

As Concurred by the House

136th General Assembly

Regular Session

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Sub. H. B. No. 472

Representative Salvo

**Cosponsors: Representatives Williams, White, A., Odioso, Robb Blasdel, Click,
Ray, Deeter, Gross, Hall, D., Willis, Young**

**Senators Gavarone, Huffman, Brenner, Cirino, Cutrona, Johnson, O'Brien,
Reineke, Reynolds, Roegner, Schaffer, Timken, Wilson**

To amend sections 111.31, 2101.16, 2303.20, 1
3109.14, 3333.31, 3375.011, 3501.01, 3503.02, 2
3503.13, 3503.153, 3503.16, 3505.19, 3509.03, 3
3509.04, 3509.05, 3509.051, 3509.06, 3509.07, 4
3509.08, 3509.10, 3511.011, 3511.02, 3511.021, 5
3705.24, 3705.242, 4507.01, 4507.50, 4507.51, 6
and 4507.52; to amend, for the purpose of 7
adopting a new section number as indicated in 8
parentheses, section 3511.011 (3511.01); to 9
enact sections 9.011, 2101.166, 2303.202, 10
3509.031, 3509.032, 3509.11, 3705.243, and 11
3705.50; and to repeal section 3511.01 of the 12
Revised Code to require photo identification to 13
cast absent voter's ballots, with certain 14
exceptions, to allow electors to apply for those 15
ballots through a secure online portal, and to 16
waive fees for an identification card or vital 17
statistics record and permit the storage of 18
documents for individuals experiencing 19
homelessness. 20

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

Section 1. That sections 111.31, 2101.16, 2303.20, 21
3109.14, 3333.31, 3375.011, 3501.01, 3503.02, 3503.13, 3503.153, 22
3503.16, 3505.19, 3509.03, 3509.04, 3509.05, 3509.051, 3509.06, 23
3509.07, 3509.08, 3509.10, 3511.011, 3511.02, 3511.021, 3705.24, 24
3705.242, 4507.01, 4507.50, 4507.51, and 4507.52 be amended; 25
section 3511.011 (3511.01) be amended for the purpose of 26
adopting a new section number as indicated in parentheses; and 27
sections 9.011, 2101.166, 2303.202, 3509.031, 3509.032, 3509.11, 28
3705.243, and 3705.50 of the Revised Code be enacted to read as 29
follows: 30

Sec. 9.011. (A) As used in this section: 31

(1) "Homeless shelter" has the same meaning as in section 32
2151.422 of the Revised Code. 33

(2) "Individual experiencing homelessness" has the same 34
meaning as in section 3705.243 of the Revised Code. 35

(3) "Nonprofit agency providing case management services 36
to individuals experiencing homelessness" does not include any 37
governmental agency. 38

(B) A homeless shelter or nonprofit agency providing case 39
management services to individuals experiencing homelessness 40
may, with consent, retain for an individual experiencing 41
homelessness receiving services from the shelter or agency a 42
physical or digital copy of the individual's social security 43
card, certification of birth, or certified copy of a birth 44
record. A shelter or agency that chooses to store a physical or 45
digital copy of an individual experiencing homelessness' social 46
security card, certification of birth, or certified copy of a 47
birth record shall do both of the following: 48

(1) Retain possession of the physical or digital copy of 49

the social security card, certification of birth, or certified 50
copy of a birth record; 51

(2) Establish a mechanism to protect the physical or 52
digital copy of a social security card, certification of birth, 53
or certified copy of a birth record, including by ensuring that 54
there is a physical or virtual lock protecting access to the 55
copy and that the copy is only accessible to appropriate staff. 56

(C) An individual experiencing homelessness whose document 57
is stored pursuant to division (B) of this section shall be 58
permitted to access the document in a timely manner upon request 59
and may request that the document be destroyed, deleted, or 60
returned. A homeless shelter or nonprofit agency providing case 61
management services to individuals experiencing homelessness 62
shall destroy, delete, or return the document upon such a 63
request. 64

Sec. 111.31. (A) Notwithstanding division (E) (2) of 65
section 3509.03 and division ~~(E) (2)~~ (D) (2) of section 3511.02 of 66
the Revised Code, the secretary of state may mail unsolicited 67
applications for absent voter's ballots to electors for a 68
general election if all of the following apply: 69

(1) The general assembly appropriates funds to the 70
controlling board for that particular mailing; 71

(2) The secretary of state submits a request to the 72
controlling board to transfer those funds to the absent voter's 73
ballot application mailing fund established under division (B) 74
of this section; 75

(3) The request is accompanied by a report that includes 76
all of the following concerning the most recent mailing of 77
unsolicited applications for absent voter's ballots conducted by 78

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| the secretary of state: | 79 |
| (a) The number of applications mailed; | 80 |
| (b) The number of those applications that were returned to the sender as undeliverable or otherwise were determined to be undeliverable; | 81 82 83 |
| (c) The number of those applications that were completed and returned to the secretary of state or a board of elections; | 84 85 |
| (d) The number of absent voter's ballots cast by mail in the election for which the applications were mailed. | 86 87 |
| (4) The controlling board approves the transfer of funds to the absent voter's ballot application mailing fund. | 88 89 |
| (B) There is hereby created in the state treasury the absent voter's ballot application mailing fund. The secretary of state shall use the fund to pay the cost of printing and mailing unsolicited applications for absent voter's ballots. | 90 91 92 93 |
| The fund shall consist of moneys transferred to it by the controlling board under division (A) of this section. The controlling board shall transfer any unused moneys in the fund to the proper appropriation item. | 94 95 96 97 |
| Sec. 2101.16. (A) Except as provided in section <u>sections</u> 2101.164 and 2101.166 of the Revised Code, the fees enumerated in this division shall be charged and collected, if possible, by the probate judge and shall be in full for all services rendered in the respective proceedings: | 98 99 100 101 102 103 |

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| B | _____ | \$12.00 |
| C | Waivers and proof of notice of hearing on account, per page, minimum one dollar | |
| D | _____ | \$1.00 |
| E | (2) Account of distribution, in addition to advertising charges | |
| F | _____ | \$7.00 |
| G | (3) Adoption of child, petition for | |
| H | _____ | \$20.00 |
| I | (4) Alter or cancel contract for sale or purchase of real property, complaint to | |
| J | _____ | \$20.00 |
| K | (5) Application and order not otherwise provided for in this section or by rule adopted pursuant to division (E) of this section | |
| L | _____ | \$5.00 |
| M | (6) Appropriation suit, per day, hearing in | |
| N | _____ | \$20.00 |
| O | (7) Birth, application for registration of | |
| P | _____ | \$7.00 |

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| Q | (8) | Birth record, application to correct | |
| R | | _____ | \$5.00 |
| S | (9) | Bond, application for new or additional | |
| T | | _____ | \$5.00 |
| U | (10) | Bond, application for release of surety or reduction of | |
| V | | _____ | \$5.00 |
| W | (11) | Bond, receipt for securities deposited in lieu of | |
| X | | _____ | \$5.00 |
| Y | (12) | Certified copy of journal entry, record, or proceeding, per page, minimum fee one dollar | |
| Z | | _____ | \$1.00 |
| AA | (13) | Citation and issuing citation, application for | |
| AB | | _____ | \$5.00 |
| AC | (14) | Change of name, petition for | |
| AD | | _____ | \$20.00 |
| AE | (15) | Claim, application of administrator or executor for allowance of administrator's or executor's own | |
| AF | | _____ | \$10.00 |
| AG | (16) | Claim, application to compromise or settle | |

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| AH | _____ | \$10.00 |
| AI | (17) Claim, authority to present | |
| AJ | _____ | \$10.00 |
| AK | (18) Commissioner, appointment of | |
| AL | _____ | \$5.00 |
| AM | (19) Compensation for extraordinary services and attorney's fees for fiduciary, application for | |
| AN | _____ | \$5.00 |
| AO | (20) Competency, application to procure adjudication of | |
| AP | _____ | \$20.00 |
| AQ | (21) Complete contract, application to | |
| AR | _____ | \$10.00 |
| AS | (22) Concealment of assets, citation for | |
| AT | _____ | \$10.00 |
| AU | (23) Construction of will, complaint for | |
| AV | _____ | \$20.00 |
| AW | (24) Continue decedent's business, application to | |
| AX | _____ | \$10.00 |
| AY | Monthly reports of operation | |

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| AZ | _____ | \$5.00 |
| BA | (25) Declaratory judgment, complaint for | |
| BB | _____ | \$20.00 |
| BC | (26) Deposit of will | |
| BD | _____ | \$5.00 |
| BE | (27) Designation of heir | |
| BF | _____ | \$20.00 |
| BG | (28) Distribution in kind, application, assent, and order for | |
| BH | _____ | \$5.00 |
| BI | (29) Distribution under section 2109.36 of the Revised Code, application for an order of | |
| BJ | _____ | \$7.00 |
| BK | (30) Docketing and indexing proceedings, including the filing and noting of all necessary documents, maximum fee, fifteen dollars | |
| BL | _____ | \$15.00 |
| BM | (31) Exceptions to any proceeding named in this section, contest of appointment or | |
| BN | _____ | \$10.00 |

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| BO | (32) Election of surviving partner to purchase assets of partnership, proceedings relating to | |
| BP | _____ | \$10.00 |
| BQ | (33) Election of surviving spouse under will | |
| BR | _____ | \$5.00 |
| BS | (34) Fiduciary, including an assignee or trustee of an insolvent debtor or any guardian or conservator accountable to the probate court, appointment of | |
| BT | _____ | \$35.00 |
| BU | (35) Foreign will, application to record | |
| BV | _____ | \$10.00 |
| BW | Record of foreign will, additional, per page | |
| BX | _____ | \$1.00 |
| BY | (36) Forms when supplied by the probate court, not to exceed | |
| BZ | _____ | \$10.00 |
| CA | (37) Heirship, complaint to determine | |
| CB | _____ | \$20.00 |
| CC | (38) Injunction proceedings | |
| CD | _____ | \$20.00 |

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| CE | (39) Improve real property, petition to | |
| CF | _____ | \$20.00 |
| CG | (40) Inventory with appraisement | |
| CH | _____ | \$10.00 |
| CI | (41) Inventory without appraisement | |
| CJ | _____ | \$7.00 |
| CK | (42) Investment or expenditure of funds, application for | |
| CL | _____ | \$10.00 |
| CM | (43) Invest in real property, application to | |
| CN | _____ | \$10.00 |
| CO | (44) Lease for oil, gas, coal, or other mineral, petition to | |
| CP | _____ | \$20.00 |
| CQ | (45) Lease or lease and improve real property, petition to | |
| CR | _____ | \$20.00 |
| CS | (46) Marriage license | |
| CT | _____ | \$10.00 |
| CU | Certified abstract of each marriage | |
| CV | _____ | \$2.00 |

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| CW | (47) Minor or incompetent person, etc., disposal of estate under twenty-five thousand dollars of | |
| CX | _____ | \$10.00 |
| CY | (48) Mortgage or mortgage and repair or improve real property, complaint to | |
| CZ | _____ | \$20.00 |
| DA | (49) Newly discovered assets, report of | |
| DB | _____ | \$7.00 |
| DC | (50) Nonresident executor or administrator to bar creditors' claims, proceedings by | |
| DD | _____ | \$20.00 |
| DE | (51) Power of attorney or revocation of power, bonding company | |
| DF | _____ | \$10.00 |
| DG | (52) Presumption of death, petition to establish | |
| DH | _____ | \$20.00 |
| DI | (53) Probating will | |
| DJ | _____ | \$15.00 |
| DK | Proof of notice to beneficiaries | |
| DL | _____ | \$5.00 |

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| DM | (54) Purchase personal property, application of surviving spouse to | |
| DN | _____ | \$10.00 |
| DO | (55) Purchase real property at appraised value, petition of surviving spouse to | |
| DP | _____ | \$20.00 |
| DQ | (56) Receipts in addition to advertising charges, application and order to record | |
| DR | _____ | \$5.00 |
| DS | Record of those receipts, additional, per page | |
| DT | _____ | \$1.00 |
| DU | (57) Record in excess of fifteen hundred words in any proceeding in the probate court, per page | |
| DV | _____ | \$1.00 |
| DW | (58) Release of estate by mortgagee or other lienholder | |
| DX | _____ | \$5.00 |
| DY | (59) Relieving an estate from administration under section 2113.03 of the Revised Code or granting an order for a summary release from administration under section 2113.031 of the Revised Code | |
| DZ | _____ | \$60.00 |

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| EA | (60) Removal of fiduciary, application for | |
| EB | _____ | \$10.00 |
| EC | (61) Requalification of executor or administrator | |
| ED | _____ | \$10.00 |
| EE | (62) Resignation of fiduciary | |
| EF | _____ | \$5.00 |
| EG | (63) Sale bill, public sale of personal property | |
| EH | _____ | \$10.00 |
| EI | (64) Sale of personal property and report, application for | |
| EJ | _____ | \$10.00 |
| EK | (65) Sale of real property, petition for | |
| EL | _____ | \$25.00 |
| EM | (66) Terminate guardianship, petition to | |
| EN | _____ | \$10.00 |
| EO | (67) Transfer of real property, application, entry, and certificate for | |
| EP | _____ | \$7.00 |
| EQ | (68) Unclaimed money, application to invest | |
| ER | _____ | \$7.00 |

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| ES | (69) Vacate approval of account or order of distribution, motion to | |
| ET | _____ | \$10.00 |
| EU | (70) Writ of execution | |
| EV | _____ | \$5.00 |
| EW | (71) Writ of possession | |
| EX | _____ | \$5.00 |
| EY | (72) Wrongful death, application and settlement of claim for | |
| EZ | _____ | \$20.00 |
| FA | (73) Year's allowance, petition to review | |
| FB | _____ | \$7.00 |
| FC | (74) Guardian's report, filing and review of | |
| FD | _____ | \$5.00 |
| FE | (75) Person with a mental illness subject to court order, filing of affidavit and proceedings for | |
| FF | _____ | \$25.00 |

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| (B) (1) In relation to an application for the appointment | 104 |
| of a guardian or the review of a report of a guardian under | 105 |
| section 2111.49 of the Revised Code, the probate court, pursuant | 106 |
| to court order or in accordance with a court rule, may direct | 107 |
| that the applicant or the estate pay any or all of the expenses | 108 |

of an investigation conducted pursuant to section 2111.041 or 109
division (A) (2) of section 2111.49 of the Revised Code. If the 110
investigation is conducted by a public employee or investigator 111
who is paid by the county, the fees for the investigation shall 112
be paid into the county treasury. If the court finds that an 113
alleged incompetent or a ward is indigent, the court may waive 114
the costs, fees, and expenses of an investigation. 115

(2) In relation to the appointment or functioning of a 116
guardian for a minor or the guardianship of a minor, the probate 117
court may direct that the applicant or the estate pay any or all 118
of the expenses of an investigation conducted pursuant to 119
section 2111.042 of the Revised Code. If the investigation is 120
conducted by a public employee or investigator who is paid by 121
the county, the fees for the investigation shall be paid into 122
the county treasury. If the court finds that the guardian or 123
applicant is indigent, the court may waive the costs, fees, and 124
expenses of an investigation. 125

(3) In relation to the filing of an affidavit of mental 126
illness for a person with a mental illness subject to court 127
order, the court may waive the fee under division (A) (75) of 128
this section if the court finds that the affiant is indigent or 129
for good cause shown. 130

(C) Thirty dollars of the thirty-five-dollar fee collected 131
pursuant to division (A) (34) of this section and twenty dollars 132
of the sixty-dollar fee collected pursuant to division (A) (59) 133
of this section shall be deposited by the county treasurer in 134
the indigent guardianship fund created pursuant to section 135
2111.51 of the Revised Code. 136

(D) The fees of witnesses, jurors, sheriffs, coroners, and 137
constables for services rendered in the probate court or by 138

order of the probate judge shall be the same as provided for 139
similar services in the court of common pleas. 140

(E) The probate court, by rule, may require an advance 141
deposit for costs, not to exceed one hundred twenty-five 142
dollars, at the time application is made for an appointment as 143
executor or administrator or at the time a will is presented for 144
probate. 145

(F) (1) The "putative father registry fund" is hereby 146
created in the state treasury. The department of children and 147
youth shall use the money in the fund to fund the department's 148
costs of performing its duties related to the putative father 149
registry established under section 3107.062 of the Revised Code. 150

(2) If the department determines that money in the 151
putative father registry fund is more than is needed for its 152
duties related to the putative father registry, the department 153
may use the surplus moneys in the fund as permitted in division 154
(D) of section 2151.3527 or section 5103.155 of the Revised 155
Code. 156

Sec. 2101.166. (A) As used in this section, "individual 157
experiencing homelessness" has the same meaning as in section 158
3705.243 of the Revised Code. 159

(B) The probate judge shall waive all fees for a certified 160
abstract of marriage if the certified abstract is requested by 161
an individual who has not received such a fee waiver in the 162
preceding twelve months and who is experiencing homelessness as 163
verified by at least one of the following: 164

(1) A director or a director's designee of a government or 165
nonprofit agency that receives public or private funding to 166
provide services to individuals experiencing homelessness; 167

(2) A school social worker, school counselor, or a local educational agency liaison for homeless children and youths designated pursuant to 42 U.S.C. 11432(g) (1) (J) (ii); 168
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(3) A director or a director's designee of either a federal TRIO program or gaining early awareness and readiness for undergraduate program (GEAR UP); 171
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(4) A financial aid administrator for an institution of higher education. 174
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(C) Beginning one year after the effective date of this section, by the thirty-first day of January of each year any probate judge who waives fees pursuant to division (B) of this section shall submit an annual report to the director of health detailing the number of individuals for whom fees were waived in the preceding one-year period. 176
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Sec. 2303.20. Under the circumstances described in 182
sections 2969.21 to 2969.27 of the Revised Code, the clerk of 183
the court of common pleas shall charge the fees and perform the 184
other duties specified in those sections. In all other cases, 185
the clerk shall charge the following fees and no more: 186

(A) Twenty-five dollars for each cause of action which 187
shall include the following: 188

(1) Docketing in all dockets; 189

(2) Filing necessary documents, noting the filing of the 190
documents, except subpoena, on the dockets; 191

(3) Issuing certificate of deposit in foreign writs; 192

(4) Indexing pending suits and living judgments; 193

(5) Noting on appearance docket all papers mailed; 194

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| (6) Certificate for attorney's fee; | 195 |
| (7) Certificate for stenographer's fee; | 196 |
| (8) Preparing cost bill; | 197 |
| (9) Entering on indictment any plea; | 198 |
| (10) Entering costs on docket and cash book. | 199 |
| (B) Two dollars for taking each undertaking, bond, or recognizance; | 200 201 |
| (C) Two dollars for issuing each writ, order, or notice, except subpoena; | 202 203 |
| (D) Two dollars for each name for issuing subpoena, swearing witness, entering attendance, and certifying fees; | 204 205 |
| (E) Twenty-five dollars for calling a jury in each cause; | 206 |
| (F) Two dollars for each page, for entering on journal, indexing, and posting on any docket; | 207 208 |
| (G) Three dollars for each execution or transcript of judgment, including indexing; | 209 210 |
| (H) One dollar for each page, for making complete record, including indexing; | 211 212 |
| (I) Five dollars for certifying a plat recorded in the county recorder's office; | 213 214 |
| (J) Five dollars for issuing certificate to receiver or order of reference with oath; | 215 216 |
| (K) Five dollars for entering satisfaction or partial satisfaction of each lien on record in the county recorder's office, and the clerk of courts' office; | 217 218 219 |

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| (L) One dollar for each certificate of fact under seal of the court, to be paid by the party demanding it; | 220 221 |
| (M) One dollar for taking each affidavit, including certificate and seal; | 222 223 |
| (N) Two dollars for acknowledging all instruments in writing; | 224 225 |
| (O) Five dollars for making certificate of judgment; | 226 |
| (P) Ten dollars for filing, docketing, and endorsing a certificate of judgment, including the indexing and noting the return of the certificate; | 227 228 229 |
| (Q) Twenty-five dollars for each cause of action for each judgment by confession, including all docketing, indexing, and entries on the journal; | 230 231 232 |
| (R) Five dollars for recording commission of mayor; | 233 |
| (S) One dollar for issuing any license except the licenses issued pursuant to sections 1533.101, 1533.11, 1533.13, and 1533.32 of the Revised Code; | 234 235 236 |
| (T) Fifteen dollars for docketing and indexing each aid in execution or petition to vacate, revive, or modify judgment, including the filing and noting of all necessary documents; | 237 238 239 |
| (U) Twenty-five dollars for docketing and indexing each appeal, including the filing and noting of all necessary documents; | 240 241 242 |
| (V) A commission of two per cent on the first ten thousand dollars and one per cent on all exceeding ten thousand dollars for receiving and disbursing money, other than costs and fees, paid to or deposited with the clerk of courts in pursuance of an | 243 244 245 246 |

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| order of court or on judgments, including moneys invested by | 247 |
| order of the court and interest earned on them; | 248 |
| (W) Five dollars for numbering, docketing, indexing, and | 249 |
| filing each authenticated or certified copy of the record, or | 250 |
| any portion of an authenticated or certified copy of the record, | 251 |
| of an extra county action or proceeding; | 252 |
| (X) Two Except as provided in section 2303.202 of the | 253 |
| <u>Revised Code, two</u> dollars for each certificate of divorce, | 254 |
| annulment, or dissolution of marriage to the bureau of vital | 255 |
| statistics; | 256 |
| (Y) Two dollars for each electronic transmission of a | 257 |
| document, plus one dollar for each page of that document. These | 258 |
| fees are to be paid by the party requesting the electronic | 259 |
| transmission. | 260 |
| (Z) One Except as provided in section 2303.202 of the | 261 |
| <u>Revised Code, one</u> dollar for each page, for copies of pleadings, | 262 |
| process, record, or files, including certificate and seal. | 263 |
| Sec. 2303.202. (A) As used in this section, " <u>individual</u> | 264 |
| <u>experiencing homelessness</u> " has the same meaning as in section | 265 |
| <u>3705.243 of the Revised Code.</u> | 266 |
| (B) <u>The clerk of the court of common pleas shall waive all</u> | 267 |
| <u>fees for a certified record of a name change or a certificate of</u> | 268 |
| <u>divorce, annulment, or dissolution of marriage if the certified</u> | 269 |
| <u>record or certificate is requested by an individual who has not</u> | 270 |
| <u>received such a fee waiver in the preceding twelve months and</u> | 271 |
| <u>who is experiencing homelessness as verified by at least one of</u> | 272 |
| <u>the following:</u> | 273 |
| (1) <u>A director or a director's designee of a government or</u> | 274 |
| <u>nonprofit agency that receives public or private funding to</u> | 275 |

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| <u>provide services to individuals experiencing homelessness;</u> | 276 |
| <u>(2) A school social worker, school counselor, or a local</u> | 277 |
| <u>educational agency liaison for homeless children and youths</u> | 278 |
| <u>designated pursuant to 42 U.S.C. 11432(g)(1)(J)(ii);</u> | 279 |
| <u>(3) A director or a director's designee of either a</u> | 280 |
| <u>federal TRIO program or gaining early awareness and readiness</u> | 281 |
| <u>for undergraduate program (GEAR UP);</u> | 282 |
| <u>(4) A financial aid administrator for an institution of</u> | 283 |
| <u>higher education.</u> | 284 |
| <u>(C) Beginning one year after the effective date of this</u> | 285 |
| <u>section, by the thirty-first day of January of each year any</u> | 286 |
| <u>clerk of the court of common pleas who waives fees pursuant to</u> | 287 |
| <u>division (B) of this section shall submit an annual report to</u> | 288 |
| <u>the director of health detailing the number of individuals for</u> | 289 |
| <u>whom fees were waived in the preceding one-year period,</u> | 290 |
| <u>delineated by type of document.</u> | 291 |
| Sec. 3109.14. (A) As used in this section, "birth record" | 292 |
| and "certification of birth" have the meanings given in section | 293 |
| 3705.01 of the Revised Code. | 294 |
| (B) (1) The <u>Except as provided in section 3705.243 of the</u> | 295 |
| <u>Revised Code, the</u> director of health, a person authorized by the | 296 |
| director, a local commissioner of health, or a local registrar | 297 |
| of vital statistics shall charge and collect a fee for each | 298 |
| certified copy of a birth record, for each certification of | 299 |
| birth, and for each copy of a death record. The fee shall be | 300 |
| three dollars. The fee is in addition to the fee imposed by | 301 |
| section 3705.24 or any other section of the Revised Code. A | 302 |
| local commissioner of health or a local registrar of vital | 303 |
| statistics may retain an amount of each additional fee | 304 |

collected, not to exceed three per cent of the amount of the 305
additional fee, to be used for costs directly related to the 306
collection of the fee and the forwarding of the fee to the 307
department of health. 308

The additional fees collected by the director of health or 309
a person authorized by the director and the additional fees 310
collected but not retained by a local commissioner of health or 311
a local registrar of vital statistics shall be forwarded to the 312
department of health not later than thirty days following the 313
end of each quarter. Not later than two days after the fees are 314
forwarded to the department each quarter, the department shall 315
deposit the collected fees in the state treasury to the credit 316
of the children's trust fund. A person or government entity that 317
fails to forward the fees in a timely manner, as determined by 318
the department, shall send to the department, in addition to the 319
fees, a penalty equal to ten per cent of the fees. The 320
department also shall deposit any penalty received in the state 321
treasury to the credit of the children's trust fund. 322

(2) Upon the filing for a divorce decree under section 323
3105.10 or a decree of dissolution under section 3105.65 of the 324
Revised Code, a court of common pleas shall charge and collect a 325
fee. The fee shall be eleven dollars. The fee is in addition to 326
any other court costs or fees. The county clerk of courts may 327
retain an amount of each additional fee collected, not to exceed 328
three per cent of the amount of the additional fee, to be used 329
for costs directly related to the collection of the fee and the 330
forwarding of the fee to the treasurer of state. The additional 331
fees collected, but not retained, under division (B) (2) of this 332
section shall be forwarded to the treasurer of state not later 333
than twenty days following the end of each month. 334

The treasurer of state shall deposit the fees received 335
under division (B) (2) of this section in the state treasury to 336
the credit of the children's trust fund. A county clerk of 337
courts that fails to forward the fees in a timely manner, as 338
determined by the treasurer of state, shall send to the 339
treasurer of state, in addition to the fees, a penalty equal to 340
ten per cent of the fees. The treasurer of state also shall 341
deposit any penalty received in the state treasury to the credit 342
of the children's trust fund. 343

(C) The children's trust fund is created in the state 344
treasury. The treasurer of state shall invest the moneys in the 345
fund, and all earnings resulting from investment of the fund 346
shall be credited to the fund, except that actual administrative 347
costs incurred by the treasurer of state in administering the 348
fund may be deducted from the earnings resulting from 349
investments. The amount that may be deducted shall not exceed 350
three per cent of the total amount of fees credited to the fund 351
in each fiscal year, except that the children's trust fund board 352
may approve an amount for actual administrative costs exceeding 353
three per cent but not exceeding four per cent of such amount. 354
The balance of the investment earnings shall be credited to the 355
fund. Moneys credited to the fund shall be used only for the 356
purposes described in sections 3109.13 to 3109.179 of the 357
Revised Code. 358

Sec. 3333.31. (A) For state subsidy and tuition surcharge 359
purposes, status as a resident of Ohio shall be defined by the 360
chancellor of higher education by rule promulgated pursuant to 361
Chapter 119. of the Revised Code. No adjudication as to the 362
status of any person under such rule, however, shall be required 363
to be made pursuant to Chapter 119. of the Revised Code. The 364
term "resident" for these purposes shall not be equated with the 365

definition of that term as it is employed elsewhere under the 366
laws of this state and other states, and shall not carry with it 367
any of the legal connotations appurtenant thereto. Rather, 368
except as provided in divisions (B), (C), (D), (F), and (G) of 369
this section, for such purposes, the rule promulgated under this 370
section shall have the objective of excluding from treatment as 371
residents those who are present in the state primarily for the 372
purpose of attending a state-supported or state-assisted 373
institution of higher education, and may prescribe presumptive 374
rules, rebuttable or conclusive, as to such purpose based upon 375
the source or sources of support of the student, residence prior 376
to first enrollment, evidence of intention to remain in the 377
state after completion of studies, or such other factors as the 378
chancellor deems relevant. 379

(B) The rules of the chancellor for determining student 380
residency shall grant residency status to a veteran and to the 381
veteran's spouse and any dependent of the veteran, if both of 382
the following conditions are met: 383

(1) The veteran either: 384

(a) Served one or more years on active military duty and 385
was honorably discharged or received a medical discharge that 386
was related to the military service; 387

(b) Was killed while serving on active military duty or 388
has been declared to be missing in action or a prisoner of war. 389

(2) If the veteran seeks residency status for tuition 390
surcharge purposes, the veteran has established domicile in this 391
state as of the first day of a term of enrollment in an 392
institution of higher education. If the spouse or a dependent of 393
the veteran seeks residency status for tuition surcharge 394

purposes, the veteran and the spouse or dependent seeking 395
residency status have established domicile in this state as of 396
the first day of a term of enrollment in an institution of 397
higher education, except that if the veteran was killed while 398
serving on active military duty, has been declared to be missing 399
in action or a prisoner of war, or is deceased after discharge, 400
only the spouse or dependent seeking residency status shall be 401
required to have established domicile in accordance with this 402
division. 403

(C) The rules of the chancellor for determining student 404
residency shall grant residency status to both of the following: 405

(1) A veteran who is the recipient of federal veterans' 406
benefits under the "All-Volunteer Force Educational Assistance 407
Program," 38 U.S.C. 3001 et seq., or "Post-9/11 Veterans 408
Educational Assistance Program," 38 U.S.C. 3301 et seq., or any 409
successor program, if the veteran meets all of the following 410
criteria: 411

(a) The veteran served at least ninety days on active 412
duty. 413

(b) The veteran enrolls in a state institution of higher 414
education, as defined in section 3345.011 of the Revised Code. 415

(c) The veteran lives in the state as of the first day of 416
a term of enrollment in the state institution of higher 417
education. 418

(2) A person who is the recipient of the federal Marine 419
Gunnery Sergeant John David Fry scholarship or transferred 420
federal veterans' benefits under any of the programs described 421
in division (C)(1) of this section, if the person meets both of 422
the following criteria: 423

(a) The person enrolls in a state institution of higher education. 424
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(b) The person lives in the state as of the first day of a term of enrollment in the state institution of higher education. 426
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In order for a person using transferred federal veterans' benefits to qualify under division (C) (2) of this section, the veteran who transferred the benefits must have served at least ninety days on active duty or the service member who transferred the benefits must be on active duty. 428
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(D) The rules of the chancellor for determining student residency shall grant residency status to a service member who is on active duty and to the service member's spouse and any dependent of the service member while the service member is on active duty. In order to qualify under division (D) of this section, the rules shall require the student seeking in-state tuition rates to live in the state as of the first day of a term of enrollment in the state institution of higher education, but shall not require the service member or the service member's spouse or dependent to establish domicile in this state as of the first day of a term of enrollment in an institution of higher education. 433
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(E) The rules of the chancellor for determining student residency shall not deny residency status to a student who is either a dependent child of a parent, or the spouse of a person who, as of the first day of a term of enrollment in an institution of higher education, has accepted full-time employment and established domicile in this state for reasons other than gaining the benefit of favorable tuition rates. 445
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Documentation of full-time employment and domicile shall 452

include both of the following documents: 453

(1) A sworn statement from the employer or the employer's 454
representative on the letterhead of the employer or the 455
employer's representative certifying that the parent or spouse 456
of the student is employed full-time in Ohio; 457

(2) A copy of the lease under which the parent or spouse 458
is the lessee and occupant of rented residential property in the 459
state, a copy of the closing statement on residential real 460
property of which the parent or spouse is the owner and occupant 461
in this state or, if the parent or spouse is not the lessee or 462
owner of the residence in which the parent or spouse has 463
established domicile, a letter from the owner of the residence 464
certifying that the parent or spouse resides at that residence. 465

Residency officers may also evaluate, in accordance with 466
the chancellor's rule, requests for immediate residency status 467
from dependent students whose parents are not living and whose 468
domicile follows that of a legal guardian who has accepted full- 469
time employment and established domicile in the state for 470
reasons other than gaining the benefit of favorable tuition 471
rates. 472

(F) (1) The rules of the chancellor for determining student 473
residency shall grant residency status to a person who enrolls 474
in an institution of higher education and establishes domicile 475
in this state, regardless of the student's residence prior to 476
that enrollment and satisfies either of the following 477
conditions: 478

(a) The person, while a resident of this state for state 479
subsidy and tuition surcharge purposes, graduated from a high 480
school in this state or completed the final year of education at 481

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| home as authorized under section 3321.042 of the Revised Code. | 482 |
| (b) The person meets all of the following criteria: | 483 |
| (i) The person officially withdrew from a school in this | 484 |
| state while the person was a resident of this state for state | 485 |
| subsidy and tuition surcharge purposes. | 486 |
| (ii) The person has not received a high school diploma or | 487 |
| honors diploma awarded under section 3313.61, 3313.611, | 488 |
| 3313.612, or 3325.08 of the Revised Code or a high school | 489 |
| diploma awarded by a school located in another state or country. | 490 |
| (iii) The person, while a resident of this state for state | 491 |
| subsidy and tuition surcharge purposes, both took a high school | 492 |
| equivalency test and was awarded a certificate of high school | 493 |
| equivalence. | 494 |
| (2) The rules of the chancellor for determining student | 495 |
| residency shall not grant residency status to an alien if the | 496 |
| alien is not also an immigrant or a nonimmigrant. | 497 |
| (G) The rules of the chancellor for determining student | 498 |
| residency status shall grant residency status to a person to | 499 |
| whom all of the following apply: | 500 |
| (1) The person, while not a resident of this state for | 501 |
| state subsidy and tuition surcharge purposes, lives in this | 502 |
| state and completes a bachelor's degree program at an | 503 |
| institution of higher education in this state. | 504 |
| (2) The person, upon completing that bachelor's degree | 505 |
| program, immediately enrolls in a graduate degree program, as | 506 |
| determined appropriate by the chancellor, offered at any state | 507 |
| institution of higher education. | 508 |
| (3) The person, while enrolled in the graduate degree | 509 |

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| program, resides in this state. | 510 |
| The chancellor's rules adopted under this section shall | 511 |
| define "immediately" for the purposes of division (G) of this | 512 |
| section. | 513 |
| (H) As used in this section: | 514 |
| (1) "Dependent," "domicile," "institution of higher | 515 |
| education," and "residency officer" have the meanings ascribed | 516 |
| in the chancellor's rules adopted under this section. | 517 |
| (2) "Alien" means a person who is not a United States | 518 |
| citizen or a United States national. | 519 |
| (3) "Immigrant" means an alien who has been granted the | 520 |
| right by the United States bureau of citizenship and immigration | 521 |
| services to reside permanently in the United States and to work | 522 |
| without restrictions in the United States. | 523 |
| (4) "Nonimmigrant" means an alien who has been granted the | 524 |
| right by the United States bureau of citizenship and immigration | 525 |
| services to reside temporarily in the United States. | 526 |
| (5) "Veteran" means any person who has completed service | 527 |
| in the uniformed services, as defined in section 3511.01 <u>3501.01</u> | 528 |
| of the Revised Code. | 529 |
| (6) "Service member" has the same meaning as in section | 530 |
| 5903.01 of the Revised Code. | 531 |
| (7) "Certificate of high school equivalence" means either | 532 |
| of the following: | 533 |
| (a) A certificate of high school equivalence awarded by | 534 |
| the department of education and workforce under division (A) of | 535 |
| section 3301.80 of the Revised Code; | 536 |

(b) The equivalent of a certificate of high school 537
equivalence awarded by the state board of education under former 538
law, as defined in division (C)(1) of section 3301.80 of the 539
Revised Code. 540

Sec. 3375.011. ~~Any~~ (A) As used in this section, "photo 541
identification" and "copy" of an individual's photo 542
identification have the same meanings as in section 3501.01 of 543
the Revised Code. 544

(B) Upon request by an individual, any library organized 545
under Chapter 3375. of the Revised Code shall provide free of 546
charge to any individual a photocopy of that individual's 547
driver's license, temporary driver's permit, or state 548
identification card, ~~if the individual requests one.~~ 549

(C) Upon request by an elector, any library organized 550
under Chapter 3375. of the Revised Code shall provide free of 551
charge to the elector a copy of the elector's photo 552
identification for the purpose of casting absent voter's ballots 553
by mail. 554

Sec. 3501.01. As used in the sections of the Revised Code 555
relating to elections and political communications: 556

(A) "General election" means the election held on the 557
first Tuesday after the first Monday in each November. 558

(B) "Regular municipal election" means the election held 559
on the first Tuesday after the first Monday in November in each 560
odd-numbered year. 561

(C) "Regular state election" means the election held on 562
the first Tuesday after the first Monday in November in each 563
even-numbered year. 564

(D) "Special election" means any election other than those 565
elections defined in other divisions of this section. A special 566
election may be held only on the first Tuesday after the first 567
Monday in May or November, on the first Tuesday after the first 568
Monday in August in accordance with section 3501.022 of the 569
Revised Code, or on the day authorized by a particular municipal 570
or county charter for the holding of a primary election, except 571
that in any year in which a presidential primary election is 572
held, no special election shall be held in May, except as 573
authorized by a municipal or county charter, but may be held on 574
the third Tuesday after the first Monday in March. 575

(E) (1) "Primary" or "primary election" means an election 576
held for the purpose of nominating persons as candidates of 577
political parties for election to offices, and for the purpose 578
of electing persons as members of the controlling committees of 579
political parties and as delegates and alternates to the 580
conventions of political parties. Primary elections shall be 581
held on the first Tuesday after the first Monday in May of each 582
year except in years in which a presidential primary election is 583
held. 584

(2) "Presidential primary election" means a primary 585
election as defined by division (E) (1) of this section at which 586
an election is held for the purpose of choosing delegates and 587
alternates to the national conventions of the major political 588
parties pursuant to section 3513.12 of the Revised Code. Unless 589
otherwise specified, presidential primary elections are included 590
in references to primary elections. In years in which a 591
presidential primary election is held, all primary elections 592
shall be held on the third Tuesday after the first Monday in 593
March except as otherwise authorized by a municipal or county 594
charter. 595

(F) "Political party" means any group of voters meeting 596
the requirements set forth in section 3517.01 of the Revised 597
Code for the formation and existence of a political party. 598

(1) "Major political party" means any political party 599
organized under the laws of this state whose candidate for 600
governor or nominees for presidential electors received not less 601
than twenty per cent of the total vote cast for such office at 602
the most recent regular state election. 603

(2) "Minor political party" means any political party 604
organized under the laws of this state that meets either of the 605
following requirements: 606

(a) Except as otherwise provided in this division, the 607
political party's candidate for governor or nominees for 608
presidential electors received less than twenty per cent but not 609
less than three per cent of the total vote cast for such office 610
at the most recent regular state election. A political party 611
that meets the requirements of this division remains a political 612
party for a period of four years after meeting those 613
requirements. 614

(b) The political party has filed with the secretary of 615
state, subsequent to its failure to meet the requirements of 616
division (F) (2) (a) of this section, a petition that meets the 617
requirements of section 3517.01 of the Revised Code. 618

A newly formed political party shall be known as a minor 619
political party until the time of the first election for 620
governor or president which occurs not less than twelve months 621
subsequent to the formation of such party, after which election 622
the status of such party shall be determined by the vote for the 623
office of governor or president. 624

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

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

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

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

(K) "Party candidate" means any candidate who claims to be a member of a political party and who has been certified to

appear on the office-type ballot at a general or special 655
election as the nominee of a political party because the 656
candidate has won the primary election of the candidate's party 657
for the public office the candidate seeks, has been nominated 658
under section 3517.012, or is selected by party committee in 659
accordance with section 3513.31 of the Revised Code. 660

(L) "Officer of a political party" includes, but is not 661
limited to, any member, elected or appointed, of a controlling 662
committee, whether representing the territory of the state, a 663
district therein, a county, township, a city, a ward, a 664
precinct, or other territory, of a major or minor political 665
party. 666

(M) "Question or issue" means any question or issue 667
certified in accordance with the Revised Code for placement on 668
an official ballot at a general or special election to be held 669
in this state. 670

(N) "Elector" or "qualified elector" means a person having 671
the qualifications provided by law to be entitled to vote. 672

(O) "Voter" means an elector who votes at an election. 673

(P) "Voting residence" means that place of residence of an 674
elector which shall determine the precinct in which the elector 675
may vote. 676

(Q) "Precinct" means a district within a county 677
established by the board of elections of such county within 678
which all qualified electors having a voting residence therein 679
may vote at the same polling place. 680

(R) "Polling place" means that place provided for each 681
precinct at which the electors having a voting residence in such 682
precinct may vote. 683

(S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code.

(T) "Political subdivision" means a county, township, city, village, or school district.

(U) "Election officer" or "election official" means any of the following:

(1) Secretary of state;

(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;

(3) Director of a board of elections;

(4) Deputy director of a board of elections;

(5) Member of a board of elections;

(6) Employees of a board of elections;

(7) Precinct election officials;

(8) Employees appointed by the boards of elections on a temporary or part-time basis.

(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.

(W) "Confirmation notice" means a notice sent by a board

of elections, on a form prescribed by the secretary of state, to 711
a registered elector to confirm the registered elector's current 712
address, date of birth, or United States citizenship, the number 713
of the elector's Ohio driver's license or state identification 714
card, the last four digits of the elector's social security 715
number, or any other information required for registration. The 716
notice shall be sent by forwardable mail, shall be accompanied 717
by a postage prepaid, preaddressed return envelope containing a 718
form on which the elector may verify or correct the elector's 719
registration, and shall meet the requirements of the National 720
Voter Registration Act of 1993. 721

(X) "Designated agency" means an office or agency in the 722
state that provides public assistance or that provides state- 723
funded programs primarily engaged in providing services to 724
persons with disabilities and that is required by the National 725
Voter Registration Act of 1993 to implement a program designed 726
and administered by the secretary of state for registering 727
voters, or any other public or government office or agency that 728
implements a program designed and administered by the secretary 729
of state for registering voters, including the department of job 730
and family services, the program administered under section 731
3701.132 of the Revised Code by the department of health, the 732
department of behavioral health, the department of developmental 733
disabilities, the opportunities for Ohioans with disabilities 734
agency, and any other agency the secretary of state designates. 735
"Designated agency" does not include public high schools and 736
vocational schools, public libraries, or the office of a county 737
treasurer. 738

(Y) "National Voter Registration Act of 1993" means the 739
"National Voter Registration Act of 1993," 107 Stat. 77, 42 740
U.S.C.A. 1973gg. 741

(Z) "Voting Rights Act of 1965" means the "Voting Rights Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 742
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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: 744
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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; 747
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(b) A United States passport or passport card; 751

(c) A United States military identification card, Ohio national guard identification card, or United States department of veterans affairs identification card. 752
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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. 755
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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. 762
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(CC) "State identification card" means a card issued by 771
the registrar or a deputy registrar under sections 4507.50 to 772
4507.52 of the Revised Code. 773

(DD) "Interim identification form" means the document 774
issued by the registrar or a deputy registrar to an applicant 775
for a driver's license or state identification card that 776
contains all of the information otherwise found on the license 777
or card and that an applicant may use as a form of 778
identification until the physical license or card arrives in the 779
mail. 780

(EE) (1) "Proof of citizenship" means evidence that an 781
individual is a United States citizen, in the form of one of the 782
following: 783

(a) The number of the individual's current Ohio driver's 784
license or state identification card, if the secretary of state 785
verifies using information obtained from the bureau of motor 786
vehicles that the individual has submitted documentation to the 787
bureau that indicates that the individual is a United States 788
citizen; 789

(b) The individual's current Ohio driver's license, state 790
identification card, or interim identification form issued on or 791
after April 7, 2023, or a copy of the front and back of that 792
license, card, or form, if the license, card, or form does not 793
include a notation designating that the individual is a 794
noncitizen of the United States; 795

(c) The individual's birth certificate, certification of 796
report of birth, or consular report of birth abroad, or a copy 797
of one of those documents; 798

(d) The individual's current United States passport or 799

passport card, a copy of the identification page of the 800
passport, or a copy of the front and back of the passport card; 801

(e) The individual's certificate of naturalization or 802
certificate of citizenship or a copy of one of those documents; 803

(f) The individual's I-797 notice of action for form 804
N-565, application for replacement naturalization/citizenship 805
document issued by United States citizenship and immigration 806
services, if the notice indicates that the application has been 807
approved; a copy of that notice; or an original or copy of the 808
successor form of that notice issued by the federal agency that 809
is responsible for fulfilling requests for replacement 810
naturalization or citizenship documents. 811

(2) If an individual's current legal name is different 812
from the name on the individual's proof of citizenship, the 813
individual also shall provide proof of the change of name, such 814
as a copy of a marriage license or court order. 815

(FF) "Ranked choice voting" and "instant runoff voting" 816
mean a method of nominating or electing one or more candidates 817
to an office as follows: 818

(1) Voters rank candidates on the ballot in order of 819
preference. 820

(2) Tabulation proceeds in rounds such that in each round, 821
one or more candidates are nominated or elected or a last-place 822
candidate is defeated. 823

(3) Votes are transferred from nominated, elected, or 824
defeated candidates to the voter's next-ranked candidate or 825
candidates in order of preference. 826

(4) Tabulation ends when a candidate receives the majority 827

of the votes cast or when the number of candidates nominated or 828
elected equals the number of offices to be filled, as 829
applicable. 830

(GG) "Overseas voter" means any of the following: 831

(1) A United States citizen who is outside of the United 832
States and who, before leaving the United States, was last 833
eligible to vote in this state, who may be considered a state 834
resident using the standards for residency established in 835
sections 3503.02 and 3511.01 of the Revised Code, and who 836
otherwise satisfies the requirements to vote in this state; 837

(2) A United States citizen who is outside of the United 838
States and who, before leaving the United States, would have 839
been eligible to vote in this state had the person then been 840
eighteen years of age or older, who may be considered a state 841
resident using the standards for residency established in 842
sections 3503.02 and 3511.01 of the Revised Code, and who 843
otherwise satisfies the requirements to vote in this state; 844

(3) A United States citizen who was born outside of the 845
United States, who may be considered a state resident using the 846
standards for residency established in sections 3503.02 and 847
3511.01 of the Revised Code, and who otherwise satisfies the 848
requirements to vote in this state, if both of the following 849
apply: 850

(a) The last place where the person's parent or legal 851
guardian was, or would have been, eligible to vote before 852
leaving the United States is within this state; 853

(b) The person has not previously registered to vote in 854
any other state. 855

(HH) "Uniformed services" means: 856

(1) Active and reserve components of the army, navy, air force, marine corps, space force, or coast guard of the United States; 857
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(2) The merchant marine, the commissioned corps of the public health service, or the commissioned corps of the national oceanic and atmospheric administration of the United States; 860
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(3) The national guard and the organized militia. 863

(II) "Uniformed services voter" means a United States citizen who is qualified to vote in this state and who is: 864
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(1) A member of one of the uniformed services described in division (HH) (1) or (2) of this section; 866
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(2) A member of one of the uniformed services described in division (HH) (3) of this section who is on activated status. 868
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(3) A spouse or dependent of a uniformed services voter. 870
As used in this division, "dependent" means a person who is recognized as a dependent by one of the uniformed services. 871
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Sec. 3503.02. All registrars and precinct election officials, in determining the residence of a person offering to register or vote, shall be governed by the following rules: 873
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875

(A) That place shall be considered the residence of a person in which the person's habitation is fixed and to which, whenever the person is absent, the person has the intention of returning. 876
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(B) A person shall not be considered to have lost the person's residence who leaves the person's home and goes into another state or county of this state, for temporary purposes only, with the intention of returning. 880
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(C) A person shall not be considered to have gained a residence in any county of this state into which the person comes for temporary purposes only, without the intention of making such county the permanent place of abode.

(D) The place where the family of a married person resides shall be considered to be the person's place of residence; except that when the spouses have separated and live apart, the place where such a spouse resides the length of time required to entitle a person to vote shall be considered to be the spouse's place of residence.

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

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

(G) (1) If a person removes from this state to engage in the services of the United States government, the person shall not be considered to have lost the person's residence in this state, and likewise should the person enter the employment of the state, the place where such person resided at the time of the person's removal shall be considered to be the person's place of residence.

(2) If a person removes from this state to a location

outside of the United States and the person does not become a 913
resident of another state, the person shall not be considered to 914
have lost the person's residence in this state. The place where 915
the person resided at the time of the person's removal shall be 916
considered to be the person's place of residence. 917

(3) If a person is eligible to vote in this state under 918
division (D) (2) of section ~~3511.011~~3511.01 of the Revised Code, 919
the place where the person's parent or legal guardian resided in 920
this state prior to that parent or legal guardian's removal to a 921
location outside of the United States shall be considered to be 922
the person's place of residence. 923

(4) If an address that is considered to be a person's 924
place of residence under division (G) of this section ceases to 925
be a recognized residential address, the board of elections 926
shall assign an address to the applicable person for voting 927
purposes. 928

(H) If a person goes into another state and while there 929
exercises the right of a citizen by voting, the person shall be 930
considered to have lost the person's residence in this state. 931

(I) If a person does not have a fixed place of habitation, 932
but has a shelter or other location at which the person has been 933
a consistent or regular inhabitant and to which the person has 934
the intention of returning, that shelter or other location shall 935
be deemed the person's residence for the purpose of registering 936
to vote. 937

Sec. 3503.13. ~~(A) (1)~~(A) Except as otherwise provided in 938
division ~~(A) (2)~~(B) of this section, voter registration forms 939
submitted by applicants and the statewide voter registration 940
database established under section 3503.15 of the Revised Code 941

are public records subject to disclosure under section 149.43 of 942
the Revised Code. 943

~~(2) None of the~~ (B) The following records in the 944
possession of the secretary of state or a board of elections are 945
not subject to disclosure under division (A)(1) of this section 946
as public records and shall not be disclosed to the public: 947

~~(a)~~ (1) An elector's full or partial social security 948
number, driver's license or state identification card number, 949
telephone number, or electronic mail address; 950

~~(b)~~ (2) A copy of an elector's photo identification; 951

(3) An image of an elector or of the elector's photo 952
identification submitted through the portal described in section 953
3509.031 of the Revised Code; 954

(4) A confidential voter registration record, as described 955
in section 111.44 of the Revised Code; 956

~~(e)~~ (5) The address of a designated public service worker, 957
if the designated public service worker has submitted a 958
redaction request to the board of elections under section 149.45 959
of the Revised Code; 960

~~(d)~~ (6) An elector's proof of citizenship; 961

~~(e)~~ (7) Any other information that is prohibited from 962
being disclosed by state or federal law. 963

~~(B)~~ (C) A board of elections may use a legible digitized 964
signature list of voter signatures, copied from the signatures 965
on the registration forms in a form and manner prescribed by the 966
secretary of state, provided that the board includes the 967
required voter registration information in the statewide voter 968
registration database established under section 3503.15 of the 969

Revised Code, and provided that the precinct election officials 970
have computer printouts at the polls prepared in the manner 971
required under section 3503.23 of the Revised Code. 972

Sec. 3503.153. (A) The statewide voter registration 973
database shall be made available on a web site of the office of 974
the secretary of state as follows: 975

(1) Except as otherwise provided in division (A)(2) of 976
this section, the following information from the statewide voter 977
registration database regarding a registered elector shall be 978
made available on the web site: 979

(a) The elector's name; 980

(b) The elector's birth date; 981

(c) The elector's current residence address; 982

(d) The elector's precinct number; 983

(e) The elector's voter registration date, as described in 984
division (C)(9) of section 3503.15 of the Revised Code; 985

(f) The elector's voting history, as described in division 986
(C)(10) of section 3503.15 of the Revised Code; 987

(g) The elector's last activity date, as described in 988
division (C)(11) of section 3503.15 of the Revised Code. 989

(2) During the thirty days before the day of a primary or 990
general election, the web site interface of the statewide voter 991
registration database shall permit an elector to search for the 992
polling location at which that elector may cast a ballot. 993

(3) No information in the statewide voter registration 994
database that is exempt from disclosure under division ~~(A)(2)~~ 995
(B) of section 3503.13 of the Revised Code shall be made 996

available on the web site. 997

(B) (1) The secretary of state shall establish, by rule 998
adopted under Chapter 119. of the Revised Code, a process for 999
boards of elections to notify the secretary of state of changes 1000
in the locations of precinct polling places for the purpose of 1001
updating the information made available on the secretary of 1002
state's web site under division (A) (2) of this section. Those 1003
rules shall require a board of elections, during the thirty days 1004
before the day of a primary or general election, to notify the 1005
secretary of state within one business day of any change to the 1006
location of a precinct polling place within the county. 1007

(2) During the thirty days before the day of a primary or 1008
general election, not later than one business day after 1009
receiving a notification from a county pursuant to division (B) 1010
(1) of this section that the location of a precinct polling 1011
place has changed, the secretary of state shall update that 1012
information on the secretary of state's web site for the purpose 1013
of division (A) (2) of this section. 1014

Sec. 3503.16. (A) Except as otherwise provided in division 1015
(E) of section 111.44 of the Revised Code, whenever a registered 1016
elector changes the place of residence of that registered 1017
elector from one precinct to another within a county or from one 1018
county to another, or has a change of name, that registered 1019
elector shall report the change by delivering a change of 1020
residence or change of name form, whichever is appropriate, as 1021
prescribed by the secretary of state under section 3503.14 of 1022
the Revised Code to the state or local office of a designated 1023
agency, a public high school or vocational school, a public 1024
library, the office of the county treasurer, the office of the 1025
secretary of state, any office of the registrar or deputy 1026

registrar of motor vehicles, or any office of a board of 1027
elections in person or by a third person. Any voter 1028
registration, change of address, or change of name application, 1029
returned by mail, may be sent only to the secretary of state or 1030
the board of elections. 1031

A registered elector also may update the registration of 1032
that registered elector by filing a change of residence or 1033
change of name form on the day of a special, primary, or general 1034
election at the polling place in the precinct in which that 1035
registered elector resides or at the board of elections or at 1036
another site designated by the board. 1037

(B) (1) (a) Any registered elector who moves within a 1038
precinct on or prior to the day of a general, primary, or 1039
special election and has not filed a notice of change of 1040
residence with the board of elections may vote in that election 1041
by going to that registered elector's assigned polling place, 1042
completing and signing a notice of change of residence, showing 1043
photo identification, and casting a ballot. 1044

(b) Any registered elector who changes the name of that 1045
registered elector and remains within a precinct on or prior to 1046
the day of a general, primary, or special election and has not 1047
filed a notice of change of name with the board of elections may 1048
vote in that election by going to that registered elector's 1049
assigned polling place, completing and signing a notice of a 1050
change of name, and casting a provisional ballot under section 1051
3505.181 of the Revised Code. If the registered elector provides 1052
to the precinct election officials proof of a legal name change, 1053
such as a marriage license or court order that includes the 1054
elector's current and prior names, the elector may complete and 1055
sign a notice of change of name and cast a regular ballot. 1056

(2) Any registered elector who moves from one precinct to 1057
another within a county or moves from one precinct to another 1058
and changes the name of that registered elector on or prior to 1059
the day of a general, primary, or special election and has not 1060
filed a notice of change of residence or change of name, 1061
whichever is appropriate, with the board of elections may vote 1062
in that election if that registered elector complies with 1063
division (G) of this section or does all of the following: 1064

(a) Appears at anytime during regular business hours on or 1065
after the twenty-eighth day prior to the election in which that 1066
registered elector wishes to vote or, if the election is held on 1067
the day of a presidential primary election, the twenty-fifth day 1068
prior to the election, through noon of the Saturday prior to the 1069
election at the office of the board of elections, appears at any 1070
time during regular business hours on the Monday prior to the 1071
election at the office of the board of elections, or appears on 1072
the day of the election at either of the following locations: 1073

(i) The polling place for the precinct in which that 1074
registered elector resides; 1075

(ii) The office of the board of elections or, if pursuant 1076
to division (C) of section 3501.10 of the Revised Code the board 1077
has designated another location in the county at which 1078
registered electors may vote, at that other location instead of 1079
the office of the board of elections. 1080

(b) Completes and signs, under penalty of election 1081
falsification, the written affirmation on the provisional ballot 1082
envelope, which shall serve as a notice of change of residence 1083
or change of name, whichever is appropriate; 1084

(c) Votes a provisional ballot under section 3505.181 of 1085

the Revised Code at the polling place, at the office of the 1086
board of elections, or, if pursuant to division (C) of section 1087
3501.10 of the Revised Code the board has designated another 1088
location in the county at which registered electors may vote, at 1089
that other location instead of the office of the board of 1090
elections, whichever is appropriate, using the address to which 1091
that registered elector has moved or the name of that registered 1092
elector as changed, whichever is appropriate; 1093

(d) Completes and signs, under penalty of election 1094
falsification, a statement attesting that that registered 1095
elector moved or had a change of name, whichever is appropriate, 1096
on or prior to the day of the election, has voted a provisional 1097
ballot at the polling place for the precinct in which that 1098
registered elector resides, at the office of the board of 1099
elections, or, if pursuant to division (C) of section 3501.10 of 1100
the Revised Code the board has designated another location in 1101
the county at which registered electors may vote, at that other 1102
location instead of the office of the board of elections, 1103
whichever is appropriate, and will not vote or attempt to vote 1104
at any other location for that particular election. 1105

(C) Any registered elector who moves from one county to 1106
another county within the state on or prior to the day of a 1107
general, primary, or special election and has not registered to 1108
vote in the county to which that registered elector moved may 1109
vote in that election if that registered elector complies with 1110
division (G) of this section or does all of the following: 1111

(1) Appears at any time during regular business hours on 1112
or after the twenty-eighth day prior to the election in which 1113
that registered elector wishes to vote or, if the election is 1114
held on the day of a presidential primary election, the twenty- 1115

fifth day prior to the election, through noon of the Saturday 1116
prior to the election at the office of the board of elections 1117
or, if pursuant to division (C) of section 3501.10 of the 1118
Revised Code the board has designated another location in the 1119
county at which registered electors may vote, at that other 1120
location instead of the office of the board of elections, 1121
appears during regular business hours on the Monday prior to the 1122
election at the office of the board of elections or, if pursuant 1123
to division (C) of section 3501.10 of the Revised Code the board 1124
has designated another location in the county at which 1125
registered electors may vote, at that other location instead of 1126
the office of the board of elections, or appears on the day of 1127
the election at the office of the board of elections or, if 1128
pursuant to division (C) of section 3501.10 of the Revised Code 1129
the board has designated another location in the county at which 1130
registered electors may vote, at that other location instead of 1131
the office of the board of elections; 1132

(2) Completes and signs, under penalty of election 1133
falsification, the written affirmation on the provisional ballot 1134
envelope, which shall serve as a notice of change of residence; 1135

(3) Votes a provisional ballot under section 3505.181 of 1136
the Revised Code at the office of the board of elections or, if 1137
pursuant to division (C) of section 3501.10 of the Revised Code 1138
the board has designated another location in the county at which 1139
registered electors may vote, at that other location instead of 1140
the office of the board of elections, using the address to which 1141
that registered elector has moved; 1142

(4) Completes and signs, under penalty of election 1143
falsification, a statement attesting that that registered 1144
elector has moved from one county to another county within the 1145

state on or prior to the day of the election, has voted at the 1146
office of the board of elections or, if pursuant to division (C) 1147
of section 3501.10 of the Revised Code the board has designated 1148
another location in the county at which registered electors may 1149
vote, at that other location instead of the office of the board 1150
of elections, and will not vote or attempt to vote at any other 1151
location for that particular election. 1152

(D) A person who votes by absent voter's ballots pursuant 1153
to division (G) of this section shall not make written 1154
application for the ballots pursuant to Chapter 3509. of the 1155
Revised Code. Ballots cast pursuant to division (G) of this 1156
section shall be set aside in a special envelope and counted 1157
during the official canvass of votes in the manner provided for 1158
in sections 3505.32 and 3509.06 of the Revised Code insofar as 1159
that manner is applicable. The board shall examine the pollbooks 1160
to verify that no ballot was cast at the polls or by absent 1161
voter's ballots under Chapter 3509. or 3511. of the Revised Code 1162
by an elector who has voted by absent voter's ballots pursuant 1163
to division (G) of this section. Any ballot determined to be 1164
insufficient for any of the reasons stated above or stated in 1165
section 3509.07 of the Revised Code shall not be counted. 1166

Subject to division (C) of section 3501.10 of the Revised 1167
Code, a board of elections may lease or otherwise acquire a site 1168
different from the office of the board at which registered 1169
electors may vote pursuant to division (B) or (C) of this 1170
section. 1171

(E) Upon receiving a notice of change of residence or 1172
change of name, the board of elections shall immediately send 1173
the registrant an acknowledgment notice. If the change of 1174
residence or change of name notice is valid, the board shall 1175

update the voter's registration as appropriate. If that form is 1176
incomplete, the board shall inform the registrant in the 1177
acknowledgment notice specified in this division of the 1178
information necessary to complete or update that registrant's 1179
registration. 1180

(F) Change of residence and change of name forms shall be 1181
available at each polling place, and when these forms are 1182
completed, noting changes of residence or name, as appropriate, 1183
they shall be filed with election officials at the polling 1184
place. Election officials shall return completed forms, together 1185
with the pollbooks and tally sheets, to the board of elections. 1186

The board of elections shall provide change of residence 1187
and change of name forms to the probate court and court of 1188
common pleas. The court shall provide the forms to any person 1189
eighteen years of age or older who has a change of name by order 1190
of the court or who applies for a marriage license. The court 1191
shall forward all completed forms to the board of elections 1192
within five days after receiving them. 1193

(G) A registered elector who otherwise would qualify to 1194
vote under division (B) or (C) of this section but is unable to 1195
appear at the office of the board of elections or, if pursuant 1196
to division (C) of section 3501.10 of the Revised Code the board 1197
has designated another location in the county at which 1198
registered electors may vote, at that other location, on account 1199
of personal illness, physical disability, or infirmity, may vote 1200
on the day of the election if that registered elector does all 1201
of the following: 1202

~~(1) Makes a written application on a form prescribed by~~ 1203
~~the secretary of state that includes all of the information~~ 1204
~~required under section 3509.03 of the Revised Code Applies to~~ 1205

the appropriate board for an absent voter's ballot on or after 1206
the twenty-seventh day prior to the election in which the 1207
registered elector wishes to vote through the close of business 1208
on the seventh day prior to that election and requests that the 1209
absent voter's ballot be sent to the address to which the 1210
registered elector has moved if the registered elector has 1211
moved, or to the address of that registered elector who has not 1212
moved but has had a change of name⁺. The registered elector 1213
either may apply on a paper form prescribed by the secretary of 1214
state for that purpose that includes all of the information 1215
required under section 3509.03 of the Revised Code or may apply 1216
through the portal created under section 3509.031 of the Revised 1217
Code. If division (A) of section 3509.032 of the Revised Code 1218
applies to the elector, the elector may provide alternative 1219
identification in order to cast absent voter's ballots as 1220
permitted under that section. 1221

(2) Declares that the registered elector has moved or had 1222
a change of name, whichever is appropriate, and otherwise is 1223
qualified to vote under the circumstances described in division 1224
(B) or (C) of this section, whichever is appropriate, but that 1225
the registered elector is unable to appear at the board of 1226
elections because of personal illness, physical disability, or 1227
infirmity; 1228

(3) Completes and returns along with the completed absent 1229
voter's ballot a notice of change of residence indicating the 1230
address to which the registered elector has moved, or a notice 1231
of change of name, whichever is appropriate; 1232

(4) Completes and signs, under penalty of election 1233
falsification, a statement attesting that the registered elector 1234
has moved or had a change of name on or prior to the day before 1235

the election, has voted by absent voter's ballot because of 1236
personal illness, physical disability, or infirmity that 1237
prevented the registered elector from appearing at the board of 1238
elections, and will not vote or attempt to vote at any other 1239
location or by absent voter's ballot mailed to any other 1240
location or address for that particular election. 1241

Sec. 3505.19. (A) An elector who does not have photo 1242
identification because the elector has a religious objection to 1243
being photographed may complete an affidavit of religious 1244
objection in lieu of providing photo identification for the 1245
purpose of casting a provisional ballot, as described in section 1246
3505.181 of the Revised Code, or for the purpose of casting 1247
absent voter's ballots, as described in section 3509.032 of the 1248
Revised Code. 1249

(B) The secretary of state shall prescribe the form of the 1250
affidavit of religious objection, which shall be substantially 1251
as follows: 1252

"Affidavit of Religious Objection 1253

I, _____ (first and last name of 1254
elector), declare under penalty of election falsification that I 1255
do not have photo identification because I have a sincere 1256
religious objection to being photographed. 1257

The last four digits of my Social Security number are: 1258

_____ 1259

_____ 1260
(Signature of individual) 1261

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1262
FELONY OF THE FIFTH DEGREE." 1263

(C) Upon receiving a completed affidavit of religious objection, the board of elections shall transmit the information in the affidavit to the secretary of state. The secretary of state shall consult the database of the bureau of motor vehicles to determine whether the registrar of motor vehicles or a deputy registrar has issued a currently unexpired photo identification to the elector and shall notify the board of the result.

(D) An affidavit of religious objection is not valid if either of the following apply:

(1) The last four digits of the elector's social security number, as provided on the affidavit, are different from the last four digits of the elector's social security number in the statewide voter registration database.

(2) The registrar of motor vehicles or a deputy registrar has issued a currently unexpired photo identification to the elector.

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 or shall apply for those ballots using the portal created under section 3509.031 of the Revised Code.

(B) Except as otherwise permitted under ~~section~~ sections 3509.031 and 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; | 1293 |
| (2) The elector's signature; | 1294 |
| (3) The address at which the elector is registered to vote, <u>except that if the elector has a confidential voter registration record, as described in section 111.44 of the Revised Code, the elector instead may provide the elector's program participant identification number;</u> | 1295 1296 1297 1298 1299 |
| (4) The elector's date of birth; | 1300 |
| (5) One of the following <u>forms of identification:</u> | 1301 |
| (a) The elector's Ohio driver's license or state- identification card number; | 1302 1303 |
| (b) The last four digits of the elector's social security number; | 1304 1305 |
| (c) A copy of the elector's photo identification, <u>enclosed with the application or an indication that the elector showed photo identification to the election officials when submitting the application in person, as permitted under division (C) of this section;</u> | 1306 1307 1308 1309 1310 |
| (b) <u>Except as otherwise permitted under section 3509.032 of the Revised Code, if the elector cannot provide photo identification at the time of applying for absent voter's ballots, the elector's Ohio driver's license or state identification card number or the last four digits of the elector's social security number. The form shall notify the elector that if the elector does not provide photo identification with the application, the elector is required to provide photo identification when returning the elector's voted ballots, as permitted under section 3509.05 of the Revised Code,</u> | 1311 1312 1313 1314 1315 1316 1317 1318 1319 1320 |

unless division (A) of section 3509.032 of the Revised Code 1321
applies to the elector. 1322

(c) If division (A) of section 3509.032 of the Revised 1323
Code applies to the elector, a completed affirmation as 1324
permitted under that section. 1325

(6) A statement identifying the election for which absent 1326
voter's ballots are requested; 1327

(7) A statement that the person requesting the ballots is 1328
a qualified elector; 1329

(8) If the request is for primary election ballots, the 1330
elector's party affiliation; 1331

(9) If the elector desires ballots to be mailed to the 1332
elector, the address to which those ballots shall be mailed. 1333

~~(C) If the elector has a confidential voter registration~~ 1334
~~record, as described in section 111.44 of the Revised Code, the~~ 1335
~~elector may provide the elector's program participant~~ 1336
~~identification number instead of the address at which the~~ 1337
~~elector is registered to vote.~~An elector who personally delivers 1338
the elector's application for absent voter's ballots to the 1339
board of elections may show the elector's photo identification 1340
to the election officials at that time instead of including a 1341
copy of the elector's photo identification with the application. 1342
The election officials shall mark the application to indicate 1343
that the elector has fulfilled the photo identification 1344
requirement to cast absent voter's ballots. 1345

~~(D) Except as otherwise provided in division (A) of~~ 1346
~~section 3509.051 and in division (B) of section 3509.08 of the~~ 1347
~~Revised Code, an~~An application to receive absent voter's 1348
ballots shall be delivered to the office of the board not 1349

earlier than the first day of January of the year of the 1350
~~elections~~ election for which the absent voter's ballots are 1351
requested or not earlier than ninety days before the day of the 1352
election at which the ballots are to be voted, whichever is 1353
earlier, and not later than the close of business on the seventh 1354
day before the day of the election at which the ballots are to 1355
be voted. An application submitted through the portal created 1356
under section 3509.031 of the Revised Code not later than the 1357
close of business on the seventh day before the day of the 1358
election is considered to have been received by the appropriate 1359
board of elections by that deadline. 1360

(E) Except as permitted under section 111.31 of the 1361
Revised Code, no public office, and no public official or 1362
employee who is acting in an official capacity, shall do either 1363
of the following: 1364

(1) Prepay the return postage for an application for 1365
absent voter's ballots; 1366

(2) Mail or otherwise deliver an unsolicited application 1367
for absent voter's ballots to any person. 1368

(F) (1) Except as otherwise provided in division (F) (2) of 1369
this section and in sections 3505.24 and 3509.08 of the Revised 1370
Code, no person shall preprint or fill out any portion of an 1371
application for absent voter's ballots on behalf of an 1372
applicant. 1373

(2) The secretary of state or a board of elections may 1374
preprint only an applicant's name and address on an application 1375
for absent voter's ballots before mailing that application to 1376
the applicant, except that if the applicant has a confidential 1377
voter registration record, the secretary of state or a board of 1378

elections shall not preprint the applicant's address on the application. 1379
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(3) A completed application for absent voter's ballots is not valid if any portion of it has been completed by any person other than the applicant in violation of division (F) of this section. 1381
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Sec. 3509.031. (A) The secretary of state shall establish and maintain a secure online portal through which an elector may submit an application for absent voter's ballots, beginning with applications submitted on or after September 3, 2027, to cast absent voter's ballots in the general election held on November 2, 2027. 1385
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(B) The portal shall require the applicant to submit all of the following information: 1391
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(1) The applicant's name; 1393

(2) The address at which the applicant is registered to vote, except that if the applicant has a confidential voter registration record, as described in section 111.44 of the Revised Code, the applicant instead may provide the applicant's program participant identification number; 1394
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(3) The applicant's date of birth; 1399

(4) The election for which the applicant requests absent voter's ballots; 1400
1401

(5) If the request is for primary election ballots, the applicant's party affiliation; 1402
1403

(6) The address to which the ballots should be mailed, except as otherwise permitted under divisions (B) (7) and (8) of this section; 1404
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(7) If the applicant is applying under division (G) of section 3503.16 or division (A) of section 3509.08 of the Revised Code, an indication of that fact, along with the additional information and affirmations required under the applicable section; 1407
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(8) If the applicant is a uniformed services voter or overseas voter, an indication of that fact, along with all of the following information: 1412
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(a) A statement of the voter's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the service member, or immediately preceding leaving the United States, or a statement that the voter's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable; 1415
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(b) If the voter desires ballots to be sent to the voter by facsimile machine, the telephone number to which they shall be so sent; 1423
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1425

(c) If the voter desires ballots to be sent to the voter by electronic mail or, if offered by the board of elections or the secretary of state, through internet delivery, the voter's electronic mail address or other internet contact information. 1426
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(C) The portal shall require the applicant to provide two forms of identification by complying with division (C) (1), (2), or (3) of this section, as applicable. 1430
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(1) If the electronic device the applicant is using to submit the application supports it, the applicant shall verify the applicant's identity through a live capture procedure that 1433
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requires the applicant to create and submit a copy of the 1436
applicant's photo identification at the time of submitting the 1437
application and also to create and submit an image of the 1438
applicant's face at the time of submitting the application. If 1439
the electronic device the applicant is using to submit the 1440
application does not support the live capture procedure, the 1441
applicant shall upload a copy of the applicant's photo 1442
identification. The applicant also shall provide one of the 1443
following: 1444

(a) The last four digits of the applicant's social 1445
security number; 1446

(b) If the photo identification provided is not the 1447
applicant's Ohio driver's license or state identification card, 1448
the number of the applicant's Ohio driver's license or state 1449
identification card; 1450

(c) If the electronic device the applicant is using to 1451
submit the application supports it, the applicant's signature 1452
written at the time of submitting the application using a 1453
finger, stylus, or similar device. 1454

(2) Except as otherwise permitted under section 3509.032 1455
of the Revised Code, if the applicant cannot provide photo 1456
identification at the time of applying for absent voter's 1457
ballots, the applicant shall indicate that the applicant will 1458
provide photo identification when returning the applicant's 1459
voted ballots, as permitted under section 3509.05 of the Revised 1460
Code, and provide two of the following: 1461

(a) The last four digits of the applicant's social 1462
security number; 1463

(b) The applicant's Ohio driver's license or state 1464

identification card number; 1465

(c) If the electronic device the applicant is using to 1466
submit the application supports it, the applicant's signature 1467
written at the time of submitting the application using a 1468
finger, stylus, or similar device. 1469

(3) If division (A) of section 3509.032 of the Revised 1470
Code applies to the applicant, the applicant shall provide 1471
identification as described in division (B) of that section. 1472

(D) The portal shall require the applicant to mark a box 1473
that appears in conjunction with a statement that the applicant 1474
affirms under penalty of election falsification that the 1475
applicant is a qualified elector and that all of the information 1476
the applicant has provided in the application is true. 1477

(E) The portal shall accept applications for absent 1478
voter's ballots for an election during the period beginning on 1479
the first day of January of the year of the election or ninety 1480
days before the day of the election, whichever is earlier, and 1481
ending at the close of business on the seventh day before the 1482
day of the election. 1483

(F) The secretary of state shall securely transmit 1484
completed applications submitted through the portal to the 1485
appropriate boards of elections by electronic means at least 1486
once per business day. 1487

(G) The secretary of state shall employ whatever security 1488
measures the secretary of state considers necessary to ensure 1489
the integrity and accuracy of information submitted 1490
electronically through the portal. Errors in processing 1491
applications through the portal shall not prevent an applicant 1492
from voting. 1493

Sec. 3509.032. (A) An elector to whom any of the following 1494
apply may cast absent voter's ballots by mail at an election by 1495
providing alternative identification instead of a copy of the 1496
elector's photo identification, in accordance with this section: 1497

(1) The elector is a uniformed services voter or overseas 1498
voter. 1499

(2) The elector does not have photo identification because 1500
the elector has a sincere religious objection to being 1501
photographed. 1502

(3) The elector does not have photo identification or 1503
cannot provide a copy of the elector's photo identification for 1504
any of the following reasons: 1505

(a) Because of the elector's severe medical condition; 1506

(b) Because of the elector's physical disability or 1507
infirmary; 1508

(c) Because of the elector's confinement in a jail or 1509
workhouse under sentence for a misdemeanor or awaiting trial on 1510
a felony or misdemeanor; 1511

(d) Because the elector lacks the mobility to obtain photo 1512
identification or a copy of the elector's photo identification; 1513

(e) Because of another material obstacle that makes the 1514
elector unable to obtain photo identification or a copy of the 1515
elector's photo identification, as described by the elector on 1516
the affirmation under division (B) of this section. 1517

(B) (1) An elector described in division (A) of this 1518
section shall submit an affirmation on a form prescribed by the 1519
secretary of state along with the elector's application under 1520
section 3509.03 or 3509.031 of the Revised Code or along with 1521

the elector's voted ballots under division (B) (3) of section 1522
3509.05 of the Revised Code instead of providing photo 1523
identification. If the application is submitted through the 1524
portal created under section 3509.031 of the Revised Code, the 1525
affirmation shall be in an electronic format integrated into the 1526
application. The affirmation shall include all of the following: 1527

(a) A declaration, made under penalty of election 1528
falsification, of which of the circumstances described in 1529
division (A) (1), (2), or (3) of this section apply to the 1530
elector and, if division (A) (3) (e) of this section applies to 1531
the elector, a description of the material obstacle; 1532

(b) If the affirmation is submitted along with a paper 1533
application under section 3509.03 of the Revised Code, the 1534
elector's signature and one of the following: 1535

(i) The last four digits of the elector's social security 1536
number; 1537

(ii) If the elector is described in division (A) (1) or (3) 1538
of this section and has an Ohio driver's license or state 1539
identification card, the number of the elector's Ohio driver's 1540
license or state identification card. 1541

(c) If the affirmation is submitted along with an 1542
electronic application under section 3509.031 of the Revised 1543
Code, two of the following, provided that if the applicant 1544
cannot provide two of the following with the electronic 1545
application, the applicant instead shall apply on paper under 1546
section 3509.03 of the Revised Code: 1547

(i) If the electronic device the applicant is using to 1548
submit the application supports it, the applicant's signature 1549
written at the time of submitting the application using a 1550

finger, stylus, or similar device; 1551

(ii) The last four digits of the elector's social security number; 1552
1553

(iii) If the elector is described in division (A) (1) or (3) of this section and has an Ohio driver's license or state identification card, the number of the elector's Ohio driver's license or state identification card. 1554
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(2) An elector who has a sincere religious objection to being photographed may submit the affidavit described in section 3505.19 of the Revised Code instead of an affirmation described in division (B) (1) of this section when applying under section 3509.03 of the Revised Code or along with the elector's voted ballots. 1558
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(C) A uniformed services voter or overseas voter may apply for absent voter's ballots on the federal post card application prescribed under the "Uniformed and Overseas Citizens Absentee Voting Act," 52 U.S.C. 20301, as permitted under section 3511.02 of the Revised Code, instead of submitting an affirmation under division (B) of this section with an application under section 3509.03 or 3509.031 of the Revised Code. 1564
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Sec. 3509.04. (A) If a board of elections receives an application for absent voter's ballots that does not contain all of the required information or is not submitted on an appropriate form, the board promptly shall notify the applicant of the additional information required to be provided by the applicant to complete that application, direct the applicant to use an appropriate form, or both, as applicable. 1571
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(B) Upon receipt by the board of elections of an application for absent voter's ballots that contains all of the 1578
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required information and is submitted on an appropriate form, ~~as~~ 1580
~~provided by section 3509.03 and division (C) of section 3503.16~~ 1581
~~of the Revised Code,~~ the board, if the board finds that the 1582
applicant is a qualified elector, shall deliver to the applicant 1583
in person or mail directly to the applicant by special delivery 1584
mail, air mail, or regular mail, postage prepaid, proper absent 1585
voter's ballots. The board shall deliver or mail with the 1586
ballots an unsealed identification envelope upon the face of 1587
which shall be printed a form substantially as follows: 1588

"Identification Envelope Statement of Voter 1589

I, _____ (Name of voter), declare under 1590
penalty of election falsification that the within ballot or 1591
ballots contained no voting marks of any kind when I received 1592
them, and I caused the ballot or ballots to be marked, enclosed 1593
in the identification envelope, and sealed in that envelope. 1594

My voting residence in Ohio is 1595

_____ 1596

(Street and Number, if any, or Rural Route and Number) 1597

of _____ (City, Village, or Township) 1598

Ohio, which is in Ward _____ Precinct _____ 1599

in that city, village, or township. 1600

If I have a confidential voter registration record, I am 1601
providing my program participant identification number instead 1602
of my residence address: _____ 1603

The primary election ballots, if any, within this envelope 1604
are primary election ballots of the _____ Party. 1605

Ballots contained within this envelope are to be voted at 1606
the _____ (general, special, or primary) election to be 1607

held on the _____ day of 1608

_____, _____. 1609

My date of birth is _____ (Month and Day), 1610

_____ (Year). 1611

(Voter must provide one of the following:) 1612

My Ohio driver's license or state identification card 1613

number is _____ (Driver's license or state 1614

identification card number). 1615

The last four digits of my Social Security Number are 1616

_____ (Last four digits of Social Security Number). 1617

_____ In lieu of providing a driver's license or state 1618

identification card number or the last four digits of my Social 1619

Security Number, I am enclosing a copy of my photo 1620

identification in the return envelope in which this 1621

identification envelope will be mailed. 1622

I am personally delivering this ballot to the board 1623

of elections and will show the election officials photo 1624

identification at that time. 1625

I hereby declare, under penalty of election falsification, 1626

that the statements above are true, as I verily believe. 1627

_____ 1628

(Signature of Voter) 1629

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 1630

THE FIFTH DEGREE." 1631

The board shall mail with the ballots and the unsealed 1632

identification envelope an unsealed return envelope upon the 1633

face of which shall be printed the post-office address of the 1634

board. In the upper left corner on the face of the return 1635
envelope, several blank lines shall be printed upon which the 1636
voter may write the voter's name and return address. The return 1637
envelope shall be of such size that the identification envelope 1638
can be conveniently placed within it for returning the 1639
identification envelope to the board. 1640

If, when applying for the ballots, the applicant did not 1641
provide photo identification, as described in section 3509.03 or 1642
3509.031 of the Revised Code, or submit a valid affirmation as 1643
described in section 3509.032 of the Revised Code, the board 1644
shall clearly mark the identification envelope to indicate that 1645
the applicant must comply with division (B) (2) or (3) of section 1646
3509.05 of the Revised Code in order to have the applicant's 1647
voted ballots counted and shall enclose instructions to the 1648
applicant to that effect. 1649

No public office, and no public official or employee who 1650
is acting in an official capacity, shall prepay the return 1651
postage for any absent voter's ballots. 1652

Except as otherwise provided in this section and in 1653
sections 3505.24 and 3509.08 of the Revised Code, an election 1654
official shall not fill out any portion of an identification 1655
envelope statement of voter or an absent voter's ballot on 1656
behalf of an elector. A board of elections may preprint only an 1657
elector's name and address on an identification envelope 1658
statement of voter before mailing absent voter's ballots to the 1659
elector, except that if the elector has a confidential voter 1660
registration record, as described in section 111.44 of the 1661
Revised Code, the board of elections shall not preprint the 1662
elector's address on the identification envelope statement of 1663
voter. 1664

Sec. 3509.05. (A) When an elector receives an absent 1665
voter's ballot pursuant to the elector's application or request, 1666
the elector shall, before placing any marks on the ballot, note 1667
whether there are any voting marks on it. If there are any 1668
voting marks, the ballot shall be returned immediately to the 1669
board of elections; otherwise, the elector shall cause the 1670
ballot to be marked, folded in a manner that the stub on it and 1671
the indorsements and facsimile signatures of the members of the 1672
board of elections on the back of it are visible, and placed and 1673
sealed within the identification envelope received from the 1674
board of elections for that purpose. Then, the elector shall 1675
cause the statement of voter on the outside of the 1676
identification envelope to be completed and signed, under 1677
penalty of election falsification. 1678

~~(B) The~~ (B) (1) Except as otherwise provided in divisions 1679
(B) (2) and (3) of this section, the elector shall provide one of 1680
the following: 1681

~~(1) (a)~~ The elector's Ohio driver's license or state 1682
identification card number on the statement of voter on the 1683
identification envelope; 1684

~~(2) (b)~~ The last four digits of the elector's social 1685
security number on the statement of voter on the identification 1686
envelope; 1687

~~(3) (c)~~ A copy of the elector's photo identification in 1688
the return envelope with the identification envelope. If the 1689
elector personally delivers the elector's voted ballots to the 1690
board of elections, the elector instead may show photo 1691
identification to the election officials at that time. 1692

(2) Except as otherwise provided in division (B) (3) of 1693

this section, if the elector did not provide photo 1694
identification when applying to cast absent voter's ballots, the 1695
elector shall do one of the following: 1696

(a) Enclose a copy of the elector's photo identification 1697
in the return envelope with the identification envelope; 1698

(b) Personally deliver the elector's voted ballots to the 1699
board of elections and show the election officials photo 1700
identification at that time. 1701

(3) If division (A) of section 3509.032 of the Revised 1702
Code applies to the elector and the elector did not provide 1703
photo identification or submit a completed affirmation as 1704
described in that section at the time of applying to cast absent 1705
voter's ballots, the elector shall do one of the following: 1706

(a) Submit a completed affirmation in the return envelope 1707
with the identification envelope; 1708

(b) Personally return the elector's ballots to the board 1709
and submit a completed affirmation at that time. 1710

(4) If an elector shows photo identification to the 1711
election officials when personally returning the elector's 1712
ballot to the board, the election officials shall mark the 1713
identification envelope to indicate that the elector has 1714
fulfilled both the photo identification requirement to cast 1715
absent voter's ballots and the identification requirement to 1716
return absent voter's ballots. 1717

(C) (1) The elector shall mail the identification envelope 1718
to the office of the board of elections in the return envelope, 1719
postage prepaid, or the elector may personally deliver it to the 1720
office of the board, or the spouse of the elector, the father, 1721
mother, father-in-law, mother-in-law, grandfather, grandmother, 1722

brother, or sister of the whole or half blood, or the son, 1723
daughter, adopting parent, adopted child, stepparent, stepchild, 1724
uncle, aunt, nephew, or niece of the elector may deliver it to 1725
the office of the board. The return envelope shall be returned 1726
by no other person, in no other manner, and to no other 1727
location, except as otherwise provided in section 3509.08 of the 1728
Revised Code. 1729

(2) If the board maintains multiple offices in the county, 1730
as permitted under division (C) of section 3501.10 of the 1731
Revised Code, the board may designate any of its offices for the 1732
return of absent voter's ballots under this section, provided 1733
that the board shall designate only one office to which absent 1734
voter's ballots shall be returned under this section. 1735

(3) (a) The board of elections may place not more than one 1736
secure receptacle outside the office of the board, on the 1737
property on which the office of the board is located, for the 1738
purpose of receiving absent voter's ballots under this section. 1739

(b) A secure receptacle shall be open to receive ballots 1740
only during the period beginning on the first day after the 1741
close of voter registration before the election and ending at 1742
seven-thirty p.m. on the day of the election. The receptacle 1743
shall be open to receive ballots at all times during that 1744
period. 1745

(c) A secure receptacle shall be monitored by recorded 1746
video surveillance at all times. The video recordings are a 1747
public record. The board shall do one of the following: 1748

(i) Make the video recordings available for inspection 1749
upon request in accordance with section 149.43 of the Revised 1750
Code. 1751

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

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

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

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

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

(b) As soon as practicable after receiving a report under 1782
division (C) (4) (a) of this section, the secretary of state shall 1783
make the information in the report available to the public on 1784
the secretary of state's official web site. 1785

(D) Except as otherwise provided in section 3511.11 of the 1786
Revised Code, all envelopes containing marked absent voter's 1787
ballots shall be delivered to the office of the board not later 1788
than the close of the polls on the day of an election. Absent 1789
voter's ballots delivered to the office of the board later than 1790
the times specified shall not be counted, but shall be kept by 1791
the board in the sealed identification envelopes in which they 1792
are delivered, until the time provided by section 3505.31 of the 1793
Revised Code for the destruction of all other ballots used at 1794
the election for which ballots were provided, at which time they 1795
shall be destroyed. 1796

Sec. 3509.051. An elector may appear at the office of the 1797
board of elections to cast absent voter's ballots in person 1798
instead of applying ~~for those~~ to cast absent voter's ballots 1799
under section 3509.03, 3509.031, 3509.08, or 3511.02 of the 1800
Revised Code. Notwithstanding section 3509.05 or any other 1801
provision of the Revised Code to the contrary, all of the 1802
following shall apply to the casting of absent voter's ballots 1803
in person: 1804

(A) (1) Except as otherwise provided in division (A) (2) of 1805
this section, in-person absent voting shall be permitted only 1806
during the period beginning on the first day after the close of 1807
voter registration before the election and ending at five p.m. 1808
on the Sunday before the day of the election. 1809

(2) If, at the time for the close of in-person absent 1810
voting on a particular day, there are voters waiting in line to 1811

cast their ballots, the in-person absent voting location shall 1812
be kept open until such waiting voters have cast their absent 1813
voter's ballots. 1814

(B) An in-person absent voter shall provide photo 1815
identification to the election officials, sign a poll list or 1816
signature pollbook, and cast a ballot in the same manner as a 1817
voter who casts a ballot in person on the day of an election 1818
under section 3505.18 of the Revised Code. 1819

The absent voter shall not be required to complete a 1820
written application for absent voter's ballots or a statement of 1821
voter on an absent voter's ballot identification envelope. 1822

(C) No person other than an election official shall be 1823
permitted to challenge the right to vote of an absent voter who 1824
is casting a ballot in person. An election official may 1825
challenge the right to vote of an absent voter who is casting a 1826
ballot in person in the same manner as a precinct election 1827
official may challenge the right to vote of an elector on the 1828
day of an election under section 3505.20 or 3513.19 of the 1829
Revised Code. 1830

(D) An individual who appears to cast absent voter's 1831
ballots in person and is eligible to cast a provisional ballot 1832
under section 3505.181 of the Revised Code shall be permitted to 1833
do so as though the individual had appeared at a polling place 1834
on the day of the election. 1835

(E) No absent voter may receive a replacement ballot after 1836
the voter's absent voter's ballot has been scanned or entered 1837
into automatic tabulating equipment. 1838

(F) Ballots cast under this section, other than 1839
provisional ballots, may be recorded by a voting machine or 1840

scanned by automatic tabulating equipment before the close of 1841
the polls on the day of the election, but the board of elections 1842
shall not tabulate or count the votes on those ballots before 1843
that time. 1844

Sec. 3509.06. (A) The board of elections shall determine 1845
whether absent voter's ballots cast under section 3503.16, 1846
3509.05, 3509.08, or 3511.09 of the Revised Code shall be 1847
processed and counted in each precinct, at the office of the 1848
board, or at some other location designated by the board, and 1849
shall proceed accordingly under division (B), (C), or (E) of 1850
this section, as applicable. 1851

(B) (1) Except as otherwise provided in division (B) (2) of 1852
this section, when the board of elections determines that those 1853
absent voter's ballots shall be processed and counted in each 1854
precinct, the board shall deliver to the voting location manager 1855
of each precinct on election day identification envelopes 1856
purporting to contain absent voter's ballots of electors whose 1857
voting residence appears from the statement of voter on the 1858
outside of each of those envelopes, to be located in that 1859
manager's precinct, and which were received by the board not 1860
later than the close of the polls on election day. The board 1861
shall deliver to the voting location manager a list containing 1862
the name and voting residence of each person whose voting 1863
residence is in such precinct to whom absent voter's ballots 1864
were mailed. 1865

(2) The board shall not deliver to the voting location 1866
manager identification envelopes cast by electors who provided a 1867
program participant identification number instead of a residence 1868
address on the identification envelope and shall not inform the 1869
voting location manager of the names and voting residences of 1870

persons who have confidential voter registration records. Those 1871
identification envelopes shall be examined and processed as 1872
described in division (E) of this section. 1873

(C) When the board of elections determines that those 1874
absent voter's ballots shall be processed and counted at the 1875
office of the board of elections or at another location 1876
designated by the board, special election officials shall be 1877
appointed by the board for that purpose having the same 1878
authority as is exercised by precinct election officials. The 1879
votes so cast shall be added to the vote totals by the board, 1880
and the absent voter's ballots shall be preserved separately by 1881
the board, in the same manner and for the same length of time as 1882
provided by section 3505.31 of the Revised Code. 1883

(D) Each of the identification envelopes purporting to 1884
contain absent voter's ballots delivered to the voting location 1885
manager of the precinct or the special election official 1886
appointed by the board of elections shall be handled as follows: 1887

(1) The election officials shall compare the signature of 1888
the elector on the outside of the identification envelope with 1889
the signature of that elector on the elector's registration form 1890
and verify that the absent voter's ballot is eligible to be 1891
counted under section 3509.07 of the Revised Code. 1892

(2) (a) Any of the precinct officials may challenge the 1893
right of the elector named on the identification envelope to 1894
vote the absent voter's ballots upon the ground that the 1895
signature on the envelope is not the same as the signature on 1896
the registration form, that the identification envelope 1897
statement of voter is incomplete, or upon any other of the 1898
grounds upon which the right of persons to vote may be lawfully 1899
challenged. 1900

(b) If the elector's name does not appear in the pollbook 1901
or poll list or signature pollbook, the precinct officials shall 1902
deliver the absent voter's ballots to the director of the board 1903
of elections to be examined and processed in the manner 1904
described in division (E) of this section. 1905

(3) (a) An identification envelope statement of voter shall 1906
be considered incomplete if it does not include all of the 1907
following: 1908

(i) The voter's name; 1909

(ii) The voter's residence address or, if the voter has a 1910
confidential voter registration record, as described in section 1911
111.44 of the Revised Code, the voter's program participant 1912
identification number; 1913

(iii) The voter's date of birth. The requirements of this 1914
division are satisfied if the voter provided a date of birth and 1915
any of the following is true: 1916

(I) The month and day of the voter's date of birth on the 1917
identification envelope statement of voter are not different 1918
from the month and day of the voter's date of birth contained in 1919
the statewide voter registration database. 1920

(II) The voter's date of birth contained in the statewide 1921
voter registration database is January 1, 1800. 1922

(III) The board of elections has found, by a vote of at 1923
least three of its members, that the voter has met the 1924
requirements of divisions (D) (3) (a) (i), (ii), (iv), and (v) of 1925
this section. 1926

(iv) The voter's signature; and 1927

(v) One of the following forms of identification: 1928

| | |
|--|--|
| (I) The voter's Ohio driver's license or state identification card number; | 1929 1930 |
| (II) The last four digits of the voter's social security number; or | 1931 1932 |
| (III) A copy of the voter's photo identification. | 1933 |
| (b) <u>If the identification envelope is marked to indicate that the applicant must comply with division (B) (2) or (3) of section 3509.05 of the Revised Code in order to have the applicant's voted ballots counted, the identification envelope statement of voter is incomplete if the voter has not done one of the following:</u> | 1934 1935 1936 1937 1938 1939 |
| (i) <u>Provided a copy of the voter's photo identification;</u> | 1940 |
| (ii) <u>Appeared in person at the office of the board and showed photo identification to the election officials, as indicated by the election officials on the identification envelope;</u> | 1941 1942 1943 1944 |
| (iii) <u>If division (A) of section 3509.032 of the Revised Code applies to the elector, submitted a valid affirmation as described in that section.</u> | 1945 1946 1947 |
| (c) <u>If the election officials find that the identification envelope statement of voter is incomplete or that the information contained in that statement does not conform to the information contained in the statewide voter registration database concerning the voter, the election officials shall mail a written notice to the voter, informing the voter of the nature of the defect. The notice shall inform the voter that 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</u> | 1948 1949 1950 1951 1952 1953 1954 1955 1956 1957 |

the fourth day after the day of the election. The voter may 1958
deliver the form to the office of the board in person or by 1959
mail. If the voter provides the necessary information to the 1960
board of elections not later than the fourth day after the day 1961
of the election and the ballot is not successfully challenged on 1962
another basis, the voter's ballot shall be processed and counted 1963
in accordance with this section. 1964

(4) If no such challenge is made, or if such a challenge 1965
is made and not sustained, the voting location manager shall 1966
open the envelope without defacing the statement of voter and 1967
without mutilating the ballots in it, and shall remove the 1968
ballots contained in it and proceed to count them. 1969

(5) (a) Except as otherwise provided in division (D) (5) (b) 1970
of this section, the name of each person voting who is entitled 1971
to vote only an absent voter's presidential ballot shall be 1972
entered in a pollbook or poll list or signature pollbook 1973
followed by the words "Absentee Presidential Ballot." The name 1974
of each person voting an absent voter's ballot, other than such 1975
persons entitled to vote only a presidential ballot, shall be 1976
entered in the pollbook or poll list or signature pollbook and 1977
the person's registration card marked to indicate that the 1978
person has voted. 1979

(b) If the person voting has a confidential voter 1980
registration record, the person's registration card shall be 1981
marked to indicate that the person has voted, but the person's 1982
name shall not be entered in the pollbook or poll list or 1983
signature pollbook. 1984

(6) The date of such election shall also be entered on the 1985
elector's registration form. If any such challenge is made and 1986
sustained, the identification envelope of such elector shall not 1987

be opened, shall be endorsed "Not Counted" with the reasons the 1988
ballots were not counted, and shall be delivered to the board. 1989

(E) (1) When the board of elections receives absent voter's 1990
ballots from an elector who has provided a program participant 1991
identification number instead of a residence address on the 1992
identification envelope statement of voter, the director and the 1993
deputy director personally shall examine and process the 1994
identification envelope statement of voter in the manner 1995
prescribed in division (D) of this section. 1996

(2) If the director and the deputy director find that the 1997
identification envelope statement of voter is incomplete or that 1998
the information contained in that statement does not conform to 1999
the information contained in the statewide voter registration 2000
database concerning the voter or to the information contained in 2001
the voter's confidential voter registration record, the director 2002
and the deputy director shall mail a written notice to the voter 2003
informing the voter of the nature of the defect. The notice 2004
shall inform the voter that in order for the voter's ballot to 2005
be counted the voter must provide the necessary information to 2006
the board of elections in writing and on a form prescribed by 2007
the secretary of state not later than the fourth day after the 2008
day of the election. The voter may deliver the form to the 2009
office of the board in person or by mail. If the voter provides 2010
the necessary information to the board of elections not later 2011
than the fourth day after the day of the election and the ballot 2012
is not successfully challenged on another basis, the voter's 2013
ballot shall be counted in accordance with this section. 2014

(3) The director or the deputy director may challenge the 2015
ballot on the ground that the signature on the envelope is not 2016
the same as the signature on the registration form, that the 2017

identification envelope statement of voter is incomplete, or 2018
upon any other of the grounds upon which the right of persons to 2019
vote may be lawfully challenged. If such a challenge is made, 2020
the board of elections shall decide whether to sustain the 2021
challenge. 2022

(4) If neither the director nor the deputy director 2023
challenges the ballot, or if such a challenge is made and not 2024
sustained, the director and the deputy director shall open the 2025
envelope without defacing the statement of voter and without 2026
mutilating the ballots in it, shall remove the ballots contained 2027
in it, and shall transmit the ballots to the election officials 2028
to be counted with other absent voter's ballots from that 2029
precinct. 2030

(F) The board of elections shall process absent voter's 2031
ballots before the time for counting those ballots, but the 2032
board shall not tabulate or count the votes on those ballots 2033
before that time. As used in this section and section 3511.11 of 2034
the Revised Code, processing an absent voter's ballot means all 2035
of the following: 2036

(1) Examining the identification envelope statement of 2037
voter in order to verify that the absent voter's ballot is 2038
eligible to be counted under section 3509.07 of the Revised 2039
Code; 2040

(2) Opening the identification envelope, if the absent 2041
voter's ballot is eligible to be counted; 2042

(3) Determining the validity of the absent voter's ballot 2043
under section 3509.07 of the Revised Code; 2044

(4) Preparing and sorting the absent voter's ballot for 2045
scanning by automatic tabulating equipment; 2046

(5) Scanning the absent voter's ballot by automatic 2047
tabulating equipment, if the equipment used by the board of 2048
elections permits an absent voter's ballot to be scanned without 2049
tabulating or counting the votes on the ballots scanned. 2050

(G) Special election officials, employees or members of 2051
the board of elections, or observers shall not disclose the 2052
count or any portion of the count of absent voter's ballots 2053
prior to the time of the closing of the polling places. No 2054
person shall recklessly disclose the count or any portion of the 2055
count of absent voter's ballots in such a manner as to 2056
jeopardize the secrecy of any individual ballot. 2057

(H) (1) Except as otherwise provided in division (H) (2) of 2058
this section, observers may be appointed under section 3505.21 2059
of the Revised Code to witness the examination and opening of 2060
identification envelopes and the processing and counting of 2061
absent voters' ballots under this section. 2062

(2) Observers shall not be permitted to witness the 2063
examination and opening of identification envelopes returned by, 2064
and the processing and counting of absent voter's ballots cast 2065
by, electors who have confidential voter registration records in 2066
a manner that would permit the observers to learn the identities 2067
or residence addresses of those electors. 2068

Sec. 3509.07. If election officials find that any of the 2069
following are true concerning an absent voter's ballot or absent 2070
voter's presidential ballot cast under section 3503.16, 3509.05, 2071
3509.08, or 3511.09 of the Revised Code and, if applicable, the 2072
person did not provide any required additional information to 2073
the board of elections not later than the fourth day after the 2074
day of the election, as permitted under division (D) (3) (b) or 2075
(E) (2) of section 3509.06 of the Revised Code, the ballot shall 2076

not be accepted or counted: 2077

(A) The statement accompanying the ballot is incomplete as 2078
described in division (D) (3) (a) or (b) of section 3509.06 of the 2079
Revised Code or is insufficient; 2080

(B) The signatures do not correspond with the person's 2081
registration signature; 2082

(C) The applicant is not a qualified elector in the 2083
precinct; 2084

(D) The ballot envelope contains more than one ballot of 2085
any one kind, or any voted ballot that the elector is not 2086
entitled to vote; 2087

(E) Stub A is detached from the absent voter's ballot or 2088
absent voter's presidential ballot; or 2089

(F) The elector has not included with the elector's ballot 2090
any identification required under section 3509.05 or 3511.09 of 2091
the Revised Code. 2092

The vote of any absent voter may be challenged for cause 2093
in the same manner as other votes are challenged, and the 2094
election officials shall determine the legality of that ballot. 2095
Every ballot not counted shall be endorsed on its back "Not 2096
Counted" with the reasons the ballot was not counted, and shall 2097
be enclosed and returned to or retained by the board of 2098
elections along with the contested ballots. 2099

Sec. 3509.08. ~~(A)~~ (A) (1) Any qualified elector, who, on 2100
account of the elector's own personal illness, physical 2101
disability, or infirmity, or on account of the elector's 2102
confinement in a jail or workhouse under sentence for a 2103
misdemeanor or awaiting trial on a felony or misdemeanor, will 2104

be unable to travel from the elector's home or place of 2105
confinement to the voting booth in the elector's precinct on the 2106
day of any general, special, or primary election and wishes to 2107
cast absent voter's ballots with the assistance of a bipartisan 2108
team of election officials ~~may make application in writing for~~ 2109
~~an absent voter's ballot~~ apply to the board of elections of the 2110
elector's county ~~in the manner described in~~ by either of the 2111
following methods: 2112

(a) On a form prescribed by the secretary of state for 2113
that purpose that includes all of the information required under 2114
section 3509.03 of the Revised Code. ~~The application shall~~ and 2115
that requires the applicant to state the nature of the elector's 2116
illness, physical disability, or infirmity, or the fact that the 2117
elector is confined in a jail or workhouse and the elector's 2118
resultant inability to travel to the election booth in the 2119
elector's precinct on election day; 2120

(b) Using the portal created under section 3509.031 of the 2121
Revised Code. 2122

(2) If division (A) of section 3509.032 of the Revised 2123
Code applies to the elector, the elector may provide alternative 2124
identification in order to cast absent voter's ballots as 2125
permitted under that section. 2126

(3) The absent voter's ballot may be mailed directly to 2127
the applicant at the applicant's voting residence or place of 2128
confinement as stated in the applicant's application, or the 2129
board may designate two board employees belonging to the two 2130
major political parties for the purpose of delivering the ballot 2131
to the disabled or confined elector and returning it to the 2132
board, unless the applicant is confined to a public or private 2133
institution within the county, in which case the board shall 2134

designate two board employees belonging to the two major 2135
political parties for the purpose of delivering the ballot to 2136
the disabled or confined elector and returning it to the board. 2137
In all other instances, the ballot shall be returned to the 2138
office of the board in the manner prescribed in section 3509.05 2139
of the Revised Code. 2140

(4) Any disabled or confined elector who declares to the 2141
two board employees belonging to the two major political parties 2142
that the elector is unable to mark the elector's ballot by 2143
reason of physical infirmity that is apparent to the employees 2144
to be sufficient to incapacitate the voter from marking the 2145
elector's ballot properly, may receive, upon request, the 2146
assistance of the employees in marking the elector's ballot, and 2147
they shall thereafter give no information in regard to this 2148
matter. Such assistance shall not be rendered for any other 2149
cause. 2150

(5) When two board employees belonging to the two major 2151
political parties deliver a ballot to a disabled or confined 2152
elector, each of the employees shall be present when the ballot 2153
is delivered, when assistance is given, and when the ballot is 2154
returned to the office of the board, and shall subscribe to the 2155
declaration on the identification envelope. 2156

~~The secretary of state shall prescribe the form of~~ 2157
~~application for absent voter's ballots under this division.~~ 2158

(6) This chapter applies to disabled and confined absent 2159
voter's ballots except as otherwise provided in this section. 2160

(B) (1) Any During the period beginning at the close of 2161
business on the seventh day before the day of an election and 2162
ending at three p.m. on the day of the election, any qualified 2163

elector who is unable to travel to the voting booth in the 2164
elector's precinct on the day of any general, special, or 2165
primary election because either of the following apply to the 2166
elector may apply to the board of elections of the county where 2167
the elector is a qualified elector to vote in the election by 2168
absent voter's ballot ~~if either of the following apply:~~ 2169

(a) The elector is confined in a hospital as a result of 2170
an accident or unforeseeable medical emergency occurring before 2171
the election; 2172

(b) The elector's minor child is confined in a hospital as 2173
a result of an accident or unforeseeable medical emergency 2174
occurring before the election. 2175

(2) ~~The application authorized under division (B) (1) of~~ 2176
~~this section~~ applicant shall be made apply in writing in the 2177
~~manner described in~~ on a form prescribed by the secretary of 2178
state for that purpose that includes all of the information 2179
required under section 3509.03 of the Revised Code, except that 2180
~~the application shall be delivered to the office of the board~~ 2181
~~not later than three p.m. on the day of the election. The~~ 2182
~~application shall~~ and that requires the applicant to indicate 2183
the hospital where the applicant or the applicant's child is 2184
confined, the date of the applicant's or the applicant's child's 2185
admission to the hospital, and the offices for which the 2186
applicant is qualified to vote. If division (A) of section 2187
3509.032 of the Revised Code applies to the applicant, the 2188
applicant may provide alternative identification in order to 2189
cast absent voter's ballots as permitted under that section. The 2190
applicant may also request that a member of the applicant's 2191
family, as listed in section 3509.05 of the Revised Code, 2192
deliver the absent voter's ballot to the applicant. The board, 2193

after establishing to the board's satisfaction the validity of 2194
the circumstances claimed by the applicant, shall supply an 2195
absent voter's ballot to be delivered to the applicant. When the 2196
applicant or the applicant's child is in a hospital in the 2197
county where the applicant is a qualified elector and no request 2198
is made for a member of the family to deliver the ballot, the 2199
board shall arrange for the delivery of an absent voter's ballot 2200
to the applicant, and for its return to the office of the board, 2201
by two board employees belonging to the two major political 2202
parties according to the procedures prescribed in division (A) 2203
of this section. When the applicant or the applicant's child is 2204
in a hospital outside the county where the applicant is a 2205
qualified elector and no request is made for a member of the 2206
family to deliver the ballot, the board shall arrange for the 2207
delivery of an absent voter's ballot to the applicant by mail, 2208
and the ballot shall be returned to the office of the board in 2209
the manner prescribed in section 3509.05 of the Revised Code. 2210

(3) Any qualified elector who is eligible to vote under 2211
division (B) or (C) of section 3503.16 of the Revised Code but 2212
is unable to do so because of the circumstances described in 2213
division (B)(2) of this section may vote in accordance with 2214
division (B)(1) of this section if that qualified elector states 2215
in the application for absent voter's ballots that that 2216
qualified elector moved or had a change of name under the 2217
circumstances described in division (B) or (C) of section 2218
3503.16 of the Revised Code and if that qualified elector 2219
complies with divisions (G)(1) to (4) of section 3503.16 of the 2220
Revised Code. 2221

(C) Any qualified elector described in division (A) or (B) 2222
(1) of this section who needs no assistance to vote or to return 2223
absent voter's ballots to the board of elections may apply for 2224

absent voter's ballots under section 3509.03 or 3509.031 of the 2225
Revised Code instead of applying for them under this section or 2226
may cast absent voter's ballots in person under section 3509.051 2227
of the Revised Code. 2228

(D) Any qualified elector described in division (A) or (B) 2229
(1) of this section to whom ballots are delivered by two 2230
employees of the board of elections or who votes with the 2231
assistance of two employees of the board of elections shall be 2232
considered to have cast absent voter's ballots by mail, rather 2233
than in person, for the purpose of the laws governing voter 2234
identification. 2235

Sec. 3509.10. If a board of elections receives an 2236
application for absent voter's ballots under section 3509.03 or 2237
3509.031 of the Revised Code and it is apparent to the board 2238
that the absent voter is a uniformed services voter or overseas 2239
voter, ~~as defined in section 3511.01 of the Revised Code,~~ the 2240
board shall consider that applicant to have applied for 2241
uniformed services or overseas ballots under Chapter 3511. of 2242
the Revised Code and shall provide those ballots to that voter 2243
in accordance with the timelines and procedures applicable to 2244
uniformed services and overseas absent voters. 2245

Sec. 3509.11. Upon request made in person by an elector, 2246
all of the following shall provide to the elector, without 2247
charge, a copy of the elector's photo identification for the 2248
purpose of casting absent voter's ballots by mail: 2249

(A) The secretary of state; 2250

(B) A board of elections; 2251

(C) The registrar of motor vehicles; 2252

(D) A public library. 2253

Sec. ~~3511.011~~ 3511.01. Any section of the Revised Code to 2254
the contrary notwithstanding, any person who qualifies as a 2255
uniformed services voter or an overseas voter who will be 2256
eighteen years of age or more on the day of a general or special 2257
election and who is a citizen of the United States may vote 2258
uniformed services or overseas absent voter's ballots in such 2259
general or special election as follows: 2260

(A) If an absent uniformed services member is the voter, 2261
the service member may vote only in the precinct in which the 2262
service member has a voting residence in the state, and that 2263
voting residence shall be that place in the precinct in which 2264
the service member resided immediately preceding the 2265
commencement of such service, provided that the time during 2266
which the service member continuously resided in the state 2267
immediately preceding the commencement of such service plus the 2268
time subsequent to such commencement and prior to the day of 2269
such general, special, or primary election is equal to or 2270
exceeds thirty days. 2271

(B) If the spouse or dependent of an absent uniformed 2272
services member is the voter, the spouse or dependent may vote 2273
only in the precinct in which the spouse or dependent has a 2274
voting residence in the state, and that voting residence shall 2275
be that place in the precinct in which the spouse or dependent 2276
resided immediately preceding the time of leaving the state for 2277
the purpose of being with or near the service member, provided 2278
that the time during which the spouse or dependent continuously 2279
resided in the state immediately preceding the time of leaving 2280
the state for the purpose of being with or near the service 2281
member plus the time subsequent to such leaving and prior to the 2282
day of such general, special, or primary election is equal to or 2283
exceeds thirty days. 2284

(C) If an absent uniformed services member or the service member's spouse or dependent establishes a permanent residence in a precinct other than the precinct in which the person resided immediately preceding the commencement of the service member's service, the voting residence of both the service member and the service member's spouse or dependent shall be the precinct of such permanent residence, provided that the time during which the service member continuously resided in the state immediately preceding the commencement of such service plus the time subsequent to such commencement and prior to the day of such general, special, or primary election is equal to or exceeds thirty days.

(D) (1) Except as otherwise provided in division (D) (2) of this section, if an overseas voter who is not an absent uniformed services voter or the spouse or dependent of an absent uniformed services voter is the voter, the overseas voter may vote only in the precinct in which the overseas voter has a voting residence in the state, and that voting residence shall be that place in the precinct in which the overseas voter resided immediately before leaving the United States, provided that the time during which the overseas voter continuously resided in the state immediately preceding such departure and prior to the day of such general, special, or primary election is equal to or exceeds thirty days.

(2) A person who was born outside of the United States and who meets the definition of "overseas voter" under division ~~(B)~~ ~~(3)~~ (GG) (3) of section ~~3511.01-3501.01~~ of the Revised Code shall be deemed to have a voting residence in this state at that place in the precinct in which the person's parent or guardian last resided immediately before leaving the United States, provided that the time during which the person's parent or guardian

continuously resided in the state immediately preceding such 2316
departure and prior to the day of the general, special, or 2317
primary election is equal to or exceeds thirty days. 2318

Sec. 3511.02. (A) A uniformed services voter or overseas 2319
voter may apply to cast absent voter's ballots in an election by 2320
doing either of the following: 2321

(1) Submitting a completed federal post card form 2322
prescribed under the "Uniformed and Overseas Citizens Absentee 2323
Voting Act," 52 U.S.C. 20301, to the secretary of state or to 2324
the board of elections of the county in which the person's 2325
voting residence is located, as determined under section 3511.01 2326
of the Revised Code, or having the voter's spouse, father, 2327
mother, father-in-law, mother-in-law, grandfather, grandmother, 2328
brother or sister of the whole blood or half blood, son, 2329
daughter, adopting parent, adopted child, stepparent, stepchild, 2330
daughter-in-law, son-in-law, uncle, aunt, nephew, or niece 2331
submit the form on the voter's behalf. 2332

(a) Notwithstanding any section of the Revised Code to the 2333
contrary, whenever any person applies for registration as a 2334
voter on a ~~the federal post card form adopted in accordance with~~ 2335
~~federal regulations relating to the "Uniformed and Overseas-~~ 2336
~~Citizens Absentee Voting Act," 100 Stat. 924, 52 U.S.C.A. 20301,~~ 2337
this application shall be sufficient for voter registration and 2338
as a request for an absent voter's ballot. ~~Uniformed services or~~ 2339
~~overseas absent voter's ballots may be obtained by any person-~~ 2340
~~meeting the requirements of section 3511.011 of the Revised Code~~ 2341
~~by applying electronically to the secretary of state or to the~~ 2342
~~board of elections of the county in which the person's voting-~~ 2343
~~residence is located in accordance with section 3511.021 of the-~~ 2344
~~Revised Code or by applying to the board of elections of the-~~ 2345

~~county in which the person's voting residence is located, in one~~ 2346
~~of the following ways:~~ 2347

~~(1) That person may make written application for those~~ 2348
~~ballots. The person may personally deliver the application to~~ 2349
~~the office of the board or may mail it, send it by facsimile~~ 2350
~~machine, send it by electronic mail, send it through internet~~ 2351
~~delivery if such delivery is offered by the board of elections~~ 2352
~~or the secretary of state, or otherwise send it to the board.~~ 2353
~~Except as otherwise provided in division (B) of this section,~~ 2354
~~the application shall be on a form prescribed by the secretary~~ 2355
~~of state and shall contain all of the following information:~~ 2356

~~(a) The elector's name;~~ 2357

~~(b) The elector's signature;~~ 2358

~~(c) The address at which the elector is registered to~~ 2359
~~vote;~~ 2360

~~(d) The elector's date of birth;~~ 2361

~~(e) One of the following:~~ 2362

~~(i) The elector's Ohio driver's license or state~~ 2363
~~identification card number;~~ 2364

~~(ii) The last four digits of the elector's social security~~ 2365
~~number;~~ 2366

~~(iii) A copy of the elector's photo identification.~~ 2367

~~(f) A statement identifying the election for which absent~~ 2368
~~voter's ballots are requested;~~ 2369

~~(g) A statement that the person requesting the ballots is~~ 2370
~~a qualified elector;~~ 2371

~~(h) A statement that the elector is an absent uniformed~~ 2372

~~services voter or overseas voter as defined in 52 U.S.C. 20310;~~ 2373

~~(i) A statement of the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable;~~ 2374
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~~(j) If the request is for primary election ballots, the elector's party affiliation;~~ 2382
2383

~~(k) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed;~~ 2384
2385

~~(l) If the elector desires ballots to be sent to the elector by facsimile machine, the telephone number to which they shall be so sent;~~ 2386
2387
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~~(m) If the elector desires ballots to be sent to the elector by electronic mail or, if offered by the board of elections or the secretary of state, through internet delivery, the elector's electronic mail address or other internet contact information.~~ 2389
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~~(2) A (b) The voter or any relative of a the voter listed in division (A) (3) (A) (1) of this section may use a single federal post card application to apply for uniformed services or overseas absent voter's ballots for use at the primary and general elections in a given year and any special election to be held on the day in that year specified by division (E) of section 3501.01 of the Revised Code for the holding of a primary election, designated by the general assembly for the purpose of~~ 2394
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submitting constitutional amendments proposed by the general 2402
assembly to the voters of the state. A single federal postcard 2403
application shall be processed by the board of elections 2404
pursuant to section 3511.04 of the Revised Code the same as if 2405
the voter had applied separately for uniformed services or 2406
overseas absent voter's ballots for each election. 2407

~~(3) Application to have uniformed services or overseas 2408
absent voter's ballots mailed or sent by facsimile machine to 2409
such a person may be made by the spouse, father, mother, father- 2410
in-law, mother-in-law, grandfather, grandmother, brother or 2411
sister of the whole blood or half blood, son, daughter, adopting 2412
parent, adopted child, stepparent, stepchild, daughter-in-law, 2413
son-in-law, uncle, aunt, nephew, or niece of such a person. The 2414
application shall be in writing upon a blank form furnished only 2415
by the board or on a single federal post card as provided in 2416
division (A) (2) of this section. The form of the application 2417
shall be prescribed by the secretary of state. The board shall 2418
furnish that blank form to any of the relatives specified in 2419
this division desiring to make the application, only upon the 2420
request of such a relative made in person at the office of the 2421
board or upon the written request of such a relative mailed to 2422
the office of the board. Except as otherwise provided in 2423
division (B) of this section, the application, subscribed and 2424
sworn to by the applicant, shall contain all of the following: 2425~~

~~(a) The full name of the elector for whom ballots are 2426
requested; 2427~~

~~(b) A statement that the elector is an absent uniformed 2428
services voter or overseas voter as defined in 52 U.S.C. 20310; 2429~~

~~(c) The address at which the elector is registered to 2430
vote; 2431~~

- ~~(d) A statement identifying the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near a service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, as the case may be;~~ 2432
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- ~~(e) The elector's date of birth;~~ 2440
- ~~(f) One of the following:~~ 2441
- ~~(i) The elector's Ohio driver's license or state identification card number;~~ 2442
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- ~~(ii) The last four digits of the elector's social security number;~~ 2444
2445
- ~~(iii) A copy of the elector's photo identification.~~ 2446
- ~~(g) A statement identifying the election for which absent voter's ballots are requested;~~ 2447
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- ~~(h) A statement that the person requesting the ballots is a qualified elector;~~ 2449
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- ~~(i) If the request is for primary election ballots, the elector's party affiliation;~~ 2451
2452
- ~~(j) A statement that the applicant bears a relationship to the elector as specified in division (A)(3) of this section;~~ 2453
2454
- ~~(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~~ 2455
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~~the board of elections or the secretary of state, the internet
contact information to which ballots shall be sent through
internet delivery;~~ 2459
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~~(1) The signature and address of the person making the
application.~~ 2462
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~~(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.~~ 2464
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~~(C) (c) The voter or the voter's relative listed in
division (A) (1) of this section may deliver the application to
the office of the board in person or by mail or may, as
authorized under section 3511.021 of the Revised Code, send it
by facsimile machine, send it by electronic mail, or send it
through internet delivery if such delivery is offered by the
board of elections or the secretary of state.~~ 2469
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~~(2) Using the portal created under section 3509.031 of the
Revised Code. When applying through the portal, the voter may
provide alternative identification with the voter's application
as permitted under section 3509.032 of the Revised Code.~~ 2476
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~~(B) Each application for uniformed services or overseas
absent voter's ballots shall be delivered to the office of the
board not earlier than the first day of January of the year of
the elections for which the uniformed services or overseas
absent voter's ballots are requested or not earlier than ninety
days before the day of the election at which the ballots are to
be voted, whichever is earlier. An application to receive
uniformed services or overseas absent voter's ballots by mail or~~ 2480
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by another method permitted under section 3511.021 of the Revised Code shall be delivered to the office of the board not later than the close of business on the seventh day preceding the day of the election.

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

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

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

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

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

(2) The secretary of state or a board of elections may preprint only an applicant's name and address on a federal post card application or other application for absent voter's ballots before mailing that application to the applicant, except that if the applicant has a confidential voter registration record, the

secretary of state or the board of elections shall not preprint 2517
the applicant's address on the application. 2518

(3) A completed application for absent voter's ballots is 2519
not valid if any portion of it has been completed by any person 2520
other than the applicant in violation of division ~~(F)~~ (E) of 2521
this section. 2522

Sec. 3511.021. (A) (1) The ~~In~~ addition to the portal 2523
created under section 3509.031 of the Revised Code, the 2524
secretary of state shall establish procedures that allow any 2525
~~person who is eligible to vote as a~~ uniformed services voter or 2526
~~an overseas voter in accordance with 42 U.S.C. 1973ff-6 to apply~~ 2527
do all of the following: 2528

(a) Receive a blank copy of the federal post card form 2529
prescribed under the "Uniformed and Overseas Citizens Absentee 2530
Voting Act," 52 U.S.C. 20301, from the secretary of state or the 2531
board of election of the county in which the person's voting 2532
residence is located by the person's preferred method of mail, 2533
facsimile transmission, electronic ~~means~~ mail, or, if offered by 2534
the board of elections or the secretary of state, through 2535
internet delivery; 2536

(b) Complete the form and return it to the office of the 2537
secretary of state or to the board of elections ~~of the county in~~ 2538
~~which the person's voting residence is located for a uniformed~~ 2539
~~services or overseas absent voter's ballot~~ by the person's 2540
preferred method of mail, facsimile transmission, electronic 2541
mail, or, if offered by the board of elections or the secretary 2542
of state, through internet delivery; 2543

(c) After applying under division (A) (1) (b) of this 2544
section or under section 3509.031 of the Revised Code, receive 2545

the person's blank, unvoted ballots by the person's preferred 2546
method of mail, facsimile transmission, electronic mail, or, if 2547
offered by the board of elections or the secretary of state, 2548
through internet delivery; 2549

(e) Return the person's voted ballots in person or by mail 2550
as described in section 3511.09 of the Revised Code. 2551

~~(2) The procedures shall allow such a person who requests-~~ 2552
~~a uniformed services or overseas absent voter's ballot~~ 2553
~~application to express a preference for the manner in which the~~ 2554
~~person will receive the requested application, whether by mail,~~ 2555
~~facsimile transmission, electronic mail, or, if offered by the~~ 2556
~~board of elections or the secretary of state, through internet~~ 2557
~~delivery. If the person completes and timely returns the~~ 2558
~~application and the applicant is eligible to receive a ballot,~~ 2559
~~the procedures shall allow the applicant to express a preference~~ 2560
~~for the manner in which the person will receive the requested~~ 2561
~~blank, unvoted ballots, whether by mail, facsimile transmission,~~ 2562
~~electronic mail, or, if offered by the board of elections or the~~ 2563
~~secretary of state, through internet delivery. The requested~~ 2564
~~items shall be transmitted by the board of elections of the~~ 2565
~~county in which the person's voting residence is located by the~~ 2566
~~preferred method. If the requestor does not express a preferred~~ 2567
~~method, the requested items shall be delivered via standard~~ 2568
~~mail.~~ 2569

(3) To the extent practicable, the procedures shall 2570
protect the security and integrity of the ballot request and 2571
delivery process, and protect the privacy of the identity and 2572
personal data of the person when such applications and ballots 2573
are requested, processed, and sent. 2574

(4) No person shall return by electronic means to the 2575

secretary of state, a board of elections, or any other entity a 2576
completed or voted uniformed services or overseas absent voter's 2577
ballot. If a ballot is so returned, the ballot shall not be 2578
accepted, processed, or counted. 2579

(B) (1) The secretary of state, in coordination with the 2580
boards of elections, shall establish a free access system by 2581
which an absent uniformed services voter or overseas voter may 2582
determine the following: 2583

(a) Whether that person's request for a uniformed services 2584
or overseas absent voter's ballot was received and processed; 2585

(b) If the person's request was received and processed, 2586
when the uniformed services or overseas absent voter's ballot 2587
was sent; 2588

(c) Whether any uniformed services or overseas absent 2589
voter's ballot returned by that person has been received by 2590
election officials; 2591

(d) Whether the board of elections found any error on the 2592
identification envelope containing the person's returned 2593
uniformed services or overseas absent voter's ballot and, if so, 2594
how the person may correct any error within ten days after the 2595
day of an election; and 2596

(e) Whether the person's uniformed services or overseas 2597
absent voter's ballot was counted. 2598

(2) The appropriate state or local election official shall 2599
establish and maintain reasonable procedures necessary to 2600
protect the security, confidentiality, and integrity of personal 2601
information that is confidential under state or federal law that 2602
is collected, stored, or otherwise used by the free access 2603
system established under division (B) of this section. Access to 2604

information about the votes cast on an individual ballot shall 2605
be restricted to the person who cast the ballot. To the extent 2606
practicable, the procedures shall protect the security and 2607
integrity of the process and protect the privacy of the identity 2608
and personal data of the person. 2609

Sec. 3705.24. (A) (1) The director of health shall, in 2610
accordance with section 111.15 of the Revised Code, adopt rules 2611
prescribing fees for the following items or services provided by 2612
the state office of vital statistics: 2613

(a) Except as provided in division (A) (4) of this section_ 2614
and section 3705.243 of the Revised Code: 2615

(i) A certified copy of a vital record or a certification 2616
of birth; 2617

(ii) A search by the office of vital statistics of its 2618
files and records pursuant to a request for information, 2619
regardless of whether a copy of a record is provided; 2620

(iii) A copy of a record provided pursuant to a request. 2621

(b) ~~Replacement~~ Except as provided in section 3705.243 of 2622
the Revised Code, replacement of a birth certificate following 2623
an adoption, legitimation, paternity determination or 2624
acknowledgement, or court order; 2625

(c) Filing of a delayed registration of a vital record; 2626

(d) Amendment of a vital record that is requested later 2627
than one year after the filing date of the vital record; 2628

(e) Any other documents or services for which the director 2629
considers the charging of a fee appropriate. 2630

(2) Fees prescribed under division (A) (1) (a) of this 2631

section shall not be less than twelve dollars. 2632

(3) Fees prescribed under division (A) (1) of this section 2633
shall be collected in addition to any fees required by sections 2634
3109.14 and 3705.242 of the Revised Code. 2635

(4) Fees prescribed under division (A) of this section 2636
shall not apply to certifications issued under division (H) of 2637
this section or copies provided under section 3705.241 of the 2638
Revised Code. 2639

(B) In addition to the fees prescribed under division (A) 2640
of this section or section 3709.09 of the Revised Code and 2641
except as provided in section 3705.243 of the Revised Code, the 2642
office of vital statistics, the board of health of a city or 2643
general health district, or a local registrar of vital 2644
statistics who is not a salaried employee of a city or general 2645
health district shall charge a five-dollar fee for each 2646
certified copy of a vital record and each certification of 2647
birth. This fee shall be deposited in the general operations 2648
fund created under section 3701.83 of the Revised Code and be 2649
used to support the operations, the modernization, and the 2650
automation of the vital records program in this state. A board 2651
of health or a local registrar shall forward all fees collected 2652
under this division to the department of health not later than 2653
thirty days after the end of each calendar quarter. 2654

(C) Except as otherwise provided in division (H) of this 2655
section, and except as provided in section 3705.241 of the 2656
Revised Code, fees collected by the director of health under 2657
sections 3705.01 to 3705.29 of the Revised Code shall be paid 2658
into the state treasury to the credit of the general operations 2659
fund created by section 3701.83 of the Revised Code. Except as 2660
provided in division (B) or (I) of this section, money generated 2661

by the fees shall be used only for administration and 2662
enforcement of this chapter and the rules adopted under it. 2663
Amounts submitted to the department of health for copies of 2664
vital records or services in excess of the fees imposed by this 2665
section shall be dealt with as follows: 2666

(1) An overpayment of two dollars or less shall be 2667
retained by the department and deposited in the state treasury 2668
to the credit of the general operations fund created by section 2669
3701.83 of the Revised Code. 2670

(2) An overpayment in excess of two dollars shall be 2671
returned to the person who made the overpayment. 2672

(D) If a local registrar is a salaried employee of a city 2673
or a general health district, any fees the local registrar 2674
receives pursuant to section 3705.23 of the Revised Code shall 2675
be paid into the general fund of the city or the health fund of 2676
the general health district. 2677

Each local registrar of vital statistics, or each health 2678
district where the local registrar is a salaried employee of the 2679
district, shall be entitled to a fee for each birth, fetal 2680
death, death, or military service certificate properly and 2681
completely made out and registered with the local registrar or 2682
district and correctly copied and forwarded to the office of 2683
vital statistics in accordance with the population of the 2684
primary registration district at the last federal census. The 2685
fee for each birth, fetal death, death, or military service 2686
certificate shall be: 2687

(1) In primary registration districts of over two hundred 2688
fifty thousand, twenty cents; 2689

(2) In primary registration districts of over one hundred 2690

twenty-five thousand and less than two hundred fifty thousand, 2691
sixty cents; 2692

(3) In primary registration districts of over fifty 2693
thousand and less than one hundred twenty-five thousand, eighty 2694
cents; 2695

(4) In primary registration districts of less than fifty 2696
thousand, one dollar. 2697

(E) The director of health shall annually certify to the 2698
county treasurers of the several counties the number of birth, 2699
fetal death, death, and military service certificates registered 2700
from their respective counties with the names of the local 2701
registrars and the amounts due each registrar and health 2702
district at the rates fixed in this section. Such amounts shall 2703
be paid by the treasurer of the county in which the registration 2704
districts are located. No fees shall be charged or collected by 2705
registrars except as provided by this chapter and section 2706
3109.14 of the Revised Code. 2707

(F) A probate judge shall be paid a fee of fifteen cents 2708
for each certified abstract of marriage prepared and forwarded 2709
by the probate judge to the department of health pursuant to 2710
section 3705.21 of the Revised Code. The fee shall be in 2711
addition to the fee paid for a marriage license and shall be 2712
paid by the applicants for the license. 2713

(G) The clerk of a court of common pleas shall be paid a 2714
fee of one dollar for each certificate of divorce, dissolution, 2715
and annulment of marriage prepared and forwarded by the clerk to 2716
the department pursuant to section 3705.21 of the Revised Code. 2717
The fee for the certified abstract of divorce, dissolution, or 2718
annulment of marriage shall be added to the court costs allowed 2719

in these cases. 2720

(H) The fee for an heirloom certification of birth issued 2721
pursuant to division (B) (2) of section 3705.23 of the Revised 2722
Code shall be an amount prescribed by rule by the director of 2723
health plus any fee required by section 3109.14 of the Revised 2724
Code. In setting the amount of the fee, the director shall 2725
establish a surcharge in addition to an amount necessary to 2726
offset the expense of processing heirloom certifications of 2727
birth. The fee prescribed by the director of health pursuant to 2728
this division shall be deposited into the state treasury to the 2729
credit of the heirloom certification of birth fund which is 2730
hereby created. Money credited to the fund shall be used by the 2731
office of vital statistics to offset the expense of processing 2732
heirloom certifications of birth. However, the money collected 2733
for the surcharge, subject to the approval of the controlling 2734
board, shall be used for the purposes specified by the family 2735
and children first council pursuant to section 121.37 of the 2736
Revised Code. 2737

(I) (1) Four dollars of each fee collected by the board of 2738
health of a city or general health district for a certified copy 2739
of a vital record or a certification of birth shall be 2740
transferred to the office of vital statistics not later than 2741
thirty days after the end of each calendar quarter. The amount 2742
collected shall be used to support public health systems. Of 2743
each four dollars collected, one dollar shall be used by the 2744
director of health to pay subsidies to boards of health. The 2745
subsidies shall be distributed in accordance with the same 2746
formula established under section 3701.342 of the Revised Code 2747
for the distribution of state health district subsidy funds to 2748
boards of health and local health departments. 2749

(2) Four dollars of each fee collected by a local registrar of vital statistics who is not a salaried employee of a city or general health district, for a certified copy of a vital record or certification of birth, shall be transferred to the office of vital statistics not later than thirty days after the end of each calendar quarter. The amount collected shall be used to support public health systems.

Sec. 3705.242. (A) (1) ~~The~~ Except as provided in section 3705.243 of the Revised Code, the director of health, a person authorized by the director, a local commissioner of health, or a local registrar of vital statistics shall charge and collect a fee of one dollar and fifty cents for each certified copy of a birth record, each certification of birth, and each copy of a death record. The fee is in addition to the fee imposed by section 3705.24 or any other section of the Revised Code. A local commissioner of health or local registrar of vital statistics may retain an amount of each additional fee collected, not to exceed three per cent of the amount of the additional fee, to be used for costs directly related to the collection of the fee and the forwarding of the fee to the department of health.

The additional fees collected by the director of health or a person authorized by the director and the additional fees collected but not retained by a local commissioner of health or a local registrar of vital statistics shall be forwarded to the department of health not later than thirty days following the end of each quarter. Not later than two days after the fees are forwarded to the department each quarter, the department shall pay the collected fees to the treasurer of state in accordance with rules adopted by the treasurer of state under section 113.08 of the Revised Code.

(2) On the filing of a divorce decree under section 2781
3105.10 or a decree of dissolution under section 3105.65 of the 2782
Revised Code, a court of common pleas shall charge and collect a 2783
fee of five dollars and fifty cents. The fee is in addition to 2784
any other court costs or fees. The county clerk of courts may 2785
retain an amount of each additional fee collected, not to exceed 2786
three per cent of the amount of the additional fee, to be used 2787
for costs directly related to the collection of the fee and the 2788
forwarding of the fee to the treasurer of state. The additional 2789
fees collected, but not retained, under division (A) (2) of this 2790
section shall be forwarded to the treasurer of state not later 2791
than twenty days following the end of each month. 2792

(B) The treasurer of state shall deposit the fees paid or 2793
forwarded under this section in the state treasury to the credit 2794
of the family violence prevention fund, which is hereby created. 2795
A person or government entity that fails to pay or forward the 2796
fees in the manner described in this section, shall send to the 2797
department of public safety a penalty equal to ten per cent of 2798
the fees. The department of public safety shall forward all 2799
collected late fees to the treasurer of state for deposit into 2800
the family violence prevention fund in accordance with rules 2801
adopted by the treasurer of state under section 113.08 of the 2802
Revised Code. 2803

The treasurer of state shall invest the moneys in the 2804
fund. All earnings resulting from investment of the fund shall 2805
be credited to the fund, except that actual administration costs 2806
incurred by the treasurer of state in administering the fund may 2807
be deducted from the earnings resulting from investments. The 2808
amount that may be deducted shall not exceed three per cent of 2809
the total amount of fees credited to the fund in each fiscal 2810
year. The balance of the investment earnings shall be credited 2811

to the fund. 2812

(C) The director of public safety shall use money credited 2813
to the fund to provide grants to family violence shelters in 2814
Ohio and to operate the division of criminal justice services. 2815

Sec. 3705.243. (A) As used in this section, "individual 2816
experiencing homelessness" means an individual who lacks a 2817
fixed, regular, and adequate nighttime residence or who has as a 2818
primary nighttime residence a temporary shelter or a place not 2819
designed for, or ordinarily used as, a regular sleeping 2820
accommodation for human beings. "Individual experiencing 2821
homelessness" includes: 2822

(1) Individuals who do not have access to, or who are in 2823
imminent danger of losing access to, normal accommodations as a 2824
result of violence or a threat of violence from a cohabitant; 2825

(2) Individuals who have been released from jail, prison, 2826
the juvenile justice system, the child welfare system, a mental 2827
health or developmental disability facility, a residential 2828
addiction treatment program, or a hospital, for whom no 2829
residence is identified and who lacks the resources necessary to 2830
obtain housing. 2831

(B) The director of health, a person authorized by the 2832
director, a local commissioner of health, or a local registrar 2833
of vital statistics shall waive all fees for a certification of 2834
birth, a certified copy of a birth record, or replacement of a 2835
birth record pursuant to division (A) (1) (b) of section 3705.24 2836
of the Revised Code if the certification, certified copy, or 2837
replacement is requested by an individual who has not received 2838
such a fee waiver in the preceding twelve months and who is 2839
experiencing homelessness as verified by at least one of the 2840

following: 2841

(1) A director or a director's designee of a government or 2842
nonprofit agency that receives public or private funding to 2843
provide services to individuals experiencing homelessness; 2844

(2) A school social worker, school counselor, or a local 2845
educational agency liaison for homeless children and youths 2846
designated pursuant to 42 U.S.C. 11432 (g) (1) (J) (ii); 2847

(3) A director or a director's designee of either a 2848
federal TRIO program or gaining early awareness and readiness 2849
for undergraduate program (GEAR UP); 2850

(4) A financial aid administrator for an institution of 2851
higher education. 2852

(C) Beginning one year after the effective date of this 2853
section, by the thirty-first day of January of each year any 2854
local commissioner of health or local registrar of vital 2855
statistics who waives fees pursuant to division (B) of this 2856
section shall submit an annual report to the director of health 2857
detailing the number of individuals for whom fees were waived in 2858
the preceding one-year period, delineated by type of document. 2859

Sec. 3705.50. (A) The director of health shall collect 2860
information regarding the number of individuals experiencing 2861
homelessness for whom fees for a certification of birth, a 2862
certified copy of a birth record, or a replacement birth record 2863
were waived by the director of health or a person authorized by 2864
the director pursuant to section 3705.243 of the Revised Code. 2865

(B) The director of health shall maintain the information 2866
submitted pursuant to sections 2101.166, 2303.202, 3705.243, and 2867
4507.50 of the Revised Code, compile it with the information 2868
collected under division (A) of this section, and submit an 2869

annual report to the general assembly in accordance with section 2870
101.68 of the Revised Code. The report shall detail the number 2871
of individuals experiencing homelessness for whom fees were 2872
waived in the preceding one-year period, delineated by type of 2873
document. The director shall make the report publicly available 2874
on the department of health's web site. 2875

Sec. 4507.01. (A) As used in this chapter, "motor 2876
vehicle," "motorized bicycle," "state," "owner," "operator," 2877
"chauffeur," and "highways" have the same meanings as in section 2878
4501.01 of the Revised Code. 2879

"Driver's license" means a class D license issued to any 2880
person to operate a motor vehicle or motor-driven cycle, other 2881
than a commercial motor vehicle, and includes "probationary 2882
license," "restricted license," "limited term license," and any 2883
operator's or chauffeur's license issued before January 1, 1990. 2884

"Probationary license" means the license issued to any 2885
person between sixteen and eighteen years of age to operate a 2886
motor vehicle. 2887

"Restricted license" means the license issued to any 2888
person to operate a motor vehicle subject to conditions or 2889
restrictions imposed by the registrar of motor vehicles. 2890

"Commercial driver's license" means the license issued to 2891
a person under Chapter 4506. of the Revised Code to operate a 2892
commercial motor vehicle. 2893

"Commercial motor vehicle" has the same meaning as in 2894
section 4506.01 of the Revised Code. 2895

"Motorcycle operator's temporary instruction permit, 2896
license, or endorsement" includes a temporary instruction 2897
permit, license, or endorsement for a motor-driven cycle or 2898

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|---|------------------------------|
| motor scooter unless otherwise specified. | 2899 |
| "Motorized bicycle license" means the license issued under section 4511.521 of the Revised Code to any person to operate a motorized bicycle including a "probationary motorized bicycle license." | 2900 2901 2902 2903 |
| "Probationary motorized bicycle license" means the license issued under section 4511.521 of the Revised Code to any person between fourteen and sixteen years of age to operate a motorized bicycle. | 2904 2905 2906 2907 |
| "Identification card" means a card issued under sections 4507.50 to 4507.52 of the Revised Code. | 2908 2909 |
| <u>"Individual experiencing homelessness" has the same meaning as in section 3705.243 of the Revised Code.</u> | 2910 2911 |
| "Resident" means a person who, in accordance with standards prescribed in rules adopted by the registrar, resides in this state on a permanent basis. | 2912 2913 2914 |
| "Temporary resident" means a person who, in accordance with standards prescribed in rules adopted by the registrar, resides in this state on a temporary basis. | 2915 2916 2917 |
| "Community-based correctional facility and program" and "district community-based correctional facility and program" mean the facilities and programs created and organized in accordance with sections 2301.51 to 2301.58 of the Revised Code. | 2918 2919 2920 2921 |
| "Halfway house organization" has the same meaning as in section 5120.102 of the Revised Code. | 2922 2923 |
| (B) In the administration of this chapter and Chapter 4506. of the Revised Code, the registrar has the same authority as is conferred on the registrar by section 4501.02 of the | 2924 2925 2926 |

Revised Code. Any act of an authorized deputy registrar of motor vehicles under direction of the registrar is deemed the act of the registrar. 2927
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To carry out this chapter, the registrar shall appoint such deputy registrars in each county as are necessary. 2930
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The registrar also shall provide at each place where an application for a driver's or commercial driver's license or identification card may be made the necessary equipment to take a photograph of the applicant for such license or card as required under section 4506.11 or 4507.06 of the Revised Code, and to conduct the vision screenings required by section 4507.12 of the Revised Code. 2932
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The registrar shall assign one or more deputy registrars to any driver's license examining station operated under the supervision of the director of public safety, whenever the registrar considers such assignment possible. Space shall be provided in the driver's license examining station for any such deputy registrar so assigned. The deputy registrars shall not exercise the powers conferred by such sections upon the registrar, unless they are specifically authorized to exercise such powers by such sections. 2939
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(C) No agent for any insurance company, writing automobile insurance, shall be appointed deputy registrar, and any such appointment is void. No deputy registrar shall in any manner solicit any form of automobile insurance, nor in any manner advise, suggest, or influence any licensee or applicant for license for or against any kind or type of automobile insurance, insurance company, or agent, nor have the deputy registrar's office directly connected with the office of any automobile insurance agent, nor impart any information furnished by any 2948
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applicant for a license or identification card to any person, 2957
except the registrar. This division shall not apply to any 2958
nonprofit corporation appointed deputy registrar. 2959

(D) The registrar shall immediately remove a deputy 2960
registrar who violates the requirements of this chapter. 2961

Sec. 4507.50. ~~(A)(1)~~ (A) As used in this section, 2962
"permanently or irreversibly disabled" means a condition of 2963
disability from which there is no present indication of 2964
recovery. 2965

(B)(1) The registrar of motor vehicles or a deputy 2966
registrar shall issue an identification card to a person when 2967
all of the following apply: 2968

(a) The registrar or deputy registrar receives an 2969
application completed in accordance with section 4507.51 of the 2970
Revised Code and, if the person is under seventeen years of age, 2971
payment of the applicable fees. 2972

(b) The person is a resident or a temporary resident of 2973
this state. 2974

(c) The person is not licensed as an operator of a motor 2975
vehicle in this state or another licensing jurisdiction. 2976

(d) The person does not hold an identification card from 2977
another jurisdiction. 2978

(2)(a) The registrar of motor vehicles or a deputy 2979
registrar may issue a temporary identification card when all of 2980
the following apply: 2981

(i) The registrar or deputy registrar receives an 2982
application completed in accordance with section 4507.51 of the 2983
Revised Code and payment of the applicable fees. 2984

(ii) The person is a resident or temporary resident of 2985
this state. 2986

(iii) The person's Ohio driver's or commercial driver's 2987
license has been suspended or canceled. 2988

(iv) The person does not hold an identification card from 2989
another jurisdiction. 2990

(b) The temporary identification card shall be identical 2991
to an identification card, except that it shall be printed on 2992
its face with a statement that the card is valid for a temporary 2993
period. The temporary period shall be in accordance with the 2994
expiration dates specified in section 4507.501 of the Revised 2995
Code. 2996

(c) The cardholder shall surrender the temporary 2997
identification card to the registrar or any deputy registrar 2998
before the cardholder's driver's or commercial driver's license 2999
is restored or reissued. 3000

~~(B)(1)~~ (C)(1) Except as provided in division ~~(D)~~ (E) of 3001
this section, an applicant who is under seventeen years of age 3002
shall pay the following fees prior to issuance of an 3003
identification card or a temporary identification card: 3004

(a) A fee of three dollars and fifty cents if the card 3005
will expire on the applicant's birthday four years after the 3006
date of issuance or a fee of six dollars if the card will expire 3007
on the applicant's birthday eight years after the date of 3008
issuance; 3009

(b) A fee equal to the amount established under section 3010
4503.038 of the Revised Code if the card will expire on the 3011
applicant's birthday four years after the date of issuance or 3012
twice that amount if the card will expire on the applicant's 3013

birthday eight years after the date of issuance; 3014

(c) A fee of one dollar and fifty cents if the card will 3015
expire on the applicant's birthday four years after the date of 3016
issuance or three dollars if the card will expire on the 3017
applicant's birthday eight years after the date of issuance, for 3018
the authentication of the documents required for processing an 3019
identification card or temporary identification card. A deputy 3020
registrar that authenticates the required documents shall retain 3021
the entire amount of the fee. 3022

(2) The fees collected for issuing an identification card 3023
under this section, except for any fees allowed to the deputy 3024
registrar, shall be paid into the state treasury to the credit 3025
of the public safety - highway purposes fund created in section 3026
4501.06 of the Revised Code. 3027

~~(C)~~ (D) A person seventeen years of age or older may apply 3028
to the registrar or a deputy registrar for the issuance to that 3029
person of an identification card or a temporary identification 3030
card under this section without payment of any fee prescribed in 3031
division ~~(B)~~ (C) of this section. 3032

~~(D)~~ (E) A resident person who is permanently or 3033
irreversibly disabled and who is under seventeen years of age 3034
and meets any of the following conditions may apply to the 3035
registrar or a deputy registrar for the issuance of an 3036
identification card under this section without payment of any 3037
fee as prescribed in division ~~(B)~~ (C) of this section. ~~A~~ 3038
~~resident who is in:~~ 3039

(1) The person is a resident and permanently or 3040
irreversibly disabled. 3041

(2) The person is a resident and in the custody of the 3042

department of rehabilitation and correction, the department of 3043
youth services, a halfway house organization, a community-based 3044
correctional facility and program, or a district community-based 3045
correctional facility and program ~~and who is under seventeen~~ 3046
~~years of age may apply to the registrar for the issuance of an~~ 3047
~~identification card under this section without payment of any~~ 3048
~~fee as prescribed in division (B) of this section.~~ 3049

~~As used in this section, "permanently or irreversibly~~ 3050
~~disabled" means a condition of disability from which there is no~~ 3051
~~present indication of recovery.~~ 3052

(3) The person is an individual experiencing homelessness 3053
who has not received such a fee waiver in the preceding twelve 3054
months. 3055

(F) (1) An application made under division ~~(D)~~ (E) (1) or 3056
(2) of this section shall be accompanied by such documentary 3057
evidence as the registrar may require by rule. 3058

~~(E) (1)~~ (2) An application made under division (E) (3) of 3059
this section shall be accompanied by verification from any of 3060
the following: 3061

(a) A director or a director's designee of a government or 3062
nonprofit agency that receives public or private funding to 3063
provide services to individuals experiencing homelessness; 3064

(b) A school social worker, a school counselor, or a local 3065
educational agency liaison for homeless children and youths 3066
designated pursuant to 42 U.S.C. 11432 (g) (1) (J) (ii); 3067

(c) A director or a director's designee of either a 3068
federal TRIO program or gaining early awareness and readiness 3069
for undergraduate program (GEAR UP). 3070

(d) A financial aid administrator for an institution of 3071
higher education. 3072

(G) (1) The department of rehabilitation and correction 3073
shall submit an application for an identification card or 3074
temporary identification card, as applicable, to the registrar 3075
on behalf of an individual who is a prisoner at a state 3076
correctional institution and who has completed that application 3077
in accordance with section 5120.59 of the Revised Code. 3078

(2) The department of youth services shall submit an 3079
application for an identification card or a temporary 3080
identification card, as applicable, to the registrar on behalf 3081
of an individual who is in the custody of the department at a 3082
juvenile correctional facility and who has completed that 3083
application in accordance with section 5139.511 of the Revised 3084
Code. 3085

(3) A community-based correctional facility and program or 3086
a district community-based correctional facility and program 3087
shall submit an application for an identification card or a 3088
temporary identification card, as applicable, to the registrar 3089
on behalf of an individual who is in the custody of the facility 3090
and who has completed that application in accordance with 3091
section 2301.551 of the Revised Code. 3092

(4) A halfway house organization shall submit an 3093
application for an identification card or a temporary 3094
identification card, as applicable, to the registrar on behalf 3095
of an individual who is in the custody of the organization and 3096
who has completed that application in accordance with section 3097
5120.106 of the Revised Code. 3098

(5) The registrar may establish a separate application and 3099

process by which the departments shall submit any applications 3100
to the registrar in accordance with this division and section 3101
4507.51 of the Revised Code. 3102

(H) Beginning one year after the effective date of this 3103
amendment, by the thirty-first day of January of each year, any 3104
registrar or deputy registrar who waives fees pursuant to 3105
division (E) (3) of this section shall submit an annual report to 3106
the director of health detailing the number of individuals for 3107
whom fees were waived in the preceding one-year period. 3108

Sec. 4507.51. (A) (1) Every application for an 3109
identification card or duplicate shall be made on an approved 3110
form furnished by the registrar of motor vehicles and shall be 3111
signed by the applicant. ~~The~~ If the applicant is under eighteen 3112
years of age, the application also shall be signed by the one of 3113
the following, as applicable: 3114

(a) The applicant's parent or guardian, ~~or by the~~; 3115

(b) The department of rehabilitation and correction, the 3116
department of youth services, a halfway house organization, a 3117
community-based correctional facility and program, or a district 3118
community-based correctional facility and program, ~~as~~ 3119
applicable, if the applicant is under eighteen years of age; 3120

(c) Any individual permitted to verify that an individual 3121
is experiencing homelessness under section 3705.243 of the 3122
Revised Code. 3123

(2) Every application shall contain the following 3124
information: 3125

(a) The applicant's name, date of birth, sex, general 3126
description including the applicant's height, weight, hair 3127
color, and eye color, address, country of citizenship, and 3128

social security number. 3129

(b) If an applicant has not already certified the 3130
applicant's willingness to make an anatomical gift under section 3131
2108.05 of the Revised Code, whether the applicant wishes to 3132
certify willingness to make such an anatomical gift and 3133
information about the requirements of sections 2108.01 to 3134
2108.29 of the Revised Code that apply to persons who are less 3135
than eighteen years of age. The statement regarding willingness 3136
to make such a donation shall be given no consideration in the 3137
decision of whether to issue an identification card. 3138

(c) Whether the applicant has executed a valid durable 3139
power of attorney for health care pursuant to sections 1337.11 3140
to 1337.17 of the Revised Code or has executed a declaration 3141
governing the use or continuation, or the withholding or 3142
withdrawal, of life-sustaining treatment pursuant to sections 3143
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3144
executed either type of instrument, whether the applicant wishes 3145
the identification card issued to indicate that the applicant 3146
has executed the instrument. 3147

(d) Whether the applicant is a veteran, active duty, or 3148
reservist of the armed forces of the United States and, if the 3149
applicant is such, whether the applicant wishes the 3150
identification card issued to indicate that the applicant is a 3151
veteran, active duty, or reservist of the armed forces of the 3152
United States by a military designation on the identification 3153
card. 3154

~~(2)~~ (3) Each applicant applying in person at a deputy 3155
registrar office shall be photographed at the time of making an 3156
application. 3157

~~(3)~~-(4) The registrar or deputy registrar, in accordance 3158
with section 3503.11 of the Revised Code, shall register as an 3159
elector any person who applies for an identification card or 3160
duplicate if the applicant is eligible and wishes to be 3161
registered as an elector. The decision of an applicant whether 3162
to register as an elector shall be given no consideration in the 3163
decision of whether to issue the applicant an identification 3164
card or duplicate. 3165

~~(4)~~-(5) The application shall be accompanied by any 3166
necessary documents, as required by the registrar. The registrar 3167
or the deputy registrar may authenticate the submitted documents 3168
and verify the information in the application. 3169

(B) (1) Except as provided in division (B) (2) of this 3170
section or section 4507.061 of the Revised Code, the application 3171
for an identification card or duplicate shall be filed in the 3172
office of the registrar or deputy registrar. Each applicant 3173
shall present documentary evidence as required by the registrar 3174
of the applicant's age and identity, and the applicant shall 3175
swear that all information given is true. 3176

All applications for an identification card or duplicate 3177
under this section shall be filed in duplicate, and if submitted 3178
to a deputy registrar, a copy shall be forwarded to the 3179
registrar. The registrar shall prescribe rules for the manner in 3180
which a deputy registrar is to file and maintain applications 3181
and other records. The registrar shall maintain a suitable, 3182
indexed record of all applications denied and cards issued or 3183
canceled. 3184

(2) The application for an identification card filed by 3185
either the department of rehabilitation and correction, the 3186
department of youth services, a halfway house organization, a 3187

community-based correctional facility and program, or a district 3188
community-based correctional facility and program on behalf of 3189
an individual in prison or in the department's, organization's, 3190
or facility's custody shall be submitted through the process 3191
established by the registrar. The registrar shall establish the 3192
process for submission of such applications and the process for 3193
mailing the identification card to either the individual or the 3194
applicable department, organization, or facility. 3195

(C) In addition to any other information it contains, the 3196
form furnished by the registrar of motor vehicles for an 3197
application for an identification card or duplicate shall inform 3198
applicants that the applicant must present a copy of the 3199
applicant's DD-214 or an equivalent document in order to qualify 3200
to have the card or duplicate indicate that the applicant is an 3201
honorably discharged veteran of the armed forces of the United 3202
States based on a request made pursuant to division (A) (2) (b) of 3203
this section. 3204

Sec. 4507.52. (A) (1) Each identification card issued by 3205
the registrar of motor vehicles or a deputy registrar shall 3206
display a distinguishing number assigned to the cardholder, and 3207
shall display the following inscription: 3208

"STATE OF OHIO IDENTIFICATION CARD 3209

This card is not valid for the purpose of operating a 3210
motor vehicle. It is provided solely for the purpose of 3211
establishing the identity of the bearer described on the card." 3212

(2) The identification card shall display substantially 3213
the same information as contained in the application and as 3214
described in division ~~(A) (1)~~ (A) (2) of section 4507.51 of the 3215
Revised Code, including, if the cardholder is a noncitizen of 3216

the United States, a notation designating that the cardholder is 3217
a noncitizen. The identification card shall not display the 3218
cardholder's social security number unless the cardholder 3219
specifically requests that the cardholder's social security 3220
number be displayed on the card. If federal law requires the 3221
cardholder's social security number to be displayed on the 3222
identification card, the social security number shall be 3223
displayed on the card notwithstanding this section. 3224

(3) The identification card also shall display the 3225
photograph of the cardholder. 3226

(4) If the cardholder has executed a durable power of 3227
attorney for health care or a declaration governing the use or 3228
continuation, or the withholding or withdrawal, of life- 3229
sustaining treatment and has specified that the cardholder 3230
wishes the identification card to indicate that the cardholder 3231
has executed either type of instrument, the card also shall 3232
display any symbol chosen by the registrar to indicate that the 3233
cardholder has executed either type of instrument. 3234

(5) If the cardholder has specified that the cardholder 3235
wishes the identification card to indicate that the cardholder 3236
is a veteran, active duty, or reservist of the armed forces of 3237
the United States and has presented a copy of the cardholder's 3238
DD-214 form or an equivalent document, the card also shall 3239
display any symbol chosen by the registrar to indicate that the 3240
cardholder is a veteran, active duty, or reservist of the armed 3241
forces of the United States. 3242

(6) The card shall be designed as to prevent its 3243
reproduction or alteration without ready detection. 3244

(7) The identification card for persons under twenty-one 3245

years of age shall have characteristics prescribed by the 3246
registrar distinguishing it from that issued to a person who is 3247
twenty-one years of age or older, except that an identification 3248
card issued to a person who applies no more than thirty days 3249
before the applicant's twenty-first birthday shall have the 3250
characteristics of an identification card issued to a person who 3251
is twenty-one years of age or older. 3252

(8) Every identification card issued to a resident of this 3253
state shall display the expiration date of the card, in 3254
accordance with section 4507.501 of the Revised Code. 3255

(9) Every identification card issued to a temporary 3256
resident shall expire in accordance with section 4507.501 of the 3257
Revised Code and rules adopted by the registrar and is limited 3258
term. Every limited term identification card and limited term 3259
temporary identification card shall contain the words "limited 3260
term" and shall have any additional characteristics prescribed 3261
by the registrar distinguishing it from an identification card 3262
issued to a resident. 3263

(B) (1) If a card is lost, destroyed, or mutilated, the 3264
person to whom the card was issued may obtain a duplicate by 3265
doing both of the following: 3266

(a) Furnishing suitable proof of the loss, destruction, or 3267
mutilation to the registrar or a deputy registrar; 3268

(b) Filing an application and presenting documentary 3269
evidence under section 4507.51 of the Revised Code. 3270

(2) A cardholder may apply to obtain a reprint of the 3271
cardholder's identification card through electronic means in 3272
accordance with section 4507.40 of the Revised Code. 3273

(3) A cardholder may obtain a replacement identification 3274

card that reflects any change of the cardholder's name by 3275
furnishing suitable proof of the change to the registrar or a 3276
deputy registrar. 3277

(4) Except as provided in division (B) (5) or (6) of this 3278
section, when a cardholder applies for a duplicate, reprint, or 3279
replacement identification card, the cardholder shall pay the 3280
following fees: 3281

(a) Two dollars and fifty cents; 3282

(b) A deputy registrar or service fee equal to the amount 3283
established under section 4503.038 of the Revised Code. 3284

(5) The following cardholders may apply for a duplicate, 3285
reprint, or replacement identification card without payment of 3286
any fee prescribed in division (B) (4) of this section: 3287

(a) A disabled veteran who has a service-connected 3288
disability rated at one hundred per cent by the veterans' 3289
administration; 3290

(b) A resident who is permanently or irreversibly 3291
disabled; 3292

(c) A resident who is in the custody of the department of 3293
rehabilitation and correction, the department of youth services, 3294
a halfway house organization, a community-based correctional 3295
facility and program, or a district community-based correctional 3296
facility and program; 3297

(d) An individual who is experiencing homelessness. 3298

(6) A cardholder who is seventeen years of age or older 3299
may apply for a replacement identification card without payment 3300
of any fee prescribed in division (B) (4) of this section. 3301

(7) A duplicate, reprint, or replacement identification card expires on the same date as the card it replaces.

(C) The registrar shall cancel any card upon determining that the card was obtained unlawfully, issued in error, or was altered.

(D) (1) No agent of the state or its political subdivisions shall condition the granting of any benefit, service, right, or privilege upon the possession by any person of an identification card. Nothing in this section shall preclude any publicly operated or franchised transit system from using an identification card for the purpose of granting benefits or services of the system.

(2) No person shall be required to apply for, carry, or possess an identification card.

(E) Except in regard to an identification card issued to a person who applies no more than thirty days before the applicant's twenty-first birthday, neither the registrar nor any deputy registrar shall issue an identification card to a person under twenty-one years of age that does not have the characteristics prescribed by the registrar distinguishing it from the identification card issued to persons who are twenty-one years of age or older.

(F) The registrar shall ensure that identification cards issued in accordance with the federal "Real ID Act," 49 U.S.C. 30301, et seq., comply with the regulations specified in 6 C.F.R. part 37.

(G) Whoever violates division (E) of this section is guilty of a minor misdemeanor.

Section 2. That existing sections 111.31, 2101.16,

2303.20, 3109.14, 3333.31, 3375.011, 3501.01, 3503.02, 3503.13, 3331
3503.153, 3503.16, 3505.19, 3509.03, 3509.04, 3509.05, 3509.051, 3332
3509.06, 3509.07, 3509.08, 3509.10, 3511.011, 3511.02, 3511.021, 3333
3705.24, 3705.242, 4507.01, 4507.50, 4507.51, and 4507.52 of the 3334
Revised Code are hereby repealed. 3335

Section 3. That section 3511.01 of the Revised Code is 3336
hereby repealed. 3337

Section 4. The requirement of this act that an elector 3338
provide photo identification in order to cast absent voter's 3339
ballots first applies to absent voter's ballots cast in the 3340
general election to be held on November 2, 2027. For purposes of 3341
elections held on or after the effective date of this section 3342
and before November 2, 2027, an elector may provide 3343
identification in the form of the elector's Ohio driver's 3344
license or state identification card number, the last four 3345
digits of the elector's Social Security number, or a copy of the 3346
elector's photo identification when applying for and returning 3347
absent voter's ballots, as permitted under sections 3509.03, 3348
3509.04, and 3509.06 of the Revised Code as they existed before 3349
the effective date of this section. 3350

Section 5. Section 3501.01 of the Revised Code is 3351
presented in this act as a composite of the section as amended 3352
by H.B. 96, S.B. 63, and S.B. 293 all of the 136th General 3353
Assembly. The General Assembly, applying the principle stated in 3354
division (B) of section 1.52 of the Revised Code that amendments 3355
are to be harmonized and reconciled if reasonably capable of 3356
simultaneous operation, finds that the composite is the 3357
resulting version of the section in effect prior to the 3358
effective date of the section as presented in this act. 3359