determined to be eligible. No person shall recklessly disclose 2134
the count or any portion of the count of provisional ballots in 2135
such a manner as to jeopardize the secrecy of any individual 2136
ballot. 2137

~~(G) (1)~~ (H) (1) Except as otherwise provided in division ~~(G)~~ 2138
~~(2)~~ (H) (2) of this section, nothing in this section shall 2139
prevent a board of elections from examining provisional ballot 2140
affirmations and additional information under divisions (B) (1) 2141
and (2) of this section to determine the eligibility of 2142
provisional ballots to be counted during the seven days after 2143
the day of an election. 2144

(2) A board of elections shall not examine the provisional 2145
ballot affirmation and additional information under divisions 2146
(B) (1) and (2) of this section of any provisional ballot cast by 2147
an individual who must provide photo identification, complete an 2148
affidavit of religious objection, or provide additional 2149
information to the board of elections under ~~division (B) (7) or~~ 2150
~~(8)~~ of section 3505.181 of the Revised Code for the board to 2151
determine the individual's eligibility until the individual does 2152
so or until the eighth day after the day of the election, 2153
whichever is earlier. 2154

Sec. 3505.20. Any person offering to vote may be 2155
challenged at the polling place by any precinct election 2156
official. If the board of elections has ruled on the question 2157
presented by a challenge prior to election day, its finding and 2158
decision shall be final, and the voting location manager shall 2159
be notified in writing. If the board has not ruled, the question 2160
shall be determined as set forth in this section. If any person 2161
is so challenged as unqualified to vote, the voting location 2162
manager shall tender the person the following oath: "You do 2163
swear or affirm under penalty of election falsification that you 2164
will fully and truly answer all of the following questions put 2165
to you concerning your qualifications as an elector at this 2166
election." 2167

(A) If the person is challenged as unqualified on the 2168
ground that the person is not a United States citizen, the 2169
precinct election officials shall put the following questions: 2170

(1) Are you a citizen of the United States? 2171

(2) ~~Are you a native or naturalized citizen?~~ 2172

~~(3) Where were you born?~~ 2173

~~(4) What official documentation do~~ Do you possess to prove 2174
proof of your United States citizenship? Please provide that 2175
documentation. 2176

If the person offering to vote ~~claims to be a naturalized~~ 2177
~~citizen of the United States, the person shall, before the vote~~ 2178
~~is received, produce~~ produces proof of citizenship for 2179
inspection of the precinct election officials ~~a certificate of~~ 2180
~~naturalization, other than the number of the person's Ohio~~ 2181
~~driver's license or state identification card, and declare~~ 2182
declares under oath that the person is ~~the identical person~~ 2183
~~named in the certificate. If the person states under oath that,~~ 2184
~~by reason of the naturalization of the person's parents or one~~ 2185
~~of them, the person has become a citizen of the United States,~~ 2186
~~and when or where the person's parents were naturalized, the~~ 2187
~~certificate of naturalization need not be produced~~ the person 2188
shall be permitted to cast a regular ballot. If the person is 2189
unable to provide ~~a certificate of naturalization proof of~~ 2190
citizenship, other than the number of the person's Ohio driver's 2191
license or state identification card, on the day of the 2192
election, the precinct election officials shall provide to the 2193
person, and the person may vote, a provisional ballot under 2194
section 3505.181 of the Revised Code. The provisional ballot 2195
shall not be counted unless it is properly completed and the 2196

board of elections determines that the voter is properly 2197
registered and eligible to vote in the election. 2198

(B) If the person is challenged as unqualified on the 2199
ground that the person has not resided in this state for thirty 2200
days immediately preceding the election, the precinct election 2201
officials shall put the following questions: 2202

(1) Have you resided in this state for thirty days 2203
immediately preceding this election? If so, where have you 2204
resided? 2205

(2) Did you properly register to vote? 2206

(3) Can you provide some form of identification containing 2207
your current mailing address in this precinct? Please provide 2208
that identification. 2209

(4) Have you voted or attempted to vote at any other 2210
location in this or in any other state at this election? 2211

(5) Have you applied for an absent voter's ballot in any 2212
state for this election? 2213

If the precinct election officials are unable to verify 2214
the person's eligibility to cast a ballot in the election, the 2215
precinct election officials shall provide to the person, and the 2216
person may vote, a provisional ballot under section 3505.181 of 2217
the Revised Code. The provisional ballot shall not be counted 2218
unless it is properly completed and the board of elections 2219
determines that the voter is properly registered and eligible to 2220
vote in the election. 2221

(C) If the person is challenged as unqualified on the 2222
ground that the person is not a resident of the precinct where 2223
the person offers to vote, the precinct election officials shall 2224

put the following questions:	2225
(1) Do you reside in this precinct?	2226
(2) When did you move into this precinct?	2227
(3) When you came into this precinct, did you come for a temporary purpose merely or for the purpose of making it your home?	2228 2229 2230
(4) What is your current mailing address?	2231
(5) Do you have some official identification containing your current address in this precinct? Please provide that identification.	2232 2233 2234
(6) Have you voted or attempted to vote at any other location in this or in any other state at this election?	2235 2236
(7) Have you applied for any absent voter's ballot in any state for this election?	2237 2238
The precinct election officials shall direct an individual who is not in the appropriate polling place to the appropriate polling place. If the individual refuses to go to the appropriate polling place, or if the precinct election officials are unable to verify the person's eligibility to cast a ballot in the election, the precinct election officials shall provide to the person, and the person may vote, a provisional ballot under section 3505.181 of the Revised Code. The provisional ballot shall not be counted unless it is properly completed and the board of elections determines that the voter is properly registered and eligible to vote in the election.	2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249
(D) If the person is challenged as unqualified on the ground that the person is not of legal voting age, the precinct election officials shall put the following questions:	2250 2251 2252

(1) Are you eighteen years of age or more?	2253
(2) What is your date of birth?	2254
(3) Do you have some official identification verifying your age? Please provide that identification.	2255 2256
If the precinct election officials are unable to verify the person's age and eligibility to cast a ballot in the election, the precinct election officials shall provide to the person, and the person may vote, a provisional ballot under section 3505.181 of the Revised Code. The provisional ballot shall not be counted unless it is properly completed and the board of elections determines that the voter is properly registered and eligible to vote in the election.	2257 2258 2259 2260 2261 2262 2263 2264
The voting location manager shall put such other questions to the person challenged as are necessary to determine the person's qualifications as an elector at the election. If a person challenged refuses to answer fully any question put to the person, is unable to answer the questions as they were answered on the registration form by the person under whose name the person offers to vote, or refuses to sign the person's name or make the person's mark, or if for any other reason a majority of the precinct election officials believes the person is not entitled to vote, the precinct election officials shall provide to the person, and the person may vote, a provisional ballot under section 3505.181 of the Revised Code. The provisional ballot shall not be counted unless it is properly completed and the board of elections determines that the voter is properly registered and eligible to vote in the election.	2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279
A qualified citizen who has certified the citizen's intention to vote for president and vice-president as provided	2280 2281

by Chapter 3504. of the Revised Code shall be eligible to 2282
receive only the ballot containing presidential and vice- 2283
presidential candidates. 2284

However, not later than the thirtieth day before the day 2285
of an election and in accordance with section 3503.24 of the 2286
Revised Code, any person qualified to vote may challenge the 2287
right of any other person to be registered as a voter, or the 2288
right to cast an absent voter's ballot, or to make application 2289
for such ballot. Such challenge shall be made in accordance with 2290
section 3503.24 of the Revised Code, and the board of elections 2291
of the county in which the voting residence of the challenged 2292
voter is situated shall make a final determination relative to 2293
the legality of such registration or application. 2294

Sec. 3509.04. (A) If a board of elections receives an 2295
application for absent voter's ballots that does not contain all 2296
of the required information or is not submitted on an 2297
appropriate form, the board promptly shall notify the applicant 2298
of the additional information required to be provided by the 2299
applicant to complete that application, direct the applicant to 2300
use an appropriate form, or both, as applicable. 2301

~~(B)~~ (B) (1) Upon receipt by the board of elections of an 2302
application for absent voter's ballots that contains all of the 2303
required information and is submitted on an appropriate form, as 2304
provided by section 3509.03 and division (G) of section 3503.16 2305
of the Revised Code, the board, if the board finds that the 2306
applicant is a qualified elector, shall deliver to the applicant 2307
in person or mail directly to the applicant by special delivery 2308
mail, air mail, or regular mail, postage prepaid, proper absent 2309
voter's ballots. ~~The~~ 2310

(2) If the applicant is a federal-only voter, the board 2311

shall include with the absent voter's ballots instructions for 2312
the applicant to provide proof of citizenship to the board in 2313
order to have the applicant's ballots counted for any state or 2314
local candidates, questions, or issues appearing on the ballot. 2315

(C) The board shall deliver or mail with the ballots an 2316
unsealed identification envelope upon the face of which shall be 2317
printed a form substantially as follows: 2318

"Identification Envelope Statement of Voter 2319

I, _____ (Name of voter), declare under 2320
penalty of election falsification that the within ballot or 2321
ballots contained no voting marks of any kind when I received 2322
them, and I caused the ballot or ballots to be marked, enclosed 2323
in the identification envelope, and sealed in that envelope. 2324

My voting residence in Ohio is 2325

_____ 2326

(Street and Number, if any, or Rural Route and Number) 2327

of _____ (City, Village, or Township) 2328

Ohio, which is in Ward _____ Precinct _____ 2329

in that city, village, or township. 2330

If I have a confidential voter registration record, I am 2331

providing my program participant identification number instead 2332

of my residence address: _____ 2333

The primary election ballots, if any, within this envelope 2334

are primary election ballots of the _____ Party. 2335

Ballots contained within this envelope are to be voted at 2336

the _____ (general, special, or primary) election to be 2337

held on the _____ day of 2338

_____, _____. 2339

My date of birth is _____ (Month and Day), 2340
_____ (Year). 2341

(Voter must provide one of the following:) 2342

My Ohio driver's license or state identification card 2343
number is _____ (Driver's license or state 2344
identification card number). 2345

The last four digits of my Social Security Number are 2346
_____ (Last four digits of Social Security Number). 2347

_____ In lieu of providing a driver's license or state 2348
identification card number or the last four digits of my Social 2349
Security Number, I am enclosing a copy of my photo 2350
identification in the return envelope in which this 2351
identification envelope will be mailed. 2352

_____ If I am a federal-only voter and I have not 2353
provided my Ohio driver's license or state identification card 2354
number, I am enclosing a copy of my proof of citizenship in the 2355
return envelope in which this identification envelope will be 2356
mailed in order for my ballot to be counted for state and local 2357
elections. 2358

I hereby declare, under penalty of election falsification, 2359
that the statements above are true, as I verily believe. 2360

_____ 2361

(Signature of Voter) 2362

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 2363
THE FIFTH DEGREE." 2364

(D) The board shall mail with the ballots and the unsealed 2365

identification envelope an unsealed return envelope upon the 2366
face of which shall be printed the post-office address of the 2367
board. In the upper left corner on the face of the return 2368
envelope, several blank lines shall be printed upon which the 2369
voter may write the voter's name and return address. The return 2370
envelope shall be of such size that the identification envelope 2371
can be conveniently placed within it for returning the 2372
identification envelope to the board. 2373

(E) No public office, and no public official or employee 2374
who is acting in an official capacity, shall prepay the return 2375
postage for any absent voter's ballots. 2376

(F) Except as otherwise provided in this section and in 2377
sections 3505.24 and 3509.08 of the Revised Code, an election 2378
official shall not fill out any portion of an identification 2379
envelope statement of voter or an absent voter's ballot on 2380
behalf of an elector. A board of elections may preprint only an 2381
elector's name and address on an identification envelope 2382
statement of voter before mailing absent voter's ballots to the 2383
elector, except that if the elector has a confidential voter 2384
registration record, as described in section 111.44 of the 2385
Revised Code, the board of elections shall not preprint the 2386
elector's address on the identification envelope statement of 2387
voter. 2388

Sec. 3509.05. (A) When an elector receives an absent 2389
voter's ballot pursuant to the elector's application or request, 2390
the elector shall, before placing any marks on the ballot, note 2391
whether there are any voting marks on it. If there are any 2392
voting marks, the ballot shall be returned immediately to the 2393
board of elections; otherwise, the elector shall cause the 2394
ballot to be marked, folded in a manner that the stub on it and 2395

the indorsements and facsimile signatures of the members of the 2396
board of elections on the back of it are visible, and placed and 2397
sealed within the identification envelope received from the 2398
board of elections for that purpose. Then, the elector shall 2399
cause the statement of voter on the outside of the 2400
identification envelope to be completed and signed, under 2401
penalty of election falsification. 2402

~~(B)~~ (B) (1) The elector shall provide one of the following: 2403

~~(1)~~ (a) The elector's Ohio driver's license or state 2404
identification card number on the statement of voter on the 2405
identification envelope; 2406

~~(2)~~ (b) The last four digits of the elector's social 2407
security number on the statement of voter on the identification 2408
envelope; 2409

~~(3)~~ (c) A copy of the elector's photo identification in 2410
the return envelope with the identification envelope. 2411

(2) If the elector is a federal-only voter, the elector 2412
shall provide the elector's Ohio driver's license or state 2413
identification card number on the statement of voter on the 2414
identification envelope or shall enclose a copy of proof of 2415
citizenship in the return envelope with the identification 2416
envelope in order to have the elector's ballot counted for any 2417
state or local candidates, questions, or issues appearing on the 2418
ballot. 2419

(C) (1) The elector shall mail the identification envelope 2420
to the office of the board of elections in the return envelope, 2421
postage prepaid, or the elector may personally deliver it to the 2422
office of the board, or the spouse of the elector, the father, 2423
mother, father-in-law, mother-in-law, grandfather, grandmother, 2424

brother, or sister of the whole or half blood, or the son, 2425
daughter, adopting parent, adopted child, stepparent, stepchild, 2426
uncle, aunt, nephew, or niece of the elector may deliver it to 2427
the office of the board. The return envelope shall be returned 2428
by no other person, in no other manner, and to no other 2429
location, except as otherwise provided in section 3509.08 of the 2430
Revised Code. 2431

(2) If the board maintains multiple offices in the county, 2432
as permitted under division (C) of section 3501.10 of the 2433
Revised Code, the board may designate any of its offices for the 2434
return of absent voter's ballots under this section, provided 2435
that the board shall designate only one office to which absent 2436
voter's ballots shall be returned under this section. 2437

(3) (a) The board of elections may place not more than one 2438
secure receptacle outside the office of the board, on the 2439
property on which the office of the board is located, for the 2440
purpose of receiving absent voter's ballots under this section. 2441

(b) A secure receptacle shall be open to receive ballots 2442
only during the period beginning on the first day after the 2443
close of voter registration before the election and ending at 2444
seven-thirty p.m. on the day of the election. The receptacle 2445
shall be open to receive ballots at all times during that 2446
period. 2447

(c) A secure receptacle shall be monitored by recorded 2448
video surveillance at all times. The video recordings are a 2449
public record. The board shall do one of the following: 2450

(i) Make the video recordings available for inspection 2451
upon request in accordance with section 149.43 of the Revised 2452
Code. 2453

(ii) Make each day's video recording available to the public on the internet for streaming or download without charge within seventy-two hours after the recording ends and make the video recordings available to the public upon request in accordance with section 149.43 of the Revised Code.

(d) Only a bipartisan team of election officials may open a secure receptacle or handle its contents. A bipartisan team of election officials shall collect the contents of each secure receptacle and deliver them to the board for processing at least once each day and at seven-thirty p.m. on the day of the election. If, at seven-thirty p.m. on the day of the election, there are persons waiting in line to deposit absent voter's ballots in a receptacle, those persons shall be permitted to deposit the ballots.

(4) (a) During the period beginning on the forty-fifth day before election day and ending on the day after election day, on each day the office of the board of elections is open for business, the board shall report to the secretary of state all of the following information concerning the previous business day:

(i) The number of return envelopes purporting to contain absent voter's ballots or uniformed services or overseas absent voter's ballots the board received by personal delivery, other than to a receptacle described in division (C) (3) of this section;

(ii) If the board has placed a secure receptacle outside the office of the board under division (C) (3) of this section, the number of return envelopes purporting to contain absent voter's ballots or uniformed services or overseas absent voter's ballots the board received in the receptacle.

(b) As soon as practicable after receiving a report under 2484
division (C)(4)(a) of this section, the secretary of state shall 2485
make the information in the report available to the public on 2486
the secretary of state's official web site. 2487

(D)(1) Except as otherwise provided in division (D)(2) of 2488
this section, all envelopes containing marked absent voter's 2489
ballots shall be delivered to the office of the board not later 2490
than the close of the polls on the day of an election. Absent 2491
voter's ballots delivered to the office of the board later than 2492
the times specified shall not be counted, but shall be kept by 2493
the board in the sealed identification envelopes in which they 2494
are delivered, until the time provided by section 3505.31 of the 2495
Revised Code for the destruction of all other ballots used at 2496
the election for which ballots were provided, at which time they 2497
shall be destroyed. 2498

(2)(a) Except as otherwise provided in division (D)(2)(b) 2499
of this section, any return envelope that is postmarked prior to 2500
the day of the election shall be delivered to the director prior 2501
to the fifth day after the election. Ballots delivered in 2502
envelopes postmarked prior to the day of the election that are 2503
received after the close of the polls on election day through 2504
the fourth day thereafter shall be counted on the fifth day at 2505
the board of elections in the manner provided in divisions (C) 2506
and (D) of section 3509.06 of the Revised Code or in the manner 2507
provided in division (E) of that section, as applicable. Any 2508
such ballots that are received by the director later than the 2509
fourth day following the election shall not be counted, but 2510
shall be kept by the board in the sealed identification 2511
envelopes as provided in division (A) of this section. 2512

(b) Division (D)(2)(a) of this section shall not apply to 2513

any mail that is postmarked using a postage evidencing system, 2514
including a postage meter, as defined in 39 C.F.R. 501.1. 2515

Sec. 3509.06. (A) The board of elections shall determine 2516
whether absent voter's ballots cast under section 3503.16, 2517
3509.05, 3509.08, or 3511.09 of the Revised Code shall be 2518
processed and counted in each precinct, at the office of the 2519
board, or at some other location designated by the board, and 2520
shall proceed accordingly under division (B), (C), or (E) of 2521
this section, as applicable. 2522

(B) (1) Except as otherwise provided in division (B) (2) of 2523
this section, when the board of elections determines that those 2524
absent voter's ballots shall be processed and counted in each 2525
precinct, the board shall deliver to the voting location manager 2526
of each precinct on election day identification envelopes 2527
purporting to contain absent voter's ballots of electors whose 2528
voting residence appears from the statement of voter on the 2529
outside of each of those envelopes, to be located in that 2530
manager's precinct, and which were received by the board not 2531
later than the close of the polls on election day. The board 2532
shall deliver to the voting location manager a list containing 2533
the name and voting residence of each person whose voting 2534
residence is in such precinct to whom absent voter's ballots 2535
were mailed. 2536

(2) The board shall not deliver to the voting location 2537
manager identification envelopes cast by electors who provided a 2538
program participant identification number instead of a residence 2539
address on the identification envelope and shall not inform the 2540
voting location manager of the names and voting residences of 2541
persons who have confidential voter registration records. Those 2542
identification envelopes shall be examined and processed as 2543

described in division (E) of this section. 2544

(C) When the board of elections determines that those 2545
absent voter's ballots shall be processed and counted at the 2546
office of the board of elections or at another location 2547
designated by the board, special election officials shall be 2548
appointed by the board for that purpose having the same 2549
authority as is exercised by precinct election officials. The 2550
votes so cast shall be added to the vote totals by the board, 2551
and the absent voter's ballots shall be preserved separately by 2552
the board, in the same manner and for the same length of time as 2553
provided by section 3505.31 of the Revised Code. 2554

(D) Each of the identification envelopes purporting to 2555
contain absent voter's ballots delivered to the voting location 2556
manager of the precinct or the special election official 2557
appointed by the board of elections shall be handled as follows: 2558

(1) The election officials shall compare the signature of 2559
the elector on the outside of the identification envelope with 2560
the signature of that elector on the elector's registration form 2561
and verify that the absent voter's ballot is eligible to be 2562
counted under section 3509.07 of the Revised Code. 2563

(2) (a) Any of the precinct officials may challenge the 2564
right of the elector named on the identification envelope to 2565
vote the absent voter's ballots upon the ground that the 2566
signature on the envelope is not the same as the signature on 2567
the registration form, that the identification envelope 2568
statement of voter is incomplete, or upon any other of the 2569
grounds upon which the right of persons to vote may be lawfully 2570
challenged. 2571

(b) If the elector's name does not appear in the pollbook 2572

or poll list or signature pollbook, the precinct officials shall 2573
deliver the absent voter's ballots to the director of the board 2574
of elections to be examined and processed in the manner 2575
described in division (E) of this section. 2576

(3) (a) An identification envelope statement of voter shall 2577
be considered incomplete if it does not include all of the 2578
following: 2579

(i) The voter's name; 2580

(ii) The voter's residence address or, if the voter has a 2581
confidential voter registration record, as described in section 2582
111.44 of the Revised Code, the voter's program participant 2583
identification number; 2584

(iii) The voter's date of birth. The requirements of this 2585
division are satisfied if the voter provided a date of birth and 2586
any of the following is true: 2587

(I) The month and day of the voter's date of birth on the 2588
identification envelope statement of voter are not different 2589
from the month and day of the voter's date of birth contained in 2590
the statewide voter registration database. 2591

(II) The voter's date of birth contained in the statewide 2592
voter registration database is January 1, 1800. 2593

(III) The board of elections has found, by a vote of at 2594
least three of its members, that the voter has met the 2595
requirements of divisions (D) (3) (a) (i), (ii), (iv), and (v) of 2596
this section. 2597

(iv) The voter's signature; and 2598

(v) One of the following forms of identification: 2599

(I) The voter's Ohio driver's license or state 2600
identification card number; 2601

(II) The last four digits of the voter's social security 2602
number; or 2603

(III) A copy of the voter's photo identification. 2604

(b) If the election officials find that the identification 2605
envelope statement of voter is incomplete or that the 2606
information contained in that statement does not conform to the 2607
information contained in the statewide voter registration 2608
database concerning the voter, the election officials shall mail 2609
a written notice to the voter, informing the voter of the nature 2610
of the defect. The notice shall inform the voter that in order 2611
for the voter's ballot to be counted, the voter must provide the 2612
necessary information to the board of elections in writing and 2613
on a form prescribed by the secretary of state not later than 2614
the fourth day after the day of the election. The voter may 2615
deliver the form to the office of the board in person or by 2616
mail. If the voter provides the necessary information to the 2617
board of elections not later than the fourth day after the day 2618
of the election and the ballot is not successfully challenged on 2619
another basis, the voter's ballot shall be processed and counted 2620
in accordance with this section. 2621

(c) If the election officials find that the voter is a 2622
federal-only voter and has not provided proof of citizenship, 2623
the election officials shall mail a written notice to the voter 2624
informing the voter that in order for the voter's ballot to be 2625
counted for any state or local candidates, questions, or issues 2626
appearing on the ballot, the voter must provide proof of 2627
citizenship to the board of elections in person or by mail not 2628
later than the fourth day after the day of the election. The 2629

board shall not count the voter's ballot before the fifth day 2630
after the day of the election. 2631

~~(4)~~(4)(a) If no such challenge is made, or if such a 2632
challenge is made and not sustained, the voting location manager 2633
shall open the envelope without defacing the statement of voter 2634
and without mutilating the ballots in it, and shall remove the 2635
ballots contained in it and proceed to count them. 2636

(b)(i) If the voter is a federal-only voter and the board 2637
is able to verify the voter's United States citizenship as 2638
described in division (A) of section 3503.201 of the Revised 2639
Code, the ballots are eligible to be counted for every 2640
candidate, question, and issue appearing on them. 2641

(ii) If the voter is a federal-only voter and the board is 2642
unable to verify the individual's United States citizenship as 2643
described in division (A) of section 3503.201 of the Revised 2644
Code, the ballots are eligible to be counted only for any 2645
federal elections appearing on them. If the voter also marked 2646
the ballots for any state or local candidates, issues, or 2647
questions, the election officials shall remake the ballots to 2648
reflect only the federal elections in which the voter voted, and 2649
the remade ballots shall be counted for those federal elections. 2650
If no federal elections appear on the ballot at that election in 2651
the precinct in which the voter resides, the voter's ballots 2652
shall not be counted. 2653

(5)(a) Except as otherwise provided in division (D)(5)(b) 2654
of this section, the name of each person voting who is entitled 2655
to vote only an absent voter's presidential ballot shall be 2656
entered in a pollbook or poll list or signature pollbook 2657
followed by the words "Absentee Presidential Ballot." The name 2658
of each person voting an absent voter's ballot, other than such 2659

persons entitled to vote only a presidential ballot, shall be 2660
entered in the pollbook or poll list or signature pollbook and 2661
the person's registration card marked to indicate that the 2662
person has voted. 2663

(b) If the person voting has a confidential voter 2664
registration record, the person's registration card shall be 2665
marked to indicate that the person has voted, but the person's 2666
name shall not be entered in the pollbook or poll list or 2667
signature pollbook. 2668

(6) The date of such election shall also be entered on the 2669
elector's registration form. If any such challenge is made and 2670
sustained, the identification envelope of such elector shall not 2671
be opened, shall be endorsed "Not Counted" with the reasons the 2672
ballots were not counted, and shall be delivered to the board. 2673

(E) (1) When the board of elections receives absent voter's 2674
ballots from an elector who has provided a program participant 2675
identification number instead of a residence address on the 2676
identification envelope statement of voter, the director and the 2677
deputy director personally shall examine and process the 2678
identification envelope statement of voter in the manner 2679
prescribed in division (D) of this section. 2680

(2) If the director and the deputy director find that the 2681
identification envelope statement of voter is incomplete or that 2682
the information contained in that statement does not conform to 2683
the information contained in the statewide voter registration 2684
database concerning the voter or to the information contained in 2685
the voter's confidential voter registration record, the director 2686
and the deputy director shall mail a written notice to the voter 2687
informing the voter of the nature of the defect. The notice 2688
shall inform the voter that in order for the voter's ballot to 2689

be counted the voter must provide the necessary information to 2690
the board of elections in writing and on a form prescribed by 2691
the secretary of state not later than the fourth day after the 2692
day of the election. The voter may deliver the form to the 2693
office of the board in person or by mail. If the voter provides 2694
the necessary information to the board of elections not later 2695
than the fourth day after the day of the election and the ballot 2696
is not successfully challenged on another basis, the voter's 2697
ballot shall be counted in accordance with this section. 2698

(3) The director or the deputy director may challenge the 2699
ballot on the ground that the signature on the envelope is not 2700
the same as the signature on the registration form, that the 2701
identification envelope statement of voter is incomplete, or 2702
upon any other of the grounds upon which the right of persons to 2703
vote may be lawfully challenged. If such a challenge is made, 2704
the board of elections shall decide whether to sustain the 2705
challenge. 2706

(4) If neither the director nor the deputy director 2707
challenges the ballot, or if such a challenge is made and not 2708
sustained, the director and the deputy director shall open the 2709
envelope without defacing the statement of voter and without 2710
mutilating the ballots in it, shall remove the ballots contained 2711
in it, and shall transmit the ballots to the election officials 2712
to be counted with other absent voter's ballots from that 2713
precinct. 2714

(F) The board of elections shall process absent voter's 2715
ballots before the time for counting those ballots, but the 2716
board shall not tabulate or count the votes on those ballots 2717
before that time. As used in this section and section 3511.11 of 2718
the Revised Code, processing an absent voter's ballot means all 2719

of the following:	2720
(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;	2721 2722 2723 2724
(2) Opening the identification envelope, if the absent voter's ballot is eligible to be counted;	2725 2726
(3) Determining the validity of the absent voter's ballot under section 3509.07 of the Revised Code;	2727 2728
(4) Preparing and sorting the absent voter's ballot for scanning by automatic tabulating equipment;	2729 2730
(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.	2731 2732 2733 2734
(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.	2735 2736 2737 2738 2739 2740 2741
(H) (1) Except as otherwise provided in division (H) (2) of this section, observers may be appointed under section 3505.21 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.	2742 2743 2744 2745 2746
(2) Observers shall not be permitted to witness the	2747

examination and opening of identification envelopes returned by, 2748
and the processing and counting of absent voter's ballots cast 2749
by, electors who have confidential voter registration records in 2750
a manner that would permit the observers to learn the identities 2751
or residence addresses of those electors. 2752

Sec. 3509.07. If election officials find that any of the 2753
following are true concerning an absent voter's ballot or absent 2754
voter's presidential ballot cast under section 3503.16, 3509.05, 2755
3509.08, or 3511.09 of the Revised Code and, if applicable, the 2756
person did not provide any required additional information to 2757
the board of elections not later than the fourth day after the 2758
day of the election, as permitted under ~~division (D) (3) (b) or~~ 2759
~~(E) (2) of~~ section 3509.06 of the Revised Code, the ballot shall 2760
not be accepted or counted: 2761

(A) The statement accompanying the ballot is incomplete as 2762
described in division (D) (3) (a) of section 3509.06 of the 2763
Revised Code or is insufficient; 2764

(B) The signatures do not correspond with the person's 2765
registration signature; 2766

(C) The applicant is not a qualified elector in the 2767
precinct; 2768

(D) The ballot envelope contains more than one ballot of 2769
any one kind, or any voted ballot that the elector is not 2770
entitled to vote; 2771

(E) Stub A is detached from the absent voter's ballot or 2772
absent voter's presidential ballot; ~~or~~ 2773

(F) The elector has not included with the elector's ballot 2774
any identification required under section 3509.05 or 3511.09 of 2775
the Revised Code; 2776

(G) The elector is a federal-only voter, the board is 2777
unable to verify the elector's United States citizenship as 2778
described in division (A) of section 3503.201 of the Revised 2779
Code, and no federal elections appear on the ballot at that 2780
election in the precinct in which the elector resides. 2781

The vote of any absent voter may be challenged for cause 2782
in the same manner as other votes are challenged, and the 2783
election officials shall determine the legality of that ballot. 2784
Every ballot not counted shall be endorsed on its back "Not 2785
Counted" with the reasons the ballot was not counted, and shall 2786
be enclosed and returned to or retained by the board of 2787
elections along with the contested ballots. 2788

Sec. 3509.08. (A) Any qualified elector, who, on account 2789
of the elector's own personal illness, physical disability, or 2790
infirmity, or on account of the elector's confinement in a jail 2791
or workhouse under sentence for a misdemeanor or awaiting trial 2792
on a felony or misdemeanor, will be unable to travel from the 2793
elector's home or place of confinement to the voting booth in 2794
the elector's precinct on the day of any general, special, or 2795
primary election may make application in writing for an absent 2796
voter's ballot to the board of elections of the elector's county 2797
in the manner described in section 3509.03 of the Revised Code. 2798
The application shall state the nature of the elector's illness, 2799
physical disability, or infirmity, or the fact that the elector 2800
is confined in a jail or workhouse and the elector's resultant 2801
inability to travel to the election booth in the elector's 2802
precinct on election day. 2803

The absent voter's ballot may be mailed directly to the 2804
applicant at the applicant's voting residence or place of 2805
confinement as stated in the applicant's application, or the 2806

board may designate two board employees belonging to the two 2807
major political parties for the purpose of delivering the ballot 2808
to the disabled or confined elector and returning it to the 2809
board, unless the applicant is confined to a public or private 2810
institution within the county, in which case the board shall 2811
designate two board employees belonging to the two major 2812
political parties for the purpose of delivering the ballot to 2813
the disabled or confined elector and returning it to the board. 2814
In all other instances, the ballot shall be returned to the 2815
office of the board in the manner prescribed in section 3509.05 2816
of the Revised Code. 2817

Any disabled or confined elector who declares to the two 2818
board employees belonging to the two major political parties 2819
that the elector is unable to mark the elector's ballot by 2820
reason of physical infirmity that is apparent to the employees 2821
to be sufficient to incapacitate the voter from marking the 2822
elector's ballot properly, may receive, upon request, the 2823
assistance of the employees in marking the elector's ballot, and 2824
they shall thereafter give no information in regard to this 2825
matter. Such assistance shall not be rendered for any other 2826
cause. 2827

When two board employees belonging to the two major 2828
political parties deliver a ballot to a disabled or confined 2829
elector, each of the employees shall be present when the ballot 2830
is delivered, when assistance is given, and when the ballot is 2831
returned to the office of the board, and shall subscribe to the 2832
declaration on the identification envelope. 2833

The secretary of state shall prescribe the form of 2834
application for absent voter's ballots under this division. 2835

This chapter applies to disabled and confined absent 2836

voter's ballots except as otherwise provided in this section. 2837

(B) (1) Any qualified elector who is unable to travel to 2838
the voting booth in the elector's precinct on the day of any 2839
general, special, or primary election may apply to the board of 2840
elections of the county where the elector is a qualified elector 2841
to vote in the election by absent voter's ballot if either of 2842
the following apply: 2843

(a) The elector is confined in a hospital as a result of 2844
an accident or unforeseeable medical emergency occurring before 2845
the election; 2846

(b) The elector's minor child is confined in a hospital as 2847
a result of an accident or unforeseeable medical emergency 2848
occurring before the election. 2849

(2) The application authorized under division (B) (1) of 2850
this section shall be made in writing in the manner described in 2851
section 3509.03 of the Revised Code, except that the application 2852
shall be delivered to the office of the board not later than 2853
three p.m. on the day of the election. The application shall 2854
indicate the hospital where the applicant or the applicant's 2855
child is confined, the date of the applicant's or the 2856
applicant's child's admission to the hospital, and the offices 2857
for which the applicant is qualified to vote. The applicant may 2858
also request that a member of the applicant's family, as listed 2859
in section 3509.05 of the Revised Code, deliver the absent 2860
voter's ballot to the applicant. The board, after establishing 2861
to the board's satisfaction the validity of the circumstances 2862
claimed by the applicant, shall supply an absent voter's ballot 2863
to be delivered to the applicant. When the applicant or the 2864
applicant's child is in a hospital in the county where the 2865
applicant is a qualified elector and no request is made for a 2866

member of the family to deliver the ballot, the board shall 2867
arrange for the delivery of an absent voter's ballot to the 2868
applicant, and for its return to the office of the board, by two 2869
board employees belonging to the two major political parties 2870
according to the procedures prescribed in division (A) of this 2871
section. When the applicant or the applicant's child is in a 2872
hospital outside the county where the applicant is a qualified 2873
elector and no request is made for a member of the family to 2874
deliver the ballot, the board shall arrange for the delivery of 2875
an absent voter's ballot to the applicant by mail, and the 2876
ballot shall be returned to the office of the board in the 2877
manner prescribed in section 3509.05 of the Revised Code. 2878

(3) Any qualified elector who is eligible to vote under 2879
division (B) or (C) of section 3503.16 of the Revised Code but 2880
is unable to do so because of the circumstances described in 2881
division (B)(2) of this section may vote in accordance with 2882
division (B)(1) of this section if that qualified elector states 2883
in the application for absent voter's ballots that that 2884
qualified elector moved or had a change of name under the 2885
circumstances described in division (B) or (C) of section 2886
3503.16 of the Revised Code and if that qualified elector 2887
complies with divisions (G)(1) to (4) of section 3503.16 of the 2888
Revised Code. 2889

(C) Any qualified elector described in division (A) or (B) 2890
(1) of this section who needs no assistance to vote or to return 2891
absent voter's ballots to the board of elections may apply for 2892
absent voter's ballots under section 3509.03 of the Revised Code 2893
instead of applying for them under this section or may cast 2894
absent voter's ballots in person under section 3509.051 of the 2895
Revised Code. 2896

(D) Any qualified elector described in division (A) or (B) 2897
(1) of this section to whom ballots are delivered by two 2898
employees of the board of elections or who votes with the 2899
assistance of two employees of the board of elections shall be 2900
considered to have cast absent voter's ballots by mail, rather 2901
than in person, for the purpose of the laws governing voter 2902
identification and federal-only voters. 2903

Sec. 3511.04. (A) If a board of elections receives an 2904
application for uniformed services or overseas absent voter's 2905
ballots that does not contain all of the required information or 2906
is not submitted on an appropriate form, the board promptly 2907
shall notify the applicant of the additional information 2908
required to be provided by the applicant to complete that 2909
application, direct the applicant to use an appropriate form, or 2910
both, as applicable. 2911

~~(B)~~ (B) (1) Not later than the forty-sixth day before the 2912
day of each general or primary election, and at the earliest 2913
possible time before the day of a special election held on a day 2914
other than the day on which a general or primary election is 2915
held, the board of elections shall mail, send by facsimile 2916
machine, send by electronic mail, send through internet delivery 2917
if such delivery is offered by the board of elections or the 2918
secretary of state, or otherwise send uniformed services or 2919
overseas absent voter's ballots then ready for use as provided 2920
for in section 3511.03 of the Revised Code and for which the 2921
board has received valid applications prior to that time. 2922
Thereafter, and until the close of business on the seventh day 2923
preceding the day of election, the board shall promptly, upon 2924
receipt of valid applications for them, mail, send by facsimile 2925
machine, send by electronic mail, send through internet delivery 2926
if such delivery is offered by the board of elections or the 2927

secretary of state, or otherwise send to the proper persons all 2928
uniformed services or overseas absent voter's ballots then ready 2929
for use. 2930

(2) If the applicant is a federal-only voter, the board 2931
shall include with the uniformed services or overseas absent 2932
voter's ballots instructions for the applicant to provide proof 2933
of citizenship to the board in order to have the applicant's 2934
ballots counted for any state or local candidates, questions, or 2935
issues appearing on the ballot. 2936

(C) If, after the seventieth day before the day of a 2937
general or primary election, any other question, issue, or 2938
candidacy is lawfully ordered submitted to the electors voting 2939
at the general or primary election, the board shall promptly 2940
provide a separate official issue, special election, or other 2941
election ballot for submitting the question, issue, or candidacy 2942
to those electors, and the board shall promptly mail, send by 2943
facsimile machine, send by electronic mail, send through 2944
internet delivery if such delivery is offered by the board of 2945
elections or the secretary of state, or otherwise send each such 2946
separate ballot to each person to whom the board has previously 2947
mailed or sent other uniformed services or overseas absent 2948
voter's ballots. 2949

(D) No public office, and no public official or employee 2950
who is acting in an official capacity, shall prepay the return 2951
postage for any absent voter's ballots. In mailing uniformed 2952
services or overseas absent voter's ballots, the board shall use 2953
the fastest mail service available, but the board shall not mail 2954
them by certified mail. 2955

Sec. 3511.05. (A) The board of elections shall place 2956
uniformed services or overseas absent voter's ballots sent by 2957

mail in an unsealed identification envelope, gummed ready for 2958
sealing. The board shall include with uniformed services or 2959
overseas absent voter's ballots sent electronically, including 2960
by facsimile machine, an instruction sheet for preparing a 2961
gummed envelope in which the ballots shall be returned. The 2962
envelope for returning ballots sent by either means shall have 2963
printed or written on its face a form substantially as follows: 2964

"Identification Envelope Statement of Voter 2965

I, _____ (Name of voter), declare under 2966
penalty of election falsification that the within ballot or 2967
ballots contained no voting marks of any kind when I received 2968
them, and I caused the ballot or ballots to be marked, enclosed 2969
in the identification envelope, and sealed in that envelope. 2970

My voting residence in Ohio is 2971

_____ 2972

(Street and Number, if any, or Rural Route and Number) 2973

of _____ (City, Village, or Township) 2974

Ohio, which is in Ward _____ Precinct _____ 2975

in that city, village, or township. 2976

If I have a confidential voter registration record, I am 2977

providing my program participant identification number instead 2978

of my residence address: _____ 2979

The primary election ballots, if any, within this envelope 2980

are primary election ballots of the _____ Party. 2981

Ballots contained within this envelope are to be voted at 2982

the _____ (general, special, or primary) election to be 2983

held on the _____ day of 2984

_____, _____ 2985

My date of birth is _____ (Month and Day), 2986
_____ (Year). 2987

(Voter must provide one of the following:) 2988

My Ohio driver's license or state identification card 2989
number is _____ (Driver's license or state 2990
identification card number). 2991

The last four digits of my Social Security Number are 2992
_____ (Last four digits of Social Security Number). 2993

_____ In lieu of providing a driver's license or state 2994
identification card number or the last four digits of my Social 2995
Security Number, I am enclosing a copy of my photo 2996
identification in the return envelope in which this 2997
identification envelope will be mailed. 2998

_____ If I am a federal-only voter and I have not 2999
provided my Ohio driver's license or state identification card 3000
number, I am enclosing a copy of my proof of citizenship in the 3001
return envelope in which this identification envelope will be 3002
mailed in order for my ballot to be counted for state and local 3003
elections. 3004

I hereby declare, under penalty of election falsification, 3005
that the statements above are true, as I verily believe. 3006

_____ 3007

(Signature of Voter) 3008

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 3009
THE FIFTH DEGREE." 3010

(B) The board shall also mail with the ballots and the 3011
unsealed identification envelope sent by mail an unsealed return 3012

envelope, gummed, ready for sealing, for use by the voter in 3013
returning the voter's marked ballots to the office of the board. 3014
The board shall send with the ballots and the instruction sheet 3015
for preparing a gummed envelope sent electronically, including 3016
by facsimile machine, an instruction sheet for preparing a 3017
second gummed envelope as described in this division, for use by 3018
the voter in returning that voter's marked ballots to the board. 3019
The return envelope shall have two parallel lines, each one 3020
quarter of an inch in width, printed across its face paralleling 3021
the top, with an intervening space of one quarter of an inch 3022
between such lines. The top line shall be one and one-quarter 3023
inches from the top of the envelope. Between the parallel lines 3024
shall be printed: "OFFICIAL ELECTION UNIFORMED SERVICES OR 3025
OVERSEAS ABSENT VOTER'S BALLOTS -- VIA AIR MAIL." Three blank 3026
lines shall be printed in the upper left corner on the face of 3027
the envelope for the use by the voter in placing the voter's 3028
complete military, naval, or mailing address on these lines. The 3029
post-office address of the office of the board shall be printed 3030
on the face of such envelope in the lower right portion below 3031
the bottom parallel line. 3032

(C) On the back of each identification envelope and each 3033
return envelope shall be printed the following: 3034

"Instructions to voter: 3035

If the flap on this envelope is so firmly stuck to the 3036
back of the envelope when received by you as to require forcible 3037
opening in order to use it, open the envelope in the manner 3038
least injurious to it, and, after marking your ballots and 3039
enclosing same in the envelope for mailing them to the board of 3040
elections, reclose the envelope in the most practicable way, by 3041
sealing or otherwise, and sign the blank form printed below. 3042

The flap on this envelope was firmly stuck to the back of 3043
the envelope when received, and required forced opening before 3044
sealing and mailing. 3045

_____ 3046

(Signature of voter)" 3047

(D) Division (C) of this section does not apply when 3048
absent voter's ballots are sent electronically, including by 3049
facsimile machine. 3050

(E) Except as otherwise provided in this division and in 3051
sections 3505.24 and 3509.08 of the Revised Code, an election 3052
official shall not fill out any portion of an identification 3053
envelope statement of voter or an absent voter's ballot on 3054
behalf of an elector. A board of elections may preprint only an 3055
elector's name and address on an identification envelope 3056
statement of voter before mailing or electronically transmitting 3057
absent voter's ballots to the elector, except that if the 3058
elector has a confidential voter registration record, as 3059
described in section 111.44 of the Revised Code, the board of 3060
elections shall not preprint the elector's address on the 3061
identification envelope statement of voter. 3062

Sec. 3511.09. (A) Upon receiving uniformed services or 3063
overseas absent voter's ballots, the elector shall cause the 3064
questions on the face of the identification envelope to be 3065
answered, and, by writing the elector's usual signature in the 3066
proper place on the identification envelope, the elector shall 3067
declare under penalty of election falsification that the answers 3068
to those questions are true and correct to the best of the 3069
elector's knowledge and belief. Then, the elector shall note 3070
whether there are any voting marks on the ballot. If there are 3071

any voting marks, the ballot shall be returned immediately to 3072
the board of elections; otherwise, the elector shall cause the 3073
ballot to be marked, folded separately so as to conceal the 3074
markings on it, deposited in the identification envelope, and 3075
securely sealed in the identification envelope. The elector 3076
shall sign the identification envelope not later than the close 3077
of the polls on the day of the election. The elector then shall 3078
cause the identification envelope to be placed within the return 3079
envelope, sealed in the return envelope, and mailed to the board 3080
of elections to which it is addressed. 3081

~~(B)~~ (B) (1) The elector shall provide one of the following: 3082

~~(1)~~ (a) The elector's Ohio driver's license or state 3083
identification card number on the statement of voter on the 3084
identification envelope; 3085

~~(2)~~ (b) The last four digits of the elector's social 3086
security number on the statement of voter on the identification 3087
envelope; 3088

~~(3)~~ (c) A copy of the elector's photo identification in 3089
the return envelope with the identification envelope. 3090

(2) If the elector is a federal-only voter, the elector 3091
shall provide the elector's Ohio driver's license or state 3092
identification card number on the statement of voter on the 3093
identification envelope or shall enclose a copy of proof of 3094
citizenship in the return envelope with the identification 3095
envelope in order to have the elector's ballot counted for any 3096
state or local candidates, questions, or issues appearing on the 3097
ballot. 3098

(C) Every uniformed services or overseas absent voter's 3099
ballot identification envelope shall be accompanied by the 3100

following statement in boldface capital letters: WHOEVER COMMITS 3101
ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH 3102
DEGREE. 3103

(D) The elector shall cause the uniformed services or 3104
overseas absent voter's ballots to be returned to the office of 3105
the board of elections in a manner described in division (C) of 3106
section 3509.05 of the Revised Code, provided that the elector 3107
shall not be required to prepay the postage on the return 3108
envelope if, under 39 U.S.C. 3406, no postage is required. 3109

Sec. 3511.14. (A) A board of elections shall accept and 3110
process federal write-in absentee ballots ~~for all elections for~~ 3111
~~office and for all ballot questions and issues,~~ as required 3112
under "The Uniformed and Overseas Citizens Absentee Voting Act," 3113
~~Pub. L. No. 99-410, 100 Stat. 924, 42 U.S.C. 1973ff, et seq., as~~ 3114
~~amended~~ 52 U.S.C. 20303, in accordance with section 3509.06 of 3115
the Revised Code. 3116

(B) A uniformed services or overseas voter may use the 3117
declaration accompanying a federal write-in absentee ballot to 3118
apply to register to vote simultaneously with the submission of 3119
the federal write-in absentee ballot, if the declaration is 3120
received not later than thirty days before the day of the 3121
election. If the declaration is received after that date, the 3122
declaration shall be considered an application to register to 3123
vote for all subsequent elections. 3124

Sec. 3511.16. (A) At least one hundred days before the day 3125
of a regularly scheduled election and as soon as practicable 3126
before an election that is not regularly scheduled, the board of 3127
elections of each county shall prepare an election notice for 3128
each precinct in which the election is to be conducted, to be 3129
used in conjunction with a federal write-in absentee ballot. The 3130

election notice shall contain ~~a~~ all of the following: 3131

(1) A list of all of the ballot questions and issues and 3132
all federal, state, and local offices that, as of that date, the 3133
board expects to be on the ballot at that election. ~~The notice~~ 3134
~~also shall contain specific;~~ 3135

(2) Specific instructions on how a uniformed services or 3136
overseas voter is to indicate on the federal write-in absentee 3137
ballot the voter's choice for each office to be filled and for 3138
each ballot question and issue to be contested; 3139

(3) Specific instructions on how a uniformed services or 3140
overseas voter who registers to vote in conjunction with a 3141
federal write-in absentee ballot is to provide proof of 3142
citizenship in order to be eligible to vote on state and local 3143
candidates, questions, and issues appearing on the ballot at the 3144
election. 3145

(B) A uniformed services or overseas voter may request a 3146
copy of an election notice prepared under division (A) of this 3147
section. The board of elections shall send the notice to the 3148
voter by facsimile transmission, electronic mail, or regular 3149
mail, as the voter requests. 3150

(C) As soon as the form of the ballot is certified, and 3151
not later than the date uniformed services and overseas ballots 3152
are required to be transmitted to voters under section 3509.01 3153
of the Revised Code, the board shall update the notice with the 3154
certified candidates for each office and ballot questions and 3155
issues and make the updated notice publicly available. 3156

(D) A board of elections that maintains an internet web 3157
site shall make the election notice prepared under division (A) 3158
of this section and updated versions of the election notice 3159

regularly available on that web site. 3160

Section 2. That existing sections 3501.01, 3503.01, 3161
3503.06, 3503.13, 3503.14, 3503.15, 3503.151, 3503.152, 3162
3503.153, 3503.16, 3503.19, 3503.21, 3505.18, 3505.181, 3163
3505.182, 3505.183, 3505.20, 3509.04, 3509.05, 3509.06, 3509.07, 3164
3509.08, 3511.04, 3511.05, 3511.09, 3511.14, and 3511.16 of the 3165
Revised Code are hereby repealed. 3166

Section 3. The General Assembly, applying the principle 3167
stated in division (B) of section 1.52 of the Revised Code that 3168
amendments are to be harmonized if reasonably capable of 3169
simultaneous operation, finds that the following sections, 3170
presented in this act as composites of the sections as amended 3171
by the acts indicated, are the resulting versions of the 3172
sections in effect prior to the effective date of the sections 3173
as presented in this act: 3174

Section 3503.21 of the Revised Code as amended by both 3175
H.B. 359 and S.B. 63 of the 131st General Assembly. 3176

Section 3505.183 of the Revised Code as amended by both 3177
H.B. 45 and H.B. 458 of the 134th General Assembly. 3178