

I_136_0673-8

136th General Assembly
Regular Session
2025-2026

Sub. S. B. No. 153

To amend sections 303.12, 303.59, 307.94, 307.95, 1
3501.01, 3501.38, 3501.381, 3501.39, 3503.13, 2
3503.14, 3503.15, 3503.151, 3503.152, 3503.153, 3
3503.16, 3503.18, 3503.19, 3503.20, 3503.21, 4
3503.33, 3505.181, 3505.182, 3505.183, 3505.20, 5
3509.02, 3509.03, 3509.04, 3509.05, 3509.051, 6
3509.06, 3509.07, 3509.08, 3509.09, 3511.02, 7
3511.04, 3511.05, 3511.09, 3511.11, 3511.14, 8
3513.041, 3513.05, 3513.07, 3513.261, 3513.262, 9
3513.263, 3517.01, 3517.12, 3519.02, 3519.05, 10
3519.16, 3599.12, 3599.21, 4301.33, 4301.331, 11
4301.332, 4301.333, 4301.334, and 4305.14 and to 12
enact sections 3501.391, 3503.201, 3503.202, and 13
3511.052 of the Revised Code to require 14
verification of an elector's citizenship before 15
the elector may vote and to modify procedures 16
regarding voter registration, voter roll 17
maintenance, absent voting, and election 18
petitions. 19

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



Section 1. That sections 303.12, 303.59, 307.94, 307.95, 20
3501.01, 3501.38, 3501.381, 3501.39, 3503.13, 3503.14, 3503.15, 21
3503.151, 3503.152, 3503.153, 3503.16, 3503.18, 3503.19, 22
3503.20, 3503.21, 3503.33, 3505.181, 3505.182, 3505.183, 23
3505.20, 3509.02, 3509.03, 3509.04, 3509.05, 3509.051, 3509.06, 24
3509.07, 3509.08, 3509.09, 3511.02, 3511.04, 3511.05, 3511.09, 25
3511.11, 3511.14, 3513.041, 3513.05, 3513.07, 3513.261, 26
3513.262, 3513.263, 3517.01, 3517.12, 3519.02, 3519.05, 3519.16, 27
3599.12, 3599.21, 4301.33, 4301.331, 4301.332, 4301.333, 28
4301.334, and 4305.14 be amended and sections 3501.391, 29
3503.201, 3503.202, and 3511.052 of the Revised Code be enacted 30
to read as follows: 31

Sec. 303.12. (A) (1) Amendments to the zoning resolution 32
may be initiated by motion of the county rural zoning 33
commission, by the passage of a resolution by the board of 34
county commissioners, or by the filing of an application by one 35
or more of the owners or lessees of property within the area 36
proposed to be changed or affected by the proposed amendment 37
with the county rural zoning commission. The board of county 38
commissioners may require that the owner or lessee of property 39
filing an application to amend the zoning resolution pay a fee 40
to defray the cost of advertising, mailing, filing with the 41
county recorder, and other expenses. If the board of county 42
commissioners requires such a fee, it shall be required 43
generally, for each application. The board of county 44
commissioners, upon the passage of such a resolution, shall 45
certify it to the county rural zoning commission. 46

(2) Upon the adoption of a motion by the county rural 47
zoning commission, the certification of a resolution by the 48
board of county commissioners to the commission, or the filing 49
of an application by property owners or lessees as described in 50

division (A) (1) of this section with the commission, the 51
commission shall set a date for a public hearing, which date 52
shall not be less than twenty nor more than forty days from the 53
date of adoption of such a motion, the date of the certification 54
of such a resolution, or the date of the filing of such an 55
application. Notice of the hearing shall be given by the 56
commission by one publication at least ten days before the date 57
of the hearing, using at least one of the following methods: 58

(a) In the print or digital edition of one or more 59
newspapers of general circulation in each township affected by 60
the proposed amendment; 61

(b) On the official public notice web site established 62
under section 125.182 of the Revised Code; 63

(c) On the web site and social media account of the 64
county. 65

(B) If the proposed amendment intends to rezone or 66
redistrict ten or fewer parcels of land, as listed on the county 67
auditor's current tax list, written notice of the hearing shall 68
be mailed by the county rural zoning commission, by first class 69
mail, at least ten days before the date of the public hearing to 70
all owners of property within and contiguous to and directly 71
across the street from the area proposed to be rezoned or 72
redistricted to the addresses of those owners appearing on the 73
county auditor's current tax list. The failure of delivery of 74
that notice shall not invalidate any such amendment. 75

(C) If the proposed amendment intends to rezone or 76
redistrict ten or fewer parcels of land as listed on the county 77
auditor's current tax list, the published and mailed notices 78
shall set forth the time, date, and place of the public hearing 79

and include all of the following:	80
(1) The name of the county rural zoning commission that will be conducting the hearing;	81 82
(2) A statement indicating that the motion, resolution, or application is an amendment to the zoning resolution;	83 84
(3) A list of the addresses of all properties to be rezoned or redistricted by the proposed amendment and of the names of owners of these properties, as they appear on the county auditor's current tax list;	85 86 87 88
(4) The present zoning classification of property named in the proposed amendment and the proposed zoning classification of that property;	89 90 91
(5) The time and place where the motion, resolution, or application proposing to amend the zoning resolution will be available for examination for a period of at least ten days prior to the hearing;	92 93 94 95
(6) The name of the person responsible for giving notice of the public hearing by publication, by mail, or by both publication and mail;	96 97 98
(7) A statement that, after the conclusion of the hearing, the matter will be submitted to the board of county commissioners for its action;	99 100 101
(8) Any other information requested by the commission.	102
(D) If the proposed amendment alters the text of the zoning resolution, or rezones or redistricts more than ten parcels of land as listed on the county auditor's current tax list, the published notice shall set forth the time, date, and place of the public hearing and include all of the following:	103 104 105 106 107

(1) The name of the county rural zoning commission that	108
will be conducting the hearing on the proposed amendment;	109
(2) A statement indicating that the motion, application,	110
or resolution is an amendment to the zoning resolution;	111
(3) The time and place where the text and maps of the	112
proposed amendment will be available for examination for a	113
period of at least ten days prior to the hearing;	114
(4) The name of the person responsible for giving notice	115
of the hearing by publication;	116
(5) A statement that, after the conclusion of the hearing,	117
the matter will be submitted to the board of county	118
commissioners for its action;	119
(6) Any other information requested by the commission.	120
Hearings shall be held in the county court house or in a	121
public place designated by the commission.	122
(E) Within five days after the adoption of the motion	123
described in division (A) of this section, the certification of	124
the resolution described in division (A) of this section, or the	125
filing of the application described in division (A) of this	126
section, the county rural zoning commission shall transmit a	127
copy of it together with text and map pertaining to it to the	128
county or regional planning commission, if there is such a	129
commission.	130
The county or regional planning commission shall recommend	131
the approval or denial of the proposed amendment or the approval	132
of some modification of it and shall submit its recommendation	133
to the county rural zoning commission. The recommendation shall	134
be considered at the public hearing held by the county rural	135

zoning commission on the proposed amendment. 136

The county rural zoning commission, within thirty days 137
after the hearing, shall recommend the approval or denial of the 138
proposed amendment, or the approval of some modification of it, 139
and shall submit that recommendation together with the motion, 140
application, or resolution involved, the text and map pertaining 141
to the proposed amendment, and the recommendation of the county 142
or regional planning commission on it to the board of county 143
commissioners. 144

The board of county commissioners, upon receipt of that 145
recommendation, shall set a time for a public hearing on the 146
proposed amendment, which date shall be not more than thirty 147
days from the date of the receipt of that recommendation. Notice 148
of the hearing shall be given by the board by one publication at 149
least ten days before the date of the hearing, using at least 150
one of the following methods: 151

(1) In the print or digital edition of one or more 152
newspapers of general circulation in the county; 153

(2) On the official public notice web site established 154
under section 125.182 of the Revised Code; 155

(3) On the web site and social media account of the 156
county. 157

(F) If the proposed amendment intends to rezone or 158
redistrict ten or fewer parcels of land as listed on the county 159
auditor's current tax list, the published notice shall set forth 160
the time, date, and place of the public hearing and include all 161
of the following: 162

(1) The name of the board of county commissioners that 163
will be conducting the hearing; 164

(2) A statement indicating that the motion, application,	165
or resolution is an amendment to the zoning resolution;	166
(3) A list of the addresses of all properties to be	167
rezoned or redistricted by the proposed amendment and of the	168
names of owners of those properties, as they appear on the	169
county auditor's current tax list;	170
(4) The present zoning classification of property named in	171
the proposed amendment and the proposed zoning classification of	172
that property;	173
(5) The time and place where the motion, application, or	174
resolution proposing to amend the zoning resolution will be	175
available for examination for a period of at least ten days	176
prior to the hearing;	177
(6) The name of the person responsible for giving notice	178
of the hearing by publication, by mail, or by both publication	179
and mail;	180
(7) Any other information requested by the board.	181
(G) If the proposed amendment alters the text of the	182
zoning resolution, or rezones or redistricts more than ten	183
parcels of land as listed on the county auditor's current tax	184
list, the published notice shall set forth the time, date, and	185
place of the public hearing and include all of the following:	186
(1) The name of the board of county commissioners that	187
will be conducting the hearing on the proposed amendment;	188
(2) A statement indicating that the motion, application,	189
or resolution is an amendment to the zoning resolution;	190
(3) The time and place where the text and maps of the	191
proposed amendment will be available for examination for a	192

period of at least ten days prior to the hearing;	193
(4) The name of the person responsible for giving notice	194
of the hearing by publication;	195
(5) Any other information requested by the board.	196
(H) Within twenty days after its public hearing, the board	197
of county commissioners shall either adopt or deny the	198
recommendation of the county rural zoning commission or adopt	199
some modification of it. If the board denies or modifies the	200
commission's recommendation, a majority vote of the board shall	201
be required.	202
Except as provided in division (I) of this section, the	203
proposed amendment, if adopted by the board, shall become	204
effective in thirty days after the date of its adoption, unless,	205
within thirty days after the adoption, there is presented to the	206
board of county commissioners a petition, signed by a number of	207
qualified voters residing in the unincorporated area of the	208
township or part of that unincorporated area included in the	209
zoning plan equal to not less than eight per cent of the total	210
vote cast for all candidates for governor in that area at the	211
most recent general election at which a governor was elected,	212
requesting the board to submit the amendment to the electors of	213
that area for approval or rejection at a special election to be	214
held on the day of the next primary or general election	215
occurring at least ninety days after the petition is submitted.	216
Each part of this petition shall contain the number and the full	217
and correct title, if any, of the zoning amendment resolution,	218
motion, or application, furnishing the name by which the	219
amendment is known and a brief summary of its contents. In	220
addition to meeting the requirements of this section, each	221
petition shall be governed by the rules specified in section	222

3501.38 of the Revised Code.	223
The form of a petition calling for a zoning referendum and	224
the statement of the circulator shall be substantially as	225
follows:	226
"PETITION FOR ZONING REFERENDUM	227
(if the proposal is identified by a particular name or number,	228
or both, these should be inserted here) _____	229
A proposal to amend the zoning map of the unincorporated	230
area of _____ Township, _____ County,	231
Ohio, adopted _____ (date) _____ (followed by brief	232
summary of the proposal).	233
To the Board of County Commissioners of _____	234
County, Ohio:	235
We, the undersigned, being electors residing in the	236
unincorporated area of _____ Township, included within	237
the _____ County Zoning Plan, equal to not less than	238
eight per cent of the total vote cast for all candidates for	239
governor in the area at the preceding general election at which	240
a governor was elected, request the Board of County	241
Commissioners to submit this amendment of the zoning resolution	242
to the electors of _____ Township residing within the	243
unincorporated area of the township included in the	244
_____ County Zoning Resolution, for approval or	245
rejection at a special election to be held on the day of the	246
next primary or general election to be held on	247
_____ (date) _____, pursuant to section 303.12 of the Revised	248
Code.	249
Street Address Date of	250

Signature or R.F.D. Township Precinct County Signing 251

_____ 252
_____ 253

STATEMENT OF CIRCULATOR 254

I, _____ (name of circulator) _____, 255
declare under penalty of election falsification that I ~~am an~~ 256
~~elector of the state of Ohio and~~ reside at the address appearing 257
below my signature; that I am the circulator of the foregoing 258
part petition containing _____ (number) _____ signatures; that I 259
have witnessed the affixing of every signature; that all signers 260
were to the best of my knowledge and belief qualified to sign; 261
and that every signature is to the best of my knowledge and 262
belief the signature of the person whose signature it purports 263
to be or of an attorney in fact acting pursuant to section 264
3501.382 of the Revised Code. (The circulator shall personally 265
write the number of electors whose signatures the petition paper 266
contains.) 267

For the purposes of any proceeding related to this 268
petition, I submit to the jurisdiction of the courts of the 269
State of Ohio, the Ohio Secretary of State, and the board of 270
elections of the county in which I have circulated this 271
petition. I understand that I may be required to testify or to 272
produce evidence in such a proceeding. I agree to receive any 273
service of process at the residence address I have provided. 274

I am compensated to circulate this petition by 275
_____ (name and address). (The circulator 276
shall complete the preceding sentence as required by section 277
3501.38 of the Revised Code if the circulator is being 278
compensated to circulate the petition.) 279

_____	280
(Signature of circulator)	281
_____	282
(Address of circulator's	283
permanent residence in this	284
_____ state)	285
_____	286
(City, village, or township,	287
and zip code)	288
WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A	289
FELONY OF THE FIFTH DEGREE."	290
No amendment for which such a referendum vote has been	291
requested shall be put into effect unless a majority of the vote	292
cast on the issue is in favor of the amendment. Upon	293
certification by the board of elections that the amendment has	294
been approved by the voters, it shall take immediate effect.	295
Within five working days after an amendment's effective	296
date, the board of county commissioners shall file the text and	297
maps of the amendment in the office of the county recorder and	298
with the regional or county planning commission, if one exists.	299
The failure to file any amendment, or any text and maps,	300
or duplicates of any of these documents, with the office of the	301
county recorder or the county or regional planning commission as	302
required by this section does not invalidate the amendment and	303
is not grounds for an appeal of any decision of the board of	304
zoning appeals.	305
(I) If a proposed amendment establishes or modifies	306
planned-unit development regulations, the following apply in	307

lieu of the contrary provisions of division (H) of this section: 308

(1) The petition shall be signed by a number of registered 309
electors residing in the territory where the planned-unit 310
development regulations apply or will apply equal to not less 311
than thirty-five per cent of the total vote cast for all 312
candidates for governor in that territory at the most recent 313
general election at which a governor was elected. 314

(2) The board of elections shall determine the sufficiency 315
and validity of the petition not later than thirty days after 316
the petition is certified to the board of elections by the board 317
of county commissioners. 318

(3) If the board of elections determines there is an 319
insufficient number of valid signatures, the board immediately 320
shall notify the person who presented the petition. The person 321
may submit additional signatures not later than ten days after 322
the notification. 323

Sec. 303.59. A resolution designating a restricted area 324
prohibiting the construction of utility facilities, if adopted 325
by the board of county commissioners, becomes effective thirty 326
days after the date of its adoption, unless, within thirty days 327
after the adoption, there is presented to the board of county 328
commissioners a petition, signed by a number of registered 329
electors residing in the county equal to not less than eight per 330
cent of the total vote cast for all candidates for governor in 331
that county at the most recent general election at which a 332
governor was elected, requesting the board of county 333
commissioners to submit the resolution to the electors of that 334
county for approval or rejection at a special election to be 335
held on the day of the next primary or general election that 336
occurs at least one hundred twenty days after the petition is 337

filed. Each part petition shall contain the number and the full 338
and correct title, if any, of the resolution, motion, or 339
application, furnishing the name by which the resolution is 340
known and a brief summary of its contents. In addition to 341
meeting the requirements of this section, each petition shall be 342
governed by the rules specified in section 3501.38 of the 343
Revised Code. 344

The form of a petition calling for a referendum on the 345
designation of a restricted area and the statement of the 346
circulator shall be substantially as follows: 347

"PETITION FOR REFERENDUM ON THE DESIGNATION OF A 348
RESTRICTED AREA PROHIBITING THE CONSTRUCTION OF UTILITY 349
FACILITIES 350

(if the proposal is identified by a particular name or 351
number, or both, these should be inserted here) _____ 352

A proposal to designate a restricted area prohibiting the 353
construction of utility facilities in the unincorporated area of 354
_____ county, Ohio, adopted _____ (date) (followed by 355
brief summary of the resolution). 356

To the board of county commissioners of _____ county, 357
Ohio: 358

We, the undersigned, being electors residing in 359
_____ county, equal to not less than eight per cent of the 360
total vote cast for all candidates for governor in the county at 361
the preceding general election at which a governor was elected, 362
request the board of county commissioners to submit this 363
designation of a restricted area to the electors of _____ 364
county, for approval or rejection at a special election to be 365
held on the day of the primary or general election to be held on 366

_____ (date), pursuant to section 303.59 of the Revised Code. 367
368

_____ Signature 369

_____ Residence address 370

_____ Date of signing 371

STATEMENT OF CIRCULATOR 372

I, _____ (name of circulator), declare under penalty 373
of election falsification that I reside at the address appearing 374
below my signature; that I am the circulator of the foregoing 375
part petition containing _____ (number) signatures; that I 376
have witnessed the affixing of every signature; that all signers 377
were to the best of my knowledge and belief qualified to sign; 378
and that every signature is to the best of my knowledge and 379
belief the signature of the person whose signature it purports 380
to be or of an attorney in fact acting pursuant to section 381
3501.382 of the Revised Code. (The circulator shall personally 382
write the number of electors whose signatures the petition paper 383
contains.) 384

For the purposes of any proceeding related to this 385
petition, I submit to the jurisdiction of the courts of the 386
State of Ohio, the Ohio Secretary of State, and the board of 387
elections of the county in which I have circulated this 388
petition. I understand that I may be required to testify or to 389
produce evidence in such a proceeding. I agree to receive any 390
service of process at the residence address I have provided. 391

I am compensated to circulate this petition by 392
_____ (name and address). (The circulator 393
shall complete the preceding sentence as required by section 394
3501.38 of the Revised Code if the circulator is being 395

<u>compensated to circulate the petition.)</u>	396
_____ (Signature of circulator)	397
_____ (Circulator's residence address)	398
WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A	399
FELONY OF THE FIFTH DEGREE."	400
The petition shall be filed with the board of county	401
commissioners. Within two weeks after receiving a petition filed	402
under this section, the board of county commissioners shall	403
certify the petition to the board of elections. A petition filed	404
under this section shall be certified to the board of elections	405
not less than ninety days prior to the election at which the	406
question is to be voted upon.	407
The board of elections shall determine the sufficiency and	408
validity of each petition certified to it by a board of county	409
commissioners under this section. If the board of elections	410
determines that a petition is sufficient and valid, the question	411
shall be voted upon at a special election to be held on the day	412
of the next primary or general election that occurs at least one	413
hundred twenty days after the date the petition is filed with	414
the board of county commissioners, regardless of whether any	415
election will be held to nominate or elect candidates on that	416
day.	417
No resolution designating a restricted area for which such	418
a referendum vote has been requested shall be put into effect	419
unless a majority of the vote cast on the issue is in favor of	420
the resolution. Upon certification by the board of elections	421
that the resolution has been approved by the voters, it shall	422
take immediate effect.	423
Within five working days after the resolution's effective	424

date, the board of county commissioners shall file the text of 425
the resolution and maps of the restricted area in the office of 426
the county recorder and with the county or regional planning 427
commission, if one exists. 428

The failure to file any resolution, or any text and maps, 429
or duplicates of any of these documents, with the office of the 430
county recorder as required by this section does not invalidate 431
the resolution. 432

Sec. 307.94. Electors of a county, equal in number to ten 433
per cent of the number who voted for governor in the county at 434
the most recent gubernatorial election, may file, not later than 435
one hundred fifteen days before the date of a general election, 436
a petition with the board of county commissioners asking that 437
the question of the adoption of a county charter in the form 438
attached to the petition be submitted to the electors of the 439
county. The petition shall be available for public inspection at 440
the offices of the county commissioners during regular business 441
hours until four p.m. of the one hundred eleventh day before the 442
election, at which time the board shall, by resolution, certify 443
the petition to the board of elections of the county for 444
submission to the electors of the county, unless the signatures 445
are insufficient or the petitions otherwise invalid, at the next 446
general election. 447

Such electors may, in the alternative not later than the 448
one hundred thirtieth day before the date of a general election, 449
file such a petition with the board of elections of the county. 450
In such case the board of elections shall immediately proceed to 451
determine whether the petition and the signatures on the 452
petition meet the requirements of law and to count the number of 453
valid signatures and to note opposite each invalid signature the 454

reason for the invalidity. The board of elections shall complete 455
its examination of the petition and the signatures and shall 456
submit a report to the board of county commissioners not later 457
than the one hundred twentieth day before the date of the 458
general election certifying whether the petition is valid or 459
invalid and, if invalid, the reasons for invalidity, whether 460
there are sufficient valid signatures, and the number of valid 461
and invalid signatures. The petition and a copy of the report to 462
the board of county commissioners shall be available for public 463
inspection at the board of elections. If the petition is 464
certified by the board of elections to be valid and to have 465
sufficient valid signatures, the board of county commissioners 466
shall forthwith and not later than four p.m. on the one hundred 467
eleventh day before the general election, by resolution, certify 468
the petition to the board of elections for submission to the 469
electors of the county at the next general election. If the 470
petition is certified by the board of elections to be invalid or 471
to have insufficient valid signatures, or both, the petitioners' 472
committee may protest such findings or solicit additional 473
signatures as provided in section 307.95 of the Revised Code, or 474
both, or request that the board of elections proceed to 475
establish the validity or invalidity of the petition and the 476
sufficiency or insufficiency of the signatures in an action 477
before the court of common pleas in the county. Such action must 478
be brought within three days after the request has been made, 479
and the case shall be heard forthwith by a judge or such court 480
whose decision shall be certified to the board of elections and 481
to the board of county commissioners in sufficient time to 482
permit the board of county commissioners to perform its duty to 483
certify the petition, if it is determined by the court to be 484
valid and contain sufficient valid signatures, to the board of 485
elections not later than four p.m. on the one hundred eleventh 486

day prior to the general election for submission to the electors 487
at such general election. 488

A county charter to be submitted to the voters by petition 489
shall be considered to be attached to the petition if it is 490
printed as a part of the petition. A county charter petition may 491
consist of any number of separate petition papers. Each part 492
shall have attached a copy of the charter to be submitted to the 493
electors, and each part shall otherwise meet all the 494
requirements of law for a county charter petition. Section 495
3501.38 of the Revised Code applies to county charter petitions. 496

The petitioners shall designate in the petition the names 497
~~and addresses~~ of a committee of not fewer than three nor more 498
than five persons who will represent them in all matters 499
relating to the petition. Notice of all matters or proceedings 500
pertaining to such petitions may be served on the ~~committee, or~~ 501
~~any of them~~ committee's agent designated under division (N) (1) 502
of section 3501.38 of the Revised Code, either personally or by 503
certified mail, or by leaving it at the agent's usual place of 504
residence ~~of each of them~~. 505

Sec. 307.95. (A) When a county charter petition has been 506
certified to the board of elections pursuant to section 307.94 507
of the Revised Code, the board shall immediately proceed to 508
determine whether the petition and the signatures on the 509
petition meet the requirements of law, including section 3501.38 510
of the Revised Code, and to count the number of valid 511
signatures. The board shall note opposite each invalid signature 512
the reason for the invalidity. The board shall complete its 513
examination of the petition and the signatures not later than 514
ten days after receipt of the petition certified by the board of 515
county commissioners and shall submit a report to the board of 516

county commissioners not less than one hundred days before the 517
election certifying whether the petition is valid or invalid 518
and, if invalid, the reasons for the invalidity, whether there 519
are sufficient valid signatures, and the number of valid and 520
invalid signatures. The petition and a copy of the report to the 521
board of county commissioners shall be available for public 522
inspection at the board of elections. If the petition is 523
determined by the board of elections to be valid but the number 524
of valid signatures is insufficient, the board of county 525
commissioners shall immediately notify the committee for the 526
petitioners, who may solicit and file additional signatures to 527
the petition pursuant to division (E) of this section or protest 528
the board of election's findings pursuant to division (B) of 529
this section, or both. 530

(B) Protests against the findings of the board of 531
elections concerning the validity or invalidity of a county 532
charter petition or any signature on such petition may be filed 533
by any elector eligible to vote at the next general election 534
with the board of elections not later than four p.m. of the 535
ninety-seventh day before the election in accordance with 536
section 3501.391 of the Revised Code. Each protest shall 537
identify the part of, or omission from, the petition or the 538
signature or signatures to which the protest is directed, and 539
shall set forth specifically the reason for the protest. A 540
protest must be in writing, signed by the elector making the 541
protest, and shall include the protestor's address. Each protest 542
shall be filed in duplicate. 543

(C) The board of elections shall deliver or mail by 544
certified mail one copy of each protest filed with it to the 545
secretary of state. The secretary of state, within ten days 546
after receipt of the protests, shall determine the sufficiency 547

or insufficiency of the signatures and the validity or 548
invalidity of the petition, including whether the petition 549
conforms to the requirements set forth in Section 3 of Article X 550
and Section 3 of Article XVIII of the Ohio Constitution, 551
including the exercise of only those powers that have vested in, 552
and the performance of all duties imposed upon counties and 553
county offices by law, and whether the petition satisfies the 554
statutory prerequisites to place the issue on the ballot. The 555
petition shall be invalid if any portion of the petition is not 556
within the initiative power. The secretary of state may 557
determine whether to permit matters not raised by protest to be 558
considered in determining such validity or invalidity or 559
sufficiency or insufficiency, and may conduct hearings, either 560
in Columbus or in the county where the county charter petition 561
is filed. The determination by the secretary of state is final. 562

(D) The secretary of state shall notify the board of 563
elections of the determination made under division (C) of this 564
section not later than four p.m. of the eighty-first day before 565
the election. If the petition is determined to be valid and to 566
contain sufficient valid signatures, the charter shall be placed 567
on the ballot at the next general election. If the petition is 568
determined to be invalid, the secretary of state shall so notify 569
the board of county commissioners and the board of county 570
commissioners shall notify the committee. If the petition is 571
determined by the secretary of state to be valid but the number 572
of valid signatures is insufficient, the board of elections 573
shall immediately notify the committee for the petitioners and 574
the committee shall be allowed ten additional days after such 575
notification to solicit and file additional signatures to the 576
petition subject to division (E) of this section. 577

(E) All additional signatures solicited pursuant to 578

division (A) or (D) of this section shall be filed with the 579
board of elections not less than seventy days before the 580
election. The board of elections shall examine and determine the 581
validity or invalidity of the additional separate petition 582
papers and of the signatures thereon, and its determination is 583
final. No valid signature on an additional separate petition 584
paper that is the same as a valid signature on an original 585
separate petition paper shall be counted. The number of valid 586
signatures on the original separate petition papers and the 587
additional separate petition papers shall be added together to 588
determine whether there are sufficient valid signatures. If the 589
number of valid signatures is sufficient and the additional 590
separate petition papers otherwise valid, the charter shall be 591
placed on the ballot at the next general election. If not, the 592
board of elections shall notify the county commissioners, and 593
the commissioners shall notify the committee. 594

Sec. 3501.01. As used in the sections of the Revised Code 595
relating to elections and political communications: 596

(A) "General election" means the election held on the 597
first Tuesday after the first Monday in each November. 598

(B) "Regular municipal election" means the election held 599
on the first Tuesday after the first Monday in November in each 600
odd-numbered year. 601

(C) "Regular state election" means the election held on 602
the first Tuesday after the first Monday in November in each 603
even-numbered year. 604

(D) "Special election" means any election other than those 605
elections defined in other divisions of this section. A special 606
election may be held only on the first Tuesday after the first 607

Monday in May or November, on the first Tuesday after the first 608
Monday in August in accordance with section 3501.022 of the 609
Revised Code, or on the day authorized by a particular municipal 610
or county charter for the holding of a primary election, except 611
that in any year in which a presidential primary election is 612
held, no special election shall be held in May, except as 613
authorized by a municipal or county charter, but may be held on 614
the third Tuesday after the first Monday in March. 615

(E) (1) "Primary" or "primary election" means an election 616
held for the purpose of nominating persons as candidates of 617
political parties for election to offices, and for the purpose 618
of electing persons as members of the controlling committees of 619
political parties and as delegates and alternates to the 620
conventions of political parties. Primary elections shall be 621
held on the first Tuesday after the first Monday in May of each 622
year except in years in which a presidential primary election is 623
held. 624

(2) "Presidential primary election" means a primary 625
election as defined by division (E) (1) of this section at which 626
an election is held for the purpose of choosing delegates and 627
alternates to the national conventions of the major political 628
parties pursuant to section 3513.12 of the Revised Code. Unless 629
otherwise specified, presidential primary elections are included 630
in references to primary elections. In years in which a 631
presidential primary election is held, all primary elections 632
shall be held on the third Tuesday after the first Monday in 633
March except as otherwise authorized by a municipal or county 634
charter. 635

(F) "Political party" means any group of voters meeting 636
the requirements set forth in section 3517.01 of the Revised 637

Code for the formation and existence of a political party. 638

(1) "Major political party" means any political party 639
organized under the laws of this state whose candidate for 640
governor or nominees for presidential electors received not less 641
than twenty per cent of the total vote cast for such office at 642
the most recent regular state election. 643

(2) "Minor political party" means any political party 644
organized under the laws of this state that meets either of the 645
following requirements: 646

(a) Except as otherwise provided in this division, the 647
political party's candidate for governor or nominees for 648
presidential electors received less than twenty per cent but not 649
less than three per cent of the total vote cast for such office 650
at the most recent regular state election. A political party 651
that meets the requirements of this division remains a political 652
party for a period of four years after meeting those 653
requirements. 654

(b) The political party has filed with the secretary of 655
state, subsequent to its failure to meet the requirements of 656
division (F) (2) (a) of this section, a petition that meets the 657
requirements of section 3517.01 of the Revised Code. 658

A newly formed political party shall be known as a minor 659
political party until the time of the first election for 660
governor or president which occurs not less than twelve months 661
subsequent to the formation of such party, after which election 662
the status of such party shall be determined by the vote for the 663
office of governor or president. 664

(G) "Dominant party in a precinct" or "dominant political 665
party in a precinct" means that political party whose candidate 666

for election to the office of governor at the most recent 667
regular state election at which a governor was elected received 668
more votes than any other person received for election to that 669
office in such precinct at such election. 670

(H) "Candidate" means any qualified person certified in 671
accordance with the provisions of the Revised Code for placement 672
on the official ballot of a primary, general, or special 673
election to be held in this state, or any qualified person who 674
claims to be a write-in candidate, or who knowingly assents to 675
being represented as a write-in candidate by another at either a 676
primary, general, or special election to be held in this state. 677

(I) "Independent candidate" means any candidate who claims 678
not to be affiliated with a political party, and whose name has 679
been certified on the office-type ballot at a general or special 680
election through the filing of a statement of candidacy and 681
nominating petition, as prescribed in section 3513.257 of the 682
Revised Code. 683

(J) "Nonpartisan candidate" means any candidate whose name 684
is required, pursuant to section 3505.04 of the Revised Code, to 685
be listed on the nonpartisan ballot, including all candidates 686
for judge of a municipal court, county court, or court of common 687
pleas, for member of any board of education, for municipal or 688
township offices in which primary elections are not held for 689
nominating candidates by political parties, and for offices of 690
municipal corporations having charters that provide for separate 691
ballots for elections for these offices. 692

(K) "Party candidate" means any candidate who claims to be 693
a member of a political party and who has been certified to 694
appear on the office-type ballot at a general or special 695
election as the nominee of a political party because the 696

candidate has won the primary election of the candidate's party 697
for the public office the candidate seeks, has been nominated 698
under section 3517.012, or is selected by party committee in 699
accordance with section 3513.31 of the Revised Code. 700

(L) "Officer of a political party" includes, but is not 701
limited to, any member, elected or appointed, of a controlling 702
committee, whether representing the territory of the state, a 703
district therein, a county, township, a city, a ward, a 704
precinct, or other territory, of a major or minor political 705
party. 706

(M) "Question or issue" means any question or issue 707
certified in accordance with the Revised Code for placement on 708
an official ballot at a general or special election to be held 709
in this state. 710

(N) "Elector" or "qualified elector" means a person having 711
the qualifications provided by law to be entitled to vote. 712

(O) "Voter" means an elector who votes at an election. 713

(P) "Voting residence" means that place of residence of an 714
elector which shall determine the precinct in which the elector 715
may vote. 716

(Q) "Precinct" means a district within a county 717
established by the board of elections of such county within 718
which all qualified electors having a voting residence therein 719
may vote at the same polling place. 720

(R) "Polling place" means that place provided for each 721
precinct at which the electors having a voting residence in such 722
precinct may vote. 723

(S) "Board" or "board of elections" means the board of 724

elections appointed in a county pursuant to section 3501.06 of the Revised Code.	725 726
(T) "Political subdivision" means a county, township, city, village, or school district.	727 728
(U) "Election officer" or "election official" means any of the following:	729 730
(1) Secretary of state;	731
(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;	732 733 734 735
(3) Director of a board of elections;	736
(4) Deputy director of a board of elections;	737
(5) Member of a board of elections;	738
(6) Employees of a board of elections;	739
(7) Precinct election officials;	740
(8) Employees appointed by the boards of elections on a temporary or part-time basis.	741 742
(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.	743 744 745 746 747 748 749
(W) "Confirmation notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, to	750 751

a registered elector to confirm the registered elector's current address, name, date of birth, or United States citizenship, the number of the elector's Ohio driver's license or state identification number, the last four digits of the elector's social security number, or any other information required for registration. The notice shall be sent by forwardable mail, shall be accompanied by a postage prepaid, preaddressed return envelope containing a form on which the elector may verify or correct the elector's registration, and shall meet the requirements of the National Voter Registration Act of 1993.

(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~~behavioral health, the department of developmental disabilities, the opportunities for 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. 782
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(AA) (1) "Photo identification" means one of the following documents that includes the individual's name and photograph and is not expired: 784
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(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; 787
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(b) A United States passport or passport card; 791

(c) A United States military identification card, Ohio national guard identification card, or United States department of veterans affairs identification card. 792
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(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. 795
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(BB) "Driver's license" means a license or permit issued by the registrar or a deputy registrar under Chapter 4506. or 4507. of the Revised Code that authorizes an individual to drive. "Driver's license" includes a driver's license, commercial driver's license, probationary license, restricted license, motorcycle operator's license, or temporary instruction permit identification card. "Driver's license" does not include a limited term license issued under section 4506.14 or 4507.09 of the Revised Code. 802
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(CC) "State identification card" means a card issued by 811
the registrar or a deputy registrar under sections 4507.50 to 812
4507.52 of the Revised Code. 813

(DD) "Interim identification form" means the document 814
issued by the registrar or a deputy registrar to an applicant 815
for a driver's license or state identification card that 816
contains all of the information otherwise found on the license 817
or card and that an applicant may use as a form of 818
identification until the physical license or card arrives in the 819
mail. 820

(EE) (1) "Proof of citizenship" means evidence that an 821
individual is a United States citizen, in the form of one of the 822
following: 823

(a) The number of the individual's current Ohio driver's 824
license or state identification card, if the secretary of state 825
verifies using information obtained from the bureau of motor 826
vehicles that the individual has submitted documentation to the 827
bureau that indicates that the individual is a United States 828
citizen; 829

(b) The individual's current Ohio driver's license, state 830
identification card, or interim identification form issued on or 831
after April 7, 2023, or a copy of the front and back of that 832
license, card, or form, if the license, card, or form does not 833
include a notation designating that the individual is a 834
noncitizen of the United States; 835

(c) The individual's birth certificate, certification of 836
report of birth, or consular report of birth abroad, or a copy 837
of one of those documents; 838

(d) The individual's current United States passport or 839

passport card, a copy of the identification page of the 840
passport, or a copy of the front and back of the passport card; 841

(e) The individual's certificate of naturalization or 842
certificate of citizenship or a copy of one of those documents; 843

(f) The individual's I-797 notice of action for form N- 844
565, application for replacement naturalization/citizenship 845
document issued by United States citizenship and immigration 846
services, if the notice indicates that the application has been 847
approved; a copy of that notice; or an original or copy of the 848
successor form of that notice issued by the federal agency that 849
is responsible for fulfilling requests for replacement 850
naturalization or citizenship documents. 851

(2) If an individual's current legal name is different 852
from the name on the individual's proof of citizenship, the 853
individual also shall provide proof of the change of name, such 854
as a copy of a marriage license or court order. 855

Sec. 3501.38. All declarations of candidacy, nominating 856
petitions, or other petitions presented to or filed with the 857
secretary of state or a board of elections or with any other 858
public office for the purpose of becoming a candidate for any 859
nomination or office or for the holding of an election on any 860
issue shall, in addition to meeting the other specific 861
requirements prescribed in the sections of the Revised Code 862
relating to them, be governed by the following rules: 863

(A) Only electors qualified to vote on the candidacy or 864
issue which is the subject of the petition shall sign a 865
petition. Each signer shall be a registered elector pursuant to 866
section 3503.01 of the Revised Code. The facts of qualification 867
shall be determined as of the date ~~when~~ the elector signs the 868

~~petition is filed.~~ 869

(B) Signatures shall be affixed in ink. Each signer may 870
also print the signer's name, so as to clearly identify the 871
signer's signature. 872

(C) Each signer shall place on the petition after the 873
signer's name the date of signing and the location of the 874
signer's voting residence, including the street and number if in 875
a municipal corporation or the rural route number, post office 876
address, or township if outside a municipal corporation. The 877
voting address given on the petition shall be the address 878
appearing in the registration records at the board of elections. 879

(D) Except as otherwise provided in section 3501.382 of 880
the Revised Code, no person shall write any name other than the 881
person's own on any petition. Except as otherwise provided in 882
section 3501.382 of the Revised Code, no person may authorize 883
another to sign for the person. If a petition contains the 884
signature of an elector two or more times, only the first 885
signature shall be counted. 886

~~(E) (1)~~ (E) On each petition paper, the circulator shall 887
personally indicate the number of signatures contained on it, 888
and shall sign a statement made under penalty of election 889
falsification that ~~the~~ includes all of the following: 890

(1) A statement that the circulator witnessed the affixing 891
of every signature, that all signers were to the best of the 892
circulator's knowledge and belief qualified to sign, and that 893
every signature is to the best of the circulator's knowledge and 894
belief the signature of the person whose signature it purports 895
to be or of an attorney in fact acting pursuant to section 896
3501.382 of the Revised Code. ~~On the circulator's statement for~~ 897

~~a declaration of candidacy or nominating petition for a person~~ 898
~~seeking to become a statewide candidate, for a statewide~~ 899
~~initiative or a statewide referendum petition, or for a party~~ 900
~~formation petition described in division (A) (1) (b) of section~~ 901
~~3517.01 of the Revised Code, the circulator shall identify the;~~ 902

(2) The circulator's name, and the address of the 903
~~circulator's permanent residence, and the name and address of~~ 904
~~the;~~ 905

(3) If any person employing is compensating the circulator 906
~~to circulate the petition, if any.~~ 907

~~(2) As used in division (E) of this section, "statewide~~ 908
~~candidate" means the joint candidates for the offices of~~ 909
~~governor and lieutenant governor or a candidate for the office~~ 910
~~of secretary of state, auditor of state, treasurer of state, or~~ 911
~~attorney general. as described in division (C) of section~~ 912
3501.381 of the Revised Code, the name and address of that 913
person; 914

(4) The following statement: 915

"For the purposes of any proceeding related to this 916
petition, I submit to the jurisdiction of the courts of the 917
State of Ohio, the Ohio Secretary of State, and the board of 918
elections of the county in which I have circulated this 919
petition. I understand that I may be required to testify or to 920
produce evidence in such a proceeding. I agree to receive any 921
service of process at the residence address I have provided." 922

(F) Except as otherwise provided in section 3501.382 of 923
the Revised Code, if a circulator knowingly permits an 924
unqualified person to sign a petition paper or permits a person 925
to write a name other than the person's own on a petition paper, 926

that petition paper is invalid; otherwise, the signature of a 927
person not qualified to sign shall be rejected but shall not 928
invalidate the other valid signatures on the paper. 929

(G) The circulator of a petition may, before filing it in 930
a public office, strike from it any signature the circulator 931
does not wish to present as a part of the petition. 932

(H) Any signer of a petition or an attorney in fact acting 933
pursuant to section 3501.382 of the Revised Code on behalf of a 934
signer may remove the signer's signature from that petition at 935
any time before the petition is filed in a public office by 936
striking the signer's name from the petition; no signature may 937
be removed after the petition is filed in any public office. 938

(I) (1) No alterations, corrections, or additions may be 939
made to a petition after it is filed in a public office. 940

(2) (a) No declaration of candidacy, nominating petition, 941
or other petition for the purpose of becoming a candidate may be 942
withdrawn after it is filed in a public office. Nothing in this 943
division prohibits a person from withdrawing as a candidate as 944
otherwise provided by law. 945

(b) No petition presented to or filed with the secretary 946
of state, a board of elections, or any other public office for 947
the purpose of the holding of an election on any question or 948
issue may be resubmitted after it is withdrawn from a public 949
office or rejected as containing insufficient signatures. 950
Nothing in this division prevents a question or issue petition 951
from being withdrawn by the filing of a written notice of the 952
withdrawal by a majority of the members of the petitioning 953
committee with the same public office with which the petition 954
was filed prior to the sixtieth day before the election at which 955

the question or issue is scheduled to appear on the ballot. 956

(J) All declarations of candidacy, nominating petitions, 957
or other petitions under this section shall be accompanied by 958
the following statement in boldface capital letters: WHOEVER 959
COMMITTS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE 960
FIFTH DEGREE. 961

(K) All separate petition papers shall be filed at the 962
same time, as one instrument. 963

(L) If a board of elections distributes for use a petition 964
form for a declaration of candidacy, nominating petition, or any 965
type of question or issue petition that does not satisfy the 966
requirements of law as of the date of that distribution, the 967
board shall not invalidate the petition on the basis that the 968
petition form does not satisfy the requirements of law, if the 969
petition otherwise is valid. Division (L) of this section 970
applies only if the candidate received the petition from the 971
board within ninety days of when the petition is required to be 972
filed. 973

(M) (1) Upon receiving an initiative petition, or a 974
petition filed under section 307.94 or 307.95 of the Revised 975
Code, concerning a ballot issue that is to be submitted to the 976
electors of a county or municipal political subdivision, the 977
board of elections shall examine the petition to determine: 978

(a) Whether the petition falls within the scope of a 979
municipal political subdivision's authority to enact via 980
initiative, including, if applicable, the limitations placed by 981
Sections 3 and 7 of Article XVIII of the Ohio Constitution on 982
the authority of municipal corporations to adopt local police, 983
sanitary, and other similar regulations as are not in conflict 984

with general laws, and whether the petition satisfies the 985
statutory prerequisites to place the issue on the ballot. The 986
petition shall be invalid if any portion of the petition is not 987
within the initiative power; or 988

(b) Whether the petition falls within the scope of a 989
county's authority to enact via initiative, including whether 990
the petition conforms to the requirements set forth in Section 3 991
of Article X of the Ohio Constitution, including the exercise of 992
only those powers that have vested in, and the performance of 993
all duties imposed upon counties and county officers by law, and 994
whether the petition satisfies the statutory prerequisites to 995
place the issue on the ballot. The finding of the board shall be 996
subject to challenge by a protest filed pursuant to division (B) 997
of section 307.95 of the Revised Code. 998

(2) After making a determination under division (M) (1) (a) 999
or (b) of this section, the board of elections shall promptly 1000
transmit a copy of the petition and a notice of the board's 1001
determination to the office of the secretary of state. Notice of 1002
the board's determination shall be given to the petitioners and 1003
the political subdivision. 1004

(3) If multiple substantially similar initiative petitions 1005
are submitted to multiple boards of elections and the 1006
determinations of the boards under division (M) (1) (a) or (b) of 1007
this section concerning those petitions differ, the secretary of 1008
state shall make a single determination under division (M) (1) (a) 1009
or (b) of this section that shall apply to each such initiative 1010
petition. 1011

(N) With respect to any petition for which a committee is 1012
designated to represent the petitioners, both of the following 1013
apply: 1014

(1) The committee shall designate an agent upon whom 1015
notice of all matters or proceedings pertaining to the petition 1016
may be served. Each part-petition shall include the names of the 1017
members of the committee and the name and address of the 1018
committee's agent as they exist at the time the part-petition is 1019
printed. 1020

(2) The committee shall designate in writing the names and 1021
addresses of one or more members or agents of the committee who 1022
consent to testify on behalf of the committee. The designation 1023
may set out the matters on which each person designated may 1024
testify. Upon request, the committee's agent described in 1025
division (N) (1) of this section shall make the designation 1026
available to the secretary of state, a board of elections, or a 1027
court of competent jurisdiction. 1028

Sec. 3501.381. (A) (1) Any person who will receive 1029
compensation for supervising, managing, or otherwise organizing 1030
any effort to obtain signatures for a ~~declaration of candidacy,~~ 1031
~~nominating petition, or declaration of intent to be a write-in~~ 1032
~~candidate for a person seeking to become a statewide candidate,~~ 1033
~~for a statewide initiative petition or a statewide referendum~~ 1034
~~petition, or for a party formation petition~~ described in 1035
~~division (A) (1) (b) of section 3517.01-3501.38~~ of the Revised 1036
Code shall file a statement to that effect with the office of 1037
the secretary of state before any signatures are obtained for 1038
the petition or before the person is engaged to supervise, 1039
manage, or otherwise organize the effort to obtain signatures 1040
for the petition, whichever is later. 1041

(2) Any person who will compensate a person for 1042
supervising, managing, or otherwise organizing any effort to 1043
obtain signatures for a ~~declaration of candidacy, nominating~~ 1044

~~petition, or declaration of intent to be a write-in candidate~~ 1045
~~for a person seeking to become a statewide candidate, for a~~ 1046
~~statewide initiative or a statewide referendum petition, or for~~ 1047
~~a party formation petition described in division (A) (1) (b) of~~ 1048
section 3517.01 3501.38 of the Revised Code shall file a 1049
statement to that effect with the office of the secretary of 1050
state before any signatures are obtained for the petition or 1051
before the person engages a person to supervise, manage, or 1052
otherwise organize the effort to obtain signatures for the 1053
petition, whichever is later. 1054

~~(B)~~ (3) The secretary of state shall prescribe the form 1055
and content of the statements required under division (A) of 1056
this section. 1057

~~(C)~~ (4) Whoever violates division ~~(A)~~ (A) (1) or (2) of 1058
this section is guilty of a misdemeanor of the first degree, and 1059
the petition for which a person was compensated for supervising, 1060
managing, or otherwise organizing the effort to obtain 1061
signatures shall be deemed invalid. 1062

~~(D) As used in this section, "statewide candidate" means~~ 1063
~~the joint candidates for the offices of governor and lieutenant~~ 1064
~~governor or a candidate for the office of secretary of state,~~ 1065
~~auditor of state, treasurer of state, or attorney general.~~ 1066

(B) At all times while circulating a petition, a person 1067
who is compensated for circulating the petition shall have, 1068
plainly visible on the circulator's person, a badge that legibly 1069
identifies the circulator as a paid circulator. The secretary of 1070
state shall prescribe the form of the badge. 1071

(C) For purposes of this section, a person is compensated 1072
for taking an action if any of the following apply: 1073

(1) The person has been paid, given, or promised, or has received, any money or other thing of value as consideration for taking the action, except that a person is not considered to be compensated for taking an action if the person has been given or promised, or has received, only the following and not any cash or cash equivalent: 1074
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(a) Meals or other food or beverages; 1080

(b) Transportation to or from the location where the action is taken; 1081
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(c) Items of tangible personal property that are not of substantial marketable value. 1083
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(2) The person is authorized to take the action as part of the person's regular duties as an employee or contractor of another person. 1085
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(3) The person has been given or promised, or has received, an appointment, promotion, or contract or an increase in pay as consideration for taking the action. 1088
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(4) The person has been given or promised, or has received, assistance to obtain an appointment, promotion, or contract or an increase in pay as consideration for taking the action. 1091
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Sec. 3501.39. ~~(A)~~(A) (1) The secretary of state or a board of elections shall accept any petition described in section 3501.38 of the Revised Code unless one of the following occurs: 1095
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~~(1)~~(a) A written protest against the petition or candidacy, naming specific objections, is filed, a hearing is held, and a determination is made by clear and convincing evidence by the election officials with whom the protest is 1098
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filed that the petition is invalid, in accordance with section 1102
3501.391 and any other section of the Revised Code providing ~~a~~ 1103
an applicable protest procedure. 1104

~~(2)~~ (b) A written protest against the petition or 1105
candidacy, naming specific objections, is filed, a hearing is 1106
held, and a determination is made by clear and convincing 1107
evidence by the election officials with whom the protest is 1108
filed that the petition violates any requirement established by 1109
law, in accordance with section 3501.391 and any other section 1110
of the Revised Code providing an applicable protest procedure. 1111

~~(3)~~ (c) In the case of an initiative petition received by 1112
the board of elections, the petition falls outside the scope of 1113
authority to enact via initiative or does not satisfy the 1114
statutory prerequisites to place the issue on the ballot, as 1115
described in division (M) of section 3501.38 of the Revised 1116
Code. The petition shall be invalid if any portion of the 1117
petition is not within the initiative power. 1118

~~(4)~~ (d) The candidate's candidacy or the petition violates 1119
the requirements of this chapter, Chapter 3513. of the Revised 1120
Code, or any other requirements established by law. 1121

(2) Whenever any person fails to fully comply with a 1122
subpoena or an order to produce evidence served upon the person 1123
in a proceeding under division (A) (1) of this section by the 1124
secretary of state acting pursuant to section 3501.05, or by a 1125
board of elections acting pursuant to division (J) of section 1126
3501.11 or section 3519.18 of the Revised Code, the secretary of 1127
state or the board of elections, as applicable, may file in a 1128
court of competent jurisdiction, and serve upon the person, a 1129
request for an order of the court that compels compliance with 1130
the subpoena or order. If the court finds that the noncompliance 1131

was in bad faith or for the purpose of delay, it may order the 1132
person to pay to the secretary of state or the board of 1133
elections, as applicable, the reasonable expenses incurred in 1134
obtaining the order to comply, including attorney's fees, and 1135
may invoke the sanctions provided by Rule 37 of the Rules of 1136
Civil Procedure. 1137

(B) No part-petition is properly verified if it appears on 1138
the face thereof, or is made to appear by satisfactory evidence, 1139
that any of the following are true: 1140

(1) That the number and statement required by division (E) 1141
of section 3501.38 of the Revised Code are not properly filled 1142
out by the circulator; 1143

(2) That the statement required by division (E) of section 1144
3501.38 of the Revised Code is not properly signed, is altered 1145
by erasure, interlineation, or otherwise, or is false in any 1146
respect; 1147

(3) That any one person has signed the part-petition more 1148
than once; 1149

(4) If applicable, that division (A) (1) or (2) of section 1150
3501.381 of the Revised Code was violated with respect to the 1151
petition; 1152

(5) If applicable, that the circulator did not comply with 1153
the requirements of division (B) of section 3501.381 of the 1154
Revised Code while circulating the part-petition. 1155

(C) Except as otherwise provided in division ~~(C)~~-(D) of 1156
this section or section 3513.052 of the Revised Code, a board of 1157
elections shall not invalidate any declaration of candidacy or 1158
nominating petition under division ~~(A) (4)~~-(A) (1) (d) of this 1159
section after the sixtieth day prior to the election at which 1160

the candidate seeks nomination to office, if the candidate filed 1161
a declaration of candidacy, or election to office, if the 1162
candidate filed a nominating petition. 1163

~~(C)(1)~~ (D)(1) If a petition is filed for the nomination or 1164
election of a candidate in a charter municipal corporation with 1165
a filing deadline that occurs after the ninetieth day before the 1166
day of the election, a board of elections may invalidate the 1167
petition within fifteen days after the date of that filing 1168
deadline. 1169

(2) If a petition for the nomination or election of a 1170
candidate is invalidated under division ~~(C)(1)~~ (D)(1) of this 1171
section, that person's name shall not appear on the ballots for 1172
any office for which the person's petition has been invalidated. 1173
If the ballots have already been prepared, the board of 1174
elections shall remove the name of that person from the ballots 1175
to the extent practicable in the time remaining before the 1176
election. If the name is not removed from the ballots before the 1177
day of the election, the votes for that person are void and 1178
shall not be counted. 1179

Sec. 3501.391. (A) Any protest against a candidacy or a 1180
petition, part-petition, or signature, or against the decision 1181
of the secretary of state or a board of elections that a 1182
candidacy or a petition, part-petition, or signature is invalid, 1183
shall be filed in writing, in person or by mail, on a form 1184
prescribed by the secretary of state. The protest shall include 1185
the name and residence address of the person filing the protest, 1186
shall name the specific grounds for the protest, and shall be 1187
signed under penalty of election falsification. 1188

(B) On receiving the protest, the election officials 1189
promptly shall review the protest and any available records or 1190

other evidence. If the election officials determine that clear 1191
and convincing evidence does not support the protest, the 1192
election officials immediately shall dismiss the protest. 1193

(C) (1) If the election officials do not dismiss the 1194
protest under division (B) of this section, the election 1195
officials promptly shall set a time and date for a hearing. The 1196
election officials shall send written notice to the candidate or 1197
to the petition committee's agent, as applicable, and to the 1198
person who filed the protest, if different from the candidate or 1199
agent. The notice shall inform the parties of the time and date 1200
of the hearing and of each party's right to appear and testify, 1201
call witnesses, and be represented by counsel. The notice shall 1202
be sent by first class mail not later than three days before the 1203
day of any scheduled hearing. 1204

(2) At the request of any party or, in the case of a 1205
protest heard by a board of elections, at the request of any 1206
member of the board, the election officials shall issue 1207
subpoenas to witnesses to appear and testify at a hearing held 1208
under this section. All witnesses shall testify under oath. 1209

(3) The election officials shall rule on the validity of 1210
the candidacy, petition, part-petition, or signature immediately 1211
after the hearing. The election officials shall invalidate a 1212
candidacy, petition, part-petition, or signature only if they 1213
find clear and convincing evidence that the candidacy, petition, 1214
part-petition, or signature, as applicable, is invalid under the 1215
constitution or laws of this state. 1216

(D) The provisions of this section are in addition to any 1217
other applicable provision of the Revised Code with respect to 1218
protests against candidates or petitions. 1219

Sec. 3503.13. (A) (1) Except as otherwise provided in 1220
division (A) (2) of this section, voter registration forms 1221
submitted by applicants and the statewide voter registration 1222
database established under section 3503.15 of the Revised Code 1223
are public records subject to disclosure under section 149.43 of 1224
the Revised Code. 1225

(2) None of the following are subject to disclosure under 1226
division (A) (1) of this section: 1227

(a) An elector's full or partial social security number, 1228
driver's license or state identification card number, telephone 1229
number, or electronic mail address; 1230

(b) A confidential voter registration record, as described 1231
in section 111.44 of the Revised Code; 1232

(c) The address of a designated public service worker, if 1233
the designated public service worker has submitted a redaction 1234
request to the board of elections under section 149.45 of the 1235
Revised Code; 1236

(d) An elector's proof of citizenship; 1237

(e) Any other information that is prohibited from being 1238
disclosed by state or federal law. 1239

(B) A board of elections may use a legible digitized 1240
signature list of voter signatures, copied from the signatures 1241
on the registration forms in a form and manner prescribed by the 1242
secretary of state, provided that the board includes the 1243
required voter registration information in the statewide voter 1244
registration database established under section 3503.15 of the 1245
Revised Code, and provided that the precinct election officials 1246
have computer printouts at the polls prepared in the manner 1247
required under section 3503.23 of the Revised Code. 1248

Sec. 3503.14. (A) The secretary of state shall prescribe 1249
the form and content of the registration, change of residence, 1250
and change of name forms used in this state. The forms shall 1251
meet the requirements of the National Voter Registration Act of 1252
1993 and shall include spaces for all of the following: 1253

(1) The voter's name; 1254

(2) The voter's current residence address; 1255

(3) The current date; 1256

(4) The voter's date of birth; 1257

(5) The voter to provide ~~at least one of the following~~ 1258
~~forms of identification:~~ 1259

~~(a) The the voter's Ohio driver's license or state 1260
identification card number;~~ 1261

~~(b) The or, if the voter does not have an Ohio driver's 1262
license or state identification card, the voter to provide the 1263
last four digits of the voter's social security number.~~ 1264

(6) A space for the voter to provide the voter's former 1265
residence address or addresses, if the voter is currently 1266
registered to vote at another address. 1267

(7) The voter's signature, accompanied by the following 1268
statement: "I declare under penalty of election falsification I 1269
am a citizen of the United States, will have lived in this state 1270
for 30 days immediately preceding the next election, and will be 1271
at least 18 years of age at the time of the general election. I 1272
understand that if I am registered to vote at any other address, 1273
the election officials will be notified of my change of 1274
address." 1275

The forms shall include the following statement: 1276

"WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1277
FELONY OF THE FIFTH DEGREE." 1278

The registration form shall include a space on which the 1279
person registering an applicant shall sign the person's name and 1280
provide the person's address and a space on which the person 1281
registering an applicant shall name the employer who is 1282
employing that person to register the applicant. 1283

The forms shall include a box for the person filling out 1284
the form to check to indicate, if applicable, that the person 1285
has filled out all or part of the form on behalf of the 1286
applicant because the applicant declares that the applicant 1287
requires such assistance by reason of blindness, disability, or 1288
illiteracy. 1289

The forms shall include a notice to the applicant that if 1290
the applicant submits the form during the period beginning on 1291
the first day after the close of voter registration before an 1292
election and ending on the day of the election, the application 1293
will not be processed until after the election. 1294

Except for forms prescribed by the secretary of state 1295
under section 3503.11 of the Revised Code, the secretary of 1296
state shall permit boards of elections to produce forms that 1297
have subdivided spaces for each individual alphanumeric 1298
character of the information provided by the voter so as to 1299
accommodate the electronic reading and conversion of the voter's 1300
information to data and the subsequent electronic transfer of 1301
that data to the statewide voter registration database 1302
established under section 3503.15 of the Revised Code. 1303

(B) None of the following persons who are registering an 1304

applicant in the course of that official's or employee's normal 1305
duties shall sign the person's name, provide the person's 1306
address, or name the employer who is employing the person to 1307
register an applicant on a form prepared under this section: 1308

- (1) An election official; 1309
- (2) A county treasurer; 1310
- (3) A deputy registrar of motor vehicles; 1311
- (4) An employee of a designated agency; 1312
- (5) An employee of a public high school; 1313
- (6) An employee of a public vocational school; 1314
- (7) An employee of a public library; 1315
- (8) An employee of the office of a county treasurer; 1316
- (9) An employee of the bureau of motor vehicles; 1317
- (10) An employee of a deputy registrar of motor vehicles; 1318
- (11) An employee of an election official. 1319

(C) Except as provided in section 3501.382 of the Revised 1320
Code, any applicant who is unable to sign the applicant's own 1321
name shall make an "X," if possible, which shall be certified by 1322
the signing of the name of the applicant by the person filling 1323
out the form, who shall add the person's own signature. If an 1324
applicant is unable to make an "X," the applicant shall indicate 1325
in some manner that the applicant desires to register to vote or 1326
to change the applicant's name or residence. The person 1327
registering the applicant shall sign the form and attest that 1328
the applicant indicated that the applicant desired to register 1329
to vote or to change the applicant's name or residence. 1330

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

~~(E)~~ (E) (1) A voter registration application is not required to contain the voter's former residence address to be considered valid.

(2) A voter registration application submitted electronically through the registrar of motor vehicles or a deputy registrar pursuant to section 3503.11 or submitted online through the internet pursuant to section 3503.20 of the Revised Code is not required to contain a signature to be considered valid. The signature obtained under division (A) (3) of section 3503.11 or under division (B) of section 3503.20 of the Revised Code, as applicable, shall be considered the applicant's signature for all election and signature-matching purposes.

(F) (1) Except as otherwise provided in division (C) of this section and in sections 3501.382 and 3505.24 of the Revised Code, no person shall preprint or fill out any portion of a voter registration, change of residence, or change of name form on behalf of an applicant.

(2) A completed voter registration, change of residence, or change of name form is not valid if any portion of it has been completed by any person other than the applicant in violation of division (F) (1) of this section.

(G) As used in this section, "registering an applicant" includes any effort, for compensation, to provide voter

registration forms or to assist persons in completing or 1360
returning those forms. 1361

Sec. 3503.15. (A) The secretary of state shall establish 1362
and maintain a statewide voter registration database that shall 1363
be administered by the office of data analytics and archives in 1364
the office of the secretary of state and made continuously 1365
available to each board of elections and to other agencies as 1366
authorized by law. 1367

The statewide voter registration database shall be the 1368
official list of registered electors for all elections conducted 1369
in this state. 1370

(B) The statewide voter registration database shall, at a 1371
minimum, include all of the following: 1372

(1) An electronic network that connects all board of 1373
elections offices with the office of the secretary of state and 1374
with the offices of all other boards of elections; 1375

(2) A computer program that harmonizes the records 1376
contained in the database with records maintained by each board 1377
of elections; 1378

(3) An interactive computer program that allows access to 1379
the records contained in the database by each board of elections 1380
and by any persons authorized by the secretary of state to add, 1381
delete, modify, or print database records, and to conduct 1382
updates of the database; 1383

(4) A search program capable of verifying registered 1384
electors and their registration information by name, driver's 1385
license or state identification card number, birth date, social 1386
security number, or current address; 1387

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

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

(C) For each registered elector, the statewide voter registration database shall include all of the following information:

(1) The elector's name;

(2) The elector's birth date;

(3) The elector's current residence address;

(4) The elector's precinct number;

(5) The elector's Ohio driver's license or state identification card number, if available;

(6) The last four digits of the elector's social security number, if available;

(7) The elector's telephone number, if available;

(8) The elector's electronic mail address, if available;

(9) (a) The elector's voter registration date, which shall be determined based on the elector's most recent application to register to vote in this state, subject to division (C) (9) (b) of this section, as follows:

(i) In the case of an application delivered in person to a state or local office of a designated agency, the office of the registrar or any deputy registrar of motor vehicles, a public high school or vocational school, a public library, or the

office of a county treasurer, the date stamped on the 1415
application upon receipt by the entity that transmits the 1416
application to the board of elections or the secretary of state; 1417

(ii) In the case of an application delivered in person to 1418
a board of elections or the secretary of state, the date stamped 1419
on the application upon receipt by the board of elections or the 1420
secretary of state, as applicable; 1421

(iii) In the case of an application delivered by mail to a 1422
board of elections or the secretary of state, the date the 1423
application is postmarked; 1424

(iv) In the case of an application submitted through the 1425
online voter registration system established under section 1426
3503.20 of the Revised Code, the date of the online submission; 1427

(v) In the case of an application submitted to a board of 1428
elections by facsimile transmission or electronic mail under 1429
Chapter 3511. of the Revised Code, the date of the receipt of 1430
the transmission or electronic mail by the board of elections; 1431

(vi) In the case of a provisional ballot affirmation that 1432
serves as an application to register to vote in future elections 1433
because the individual who cast the ballot is not registered to 1434
vote, the date the board of elections determines that the 1435
provisional ballot is invalid under section 3505.183 of the 1436
Revised Code. 1437

(b) For purposes of determining an elector's voter 1438
registration date under division (C) (9) (a) of this section, all 1439
of the following apply: 1440

(i) An elector's voter registration date shall not be 1441
during the period beginning on the day after the close of voter 1442
registration before an election and ending on the day of the 1443

election. If the date determined under division (C) (9) (a) of 1444
this section would be during that period, the voter registration 1445
date instead shall be the date on which the board of elections 1446
processes the application to register to vote after the day of 1447
the election or, in the case of an application submitted on or 1448
after the effective date of this amendment, the board shall 1449
record the voter registration date as the day after the 1450
election. 1451

(ii) A change of address or change of name form, including 1452
a provisional ballot affirmation that serves as a change of 1453
address or change of name form, is not considered an application 1454
to register to vote. 1455

(iii) An application to register to vote that is submitted 1456
by an individual who is already registered to vote in this state 1457
is not considered an application to register to vote. 1458

(10) The elector's voting history, including all of the 1459
following for each election in which the elector cast a ballot 1460
that was counted: 1461

(a) The date of the election; 1462

(b) If the election was a primary election, the political 1463
party whose ballot the elector cast at the primary election or 1464
an indication that the elector voted only on the questions and 1465
issues appearing on the ballot at a special election held on the 1466
day of the primary election; 1467

(c) The type of ballot the elector cast. 1468

(11) The elector's last activity date, which shall be 1469
determined in accordance with rules adopted by the secretary of 1470
state pursuant to Chapter 119. of the Revised Code; 1471

(12) The date, if any, on which the elector's United States citizenship was verified under section 3503.152 or 3503.202 of the Revised Code; 1472
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(13) If applicable, a notation that the elector is required to cast a provisional ballot under section 3503.201 or 3503.202 of the Revised Code and the reason the elector is required to do so; 1475
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(14) Any other information the secretary of state requires to be included by rule adopted pursuant to Chapter 119. of the Revised Code. 1479
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(D) ~~Every business day during the period beginning on the forty-sixth day before an election and ending on the eighty-first day after the day of the election,~~ a board of elections shall create a daily record of its voter registration database as of four p.m. and shall transmit the daily record to the secretary of state in a secure manner prescribed by the secretary of state. The secretary of state shall archive the daily record and retain it ~~for at least twenty-two months after the day of the election~~ permanently. 1482
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(E) The secretary of state shall adopt rules pursuant to Chapter 119. of the Revised Code to implement this section and sections 3503.151 to 3503.153 of the Revised Code, including rules doing all of the following: 1491
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(1) Specifying the manner in which any voter registration records maintained by boards of elections in other data formats shall be converted for inclusion in the statewide voter registration database; 1495
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(2) Establishing a uniform method for entering voter registration records into the statewide voter registration 1499
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database on an expedited basis, but not less than once per day, 1501
if new registration information is received, and for 1502
transmitting information securely to the secretary of state; 1503

(3) Establishing a uniform method for purging canceled 1504
voter registration records from the statewide voter registration 1505
database in accordance with section 3503.21 of the Revised Code; 1506

(4) Specifying the persons authorized to add, delete, 1507
modify, or print records contained in the statewide voter 1508
registration database and to make updates of that database; 1509

(5) Establishing a process for annually auditing the 1510
information contained in the statewide voter registration 1511
database. 1512

(F) A board of elections promptly shall purge a voter's 1513
name and voter registration information from the statewide voter 1514
registration database in accordance with the rules adopted by 1515
the secretary of state under division (E) (3) of this section 1516
after the cancellation of a voter's registration under section 1517
3503.21 of the Revised Code. 1518

(G) The secretary of state shall provide training in the 1519
operation of the statewide voter registration database to each 1520
board of elections and to any persons authorized by the 1521
secretary of state to add, delete, modify, or print database 1522
records, and to conduct updates of the database. 1523

(H) A board of elections and any vendor with which it 1524
contracts to provide voter registration software or related 1525
services shall ensure that the board's voter registration system 1526
and practices comply with the requirements of this section and 1527
any rules adopted under this section. 1528

Sec. 3503.151. (A) The secretary of state, through the 1529

office of data analytics and archives, and the boards of 1530
elections shall maintain the accuracy of the statewide voter 1531
registration database in accordance with this section. 1532

(B) (1) State agencies, including, but not limited to, the 1533
department of health, the bureau of motor vehicles, the 1534
department of job and family services, the department of 1535
medicaid, and the department of rehabilitation and corrections, 1536
shall provide any information and data to the secretary of state 1537
that is collected in the course of normal business and that is 1538
necessary to register to vote, to update an elector's 1539
registration, or to maintain the statewide voter registration 1540
database, except where prohibited by federal law or regulation. 1541
The department of health, the bureau of motor vehicles, the 1542
department of job and family services, the department of 1543
medicaid, and the department of rehabilitation and corrections 1544
shall provide that information and data to the secretary of 1545
state not later than the last day of each month. The secretary 1546
of state shall ensure that any information or data provided to 1547
the secretary of state that is confidential in the possession of 1548
the entity providing the data remains confidential while in the 1549
possession of the secretary of state. No public office, and no 1550
public official or employee, shall sell that information or data 1551
or use that information or data for profit. 1552

(2) The secretary of state shall adopt rules under Chapter 1553
119. of the Revised Code that establish, by mutual agreement 1554
with the bureau of motor vehicles, the content and format of the 1555
information and data the bureau of motor vehicles shall provide 1556
to the secretary of state under division (B) (1) of this section 1557
and the frequency with which the bureau shall provide that 1558
information and data. 1559

(C) (1) The secretary of state shall enter into agreements 1560
to share information or data that is in the possession of the 1561
secretary of state with other states or groups of states, as the 1562
secretary of state considers necessary, in order to maintain the 1563
statewide voter registration database. Except as otherwise 1564
provided in division (C) (2) of this section, the secretary of 1565
state shall ensure that any information or data provided to the 1566
secretary of state that is confidential in the possession of the 1567
state providing the data remains confidential while in the 1568
possession of the secretary of state. 1569

(2) The secretary of state may provide such otherwise 1570
confidential information or data to persons or organizations 1571
that are engaging in legitimate governmental purposes related to 1572
the maintenance of the statewide voter registration database. 1573
The secretary of state shall adopt rules pursuant to Chapter 1574
119. of the Revised Code identifying the persons or 1575
organizations who may receive that information or data. The 1576
secretary of state shall not share that information or data with 1577
a person or organization not identified in those rules. The 1578
secretary of state shall ensure that a person or organization 1579
that receives confidential information or data under this 1580
division keeps the information or data confidential in the 1581
person's or organization's possession by, at a minimum, entering 1582
into a confidentiality agreement with the person or 1583
organization. Any confidentiality agreement entered into under 1584
this division shall include a requirement that the person or 1585
organization submit to the jurisdiction of this state in the 1586
event that the person or organization breaches the agreement. 1587

(3) No person or entity that receives information or data 1588
under division (C) of this section shall sell the information or 1589
data or use the information or data for profit. 1590

(D) The secretary of state shall regularly transmit to the boards of elections, to the extent permitted by state and federal law, the information and data the secretary of state receives under divisions (B) and (C) of this section that is necessary to do the following, in order to ensure that the accuracy of the statewide voter registration database is maintained on a regular basis in accordance with applicable state and federal law:

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

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

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

~~(E)(1)~~(E) The secretary of state shall use the information in the statewide voter registration database and the databases of the bureau of motor vehicles and the United States social security administration to provide information to each board of elections that identifies each voter registration record in the county in which the first name, last name, date of birth, or Ohio driver's license or state identification card number or the last four digits of the social security number does not match the information in the database of the bureau of motor vehicles or the United States social security administration for purposes of section 3503.202 of the Revised

Code. 1621

(F) The secretary of state shall use the information 1622
obtained under divisions (B) and (C) of this section regularly 1623
to prepare and transmit a report to each board of elections that 1624
identifies each registered elector in the county who, after the 1625
elector most recently registered to vote or updated the 1626
elector's registration in this state, has voted in another 1627
state. Upon receiving the report, the board promptly shall 1628
cancel each such elector's registration in accordance with 1629
section 3503.21 of the Revised Code. 1630

(G) (1) The secretary of state shall adopt rules under 1631
Chapter 119. of the Revised Code to establish a uniform method 1632
for addressing instances in which records contained in the 1633
statewide voter registration database do not conform with 1634
records maintained by an agency, state, or group of states 1635
described in division (B) or (C) of this section. That method 1636
shall prohibit an elector's voter registration from being 1637
canceled on the sole basis that the information in the 1638
registration record does not conform to records maintained by 1639
such an agency. 1640

(2) Information provided under division (B) or (C) of this 1641
section for maintenance of the statewide voter registration 1642
database shall not be used to update the name or address of a 1643
registered elector. The name or address of a registered elector 1644
shall only be updated as a result of the elector's actions in 1645
filing a notice of change of name, change of address, or both. 1646

(3) A-Except as otherwise provided in section 3503.202 of 1647
the Revised Code, a board of elections shall contact a 1648
registered elector pursuant to the rules adopted under division 1649
~~(E) (1)~~ (G) (1) of this section to verify the accuracy of the 1650

information in the statewide voter registration database 1651
regarding that elector if that information does not conform with 1652
information provided under division (B) or (C) of this section 1653
and the discrepancy would affect the elector's eligibility to 1654
cast a regular ballot. 1655

Sec. 3503.152. ~~The~~ (A) At least once each month, and every 1656
day during the period beginning on the forty-sixth day before an 1657
election and ending on the day before the day of the election, 1658
the secretary of state shall ~~conduct an annual review of the~~ 1659
statewide voter registration database to ~~identify persons who~~ 1660
~~appear not to be~~ verify the United States citizens citizenship 1661
of persons whose citizenship has not been verified on or after 1662
the effective date of this amendment, ~~as follows~~ by consulting 1663
the following sources: 1664

~~(A) The secretary of state shall compare the information~~ 1665
~~in the statewide voter registration database with the~~ 1666
~~information~~ (1) Information the secretary of state obtains from 1667
the bureau of motor vehicles under section 3503.151 of the 1668
Revised Code ~~to identify any person who does all of the~~ 1669
~~following, in the following order:~~ 1670

~~(1) Submits documentation to the bureau of motor vehicles~~ 1671
~~that indicates that the person is not a United States citizen;~~ 1672

~~(2) Registers to vote, submits a voter registration change~~ 1673
~~of residence or change of name form, or votes in this state;~~ 1674

~~(3) Submits documentation to the bureau of motor vehicles~~ 1675
~~that indicates that the person is not a United States citizen;~~ 1676

(2) The systematic alien verification for entitlements 1677
(SAVE) program, or its successor program, operated by the United 1678
States department of homeland security or its successor agency. 1679

~~(B) The secretary of state shall send a written notice to each person identified under division (A) of this section, instructing the person either to confirm that the person is a United States citizen or to submit a completed voter registration cancellation form to the secretary of state. The secretary of state shall include a blank voter registration cancellation form with the notice. If 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 notice is sent, the secretary of state promptly shall send the person a second notice and form.~~

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

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

~~(E) If a person who is sent a second notice under division (B) of this section 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, 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, after the thirtieth day after~~

~~the second notice is sent, the person sends a completed voter- 1710
registration cancellation form to the secretary of state, the 1711
secretary of state shall instruct the board of elections of the 1712
county in which the person is registered to cancel the person's 1713
registration and shall notify the attorney general of the 1714
cancellation. 1715~~

~~(F) The secretary of state shall not conduct the review 1716
described in this section during the ninety days immediately 1717
preceding a primary or general election for federal 1718
office. 1719~~
Following each review conducted under this section, the 1719
secretary of state shall send a report of the results for each 1720
county to the applicable board of elections. The board shall 1721
process the report as follows: 1722

(1) When the report indicates that the secretary of state 1723
has verified that a person is a United States citizen under 1724
division (A) of this section, the board promptly shall proceed 1725
under division (D) of section 3503.201 or division (A) (1) (c) of 1726
section 3503.202 of the Revised Code, as applicable. 1727

(2) When the report indicates that the secretary of state 1728
has identified a person who, according to the databases 1729
described in division (A) of this section, is not a United 1730
States citizen, the board promptly shall cancel the person's 1731
voter registration in accordance with section 3503.21 of the 1732
Revised Code. 1733

(3) When the report indicates that the secretary of state 1734
has been unable to determine, using the databases described in 1735
division (A) of this section, whether a person is a United 1736
States citizen, the board promptly shall proceed under division 1737
(A) (1) (c) of section 3503.202 of the Revised Code. 1738

(C) When the secretary of state identifies a person who is 1739
registered to vote in this state and who, according to the 1740
databases described in division (A) of this section, is not a 1741
United States citizen, the secretary of state shall refer the 1742
matter to the election integrity unit for further investigation 1743
under section 3501.055 of the Revised Code. 1744

Sec. 3503.153. (A) The statewide voter registration 1745
database shall be made available on a web site of the office of 1746
the secretary of state as follows: 1747

(1) Except as otherwise provided in division (A)(2) of 1748
this section, the following information from the statewide voter 1749
registration database regarding a registered elector shall be 1750
made available on the web site: 1751

(a) The elector's name; 1752

(b) The elector's birth date; 1753

(c) The elector's current residence address; 1754

(d) The elector's precinct number; 1755

(e) The elector's voter registration date, as described in 1756
division (C)(9) of section 3503.15 of the Revised Code; 1757

(f) The elector's voting history, as described in division 1758
(C)(10) of section 3503.15 of the Revised Code; 1759

(g) The elector's last activity date, as described in 1760
division (C)(11) of section 3503.15 of the Revised Code; 1761

(h) If applicable, the fact that the elector is required 1762
to cast a provisional ballot under section 3503.201 or 3503.202 1763
of the Revised Code, the reason for that fact, and the 1764
information the elector must provide to the board of elections 1765

to become eligible to cast a regular ballot. 1766

(2) During the thirty days before the day of a primary or 1767
general election, the web site interface of the statewide voter 1768
registration database shall permit an elector to search for the 1769
polling location at which that elector may cast a ballot. 1770

(3) No information in the statewide voter registration 1771
database that is exempt from disclosure under division (A) (2) of 1772
section 3503.13 of the Revised Code shall be made available on 1773
the web site. 1774

(B) (1) The secretary of state shall establish, by rule 1775
adopted under Chapter 119. of the Revised Code, a process for 1776
boards of elections to notify the secretary of state of changes 1777
in the locations of precinct polling places for the purpose of 1778
updating the information made available on the secretary of 1779
state's web site under division (A) (2) of this section. Those 1780
rules shall require a board of elections, during the thirty days 1781
before the day of a primary or general election, to notify the 1782
secretary of state within one business day of any change to the 1783
location of a precinct polling place within the county. 1784

(2) During the thirty days before the day of a primary or 1785
general election, not later than one business day after 1786
receiving a notification from a county pursuant to division (B) 1787
(1) of this section that the location of a precinct polling 1788
place has changed, the secretary of state shall update that 1789
information on the secretary of state's web site for the purpose 1790
of division (A) (2) of this section. 1791

Sec. 3503.16. (A) ~~Except as otherwise provided in division~~ 1792
~~(E) of section 111.44 of the Revised Code, whenever~~ Whenever a 1793
registered elector changes the place of residence of that 1794

~~registered elector from one precinct to another within a county
or from one county to another this state, or has a change of
name, that registered elector shall report the change by
delivering a change of residence or change of name form,
whichever is appropriate, as prescribed by the secretary of
state under section 3503.14 of the Revised Code to the state or
local office of a designated agency, a public high school or
vocational school, a public library, the office of the county
treasurer, the office of the secretary of state, any office of
the registrar or deputy registrar of motor vehicles, or any
office of a board of elections in person or by a third person.
Any voter registration, change of address, or change of name
application, returned by mail, may be sent only to the secretary
of state or the board of elections.~~

~~A registered elector also may update the registration of
that registered elector by filing a change of residence or
change of name form on the day of a special, primary, or general
election at the polling place in the precinct in which that
registered elector resides or at the board of elections or at
another site designated by the board one of the methods described
in section 3503.19 of the Revised Code not later than the
thirtieth day before the day of an election, except as otherwise
permitted under this section.~~

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

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

~~(2)(B) Any registered elector who moves from one precinct to another within a county, does not move but changes the elector's name, or moves from one precinct to another within a county and changes the name of that registered elector on or prior to the day of a general, primary, or special election and has not filed a notice of reported the change of residence or change of name, whichever is appropriate, with the board of elections under section 3503.19 of the Revised Code may vote in that election if that registered elector complies with division ~~(C)~~ of this section or does all of the following:~~

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

~~(i) The~~ by casting a provisional ballot using the address 1856
to which the elector has moved or the name of the elector as 1857
changed, whichever is appropriate, at the polling place for the 1858
precinct in which that registered elector resides; 1859

~~(ii) The~~, at the office of the board of elections or, if 1860
pursuant to division (C) of of the county in which the elector 1861
resides during the time that absent voter's ballots may be cast 1862
in person under section 3501.10-3509.051 of the Revised Code ~~the~~ 1863
~~board has designated another location in the county at which~~ 1864
~~registered electors may vote, at that other location instead of~~ 1865
~~the office of the board of elections, or, if the elector~~ 1866
qualifies to do so, by casting a provisional ballot with the 1867
assistance of two election officials of the county in which the 1868
elector resides under section 3509.08 of the Revised Code. 1869

~~(b) Completes and signs, under penalty of election~~ 1870
~~falsification, the~~ The written affirmation on the provisional 1871
ballot envelope, ~~which~~ shall serve as a notice of change of 1872
residence or change of name, whichever is appropriate; 1873

~~(c) Votes a provisional ballot under section 3505.181 of~~ 1874
~~the Revised Code at the polling place, at the office of the~~ 1875
~~board of elections, or, if pursuant to division (C) of section~~ 1876
~~3501.10 of the Revised Code the board has designated another~~ 1877
~~location in the county at which registered electors may vote, at~~ 1878
~~that other location instead of the office of the board of~~ 1879
~~elections, whichever is appropriate, using the address to which~~ 1880
~~that registered elector has moved or the name of that registered~~ 1881
~~elector as changed, whichever is appropriate;~~ 1882

~~(d) Completes and signs, under penalty of election~~ 1883
~~falsification, a statement attesting that that registered~~ 1884
~~elector moved or had a change of name, whichever is appropriate,~~ 1885

~~on or prior to the day of the election, has voted a provisional- 1886
ballot at the polling place for the precinct in which that- 1887
registered elector resides, at the office of the board of- 1888
elections, or, if pursuant to division (C) of section 3501.10 of 1889
the Revised Code the board has designated another location in- 1890
the county at which registered electors may vote, at that other- 1891
location instead of the office of the board of elections,- 1892
whichever is appropriate, and will not vote or attempt to vote- 1893
at any other location for that particular election. 1894~~

(C) Any registered elector who moves from one county to 1895
another county within the state on or prior to the day of a 1896
general, primary, or special election and has not ~~registered to-~~ 1897
~~vote in the county to which that registered elector moved-~~ 1898
reported the change of residence under section 3503.19 of the 1899
Revised Code may vote in that election ~~if that registered-~~ 1900
~~elector complies with division (G) of this section or does all-~~ 1901
~~of the following:~~ 1902

~~(1) Appears at any time during regular business hours on- 1903
or after the twenty-eighth day prior to the election in which- 1904
that registered elector wishes to vote or, if the election is- 1905
held on the day of a presidential primary election, the twenty- 1906
fifth day prior to the election, through noon of the Saturday- 1907
prior to the election by casting a provisional ballot using the 1908
address to which the elector has moved at the office of the 1909
board of elections ~~or, if pursuant to division (C) of section-~~ 1910
~~3501.10 of the Revised Code the board has designated another-~~ 1911
~~location in the county at which registered electors may vote, at~~ 1912
~~that other location instead of the office of the board of-~~ 1913
~~elections, appears of the county in which the elector resides~~ 1914
during the time that absent voter's ballots may be cast in 1915
person under section 3509.061 of the Revised Code, during 1916~~

regular business hours on the Monday prior to the election ~~at~~ 1917
 ~~the office of the board of elections or, if pursuant to division~~ 1918
 ~~(C) of section 3501.10 of the Revised Code the board has~~ 1919
 ~~designated another location in the county at which registered~~ 1920
 ~~electors may vote, at that other location instead of the office~~ 1921
 ~~of the board of elections, or appears on the day of the election~~ 1922
 ~~at the office of the board of elections or, if pursuant to~~ 1923
 ~~division (C) of section 3501.10 of the Revised Code the board~~ 1924
 ~~has designated another location in the county at which~~ 1925
 ~~registered electors may vote, at that other location instead of~~ 1926
 ~~the office of the board of elections;~~ 1927

~~(2) Completes and signs, under penalty of election~~ 1928
 ~~falsification, the~~, or, if the elector qualifies to do so, by 1929
casting a provisional ballot with the assistance of two election 1930
officials of the county in which the elector resides under 1931
section 3509.08 of the Revised Code. The written affirmation on 1932
the provisional ballot envelope, ~~which~~ shall serve as a notice 1933
of change of residence;. 1934

~~(3) Votes a provisional ballot under section 3505.181 of~~ 1935
 ~~the Revised Code at the office of the board of elections or, if~~ 1936
 ~~pursuant to division (C) of section 3501.10 of the Revised Code~~ 1937
 ~~the board has designated another location in the county at which~~ 1938
 ~~registered electors may vote, at that other location instead of~~ 1939
 ~~the office of the board of elections, using the address to which~~ 1940
 ~~that registered elector has moved;~~ 1941

~~(4) Completes and signs, under penalty of election~~ 1942
 ~~falsification, a statement attesting that that registered~~ 1943
 ~~elector has moved from one county to another county within the~~ 1944
 ~~state on or prior to the day of the election, has voted at the~~ 1945
 ~~office of the board of elections or, if pursuant to division (C)~~ 1946

~~of section 3501.10 of the Revised Code the board has designated
another location in the county at which registered electors may
vote, at that other location instead of the office of the board
of elections, and will not vote or attempt to vote at any other
location for that particular election.~~

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

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

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

~~acknowledgment notice specified in this division of the~~ 1977
~~information necessary to complete or update that registrant's~~ 1978
~~registration.~~ 1979

~~(F) Change of residence and change of name forms shall be~~ 1980
~~available at each polling place, and when these forms are~~ 1981
~~completed, noting changes of residence or name, as appropriate,~~ 1982
~~they shall be filed with election officials at the polling~~ 1983
~~place. Election officials shall return completed forms, together~~ 1984
~~with the pollbooks and tally sheets, to the board of elections.~~ 1985

~~The board of elections shall provide change of residence~~ 1986
~~and change of name forms to the probate court and court of~~ 1987
~~common pleas. The court shall provide the forms to any person~~ 1988
~~eighteen years of age or older who has a change of name by order~~ 1989
~~of the court or who applies for a marriage license. The court~~ 1990
~~shall forward all completed forms to the board of elections~~ 1991
~~within five days after receiving them.~~ 1992

~~(G) A registered elector who otherwise would qualify to~~ 1993
~~vote under division (B) or (C) of this section but is unable to~~ 1994
~~appear at the office of the board of elections or, if pursuant~~ 1995
~~to division (C) of section 3501.10 of the Revised Code the board~~ 1996
~~has designated another location in the county at which~~ 1997
~~registered electors may vote, at that other location, on account~~ 1998
~~of personal illness, physical disability, or infirmity, may vote~~ 1999
~~on the day of the election if that registered elector does all~~ 2000
~~of the following:~~ 2001

~~(1) Makes a written application on a form prescribed by~~ 2002
~~the secretary of state that includes all of the information~~ 2003
~~required under section 3509.03 of the Revised Code to the~~ 2004
~~appropriate board for an absent voter's ballot on or after the~~ 2005
~~twenty-seventh day prior to the election in which the registered~~ 2006

~~elector wishes to vote through the close of business on the
seventh day prior to that election and requests that the absent
voter's ballot be sent to the address to which the registered
elector has moved if the registered elector has moved, or to the
address of that registered elector who has not moved but has had
a change of name;~~

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

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

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

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Sec. 3503.18. (A) (1) Not later than the last day of each
month, the director of health shall file with the secretary of
state the names, social security numbers, dates of birth, dates
of death, and residences of all persons, over eighteen years of

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age, who have died within this state or another state during the 2037
period beginning on the date of the most recent filing and 2038
ending on the day before the date of the current filing. If the 2039
director is notified of the death of such a person after the 2040
director has filed the report for the period during which the 2041
person died, the director shall file with the secretary of state 2042
a supplemental report containing that information concerning the 2043
person not later than one month after the director is notified 2044
of the person's death. 2045

(2) The secretary of state and the director of health 2046
shall jointly establish a secure electronic system through which 2047
they shall exchange the information described in division (A) (1) 2048
of this section regarding the death of a registered elector. 2049

(B) The secretary of state shall prepare and transmit a 2050
monthly report to each board of elections that identifies each 2051
registered elector in the county who has died, based on 2052
information the secretary of state receives from the United 2053
States social security administration or from the state and 2054
territorial exchange of vital events (STEVE) administered by the 2055
national association for public health statistics and 2056
information systems. 2057

(C) At least once each month, each probate judge in this 2058
state shall file with the board of elections the names and 2059
residence addresses of all persons over eighteen years of age 2060
who have been adjudicated incompetent for the purpose of voting, 2061
as provided in section 5122.301 of the Revised Code. 2062

~~(C)~~ (D) At least once each month the clerk of the court of 2063
common pleas shall file with the board the names and residence 2064
addresses of all persons who have been convicted during the 2065
previous month of crimes that would disfranchise such persons 2066

under existing laws of the state. Reports of conviction of 2067
crimes under the laws of the United States that would 2068
disfranchise an elector and that are provided to the secretary 2069
of state by any United States attorney shall be forwarded by the 2070
secretary of state to the appropriate board of elections. 2071

~~(D)~~ (E) Upon receiving a report required by this section, 2072
the board of elections shall promptly cancel the registration of 2073
each elector named in the report in accordance with section 2074
3503.21 of the Revised Code. If the report contains a residence 2075
address of an elector in a county other than the county in which 2076
the board of elections is located, the director shall promptly 2077
send a copy of the report to the appropriate board of elections, 2078
which shall cancel the registration in accordance with that 2079
section. 2080

Sec. 3503.19. (A) ~~Persons~~ Except as otherwise provided in 2081
section 111.44 of the Revised Code, persons qualified to 2082
register or to change their registration because of a change of 2083
address or change of name may register or ~~change~~ update their 2084
registration ~~in~~ by doing any of the following: 2085

(1) Submitting a voter registration application or update 2086
form in person at any state or local office of a designated 2087
agency, at the office of the registrar or any deputy registrar 2088
of motor vehicles, at a public high school or vocational school, 2089
at a public library, at the office of a county treasurer, or at 2090
a ~~branch office established by the board of elections, or~~ 2091
probate court or court of common pleas, provided that a person 2092
who receives compensation for registering a voter shall return 2093
any registration form entrusted to that person by an applicant 2094
to a board of elections or to the office of the secretary of 2095
state; 2096

(2) Submitting a voter registration application or update 2097
form in person, through another person, or by mail at the office 2098
of the secretary of state or at the office of a board of 2099
elections. A registered elector may also change the elector's 2100
registration, including a branch office; 2101

(3) Submitting a voter registration application or update 2102
form through the online voter registration system under section 2103
3503.20 of the Revised Code; 2104

(4) Submitting a voter registration application or update 2105
form in person to the election officials on election day at any 2106
polling place where the elector is eligible to vote, in the 2107
manner provided under section 3503.16 of the Revised Code. The 2108
election officials shall return all completed forms, together 2109
with the pollbooks and tally sheets, to the board of elections. 2110

(5) In the case of a person who is eligible to vote as a 2111
uniformed services voter or an overseas voter in accordance with 2112
52 U.S.C. 20310, returning the person's completed voter 2113
registration application or update form electronically to the 2114
office of the secretary of state or to the board of elections of 2115
the county in which the person's voting residence is located 2116
pursuant to Chapter 3511. of the Revised Code. 2117

(B) (1) Any state or local office of a designated agency, a 2118
public high school or vocational school, a public library, a 2119
probate court or court of common pleas, or the office of a 2120
county treasurer shall date stamp a voter registration 2121
application or update form it receives using a date stamp that 2122
does not disclose the identity of the state or local office that 2123
receives it and shall transmit any voter registration the 2124
application or change of registration form that it receives to 2125
the board of elections of the county in which the state or local 2126

office is located, within five days after receiving the ~~voter-~~ 2127
~~registration~~ application or ~~change of registration~~ form. The 2128
office of the registrar or any deputy registrar of motor 2129
vehicles shall date stamp a voter registration application or 2130
update form it receives using a date stamp that does not 2131
disclose the identity of the state or local office that receives 2132
it, shall transmit any electronic voter registration application 2133
or change of registration that it receives to the secretary of 2134
state within twenty-four hours after receiving it, and shall 2135
transmit any paper voter registration application or change of 2136
registration form that it receives to the board of elections of 2137
the county in which the office of the registrar or deputy 2138
registrar is located within five days after receiving the voter 2139
registration application or change of registration form, as 2140
required under section 3503.11 of the Revised Code. 2141

(2) If the office of the secretary of state receives a 2142
registration or update form before the thirtieth day before an 2143
election, the office shall forward the form to the board of 2144
elections of the county in which the applicant resides within 2145
ten days after receiving the application. If the office of the 2146
secretary of state receives a registration or update form on or 2147
after the thirtieth day before an election, the office shall 2148
forward the registration to the board of elections of the county 2149
in which the applicant resides within thirty days after that 2150
election. 2151

(3) If a board of elections receives a registration or 2152
update form from an applicant who resides in another county 2153
before the thirtieth day before an election, the board shall 2154
forward the form to the board of elections of the county in 2155
which the applicant resides within ten days after receiving the 2156
application. If a board of elections receives a registration or 2157

update form from an applicant who resides in another county on 2158
or after the thirtieth day before an election, the board shall 2159
forward the registration to the board of elections of the county 2160
in which the applicant resides within thirty days after that 2161
election. 2162

(C) Except as otherwise provided in section 3503.16 of the 2163
Revised Code: 2164

(1) An otherwise valid voter registration application that 2165
is returned to the appropriate office other than by mail must be 2166
received by a state or local office of a designated agency, the 2167
office of the registrar or any deputy registrar of motor 2168
vehicles, a public high school or vocational school, a public 2169
library, the office of a county treasurer, a probate court or 2170
court of common pleas, the office of the secretary of state, or 2171
the office of a board of elections no later than the thirtieth 2172
day preceding a primary, special, or general election for the 2173
person to qualify as an elector eligible to vote at that 2174
election. An otherwise valid registration application received 2175
after that day entitles the elector to vote at all subsequent 2176
elections. 2177

~~Any state or local office of a designated agency, the~~ 2178
~~office of the registrar or any deputy registrar of motor~~ 2179
~~vehicles, a public high school or vocational school, a public~~ 2180
~~library, or the office of a county treasurer shall date stamp a~~ 2181
~~registration application or change of name or change of address~~ 2182
~~form it receives using a date stamp that does not disclose the~~ 2183
~~identity of the state or local office that receives the~~ 2184
~~registration.~~ 2185

(2) Voter registration applications, if otherwise valid, 2186
that are returned by mail to the office of the secretary of 2187

state or to the office of a board of elections must be 2188
postmarked no later than the thirtieth day preceding a primary, 2189
special, or general election in order for the person to qualify 2190
as an elector eligible to vote at that election. If an otherwise 2191
valid voter registration application that is returned by mail 2192
does not bear a postmark or a legible postmark, the registration 2193
shall be valid for that election if received by the office of 2194
the secretary of state or the office of a board of elections no 2195
later than twenty-five days preceding any special, primary, or 2196
general election. 2197

~~(B)(1)~~ (D) Any person may apply in person, by telephone, 2198
by mail, or through another person for voter registration forms 2199
to the office of the secretary of state or the office of a board 2200
of elections. An individual who is eligible to vote as a 2201
uniformed services voter or an overseas voter in accordance with 2202
42 U.S.C. 1973ff-6 also may apply for voter registration forms 2203
by electronic means to the office of the secretary of state or 2204
to the board of elections of the county in which the person's 2205
voting residence is located pursuant to section 3503.191 of the 2206
Revised Code. 2207

~~(2)(a) An applicant may return the applicant's completed~~ 2208
~~registration form in person or by mail to any state or local~~ 2209
~~office of a designated agency, to a public high school or~~ 2210
~~vocational school, to a public library, to the office of a~~ 2211
~~county treasurer, to the office of the secretary of state, or to~~ 2212
~~the office of a board of elections. An applicant who is eligible~~ 2213
~~to vote as a uniformed services voter or an overseas voter in~~ 2214
~~accordance with 42 U.S.C. 1973ff-6 also may return the~~ 2215
~~applicant's completed voter registration form electronically to~~ 2216
~~the office of the secretary of state or to the board of~~ 2217
~~elections of the county in which the person's voting residence~~ 2218

~~is located pursuant to section 3503.191 of the Revised Code.~~ 2219

~~(b) Subject to division (B) (2) (c) of this section, an applicant may return the applicant's completed registration form through another person to any board of elections or the office of the secretary of state.~~ 2220
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~~(c) A person who receives compensation for registering a voter shall return any registration form entrusted to that person by an applicant to any board of elections or to the office of the secretary of state.~~ 2224
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~~(d) If a board of elections or the office of the secretary of state receives a registration form under division (B) (2) (b) or (c) of this section before the thirtieth day before an election, the board or the office of the secretary of state, as applicable, shall forward the registration to the board of elections of the county in which the applicant is seeking to register to vote within ten days after receiving the application. If a board of elections or the office of the secretary of state receives a registration form under division (B) (2) (b) or (c) of this section on or after the thirtieth day before an election, the board or the office of the secretary of state, as applicable, shall forward the registration to the board of elections of the county in which the applicant is seeking to register to vote within thirty days after that election.~~ 2228
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~~(C) (1) A board of elections that receives a voter registration application and is satisfied as to the truth of the statements made in the registration form shall register the applicant not later than twenty business days after receiving the application, unless that application is received during the thirty days immediately preceding the day of an election. The~~ 2243
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~~board shall promptly notify the applicant in writing of each of~~ 2249
~~the following:~~ 2250

~~(a) The applicant's registration;~~ 2251

~~(b) The precinct in which the applicant is to vote;~~ 2252

~~(c) In bold type as follows:~~ 2253

~~"Voters must bring photo identification to the polls in~~ 2254
~~order to verify identity. Voters who do not provide photo-~~ 2255
~~identification will still be able to vote by casting a~~ 2256
~~provisional ballot."~~ 2257

~~The notification shall be by nonforwardable mail. If the~~ 2258
~~mail is returned to the board, it shall investigate and cause-~~ 2259
~~the notification to be delivered to the correct address.~~ 2260

~~(2) If, after investigating as required under division (C)~~ 2261
~~(1) of this section, the board is unable to verify the voter's~~ 2262
~~correct address, it shall cause the voter's name in the official~~ 2263
~~registration list and in the poll list or signature pollbook to~~ 2264
~~be marked to indicate that the voter's notification was returned~~ 2265
~~to the board.~~ 2266

~~At the first election at which a voter whose name has been~~ 2267
~~so marked appears to vote, the voter shall be required to vote~~ 2268
~~by provisional ballot under section 3505.181 of the Revised~~ 2269
~~Code. If the provisional ballot is counted pursuant to division-~~ 2270
~~(B) (3) of section 3505.183 of the Revised Code, the board shall~~ 2271
~~correct that voter's registration, if needed, and shall remove~~ 2272
~~the indication that the voter's notification was returned from~~ 2273
~~that voter's name on the official registration list and on the~~ 2274
~~poll list or signature pollbook. If the provisional ballot is~~ 2275
~~not counted pursuant to division (B) (4) (a) (i), (v), or (vi) of~~ 2276
~~section 3505.183 of the Revised Code, the voter's registration~~ 2277

~~shall be canceled. The board shall notify the voter by United States mail of the cancellation.~~ 2278
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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, the person's registration shall be canceled.~~ 2280
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Sec. 3503.20. (A) The secretary of state shall establish a secure online voter registration system. The system shall provide for all of the following: 2290
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(1) An applicant to submit a voter registration application to the secretary of state online through the internet; 2293
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(2) The online applicant to be registered to vote, if all of the following apply: 2296
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(a) The application contains all of the following information: 2298
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(i) The applicant's name; 2300

(ii) The applicant's address; 2301

(iii) The applicant's date of birth; 2302

(iv) The last four digits of the applicant's social security number; 2303
2304

(v) The applicant's Ohio driver's license number or the number of the applicant's state identification card issued under section 4507.50 of the Revised Code.

(b) The applicant's name, address, and date of birth, the last four digits of the applicant's social security number, and the applicant's Ohio driver's license number or the number of the applicant's state identification card as they are provided in the application are not inconsistent with the information on file with the bureau of motor vehicles;

(c) The applicant is a United States citizen, will have lived in this state for thirty days immediately preceding the next election, will be at least eighteen years of age on or before the day of the next general election, and is otherwise eligible to register to vote;

(d) The applicant attests to the truth and accuracy of the information submitted in the online application under penalty of election falsification.

(B) If an individual registers to vote or a registered elector updates the elector's name, address, or both under this section, the secretary of state shall obtain an electronic copy of the applicant's or elector's signature that is on file with the bureau of motor vehicles. That electronic signature shall be used as the applicant's or elector's signature on voter registration records, for all election and signature-matching purposes.

(C) The secretary of state shall employ whatever security measures the secretary of state considers necessary to ensure the integrity and accuracy of voter registration information submitted electronically pursuant to this section. Errors in

processing voter registration applications in the online system 2334
shall not prevent an applicant from becoming registered or from 2335
voting. 2336

(D) The online voter registration application established 2337
under division (A) of this section shall include both of the 2338
following: 2339

(1) An option for the voter to provide the voter's former 2340
residence address or addresses, if the voter is currently 2341
registered to vote at another address; 2342

(2) The following language: 2343

"By clicking the box below, I affirm all of the following 2344
under penalty of election falsification, ~~which is a felony of~~ 2345
~~the fifth degree:~~ 2346

~~(1)~~ (a) I am the person whose name and identifying 2347
information is provided on this form, and I desire to register 2348
to vote, or update my voter registration, in the State of Ohio. 2349

~~(2)~~ (b) All of the information I have provided on this 2350
form is true and correct as of the date I am submitting this 2351
form. 2352

~~(3)~~ (c) I am a United States citizen. 2353

~~(4)~~ (d) I will have lived in Ohio for thirty days 2354
immediately preceding the next election. 2355

~~(5)~~ (e) I will be at least eighteen years of age on or 2356
before the day of the next general election. 2357

~~(6)~~ (f) I authorize the Bureau of Motor Vehicles to 2358
transmit to the Ohio Secretary of State my signature that is on 2359
file with the Bureau of Motor Vehicles, and I understand and 2360

agree that the signature transmitted by the Bureau of Motor 2361
Vehicles will be used by the Secretary of State to validate this 2362
electronic voter registration application as if I had signed 2363
this form personally. 2364

(g) I understand that if I am registered to vote at any 2365
other address, the election officials will be notified of my 2366
change of address. 2367

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 2368
FELONY OF THE FIFTH DEGREE." 2369

In order to register to vote or update a voter 2370
registration under division (A) of this section, an applicant or 2371
elector shall be required to mark the box in the online voter 2372
registration application that appears in conjunction with the 2373
previous statement. 2374

~~(E) The online voter registration process established 2375~~
~~under division (A) of this section shall be in operation and 2376~~
~~available for use by individuals who wish to register to vote or 2377~~
~~update their voter registration information online not earlier 2378~~
~~than January 1, 2017. During the period beginning on the first 2379~~
~~day after the close of voter registration before an election and 2380~~
~~ending on the day of the election, the online voter registration 2381~~
~~system shall display a notice indicating that the applicant 2382~~
~~application will not be registered to vote for the purposes of 2383~~
~~that processed until after the election. 2384~~

(F) Notwithstanding section 1.50 of the Revised Code, if 2385
any provision of this section or of division (E) of section 2386
3503.14 of the Revised Code is held invalid, or if the 2387
application of any provision of this section or of that division 2388
to any person or circumstance is held invalid, then this section 2389

and that division cease to operate. 2390

Sec. 3503.201. (A) (1) When the board of elections receives 2391
a voter registration application or a notice of change of 2392
address or change of name, if the form is complete and the board 2393
is satisfied as to the truth of the statements made in the form, 2394
the board shall register the applicant or update the applicant's 2395
registration. 2396

(2) If the form is incomplete, the board promptly shall 2397
send the applicant a notice that specifies the information 2398
necessary to complete or update the applicant's registration. 2399

(3) If the board determines that the applicant appears not 2400
to be eligible to vote, the board shall reject the form and 2401
refer the matter to the election integrity unit for 2402
investigation under section 3501.055 of the Revised Code. 2403

(B) (1) Except as otherwise provided in divisions (B) (2) 2404
and (3) of this section, upon registering an elector or updating 2405
an elector's registration, the board shall mark the elector's 2406
registration record, the official registration list, and the 2407
poll list or signature pollbook to indicate that the elector 2408
must vote by provisional ballot because the applicant's 2409
citizenship has not been verified. 2410

(2) Division (B) (1) of this section does not apply to an 2411
elector if the statewide voter registration database indicates 2412
that the elector's citizenship has been verified. 2413

(3) Division (B) (1) of this section does not prohibit a 2414
uniformed services or overseas absent voter from voting in a 2415
general election for federal office using a federal write-in 2416
absentee ballot as permitted under division (C) of section 2417
3511.14 of the Revised Code. 2418

(C) (1) The board shall register an applicant or update the 2419
applicant's registration under division (A) (1) of this section 2420
not later than twenty business days after receiving the 2421
application, unless that application is received during the 2422
thirty days immediately preceding the day of an election, and 2423
promptly shall send the applicant an acknowledgment notice. 2424

(2) The acknowledgment notice shall include all of the 2425
following information: 2426

(a) The fact that the elector has been registered to vote 2427
or has had the elector's registration updated, as applicable; 2428

(b) The precinct in which the elector is to vote; 2429

(c) In bold type as follows: 2430

"Voters must bring photo identification to the polls in 2431
order to verify identity. Voters who do not provide photo 2432
identification will still be able to vote by casting a 2433
provisional ballot." 2434

(d) Whether the elector's United States citizenship has 2435
been verified; 2436

(e) If the elector's United States citizenship has not 2437
been verified, the fact that the elector will be required to 2438
provide proof of citizenship to the board in order to cast a 2439
regular ballot and the manner in which the elector may do so 2440
under section 3503.202 of the Revised Code. 2441

(3) The board shall send the acknowledgment notice by 2442
nonforwardable mail. If the acknowledgment notice is returned to 2443
the board as undeliverable, it shall investigate and cause the 2444
acknowledgment notice to be delivered to the correct address. 2445

(4) If, after investigating as required under division (C) 2446

(3) of this section, the board is unable to verify the elector's correct address, it shall proceed under section 3503.202 of the Revised Code. 2447
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(D) Upon receiving a report from the secretary of state under section 3503.152 of the Revised Code, indicating that the secretary of state has verified that the applicant is a United States citizen, the board shall do all of the following: 2450
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(1) Indicate in the elector's registration record that the elector's United States citizenship has been verified; 2454
2455

(2) Remove the indication that the elector must vote by provisional ballot. If the board receives the report during the period beginning on the forty-sixth day before an election and ending on the day before the day of the election, the board shall remove the indication as soon as possible after receiving the report. 2456
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(3) Notify the elector, on a form prescribed by the secretary of state, that the elector's United States citizenship has been verified. The notice required under this division may be included in the acknowledgment notice described under division (C) of this section if the board has not yet sent the elector an acknowledgment notice. 2462
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Sec. 3503.202. (A) (1) When any of the following occur, the board of elections shall send the elector a confirmation notice and, if the board's records are not already so marked, shall mark the elector's registration record, the official registration list, and the poll list or signature pollbook to indicate that the elector must vote by provisional ballot and the reason the elector must do so: 2468
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(a) The board determines that it is unable to verify an 2475

elector's residence address, as described in division (C)(4) of 2476
section 3503.201 of the Revised Code. 2477

(b) The board receives information from the secretary of 2478
state under division (E) of section 3503.151 of the Revised Code 2479
indicating that the board must verify the elector's first name, 2480
last name, date of birth, or Ohio driver's license or state 2481
identification card number or the last four digits of the 2482
elector's social security number. 2483

(c) The board receives a report from the secretary of 2484
state under section 3503.152 of the Revised Code indicating that 2485
the secretary of state has been unable to determine whether the 2486
elector is a United States citizen. Upon receiving notice in a 2487
subsequent report under section 3503.152 of the Revised Code 2488
that the secretary of state has verified that the elector is a 2489
United States citizen, the board shall do all of the following: 2490

(i) Indicate in the elector's registration record that the 2491
elector's United States citizenship has been verified; 2492

(ii) Remove the indication that the elector must vote by 2493
provisional ballot under division (A)(1)(c) of this section; 2494

(iii) Notify the elector, on a form prescribed by the 2495
secretary of state, that the elector's United States citizenship 2496
has been verified. 2497

(2) A confirmation notice sent to an elector under 2498
division (A)(1) of this section shall include all of the 2499
following: 2500

(a) The information the board must verify; 2501

(b) The manner in which the elector may provide the 2502
required information to the board before the elector next 2503

appears to vote, as described in division (B) of this section, 2504
or when casting a provisional ballot, as described in division 2505
(D) of this section; 2506

(c) The date by which the elector must provide the 2507
required information to the board in order to avoid having the 2508
elector's registration canceled under division (A) (7) of section 2509
3503.21 of the Revised Code. 2510

(B) An elector whose registration record has been marked 2511
under division (A) of this section or division (B) (1) of section 2512
3503.201 of the Revised Code to indicate that the elector must 2513
cast a provisional ballot is not required to cast a provisional 2514
ballot if, before the elector next appears to vote, the elector 2515
does the following, as applicable: 2516

(1) Provides a valid residence address to the board, if 2517
the board must verify the elector's residence address; 2518

(2) Provides the necessary information or documentation to 2519
the board to rectify any identified mismatch between the 2520
elector's registration record and the first name, last name, 2521
date of birth, or Ohio driver's license or state identification 2522
card number or the last four digits of the elector's social 2523
security number in the database of the bureau of motor vehicles 2524
or the United States social security administration, as 2525
confirmed by the secretary of state; 2526

(3) Provides proof of citizenship to the board, if the 2527
board must verify the elector's United States citizenship. 2528

(C) When the board has verified all of the information the 2529
board is required to verify concerning an elector under division 2530
(B) of this section, the board shall correct or update the 2531
elector's registration, as applicable, and shall remove the 2532

indication that the elector must vote by provisional ballot. The 2533
board shall not remove a provisional ballot indication until 2534
every piece of information that must be verified concerning the 2535
elector has been verified. 2536

(D) (1) (a) Except as otherwise provided in divisions (B) 2537
and (D) (1) (b) of this section, at the first election at which an 2538
elector whose registration record is marked to indicate that the 2539
elector must vote by provisional ballot under this section or 2540
section 3503.201 of the Revised Code appears to vote, the 2541
elector shall vote by provisional ballot. 2542

(b) Division (D) (1) (a) of this section does not prohibit a 2543
uniformed services or overseas absent voter who is required to 2544
cast a provisional ballot under division (B) (1) of section 2545
3503.201 of the Revised Code, but for no other reason, from 2546
voting in a general election for federal office using a federal 2547
write-in absentee ballot as permitted under division (C) of 2548
section 3511.14 of the Revised Code. 2549

(2) In order for the elector's provisional ballot to be 2550
eligible to be counted, in addition to meeting all other 2551
requirements described in division (B) (3) of section 3505.183 of 2552
the Revised Code, the elector shall provide the applicable 2553
required information as described in division (B) of this 2554
section on or attached to the provisional ballot affirmation, or 2555
shall appear in person at the office of the board within four 2556
days after the day of the election and provide that information. 2557

(3) If the elector's provisional ballot is counted 2558
pursuant to division (B) (3) of section 3505.183 of the Revised 2559
Code and division (D) (2) of this section, the board shall 2560
correct or update the elector's registration, as applicable, and 2561
shall remove the indication that the elector must vote by 2562

provisional ballot. 2563

(4) If the provisional ballot is not counted pursuant to 2564
division (B) (4) (a) (i), (v), or (vi) of section 3505.183 of the 2565
Revised Code or division (D) (2) of this section, the board shall 2566
cancel the elector's registration in accordance with section 2567
3503.21 of the Revised Code. 2568

Sec. 3503.21. (A) The registration of a registered elector 2569
shall be canceled upon the occurrence of any of the following: 2570

(1) The filing by a registered elector of a written 2571
request with a board of elections or the secretary of state, on 2572
a form prescribed by the secretary of state and signed by the 2573
elector, that the registration be canceled. The filing of such a 2574
request does not prohibit an otherwise qualified elector from 2575
reregistering to vote at any time. 2576

(2) The filing of a notice of the death of a registered 2577
elector as provided in section 3503.18 of the Revised Code; 2578

(3) The filing with the board of elections of a certified 2579
copy of the death certificate of a registered elector by the 2580
deceased elector's spouse, parent, or child, by the 2581
administrator of the deceased elector's estate, or by the 2582
executor of the deceased elector's will; 2583

(4) The conviction of the registered elector of a felony 2584
under the laws of this state, any other state, or the United 2585
States as provided in section 2961.01 of the Revised Code; 2586

(5) The adjudication of incompetency of the registered 2587
elector for the purpose of voting as provided in section 2588
5122.301 of the Revised Code; 2589

(6) The change of residence of the registered elector to a 2590

location outside the county of registration in accordance with 2591
division (B) of this section or as described in section 3503.33 2592
of the Revised Code; 2593

(7) The failure of the registered elector, after having 2594
been mailed a confirmation notice, to do either of the 2595
following: 2596

(a) Respond to such a notice and vote at least once during 2597
a period of four consecutive years, which period shall include 2598
two general federal elections; 2599

(b) Update the elector's registration and vote at least 2600
once during a period of four consecutive years, which period 2601
shall include two general federal elections. 2602

(8) The receipt by the board of elections of a 2603
cancellation notice or request pursuant to section 111.44 of the 2604
Revised Code; 2605

(9) The circumstances described in division (F) of section 2606
3503.151 of the Revised Code; 2607

(10) The receipt by the board of elections of a report 2608
from the secretary of state indicating that the person is not a 2609
United States citizen, as described in division (B) (2) of 2610
section 3503.152 of the Revised Code; 2611

(11) The circumstances described in division (D) (4) of 2612
section 3503.202 of the Revised Code; 2613

(12) The circumstances described in section 111.44 of the 2614
Revised Code; 2615

(13) The circumstances described in division (Q) of 2616
section 3501.05 of the Revised Code; 2617

(14) The circumstances described in division (C) of 2618
section 3503.24 of the Revised Code; 2619

(15) The determination by the board of elections that the 2620
elector is a fictitious person; 2621

(16) The determination by the board of elections that the 2622
registration is a duplicate. 2623

(B) (1) The secretary of state shall prescribe procedures 2624
to transfer a registrant's voter registration information when 2625
the registrant moves from one county to another within this 2626
state and updates the registrant's voter registration, as 2627
described in section 3503.33 of the Revised Code, and to 2628
identify and cancel the registration in a prior county of 2629
residence of any registrant who changes the registrant's voting 2630
residence to a location outside the registrant's current county 2631
of registration without updating the registrant's voter 2632
registration. Any procedures prescribed in this division shall 2633
be uniform and nondiscriminatory, and shall comply with the 2634
Voting Rights Act of 1965. The secretary of state may prescribe 2635
procedures under this division that include the use of the 2636
national change of address service provided by the United States 2637
postal system through its licensees. Any program so prescribed 2638
shall be completed not later than ninety days prior to the date 2639
of any primary or general election for federal office. 2640

(2) The registration of any elector identified as having 2641
changed the elector's voting residence to a location outside the 2642
elector's current county of registration without updating the 2643
elector's registration shall not be canceled unless the 2644
registrant is sent a confirmation notice on a form prescribed by 2645
the secretary of state and the registrant fails to respond to 2646
the confirmation notice or otherwise update the registration and 2647

fails to vote in any election during the period of two federal 2648
elections subsequent to the mailing of the confirmation notice. 2649

~~(C) The registration of a registered elector shall not be 2650
canceled except as provided in this section, section 111.44 of 2651
the Revised Code, division (Q) of section 3501.05 of the Revised 2652
Code, division (C) (2) of section 3503.19 of the Revised Code, or 2653
division (C) of section 3503.24 of the Revised Code. 2654~~

~~(D)~~ Boards of elections shall send their voter 2655
registration information to the secretary of state as required 2656
under section 3503.15 of the Revised Code. The secretary of 2657
state may prescribe by rule adopted pursuant to section 111.15 2658
of the Revised Code the format in which the boards of elections 2659
must send that information to the secretary of state. In the 2660
first quarter of each year, the secretary of state shall send 2661
the information to the national change of address service 2662
described in division (B) of this section and request that 2663
service to provide the secretary of state with a list of any 2664
voters sent by the secretary of state who have moved within the 2665
last twelve months. The secretary of state shall transmit to 2666
each appropriate board of elections whatever lists the secretary 2667
of state receives from that service. The board shall send a 2668
notice to each person on the list transmitted by the secretary 2669
of state requesting confirmation of the person's change of 2670
address, together with a postage prepaid, preaddressed return 2671
envelope containing a form on which the voter may verify or 2672
correct the change of address information. 2673

~~(E)~~ (D) The registration of a registered elector described 2674
in division (A) (7) or (B) (2) of this section shall be canceled 2675
not later than one hundred twenty days after the date of the 2676
second general federal election in which the elector fails to 2677

vote or not later than one hundred twenty days after the 2678
expiration of the four-year period in which the elector fails to 2679
vote or respond to a confirmation notice, whichever is later. 2680

~~(F) (1)~~ (E) (1) When a registration is canceled pursuant to 2681
~~division (A) (2) or (3) of this section,~~ the applicable board of 2682
elections shall send a written notice, on a form prescribed by 2683
the secretary of state, to the address at which the elector was 2684
registered, informing the recipient that the elector's 2685
registration has been canceled, of the reason for the 2686
cancellation, and that if the cancellation was made in error, 2687
the elector may contact the board of elections to correct the 2688
error. 2689

(2) If the elector's registration is canceled ~~pursuant to~~ 2690
~~division (A) (2) or (3) of this section~~ in error, it shall be 2691
restored and treated as though it were never canceled. 2692

Sec. 3503.33. If an elector applying for registration is 2693
already registered in another state or in another county within 2694
this state, the elector shall ~~declare this fact to the~~ 2695
~~registration officer and shall sign~~ an authorization to cancel 2696
or transfer the elector's previous registration on a form 2697
prescribed by the secretary of state. If the elector does not 2698
sign such an authorization, the elector's registration 2699
application authorizes the transfer of the elector's previous 2700
registration from one county to another within this state or the 2701
cancellation of the elector's registration in the elector's 2702
previous state of residence, as applicable. 2703

~~The~~ In the case of an elector who moves from one county to 2704
another within this state, the director of the board of 2705
elections shall ~~mail all such authorizations~~ transmit a copy of 2706
the elector's new registration form and any accompanying 2707

authorization form to the board of elections ~~or comparable~~ 2708
~~agency of the proper state and county~~ of the elector's former 2709
registration. Upon the receipt of ~~this authorization~~ the 2710
registration form and any accompanying authorization form from 2711
the forwarding county, the director of a the board of elections- 2712
~~in Ohio~~, upon a comparison of the elector's signature with the 2713
elector's signature as it appears on the registration files, 2714
shall remove the elector's former registration from the files, 2715
transfer the information in it to the board of elections of the 2716
elector's new county, and place it with the ~~cancellation-~~ 2717
~~authorization~~ new registration form and any accompanying 2718
authorization form in a separate file which shall be kept for a 2719
period of two calendar years. ~~The board shall notify the elector~~ 2720
~~at the present address as shown on the cancellation-~~ 2721
~~authorization that his registration has been canceled.~~ 2722

In the case of an elector who moves into this state, the 2723
director of the board of elections shall transmit a copy of the 2724
elector's new registration form and any accompanying 2725
authorization form to the chief election official of the state 2726
of the elector's former registration. 2727

Sec. 3505.181. (A) All of the following individuals shall 2728
be permitted to cast a provisional ballot at an election: 2729

(1) An individual who declares that the individual is a 2730
registered voter in the precinct in which the individual desires 2731
to vote and that the individual is eligible to vote in an 2732
election, but the name of the individual does not appear on the 2733
official list of eligible voters for the precinct or an election 2734
official asserts that the individual is not eligible to vote; 2735

(2) An individual who does not have or is unable to 2736
provide photo identification to the election officials; 2737

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

(4) An individual ~~whose notification of registration has
been returned undelivered to the board of elections and whose~~
name in the official registration list and in the poll list or
signature pollbook has been marked under ~~division (C) (2) of~~
section 3503.19-3503.201 or 3503.202 of the Revised Code, except
as otherwise provided in division (C) of section 3511.14 of the
Revised Code;

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

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

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

(B) An individual who is eligible to cast a provisional
ballot under division (A) of this section shall be permitted to

cast a provisional ballot as follows: 2767

(1) An election official at the polling place shall notify 2768
the individual that the individual may cast a provisional ballot 2769
in that election. 2770

(2) Except as otherwise provided in division ~~(F)~~(G) of 2771
this section, the individual shall complete and execute a 2772
written affirmation before an election official at the polling 2773
place stating that the individual is both of the following: 2774

(a) A registered voter in the precinct in which the 2775
individual desires to vote; 2776

(b) Eligible to vote in that election. 2777

(3) An election official at the polling place shall 2778
transmit the ballot cast by the individual and the voter 2779
information contained in the written affirmation executed by the 2780
individual under division (B) (2) of this section to an 2781
appropriate local election official for verification under 2782
division (B) (4) of this section. 2783

(4) If the appropriate local election official to whom the 2784
ballot or voter or address information is transmitted under 2785
division (B) (3) of this section determines that the individual 2786
is eligible to vote, the individual's provisional ballot shall 2787
be counted as a vote in that election. 2788

(5) (a) At the time that an individual casts a provisional 2789
ballot, the appropriate local election official shall give the 2790
individual written information that states that any individual 2791
who casts a provisional ballot will be able to ascertain under 2792
the system established under division (B) (5) (b) of this section 2793
whether the vote was counted, and, if the vote was not counted, 2794
the reason that the vote was not counted. 2795

(b) The appropriate state or local election official shall 2796
establish a free access system, in the form of a toll-free 2797
telephone number, that any individual who casts a provisional 2798
ballot may access to discover whether the vote of that 2799
individual was counted, and, if the vote was not counted, the 2800
reason that the vote was not counted. The free access system 2801
established under this division also shall provide to an 2802
individual whose provisional ballot was not counted information 2803
explaining how that individual may contact the board of 2804
elections to register to vote or to resolve problems with the 2805
individual's voter registration. 2806

The appropriate state or local election official shall 2807
establish and maintain reasonable procedures necessary to 2808
protect the security, confidentiality, and integrity of personal 2809
information collected, stored, or otherwise used by the free 2810
access system established under this division. The system shall 2811
permit an individual only to gain access to information about 2812
the individual's own provisional ballot. 2813

(6) If, at the time that an individual casts a provisional 2814
ballot, the individual provides photo identification, the 2815
individual shall record the type of identification provided on 2816
the provisional ballot affirmation and, if the individual 2817
provides an Ohio driver's license, state identification card, or 2818
interim identification document, the individual also shall write 2819
the individual's driver's license or state identification card 2820
number on the provisional ballot affirmation. 2821

(7) (a) For a provisional ballot to be eligible to be 2822
counted when it is cast by an individual who does not have photo 2823
identification because the individual has a religious objection 2824
to being photographed, the individual shall complete an 2825

affidavit of religious objection under section 3505.19 of the 2826
Revised Code. The election officials shall attach the affidavit 2827
to the individual's provisional ballot envelope. If the 2828
individual does not complete the affidavit at the time of 2829
casting the provisional ballot, the individual may appear at the 2830
office of the board of elections within four days after the day 2831
of the election and complete the affidavit. 2832

(b) For a provisional ballot to be eligible to be counted 2833
when it is cast by any other individual who does not have or is 2834
unable to provide photo identification to the election 2835
officials, the individual who cast that ballot, within four days 2836
after the day of the election, shall appear at the office of the 2837
board of elections and provide photo identification. 2838

(8) For a provisional ballot cast by an individual who has 2839
been successfully challenged under section 3505.20 of the 2840
Revised Code to be eligible to be counted, the individual who 2841
cast that ballot, within four days after the day of that 2842
election, shall provide to the board of elections any 2843
identification or other documentation required to be provided by 2844
the applicable challenge questions asked of that individual 2845
under section 3505.20 of the Revised Code. 2846

(C) (1) If an individual declares that the individual is 2847
eligible to vote in a precinct other than the precinct in which 2848
the individual desires to vote, or if, upon review of the 2849
precinct voting location guide using the residential street 2850
address provided by the individual, an election official at the 2851
precinct at which the individual desires to vote determines that 2852
the individual is not eligible to vote in that precinct, the 2853
election official shall direct the individual to the precinct 2854
and polling place in which the individual appears to be eligible 2855

to vote, explain that the individual may cast a provisional ballot at the current location but the ballot or a portion of the ballot will not be counted if it is cast in the wrong precinct, and provide the telephone number of the board of elections in case the individual has additional questions.

(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.	2885
(E) As used in this section and sections 3505.182 and 3505.183 of the Revised Code:	2886
(1) "Precinct voting location guide" means either of the following:	2887
(a) An electronic or paper record that lists the correct precinct and polling place for either each specific residential street address in the county or the range of residential street addresses located in each neighborhood block in the county;	2888
(b) Any other method that a board of elections creates that allows a precinct election official or any elector who is at a polling place in that county to determine the correct precinct and polling place of any qualified elector who resides in the county.	2889
(2) "Voting information" means all of the following:	2890
(a) A sample version of the ballot that will be used for that election;	2891
(b) Information regarding the date of the election and the hours during which polling places will be open;	2892
(c) Instructions on how to vote, including how to cast a vote and how to cast a provisional ballot;	2893
(d) Instructions for mail-in registrants and first-time voters under applicable federal and state laws;	2894
(e) General information on voting rights under applicable federal and state laws, including information on the right of an individual to cast a provisional ballot and instructions on how to contact the appropriate officials if these rights are alleged	2895
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to have been violated;	2912
(f) General information on federal and state laws	2913
regarding prohibitions against acts of fraud and	2914
misrepresentation.	2915
(F) <u>Except as otherwise permitted by sections 3509.08 and</u>	2916
<u>3511.04 of the Revised Code, an individual may cast a</u>	2917
<u>provisional ballot only in person at a polling place or at the</u>	2918
<u>office of a board of elections.</u>	2919
(G) Nothing in this section or section 3505.183 of the	2920
Revised Code is in derogation of section 3505.24 of the Revised	2921
Code, which permits a blind, disabled, or illiterate elector to	2922
receive assistance in the marking of the elector's ballot by two	2923
precinct election officials of different political parties. A	2924
blind, disabled, or illiterate elector may receive assistance in	2925
marking that elector's provisional ballot and in completing the	2926
required affirmation in the same manner as an elector may	2927
receive assistance on the day of an election under that section.	2928
Sec. 3505.182. Each individual who casts a provisional	2929
ballot under section 3505.181 of the Revised Code shall execute	2930
a written affirmation. The form of the written affirmation shall	2931
be printed upon the face of the provisional ballot envelope and	2932
shall be as follows:	2933
"Provisional Ballot Affirmation	2934
(A) Clearly print your full name: _____	2935
(B) Write your date of birth: _____	2936
(C) (1) Write your current address: _____	2937
_____	2938

(2) Have you moved without updating your voter registration?: 2939
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Yes _____ No _____ 2941
If yes, write your former address: _____ 2942
_____ 2943
Failure to provide your former address will not cause your provisional ballot to be rejected. 2944
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(D) (1) You must show photo identification to the election official that includes your name and photograph and is not expired. Check the type of photo identification you provided: 2946
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_____ An Ohio driver's license or state identification card or an interim identification form issued by the Bureau of Motor Vehicles. If you showed your Ohio driver's license or state identification card or an interim identification form, write your full driver's license or state identification card number: _____ 2949
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_____ A United States passport or passport card; 2955
_____ A United States military identification card, Ohio national guard identification card, or United States department of veterans affairs identification card. 2956
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(2) If you do not have photo identification because you have a religious objection to being photographed, complete an affidavit of religious objection. The precinct election official will attach it to the provisional ballot envelope. 2959
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(3) If you did not show photo identification to the election official or complete an affidavit of religious objection, you must appear at the office of the board of 2963
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elections during the four days after the election and provide 2966
photo identification or complete an affidavit of religious 2967
objection for your vote to be eligible to be counted. 2968

(4) ~~If Complete this section if you need to update your 2969
voter registration, you may provide additional information- 2970
below. This information will not be used for ballot counting- 2971
purposes or if you need to verify the identification you used to 2972
register to vote. If you need to verify your identification and 2973
you do not provide the needed information on this form, you must 2974
provide the information to the board of elections on or before 2975
the fourth day following this election in order for your ballot 2976
to be eligible to be counted.~~ 2977

Write your full Ohio driver's license or state 2978
identification card number: _____ 2979

Write the last four digits of your Social Security number: 2980
_____ 2981

(5) If you are casting a provisional ballot because you 2982
need to provide proof of citizenship, either write your full 2983
Ohio driver's license or state identification card number above 2984
or attach proof of citizenship to the outside of this envelope. 2985
If you do not provide proof of citizenship at this time, you 2986
must provide proof of citizenship to the board of elections on 2987
or before the fourth day following this election in order for 2988
your ballot to be eligible to be counted. 2989

(E) If your right to vote has been challenged, you must 2990
provide any required additional information to the board of 2991
elections on or before the ~~seventh~~-fourth day following this 2992
election. 2993

(F) Sign and date the following statement: 2994

I solemnly swear or affirm that I am a citizen of the United States; that I will be at least 18 years of age at the time of the general election; that I have lived in this state for 30 days immediately preceding this election in which I am voting this ballot; that I am a registered voter in the precinct in which I am voting this provisional ballot; ~~and~~ that I am eligible to vote in the election in which I am voting this provisional ballot; and that I will not vote or attempt to vote at any other location or in any other manner for this particular election.

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

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

Signature of Voter

Date

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

In the case of an individual who is casting a provisional
ballot because the individual needs to provide proof of
citizenship, the election officials shall provide the individual
with a copy of a list of the documents that qualify as proof of
citizenship.

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

If the individual provided all of the information required
under section 3503.14 of the Revised Code to register to vote or
to update the individual's registration on the provisional
ballot affirmation, the board of elections shall consider the
individual's provisional ballot affirmation to also serve as a
notice of change of name, change of residence, or both, or as a
voter registration form, as applicable, for that individual only
for the purposes of future elections.

Sec. 3505.183. (A) When the ballot boxes are delivered to
the board of elections from the precincts, the board shall
separate the provisional ballot envelopes from the rest of the
ballots. Teams of employees of the board consisting of one
member of each major political party shall place the sealed

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provisional ballot envelopes in a secure location within the 3054
office of the board. The sealed provisional ballot envelopes 3055
shall remain in that secure location until the validity of those 3056
ballots is determined under division (B) of this section. While 3057
the provisional ballot is stored in that secure location, and 3058
prior to the counting of the provisional ballots, if the board 3059
receives information regarding the validity of a specific 3060
provisional ballot under division (B) of this section, the board 3061
may note, on the sealed provisional ballot envelope for that 3062
ballot, whether the ballot is valid and entitled to be counted. 3063

(B) (1) To determine whether a provisional ballot is valid 3064
and entitled to be counted, the board shall examine its records 3065
and determine whether the individual who cast the provisional 3066
ballot is registered and eligible to vote in the applicable 3067
election. The board shall examine the information contained in 3068
the written affirmation executed by the individual who cast the 3069
provisional ballot under division (B) (2) of section 3505.181 of 3070
the Revised Code or under section 3511.052 of the Revised Code, 3071
as applicable. The following information shall be included in 3072
the written affirmation in order for the provisional ballot to 3073
be eligible to be counted: 3074

(a) The individual's printed name, signature, date of 3075
birth, and current address; 3076

(b) A statement that the individual is a registered voter 3077
in the precinct in which the provisional ballot is being voted; 3078

(c) A statement that the individual is eligible to vote in 3079
the election in which the provisional ballot is being voted. 3080

(2) In addition to the information required to be included 3081
in an affirmation under division (B) (1) of this section, in 3082

determining whether a provisional ballot is valid and entitled 3083
to be counted, the board also shall examine any additional 3084
information for determining ballot validity provided by the 3085
provisional voter on the affirmation, provided by the 3086
provisional voter to an election official under section 3505.182 3087
or 3511.052 of the Revised Code, or provided to the board of 3088
elections during the four days after the day of the election 3089
under ~~division (B)(7) or (8) of~~ section 3505.181 or 3511.052 of 3090
the Revised Code, to assist the board in determining the 3091
individual's eligibility to vote. 3092

(3) If, in examining a provisional ballot affirmation and 3093
additional information under divisions (B)(1) and (2) of this 3094
section and comparing the information required under division 3095
(B)(1) of this section with the individual's information in the 3096
statewide voter registration database, the board determines that 3097
all of the following apply, the provisional ballot envelope 3098
shall be opened, and the ballot shall be placed in a ballot box 3099
to be counted: 3100

(a) The individual named on the affirmation is properly 3101
registered to vote. 3102

(b) The individual named on the affirmation is eligible to 3103
cast a ballot in the precinct and for the election in which the 3104
individual cast the provisional ballot. 3105

(c) The individual provided all of the information 3106
required under division (B)(1) of this section in the 3107
affirmation that the individual executed at the time the 3108
individual cast the provisional ballot. 3109

(d) One of the following applies: 3110

(i) The individual ~~provided~~ showed photo identification to 3111

the election officials at the time of casting the provisional 3112
ballot or appeared at the office of the board within four days 3113
after the day of the election and provided photo identification_ 3114
or, in the case of a provisional uniformed services or overseas 3115
absent voter's ballot cast under section 3511.052 of the Revised 3116
Code, the individual provided a copy of the individual's photo 3117
identification with the provisional ballot or provided that copy 3118
to the board of elections within four days after the day of the 3119
election. If the individual ~~provided~~showed the individual's 3120
Ohio driver's license or state identification card or an interim 3121
identification form to the election officials, the individual 3122
provided the individual's driver's license number or state 3123
identification card number and the number is not different from 3124
the individual's driver's license number or state identification 3125
card number contained in the statewide voter registration 3126
database. 3127

(ii) The individual completed an affidavit of religious 3128
objection under section 3505.19 of the Revised Code at the time 3129
of casting the provisional ballot or at the office of the board 3130
within four days after the day of the election and the affidavit 3131
is valid under that section. 3132

(e) Except as otherwise provided in this division, the 3133
month and day of the individual's date of birth are not 3134
different from the day and month of the individual's date of 3135
birth contained in the statewide voter registration database. 3136

This division does not apply to an individual's 3137
provisional ballot if either of the following is true: 3138

(i) The individual's date of birth contained in the 3139
statewide voter registration database is January 1, 1800. 3140

(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 applicable, the individual provided the information required under division (D) (2) of section 3503.202 of the Revised Code on the provisional ballot affirmation or within four days after the day of the election.

(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 provisional ballot envelope shall not be opened, and the ballot shall not be counted:

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

(ii) The individual named on the affirmation is not 3170
eligible to cast a ballot in the precinct or for the election in 3171
which the individual cast the provisional ballot. 3172

(iii) The individual did not provide all of the 3173
information required under division (B)(1) of this section in 3174
the affirmation that the individual executed at the time the 3175
individual cast the provisional ballot. 3176

(iv) The individual has already cast a ballot for the 3177
election in which the individual cast the provisional ballot. 3178

(v) If applicable, the individual did not provide any 3179
additional information required under division (B)(8) of section 3180
3505.181 of the Revised Code within four days after the day of 3181
the election. 3182

(vi) The individual failed to ~~provide~~show photo 3183
identification, failed to provide the individual's driver's 3184
license or state identification card number if the individual 3185
~~provided~~showed photo identification in the form of an Ohio 3186
driver's license or state identification card or an interim 3187
identification form, failed to provide a copy of the 3188
individual's photo identification with the individual's 3189
provisional uniformed services or overseas absent voter's ballot 3190
or to provide that copy to the board of elections within four 3191
days after the day of the election, or failed to complete an 3192
affidavit of religious objection. 3193

(vii) The individual failed to execute an affirmation 3194
under division (B) of section 3505.181 of the Revised Code. 3195

(viii) The individual ~~provided~~showed photo identification 3196
in the form of an Ohio driver's license or state identification 3197
card or an interim identification form and the driver's license 3198

number or state identification card number the individual 3199
provided is different from the individual's driver's license 3200
number or state identification card number contained in the 3201
statewide voter registration database. 3202

(ix) The individual completed an affidavit of religious 3203
objection under section 3505.19 of the Revised Code, but the 3204
affidavit is not valid under that section. 3205

(x) Except as otherwise provided in this division, the 3206
month and day of the individual's date of birth are different 3207
from the day and month of the individual's date of birth 3208
contained in the statewide voter registration database. 3209

This division does not apply to an individual's 3210
provisional ballot if either of the following is true: 3211

(I) The individual's date of birth contained in the 3212
statewide voter registration database is January 1, 1800. 3213

(II) The board of elections has found, by a vote of at 3214
least three of its members, that the individual has met all of 3215
the requirements of division (B) (3) of this section, other than 3216
the requirements of division (B) (3) (e) of this section. 3217

(xi) The individual's current address is different from 3218
the individual's address contained in the statewide voter 3219
registration database, unless the individual indicated that the 3220
individual is casting a provisional ballot because the 3221
individual has moved and has not submitted a notice of change of 3222
address, as described in division (A) (6) of section 3505.181 of 3223
the Revised Code. 3224

(xii) If applicable, the individual did not provide the 3225
information required under division (D) (2) of section 3503.202 3226
of the Revised Code on the provisional ballot affirmation or 3227

within four days after the day of the election. 3228

(b) If, in examining a provisional ballot affirmation and 3229
additional information under divisions (B)(1) and (2) of this 3230
section and comparing the information required under division 3231
(B)(1) of this section with the individual's information in the 3232
statewide voter registration database, the board is unable to 3233
determine either of the following, the provisional ballot 3234
envelope shall not be opened, and the ballot shall not be 3235
counted: 3236

(i) Whether the individual named on the affirmation is 3237
qualified or properly registered to vote; 3238

(ii) Whether the individual named on the affirmation is 3239
eligible to cast a ballot in the precinct or for the election in 3240
which the individual cast the provisional ballot. 3241

(C) For each provisional ballot rejected under division 3242
(B)(4) of this section, the board shall record the name of the 3243
provisional voter who cast the ballot, the identification number 3244
of the provisional ballot envelope, the names of the election 3245
officials who determined the validity of that ballot, the date 3246
and time that the determination was made, and the reason that 3247
the ballot was not counted, unless the board has already 3248
recorded that information in another database. 3249

(D)(1) If an individual cast a provisional ballot in a 3250
precinct in which the individual is not registered and eligible 3251
to vote, but in the correct polling location for the precinct in 3252
which the individual is registered and eligible to vote, and the 3253
election official failed to direct the individual to the correct 3254
precinct, the individual's ballot shall be remade under division 3255
(D)(2) of this section. The election official shall be deemed to 3256

have directed the individual to the correct precinct if the 3257
election official correctly completed the form described in 3258
division (C) (2) of section 3505.181 of the Revised Code. 3259

(2) A board of elections that remakes a provisional ballot 3260
under division (D) (1) of this section shall remake the 3261
provisional ballot on a ballot for the appropriate precinct to 3262
reflect the offices, questions, and issues for which the 3263
individual was eligible to cast a ballot and for which the 3264
individual attempted to cast a provisional ballot. The remade 3265
ballot shall be counted for each office, question, and issue for 3266
which the individual was eligible to vote. 3267

(3) If an individual cast a provisional ballot in a 3268
precinct in which the individual is not registered and eligible 3269
to vote and in the incorrect polling location for the precinct 3270
in which the individual is registered and eligible to vote, the 3271
provisional ballot envelope shall not be opened, and the ballot 3272
shall not be counted. 3273

(E) Provisional ballots that are rejected under division 3274
(B) (4) of this section shall not be counted but shall be 3275
preserved in their provisional ballot envelopes unopened until 3276
the time provided by section 3505.31 of the Revised Code for the 3277
destruction of all other ballots used at the election for which 3278
ballots were provided, at which time they shall be destroyed. 3279

(F) Provisional ballots that the board determines are 3280
eligible to be counted under division (B) (3) or (D) of this 3281
section shall be counted in the same manner as provided for 3282
other ballots under section 3505.27 of the Revised Code. No 3283
provisional ballots shall be counted in a particular county 3284
until the board determines the eligibility to be counted of all 3285
provisional ballots cast in that county under division (B) of 3286

this section for that election. Observers, as provided in 3287
section 3505.21 of the Revised Code, may be present at all times 3288
that the board is determining the eligibility of provisional 3289
ballots to be counted and counting those provisional ballots 3290
determined to be eligible. No person shall recklessly disclose 3291
the count or any portion of the count of provisional ballots in 3292
such a manner as to jeopardize the secrecy of any individual 3293
ballot. 3294

(G) (1) Except as otherwise provided in division (G) (2) of 3295
this section, nothing in this section shall prevent a board of 3296
elections from examining provisional ballot affirmations and 3297
additional information under divisions (B) (1) and (2) of this 3298
section to determine the eligibility of provisional ballots to 3299
be counted during the seven days after the day of an election. 3300

(2) A board of elections shall not examine the provisional 3301
ballot affirmation and additional information under divisions 3302
(B) (1) and (2) of this section of any provisional ballot cast by 3303
an individual who must provide photo identification, complete an 3304
affidavit of religious objection, or provide additional 3305
information to the board of elections under ~~division (B) (7) or~~ 3306
~~(8) of~~ section 3505.181 or 3511.052 of the Revised Code for the 3307
board to determine the individual's eligibility until the 3308
individual does so or until the eighth day after the day of the 3309
election, whichever is earlier. 3310

Sec. 3505.20. Any person offering to vote may be 3311
challenged at the polling place by any precinct election 3312
official. If the board of elections has ruled on the question 3313
presented by a challenge prior to election day, its finding and 3314
decision shall be final, and the voting location manager shall 3315
be notified in writing. If the board has not ruled, the question 3316

shall be determined as set forth in this section. If any person 3317
is so challenged as unqualified to vote, the voting location 3318
manager shall tender the person the following oath: "You do 3319
swear or affirm under penalty of election falsification that you 3320
will fully and truly answer all of the following questions put 3321
to you concerning your qualifications as an elector at this 3322
election." 3323

(A) If the person is challenged as unqualified on the 3324
ground that the person is not a United States citizen, the 3325
precinct election officials shall put the following questions: 3326

(1) Are you a citizen of the United States? 3327

(2) ~~Are you a native or naturalized citizen?~~ 3328

~~(3) Where were you born?~~ 3329

~~(4) What official documentation do~~ Do you possess to prove 3330
proof of your United States citizenship? Please provide that 3331
documentation. 3332

If the person offering to vote ~~claims to be a naturalized-~~ 3333
~~citizen of the United States, the person shall, before the vote-~~ 3334
~~is received, produce~~ produces proof of citizenship for 3335
inspection of the precinct election officials ~~a certificate of-~~ 3336
~~naturalization,~~ other than the number of the person's Ohio 3337
driver's license or state identification card, and declare- 3338
declares under oath that the person is ~~the identical person-~~ 3339
~~named in the certificate. If the person states under oath that,~~ 3340
~~by reason of the naturalization of the person's parents or one-~~ 3341
~~of them, the person has become a citizen of the United States,~~ 3342
~~and when or where the person's parents were naturalized, the-~~ 3343
~~certificate of naturalization need not be produced~~ the person 3344
shall be permitted to cast a regular ballot. If the person is 3345

unable to provide ~~a certificate of naturalization proof of~~ 3346
citizenship, other than the number of the person's Ohio driver's 3347
license or state identification card, on the day of the 3348
election, the precinct election officials shall provide to the 3349
person, and the person may vote, a provisional ballot under 3350
section 3505.181 of the Revised Code. The provisional ballot 3351
shall not be counted unless it is properly completed and the 3352
board of elections determines that the voter is properly 3353
registered and eligible to vote in the election. 3354

(B) If the person is challenged as unqualified on the 3355
ground that the person has not resided in this state for thirty 3356
days immediately preceding the election, the precinct election 3357
officials shall put the following questions: 3358

(1) Have you resided in this state for thirty days 3359
immediately preceding this election? If so, where have you 3360
resided? 3361

(2) Did you properly register to vote? 3362

(3) Can you provide some form of identification containing 3363
your current mailing address in this precinct? Please provide 3364
that identification. 3365

(4) Have you voted or attempted to vote at any other 3366
location in this or in any other state at this election? 3367

(5) Have you applied for an absent voter's ballot in any 3368
state for this election? 3369

If the precinct election officials are unable to verify 3370
the person's eligibility to cast a ballot in the election, the 3371
precinct election officials shall provide to the person, and the 3372
person may vote, a provisional ballot under section 3505.181 of 3373
the Revised Code. The provisional ballot shall not be counted 3374

unless it is properly completed and the board of elections 3375
determines that the voter is properly registered and eligible to 3376
vote in the election. 3377

(C) If the person is challenged as unqualified on the 3378
ground that the person is not a resident of the precinct where 3379
the person offers to vote, the precinct election officials shall 3380
put the following questions: 3381

(1) Do you reside in this precinct? 3382

(2) When did you move into this precinct? 3383

(3) When you came into this precinct, did you come for a 3384
temporary purpose merely or for the purpose of making it your 3385
home? 3386

(4) What is your current mailing address? 3387

(5) Do you have some official identification containing 3388
your current address in this precinct? Please provide that 3389
identification. 3390

(6) Have you voted or attempted to vote at any other 3391
location in this or in any other state at this election? 3392

(7) Have you applied for any absent voter's ballot in any 3393
state for this election? 3394

The precinct election officials shall direct an individual 3395
who is not in the appropriate polling place to the appropriate 3396
polling place. If the individual refuses to go to the 3397
appropriate polling place, or if the precinct election officials 3398
are unable to verify the person's eligibility to cast a ballot 3399
in the election, the precinct election officials shall provide 3400
to the person, and the person may vote, a provisional ballot 3401
under section 3505.181 of the Revised Code. The provisional 3402

ballot shall not be counted unless it is properly completed and 3403
the board of elections determines that the voter is properly 3404
registered and eligible to vote in the election. 3405

(D) If the person is challenged as unqualified on the 3406
ground that the person is not of legal voting age, the precinct 3407
election officials shall put the following questions: 3408

(1) Are you eighteen years of age or more? 3409

(2) What is your date of birth? 3410

(3) Do you have some official identification verifying 3411
your age? Please provide that identification. 3412

If the precinct election officials are unable to verify 3413
the person's age and eligibility to cast a ballot in the 3414
election, the precinct election officials shall provide to the 3415
person, and the person may vote, a provisional ballot under 3416
section 3505.181 of the Revised Code. The provisional ballot 3417
shall not be counted unless it is properly completed and the 3418
board of elections determines that the voter is properly 3419
registered and eligible to vote in the election. 3420

The voting location manager shall put such other questions 3421
to the person challenged as are necessary to determine the 3422
person's qualifications as an elector at the election. If a 3423
person challenged refuses to answer fully any question put to 3424
the person, is unable to answer the questions as they were 3425
answered on the registration form by the person under whose name 3426
the person offers to vote, or refuses to sign the person's name 3427
or make the person's mark, or if for any other reason a majority 3428
of the precinct election officials believes the person is not 3429
entitled to vote, the precinct election officials shall provide 3430
to the person, and the person may vote, a provisional ballot 3431

under section 3505.181 of the Revised Code. The provisional 3432
ballot shall not be counted unless it is properly completed and 3433
the board of elections determines that the voter is properly 3434
registered and eligible to vote in the election. 3435

A qualified citizen who has certified the citizen's 3436
intention to vote for president and vice-president as provided 3437
by Chapter 3504. of the Revised Code shall be eligible to 3438
receive only the ballot containing presidential and vice- 3439
presidential candidates. 3440

However, not later than the thirtieth day before the day 3441
of an election and in accordance with section 3503.24 of the 3442
Revised Code, any person qualified to vote may challenge the 3443
right of any other person to be registered as a voter, or the 3444
right to cast an absent voter's ballot, or to make application 3445
for such ballot. Such challenge shall be made in accordance with 3446
section 3503.24 of the Revised Code, and the board of elections 3447
of the county in which the voting residence of the challenged 3448
voter is situated shall make a final determination relative to 3449
the legality of such registration or application. 3450

Sec. 3509.02. (A) Any qualified elector may ~~vote by cast~~ 3451
absent voter's ballots by mail at an election, unless the 3452
elector is required to cast a provisional ballot under section 3453
3505.181 of the Revised Code. 3454

(B) Any qualified elector who is required to cast a 3455
provisional ballot under section 3505.181 of the Revised Code 3456
may cast a provisional ballot in person at the office of the 3457
board of elections during the time for in-person absent voting 3458
under section 3509.051 of the Revised Code. 3459

(C) Any qualified elector ~~who is unable to appear at the~~ 3460

~~office of the board of elections or, if pursuant to division (C) of section 3501.10 of the Revised Code the board has designated another location in the county at which registered electors may vote, at that other location on account of personal illness, physical disability, or infirmity, and who moves from one precinct to another within a county, changes the elector's name and moves from one precinct to another within a county, or moves from one county to another county within the state, on or prior to the day of a general, primary, or special election and has not filed a notice of change of residence or change of name who is located in the county in which the elector resides and would be eligible to cast absent voter's ballots with the assistance of two election officials under section 3509.08 of the Revised Code, but is required to cast a provisional ballot under section 3505.181 of the Revised Code, may vote by absent voter's ballots in that election cast a provisional ballot as specified in division (G)—(E) of section 3503.16—3509.08 of the Revised Code.~~

Sec. 3509.03. (A) Except as otherwise provided in sections 3509.051, 3511.02, and 3511.021 of the Revised Code, any qualified elector desiring to vote absent voter's ballots at an election shall deliver a written application for those ballots, either in person or by mail, to the board of elections of the county in which the elector's voting residence is located.

(B) Except as otherwise permitted under section 3511.02 of the Revised Code and under division (C) of this section, the application shall be on a form prescribed by the secretary of state and shall contain all of the following:

- (1) The elector's name;
- (2) The elector's signature;

(3) The address at which the elector is registered to	3490
vote;	3491
(4) The elector's date of birth;	3492
(5) One of the following:	3493
(a) The elector's Ohio driver's license or state	3494
identification card number;	3495
(b) <u>The or, if the elector does not have an Ohio driver's</u>	3496
<u>license or state identification card, the last four digits of</u>	3497
the elector's social security number;	3498
(c) <u>A or a copy of the elector's photo identification;</u>	3499
(6) A statement identifying the election for which absent	3500
voter's ballots are requested;	3501
(7) A statement that the person requesting the ballots is	3502
a qualified elector;	3503
(8) If the request is for primary election ballots, the	3504
elector's party affiliation;	3505
(9) If the elector desires ballots to be mailed to the	3506
elector, the address to which those ballots shall be mailed.	3507
(C) If the elector has a confidential voter registration	3508
record, as described in section 111.44 of the Revised Code, the	3509
elector may provide the elector's program participant	3510
identification number instead of the address at which the	3511
elector is registered to vote.	3512
(D) Except as otherwise provided in division (A) of	3513
section 3509.051 and in division (B) of section 3509.08 of the	3514
Revised Code, an application to receive absent voter's ballots	3515
shall be delivered to the office of the board not earlier than	3516

the first day of January of the year of the elections for which 3517
the absent voter's ballots are requested or not earlier than 3518
ninety days before the day of the election at which the ballots 3519
are to be voted, whichever is earlier, and not later than the 3520
close of business on the seventh day before the day of the 3521
election at which the ballots are to be voted. 3522

(E) Except as permitted under section 111.31 of the 3523
Revised Code, no public office, and no public official or 3524
employee who is acting in an official capacity, shall do either 3525
of the following: 3526

(1) Prepay the return postage for an application for 3527
absent voter's ballots; 3528

(2) Mail or otherwise deliver an unsolicited application 3529
for absent voter's ballots to any person. 3530

(F) (1) Except as otherwise provided in division (F) (2) of 3531
this section and in sections 3505.24 and 3509.08 of the Revised 3532
Code, no person shall preprint or fill out any portion of an 3533
application for absent voter's ballots on behalf of an 3534
applicant. 3535

(2) The secretary of state or a board of elections may 3536
preprint only an applicant's name and address on an application 3537
for absent voter's ballots before mailing that application to 3538
the applicant, except that if the applicant has a confidential 3539
voter registration record, the secretary of state or a board of 3540
elections shall not preprint the applicant's address on the 3541
application. 3542

(3) A completed application for absent voter's ballots is 3543
not valid if any portion of it has been completed by any person 3544
other than the applicant in violation of division (F) of this 3545

section. 3546

Sec. 3509.04. (A) If a board of elections receives an 3547
application for absent voter's ballots that does not contain all 3548
of the required information or is not submitted on an 3549
appropriate form, the board promptly shall notify the applicant 3550
of the additional information required to be provided by the 3551
applicant to complete that application, direct the applicant to 3552
use an appropriate form, or both, as applicable. 3553

(B) Upon receipt by the board of elections of an 3554
application for absent voter's ballots that contains all of the 3555
required information and is submitted on an appropriate form, as 3556
provided by section 3509.03 ~~and division (G) of section 3503.16~~ 3557
of the Revised Code, the board, if the board finds that the 3558
applicant is a qualified elector, shall deliver to the applicant 3559
in person or mail directly to the applicant by special delivery 3560
mail, air mail, or regular mail, postage prepaid, proper absent 3561
voter's ballots. The board shall deliver or mail with the 3562
ballots an unsealed identification envelope upon the face of 3563
which shall be printed a form substantially as follows: 3564

"Identification Envelope Statement of Voter 3565

I, _____ (Name of voter), declare under 3566
penalty of election falsification that the within ballot or 3567
ballots contained no voting marks of any kind when I received 3568
them, and I caused the ballot or ballots to be marked, enclosed 3569
in the identification envelope, and sealed in that envelope. 3570

My voting residence in Ohio is 3571

_____ 3572

(Street and Number, if any, or Rural Route and Number) 3573

of _____ (City, Village, or Township) 3574
Ohio, which is in Ward _____ Precinct _____ 3575
in that city, village, or township. 3576

If I have a confidential voter registration record, I am 3577
providing my program participant identification number instead 3578
of my residence address: _____ 3579

The primary election ballots, if any, within this envelope 3580
are primary election ballots of the _____ Party. 3581

Ballots contained within this envelope are to be voted at 3582
the _____ (general, special, or primary) election to be 3583
held on the _____ day of 3584
_____, _____. 3585

My date of birth is _____ (Month and Day), 3586
_____ (Year). 3587

~~(Voter must provide one of the following:)~~ 3588

My Ohio driver's license or state identification card 3589
number is _____ (Driver's license or state 3590
identification card number). 3591

(If the voter does not have an Ohio driver's license or 3592
state identification card, the voter must provide one of the 3593
following:) 3594

The last four digits of my Social Security Number are 3595
_____ (Last four digits of Social Security Number). 3596

_____ In lieu of providing a driver's license or state 3597
identification card number or the last four digits of my Social 3598
Security Number, I am enclosing a copy of my photo 3599
identification in the return envelope in which this 3600
identification envelope will be mailed. 3601

I hereby declare, under penalty of election falsification, 3602
that the statements above are true, as I verily believe. 3603

_____ 3604

(Signature of Voter) 3605

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 3606
THE FIFTH DEGREE." 3607

(C) The board shall mail with the ballots and the unsealed 3608
identification envelope an unsealed return envelope upon the 3609
face of which shall be printed the post-office address of the 3610
board. In the upper left corner on the face of the return 3611
envelope, several blank lines shall be printed upon which the 3612
voter may write the voter's name and return address. The return 3613
envelope shall be of such size that the identification envelope 3614
can be conveniently placed within it for returning the 3615
identification envelope to the board. 3616

(D) No public office, and no public official or employee 3617
who is acting in an official capacity, shall prepay the return 3618
postage for any absent voter's ballots. 3619

(E) Except as otherwise provided in this section and in 3620
sections 3505.24 and 3509.08 of the Revised Code, an election 3621
official shall not fill out any portion of an identification 3622
envelope statement of voter or an absent voter's ballot on 3623
behalf of an elector. A board of elections may preprint only an 3624
elector's name and address on an identification envelope 3625
statement of voter before mailing absent voter's ballots to the 3626
elector, except that if the elector has a confidential voter 3627
registration record, as described in section 111.44 of the 3628
Revised Code, the board of elections shall not preprint the 3629
elector's address on the identification envelope statement of 3630

voter. 3631

Sec. 3509.05. (A) When an elector receives an absent 3632
voter's ballot pursuant to the elector's application or request, 3633
the elector shall, before placing any marks on the ballot, note 3634
whether there are any voting marks on it. If there are any 3635
voting marks, the ballot shall be returned immediately to the 3636
board of elections; otherwise, the elector shall cause the 3637
ballot to be marked, folded in a manner that the stub on it and 3638
the indorsements and facsimile signatures of the members of the 3639
board of elections on the back of it are visible, and placed and 3640
sealed within the identification envelope received from the 3641
board of elections for that purpose. Then, the elector shall 3642
cause the statement of voter on the outside of the 3643
identification envelope to be completed and signed, under 3644
penalty of election falsification. 3645

(B) The elector shall provide one of the following: 3646

(1) The elector's Ohio driver's license or state 3647
identification card number on the statement of voter on the 3648
identification envelope; 3649

(2) The last four digits of the elector's social security 3650
number on the statement of voter on the identification envelope; 3651

(3) A copy of the elector's photo identification in the 3652
return envelope with the identification envelope. 3653

(C) (1) The elector shall mail the identification envelope 3654
to the office of the board of elections in the return envelope, 3655
postage prepaid, or the elector or the elector's assistant may 3656
personally deliver ~~it~~ the identification envelope in the return 3657
envelope to the office of the board, ~~or the spouse of the~~ 3658
~~elector, the father, mother, father-in-law, mother-in-law,~~ 3659

~~grandfather, grandmother, brother, or sister of the whole or
half blood, or the son, daughter, adopting parent, adopted
child, stepparent, stepchild, uncle, aunt, nephew, or niece of
the elector may deliver it to the office of the board in
accordance with division (D) of this section. The return
envelope shall be returned by no other person, in no other
manner, and to no other location, except as otherwise provided
in section 3509.08 of the Revised Code.~~

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

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

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

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

~~(i) Make the video recordings available for inspection
upon request in accordance with section 149.43 of the Revised~~

Code.— 3689

~~(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.—~~ 3690
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~~(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.—~~ 3695
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~~(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:—~~ 3704
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3706
3707
3708
3709

~~(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;—~~ 3710
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3712
3713
3714

~~(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~~ 3715
3716
3717

~~voter's ballots or uniformed services or overseas absent voter's~~ 3718
~~ballots the board received in the receptacle.~~ 3719

~~(b) As soon as practicable after receiving a report under~~ 3720
~~division (C) (4) (a) of this section, the secretary of state shall~~ 3721
~~make the information in the report available to the public on~~ 3722
~~the secretary of state's official web site.~~ 3723

(D) (1) An elector may personally deliver the elector's 3724
marked absent voter's ballots to the office of the board by 3725
hand-delivering the ballots to the election officials at the 3726
office of the board or at a designated location on, or adjacent 3727
to, the property on which the office of the board is located. 3728

(2) An elector's assistant may personally deliver the 3729
elector's marked absent voter's ballots to the office of the 3730
board by hand-delivering the ballots to the election officials 3731
at the office of the board or at a designated location on, or 3732
adjacent to, the property on which the office of the board is 3733
located. Except as otherwise permitted under division (D) (3) of 3734
this section, the assistant shall be the elector's spouse, 3735
father, mother, father-in-law, mother-in-law, grandfather, 3736
grandmother, brother or sister of the whole or half blood, son, 3737
daughter, adopting parent, adopted child, stepparent, stepchild, 3738
uncle, aunt, nephew, or niece. The assistant shall complete a 3739
delivery attestation, which the election officials shall attach 3740
to the ballot return envelope. The attestation shall be made 3741
under penalty of election falsification, on a form prescribed by 3742
the secretary of state, and shall include all of the following: 3743

(a) The assistant's name; 3744

(b) The elector's name; 3745

(c) An affirmation that the assistant is delivering the 3746

<u>elector's ballots at the elector's request;</u>	3747
<u>(d) An affirmation that the assistant is the elector's</u>	3748
<u>spouse, father, mother, father-in-law, mother-in-law,</u>	3749
<u>grandfather, grandmother, brother or sister of the whole or half</u>	3750
<u>blood, son, daughter, adopting parent, adopted child,</u>	3751
<u>stepparent, stepchild, uncle, aunt, nephew, or niece;</u>	3752
<u>(e) The assistant's signature;</u>	3753
<u>(f) The date the assistant delivers the ballots.</u>	3754
<u>(3) If an elector requires assistance to vote by reason of</u>	3755
<u>a disability, the elector's assistant instead may be any person</u>	3756
<u>of the elector's choice, other than the elector's employer, an</u>	3757
<u>agent of the elector's employer, or an officer or agent of the</u>	3758
<u>elector's union. If an elector's assistant described in this</u>	3759
<u>division delivers the elector's ballots, the assistant shall</u>	3760
<u>complete a delivery attestation under this division instead of</u>	3761
<u>division (D) (2) of this section, and the election officials</u>	3762
<u>shall attach the attestation to the ballot return envelope. The</u>	3763
<u>attestation shall be made under penalty of election</u>	3764
<u>falsification, on a form prescribed by the secretary of state,</u>	3765
<u>and shall include all of the following:</u>	3766
<u>(a) The assistant's name;</u>	3767
<u>(b) The elector's name;</u>	3768
<u>(c) An affirmation that the assistant is delivering the</u>	3769
<u>elector's ballots at the elector's request;</u>	3770
<u>(d) An affirmation that the elector requires assistance to</u>	3771
<u>vote by reason of a disability;</u>	3772
<u>(e) An affirmation that the assistant is not the elector's</u>	3773
<u>employer, an agent of the elector's employer, or an officer or</u>	3774

agent of the elector's union; 3775

(f) The assistant's signature; 3776

(g) The date the assistant delivers the ballots. 3777

(4) The election officials shall not accept any marked 3778
absent voter's ballots that are returned to the board by 3779
personal delivery, except as permitted under divisions (D) (1) to 3780
(3) of this section. The board shall not accept absent voter's 3781
ballots returned by personal delivery to an unattended 3782
receptacle. 3783

(E) (1) Except as otherwise provided in division ~~(D) (2)~~ (E) 3784
(2) of this section, all envelopes containing marked absent 3785
voter's ballots shall be delivered to the office of the board 3786
not later than the close of the polls on the day of an election. 3787
Absent voter's ballots delivered to the office of the board 3788
later than the times specified shall not be counted, but shall 3789
be kept by the board in the sealed identification envelopes in 3790
which they are delivered, until the time provided by section 3791
3505.31 of the Revised Code for the destruction of all other 3792
ballots used at the election for which ballots were provided, at 3793
which time they shall be destroyed. 3794

(2) (a) Except as otherwise provided in division ~~(D) (2) (b)~~ 3795
(E) (2) (b) of this section, any return envelope that is 3796
postmarked prior to the day of the election shall be delivered 3797
to the director prior to the fifth day after the election. 3798
Ballots delivered in envelopes postmarked prior to the day of 3799
the election that are received after the close of the polls on 3800
election day through the fourth day thereafter shall be counted 3801
on the fifth day at the board of elections in the manner 3802
provided in divisions (C) and (D) of section 3509.06 of the 3803

Revised Code or in the manner provided in division (E) of that 3804
section, as applicable. Any such ballots that are received by 3805
the director later than the fourth day following the election 3806
shall not be counted, but shall be kept by the board in the 3807
sealed identification envelopes as provided in division (A) of 3808
this section. 3809

(b) Division ~~(D) (2) (a)~~ (E) (2) (a) of this section shall not 3810
apply to any mail that is postmarked using a postage evidencing 3811
system, including a postage meter, as defined in 39 C.F.R. 3812
501.1. 3813

Sec. 3509.051. An elector may appear at the office of the 3814
board of elections to cast absent voter's ballots in person 3815
instead of applying for those ballots under section 3509.03 of 3816
the Revised Code. Notwithstanding section 3509.05 or any other 3817
provision of the Revised Code to the contrary, all of the 3818
following shall apply to the casting of absent voter's ballots 3819
in person: 3820

(A) (1) Except as otherwise provided in division (A) (2) of 3821
this section, in-person absent voting shall be permitted only 3822
during the period beginning on the first day after the close of 3823
voter registration before the election and ending at five p.m. 3824
on the Sunday before the day of the election. 3825

(2) If, at the time for the close of in-person absent 3826
voting on a particular day, there are voters waiting in line to 3827
cast their ballots, the in-person absent voting location shall 3828
be kept open until such waiting voters have cast their absent 3829
voter's ballots. 3830

(B) An in-person absent voter shall provide photo 3831
identification to the election officials, sign a poll list or 3832

signature pollbook, and cast a ballot in the same manner as a 3833
voter who casts a ballot in person on the day of an election 3834
under section 3505.18 of the Revised Code. 3835

The absent voter shall not be required to complete a 3836
written application for absent voter's ballots or a statement of 3837
voter on an absent voter's ballot identification envelope. 3838

(C) No person other than an election official shall be 3839
permitted to challenge the right to vote of an absent voter who 3840
is casting a ballot in person. An election official may 3841
challenge the right to vote of an absent voter who is casting a 3842
ballot in person in the same manner as a precinct election 3843
official may challenge the right to vote of an elector on the 3844
day of an election under section 3505.20 or 3513.19 of the 3845
Revised Code. 3846

(D) An individual who appears to cast absent voter's 3847
ballots in person and is eligible to cast a provisional ballot 3848
under section 3505.181 of the Revised Code shall be permitted to 3849
do so as though the individual had appeared at a polling place 3850
on the day of the election. 3851

(E) No absent voter may receive a replacement ballot after 3852
the voter's absent voter's ballot has been scanned or entered 3853
into automatic tabulating equipment. 3854

(F) Ballots cast under this section, other than 3855
provisional ballots, may be recorded by a voting machine or 3856
scanned by automatic tabulating equipment before the close of 3857
the polls on the day of the election, but the board of elections 3858
shall not tabulate or count the votes on those ballots before 3859
that time. Special election officials, employees or members of 3860
the board of elections, or observers shall not disclose the 3861

count or any portion of the count of absent voter's ballots 3862
prior to the time of the closing of the polling places. No 3863
person shall recklessly disclose the count or any portion of the 3864
count of absent voter's ballots in such a manner as to 3865
jeopardize the secrecy of any individual ballot. 3866

Sec. 3509.06. (A) The board of elections shall determine 3867
whether absent voter's ballots cast under section ~~3503.16,~~ 3868
3509.05, 3509.08, or 3511.09 of the Revised Code shall be 3869
processed and counted in each precinct, at the office of the 3870
board, or at some other location designated by the board, and 3871
shall proceed accordingly under division (B), (C), or (E) of 3872
this section, as applicable. This section does not apply to 3873
absent voter's ballots cast in person under section 3509.051 or 3874
to provisional ballots cast under section 3509.051 or 3509.08 of 3875
the Revised Code. 3876

(B) (1) Except as otherwise provided in division (B) (2) of 3877
this section, when the board of elections determines that those 3878
absent voter's ballots shall be processed and counted in each 3879
precinct, the board shall deliver to the voting location manager 3880
of each precinct on election day identification envelopes 3881
purporting to contain absent voter's ballots of electors whose 3882
voting residence appears from the statement of voter on the 3883
outside of each of those envelopes, to be located in that 3884
manager's precinct, and which were received by the board not 3885
later than the close of the polls on election day. The board 3886
shall deliver to the voting location manager a list containing 3887
the name and voting residence of each person whose voting 3888
residence is in such precinct to whom absent voter's ballots 3889
were mailed. 3890

(2) The board shall not deliver to the voting location 3891

manager identification envelopes cast by electors who provided a 3892
program participant identification number instead of a residence 3893
address on the identification envelope and shall not inform the 3894
voting location manager of the names and voting residences of 3895
persons who have confidential voter registration records. Those 3896
identification envelopes shall be examined and processed as 3897
described in division (E) of this section. 3898

(C) When the board of elections determines that those 3899
absent voter's ballots shall be processed and counted at the 3900
office of the board of elections or at another location 3901
designated by the board, special election officials shall be 3902
appointed by the board for that purpose having the same 3903
authority as is exercised by precinct election officials. The 3904
votes so cast shall be added to the vote totals by the board, 3905
and the absent voter's ballots shall be preserved separately by 3906
the board, in the same manner and for the same length of time as 3907
provided by section 3505.31 of the Revised Code. 3908

(D) Each of the identification envelopes purporting to 3909
contain absent voter's ballots delivered to the voting location 3910
manager of the precinct or the special election official 3911
appointed by the board of elections shall be handled as follows: 3912

(1) The election officials shall compare the signature of 3913
the elector on the outside of the identification envelope with 3914
the signature of that elector on the elector's registration form 3915
and verify that the absent voter's ballot is eligible to be 3916
counted under section 3509.07 of the Revised Code. 3917

(2) (a) Any of the precinct officials may challenge the 3918
right of the elector named on the identification envelope to 3919
vote the absent voter's ballots upon the ground that the 3920
signature on the envelope is not the same as the signature on 3921

the registration form, that the identification envelope 3922
statement of voter is incomplete, or upon any other of the 3923
grounds upon which the right of persons to vote may be lawfully 3924
challenged. 3925

(b) If the elector's name does not appear in the pollbook 3926
or poll list or signature pollbook, the precinct officials shall 3927
deliver the absent voter's ballots to the director of the board 3928
of elections to be examined and processed in the manner 3929
described in division (E) of this section. 3930

(3) (a) An identification envelope statement of voter shall 3931
be considered incomplete if it does not include all of the 3932
following: 3933

(i) The voter's name; 3934

(ii) The voter's residence address or, if the voter has a 3935
confidential voter registration record, as described in section 3936
111.44 of the Revised Code, the voter's program participant 3937
identification number; 3938

(iii) The voter's date of birth. The requirements of this 3939
division are satisfied if the voter provided a date of birth and 3940
any of the following is true: 3941

(I) The month and day of the voter's date of birth on the 3942
identification envelope statement of voter are not different 3943
from the month and day of the voter's date of birth contained in 3944
the statewide voter registration database. 3945

(II) The voter's date of birth contained in the statewide 3946
voter registration database is January 1, 1800. 3947

(III) The board of elections has found, by a vote of at 3948
least three of its members, that the voter has met the 3949

requirements of divisions (D) (3) (a) (i), (ii), (iv), and (v) of 3950
this section. 3951

(iv) The voter's signature; and 3952

(v) One of the following forms of identification: 3953

(I) The voter's Ohio driver's license or state 3954
identification card number; 3955

(II) The last four digits of the voter's social security 3956
number; or 3957

(III) A copy of the voter's photo identification. 3958

(b) If the election officials find that the identification 3959
envelope statement of voter is incomplete or that the 3960
information contained in that statement does not conform to the 3961
information contained in the statewide voter registration 3962
database concerning the voter, the election officials shall mail 3963
a written notice to the voter, informing the voter of the nature 3964
of the defect. The notice shall inform the voter that in order 3965
for the voter's ballot to be counted, the voter must provide the 3966
necessary information to the board of elections in writing and 3967
on a form prescribed by the secretary of state not later than 3968
the fourth day after the day of the election. The voter may 3969
deliver the form to the office of the board in person or by 3970
mail. If the voter provides the necessary information to the 3971
board of elections not later than the fourth day after the day 3972
of the election and the ballot is not successfully challenged on 3973
another basis, the voter's ballot shall be processed and counted 3974
in accordance with this section. 3975

(4) If no such challenge is made, or if such a challenge 3976
is made and not sustained, the voting location manager shall 3977
open the envelope without defacing the statement of voter and 3978

without mutilating the ballots in it, and shall remove the 3979
ballots contained in it and proceed to count them. 3980

(5) (a) Except as otherwise provided in division (D) (5) (b) 3981
of this section, the name of each person voting who is entitled 3982
to vote only an absent voter's presidential ballot shall be 3983
entered in a pollbook or poll list or signature pollbook 3984
followed by the words "Absentee Presidential Ballot." The name 3985
of each person voting an absent voter's ballot, other than such 3986
persons entitled to vote only a presidential ballot, shall be 3987
entered in the pollbook or poll list or signature pollbook and 3988
the person's registration card marked to indicate that the 3989
person has voted. 3990

(b) If the person voting has a confidential voter 3991
registration record, the person's registration card shall be 3992
marked to indicate that the person has voted, but the person's 3993
name shall not be entered in the pollbook or poll list or 3994
signature pollbook. 3995

(6) The date of such election shall also be entered on the 3996
elector's registration form. If any such challenge is made and 3997
sustained, the identification envelope of such elector shall not 3998
be opened, shall be endorsed "Not Counted" with the reasons the 3999
ballots were not counted, and shall be delivered to the board. 4000

(E) (1) When the board of elections receives absent voter's 4001
ballots from an elector who has provided a program participant 4002
identification number instead of a residence address on the 4003
identification envelope statement of voter, the director and the 4004
deputy director personally shall examine and process the 4005
identification envelope statement of voter in the manner 4006
prescribed in division (D) of this section. 4007

(2) If the director and the deputy director find that the identification envelope statement of voter is incomplete or that the information contained in that statement does not conform to the information contained in the statewide voter registration database concerning the voter or to the information contained in the voter's confidential voter registration record, the director and the deputy director shall mail a written notice to the voter informing the voter of the nature of the defect. The notice shall inform the voter that in order for the voter's ballot to be counted the voter must provide the necessary information to the board of elections in writing and on a form prescribed by the secretary of state not later than the fourth day after the day of the election. The voter may deliver the form to the office of the board in person or by mail. If the voter provides the necessary information to the board of elections not later than the fourth day after the day of the election and the ballot is not successfully challenged on another basis, the voter's ballot shall be counted in accordance with this section.

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

(4) If neither the director nor the deputy director challenges the ballot, or if such a challenge is made and not sustained, the director and the deputy director shall open the envelope without defacing the statement of voter and without mutilating the ballots in it, shall remove the ballots contained

in it, and shall transmit the ballots to the election officials 4039
to be counted with other absent voter's ballots from that 4040
precinct. 4041

(F) The board of elections shall process absent voter's 4042
ballots before the time for counting those ballots, but the 4043
board shall not tabulate or count the votes on those ballots 4044
before that time. As used in this section and section 3511.11 of 4045
the Revised Code, processing an absent voter's ballot means all 4046
of the following: 4047

(1) Examining the identification envelope statement of 4048
voter in order to verify that the absent voter's ballot is 4049
eligible to be counted under section 3509.07 of the Revised 4050
Code; 4051

(2) Opening the identification envelope, if the absent 4052
voter's ballot is eligible to be counted; 4053

(3) Determining the validity of the absent voter's ballot 4054
under section 3509.07 of the Revised Code; 4055

(4) Preparing and sorting the absent voter's ballot for 4056
scanning by automatic tabulating equipment; 4057

(5) Scanning the absent voter's ballot by automatic 4058
tabulating equipment, if the equipment used by the board of 4059
elections permits an absent voter's ballot to be scanned without 4060
tabulating or counting the votes on the ballots scanned. 4061

(G) Special election officials, employees or members of 4062
the board of elections, or observers shall not disclose the 4063
count or any portion of the count of absent voter's ballots 4064
prior to the time of the closing of the polling places. No 4065
person shall recklessly disclose the count or any portion of the 4066
count of absent voter's ballots in such a manner as to 4067

jeopardize the secrecy of any individual ballot. 4068

(H) (1) Except as otherwise provided in division (H) (2) of 4069
this section, observers may be appointed under section 3505.21 4070
of the Revised Code to witness the examination and opening of 4071
identification envelopes and the processing and counting of 4072
absent voters' ballots under this section. 4073

(2) Observers shall not be permitted to witness the 4074
examination and opening of identification envelopes returned by, 4075
and the processing and counting of absent voter's ballots cast 4076
by, electors who have confidential voter registration records in 4077
a manner that would permit the observers to learn the identities 4078
or residence addresses of those electors. 4079

Sec. 3509.07. (A) If election officials find that any of 4080
the following are true concerning an absent voter's ballot or 4081
absent voter's presidential ballot cast under section ~~3503.16,~~ 4082
3509.05, 3509.08, or 3511.09 of the Revised Code and, if 4083
applicable, the person did not provide any required additional 4084
information to the board of elections not later than the fourth 4085
day after the day of the election, as permitted under division 4086
(D) (3) (b) or (E) (2) of section 3509.06 of the Revised Code, the 4087
ballot shall not be accepted or counted: 4088

~~(A)~~ (1) The statement accompanying the ballot is 4089
incomplete as described in division (D) (3) (a) of section 3509.06 4090
of the Revised Code or is insufficient; 4091

~~(B)~~ (2) The signatures do not correspond with the person's 4092
registration signature; 4093

~~(C)~~ (3) The applicant is not a qualified elector in the 4094
precinct; 4095

~~(D)~~ (4) The ballot envelope contains more than one ballot 4096

of any one kind, or any voted ballot that the elector is not 4097
entitled to vote; 4098

~~(E)~~ (5) Stub A is detached from the absent voter's ballot 4099
or absent voter's presidential ballot; or 4100

~~(F)~~ (6) The elector has not included with the elector's 4101
ballot any identification required under section 3509.05 or 4102
3511.09 of the Revised Code. 4103

(B) The vote of any absent voter may be challenged for 4104
cause in the same manner as other votes are challenged, and the 4105
election officials shall determine the legality of that ballot. 4106
Every ballot not counted shall be endorsed on its back "Not 4107
Counted" with the reasons the ballot was not counted, and shall 4108
be enclosed and returned to or retained by the board of 4109
elections along with the contested ballots. 4110

(C) This section does not apply to either of the 4111
following: 4112

(1) Absent voter's ballots cast in person under section 4113
3509.051 of the Revised Code. Any challenge to the right of an 4114
elector to cast absent voter's ballots in person shall be 4115
brought under division (C) of that section. 4116

(2) Provisional ballots cast under section 3509.051, 4117
3509.08, or 3511.052 of the Revised Code, which shall be 4118
processed and counted under section 3505.183 of the Revised 4119
Code. 4120

Sec. 3509.08. (A) Any qualified elector, who, on account 4121
of the elector's own personal illness, physical disability, or 4122
infirmity, or on account of the elector's confinement in a jail 4123
or workhouse under sentence for a misdemeanor or awaiting trial 4124
on a felony or misdemeanor, will be unable to travel from the 4125

elector's home or place of confinement to the voting booth in 4126
the elector's precinct on the day of any general, special, or 4127
primary election may make application in writing for an absent 4128
voter's ballot to the board of elections of the elector's county 4129
in the manner described in section 3509.03 of the Revised Code. 4130
The application shall state the nature of the elector's illness, 4131
physical disability, or infirmity, or the fact that the elector 4132
is confined in a jail or workhouse and the elector's resultant 4133
inability to travel to the election booth in the elector's 4134
precinct on election day. 4135

The absent voter's ballot may be mailed directly to the 4136
applicant at the applicant's voting residence or place of 4137
confinement as stated in the applicant's application, or the 4138
board may designate two board employees belonging to the two 4139
major political parties for the purpose of delivering the ballot 4140
to the disabled or confined elector and returning it to the 4141
board, unless the applicant is confined to a public or private 4142
institution within the county, in which case the board shall 4143
designate two board employees belonging to the two major 4144
political parties for the purpose of delivering the ballot to 4145
the disabled or confined elector and returning it to the board. 4146
In all other instances, the ballot shall be returned to the 4147
office of the board in the manner prescribed in section 3509.05 4148
of the Revised Code. 4149

Any disabled or confined elector who declares to the two 4150
board employees belonging to the two major political parties 4151
that the elector is unable to mark the elector's ballot by 4152
reason of physical infirmity that is apparent to the employees 4153
to be sufficient to incapacitate the voter from marking the 4154
elector's ballot properly, may receive, upon request, the 4155
assistance of the employees in marking the elector's ballot, and 4156

they shall thereafter give no information in regard to this 4157
matter. Such assistance shall not be rendered for any other 4158
cause. 4159

When two board employees belonging to the two major 4160
political parties deliver a ballot to a disabled or confined 4161
elector, each of the employees shall be present when the ballot 4162
is delivered, when assistance is given, and when the ballot is 4163
returned to the office of the board, and shall subscribe to the 4164
declaration on the identification envelope. 4165

The secretary of state shall prescribe the form of 4166
application for absent voter's ballots under this division. 4167

This chapter applies to disabled and confined absent 4168
voter's ballots except as otherwise provided in this section. 4169

(B) (1) Any qualified elector who is unable to travel to 4170
the voting booth in the elector's precinct on the day of any 4171
general, special, or primary election may apply to the board of 4172
elections of the county where the elector is a qualified elector 4173
to vote in the election by absent voter's ballot if either of 4174
the following apply: 4175

(a) The elector is confined in a hospital as a result of 4176
an accident or unforeseeable medical emergency occurring before 4177
the election; 4178

(b) The elector's minor child is confined in a hospital as 4179
a result of an accident or unforeseeable medical emergency 4180
occurring before the election. 4181

~~(2)~~ (2) (a) The application authorized under division (B) (1) 4182
of this section shall be made in writing in the manner described 4183
in section 3509.03 of the Revised Code, except that the 4184
application shall be delivered to the office of the board not 4185

later than three p.m. on the day of the election. The 4186
application shall indicate the hospital where the applicant or 4187
the applicant's child is confined, the date of the applicant's 4188
or the applicant's child's admission to the hospital, and the 4189
offices for which the applicant is qualified to vote. ~~The~~ 4190

(b) The applicant may also request that a member of the 4191
applicant's family, as listed an assistant described in division 4192
(D) (2) or (3) of section 3509.05 of the Revised Code, as 4193
applicable, deliver the absent voter's ballot to the applicant. 4194

(c) The board, after establishing to the board's 4195
satisfaction the validity of the circumstances claimed by the 4196
applicant, shall supply an absent voter's ballot to be delivered 4197
to the applicant. ~~When~~ 4198

(d) When the applicant or the applicant's child is in a 4199
hospital in the county where the applicant is a qualified 4200
elector and no request is made for a member of the family an 4201
assistant to deliver the ballot, the board shall arrange for the 4202
delivery of an absent voter's ballot to the applicant, and for 4203
its return to the office of the board, by two board employees 4204
belonging to the two major political parties according to the 4205
procedures prescribed in division (A) of this section. When the 4206
applicant or the applicant's child is in a hospital outside the 4207
county where the applicant is a qualified elector and no request 4208
is made for a member of the family an assistant to deliver the 4209
ballot, the board shall arrange for the delivery of an absent 4210
voter's ballot to the applicant by mail, and the ballot shall be 4211
returned to the office of the board in the manner prescribed in 4212
section 3509.05 of the Revised Code. 4213

~~(3) Any qualified elector who is eligible to vote under~~ 4214
~~division (B) or (C) of section 3503.16 of the Revised Code but~~ 4215

~~is unable to do so because of the circumstances described in~~ 4216
~~division (B) (2) of this section may vote in accordance with~~ 4217
~~division (B) (1) of this section if that qualified elector states~~ 4218
~~in the application for absent voter's ballots that that~~ 4219
~~qualified elector moved or had a change of name under the~~ 4220
~~circumstances described in division (B) or (C) of section~~ 4221
~~3503.16 of the Revised Code and if that qualified elector~~ 4222
~~complies with divisions (G) (1) to (4) of section 3503.16 of the~~ 4223
~~Revised Code.~~ 4224

(C) Any Except as otherwise provided in division (E) of 4225
this section, any qualified elector described in division (A) or 4226
(B) (1) of this section who needs no assistance to vote or to 4227
return absent voter's ballots to the board of elections may 4228
apply for absent voter's ballots under section 3509.03 of the 4229
Revised Code instead of applying for them under this section or 4230
may cast absent voter's ballots in person under section 3509.051 4231
of the Revised Code. 4232

(D) Any qualified elector described in division (A) or (B) 4233
(1) of this section to whom ballots are delivered by two 4234
employees of the board of elections or who votes with the 4235
assistance of two employees of the board of elections shall be 4236
considered to have cast absent voter's ballots by mail, rather 4237
than in person, for the purpose of the laws governing voter 4238
identification. A board employee who delivers ballots to an 4239
elector or returns ballots to the office of the board under this 4240
section is not considered the elector's assistant for that 4241
purpose. 4242

(E) A qualified elector who is located in the county in 4243
which the elector resides and who would be eligible to cast 4244
absent voter's ballots with the assistance of two election 4245

officials under this section, but who is required to cast a 4246
provisional ballot under section 3505.181 of the Revised Code, 4247
may cast a provisional ballot with the assistance of two 4248
election officials under this section as though the individual 4249
had appeared at a polling place on the day of the election. 4250

Sec. 3509.09. (A) The poll list or signature pollbook for 4251
each precinct shall identify each registered elector in that 4252
precinct who has requested an absent voter's ballot for that 4253
election or cast absent voter's ballots in person under section 4254
3509.051 of the Revised Code, other than an elector who has a 4255
confidential voter registration record, as described in section 4256
111.44 of the Revised Code. 4257

(B) If a registered elector appears to vote and that 4258
elector has requested or cast an absent voter's ballot for that 4259
election, the elector shall be permitted to cast a provisional 4260
ballot under section 3505.181 of the Revised Code. 4261

(C) (1) In counting absent voter's ballots under section 4262
3509.06 of the Revised Code, the board of elections shall 4263
compare the signature of each elector from whom the board has 4264
received a sealed identification envelope purporting to contain 4265
that elector's voted absent voter's ballots for that election to 4266
the signature on that elector's registration form. Except as 4267
otherwise provided in division (C) (3) of this section, if the 4268
board of elections determines that the absent voter's ballot in 4269
the sealed identification envelope is valid, it shall be 4270
counted. If the board of elections determines that the signature 4271
on the sealed identification envelope purporting to contain the 4272
elector's voted absent voter's ballot does not match the 4273
signature on the elector's registration form, the ballot shall 4274
be set aside and the board shall examine, during the time prior 4275

to the beginning of the official canvass, the poll list or 4276
signature pollbook from the precinct in which the elector is 4277
registered to vote to determine if the elector also cast a 4278
provisional ballot under section 3505.181 of the Revised Code. 4279

(2) The board of elections shall count the provisional 4280
ballot, instead of the absent voter's ballot, if both of the 4281
following apply: 4282

(a) The board of elections determines that the signature 4283
of the elector on the outside of the identification envelope in 4284
which the absent voter's ballots are enclosed does not match the 4285
signature of the elector on the elector's registration form; 4286

(b) The elector cast a provisional ballot in the election. 4287

(3) If the board of elections does not receive the sealed 4288
identification envelope purporting to contain the elector's 4289
voted absent voter's ballot by the applicable deadline 4290
established under section 3509.05 of the Revised Code, the 4291
provisional ballot cast under section 3505.181 of the Revised 4292
Code shall be counted as valid, if that provisional ballot is 4293
otherwise determined to be valid pursuant to section 3505.183 of 4294
the Revised Code. 4295

(D) If the board of elections counts a provisional ballot 4296
under division (C) (2) or (3) of this section, the returned 4297
identification envelope of that elector shall not be opened, and 4298
the ballot within that envelope shall not be counted. The 4299
identification envelope shall be endorsed "Not Counted" with the 4300
reason the ballot was not counted. 4301

(E) Division (C) of this section does not apply to absent 4302
voter's ballots cast in person under section 3509.051 of the 4303
Revised Code. If an elector casts absent voter's ballots in 4304

person and casts a provisional ballot for the same election, the 4305
provisional ballot shall not be counted. 4306

Sec. 3511.02. (A) Notwithstanding any section of the 4307
Revised Code to the contrary, whenever any person applies for 4308
registration as a voter on a form adopted in accordance with 4309
federal regulations relating to the "Uniformed and Overseas 4310
Citizens Absentee Voting Act," 100 Stat. 924, 52 U.S.C.A. 20301, 4311
this application shall be sufficient for voter registration and 4312
as a request for an absent voter's ballot. Uniformed services or 4313
overseas absent voter's ballots may be obtained by any person 4314
meeting the requirements of section 3511.011 of the Revised Code 4315
by applying electronically to the secretary of state or to the 4316
board of elections of the county in which the person's voting 4317
residence is located in accordance with section 3511.021 of the 4318
Revised Code or by applying to the board of elections of the 4319
county in which the person's voting residence is located, in one 4320
of the following ways: 4321

(1) That person may make written application for those 4322
ballots. The person may personally deliver the application to 4323
the office of the board or may mail it, send it by facsimile 4324
machine, send it by electronic mail, send it through internet 4325
delivery if such delivery is offered by the board of elections 4326
or the secretary of state, or otherwise send it to the board. 4327
Except as otherwise provided in division (B) of this section, 4328
the application shall be on a form prescribed by the secretary 4329
of state and shall contain all of the following information: 4330

(a) The elector's name; 4331

(b) The elector's signature; 4332

(c) The address at which the elector is registered to 4333

vote; 4334

(d) The elector's date of birth; 4335

(e) ~~One of the following:~~ 4336

~~(i) The elector's Ohio driver's license or state
identification card number;~~ 4337
4338

~~(ii) The or, if the elector does not have an Ohio driver's
license or state identification card, the last four digits of
the elector's social security number;~~ 4339
4340
4341

~~(iii) A or a copy of the elector's photo identification;~~ 4342

(f) A statement identifying the election for which absent
voter's ballots are requested; 4343
4344

(g) A statement that the person requesting the ballots is
a qualified elector; 4345
4346

(h) A statement that the elector is an absent uniformed
services voter or overseas voter as defined in 52 U.S.C. 20310; 4347
4348

(i) A statement of the elector's length of residence in
the state immediately preceding the commencement of service, 4349
4350
immediately preceding the date of leaving to be with or near the 4351
service member, or immediately preceding leaving the United 4352
States, or a statement that the elector's parent or legal 4353
guardian resided in this state long enough to establish 4354
residency for voting purposes immediately preceding leaving the 4355
United States, whichever is applicable; 4356

(j) If the request is for primary election ballots, the 4357
elector's party affiliation; 4358

(k) If the elector desires ballots to be mailed to the 4359
elector, the address to which those ballots shall be mailed; 4360

(l) If the elector desires ballots to be sent to the 4361
elector by facsimile machine, the telephone number to which they 4362
shall be so sent; 4363

(m) If the elector desires ballots to be sent to the 4364
elector by electronic mail or, if offered by the board of 4365
elections or the secretary of state, through internet delivery, 4366
the elector's electronic mail address or other internet contact 4367
information. 4368

(2) A voter or any relative of a voter listed in division 4369
(A) (3) of this section may use a single federal post card 4370
application to apply for uniformed services or overseas absent 4371
voter's ballots for use at the primary and general elections in 4372
a given year and any special election to be held on the day in 4373
that year specified by division (E) of section 3501.01 of the 4374
Revised Code for the holding of a primary election, designated 4375
by the general assembly for the purpose of submitting 4376
constitutional amendments proposed by the general assembly to 4377
the voters of the state. A single federal postcard application 4378
shall be processed by the board of elections pursuant to section 4379
3511.04 of the Revised Code the same as if the voter had applied 4380
separately for uniformed services or overseas absent voter's 4381
ballots for each election. 4382

(3) Application to have uniformed services or overseas 4383
absent voter's ballots mailed or sent by facsimile machine to 4384
such a person may be made by the spouse, father, mother, father- 4385
in-law, mother-in-law, grandfather, grandmother, brother or 4386
sister of the whole blood or half blood, son, daughter, adopting 4387
parent, adopted child, stepparent, stepchild, daughter-in-law, 4388
son-in-law, uncle, aunt, nephew, or niece of such a person. The 4389
application shall be in writing upon a blank form furnished only 4390

by the board or on a single federal post card as provided in 4391
division (A) (2) of this section. The form of the application 4392
shall be prescribed by the secretary of state. The board shall 4393
furnish that blank form to any of the relatives specified in 4394
this division desiring to make the application, only upon the 4395
request of such a relative made in person at the office of the 4396
board or upon the written request of such a relative mailed to 4397
the office of the board. Except as otherwise provided in 4398
division (B) of this section, the application, subscribed and 4399
sworn to by the applicant, shall contain all of the following: 4400

(a) The full name of the elector for whom ballots are 4401
requested; 4402

(b) A statement that the elector is an absent uniformed 4403
services voter or overseas voter as defined in 52 U.S.C. 20310; 4404

(c) The address at which the elector is registered to 4405
vote; 4406

(d) A statement identifying the elector's length of 4407
residence in the state immediately preceding the commencement of 4408
service, immediately preceding the date of leaving to be with or 4409
near a service member, or immediately preceding leaving the 4410
United States, or a statement that the elector's parent or legal 4411
guardian resided in this state long enough to establish 4412
residency for voting purposes immediately preceding leaving the 4413
United States, as the case may be; 4414

(e) The elector's date of birth; 4415

(f) ~~One of the following:~~ 4416

~~(i) The elector's Ohio driver's license or state 4417
identification card number;~~ 4418

~~(ii) The or, if the elector does not have an Ohio driver's license or state identification card, the last four digits of the elector's social security number,~~ 4419
4420
4421

~~(iii) A or a copy of the elector's photo identification;~~ 4422

(g) A statement identifying the election for which absent voter's ballots are requested; 4423
4424

(h) A statement that the person requesting the ballots is a qualified elector; 4425
4426

(i) If the request is for primary election ballots, the elector's party affiliation; 4427
4428

(j) A statement that the applicant bears a relationship to the elector as specified in division (A) (3) of this section; 4429
4430

(k) The address to which ballots shall be mailed, the telephone number to which ballots shall be sent by facsimile machine, the electronic mail address to which ballots shall be sent by electronic mail, or, if internet delivery is offered by the board of elections or the secretary of state, the internet contact information to which ballots shall be sent through internet delivery; 4431
4432
4433
4434
4435
4436
4437

(l) The signature and address of the person making the application. 4438
4439

(B) If the elector has a confidential voter registration record, as described in section 111.44 of the Revised Code, the application may include the elector's program participant identification number instead of the address at which the elector is registered to vote. 4440
4441
4442
4443
4444

(C) Each application for uniformed services or overseas absent voter's ballots shall be delivered to the office of the 4445
4446

board not earlier than the first day of January of the year of 4447
the elections for which the uniformed services or overseas 4448
absent voter's ballots are requested or not earlier than ninety 4449
days before the day of the election at which the ballots are to 4450
be voted, whichever is earlier. An application to receive 4451
uniformed services or overseas absent voter's ballots by mail or 4452
by another method permitted under section 3511.021 of the 4453
Revised Code shall be delivered to the office of the board not 4454
later than the close of business on the seventh day preceding 4455
the day of the election. 4456

(D) If the voter for whom the application is made is 4457
entitled to vote for presidential and vice-presidential electors 4458
only, the applicant shall submit to the board, in addition to 4459
the requirements of division (A) of this section, a statement to 4460
the effect that the voter is qualified to vote for presidential 4461
and vice-presidential electors and for no other offices. 4462

(E) Except as permitted under section 111.31 of the 4463
Revised Code, no public office, and no public official or 4464
employee who is acting in an official capacity, shall do either 4465
of the following: 4466

(1) Prepay the return postage for an application for 4467
absent voter's ballots; 4468

(2) Mail or otherwise deliver an unsolicited application 4469
for absent voter's ballots to any person. 4470

(F) (1) Except as otherwise provided in divisions (A) (2) 4471
and (3) and (F) (2) of this section and in sections 3505.24 and 4472
3509.08 of the Revised Code, no person shall fill out any 4473
portion of a federal post card application or other application 4474
for absent voter's ballots on behalf of an applicant. 4475

(2) The secretary of state or a board of elections may 4476
preprint only an applicant's name and address on a federal post 4477
card application or other application for absent voter's ballots 4478
before mailing that application to the applicant, except that if 4479
the applicant has a confidential voter registration record, the 4480
secretary of state or the board of elections shall not preprint 4481
the applicant's address on the application. 4482

(3) A completed application for absent voter's ballots is 4483
not valid if any portion of it has been completed by any person 4484
other than the applicant in violation of division (F) of this 4485
section. 4486

Sec. 3511.04. (A) If a board of elections receives an 4487
application for uniformed services or overseas absent voter's 4488
ballots that does not contain all of the required information or 4489
is not submitted on an appropriate form, the board promptly 4490
shall notify the applicant of the additional information 4491
required to be provided by the applicant to complete that 4492
application, direct the applicant to use an appropriate form, or 4493
both, as applicable. 4494

~~(B)~~ (B) (1) Not later than the forty-sixth day before the 4495
day of each general or primary election, and at the earliest 4496
possible time before the day of a special election held on a day 4497
other than the day on which a general or primary election is 4498
held, the board of elections shall mail, send by facsimile 4499
machine, send by electronic mail, send through internet delivery 4500
if such delivery is offered by the board of elections or the 4501
secretary of state, or otherwise send uniformed services or 4502
overseas absent voter's ballots then ready for use as provided 4503
for in section 3511.03 of the Revised Code and for which the 4504
board has received valid applications prior to that time. 4505

Thereafter, and until the close of business on the seventh day 4506
preceding the day of election, the board shall promptly, upon 4507
receipt of valid applications for them, mail, send by facsimile 4508
machine, send by electronic mail, send through internet delivery 4509
if such delivery is offered by the board of elections or the 4510
secretary of state, or otherwise send to the proper persons all 4511
uniformed services or overseas absent voter's ballots then ready 4512
for use. 4513

(2) If, after the seventieth day before the day of a 4514
general or primary election, any other question, issue, or 4515
candidacy is lawfully ordered submitted to the electors voting 4516
at the general or primary election, the board shall promptly 4517
provide a separate official issue, special election, or other 4518
election ballot for submitting the question, issue, or candidacy 4519
to those electors, and the board shall promptly mail, send by 4520
facsimile machine, send by electronic mail, send through 4521
internet delivery if such delivery is offered by the board of 4522
elections or the secretary of state, or otherwise send each such 4523
separate ballot to each person to whom the board has previously 4524
mailed or sent other uniformed services or overseas absent 4525
voter's ballots. 4526

(C) (1) Except as otherwise provided in division (C) (2) of 4527
this section, upon receiving a valid application for uniformed 4528
services or overseas absent voter's ballots from an elector who 4529
is required to cast a provisional ballot under section 3505.181 4530
of the Revised Code, the board instead shall deliver to the 4531
elector a provisional uniformed or overseas absent voter's 4532
ballot, as described in section 3511.052 of the Revised Code. In 4533
all other respects, the board shall proceed as described in 4534
division (B) of this section regarding the elector. 4535

(2) Division (C) (1) of this section does not apply to a 4536
uniformed services or overseas absent voter who submits a valid 4537
federal write-in absentee ballot in a general election for 4538
federal office as permitted under division (C) of section 4539
3511.14 of the Revised Code. 4540

(D) No public office, and no public official or employee 4541
who is acting in an official capacity, shall prepay the return 4542
postage for any absent voter's ballots. In mailing uniformed 4543
services or overseas absent voter's ballots, the board shall use 4544
the fastest mail service available, but the board shall not mail 4545
them by certified mail. 4546

Sec. 3511.05. (A) The board of elections shall place 4547
uniformed services or overseas absent voter's ballots sent by 4548
mail in an unsealed identification envelope, gummed ready for 4549
sealing. The board shall include with uniformed services or 4550
overseas absent voter's ballots sent electronically, including 4551
by facsimile machine, an instruction sheet for preparing a 4552
gummed envelope in which the ballots shall be returned. The 4553
envelope for returning ballots sent by either means shall have 4554
printed or written on its face a form substantially as follows: 4555

"Identification Envelope Statement of Voter 4556

I, _____ (Name of voter), declare under 4557
penalty of election falsification that the within ballot or 4558
ballots contained no voting marks of any kind when I received 4559
them, and I caused the ballot or ballots to be marked, enclosed 4560
in the identification envelope, and sealed in that envelope. 4561

My voting residence in Ohio is 4562

4563

(Street and Number, if any, or Rural Route and Number) 4564

of _____ (City, Village, or Township) 4565
Ohio, which is in Ward _____ Precinct _____ 4566
in that city, village, or township. 4567

If I have a confidential voter registration record, I am 4568
providing my program participant identification number instead 4569
of my residence address: _____ 4570

The primary election ballots, if any, within this envelope 4571
are primary election ballots of the _____ Party. 4572

Ballots contained within this envelope are to be voted at 4573
the _____ (general, special, or primary) election to be 4574
held on the _____ day of 4575
_____, _____, _____ 4576

My date of birth is _____ (Month and Day), 4577
_____ (Year). 4578

~~(Voter must provide one of the following:)~~ 4579

My Ohio driver's license or state identification card 4580
number is _____ (Driver's license or state 4581
identification card number). 4582

(If the voter does not have an Ohio driver's license or 4583
state identification card, the voter must provide one of the 4584
following:) 4585

The last four digits of my Social Security Number are 4586
_____ (Last four digits of Social Security Number). 4587

_____ In lieu of providing a driver's license or state 4588
identification card number or the last four digits of my Social 4589
Security Number, I am enclosing a copy of my photo 4590
identification in the return envelope in which this 4591
identification envelope will be mailed. 4592

I hereby declare, under penalty of election falsification, 4593
that the statements above are true, as I verily believe. 4594

_____ 4595

(Signature of Voter) 4596

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 4597
THE FIFTH DEGREE." 4598

(B) The board shall also mail with the ballots and the 4599
unsealed identification envelope sent by mail an unsealed return 4600
envelope, gummed, ready for sealing, for use by the voter in 4601
returning the voter's marked ballots to the office of the board. 4602
The board shall send with the ballots and the instruction sheet 4603
for preparing a gummed envelope sent electronically, including 4604
by facsimile machine, an instruction sheet for preparing a 4605
second gummed envelope as described in this division, for use by 4606
the voter in returning that voter's marked ballots to the board. 4607
The return envelope shall have two parallel lines, each one 4608
quarter of an inch in width, printed across its face paralleling 4609
the top, with an intervening space of one quarter of an inch 4610
between such lines. The top line shall be one and one-quarter 4611
inches from the top of the envelope. Between the parallel lines 4612
shall be printed: "OFFICIAL ELECTION UNIFORMED SERVICES OR 4613
OVERSEAS ABSENT VOTER'S BALLOTS -- VIA AIR MAIL." Three blank 4614
lines shall be printed in the upper left corner on the face of 4615
the envelope for the use by the voter in placing the voter's 4616
complete military, naval, or mailing address on these lines. The 4617
post-office address of the office of the board shall be printed 4618
on the face of such envelope in the lower right portion below 4619
the bottom parallel line. 4620

(C) On the back of each identification envelope and each 4621

return envelope shall be printed the following: 4622

"Instructions to voter: 4623

If the flap on this envelope is so firmly stuck to the 4624
back of the envelope when received by you as to require forcible 4625
opening in order to use it, open the envelope in the manner 4626
least injurious to it, and, after marking your ballots and 4627
enclosing same in the envelope for mailing them to the board of 4628
elections, reclose the envelope in the most practicable way, by 4629
sealing or otherwise, and sign the blank form printed below. 4630

The flap on this envelope was firmly stuck to the back of 4631
the envelope when received, and required forced opening before 4632
sealing and mailing. 4633

(Signature of voter)" 4634
4635

(D) Division (C) of this section does not apply when 4636
absent voter's ballots are sent electronically, including by 4637
facsimile machine. 4638

(E) Except as otherwise provided in this division and in 4639
sections 3505.24 and 3509.08 of the Revised Code, an election 4640
official shall not fill out any portion of an identification 4641
envelope statement of voter or an absent voter's ballot on 4642
behalf of an elector. A board of elections may preprint only an 4643
elector's name and address on an identification envelope 4644
statement of voter before mailing or electronically transmitting 4645
absent voter's ballots to the elector, except that if the 4646
elector has a confidential voter registration record, as 4647
described in section 111.44 of the Revised Code, the board of 4648
elections shall not preprint the elector's address on the 4649
identification envelope statement of voter. 4650

Sec. 3511.052. (A) The identification envelope of a 4651
provisional uniformed services or overseas absent voter's ballot 4652
sent to an elector under division (C) (1) of section 3511.04 of 4653
the Revised Code shall have printed or written on its face a 4654
form substantially as follows: 4655

"Provisional Uniformed Services or Overseas Absent Voter's 4656
Ballot Affirmation 4657

(1) Clearly print your full name: _____ 4658

(2) Write your date of birth: _____ 4659

(3) (a) Write your current address: _____ 4660

_____ 4661

(b) Have you moved without updating your voter 4662
registration?: 4663

Yes _____ No _____ 4664

If yes, write your former address: _____ 4665

_____ 4666

Failure to provide your former address will not cause your 4667
provisional ballot to be rejected. 4668

(4) You must provide a copy of one of the following forms 4669
of photo identification that includes your name and photograph 4670
and is not expired. Place the copy in the return envelope along 4671
with this envelope. Do not place the copy inside the ballot 4672
envelope. 4673

(a) An Ohio driver's license or state identification card 4674
or an interim identification form issued by the Bureau of Motor 4675
Vehicles; 4676

(b) A United States passport or passport card; 4677

(c) A United States military identification card, Ohio 4678
national guard identification card, or United States department 4679
of veterans affairs identification card. 4680

(5) If you do not have photo identification because you 4681
have a religious objection to being photographed, complete the 4682
enclosed affidavit of religious objection and place it in the 4683
return envelope along with this ballot envelope. Do not place 4684
the affidavit inside the ballot envelope. 4685

(6) If you do not provide a copy of your photo 4686
identification or complete an affidavit of religious objection, 4687
you must provide a copy of your photo identification or a 4688
completed an affidavit of religious objection to the board of 4689
elections by the fourth day after the election for your ballot 4690
to be eligible to be counted. 4691

(7) Complete this section if you need to update your voter 4692
registration or if you need to verify the identification you 4693
used to register to vote. If you need to verify your 4694
identification and you do not provide the needed information on 4695
this form, you must provide the information to the board of 4696
elections by the fourth day after the election for your ballot 4697
to be eligible to be counted. 4698

Write your full Ohio driver's license or state 4699
identification card number: 4700

Write the last four digits of your Social Security number: 4701
_____ 4702

(8) If you are casting a provisional ballot because you 4703
need to provide proof of citizenship, either write your full 4704
Ohio driver's license or state identification card number above 4705

or provide proof of citizenship in the return envelope along 4706
with this envelope. Do not place your proof of citizenship 4707
inside the ballot envelope. If you do not provide proof of 4708
citizenship at this time, you must provide proof of citizenship 4709
to the board of elections by the fourth day after the election 4710
for your ballot to be eligible to be counted. 4711

(9) If your right to vote has been challenged, you must 4712
provide any additional required documents in the return envelope 4713
along with this envelope or provide them to the board of 4714
elections by the fourth day after the election. Do not place 4715
those documents inside the ballot envelope. 4716

(10) Sign and date the following statement: 4717

The within ballot or ballots contained no voting marks of 4718
any kind when I received them, and I caused the ballot or 4719
ballots to be marked, enclosed in this envelope, and sealed in 4720
this envelope. 4721

I solemnly swear or affirm that I am a citizen of the 4722
United States; that I will be at least 18 years of age at the 4723
time of the general election; that I have lived in this state 4724
for 30 days immediately preceding this election in which I am 4725
voting this ballot; that I am a registered voter in the precinct 4726
in which I am voting this provisional ballot; that I am eligible 4727
to vote in the election in which I am voting this provisional 4728
ballot; and that I will not vote or attempt to vote at any other 4729
location or in any other manner for this particular election. 4730

I understand that, if the information I provide on this 4731
provisional ballot affirmation is not fully completed and 4732
correct, if the board of elections determines that I am not 4733
registered to vote, a resident of this precinct, or eligible to 4734

vote in this election, or if the board of elections determines 4735
that I have already voted in this election, my provisional 4736
ballot will not be counted. I understand that, if I am not 4737
currently registered to vote or if I am not registered at my 4738
current address or under my current name, this form will serve 4739
as an application to register to vote or update my registration 4740
for future elections, as long as I provide all of the 4741
information required to register to vote or update my 4742
registration. I further understand that knowingly providing 4743
false information is a violation of law and subjects me to 4744
possible criminal prosecution. 4745

I hereby declare, under penalty of election falsification, 4746
that the above statements are true and correct to the best of my 4747
knowledge and belief. 4748

_____ 4749

Signature of Voter 4750

_____ 4751

Date 4752

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 4753
FELONY OF THE FIFTH DEGREE." 4754

(B) The board of elections shall include both of the 4755
following with the provisional uniformed services or overseas 4756
absent voter's ballot: 4757

(1) An explanation of the reason the voter is required to 4758
cast a provisional ballot and the information or documentation 4759
the voter must provide in order for the voter's ballot to be 4760
counted. If the voter needs to provide proof of citizenship, the 4761
board shall include a list of the documents that qualify as 4762

proof of citizenship. 4763

(2) A blank copy of the affidavit of religious objection 4764
to being photographed described in section 3505.19 of the 4765
Revised Code. 4766

(C) (1) In addition to any information required to be 4767
included on the written affirmation, an individual casting a 4768
provisional uniformed services or overseas absent voter's ballot 4769
may provide additional information to the board of elections to 4770
assist the board in determining the individual's eligibility to 4771
vote in that election, including the date and location at which 4772
the individual registered to vote, if known. 4773

(2) If the individual provided all of the information 4774
required under section 3503.14 of the Revised Code to register 4775
to vote or to update the individual's registration on the 4776
provisional uniformed services or overseas absent voter's ballot 4777
affirmation, the board of elections shall consider the 4778
affirmation to also serve as a notice of change of name, change 4779
of residence, or both, or as a voter registration form, as 4780
applicable, for that individual only for the purposes of future 4781
elections. 4782

(D) Upon receiving a completed provisional uniformed 4783
services or overseas absent voter's ballot, the board of 4784
elections shall process the ballot in accordance with section 4785
3505.183 of the Revised Code in the same manner as other 4786
provisional ballots. 4787

(E) In all other respects, except as otherwise provided in 4788
this chapter, the provisions of this chapter that apply to a 4789
uniformed services or overseas absent voter's ballot apply in 4790
the same manner to a provisional uniformed services or overseas 4791

absent voter's ballot.

4792

Sec. 3511.09. (A) Upon receiving uniformed services or
overseas absent voter's ballots, the elector shall cause the
questions on the face of the identification envelope to be
answered, and, by writing the elector's usual signature in the
proper place on the identification envelope, the elector shall
declare under penalty of election falsification that the answers
to those questions are true and correct to the best of the
elector's knowledge and belief. Then, the elector shall note
whether there are any voting marks on the ballot. If there are
any voting marks, the ballot shall be returned immediately to
the board of elections; otherwise, the elector shall cause the
ballot to be marked, folded separately so as to conceal the
markings on it, deposited in the identification envelope, and
securely sealed in the identification envelope. The elector
shall sign the identification envelope not later than the close
of the polls on the day of the election. The elector then shall
cause the identification envelope to be placed within the return
envelope, sealed in the return envelope, and mailed to the board
of elections to which it is addressed.

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~~(B) The~~ (B) (1) Except as otherwise provided in division
(B) (2) of this section, the elector shall provide one of the
following:

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

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

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~~(3)~~ (c) A copy of the elector's photo identification in 4821
the return envelope with the identification envelope. 4822

(2) If the elector is casting a provisional uniformed 4823
services or overseas absent voter's ballot, the elector shall 4824
provide the applicable identification and other information 4825
required by the form described in section 3511.052 of the 4826
Revised Code. 4827

(C) Every uniformed services or overseas absent voter's 4828
ballot identification envelope shall be accompanied by the 4829
following statement in boldface capital letters: WHOEVER COMMITS 4830
ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH 4831
DEGREE. 4832

(D) The elector shall cause the uniformed services or 4833
overseas absent voter's ballots to be returned to the office of 4834
the board of elections in a manner described in division (C) or 4835
(D) of section 3509.05 of the Revised Code, provided that the 4836
elector shall not be required to prepay the postage on the 4837
return envelope if, under 39 U.S.C. 3406, no postage is 4838
required. 4839

Sec. 3511.11. (A) Uniformed ~~Except as otherwise provided~~ 4840
in division (D) of section 3511.052 of the Revised Code, 4841
uniformed services or overseas absent voter's ballots delivered 4842
to the office of the board of elections not later than the close 4843
of the polls on election day shall be processed and counted in 4844
the manner provided in section 3509.06 of the Revised Code. 4845

(B) A return envelope is not required to be postmarked in 4846
order for a uniformed services or overseas absent voter's ballot 4847
contained in it to be valid. Except as otherwise provided in 4848
this division, whether or not the return envelope containing the 4849

ballot is postmarked, contains a late postmark, or contains an
illegible postmark, a uniformed services or overseas absent
voter's ballot that is received by mail after the close of the
polls on election day through the fourth day after the election
day shall be processed and counted on the fifth day after the
election day at the office of the board of elections in the
manner provided in section 3509.06 of the Revised Code if the
voter signed the identification envelope by the close of the
polls on election day. However, if a return envelope containing
a uniformed services or overseas absent voter's ballot is so
received, but the identification envelope in it is signed after
the close of the polls on election day, the uniformed services
or overseas absent voter's ballot shall not be counted.

(C) The following types of uniformed services or overseas
absent voter's ballots shall not be counted:

(1) Uniformed services or overseas absent voter's ballots
that are received by the board of elections after the close of
the polls on the day of the election, and that contain an
identification envelope that is signed after the close of the
polls on election day;

(2) Uniformed services or overseas absent voter's ballots
that are received after the fourth day following the election.

The uncounted ballots shall be preserved in their
identification envelopes unopened until the time provided by
section 3505.31 of the Revised Code for the destruction of all
other ballots used at the election for which ballots were
provided, at which time they shall be destroyed.

Sec. 3511.14. (A) A-Subject to division (C) of this
section, a board of elections shall accept and process federal

write-in absentee ballots cast under the Uniformed and Overseas 4879
Citizens Absentee Voting Act, 52 U.S.C. 20302 and 20303, for all 4880
elections for office and for all ballot questions and issues ~~as~~ 4881
~~required under "The Uniformed and Overseas Citizens Absentee~~ 4882
~~Voting Act," Pub. L. No. 99-410, 100 Stat. 924, 42 U.S.C.~~ 4883
~~1973ff, et seq., as amended.~~ 4884

(B) A uniformed services or overseas voter may use the 4885
declaration accompanying a federal write-in absentee ballot to 4886
apply to register to vote simultaneously with the submission of 4887
the federal write-in absentee ballot, if the declaration is 4888
received not later than thirty days before the day of the 4889
election. If the declaration is received after that date, the 4890
declaration shall be considered an application to register to 4891
vote for all subsequent elections. 4892

(C) A uniformed services or overseas absent voter who 4893
otherwise would be required to cast a provisional ballot under 4894
division (B)(1) of section 3503.201 of the Revised Code, but for 4895
no other reason, may cast a federal write-in absentee ballot 4896
under the Uniformed and Overseas Citizens Absentee Voting Act, 4897
52 U.S.C. 20302 and 20303, in a general election for federal 4898
office. The votes on such a voter's ballot shall be counted only 4899
for federal candidates and not for any state or local candidate 4900
or any ballot issue or question appearing on the ballot at the 4901
election. 4902

Sec. 3513.041. A write-in space shall be provided on the 4903
ballot for every office, except in an election for which the 4904
board of elections has received no valid declarations of intent 4905
to be a write-in candidate under this section. Write-in votes 4906
shall not be counted for any candidate who has not filed a 4907
declaration of intent to be a write-in candidate pursuant to 4908

this section. A qualified person who has filed a declaration of
intent may receive write-in votes at either a primary or general
election. Any candidate shall file a declaration of intent to be
a write-in candidate before four p.m. of the seventy-second day
preceding the election at which such candidacy is to be
considered. If the election is to be determined by electors of a
county or a district or subdivision within the county, such
declaration shall be filed with the board of elections of that
county. If the election is to be determined by electors of a
subdivision located in more than one county, such declaration
shall be filed with the board of elections of the county in
which the major portion of the population of such subdivision is
located. If the election is to be determined by electors of a
district comprised of more than one county but less than all of
the counties of the state, such declaration shall be filed with
the board of elections of the most populous county in such
district. Any candidate for an office to be voted upon by
electors throughout the entire state shall file a declaration of
intent to be a write-in candidate with the secretary of state
before four p.m. of the seventy-second day preceding the
election at which such candidacy is to be considered. In
addition, candidates for president and vice-president of the
United States shall also file with the secretary of state by
that seventy-second day a slate of presidential electors
sufficient in number to satisfy the requirements of the United
States constitution.

A board of elections shall not accept for filing the
declaration of intent to be a write-in candidate of a person
seeking to become a candidate if that person, for the same
election, has already filed a declaration of candidacy, a
declaration of intent to be a write-in candidate, or a

nominating petition, or has become a candidate through party 4940
nomination at a primary election or by the filling of a vacancy 4941
under section 3513.30 or 3513.31 of the Revised Code, for any 4942
federal, state, or county office, if the declaration of intent 4943
to be a write-in candidate is for a state or county office, or 4944
for any municipal or township office, for member of a city, 4945
local, or exempted village board of education, or for member of 4946
a governing board of an educational service center, if the 4947
declaration of intent to be a write-in candidate is for a 4948
municipal or township office, or for member of a city, local, or 4949
exempted village board of education, or for member of a 4950
governing board of an educational service center. 4951

No person shall file a declaration of intent to be a 4952
write-in candidate for the office of governor unless the 4953
declaration also shows the intent of another person to be a 4954
write-in candidate for the office of lieutenant governor. No 4955
person shall file a declaration of intent to be a write-in 4956
candidate for the office of lieutenant governor unless the 4957
declaration also shows the intent of another person to be a 4958
write-in candidate for the office of governor. No person shall 4959
file a declaration of intent to be a write-in candidate for the 4960
office of governor or lieutenant governor if the person has 4961
previously filed a declaration of intent to be a write-in 4962
candidate to the office of governor or lieutenant governor at 4963
the same primary or general election. A write-in vote for the 4964
two candidates who file such a declaration shall be counted as a 4965
vote for them as joint candidates for the offices of governor 4966
and lieutenant governor. 4967

The secretary of state shall not accept for filing the 4968
declaration of intent to be a write-in candidate of a person for 4969
the office of governor unless the declaration also shows the 4970

intent of another person to be a write-in candidate for the 4971
office of lieutenant governor, shall not accept for filing the 4972
declaration of intent to be a write-in candidate of a person for 4973
the office of lieutenant governor unless the declaration also 4974
shows the intent of another person to be a write-in candidate 4975
for the office of governor, and shall not accept for filing the 4976
declaration of intent to be a write-in candidate of a person to 4977
the office of governor or lieutenant governor if that person, 4978
for the same election, has already filed a declaration of 4979
candidacy, a declaration of intent to be a write-in candidate, 4980
or a nominating petition, or has become a candidate through 4981
party nomination at a primary election or by the filling of a 4982
vacancy under section 3513.30 or 3513.31 of the Revised Code, 4983
for any other state office or any federal or county office. 4984

Protests against the candidacy of any person filing a 4985
declaration of intent to be a write-in candidate may be filed by 4986
any qualified elector who is eligible to vote in the election at 4987
which the candidacy is to be considered. The protest shall be in 4988
writing and shall be filed not later than four p.m. of the 4989
sixty-seventh day before the day of the election in accordance 4990
with section 3501.391 of the Revised Code. The protest shall be 4991
filed with the board of elections with which the declaration of 4992
intent to be a write-in candidate was filed. Upon the filing of 4993
the protest, the board with which it is filed shall ~~promptly fix~~ 4994
~~the time for hearing it and shall proceed in regard to the~~ 4995
~~hearing in the same manner as for hearings set for protests~~ 4996
~~filed under accordance with that section 3513.05 of the Revised~~ 4997
~~Code. At the time fixed, the board shall hear the protest and~~ 4998
~~determine the validity or invalidity of the declaration of~~ 4999
~~intent to be a write-in candidate.~~ If the board finds that the 5000
candidate is not an elector of the state, district, county, or 5001

political subdivision in which the candidate seeks election to 5002
office or has not fully complied with the requirements of Title 5003
XXXV of the Revised Code in regard to the candidate's candidacy, 5004
the candidate's declaration of intent to be a write-in candidate 5005
shall be determined to be invalid and shall be rejected; 5006
otherwise, it shall be determined to be valid. The determination 5007
of the board is final. 5008

The secretary of state shall prescribe the form of the 5009
declaration of intent to be a write-in candidate. 5010

Sec. 3513.05. Each person desiring to become a candidate 5011
for a party nomination at a primary election or for election to 5012
an office or position to be voted for at a primary election, 5013
except persons desiring to become joint candidates for the 5014
offices of governor and lieutenant governor and except as 5015
otherwise provided in section 3513.051 of the Revised Code, 5016
shall, not later than four p.m. of the ninetieth day before the 5017
day of the primary election, file a declaration of candidacy and 5018
petition and pay the fees required under divisions (A) and (B) 5019
of section 3513.10 of the Revised Code. The declaration of 5020
candidacy and all separate petition papers shall be filed at the 5021
same time as one instrument. When the offices are to be voted 5022
for at a primary election, persons desiring to become joint 5023
candidates for the offices of governor and lieutenant governor 5024
shall, not later than four p.m. of the ninetieth day before the 5025
day of the primary election, comply with section 3513.04 of the 5026
Revised Code. The prospective joint candidates' declaration of 5027
candidacy and all separate petition papers of candidacies shall 5028
be filed at the same time as one instrument. The secretary of 5029
state or a board of elections shall not accept for filing a 5030
declaration of candidacy and petition of a person seeking to 5031
become a candidate if that person, for the same election, has 5032

already filed a declaration of candidacy or a declaration of 5033
intent to be a write-in candidate, or has become a candidate by 5034
the filling of a vacancy under section 3513.30 of the Revised 5035
Code for any federal, state, or county office, if the 5036
declaration of candidacy is for a state or county office, or for 5037
any municipal or township office, if the declaration of 5038
candidacy is for a municipal or township office. 5039

If the declaration of candidacy declares a candidacy which 5040
is to be submitted to electors throughout the entire state, the 5041
petition, including a petition for joint candidates for the 5042
offices of governor and lieutenant governor, shall be signed by 5043
at least one thousand qualified electors who are members of the 5044
same political party as the candidate or joint candidates, and 5045
the declaration of candidacy and petition shall be filed with 5046
the secretary of state; provided that the secretary of state 5047
shall not accept or file any such petition appearing on its face 5048
to contain signatures of more than three thousand electors. 5049

Except as otherwise provided in this paragraph, if the 5050
declaration of candidacy is of one that is to be submitted only 5051
to electors within a district, political subdivision, or portion 5052
thereof, the petition shall be signed by not less than fifty 5053
qualified electors who are members of the same political party 5054
as the political party of which the candidate is a member. If 5055
the declaration of candidacy is for party nomination as a 5056
candidate for member of the legislative authority of a municipal 5057
corporation elected by ward, the petition shall be signed by not 5058
less than twenty-five qualified electors who are members of the 5059
political party of which the candidate is a member. 5060

No such petition, except the petition for a candidacy that 5061
is to be submitted to electors throughout the entire state, 5062

shall be accepted for filing if it appears to contain on its 5063
face signatures of more than three times the minimum number of 5064
signatures. When a petition of a candidate has been accepted for 5065
filing by a board of elections, the petition shall not be deemed 5066
invalid if, upon verification of signatures contained in the 5067
petition, the board of elections finds the number of signatures 5068
accepted exceeds three times the minimum number of signatures 5069
required. A board of elections may discontinue verifying 5070
signatures on petitions when the number of verified signatures 5071
equals the minimum required number of qualified signatures. 5072

If the declaration of candidacy declares a candidacy for 5073
party nomination or for election as a candidate of a minor 5074
party, the minimum number of signatures on such petition is one- 5075
half the minimum number provided in this section, except that, 5076
when the candidacy is one for election as a member of the state 5077
central committee or the county central committee of a political 5078
party, the minimum number shall be the same for a minor party as 5079
for a major party. 5080

If a declaration of candidacy is one for election as a 5081
member of the state central committee or the county central 5082
committee of a political party, the petition shall be signed by 5083
five qualified electors of the district, county, ward, township, 5084
or precinct within which electors may vote for such candidate. 5085
The electors signing such petition shall be members of the same 5086
political party as the political party of which the candidate is 5087
a member. 5088

For purposes of signing or circulating a petition of 5089
candidacy for party nomination or election, an elector is 5090
considered to be a member of a political party if the elector 5091
voted in that party's primary election within the preceding two 5092

calendar years, or if the elector did not vote in any other 5093
party's primary election within the preceding two calendar 5094
years. 5095

If the declaration of candidacy is of one that is to be 5096
submitted only to electors within a county, or within a district 5097
or subdivision or part thereof smaller than a county, the 5098
petition shall be filed with the board of elections of the 5099
county. If the declaration of candidacy is of one that is to be 5100
submitted only to electors of a district or subdivision or part 5101
thereof that is situated in more than one county, the petition 5102
shall be filed with the board of elections of the county within 5103
which the major portion of the population thereof, as 5104
ascertained by the next preceding federal census, is located. 5105

A petition shall consist of separate petition papers, each 5106
of which shall contain signatures of electors of only one 5107
county. Petitions or separate petition papers containing 5108
signatures of electors of more than one county shall not thereby 5109
be declared invalid. In case petitions or separate petition 5110
papers containing signatures of electors of more than one county 5111
are filed, the board shall determine the county from which the 5112
majority of signatures came, and only signatures from such 5113
county shall be counted. Signatures from any other county shall 5114
be invalid. 5115

Each separate petition paper shall be circulated by one 5116
person only, who shall be the candidate or a joint candidate or 5117
a member of the same political party as the candidate or joint 5118
candidates, and each separate petition paper shall be governed 5119
by the rules set forth in section 3501.38 of the Revised Code. 5120

The secretary of state shall promptly transmit to each 5121
board such separate petition papers of each petition 5122

accompanying a declaration of candidacy filed with the secretary 5123
of state as purport to contain signatures of electors of the 5124
county of such board. The board of the most populous county of a 5125
district shall promptly transmit to each board within such 5126
district such separate petition papers of each petition 5127
accompanying a declaration of candidacy filed with it as purport 5128
to contain signatures of electors of the county of each such 5129
board. The board of a county within which the major portion of 5130
the population of a subdivision, situated in more than one 5131
county, is located, shall promptly transmit to the board of each 5132
other county within which a portion of such subdivision is 5133
located such separate petition papers of each petition 5134
accompanying a declaration of candidacy filed with it as purport 5135
to contain signatures of electors of the portion of such 5136
subdivision in the county of each such board. 5137

All petition papers so transmitted to a board and all 5138
petitions accompanying declarations of candidacy filed with a 5139
board shall, under proper regulations, be open to public 5140
inspection until four p.m. of the eightieth day before the day 5141
of the next primary election. Each board shall, not later than 5142
the seventy-eighth day before the day of that primary election, 5143
examine and determine the validity or invalidity of the 5144
signatures on the petition papers so transmitted to or filed 5145
with it and shall return to the secretary of state all petition 5146
papers transmitted to it by the secretary of state, together 5147
with its certification of its determination as to the validity 5148
or invalidity of signatures thereon, and shall return to each 5149
other board all petition papers transmitted to it by such board, 5150
together with its certification of its determination as to the 5151
validity or invalidity of the signatures thereon. All other 5152
matters affecting the validity or invalidity of such petition 5153

papers shall be determined by the secretary of state or the 5154
board with whom such petition papers were filed. 5155

Protests against the candidacy of any person filing a 5156
declaration of candidacy for party nomination or for election to 5157
an office or position, as provided in this section, may be filed 5158
by any qualified elector who is a member of the same political 5159
party as the candidate and who is eligible to vote at the 5160
primary election for the candidate whose declaration of 5161
candidacy the elector objects to, or by the controlling 5162
committee of that political party. The protest shall be in 5163
writing, and shall be filed not later than four p.m. of the 5164
seventy-fourth day before the day of the primary election in 5165
accordance with section 3501.391 of the Revised Code. The 5166
protest shall be filed with the election officials with whom the 5167
declaration of candidacy and petition was filed. Upon the filing 5168
of the protest, the election officials with whom it is filed 5169
~~shall promptly fix the time for hearing it, and shall forthwith~~ 5170
~~mail notice of the filing of the protest and the time fixed for~~ 5171
~~hearing to the person whose candidacy is so protested. They~~ 5172
~~shall also forthwith mail notice of the time fixed for such~~ 5173
~~hearing to the person who filed the protest. At the time fixed,~~ 5174
~~such election officials shall hear the protest and determine the~~ 5175
~~validity or invalidity of the declaration of candidacy and~~ 5176
~~petition~~ proceed in accordance with that section. If they find 5177
that such candidate is not an elector of the state, district, 5178
county, or political subdivision in which the candidate seeks a 5179
party nomination or election to an office or position, or has 5180
not fully complied with this chapter, the candidate's 5181
declaration of candidacy and petition shall be determined to be 5182
invalid and shall be rejected; otherwise, it shall be determined 5183
to be valid. That determination shall be final. 5184

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

The secretary of state shall, on the seventieth day before
the day of a primary election, certify to each board in the
state the forms of the official ballots to be used at the
primary election, together with the names of the candidates to
be printed on the ballots whose nomination or election is to be
determined by electors throughout the entire state and who filed
valid declarations of candidacy and petitions.

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

The board of a county within which the major portion of
the population of a subdivision smaller than the county and
situated in more than one county is located shall, on the
seventieth day before the day of a primary election, certify to
the board of each county in which a portion of that subdivision
is located the names of the candidates to be printed on the
official ballots to be used at the primary election, whose
nomination or election is to be determined only by electors

within that subdivision and who filed valid declarations of 5215
candidacy and petitions. 5216

Sec. 3513.07. The form of declaration of candidacy and 5217
petition of a person desiring to be a candidate for a party 5218
nomination or a candidate for election to an office or position 5219
to be voted for at a primary election shall be substantially as 5220
follows: 5221

"DECLARATION OF CANDIDACY PARTY PRIMARY ELECTION 5222

I, _____ (Name of Candidate), the 5223
undersigned, hereby declare under penalty of election 5224
falsification that my voting residence is in _____ 5225
precinct of the _____ (Township) or 5226
(Ward and City or Village) in the county of _____, 5227
Ohio; that my voting residence is _____ (Street and 5228
Number, if any, or Rural Route and Number) of the 5229
_____ (City or Village) of 5230
_____, Ohio; and that I am a qualified elector in 5231
the precinct in which my voting residence is located. I am a 5232
member of the _____ Party. I hereby declare that I desire to 5233
be _____ (a candidate for nomination as a 5234
candidate of the Party for election to the office of 5235
_____) (a candidate for election to the office or 5236
position of _____) for the _____ in the state, 5237
district, (Full term or unexpired term ending _____) 5238
county, city, or village of _____, at the primary 5239
election to be held on the _____ day of _____, _____, 5240
and I hereby request that my name be printed upon the official 5241
primary election ballot of the said _____ Party as a 5242
candidate for _____ (such nomination) or (such election) as 5243
provided by law. 5244

I further declare that, if elected to said office or position, I will qualify therefor, and that I will support and abide by the principles enunciated by the _____ Party.

Dated this _____ day of _____, _____

(Signature of candidate)

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

PETITION OF CANDIDATE

We, the undersigned, qualified electors of the state of Ohio, whose voting residence is in the county, city, village, ward, township, or school district, and precinct set opposite our names, and members of the

_____ Party, hereby certify that _____ (Name of candidate) whose declaration of candidacy is filed herewith, is a member of the _____ Party, and is, in our opinion, well qualified to perform the duties of the office or position to which that candidate desires to be elected.

Street City,

and Village or

Signature Number Township Ward Precinct County Date

(Must use address on file with the board of elections)

STATEMENT OF CIRCULATOR

I, _____ (Name of circulator of petition), ~~declares~~ declare under penalty of election falsification that ~~the circulator of the petition is a qualified elector of the state of Ohio and resides~~ I reside at the address appearing below ~~the my signature of that circulator;~~ that ~~the circulator is~~ I am a member of the _____ Party; that ~~the circulator is~~ I am the circulator of the foregoing petition paper containing _____ (Number) signatures; that ~~the circulator~~ I witnessed the affixing of every signature; that all signers were to the best of ~~the circulator's~~ my knowledge and belief qualified to sign; and that every signature is to the best of ~~the circulator's~~ my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code. (The circulator shall personally write the number of electors whose signatures the petition paper contains.)

For the purposes of any proceeding related to this petition, I submit to the jurisdiction of the courts of the State of Ohio, the Ohio Secretary of State, and the board of elections of the county in which I have circulated this petition. I understand that I may be required to testify or to produce evidence in such a proceeding. I agree to receive any service of process at the residence address I have provided.

I am compensated to circulate this petition by _____ (name and address). (The circulator shall complete the preceding sentence as required by section 3501.38 of the Revised Code if the circulator is being compensated to circulate the petition.)

(Signature of circulator)

_____ 5302
(Address of circulator's 5303
permanent residence ~~in this~~ 5304
~~_____~~ state) 5305
_____ 5306
~~(If petition is for a~~ 5307
~~_____~~ statewide candidate, the 5308
~~_____~~ name and address of person 5309
~~_____~~ employing to circulate 5310
~~_____~~ petition, if any) 5311

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 5312
FELONY OF THE FIFTH DEGREE." 5313

The secretary of state shall prescribe a form of 5314
declaration of candidacy and petition, and the form shall be 5315
substantially similar to the declaration of candidacy and 5316
petition set forth in this section, that will be suitable for 5317
joint candidates for the offices of governor and lieutenant 5318
governor. 5319

The petition provided for in this section shall be 5320
circulated only by a member of the same political party as the 5321
candidate. 5322

Sec. 3513.261. A nominating petition may consist of one or 5323
more separate petition papers, each of which shall be 5324
substantially in the form prescribed in this section. If the 5325
petition consists of more than one separate petition paper, the 5326
statement of candidacy of the candidate or joint candidates 5327

named need be signed by the candidate or joint candidates on 5328
only one of such separate petition papers, but the statement of 5329
candidacy so signed shall be copied on each other separate 5330
petition paper before the signatures of electors are placed on 5331
it. Each nominating petition containing signatures of electors 5332
of more than one county shall consist of separate petition 5333
papers each of which shall contain signatures of electors of 5334
only one county; provided that petitions containing signatures 5335
of electors of more than one county shall not thereby be 5336
declared invalid. In case petitions containing signatures of 5337
electors of more than one county are filed, the board of 5338
elections shall determine the county from which the majority of 5339
the signatures came, and only signatures from this county shall 5340
be counted. Signatures from any other county shall be invalid. 5341

All signatures on nominating petitions shall be written in 5342
ink or indelible pencil. 5343

At the time of filing a nominating petition, the candidate 5344
designated in the nominating petition, and joint candidates for 5345
governor and lieutenant governor, shall pay to the election 5346
officials with whom it is filed the fees specified for the 5347
office under divisions (A) and (B) of section 3513.10 of the 5348
Revised Code. The fees shall be disposed of by those election 5349
officials in the manner that is provided in section 3513.10 of 5350
the Revised Code for the disposition of other fees, and in no 5351
case shall a fee required under that section be returned to a 5352
candidate. 5353

Candidates or joint candidates whose names are written on 5354
the ballot, and who are elected, shall pay the same fees under 5355
section 3513.10 of the Revised Code that candidates who file 5356
nominating petitions pay. Payment of these fees shall be a 5357

condition precedent to the granting of their certificates of 5358
election. 5359

Each nominating petition shall contain a statement of 5360
candidacy that shall be signed by the candidate or joint 5361
candidates named in it or by an attorney in fact acting pursuant 5362
to section 3501.382 of the Revised Code. Such statement of 5363
candidacy shall contain a declaration made under penalty of 5364
election falsification that the candidate desires to be a 5365
candidate for the office named in it, and that the candidate is 5366
an elector qualified to vote for the office the candidate seeks. 5367

The form of the nominating petition and statement of 5368
candidacy shall be substantially as follows: 5369

"STATEMENT OF CANDIDACY 5370

I, _____ (Name of 5371
candidate), the undersigned, hereby declare under penalty of 5372
election falsification that my voting residence is in 5373
_____ Precinct of the 5374
_____ (Township) or (Ward and City, or 5375
Village) in the county of _____ Ohio; that my post- 5376
office address is _____ (Street and 5377
Number, if any, or Rural Route and Number) of the 5378
_____ (City, Village, or post office) 5379
of _____, Ohio; and that I am a qualified elector 5380
in the precinct in which my voting residence is located. I 5381
hereby declare that I desire to be a candidate for election to 5382
the office of _____ in the _____ 5383
(State, District, County, City, Village, Township, or School 5384
District) for the _____ (Full 5385
term or unexpired term ending _____) at the General 5386
Election to be held on the _____ day of _____, _____ 5387

I further declare that I am an elector qualified to vote 5388
for the office I seek. Dated this _____ day of _____, 5389
_____ 5390

_____ 5391

(Signature of candidate) 5392

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 5393
FELONY OF THE FIFTH DEGREE. 5394

I, _____, hereby constitute 5395
the persons named below a committee to represent me: 5396

Name ~~Residence~~ 5397

_____ 5398

_____ 5399

_____ 5400

_____ 5401

_____ 5402

The designated agent of the committee is _____ 5403

(name). Notice of all matters or proceedings pertaining to this 5404

petition may be served on the agent at _____ 5405

(address). 5406

NOMINATING PETITION 5407

We, the undersigned, qualified electors of the state of 5408

Ohio, whose voting residence is in the County, City, Village, 5409

Ward, Township or Precinct set opposite our names, hereby 5410

nominate _____ as a candidate for election to the 5411

office of _____ in the 5412

_____ (State, District, County, City, 5413

Village, Township, or School District) for the _____ 5414
 (Full term or unexpired term ending _____) to be 5415
 voted for at the general election next hereafter to be held, and 5416
 certify that this person is, in our opinion, well qualified to 5417
 perform the duties of the office or position to which the person 5418
 desires to be elected. 5419
 5420

	1	2	3	4	5	6	7
A		Street					
B		Address					
C		or R.F.D.					
D		(Must use					
E		address on	City,				
F		file with	Village				
G		the board of	or			Date of	
H	Signature	elections)	Township Ward	Precinct	County	Signing	

_____ 5421
 _____ 5422
 _____ 5423

STATEMENT OF CIRCULATOR 5424

I, _____, ~~declares~~ declare under penalty 5425
 of election falsification that ~~such person is a qualified~~ 5426
~~elector of the state of Ohio and resides~~ I reside at the address 5427

appearing below ~~such person's my~~ signature hereto; that ~~such~~ 5428
~~person is~~ I am the circulator of the foregoing petition paper 5429
containing _____ signatures; that ~~such person~~ I 5430
witnessed the affixing of every signature; that all signers were 5431
to the best of ~~such person's my~~ knowledge and belief qualified 5432
to sign; and that every signature is to the best of ~~such~~ 5433
~~person's my~~ knowledge and belief the signature of the person 5434
whose signature it purports to be or of an attorney in fact 5435
acting pursuant to section 3501.382 of the Revised Code. (The 5436
circulator shall personally write the number of electors whose 5437
signatures the petition paper contains.) 5438

For the purposes of any proceeding related to this 5439
petition, I submit to the jurisdiction of the courts of the 5440
State of Ohio, the Ohio Secretary of State, and the board of 5441
elections of the county in which I have circulated this 5442
petition. I understand that I may be required to testify or to 5443
produce evidence in such a proceeding. I agree to receive any 5444
service of process at the residence address I have provided. 5445

I am compensated to circulate this petition by 5446
_____ 5447
(name and address). (The circulator shall 5448
complete the preceding sentence as required by section 3501.38 5449
of the Revised Code if the circulator is being compensated to 5450
circulate the petition.)

_____ 5451

(Signature of circulator) 5452

_____ 5453

(Address of circulator's 5454

permanent residence— 5455

~~_____ in this state) 5456~~
~~_____ 5457~~
~~(If petition is for a statewide 5458~~
~~_____ candidate, the name and address 5459~~
~~_____ of person employing circulator 5460~~
~~_____ to circulate petition, if any) 5461~~

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 5462
FELONY OF THE FIFTH DEGREE." 5463

The secretary of state shall prescribe a form of 5464
nominating petition for a group of candidates for the office of 5465
member of a board of education, township office, and offices of 5466
municipal corporations of under two thousand population. 5467

The secretary of state shall prescribe a form of statement 5468
of candidacy and nominating petition, which shall be 5469
substantially similar to the form of statement of candidacy and 5470
nominating petition set forth in this section, that will be 5471
suitable for joint candidates for the offices of governor and 5472
lieutenant governor. 5473

If such petition nominates a candidate whose election is 5474
to be determined by the electors of a county or a district or 5475
subdivision within the county, it shall be filed with the board 5476
of such county. If the petition nominates a candidate whose 5477
election is to be determined by the voters of a subdivision 5478
located in more than one county, it shall be filed with the 5479
board of the county in which the major portion of the population 5480
of such subdivision is located. 5481

If the petition nominates a candidate whose election is to 5482

be determined by the electors of a district comprised of more 5483
than one county but less than all of the counties of the state, 5484
it shall be filed with the board of elections of the most 5485
populous county in such district. If the petition nominates a 5486
candidate whose election is to be determined by the electors of 5487
the state at large, it shall be filed with the secretary of 5488
state. 5489

The secretary of state or a board of elections shall not 5490
accept for filing a nominating petition of a person seeking to 5491
become a candidate if that person, for the same election, has 5492
already filed a declaration of candidacy, a declaration of 5493
intent to be a write-in candidate, or a nominating petition, or 5494
has become a candidate through party nomination at a primary 5495
election or by the filling of a vacancy under section 3513.30 or 5496
3513.31 of the Revised Code for any federal, state, or county 5497
office, if the nominating petition is for a state or county 5498
office, or for any municipal or township office, for member of a 5499
city, local, or exempted village board of education, or for 5500
member of a governing board of an educational service center, if 5501
the nominating petition is for a municipal or township office, 5502
or for member of a city, local, or exempted village board of 5503
education, or for member of a governing board of an educational 5504
service center. 5505

Sec. 3513.262. The nominating petitions of all candidates 5506
required to be filed before four p.m. of the day before the day 5507
of the primary election immediately preceding the general 5508
election shall be processed as follows: 5509

If such petition is filed with the secretary of state, the 5510
secretary of state shall, not later than the fifteenth day of 5511
June following the filing of such petition, or if the primary 5512

election was a presidential primary election, not later than the 5513
end of the sixth week after the day of that election, transmit 5514
to each board such separate petition papers as purport to 5515
contain signatures of electors of the county of such board. If 5516
such petition is filed with the board of the most populous 5517
county of a district or of a county in which the major portion 5518
of the population of a subdivision is located, such board shall, 5519
not later than the fifteenth day of June, or if the primary 5520
election was a presidential primary election, not later than the 5521
end of the sixth week after the day of that election, transmit 5522
to each board within such district such separate petition papers 5523
of the petition as purport to contain signatures of electors of 5524
the county of such board. 5525

All petition papers so transmitted to a board and all 5526
nominating petitions filed with a board shall, under proper 5527
regulations, be open to public inspection from the fifteenth day 5528
of June until four p.m. of the thirtieth day of that month, or 5529
if the primary election was a presidential primary election, 5530
from the end of the sixth week after the election until four 5531
p.m. of the end of the seventh week after the election. Each 5532
board shall, not later than the next fifteenth day of July, or 5533
if the primary election was a presidential primary election, not 5534
later than the end of the tenth week after the day of that 5535
election, examine and determine the sufficiency of the 5536
signatures on the petition papers transmitted to or filed with 5537
it, and the validity of the petitions filed with it, and shall 5538
return to the secretary of state all petition papers transmitted 5539
to it by the secretary of state, together with its certification 5540
of its determination as to the validity or invalidity of 5541
signatures thereon, and shall return to each other board all 5542
petition papers transmitted to it by such other board, as 5543

provided in this section, together with its certification of its 5544
determination as to the validity or invalidity of signatures 5545
thereon. A signature on a nominating petition is not valid if it 5546
is dated more than one year before the date the nominating 5547
petition was filed. All other matters affecting the validity or 5548
invalidity of such petition papers shall be determined by the 5549
secretary of state or the board with whom such petition papers 5550
were filed. 5551

Written protests against nominating petitions may be filed 5552
by any qualified elector eligible to vote for the candidate 5553
whose nominating petition the elector objects to, not later than 5554
four p.m. of the thirtieth day of July, or if the primary 5555
election was a presidential primary election, not later than the 5556
end of the twelfth week after the day of that election in 5557
accordance with section 3501.391 of the Revised Code. Such 5558
protests shall be filed with the election officials with whom 5559
the nominating petition was filed. Upon the filing of such 5560
protest, the election officials with whom it is filed shall- 5561
~~promptly fix the time and place for hearing it, and shall~~ 5562
~~forthwith mail notice of the filing of such protest and the time~~ 5563
~~and place for hearing it to the person whose nomination is~~ 5564
~~protested. They shall also forthwith mail notice of the time and~~ 5565
~~place fixed for the hearing to the person who filed the protest.~~ 5566
~~At the time fixed, such election officials shall hear the~~ 5567
~~protest and determine the validity or invalidity of the~~ 5568
~~petition. Such determination shall be final proceed in~~ 5569
accordance with that section. 5570

A protest against the nominating petition filed by joint 5571
candidates for the offices of governor and lieutenant governor 5572
shall be filed, heard, and determined in the same manner as a 5573
protest against the nominating petition of a candidate who files 5574

individually. 5575

Sec. 3513.263. The nominating petitions of all candidates 5576
required to be filed before four p.m. of the ninetieth day 5577
before the day of the general election, shall be processed as 5578
follows: 5579

If such petition is filed with the secretary of state, the 5580
secretary of state shall promptly transmit to each board such 5581
separate petition papers as purports to contain signatures of 5582
electors of the county of such board. 5583

If such petition is filed with the board of a county in 5584
which the major portion of the population of a subdivision is 5585
located, such board shall promptly transmit to the board of each 5586
county in which other portions of such subdivision are located 5587
such separate petition papers of the petition as purport to 5588
contain signatures of electors of such county. 5589

All petition papers so transmitted to a board of 5590
elections, and all nominating petitions filed with a board of 5591
elections shall, under proper regulation, be open to public 5592
inspection until four p.m. of the eightieth day before the day 5593
of such general election. Each board shall, not later than the 5594
seventy-eighth day before the day of such general election 5595
examine and determine the sufficiency of the signatures on the 5596
petition papers transmitted to or filed with it and the validity 5597
or invalidity of petitions filed with it, and shall return to 5598
each other board all petition papers transmitted to it by such 5599
other board, together with its certification of its 5600
determination as to the validity or invalidity of signatures 5601
thereon. A signature on a nominating petition is not valid if it 5602
is dated more than one year before the date the nominating 5603
petition was filed. All other matters affecting the validity or 5604

invalidity of such petition papers shall be determined by the 5605
board with whom such petition papers were filed. 5606

Written protests against such nominating petitions may be 5607
filed by any qualified elector eligible to vote for the 5608
candidate whose nominating petition the elector objects to, not 5609
later than the seventy-fourth day before the general election in 5610
accordance with section 3501.391 of the Revised Code. Such 5611
protests shall be filed with the election officials with whom 5612
the nominating petition was filed. Upon the filing of such 5613
protests, the election officials with whom it is filed shall- 5614
~~promptly fix the time and place for hearing it, and shall~~ 5615
~~forthwith mail notice of the filing of such protest and the time~~ 5616
~~and place for hearing it to the person whose nomination is-~~ 5617
~~protested. They shall also forthwith mail notice of the time and~~ 5618
~~place fixed for the hearing to the person who filed the protest.~~ 5619
~~At the time and place fixed, such election officials shall hear-~~ 5620
~~the protest and determine the validity or invalidity of the-~~ 5621
~~petition. Such determination shall be final~~ proceed in 5622
accordance with that section. 5623

Sec. 3517.01. (A) (1) A political party within the meaning 5624
of Title XXXV of the Revised Code is any group of voters that 5625
meets either of the following requirements: 5626

(a) Except as otherwise provided in this division, at the 5627
most recent regular state election, the group polled for its 5628
candidate for governor in the state or nominees for presidential 5629
electors at least three per cent of the entire vote cast for 5630
that office. A group that meets the requirements of this 5631
division remains a political party for a period of four years 5632
after meeting those requirements. 5633

(b) The group filed with the secretary of state, 5634

subsequent to its failure to meet the requirements of division 5635
(A) (1) (a) of this section, a party formation petition that meets 5636
all of the following requirements: 5637

(i) The petition is signed by qualified electors equal in 5638
number to at least one per cent of the total vote for governor 5639
or nominees for presidential electors at the most recent 5640
election for such office. 5641

(ii) The petition is signed by not fewer than five hundred 5642
qualified electors from each of at least a minimum of one-half 5643
of the congressional districts in this state. If an odd number 5644
of congressional districts exists in this state, the number of 5645
districts that results from dividing the number of congressional 5646
districts by two shall be rounded up to the next whole number. 5647

(iii) The petition declares the petitioners' intention of 5648
organizing a political party, the name of which shall be stated 5649
in the declaration, and of participating in the succeeding 5650
general election, held in even-numbered years, that occurs more 5651
than one hundred twenty-five days after the date of filing. 5652

(iv) The petition designates a committee of not less than 5653
three nor more than five individuals of the petitioners, who 5654
shall represent the petitioners in all matters relating to the 5655
petition. Notice of all matters or proceedings pertaining to the 5656
petition may be served on the ~~committee, or any of them~~ 5657
committee's agent designated under division (N) (1) of section 5658
3501.38 of the Revised Code, either personally or by registered 5659
mail, or by leaving such notice at the agent's usual place of 5660
residence ~~of each of them~~. 5661

(2) No such group of electors shall assume a name or 5662
designation that is similar, in the opinion of the secretary of 5663

state, to that of an existing political party as to confuse or 5664
mislead the voters at an election. 5665

(B) A campaign committee shall be legally liable for any 5666
debts, contracts, or expenditures incurred or executed in its 5667
name. 5668

(C) Notwithstanding the definitions found in section 5669
3501.01 of the Revised Code, as used in this section and 5670
sections 3517.08 to 3517.991 of the Revised Code: 5671

(1) "Campaign committee" means a candidate or a 5672
combination of two or more persons authorized by a candidate 5673
under section 3517.081 of the Revised Code to receive 5674
contributions and make expenditures. 5675

(2) "Campaign treasurer" means an individual appointed by 5676
a candidate under section 3517.081 of the Revised Code. 5677

(3) "Candidate" has the same meaning as in division (H) of 5678
section 3501.01 of the Revised Code and also includes any person 5679
who, at any time before or after an election, receives 5680
contributions or makes expenditures or other use of 5681
contributions, has given consent for another to receive 5682
contributions or make expenditures or other use of 5683
contributions, or appoints a campaign treasurer, for the purpose 5684
of bringing about the person's nomination or election to public 5685
office. When two persons jointly seek the offices of governor 5686
and lieutenant governor, "candidate" means the pair of 5687
candidates jointly. "Candidate" does not include candidates for 5688
election to the offices of member of a county or state central 5689
committee, presidential elector, and delegate to a national 5690
convention or conference of a political party. 5691

(4) "Continuing association" means an association, other 5692

than a campaign committee, political party, legislative campaign 5693
fund, political contributing entity, or labor organization, that 5694
is intended to be a permanent organization that has a primary 5695
purpose other than supporting or opposing specific candidates, 5696
political parties, or ballot issues, and that functions on a 5697
regular basis throughout the year. "Continuing association" 5698
includes organizations that are determined to be not organized 5699
for profit under subsection 501 and that are described in 5700
subsection 501(c) (3), 501(c) (4), or 501(c) (6) of the Internal 5701
Revenue Code. 5702

(5) "Contribution" means a loan, gift, deposit, 5703
forgiveness of indebtedness, donation, advance, payment, or 5704
transfer of funds or anything of value, including a transfer of 5705
funds from an inter vivos or testamentary trust or decedent's 5706
estate, and the payment by any person other than the person to 5707
whom the services are rendered for the personal services of 5708
another person, which contribution is made, received, or used 5709
for the purpose of influencing the results of an election. Any 5710
loan, gift, deposit, forgiveness of indebtedness, donation, 5711
advance, payment, or transfer of funds or of anything of value, 5712
including a transfer of funds from an inter vivos or 5713
testamentary trust or decedent's estate, and the payment by any 5714
campaign committee, political action committee, legislative 5715
campaign fund, political party, political contributing entity, 5716
or person other than the person to whom the services are 5717
rendered for the personal services of another person, that is 5718
made, received, or used by a state or county political party, 5719
other than the moneys an entity may receive under sections 5720
3517.101, 3517.1012, and 3517.1013 of the Revised Code, shall be 5721
considered to be a "contribution" for the purpose of section 5722
3517.10 of the Revised Code and shall be included on a statement 5723

of contributions filed under that section. 5724

"Contribution" does not include any of the following: 5725

(a) Services provided without compensation by individuals 5726
volunteering a portion or all of their time on behalf of a 5727
person; 5728

(b) Ordinary home hospitality; 5729

(c) The personal expenses of a volunteer paid for by that 5730
volunteer campaign worker; 5731

(d) Any gift given to an entity pursuant to section 5732
3517.101 of the Revised Code; 5733

(e) Any contribution as defined in section 3517.1011 of 5734
the Revised Code that is made, received, or used to pay the 5735
direct costs of producing or airing an electioneering 5736
communication; 5737

(f) Any gift given to a state or county political party 5738
for the party's restricted fund under division (A) (2) of section 5739
3517.1012 of the Revised Code; 5740

(g) Any gift given to a state political party for deposit 5741
in a Levin account pursuant to section 3517.1013 of the Revised 5742
Code. As used in this division, "Levin account" has the same 5743
meaning as in that section. 5744

(h) Any donation given to a transition fund under section 5745
3517.1014 of the Revised Code. 5746

(6) "Expenditure" means the disbursement or use of a 5747
contribution for the purpose of influencing the results of an 5748
election or of making a charitable donation under division (G) 5749
of section 3517.08 of the Revised Code. Any disbursement or use 5750

of a contribution by a state or county political party is an 5751
expenditure and shall be considered either to be made for the 5752
purpose of influencing the results of an election or to be made 5753
as a charitable donation under division (G) of section 3517.08 5754
of the Revised Code and shall be reported on a statement of 5755
expenditures filed under section 3517.10 of the Revised Code. 5756
During the thirty days preceding a primary or general election, 5757
any disbursement to pay the direct costs of producing or airing 5758
a broadcast, cable, or satellite communication that refers to a 5759
clearly identified candidate shall be considered to be made for 5760
the purpose of influencing the results of that election and 5761
shall be reported as an expenditure or as an independent 5762
expenditure under section 3517.10 or 3517.105 of the Revised 5763
Code, as applicable, except that the information required to be 5764
reported regarding contributors for those expenditures or 5765
independent expenditures shall be the same as the information 5766
required to be reported under divisions (D) (1) and (2) of 5767
section 3517.1011 of the Revised Code. 5768

As used in this division, "broadcast, cable, or satellite 5769
communication" and "refers to a clearly identified candidate" 5770
have the same meanings as in section 3517.1011 of the Revised 5771
Code. 5772

(7) "Personal expenses" includes, but is not limited to, 5773
ordinary expenses for accommodations, clothing, food, personal 5774
motor vehicle or airplane, and home telephone. 5775

(8) "Political action committee" means a combination of 5776
two or more persons, the primary or major purpose of which is to 5777
support or oppose any candidate, political party, or issue, or 5778
to influence the result of any election through express 5779
advocacy, and that is not a political party, a campaign 5780

committee, a political contributing entity, or a legislative 5781
campaign fund. "Political action committee" does not include 5782
either of the following: 5783

(a) A continuing association that makes disbursements for 5784
the direct costs of producing or airing electioneering 5785
communications and that does not engage in express advocacy; 5786

(b) A political club that is formed primarily for social 5787
purposes and that consists of one hundred members or less, has 5788
officers and periodic meetings, has less than two thousand five 5789
hundred dollars in its treasury at all times, and makes an 5790
aggregate total contribution of one thousand dollars or less per 5791
calendar year. 5792

(9) "Public office" means any state, county, municipal, 5793
township, or district office, except an office of a political 5794
party, that is filled by an election and the offices of United 5795
States senator and representative. 5796

(10) "Anything of value" has the same meaning as in 5797
section 1.03 of the Revised Code. 5798

(11) "Beneficiary of a campaign fund" means a candidate, a 5799
public official or employee for whose benefit a campaign fund 5800
exists, and any other person who has ever been a candidate or 5801
public official or employee and for whose benefit a campaign 5802
fund exists. 5803

(12) "Campaign fund" means money or other property, 5804
including contributions. 5805

(13) "Public official or employee" has the same meaning as 5806
in section 102.01 of the Revised Code. 5807

(14) "Caucus" means all of the members of the house of 5808

representatives or all of the members of the senate of the 5809
general assembly who are members of the same political party. 5810

(15) "Legislative campaign fund" means a fund that is 5811
established as an auxiliary of a state political party and 5812
associated with one of the houses of the general assembly. 5813

(16) "In-kind contribution" means anything of value other 5814
than money that is used to influence the results of an election 5815
or is transferred to or used in support of or in opposition to a 5816
candidate, campaign committee, legislative campaign fund, 5817
political party, political action committee, or political 5818
contributing entity and that is made with the consent of, in 5819
coordination, cooperation, or consultation with, or at the 5820
request or suggestion of the benefited candidate, committee, 5821
fund, party, or entity. The financing of the dissemination, 5822
distribution, or republication, in whole or part, of any 5823
broadcast or of any written, graphic, or other form of campaign 5824
materials prepared by the candidate, the candidate's campaign 5825
committee, or their authorized agents is an in-kind contribution 5826
to the candidate and an expenditure by the candidate. 5827

(17) "Independent expenditure" means an expenditure by a 5828
person advocating the election or defeat of an identified 5829
candidate or candidates, that is not made with the consent of, 5830
in coordination, cooperation, or consultation with, or at the 5831
request or suggestion of any candidate or candidates or of the 5832
campaign committee or agent of the candidate or candidates. As 5833
used in division (C) (17) of this section: 5834

(a) "Person" means an individual, partnership, 5835
unincorporated business organization or association, political 5836
action committee, political contributing entity, separate 5837
segregated fund, association, or other organization or group of 5838

persons, but not a labor organization or a corporation unless 5839
the labor organization or corporation is a political 5840
contributing entity. 5841

(b) "Advocating" means any communication containing a 5842
message advocating election or defeat. 5843

(c) "Identified candidate" means that the name of the 5844
candidate appears, a photograph or drawing of the candidate 5845
appears, or the identity of the candidate is otherwise apparent 5846
by unambiguous reference. 5847

(d) "Made in coordination, cooperation, or consultation 5848
with, or at the request or suggestion of, any candidate or the 5849
campaign committee or agent of the candidate" means made 5850
pursuant to any arrangement, coordination, or direction by the 5851
candidate, the candidate's campaign committee, or the 5852
candidate's agent prior to the publication, distribution, 5853
display, or broadcast of the communication. An expenditure is 5854
presumed to be so made when it is any of the following: 5855

(i) Based on information about the candidate's plans, 5856
projects, or needs provided to the person making the expenditure 5857
by the candidate, or by the candidate's campaign committee or 5858
agent, with a view toward having an expenditure made; 5859

(ii) Made by or through any person who is, or has been, 5860
authorized to raise or expend funds, who is, or has been, an 5861
officer of the candidate's campaign committee, or who is, or has 5862
been, receiving any form of compensation or reimbursement from 5863
the candidate or the candidate's campaign committee or agent; 5864

(iii) Except as otherwise provided in division (D) of 5865
section 3517.105 of the Revised Code, made by a political party 5866
in support of a candidate, unless the expenditure is made by a 5867

political party to conduct voter registration or voter education 5868
efforts. 5869

(e) "Agent" means any person who has actual oral or 5870
written authority, either express or implied, to make or to 5871
authorize the making of expenditures on behalf of a candidate, 5872
or means any person who has been placed in a position with the 5873
candidate's campaign committee or organization such that it 5874
would reasonably appear that in the ordinary course of campaign- 5875
related activities the person may authorize expenditures. 5876

(18) "Labor organization" means a labor union; an employee 5877
organization; a federation of labor unions, groups, locals, or 5878
other employee organizations; an auxiliary of a labor union, 5879
employee organization, or federation of labor unions, groups, 5880
locals, or other employee organizations; or any other bona fide 5881
organization in which employees participate and that exists for 5882
the purpose, in whole or in part, of dealing with employers 5883
concerning grievances, labor disputes, wages, hours, and other 5884
terms and conditions of employment. 5885

(19) "Separate segregated fund" means a separate 5886
segregated fund established pursuant to the Federal Election 5887
Campaign Act. 5888

(20) "Federal Election Campaign Act" means the "Federal 5889
Election Campaign Act of 1971," 86 Stat. 11, 2 U.S.C.A. 431, et 5890
seq., as amended. 5891

(21) "Restricted fund" means the fund a state or county 5892
political party must establish under division (A)(1) of section 5893
3517.1012 of the Revised Code. 5894

(22) "Electioneering communication" has the same meaning 5895
as in section 3517.1011 of the Revised Code. 5896

(23) "Express advocacy" means a communication that 5897
contains express words advocating the nomination, election, or 5898
defeat of a candidate or that contains express words advocating 5899
the adoption or defeat of a question or issue, as determined by 5900
a final judgment of a court of competent jurisdiction. 5901

(24) "Political committee" has the same meaning as in 5902
section 3517.1011 of the Revised Code. 5903

(25) "Political contributing entity" means any entity, 5904
including a corporation or labor organization, that may lawfully 5905
make contributions and expenditures and that is not an 5906
individual or a political action committee, continuing 5907
association, campaign committee, political party, legislative 5908
campaign fund, designated state campaign committee, or state 5909
candidate fund. For purposes of this division, "lawfully" means 5910
not prohibited by any section of the Revised Code, or authorized 5911
by a final judgment of a court of competent jurisdiction. 5912

(26) "Internet identifier of record" has the same meaning 5913
as in section 9.312 of the Revised Code. 5914

Sec. 3517.12. (A) Prior to receiving a contribution or 5915
making an expenditure, the ~~circulator or~~ committee in charge of 5916
an initiative or referendum petition, or supplementary petition 5917
for additional signatures, for the submission of a 5918
constitutional amendment, proposed law, section, or item of any 5919
law shall appoint a treasurer and ~~shall file with the secretary-~~ 5920
~~of state, on a form prescribed by the secretary of state,~~ 5921
include a designation of that appointment, including the full- 5922
name and address of the treasurer and of the circulator or 5923
committee on the statement described in division (B) of section 5924
3519.02 of the Revised Code. 5925

(B) The circulator or the committee in charge of an 5926
initiative or referendum petition, or supplementary petition for 5927
additional signatures, for the submission of a constitutional 5928
amendment, proposed law, section, or item of any law shall, 5929
within thirty days after those petition papers are filed, file 5930
with the secretary of state, on a form prescribed by the 5931
secretary of state, an itemized statement, made under penalty of 5932
election falsification, showing in detail the following: 5933

(1) All ~~money or things of value~~ compensation paid, given, 5934
or promised to, or received by, any person for work done in 5935
circulating the petitions, as described in division (C) of 5936
section 3501.381 of the Revised Code; 5937

(2) ~~All appointments, promotions, or increases in salary,~~ 5938
~~in positions which were given, promised, or received, or to~~ 5939
~~obtain which assistance was given, promised, or received as a~~ 5940
~~consideration for work done in circulating petitions;~~ 5941

~~(3)~~ Full names and addresses, including street, city, and 5942
state, of all persons to whom such payments or promises of 5943
compensation were made and of all persons from whom such 5944
payments or promises of compensation were received; 5945

~~(4)~~ (3) Full names and addresses, including street, city, 5946
and state, of all persons who contributed anything of value to 5947
be used in circulating the petitions, including things provided 5948
to persons for work done in circulating the petitions that are 5949
not considered compensation under division (C) (1) (a), (b), or 5950
(c) of section 3501.381 of the Revised Code, and the amounts of 5951
those contributions; 5952

~~(5) Time spent and salaries earned while soliciting~~ 5953
~~signatures to petitions by persons who were regular salaried~~ 5954

~~employees of some person or whom that employer authorized to~~ 5955
~~solicit as part of their regular duties.~~ 5956

~~If no money or things of value were~~ such compensation was 5957
~~paid or, received, or if no promises were made or received as a~~ 5958
~~consideration for work done in circulating a petition~~ promised, 5959
~~and nothing of value contributed to be used in circulating the~~ 5960
~~petition,~~ the statement shall contain words to that effect. 5961

(C) The treasurer designated under division (A) of this 5962
section shall file statements of contributions and expenditures 5963
in accordance with section 3517.10 of the Revised Code regarding 5964
all contributions made or received and all expenditures made by 5965
that treasurer or the circulator or committee in connection with 5966
the initiative or referendum petition, or supplementary petition 5967
for additional signatures, for the submission of a 5968
constitutional amendment, proposed law, section, or item of any 5969
law. 5970

Sec. 3519.02. ~~The~~ (A) As used in this section, 5971
"contribution" and "expenditure" have the same meanings as in 5972
section 3517.01 of the Revised Code. 5973

(B) Before circulating any initiative or referendum 5974
petition, including a petition described in section 3519.01 of 5975
the Revised Code, and before receiving a contribution or making 5976
an expenditure, the petitioners shall ~~designate in any~~ 5977
~~initiative, referendum, or supplementary petition and on each of~~ 5978
~~the several parts of such petition a~~ file with the secretary of 5979
state, on a form prescribed by the secretary of state, a 5980
statement containing all of the following information: 5981

(1) The full names and addresses of a committee of not 5982
less than three nor more than five of ~~their number~~ the 5983

petitioners, who shall represent them in all matters relating to 5984
such petitions. ~~Notice;~~ 5985

(2) The full name and address of the committee's 5986
treasurer; 5987

(3) The full name and address of an agent upon whom notice 5988
of all matters or proceedings pertaining to such petitions may 5989
be served on said committee, or any of them, either personally 5990
or by registered mail, or by leaving such notice at the usual 5991
place of residence of each of them; 5992

(4) A designation of one or more members or agents of the 5993
committee who consent to testify on behalf of the committee. The 5994
designation may set out the matters on which each person 5995
designated may testify. 5996

(C) The committee promptly shall update the statement 5997
described in division (B) of this section with the secretary of 5998
state if the information in the statement changes during the 5999
time that the committee is circulating the petition. If the law, 6000
constitutional amendment, or referendum is certified to appear 6001
on the ballot, the committee promptly shall update that 6002
information if it changes at any time before the day of the 6003
election. 6004

(D) Each part-petition shall include the names of the 6005
members of the committee and the name and address of the 6006
committee's agent designated under division (B) (3) of this 6007
section as they exist at the time the part-petition is printed. 6008

Sec. 3519.05. (A) If the measure to be submitted proposes 6009
a constitutional amendment, the heading of each part of the 6010
petition shall be prepared in the following form, and printed in 6011
capital letters in type of the approximate size set forth: 6012

"INITIATIVE PETITION 6013

Amendment to the Constitution 6014

Proposed by Initiative Petition 6015

To be submitted directly to the electors" 6016

"Amendment" printed in fourteen-point boldface type shall 6017
precede the title, which shall be briefly expressed and printed 6018
in eight-point type. The summary shall then be set forth printed 6019
in ten-point type, and then shall follow the certification of 6020
the attorney general, under proper date, which shall also be 6021
printed in ten-point type. The petition shall then set forth the 6022
names ~~and addresses~~ of the members of the petition committee ~~of~~ 6023
~~not less than three nor more than five to represent the~~ 6024
~~petitioners in all matters relating to the petition or its~~ 6025
~~circulation~~ designated under section 3519.02 of the Revised Code 6026
and the name and address of the petition committee's agent 6027
designated under division (B) (3) of that section. 6028

Immediately above the heading of the place for signatures 6029
on each part of the petition the following notice shall be 6030
printed in boldface type: 6031

"NOTICE 6032

Whoever knowingly signs this petition more than once; 6033
except as provided in section 3501.382 of the Revised Code, 6034
signs a name other than one's own on this petition; or signs 6035
this petition when not a qualified voter, is liable to 6036
prosecution." 6037

The heading of the place for signatures shall be 6038
substantially as follows: 6039

"(Sign with ink. Your name, residence, and date of signing must 6040

be given.) 6041

6042

6043

1 2 3 4 5 6 7

A Rural Route or

B other Post-

C Signature County Township office Address Month Day Year

6044

(Voters who do not live in a municipal corporation should fill 6045

in the information called for by headings printed above.) 6046

(Voters who reside in municipal corporations should fill in the 6047

information called for by headings printed below.) 6048

6049

6050

1 2 3 4 5 6 7 8 9

A City Street

B or and

C Signature County Village Number Ward Precinct Month Day Year"

6051

The text of the proposed amendment shall be printed in 6052

full, immediately following the place for signatures, and shall 6053

be prefaced by "Be it resolved by the people of the State of 6054

Ohio." Immediately following the text of the proposed amendment 6055

must appear the following form: 6056

"I, _____, declare under penalty of election 6057
falsification that I am the circulator of the foregoing petition 6058
paper containing the signatures of _____ electors, that the 6059
signatures appended hereto were made and appended in my presence 6060
on the date set opposite each respective name, and are the 6061
signatures of the persons whose names they purport to be or of 6062
attorneys in fact acting pursuant to section 3501.382 of the 6063
Revised Code, and that the electors signing this petition did so 6064
with knowledge of the contents of same. ~~I~~ (The circulator shall 6065
personally write the number of electors whose signatures the 6066
petition paper contains.) 6067

For the purposes of any proceeding related to this 6068
petition, I submit to the jurisdiction of the courts of the 6069
State of Ohio, the Ohio Secretary of State, and the board of 6070
elections of the county in which I have circulated this 6071
petition. I understand that I may be required to testify or to 6072
produce evidence in such a proceeding. I agree to receive any 6073
service of process at the residence address I have provided. 6074

I am ~~employed-compensated~~ to circulate this petition by 6075
_____ (Name and address of ~~employer~~). 6076
(The preceding sentence shall be completed as required by 6077
section 3501.38 of the Revised Code if the circulator is being 6078
~~employed-compensated~~ to circulate the petition.) 6079

(Signed) _____ 6080

(Address of circulator's permanent 6081

residence ~~in this state~~) 6082

_____ 6083

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 6084
FELONY OF THE FIFTH DEGREE." 6085

(B) If the measure proposes a law, the heading of each 6086
part of the petition shall be prepared as follows: 6087

"INITIATIVE PETITION 6088

Law proposed by initiative petition first to be submitted 6089
to the General Assembly." 6090

In all other respects, the form shall be as provided for 6091
the submission of a constitutional amendment, except that the 6092
text of the proposed law shall be prefaced by "Be it enacted by 6093
the people of the state of Ohio." 6094

The form for a supplementary initiative petition shall be 6095
the same as that provided for an initiative petition, with the 6096
exception that "supplementary" shall precede "initiative" in the 6097
title thereof. 6098

(C) The general provisions set forth in this section 6099
relative to the form and order of an initiative petition shall 6100
be, so far as practical, applicable to a referendum petition, 6101
the heading of which shall be as follows: 6102

"REFERENDUM PETITION 6103

To be submitted to the electors for their approval or 6104
rejection" 6105

The title, which follows the heading, shall contain a 6106
brief legislative history of the law, section, or item of law to 6107
be referred. The text of the law so referred shall be followed 6108
by the certification of the secretary of state, in accordance 6109
with division (B) (2) (b) of section 3519.01 of the Revised Code, 6110
that it has been compared with the copy of the enrolled act, on 6111

file in the secretary of state's office, containing such law, 6112
section, or item of law, and found to be correct. 6113

(D) The secretary of state shall prescribe a form for part 6114
petitions to be submitted during the ten-day period beginning on 6115
the first day following the date that the secretary of state 6116
notifies the ~~chairperson of the committee interested in the~~ 6117
petition committee's agent that the petition has an insufficient 6118
number of valid signatures. The secretary of state shall provide 6119
to each particular committee a different form that contains a 6120
unique identifier and that is separate from the forms prescribed 6121
in divisions (A), (B), and (C) of this section. The secretary of 6122
state shall make the form available to the committee only as 6123
described in division (F) of section 3519.16 of the Revised 6124
Code. The form shall not be considered a public record until 6125
after the secretary of state makes it available to the committee 6126
under that division. 6127

The form shall comply with the requirements of Section 1g 6128
of Article II, Ohio Constitution and, except as otherwise 6129
provided in this division, with the requirements of divisions 6130
(A), (B), and (C) of this section. 6131

Sec. 3519.16. (A) Pursuant to Section 1g of Article II, 6132
Ohio Constitution, the supreme court of Ohio shall have 6133
exclusive original jurisdiction in all challenges to initiative 6134
and referendum petitions. 6135

(B) The committee interested in a petition shall include 6136
upon each part-petition filed with the secretary of state a 6137
designation of the county in which the part-petition was 6138
circulated and a number for the part-petition. In any county 6139
where part-petitions are circulated, each part-petition shall be 6140
numbered sequentially. The committee shall sort the part- 6141

petitions by county. Upon filing the petition with the secretary 6142
of state, the committee also shall file the following: 6143

(1) An electronic copy of the petition along with a 6144
verification that the electronic copy is a true representation 6145
of the original filed paper petition; 6146

(2) A summary of the number of part-petitions filed per 6147
county, and the number of signatures on each part-petition; 6148

(3) An index of the electronic copy of the petition. 6149

(C) From the time the petition is initially filed with the 6150
secretary of state and until the part-petitions are returned to 6151
the secretary of state by the boards of elections after a 6152
determination of sufficiency under section 3519.15 of the 6153
Revised Code, any request for the inspection or copying of the 6154
original petition filed with the secretary of state under 6155
Chapter 149. of the Revised Code is fulfilled if the secretary 6156
of state permits the inspection of or provides copies of the 6157
electronic copy of the petition filed by the circulator. 6158

(D) Discrepancies between the electronic copy of a 6159
petition filed under division (B) (1) of this section and the 6160
original paper petition filed with the secretary of state shall 6161
not render the petition invalid. Such discrepancies, if the 6162
product of fraud, shall be subject to criminal penalties under 6163
section 3599.36 of the Revised Code. 6164

(E) The properly verified part-petitions, together with an 6165
electronic copy of the part-petitions, shall be returned to the 6166
secretary of state not less than one hundred ten days before the 6167
election, provided that, in the case of an initiated law to be 6168
presented to the general assembly, the boards shall promptly 6169
check and return the petitions together with their report. The 6170

secretary of state shall determine the sufficiency of the 6171
signatures not later than one hundred five days before the 6172
election. The secretary of state promptly shall notify the 6173
~~chairperson of the committee in charge of the circulation-~~ 6174
petition committee's agent as to the sufficiency or 6175
insufficiency of the petition and the extent of the 6176
insufficiency. 6177

(F) If the petition is found insufficient because of an 6178
insufficient number of valid signatures, the committee shall be 6179
allowed ten additional days after the notification by the 6180
secretary of state for the collection and filing of additional 6181
signatures to the petition. When the secretary of state makes 6182
that notification, the secretary of state simultaneously shall 6183
provide the ~~chairperson-~~petition committee's agent with both a 6184
paper copy and an electronic copy of the unique petition form 6185
described in division (D) of section 3519.05 of the Revised 6186
Code. At that time, the secretary of state also shall make the 6187
form available to the public on the secretary of state's 6188
official web site and shall transmit the form electronically to 6189
the boards of elections. Upon request, a board of elections 6190
shall provide a paper or electronic copy of the form to any 6191
person. 6192

No additional signatures shall be collected or submitted 6193
to the secretary of state by the committee interested in the 6194
petition, or by any person acting on behalf of the committee, 6195
during the period beginning on the date that the petition is 6196
initially submitted to the secretary of state and ending on the 6197
date that the secretary of state notifies the ~~chairperson of the~~ 6198
~~committee-~~petition committee's agent that the petition has an 6199
insufficient number of valid signatures. If the committee, or 6200
any person acting on behalf of the committee, submits additional 6201

signatures, the signatures must be on the form provided by the 6202
secretary of state under this division and only signatures that 6203
were signed and collected during the ten-day period to collect 6204
and submit additional signatures may be submitted. 6205

If additional signatures are filed, the secretary of state 6206
shall determine the sufficiency of those additional signatures 6207
not later than sixty-five days before the election. The part- 6208
petitions of the supplementary petition that appear to the 6209
secretary of state to be properly verified, upon their receipt 6210
by the secretary of state, shall forthwith be forwarded to the 6211
boards of the several counties together with the part-petitions 6212
of the original petition that have been properly verified. They 6213
shall be immediately examined and passed upon as to the validity 6214
and sufficiency of the signatures on them by each of the boards 6215
and returned within eight days to the secretary of state with 6216
the report of each board. No signature on a supplementary part- 6217
petition that is the same as a signature on an original part- 6218
petition shall be counted. The number of signatures in both the 6219
original and supplementary petitions, properly verified, shall 6220
be used by the secretary of state in determining the total 6221
number of signatures to the petition that the secretary of state 6222
shall record and announce. If they are sufficient, the 6223
amendment, proposed law, or law shall be placed on the ballot as 6224
required by law. If the petition is found insufficient, the 6225
secretary of state shall notify the committee in charge of the 6226
circulation of the petition. 6227

Sec. 3599.12. (A) No person shall do any of the following: 6228

(1) Vote or attempt to vote in any primary, special, or 6229
general election in a precinct in which that person is not a 6230
legally qualified elector; 6231

(2) Vote or attempt to vote more than once at the same 6232
election by any means, ~~including voting or attempting to vote~~ 6233
~~both by absent voter's ballots under division (C) of section~~ 6234
~~3503.16 of the Revised Code and by regular ballot at the polls~~ 6235
~~at the same election, or voting or attempting to vote both by~~ 6236
~~absent voter's ballots under division (C) of section 3503.16 of~~ 6237
~~the Revised Code and by absent voter's ballots under Chapter~~ 6238
~~3509. or armed service absent voter's ballots under Chapter~~ 6239
~~3511. of the Revised Code at the same election;~~ 6240

(3) Impersonate or sign the name of another person, real 6241
or fictitious, living or dead, and vote or attempt to vote as 6242
that other person in any such election; 6243

(4) Cast a ballot at any such election after objection has 6244
been made and sustained to that person's vote; 6245

(5) Knowingly vote or attempt to vote a ballot other than 6246
the official ballot. 6247

(B) Whoever violates division (A) of this section is 6248
guilty of a felony of the fourth degree. 6249

Sec. 3599.21. (A) No person shall knowingly do any of the 6250
following: 6251

(1) Impersonate another, or make a false representation in 6252
order to obtain an absent voter's ballot; 6253

(2) Aid or abet a person to vote an absent voter's ballot 6254
illegally; 6255

(3) If the person is an election official, open, destroy, 6256
steal, mark, or mutilate any absent voter's ballot; 6257

(4) Aid or abet another person to open, destroy, steal, 6258
mark, or mutilate any absent voter's ballot after the ballot has 6259

been voted; 6260

(5) Delay the delivery of any absent voter's ballot with a view to preventing its arrival in time to be counted; 6261
6262

(6) Hinder or attempt to hinder the delivery or counting of such absent voter's ballot; 6263
6264

(7) Fail to forward to the appropriate election official an absent voter's ballot application entrusted to that person to so forward; 6265
6266
6267

(8) Fail to forward to the appropriate election official an absent voter's ballot application entrusted to that person to so forward within ten days after that application is completed or within such a time period that the failure to so forward the application disenfranchises the voter with respect to a particular election, whichever is earlier; 6268
6269
6270
6271
6272
6273

(9) Return the absent voter's ballot of another to the office of a board of elections, unless either of the following apply: 6274
6275
6276

(a) The person is ~~a relative~~ an assistant who is authorized to do so under division ~~(C)(1)~~ (D)(2), (3), or (4) of section 3509.05 of the Revised Code; 6277
6278
6279

(b) The person is, and is acting as, an employee or contractor of the United States postal service or a private carrier. 6280
6281
6282

(10) Except as authorized under Chapters 3509. and 3511. of the Revised Code, possess the absent voter's ballot of another. 6283
6284
6285

(B) (1) Subject to division (B) (2) of this section, no person who receives compensation for soliciting persons to apply 6286
6287

to vote by absent voter's ballots shall fail to forward to the 6288
appropriate election official an absent voter's ballot 6289
application entrusted to that person to so forward within ten 6290
days after that application is completed. 6291

(2) No person who receives compensation for soliciting 6292
persons to apply to vote by absent voter's ballots shall fail to 6293
forward to the appropriate election official an absent voter's 6294
ballot application entrusted to that person to so forward within 6295
such a time period that the failure to so forward the 6296
application disenfranchises the voter with respect to a 6297
particular election. 6298

(C) Whoever violates division (A) or (B) of this section 6299
is guilty of a felony of the fourth degree. 6300

(D) As used in this section, "person who receives 6301
compensation for soliciting persons to apply to vote by absent 6302
voter's ballots" includes any effort, for compensation, to 6303
provide absent voter's ballot applications or to assist persons 6304
in completing those applications or returning them to the 6305
director of the board of elections of the county in which the 6306
applicant's voting residence is located. 6307

Sec. 4301.33. (A) The board of elections shall provide to 6308
a petitioner circulating a petition for an election for the 6309
submission of one or more of the questions specified in section 6310
4301.35 or 4301.351 of the Revised Code, at the time of taking 6311
out the petition, both of the following: 6312

(1) The names of the streets and, if appropriate, the 6313
address numbers of residences and business establishments within 6314
the precinct in which the election is sought; 6315

(2) A form prescribed by the secretary of state for 6316

notifying affected permit holders and liquor agency stores of 6317
the circulation of a petition for an election for the submission 6318
of one or more of the questions specified in section 4301.35 or 6319
4301.351 of the Revised Code. 6320

The petitioner shall, not less than fifty-five days before 6321
the petition-filing deadline for the election, as provided in 6322
this section, file with the division of liquor control the 6323
information regarding names of streets and, if appropriate, 6324
address numbers of residences and business establishments 6325
provided by the board of elections, and specify to the division 6326
the precinct that is concerned and that would be affected by the 6327
results of the election and the filing deadline. The division 6328
shall, within a reasonable period of time and not later than 6329
twenty-five days before the filing deadline, supply the 6330
petitioner with a list of the names and addresses of permit 6331
holders and liquor agency stores, if any, that would be affected 6332
by the election. The list shall contain a heading with the 6333
following words: "Liquor permit holders and liquor agency stores 6334
that would be affected by the question(s) set forth on petition 6335
for a local option election." 6336

Within five days after a petitioner has received from the 6337
division the list of liquor permit holders and liquor agency 6338
stores, if any, that would be affected by the question or 6339
questions set forth on a petition for local option election, the 6340
petitioner shall, using the form provided by the board of 6341
elections, notify by certified mail each permit holder and 6342
liquor agency store whose name appears on that list. The form 6343
for notifying affected permit holders and liquor agency stores 6344
shall require the petitioner to state the petitioner's name and 6345
street address and shall contain a statement that a petition is 6346
being circulated for an election for the submission of the 6347

question or questions specified in section 4301.35 or 4301.351 6348
of the Revised Code. The form shall require the petitioner to 6349
state the question or questions to be submitted as they appear 6350
on the petition. 6351

The petitioner shall attach a copy of the list provided by 6352
the division to each petition paper. A part petition paper 6353
circulated at any time without the list of affected permit 6354
holders and liquor agency stores attached to it is invalid. 6355

At the time the petitioner files the petition with the 6356
board of elections, the petitioner shall provide to the board 6357
the list supplied by the division and an affidavit certifying 6358
that the petitioner notified all affected permit holders and 6359
liquor agency stores, if any, on the list in the manner and 6360
within the time required in this section and that, at the time 6361
each signer of the petition affixed the signer's signature to 6362
the petition, the petition paper contained a copy of the list of 6363
affected permit holders and liquor agency stores. 6364

Within five days after receiving a petition, the board 6365
shall give notice by certified mail that it has received the 6366
petition to all liquor permit holders and liquor agency stores, 6367
if any, whose names appear on the list of affected permit 6368
holders and liquor agency stores filed by the petitioner. 6369
Failure of the petitioner to supply the affidavit required by 6370
this section and a complete and accurate list of liquor permit 6371
holders and liquor agency stores, if any, invalidates the entire 6372
petition. The board of elections shall provide to a permit 6373
holder or liquor agency store that would be affected by a 6374
proposed local option election, on the permit holder's or liquor 6375
agency store's request, the names of the streets, and, if 6376
appropriate, the address numbers of residences and business 6377

establishments within the precinct in which the election is 6378
sought that would be affected by the results of the election. 6379
The board may charge a reasonable fee for this information when 6380
provided to the petitioner and the permit holder or liquor 6381
agency store. 6382

(B) The petitioner shall present the petition to the board 6383
of elections of the county where the precinct is located not 6384
later than four p.m. of the ninetieth day before the day of a 6385
general election or a special election held on a day on which a 6386
primary election may be held. The petitioner shall ensure that 6387
the petition designates whether it is a petition for an election 6388
for the submission of one or more of the questions specified in 6389
section 4301.35 of the Revised Code, or a petition for the 6390
submission of one or more of the questions specified in section 6391
4301.351 of the Revised Code. The petitioner also shall ensure 6392
that the petition designates the particular question or 6393
questions specified in section 4301.35 or 4301.351 of the 6394
Revised Code that are to be submitted. The petition shall be 6395
signed by the number of qualified electors of the precinct 6396
concerned as specified in division (C) of this section. 6397

The board shall submit the question or questions specified 6398
in the petition to the electors of the precinct concerned, on 6399
the day of the next general election or the next special 6400
election held on a day on which a primary election may be held, 6401
whichever occurs first and shall proceed as follows: 6402

(1) Such board shall, not later than the seventy-eighth 6403
day before the day of the election for which the question or 6404
questions on the petition would qualify for submission to the 6405
electors of the precinct, examine and determine the sufficiency 6406
of the signatures and review, examine, and determine the 6407

validity of the petition and, in case of overlapping precinct 6408
petitions presented within that period, determine which of the 6409
petitions shall govern the further proceedings of the board. In 6410
the case where the board determines that two or more overlapping 6411
petitions are valid, the earlier filed petition shall govern. 6412
The board shall certify the sufficiency and validity of any 6413
petition determined to be valid. The board shall determine the 6414
validity of the petition as of the time of certification as 6415
described in this division. 6416

(2) If a petition is sufficient, and, in case of 6417
overlapping precinct petitions, after the board has determined 6418
the governing petition, the board to which the petition has been 6419
presented shall order the holding of a special election in the 6420
precinct for the submission of whichever of the questions 6421
specified in section 4301.35 or 4301.351 of the Revised Code are 6422
designated in the petition, on the day of the next general 6423
election or the next special election held on a day on which a 6424
primary election may be held, whichever occurs first. 6425

(3) All petitions filed with a board of elections under 6426
this section shall be open to public inspection under rules 6427
adopted by the board. 6428

(4) Protest against local option petitions may be filed by 6429
any elector eligible to vote on the question or questions 6430
described in the petitions or by a permit holder or liquor 6431
agency store in the precinct as described in the petitions, not 6432
later than four p.m. of the seventy-fourth day before the day of 6433
the general or special election for which the petition 6434
qualified. The protest shall be in writing and shall be filed 6435
with the election officials with whom the petition was filed in 6436
accordance with section 3501.391 of the Revised Code. Upon 6437

filing of the protest, the election officials with whom it is 6438
filed shall ~~promptly fix the time for hearing it, and shall mail~~ 6439
~~notice of the filing of the protest and the time and place for~~ 6440
~~hearing it to the person who filed the petition and to the~~ 6441
~~person who filed the protest. At the time and place fixed, the~~ 6442
~~election officials shall hear the protest and determine the~~ 6443
~~validity of the petition~~ proceed in accordance with that 6444
section. 6445

(C) A petition presented to a board of elections under 6446
division (B) of this section shall be signed by the following 6447
number of qualified electors: 6448

(1) If the petition is for an election for the submission 6449
of one or more of the questions specified in section 4301.35 of 6450
the Revised Code, an amount of qualified electors of the 6451
precinct equal in number to thirty-five per cent of the total 6452
number of votes cast in the precinct concerned for the office of 6453
governor at the preceding general election for that office; 6454

(2) If the petition is for an election for the submission 6455
of one or more of the questions specified in section 4301.35 of 6456
the Revised Code and the submission of one or more of the 6457
questions specified in section 4301.351 of the Revised Code, an 6458
amount of qualified electors of the precinct equal in number to 6459
thirty-five per cent of the total number of votes cast in the 6460
precinct concerned for the office of governor at the preceding 6461
general election for that office; 6462

(3) If the petition is for an election for the submission 6463
of one or more of the questions specified in section 4301.351 of 6464
the Revised Code, fifty electors. 6465

Sec. 4301.331. (A) The privilege of local option conferred 6466

by section 4301.321 of the Revised Code shall be exercised if a 6467
certified copy of the judgment issued pursuant to division (D) 6468
or (E) of section 3767.05 of the Revised Code that is the basis 6469
for the exercise of the local option privilege is filed pursuant 6470
to division (G) of section 3767.05 of the Revised Code 6471
indicating that a liquor permit premises has been adjudged a 6472
nuisance. The certified copy of the judgment shall be filed in 6473
accordance with this section by the person or public official 6474
who brought the action under section 3763.03 of the Revised 6475
Code. 6476

(B) The certified copy of the judgment prescribed under 6477
division (A) of this section shall be filed with the board of 6478
elections of the county in which the nuisance was adjudged to 6479
exist pursuant to division (D) or (E) of section 3767.05 of the 6480
Revised Code not later than four p.m. of the ninetieth day 6481
before the day of the next general election or the next special 6482
election held on a day on which a primary election may be held. 6483

(C) The statement prescribed under division (A) of this 6484
section shall contain both of the following: 6485

(1) A notice that the statement is for the submission of 6486
the question set forth in section 4301.352 of the Revised Code; 6487

(2) The name of a class C or D permit holder and the 6488
address of the permit holder's permit premises. If the business 6489
conducted by a class C or D permit holder at the permit premises 6490
has a name different from the permit holder's personal or 6491
corporate name, the name of the permit holder's business shall 6492
be stated along with the permit holder's personal or corporate 6493
name. 6494

(D) Not later than five days after the certified copy of 6495

the judgment prescribed under division (A) of this section is 6496
filed, the board shall give notice by certified mail that it has 6497
received the certified copy of the judgment to the liquor permit 6498
holder whose permit would be affected by the results of the 6499
election required by the filing of the certified copy of the 6500
judgment. Failure of the petitioner to supply a complete and 6501
accurate address of the liquor permit holder to the board of 6502
elections invalidates the election. 6503

For purposes of this section, "complete and accurate 6504
address" means all of the following: 6505

(1) The address of the liquor permit premises; 6506

(2) The address of the statutory agent of the liquor 6507
permit holder, if applicable; 6508

(3) The address of the liquor permit holder if different 6509
from the liquor permit premises address. 6510

(E) Not later than the seventy-eighth day before the day 6511
of the next general election or the next special election held 6512
on a day on which a primary election may be held, whichever 6513
occurs first, the board shall certify the sufficiency and 6514
validity of the certified copy of the judgment, make such 6515
determination as of the time of certification, and order the 6516
holding of an election in the precinct on the day of that 6517
general or special election for the submission of the question 6518
set forth in section 4301.352 of the Revised Code. 6519

(F) A certified copy of the judgment filed with the board 6520
of elections under division (A) of this section shall be open to 6521
public inspection under rules adopted by the board. 6522

An elector who is eligible to vote on the question set 6523
forth in section 4301.352 of the Revised Code or the permit 6524

holder named on the certified copy of the judgment, not later 6525
than four p.m. of the seventy-fourth day before the day of the 6526
election at which the question will be submitted to the 6527
electors, may file a protest against a local option petition in 6528
accordance with section 3501.391 of the Revised Code. The 6529
protest shall be in writing and shall be filed with the election 6530
officials with whom the certified copy of the judgment was 6531
filed. Upon the filing of the protest, the election officials 6532
with whom it is filed shall ~~promptly fix a time and place for~~ 6533
~~hearing the protest, and shall mail notice of the time and place~~ 6534
~~for hearing it to the person who filed the certified copy of the~~ 6535
~~judgment and to the person who filed the protest. At the time~~ 6536
~~and place fixed, the election officials shall hear the protest~~ 6537
~~and determine the validity of the certified copy of the judgment~~ 6538
proceed in accordance with that section. 6539

Sec. 4301.332. (A) The board of elections shall provide to 6540
a petitioner circulating a petition for an election for the 6541
submission of one or more of the questions specified in section 6542
4301.353 or 4301.354 of the Revised Code, at the time of taking 6543
out the petition, both of the following: 6544

(1) The names of the streets and, if appropriate, the 6545
address numbers of residences and business establishments within 6546
the precinct that would be affected by the results of the 6547
election; 6548

(2) A form prescribed by the secretary of state for 6549
notifying affected permit holders of the circulation of a 6550
petition for an election for the submission of one or more of 6551
the questions specified in section 4301.353 or 4301.354 of the 6552
Revised Code. 6553

The petitioner shall, not less than fifty-five days before 6554

the petition-filing deadline for the election, as provided in 6555
this section, file with the division of liquor control the 6556
information regarding names of streets and, if appropriate, 6557
address numbers of residences and business establishments 6558
provided by the board of elections, and specify to the division 6559
the portion of the precinct that would be affected by the 6560
results of the election and the filing deadline. The division 6561
shall, within a reasonable period of time and not later than 6562
twenty-five days before the filing deadline, supply the 6563
petitioner with a list of the names and addresses of permit 6564
holders, if any, who would be affected by the election. The list 6565
shall contain a heading with the following words: "Liquor permit 6566
holders who would be affected by the question(s) set forth on 6567
petition for a local option election." 6568

Within five days after a petitioner has received from the 6569
division the list of liquor permit holders, if any, who would be 6570
affected by the question or questions set forth on a petition 6571
for local option election, the petitioner, using the form 6572
provided by the board of elections, shall notify by certified 6573
mail each permit holder whose name appears on that list. The 6574
form for notifying affected permit holders shall require the 6575
petitioner to state the petitioner's name and street address and 6576
shall contain a statement that a petition is being circulated 6577
for an election for the submission of the question or questions 6578
specified in section 4301.353 or 4301.354 of the Revised Code. 6579
The form shall require the petitioner to state the question or 6580
questions to be submitted as they appear on the petition. 6581

The petitioner shall attach a copy of the list provided by 6582
the division to each petition paper. A part petition paper 6583
circulated at any time without the list of affected permit 6584
holders attached to it is invalid. 6585

At the time the petitioner files the petition with the board of elections, the petitioner shall provide to the board the list supplied by the division and an affidavit certifying that the petitioner notified all affected permit holders, if any, on the list in the manner and within the time required in this section and that, at the time each signer of the petition affixed the signer's signature to the petition, the petition paper contained a copy of the list of affected permit holders.

Within five days after receiving a petition, the board shall give notice by certified mail that it has received the petition to all liquor permit holders, if any, whose names appear on the list of affected permit holders filed by the petitioner as furnished by the division. Failure of the petitioner to supply the affidavit required by this section and a complete and accurate list of liquor permit holders as furnished by the division invalidates the entire petition. The board of elections shall provide to a permit holder who would be affected by a proposed local option election, on the permit holder's request, the names of the streets, and, if appropriate, the address numbers of residences and business establishments within the portion of the precinct that would be affected by the results of the election. The board may charge a reasonable fee for this information when provided to the petitioner and the permit holder.

This division does not apply to an election held under section 4301.353 or 4301.354 of the Revised Code if the results of the election would not affect any permit holder.

(B) The petitioner shall present the petition to the board of elections of the county where the precinct is located not later than four p.m. of the ninetieth day before the day of a

general election or a special election held on a day on which a
primary election may be held. The petitioner shall ensure that
the petition designates whether it is a petition for an election
for the submission of one or both of the questions specified in
section 4301.353 of the Revised Code or a petition for the
submission of one or more of the questions specified in section
4301.354 of the Revised Code. The petitioner also shall ensure
that the petition designates the particular question or
questions specified in section 4301.353 or 4301.354 of the
Revised Code that are to be submitted. The petition shall be
signed by the number of qualified electors of the precinct
concerned as required in division (E) of this section.

The board shall submit the question or questions specified
in the petition to the electors of the precinct concerned, on
the day of the next general election or the next special
election held on a day on which a primary election may be held,
whichever occurs first and shall proceed as follows:

(1) Such board shall, not later than the seventy-eighth
day before the day of the election for which the question or
questions on the petition would qualify for submission to the
electors of the precinct, examine and determine the sufficiency
of the signatures and review, examine, and determine the
validity of the petition and, in case of overlapping precinct
petitions presented within that period, determine which of the
petitions shall govern the further proceedings of the board. In
the case where the board determines that two or more overlapping
petitions are valid, the earlier filed petition shall govern.
The board shall certify the sufficiency and validity of any
petition determined to be valid. The board shall determine the
validity of the petition as of the time of certification as
described in this division.

(2) If a petition is sufficient, and, in case of 6647
overlapping precinct petitions, after the board has determined 6648
the governing petition, the board to which the petition has been 6649
presented shall order the holding of a special election in the 6650
precinct for the submission of whichever of the questions 6651
specified in section 4301.353 or 4301.354 of the Revised Code 6652
are designated in the petition, on the day of the next general 6653
election or the next special election held on a day on which a 6654
primary election may be held, whichever occurs first. 6655

(C) All petitions filed with a board of elections under 6656
this section shall be open to public inspection under rules 6657
adopted by the board. 6658

(D) Protest against local option petitions may be filed by 6659
any elector eligible to vote on the question or questions 6660
described in the petitions or by a permit holder in the precinct 6661
as described in the petitions, not later than four p.m. of the 6662
seventy-fourth day before the day of the general or special 6663
election for which the petition qualified in accordance with 6664
section 3501.391 of the Revised Code. The protest shall be in 6665
writing and shall be filed with the election officials with whom 6666
the petition was filed. Upon filing of the protest, the election 6667
officials with whom it is filed shall ~~promptly fix the time for~~ 6668
~~hearing it, and shall mail notice of the filing of the protest~~ 6669
~~and the time and place for hearing it to the person who filed~~ 6670
~~the petition and to the person who filed the protest. At the~~ 6671
~~time and place fixed, the election officials shall hear the~~ 6672
~~protest and determine the validity of the petition~~ proceed in 6673
accordance with that section. 6674

(E) A petition presented to a board of elections under 6675
division (B) of this section shall be signed by the following 6676

number of qualified electors: 6677

(1) If the petition is for an election for the submission 6678
of one or both of the questions specified in section 4301.353 of 6679
the Revised Code, an amount of qualified electors of the 6680
precinct equal in number to thirty-five per cent of the total 6681
number of votes cast in the precinct concerned for the office of 6682
governor at the preceding general election for that office; 6683

(2) If the petition is for an election for the submission 6684
of one or both of the questions specified in section 4301.353 of 6685
the Revised Code and the submission of one or more of the 6686
questions specified in section 4301.354 of the Revised Code, an 6687
amount of qualified electors of the precinct equal in number to 6688
thirty-five per cent of the total number of votes cast in the 6689
precinct concerned for the office of governor at the preceding 6690
general election for that office; 6691

(3) If the petition is for an election for the submission 6692
of one or more of the questions specified in section 4301.354 of 6693
the Revised Code only, fifty electors. 6694

Sec. 4301.333. (A) The privilege of local option conferred 6695
by section 4301.323 of the Revised Code may be exercised if, not 6696
later than four p.m. of the ninetieth day before the day of a 6697
general election or a special election held on a day on which a 6698
primary election may be held, a petition is presented to the 6699
board of elections of the county in which the precinct is 6700
situated by a petitioner who is one of the following: 6701

(1) An applicant for the issuance or transfer of a liquor 6702
permit at, or to, a particular location within the precinct; 6703

(2) The holder of a liquor permit at a particular location 6704
within the precinct; 6705

(3) A person who operates or seeks to operate a liquor agency store at a particular location within the precinct; 6706
6707

(4) The designated agent for an applicant, liquor permit holder, or liquor agency store described in division (A) (1), (2), or (3) of this section. 6708
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(B) If the petition is for the submission of the question specified in division (B) (1) of section 4301.355 of the Revised Code or both questions specified in divisions (B) (1) and (2) of that section, the petition shall be signed by the electors of the precinct equal in number to at least thirty-five per cent of the total number of votes cast in the precinct for the office of governor at the preceding general election for that office. If the petition is solely for the submission of the question specified in division (B) (2) of section 4301.355 of the Revised Code, the petition shall be signed by fifty electors. 6711
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The petition shall contain all of the following: 6721

(1) A notice that the petition is for the submission of the question or questions set forth in section 4301.355 of the Revised Code; 6722
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6724

(2) The name of the applicant for the issuance or transfer, or the holder, of the liquor permit or, if applicable, the name of the liquor agency store, including any trade or fictitious names under which the applicant, holder, or liquor agency store either intends to do or does business at the particular location; 6725
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(3) The address and proposed use of the particular location within the election precinct to which the results of the question or questions specified in section 4301.355 of the Revised Code shall apply. For purposes of this division, "use" 6731
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6734

means all of the following: 6735

(a) The type of each liquor permit applied for by the 6736
applicant or held by the liquor permit holder as described in 6737
sections 4303.11 to 4303.183 of the Revised Code, including a 6738
description of the type of beer or intoxicating liquor sales 6739
authorized by each permit as provided in those sections; 6740

(b) If a liquor agency store, the fact that the business 6741
operated as a liquor agency store authorized to operate by this 6742
state; 6743

(c) A description of the general nature of the business of 6744
the applicant, liquor permit holder, or liquor agency store. 6745

(C) (1) At the time the petitioner files the petition with 6746
the board of elections, the petitioner shall provide to the 6747
board both of the following: 6748

(a) An affidavit that is signed by the petitioner and that 6749
states the proposed use of the location following the election 6750
held to authorize the sale of beer or intoxicating liquor 6751
authorized by each permit as provided in sections 4303.11 to 6752
4303.183 of the Revised Code; 6753

(b) Written evidence of the designation of an agent by the 6754
applicant, liquor permit holder, or liquor agency store 6755
described in division (A) (1), (2), or (3) of this section for 6756
the purpose of petitioning for the local option election, if the 6757
petitioner is the designated agent of the applicant, liquor 6758
permit holder, or liquor agency store. 6759

(2) Failure to supply the affidavit, or the written 6760
evidence of the designation of the agent if the petitioner for 6761
the local option election is the agent of the applicant, liquor 6762
permit holder, or liquor agency store described in division (A) 6763

(1), (2), or (3) of this section, at the time the petition is 6764
filed invalidates the entire petition. 6765

(D) Not later than the seventy-eighth day before the day 6766
of the next general election or the next special election held 6767
on a day on which a primary election may be held, whichever 6768
occurs first, the board shall examine and determine the 6769
sufficiency of the signatures and the validity of the petition. 6770
If the board finds that the petition contains sufficient 6771
signatures and in other respects is valid, it shall order the 6772
holding of an election in the precinct on the day of the next 6773
general election or the next special election held on a day on 6774
which a primary election may be held, whichever occurs first, 6775
for the submission of the question or questions set forth in 6776
section 4301.355 of the Revised Code. 6777

(E) A petition filed with the board of elections under 6778
this section shall be open to public inspection under rules 6779
adopted by the board. 6780

(F) An elector who is eligible to vote on the question or 6781
questions set forth in section 4301.355 of the Revised Code may 6782
file, not later than four p.m. of the seventy-fourth day before 6783
the day of the election at which the question or questions will 6784
be submitted to the electors, a protest against a local option 6785
petition circulated and filed pursuant to this section in 6786
accordance with section 3501.391 of the Revised Code. The 6787
protest shall be in writing and shall be filed with the election 6788
officials with whom the petition was filed. Upon the filing of 6789
the protest, the election officials with whom it is filed shall- 6790
~~promptly establish a time and place for hearing the protest and~~ 6791
~~shall mail notice of the time and place for the hearing to the~~ 6792
~~applicant for, or the holder of, the liquor permit who is~~ 6793

~~specified in the petition and to the elector who filed the~~ 6794
~~protest. At the time and place established in the notice, the~~ 6795
~~election officials shall hear the protest and determine the~~ 6796
~~validity of the petition~~ proceed in accordance with that 6797
section. 6798

Sec. 4301.334. (A) The privilege of local option conferred 6799
by section 4301.324 of the Revised Code may be exercised if, not 6800
later than four p.m. of the ninetieth day before the day of a 6801
general election or a special election held on a day on which a 6802
primary election may be held, a petition and other information 6803
required by division (B) of this section are presented to the 6804
board of elections of the county in which the community facility 6805
named in the petition is located. The petition shall be signed 6806
by electors of the municipal corporation or unincorporated area 6807
of the township in which the community facility is located equal 6808
in number to at least ten per cent of the total number of votes 6809
cast in the municipal corporation or unincorporated area of the 6810
township in which the community facility is located for the 6811
office of governor at the most recent general election for that 6812
office and shall contain both of the following: 6813

(1) A notice that the petition is for the submission of 6814
the question set forth in section 4301.356 of the Revised Code; 6815

(2) The name and address of the community facility for 6816
which the local option election is sought and, if the community 6817
facility is a community entertainment district, the boundaries 6818
of the district. 6819

(B) Upon the request of a petitioner, a board of elections 6820
of a county shall furnish to the petitioner a copy of the 6821
instructions prepared by the secretary of state under division 6822
(P) of section 3501.05 of the Revised Code and, within fifteen 6823

days after the request, a certificate indicating the number of 6824
valid signatures that will be required on a petition to hold an 6825
election in the municipal corporation or unincorporated area of 6826
the township in which the community facility is located on the 6827
question specified in section 4301.356 of the Revised Code. 6828

The petitioner shall, not less than thirty days before the 6829
petition-filing deadline for an election on the question 6830
specified in section 4301.356 of the Revised Code, specify to 6831
the division of liquor control the name and address of the 6832
community facility for which the election is sought and, if the 6833
community facility is a community entertainment district, the 6834
boundaries of the district, the municipal corporation or 6835
unincorporated area of a township in which the election is 6836
sought, and the filing deadline. The division shall, within a 6837
reasonable period of time and not later than ten days before the 6838
filing deadline, supply the petitioner with the name and address 6839
of any permit holder for or within the community facility. 6840

The petitioner shall file the name and address of any 6841
permit holder who would be affected by the election at the time 6842
the petitioner files the petition with the board of elections. 6843
Within five days after receiving the petition, the board shall 6844
give notice by certified mail to any permit holder within the 6845
community facility that it has received the petition. Failure of 6846
the petitioner to supply the name and address of any permit 6847
holder for or within the community facility as furnished to the 6848
petitioner by the division invalidates the petition. 6849

(C) Not later than the seventy-eighth day before the day 6850
of the next general election or the next special election held 6851
on a day on which a primary election may be held, whichever 6852
occurs first, the board shall examine and determine the 6853

sufficiency of the signatures on the petition. If the board
finds that the petition is valid, it shall order the holding of
an election in the municipal corporation or unincorporated area
of a township on the day of the next general election or the
next special election held on a day on which a primary election
may be held, whichever occurs first, for the submission of the
question set forth in section 4301.356 of the Revised Code.

(D) A petition filed with a board of elections under this
section shall be open to public inspection under rules adopted
by the board.

(E) An elector who is eligible to vote on the question set
forth in section 4301.356 of the Revised Code or any permit
holder for or within the community facility may, not later than
four p.m. of the seventy-fourth day before the day of the
election at which the question will be submitted to the
electors, file a written protest against the local option
petition with the board of elections with which the petition was
filed in accordance with section 3501.391 of the Revised Code.
~~Upon the filing of the protest, the board shall promptly fix a
time and place for hearing the protest and shall mail notice of
the time and place to the person who filed the petition and to
the person who filed the protest. At the time and place fixed,
the board shall hear the protest and determine the validity of
the petition~~ proceed in accordance with that section.

Sec. 4305.14. (A) The following questions regarding the
sale of beer by holders of C or D permits may be presented to
the qualified electors of an election precinct:

(1) "Shall the sale of beer as defined in section 4305.08
of the Revised Code under permits which authorize sale for off-
premises consumption only be permitted within this precinct?"

(2) "Shall the sale of beer as defined in section 4305.08 6884
of the Revised Code under permits which authorize sale for on- 6885
premises consumption only, and under permits which authorize 6886
sale for both on-premises and off-premises consumption, be 6887
permitted in this precinct?" 6888

The exact wording of the question as submitted and form of 6889
ballot as printed shall be determined by the board of elections 6890
in the county wherein the election is held, subject to approval 6891
of the secretary of state. 6892

Upon the request of an elector, a board of elections of a 6893
county that encompasses an election precinct shall furnish to 6894
the elector a copy of the instructions prepared by the secretary 6895
of state under division (P) of section 3501.05 of the Revised 6896
Code and, within fifteen days after the request, with a 6897
certificate indicating the number of valid signatures that will 6898
be required on a petition to hold a special election in that 6899
precinct on either or both of the questions specified in this 6900
section. 6901

The board shall provide to a petitioner, at the time the 6902
petitioner takes out a petition, the names of the streets and, 6903
if appropriate, the address numbers of residences and business 6904
establishments within the precinct in which the election is 6905
sought, and a form prescribed by the secretary of state for 6906
notifying affected permit holders of the circulation of a 6907
petition for an election for the submission of one or more of 6908
the questions specified in division (A) of this section. The 6909
petitioner shall, not less than fifty-five days before the 6910
petition-filing deadline for an election provided for in this 6911
section, file with the division of liquor control the 6912
information regarding names of streets and, if appropriate, 6913

address numbers of residences and business establishments 6914
provided by the board of elections, and specify to the division 6915
the precinct that is concerned or that would be affected by the 6916
results of the election and the filing deadline. The division 6917
shall, within a reasonable period of time and not later than 6918
twenty-five days before the filing deadline, supply the 6919
petitioner with a list of the names and addresses of permit 6920
holders who would be affected by the election. The list shall 6921
contain a heading with the following words: "liquor permit 6922
holders who would be affected by the question(s) set forth on a 6923
petition for a local option election." 6924

Within five days after receiving from the division the 6925
list of liquor permit holders who would be affected by the 6926
question or questions set forth on a petition for local option 6927
election, the petitioner shall, using the form provided by the 6928
board of elections, notify by certified mail each permit holder 6929
whose name appears on that list. The form for notifying affected 6930
permit holders shall require the petitioner to state the 6931
petitioner's name and street address and shall contain a 6932
statement that a petition is being circulated for an election 6933
for the submission of the question or questions specified in 6934
division (B) of this section. The form shall require the 6935
petitioner to state the question or questions to be submitted as 6936
they appear on the petition. 6937

The petitioner shall attach a copy of the list provided by 6938
the division to each petition paper. A part petition paper 6939
circulated at any time without the list of affected permit 6940
holders attached to it is invalid. 6941

At the time of filing the petition with the board of 6942
elections, the petitioner shall provide to the board of 6943

elections the list supplied by the division and an affidavit 6944
certifying that the petitioner notified all affected permit 6945
holders on the list in the manner and within the time required 6946
in this section and that, at the time each signer of the 6947
petition signed the petition, the petition paper contained a 6948
copy of the list of affected permit holders. 6949

Within five days after receiving a petition calling for an 6950
election for the submission of the question or questions set 6951
forth in this section, the board of elections shall give notice 6952
by certified mail that it has received the petition to all 6953
liquor permit holders whose names appear on the list of affected 6954
permit holders filed by the petitioner. Failure of the 6955
petitioner to supply the affidavit required by this section and 6956
a complete and accurate list of liquor permit holders 6957
invalidates the entire petition. The board of elections shall 6958
provide to a permit holder who would be affected by a proposed 6959
local option election, on the permit holder's request, the names 6960
of the streets, and, if appropriate, the address numbers of 6961
residences and business establishments within the precinct in 6962
which the election is sought and that would be affected by the 6963
results of the election. The board may charge a reasonable fee 6964
for this information when provided to the petitioner and the 6965
permit holder. 6966

Upon presentation not later than four p.m. of the 6967
ninetieth day before the day of a general election or a special 6968
election held on a day on which a primary election may be held, 6969
of a petition to the board of elections of the county wherein 6970
such election is sought to be held, requesting the holding of 6971
such election on either or both of the questions specified in 6972
this section, signed by qualified electors of the precinct 6973
concerned equal in number to thirty-five per cent of the total 6974

number of votes cast in the precinct concerned for the office of 6975
governor at the preceding general election for that office, such 6976
board shall submit the question or questions specified in the 6977
petition to the electors of the precinct concerned, on the day 6978
of the next general election or the next special election held 6979
on a day on which a primary election may be held, whichever 6980
occurs first. 6981

(B) The board shall proceed as follows: 6982

(1) Such board shall, upon the filing of a petition under 6983
this section, but not later than the seventy-eighth day before 6984
the day of the election for which the question or questions on 6985
the petition would qualify for submission to the electors of the 6986
precinct, examine and determine the sufficiency of the 6987
signatures and review, examine, and determine the validity of 6988
such petition and, in case of overlapping precinct petitions 6989
presented within that period, determine which of the petitions 6990
shall govern the further proceedings of the board. In the case 6991
where the board determines that two or more overlapping 6992
petitions are valid, the earlier petition shall govern. The 6993
board shall certify the sufficiency of signatures contained in 6994
the petition as of the time of filing and the validity of the 6995
petition as of the time of certification as described in 6996
division (C)(1) of this section if the board finds the petition 6997
to be both sufficient and valid. 6998

(2) If the petition contains sufficient signatures and is 6999
valid, and, in case of overlapping precinct petitions, after the 7000
board has determined the governing petition, the board shall 7001
order the holding of a special election in the precinct for the 7002
submission of the question or questions specified in the 7003
petition, on the day of the next general election or the next 7004

special election held on a day on which a primary election may 7005
be held, whichever occurs first. 7006

(3) All petitions filed with a board of elections under 7007
this section shall be open to public inspection under rules 7008
adopted by the board. 7009

(C) Protest against a local option petition may be filed 7010
by any qualified elector eligible to vote on the question or 7011
questions specified in the petition or by a permit holder in the 7012
precinct as described in the petition, not later than four p.m. 7013
of the seventy-fourth day before the day of such general or 7014
special election for which the petition qualified in accordance 7015
with section 3501.391 of the Revised Code. Such protest shall be 7016
in writing and shall be filed with the election officials with 7017
whom the petition was filed. Upon filing of such protest the 7018
election officials with whom it is filed shall ~~promptly fix the~~ 7019
~~time for hearing it, and shall forthwith mail notice of the~~ 7020
~~filing of the protest and the time for hearing it to the person~~ 7021
~~who filed the petition which is protested and to the person who~~ 7022
~~filed the protest. At the time and place fixed, the election~~ 7023
~~officials shall hear the protest and determine the validity of~~ 7024
~~the petition~~ proceed in accordance with that section. 7025

(D) If a majority of the electors voting on the question 7026
in the precinct vote "yes" on question (1) or (2) as set forth 7027
in division (A) of this section, the sale of beer as specified 7028
in that question shall be permitted in the precinct and no 7029
subsequent election shall be held in the precinct under this 7030
section on the same question for a period of at least four years 7031
from the date of the most recent election. 7032

If a majority of the electors voting on the question in 7033
the precinct vote "no" on question (1) or (2) as set forth in 7034

division (A) of this section, no C or D permit holder shall sell 7035
beer as specified in that question within the precinct during 7036
the period the election is in effect and no subsequent election 7037
shall be held in the precinct under this section on the same 7038
question for a period of at least four years from the date of 7039
the most recent election. 7040

Section 2. That existing sections 303.12, 303.59, 307.94, 7041
307.95, 3501.01, 3501.38, 3501.381, 3501.39, 3503.13, 3503.14, 7042
3503.15, 3503.151, 3503.152, 3503.153, 3503.16, 3503.18, 7043
3503.19, 3503.20, 3503.21, 3503.33, 3505.181, 3505.182, 7044
3505.183, 3505.20, 3509.02, 3509.03, 3509.04, 3509.05, 3509.051, 7045
3509.06, 3509.07, 3509.08, 3509.09, 3511.02, 3511.04, 3511.05, 7046
3511.09, 3511.11, 3511.14, 3513.041, 3513.05, 3513.07, 3513.261, 7047
3513.262, 3513.263, 3517.01, 3517.12, 3519.02, 3519.05, 3519.16, 7048
3599.12, 3599.21, 4301.33, 4301.331, 4301.332, 4301.333, 7049
4301.334, and 4305.14 of the Revised Code are hereby repealed. 7050

Section 3. A petition or part-petition described in 7051
section 3501.38 of the Revised Code, as amended by this act, 7052
that is signed by one or more electors before the effective date 7053
of this section is not invalid on the ground that the petition 7054
or part-petition does not meet the requirements of the Revised 7055
Code, as amended by this act, so long as the petition or part- 7056
petition meets the requirements of the Revised Code that were in 7057
effect on the day before the effective date of this section. 7058

Section 4. Notwithstanding any contrary provision of this 7059
act, the following provisions of this act first apply on the 7060
date that is eighteen months after the effective date of this 7061
section: 7062

(A) The requirement that the Statewide Voter Registration 7063
Database and the records of the boards of elections include a 7064

data field to indicate whether an elector's United States 7065
citizenship has been verified, as described in sections 3503.15, 7066
3503.201, and 3503.202 of the Revised Code, as amended or 7067
enacted by this act; 7068

(B) The requirements of section 3503.152 of the Revised 7069
Code, as amended by this act, that the Secretary of State 7070
conduct the review described in that section on a monthly or 7071
daily basis and that the boards of elections process the reports 7072
of those reviews as described in divisions (B) (1) and (3) of 7073
that section, provided that division (B) (2) of that section 7074
applies on the effective date of this section; 7075

(C) The requirements of divisions (B), (C) (2) (d) and (e), 7076
and (D) of section 3503.201 of the Revised Code, as enacted by 7077
this act, regarding the verification of electors' citizenship 7078
when registering to vote or updating a voter registration; 7079

(D) The requirements of divisions (A) (1) (c), (B) (3), and 7080
(D) (1) (b) of section 3503.202 of the Revised Code, as enacted by 7081
this act, regarding the verification of electors' citizenship 7082
after they are registered to vote; 7083

(E) The requirement that a provisional ballot affirmation 7084
include the information described in division (D) (5) of section 7085
3505.182 or division (A) (8) of section 3511.052 of the Revised 7086
Code, as amended or enacted by this act. 7087

Section 5. The General Assembly, applying the principle 7088
stated in division (B) of section 1.52 of the Revised Code that 7089
amendments are to be harmonized if reasonably capable of 7090
simultaneous operation, finds that the following sections, 7091
presented in this act as composites of the sections as amended 7092
by the acts indicated, are the resulting versions of the 7093

sections in effect prior to the effective date of the sections	7094
as presented in this act:	7095
Section 3503.21 of the Revised Code as amended by both	7096
H.B. 359 and S.B. 63 of the 131st General Assembly.	7097
Section 3505.183 of the Revised Code as amended by both	7098
H.B. 45 and H.B. 458 of the 134th General Assembly.	7099