

**As Introduced**

**136th General Assembly  
Regular Session  
2025-2026**

**S. B. No. 107**

**Senator Brenner**

**Cosponsors: Senators Cirino, Lang, Wilkin, O'Brien**

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**A BILL**

To amend sections 3501.01, 3505.03, 3505.04, 1  
3513.254, 3513.255, 3513.256, and 3513.259 of 2  
the Revised Code to require state and school 3  
district board members to appear on the ballot 4  
with a party designation. 5

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

**Section 1.** That sections 3501.01, 3505.03, 3505.04, 6  
3513.254, 3513.255, 3513.256, and 3513.259 of the Revised Code 7  
be amended to read as follows: 8

**Sec. 3501.01.** As used in the sections of the Revised Code 9  
relating to elections and political communications: 10

(A) "General election" means the election held on the 11  
first Tuesday after the first Monday in each November. 12

(B) "Regular municipal election" means the election held 13  
on the first Tuesday after the first Monday in November in each 14  
odd-numbered year. 15

(C) "Regular state election" means the election held on 16  
the first Tuesday after the first Monday in November in each 17

even-numbered year. 18

(D) "Special election" means any election other than those 19  
elections defined in other divisions of this section. A special 20  
election may be held only on the first Tuesday after the first 21  
Monday in May or November, on the first Tuesday after the first 22  
Monday in August in accordance with section 3501.022 of the 23  
Revised Code, or on the day authorized by a particular municipal 24  
or county charter for the holding of a primary election, except 25  
that in any year in which a presidential primary election is 26  
held, no special election shall be held in May, except as 27  
authorized by a municipal or county charter, but may be held on 28  
the third Tuesday after the first Monday in March. 29

(E) (1) "Primary" or "primary election" means an election 30  
held for the purpose of nominating persons as candidates of 31  
political parties for election to offices, and for the purpose 32  
of electing persons as members of the controlling committees of 33  
political parties and as delegates and alternates to the 34  
conventions of political parties. Primary elections shall be 35  
held on the first Tuesday after the first Monday in May of each 36  
year except in years in which a presidential primary election is 37  
held. 38

(2) "Presidential primary election" means a primary 39  
election as defined by division (E) (1) of this section at which 40  
an election is held for the purpose of choosing delegates and 41  
alternates to the national conventions of the major political 42  
parties pursuant to section 3513.12 of the Revised Code. Unless 43  
otherwise specified, presidential primary elections are included 44  
in references to primary elections. In years in which a 45  
presidential primary election is held, all primary elections 46  
shall be held on the third Tuesday after the first Monday in 47

March except as otherwise authorized by a municipal or county charter. 48  
49

(F) "Political party" means any group of voters meeting 50  
the requirements set forth in section 3517.01 of the Revised 51  
Code for the formation and existence of a political party. 52

(1) "Major political party" means any political party 53  
organized under the laws of this state whose candidate for 54  
governor or nominees for presidential electors received not less 55  
than twenty per cent of the total vote cast for such office at 56  
the most recent regular state election. 57

(2) "Minor political party" means any political party 58  
organized under the laws of this state that meets either of the 59  
following requirements: 60

(a) Except as otherwise provided in this division, the 61  
political party's candidate for governor or nominees for 62  
presidential electors received less than twenty per cent but not 63  
less than three per cent of the total vote cast for such office 64  
at the most recent regular state election. A political party 65  
that meets the requirements of this division remains a political 66  
party for a period of four years after meeting those 67  
requirements. 68

(b) The political party has filed with the secretary of 69  
state, subsequent to its failure to meet the requirements of 70  
division (F) (2) (a) of this section, a petition that meets the 71  
requirements of section 3517.01 of the Revised Code. 72

A newly formed political party shall be known as a minor 73  
political party until the time of the first election for 74  
governor or president which occurs not less than twelve months 75  
subsequent to the formation of such party, after which election 76

the status of such party shall be determined by the vote for the 77  
office of governor or president. 78

(G) "Dominant party in a precinct" or "dominant political 79  
party in a precinct" means that political party whose candidate 80  
for election to the office of governor at the most recent 81  
regular state election at which a governor was elected received 82  
more votes than any other person received for election to that 83  
office in such precinct at such election. 84

(H) "Candidate" means any qualified person certified in 85  
accordance with the provisions of the Revised Code for placement 86  
on the official ballot of a primary, general, or special 87  
election to be held in this state, or any qualified person who 88  
claims to be a write-in candidate, or who knowingly assents to 89  
being represented as a write-in candidate by another at either a 90  
primary, general, or special election to be held in this state. 91

(I) "Independent candidate" means any candidate who claims 92  
not to be affiliated with a political party, and whose name has 93  
been certified on the office-type ballot at a general or special 94  
election through the filing of a statement of candidacy and 95  
nominating petition, as prescribed in section 3513.257 of the 96  
Revised Code. 97

(J) "Nonpartisan candidate" means any candidate whose name 98  
is required, pursuant to section 3505.04 of the Revised Code, to 99  
be listed on the nonpartisan ballot, including all candidates 100  
for judge of a municipal court, county court, or court of common 101  
pleas, ~~for member of any board of education,~~ for municipal or 102  
township offices in which primary elections are not held for 103  
nominating candidates by political parties, and for offices of 104  
municipal corporations having charters that provide for separate 105  
ballots for elections for these offices. 106

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

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

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

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

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

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

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

(R) "Polling place" means that place provided for each

precinct at which the electors having a voting residence in such	136
precinct may vote.	137
(S) "Board" or "board of elections" means the board of	138
elections appointed in a county pursuant to section 3501.06 of	139
the Revised Code.	140
(T) "Political subdivision" means a county, township,	141
city, village, or school district.	142
(U) "Election officer" or "election official" means any of	143
the following:	144
(1) Secretary of state;	145
(2) Employees of the secretary of state serving the	146
division of elections in the capacity of attorney,	147
administrative officer, administrative assistant, elections	148
administrator, office manager, or clerical supervisor;	149
(3) Director of a board of elections;	150
(4) Deputy director of a board of elections;	151
(5) Member of a board of elections;	152
(6) Employees of a board of elections;	153
(7) Precinct election officials;	154
(8) Employees appointed by the boards of elections on a	155
temporary or part-time basis.	156
(V) "Acknowledgment notice" means a notice sent by a board	157
of elections, on a form prescribed by the secretary of state,	158
informing a voter registration applicant or an applicant who	159
wishes to change the applicant's residence or name of the status	160
of the application; the information necessary to complete or	161
update the application, if any; and if the application is	162

complete, the precinct in which the applicant is to vote. 163

(W) "Confirmation notice" means a notice sent by a board 164  
of elections, on a form prescribed by the secretary of state, to 165  
a registered elector to confirm the registered elector's current 166  
address. 167

(X) "Designated agency" means an office or agency in the 168  
state that provides public assistance or that provides state- 169  
funded programs primarily engaged in providing services to 170  
persons with disabilities and that is required by the National 171  
Voter Registration Act of 1993 to implement a program designed 172  
and administered by the secretary of state for registering 173  
voters, or any other public or government office or agency that 174  
implements a program designed and administered by the secretary 175  
of state for registering voters, including the department of job 176  
and family services, the program administered under section 177  
3701.132 of the Revised Code by the department of health, the 178  
department of mental health and addiction services, the 179  
department of developmental disabilities, the opportunities for 180  
Ohioans with disabilities agency, and any other agency the 181  
secretary of state designates. "Designated agency" does not 182  
include public high schools and vocational schools, public 183  
libraries, or the office of a county treasurer. 184

(Y) "National Voter Registration Act of 1993" means the 185  
"National Voter Registration Act of 1993," 107 Stat. 77, 42 186  
U.S.C.A. 1973gg. 187

(Z) "Voting Rights Act of 1965" means the "Voting Rights 188  
Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 189

(AA) (1) "Photo identification" means one of the following 190  
documents that includes the individual's name and photograph and 191

is not expired:	192
(a) An Ohio driver's license, state identification card,	193
or interim identification form issued by the registrar of motor	194
vehicles or a deputy registrar under Chapter 4506. or 4507. of	195
the Revised Code;	196
(b) A United States passport or passport card;	197
(c) A United States military identification card, Ohio	198
national guard identification card, or United States department	199
of veterans affairs identification card.	200
(2) A "copy" of an individual's photo identification means	201
images of both the front and back of a document described in	202
division (AA) (1) of this section, except that if the document is	203
a United States passport, a copy of the photo identification	204
means an image of the passport's identification page that	205
includes the individual's name, photograph, and other	206
identifying information and the passport's expiration date.	207
(BB) "Driver's license" means a license or permit issued	208
by the registrar or a deputy registrar under Chapter 4506. or	209
4507. of the Revised Code that authorizes an individual to	210
drive. "Driver's license" includes a driver's license,	211
commercial driver's license, probationary license, restricted	212
license, motorcycle operator's license, or temporary instruction	213
permit identification card. "Driver's license" does not include	214
a limited term license issued under section 4507.09 of the	215
Revised Code.	216
(CC) "State identification card" means a card issued by	217
the registrar or a deputy registrar under sections 4507.50 to	218
4507.52 of the Revised Code.	219
(DD) "Interim identification form" means the document	220

issued by the registrar or a deputy registrar to an applicant 221  
for a driver's license or state identification card that 222  
contains all of the information otherwise found on the license 223  
or card and that an applicant may use as a form of 224  
identification until the physical license or card arrives in the 225  
mail. 226

**Sec. 3505.03.** (A) On the office type ballot shall be 227  
printed the names of all candidates for election to offices, 228  
except the office of judge of a municipal court, county court, 229  
or court of common pleas, who were nominated at the most recent 230  
primary election as candidates of a political party or who were 231  
nominated in accordance with section 3513.02 of the Revised 232  
Code, and the names of all candidates for election to offices 233  
who were nominated by nominating petitions, except candidates 234  
for the office of judge of a municipal court, county court, or 235  
court of common pleas, ~~for member of the state board of~~ 236  
~~education, for member of a board of education,~~ for municipal 237  
offices, and for township offices. 238

(B) The face of the ballot below the stub shall be 239  
substantially in the following form: 240

"OFFICIAL OFFICE TYPE BALLOT 241

(1) To vote for a candidate record your vote in the manner 242  
provided next to the name of such candidate. 243

(2) If you tear, soil, deface, or erroneously mark this 244  
ballot, return it to the precinct election officers or, if you 245  
cannot return it, notify the precinct election officers, and 246  
obtain another ballot." 247

(C) The order in which the offices shall be listed on the 248  
ballot shall be prescribed by, and certified to each board of 249

elections by, the secretary of state; provided that for state, 250  
district, and county offices the order from top to bottom shall 251  
be as follows: governor and lieutenant governor, attorney 252  
general, auditor of state, secretary of state, treasurer of 253  
state, chief justice of the supreme court, justice of the 254  
supreme court, United States senator, representative to 255  
congress, state senator, state representative, judge of a court 256  
of appeals, member of the state board of education, member of a 257  
board of education, county commissioner, county auditor, 258  
prosecuting attorney, clerk of the court of common pleas, 259  
sheriff, county recorder, county treasurer, county engineer, and 260  
coroner. The offices of governor and lieutenant governor shall 261  
be printed on the ballot in a manner that requires a voter to 262  
cast one vote jointly for the candidates who have been nominated 263  
by the same political party or petition. 264

(D) Within the rectangular space within which the title of 265  
each judicial office listed in division (C) of this section is 266  
printed on the ballot and immediately below the title shall be 267  
printed the date of the commencement of the term of the office, 268  
if it is a full term, as follows: "Full term commencing 269  
\_\_\_\_\_ (Date) \_\_\_\_\_," or the date of the end of the term of the 270  
office, if it is an unexpired term, as follows: "Unexpired term 271  
ending \_\_\_\_\_ (Date) \_\_\_\_\_" 272

(E) (1) The names of all candidates for an office shall be 273  
arranged in a group under the title of that office, and, except 274  
for absentee ballots or when the number of candidates for a 275  
particular office is the same as the number of candidates to be 276  
elected for that office, shall be rotated from one precinct to 277  
another. On absentee ballots, the names of all candidates for an 278  
office shall be arranged in a group under the title of that 279  
office and shall be so alternated that each name shall appear, 280

insofar as may be reasonably possible, substantially an equal 281  
number of times at the beginning, at the end, and in each 282  
intermediate place, if any, of the group in which such name 283  
belongs, unless the number of candidates for a particular office 284  
is the same as the number of candidates to be elected for that 285  
office. 286

(2) The secretary of state shall prescribe the information 287  
and directions to the voter to be printed on the ballot within 288  
the rectangular space in which the title of office of member of 289  
the state board of education appears. 290

(3) Within the rectangular space within which the title of 291  
each office for member of a board of education is printed on the 292  
ballot shall be printed "For Member of Board of Education," and 293  
the number to be elected, directions to the voter as to voting 294  
for one, two, or more, and, if the office to be voted for is 295  
member of a board of education of a city school district, words 296  
shall be printed in said space on the ballot to indicate whether 297  
candidates are to be elected from subdistricts or at large. 298

(4) The method of printing the ballots to meet the 299  
rotation requirement of this section shall be as follows: the 300  
least common multiple of the number of names in each of the 301  
several groups of candidates shall be used, and the number of 302  
changes made in the printer's forms in printing the ballots 303  
shall correspond with that multiple. The board of elections 304  
shall number all precincts in regular serial sequence. In the 305  
first precinct, the names of the candidates in each group shall 306  
be listed in alphabetical order. In each succeeding precinct, 307  
the name in each group that is listed first in the preceding 308  
precinct shall be listed last, and the name of each candidate 309  
shall be moved up one place. In each precinct using paper 310

ballots, the printed ballots shall then be assembled in tablets. 311

(F) Under the name of each candidate nominated at a 312  
primary election, nominated by petition under section 3513.254, 313  
3513.255, or 3513.259 of the Revised Code, nominated by petition 314  
under section 3517.012 of the Revised Code, or certified by a 315  
party committee to fill a vacancy under section 3513.31 of the 316  
Revised Code shall be printed, in less prominent type face than 317  
that in which the candidate's name is printed, the name of the 318  
political party by which the candidate was nominated or 319  
certified. Under the name of each candidate appearing on the 320  
ballot who filed a nominating petition and requested a ballot 321  
designation as a nonparty candidate under section 3513.257 of 322  
the Revised Code shall be printed, in less prominent type face 323  
than that in which the candidate's name is printed, the 324  
designation of "nonparty candidate." Under the name of each 325  
candidate appearing on the ballot who filed a nominating 326  
petition and requested a ballot designation as an other-party 327  
candidate under section 3513.257 of the Revised Code shall be 328  
printed, in less prominent type face than that in which the 329  
candidate's name is printed, the designation of "other-party 330  
candidate." No designation shall appear under the name of a 331  
candidate appearing on the ballot who filed a nominating 332  
petition and requested that no ballot designation appear under 333  
the candidate's name under section 3513.257 of the Revised Code, 334  
or who filed a nominating petition and failed to request a 335  
ballot designation either as a nonparty candidate or as an 336  
other-party candidate under that section. 337

(G) Except as provided in this section, no words, 338  
designations, or emblems descriptive of a candidate or the 339  
candidate's political affiliation, or indicative of the method 340  
by which the candidate was nominated or certified, shall be 341

printed under or after a candidate's name that is printed on the 342  
ballot. 343

**Sec. 3505.04.** On the nonpartisan ballot shall be printed 344  
the names of all nonpartisan candidates for election to the 345  
office of judge of a municipal court, county court, or court of 346  
common pleas, ~~the office of member of the state board of~~ 347  
~~education, the office of member of a board of education,~~ 348  
municipal or township offices for municipal corporations and 349  
townships in which primary elections are not held for nomination 350  
of candidates by political parties, and municipal offices of 351  
municipal corporations having charters which provide for 352  
separate ballots for elections for such municipal offices. 353

Such ballots shall have printed across the top, and below 354  
the stubs, "Official Nonpartisan Ballot." 355

The order in which the offices are listed on the ballot 356  
shall be prescribed by, and certified to each board of elections 357  
by, the secretary of state; provided that ~~the office of member~~ 358  
~~of the state board of education shall be listed first on the~~ 359  
~~ballot, then county judicial offices shall be listed first on~~ 360  
~~the ballot,~~ followed by municipal and township offices, ~~and by~~ 361  
~~offices of member of a board of education,~~ in the order stated. 362

Within the rectangular space within which the title of 363  
each judicial office is printed on the ballot and immediately 364  
below such title shall be printed the date of the commencement 365  
of the term of the office, if a full term, as follows: "Full 366  
term commencing \_\_\_\_\_ (Date) \_\_\_\_\_," or the date of the end of 367  
the term of the office, if an unexpired term, as follows: 368  
"Unexpired term ending \_\_\_\_\_ (Date) \_\_\_\_\_" 369

~~The secretary of state shall prescribe the information and~~ 370

~~directions to the voter to be printed on the ballot within the~~ 371  
~~rectangular space in which the title of office of member of the~~ 372  
~~state board of education appears.~~ 373

~~Within the rectangular space within which the title of~~ 374  
~~each office for member of a board of education is printed on the~~ 375  
~~ballot shall be printed "For Member of Board of Education," and~~ 376  
~~the number to be elected, directions to the voter as to voting~~ 377  
~~for one, two, or more, and, if the office to be voted for is~~ 378  
~~member of a board of education of a city school district, words~~ 379  
~~shall be printed in said space on the ballot to indicate whether~~ 380  
~~candidates are to be elected from subdistricts or at large.~~ 381

The names of all nonpartisan candidates for an office 382  
shall be arranged in a group under the title of that office, and 383  
shall be rotated and printed on the ballot as provided in 384  
section 3505.03 of the Revised Code. 385

No name or designation of any political party nor any 386  
words, designations, or emblems descriptive of a candidate or 387  
the candidate's political affiliation, or indicative of the 388  
method by which such candidate was nominated or certified, shall 389  
be printed under or after any nonpartisan candidate's name which 390  
is printed on the ballot. 391

**Sec. 3513.254.** (A) The name of each candidate for member 392  
of a city, local, or exempted village board of education shall 393  
appear on the ~~nonpartisan~~ office type ballot. Nominating 394  
petitions of candidates for member of a board of education of a 395  
local or exempted village school district shall be signed by 396  
twenty-five qualified electors of the school district. 397  
Nominating petitions for candidates for member of a board of 398  
education of a city school district having a population of less 399  
than twenty thousand, as ascertained by the next preceding 400

federal census, shall be signed by twenty-five qualified 401  
electors of the school district. Nominating petitions for 402  
candidates for member of a board of education of a city school 403  
district having a population of twenty thousand or more but less 404  
than fifty thousand, as ascertained by the next preceding 405  
federal census, shall be signed by seventy-five qualified 406  
electors of the school district. Nominating petitions for 407  
candidates for member of a board of education of a city school 408  
district having a population of fifty thousand or more but less 409  
than one hundred thousand, as ascertained by the next preceding 410  
federal census, shall be signed by one hundred fifty qualified 411  
electors of the school district. Nominating petitions for 412  
candidates for member of a board of education of a city school 413  
district having a population of one hundred thousand or more, as 414  
ascertained by the next preceding federal census, shall be 415  
signed by three hundred qualified electors of the school 416  
district. 417

(B) A candidate who files a nominating petition shall 418  
indicate on the nominating petition the political party 419  
designation to appear on the ballot next to the candidate's 420  
name. A candidate may request, at the time of filing, that the 421  
candidate be designated on the ballot as a nonparty candidate or 422  
as an other-party candidate, or may request that the candidate's 423  
name be placed on the ballot without any designation. Any such 424  
candidate who fails to request a designation either as a 425  
nonparty candidate or as an other-party candidate shall have the 426  
candidate's name placed on the ballot without any designation. 427

(C) Nominating petitions shall be filed with the board of 428  
elections not later than four p.m. of the ninetieth day before 429  
the day of the general election, provided that no such petition 430  
shall be accepted for filing if it appears to contain signatures 431

aggregating in number more than three times the minimum number 432  
of signatures required by this section. A board of elections 433  
shall not accept for filing a nominating petition of a person if 434  
that person, for the same election, has already filed a 435  
declaration of candidacy, a declaration of intent to be a write- 436  
in candidate, or a nominating petition, or has become a 437  
candidate through party nomination at a primary election or by 438  
the filling of a vacancy under section 3513.30 or 3513.31 of the 439  
Revised Code for any other position as a member of a city, 440  
local, or exempted village board of education or position as a 441  
member of a governing board of an educational service center, or 442  
for a municipal or township office. When a petition of a 443  
candidate has been accepted for filing by a board of elections, 444  
the petition shall not be deemed invalid if, upon verification 445  
of signatures contained in the petition, the board of elections 446  
finds the number of signatures accepted exceeds three times the 447  
minimum number of signatures required. A board of elections may 448  
discontinue verifying petitions when the number of verified 449  
signatures equals the minimum required number of qualified 450  
signatures. 451

~~(C)~~(D) This section is subject to section 3513.256 of the 452  
Revised Code. 453

**Sec. 3513.255.** (A) This section is subject to section 454  
3513.256 of the Revised Code. The name of each candidate for 455  
election as a member of a governing board of an educational 456  
service center shall appear on the ~~nonpartisan~~ office type 457  
ballot. Each nominating petition shall be signed by fifty 458  
qualified electors who reside in one of the following, as 459  
applicable: 460

~~(A)~~(1) The school districts over which the educational 461

service center governing board has jurisdiction, in the case of 462  
any candidate running for a position on any educational service 463  
center governing board other than a governing board established 464  
in accordance with section 3311.054 of the Revised Code; 465

~~(B)~~ (2) The subdistrict in which the candidate is running, 466  
in the case of a position on a governing board of an educational 467  
service center established in accordance with section 3311.054 468  
of the Revised Code. 469

(B) Each nominating petition shall be filed with the board 470  
of elections of the county in which the central administrative 471  
offices of the educational service center governing board are 472  
located not later than four p.m. of the ninetieth day before the 473  
day of the general election, provided that no such petition 474  
shall be accepted for filing if it appears to contain signatures 475  
aggregating in number more than three times the minimum number 476  
of signatures required by this section. 477

(C) A board of elections shall not accept for filing a 478  
nominating petition of a person if that person, for the same 479  
election, has already filed a declaration of candidacy, a 480  
declaration of intent to be a write-in candidate, or a 481  
nominating petition, or has become a candidate through party 482  
nomination at a primary election or by the filling of a vacancy 483  
under section 3513.30 or 3513.31 of the Revised Code for any 484  
other position as a member of a governing board of an 485  
educational service center or position as a member of a city, 486  
local, or exempted village board of education, or for a 487  
municipal or township office. 488

(D) A candidate who files a nominating petition shall 489  
indicate on the nominating petition the political party 490  
designation to appear on the ballot next to the candidate's 491

name. A candidate may request, at the time of filing, that the 492  
candidate be designated on the ballot as a nonparty candidate or 493  
as an other-party candidate, or may request that the candidate's 494  
name be placed on the ballot without any designation. Any such 495  
candidate who fails to request a designation either as a 496  
nonparty candidate or as an other-party candidate shall have the 497  
candidate's name placed on the ballot without any designation. 498

(E) When a petition of a candidate has been accepted for 499  
filing by a board of elections, the petition shall not be deemed 500  
invalid if, upon verification of signatures contained in the 501  
petition, the board of elections finds the number of signatures 502  
accepted exceeds three times the minimum signatures required. A 503  
board of elections may discontinue verifying petitions when the 504  
number of verified signatures equals the minimum required number 505  
of qualified signatures. 506

**Sec. 3513.256.** (A) Notwithstanding any provision of the 507  
Revised Code to the contrary, for the purpose of nominating 508  
candidates for a position as a member of the board of education 509  
of a city, local, or exempted village school district or a 510  
position as a member of a governing board of an educational 511  
service center, the board may adopt, by resolution upon a three- 512  
fifths majority vote of its total membership, procedures for a 513  
nonpartisan primary election. Such procedures shall specify the 514  
following: 515

(1) That the primary election for nominating candidates 516  
for a position as a member of that board shall be held on the 517  
same day as the primary election for nominating all other 518  
candidates for public office in that year; 519

(2) That nominating petitions shall be filed with the 520  
board of elections not later than four p.m. of the ninetieth day 521

before the day of the primary election; 522

(3) That the primary election shall take place only if the 523  
number of candidates for nomination for a position on that 524  
board, as verified by the board of elections, is at least one 525  
more than two times the number of available positions on that 526  
board at the general election; 527

(4) That the number of candidates advancing from the 528  
primary election to the general election shall equal two times 529  
the number of available positions on that board at the general 530  
election; 531

(5) That the nominating petition shall indicate the 532  
political party designation to appear on the ballot next to the 533  
candidate's name at the general election. A candidate may 534  
request, at the time of filing, that the candidate be designated 535  
on the ballot at the general election as a nonparty candidate or 536  
as an other-party candidate, or may request that the candidate's 537  
name be placed on the ballot at the general election without any 538  
designation. Any such candidate who fails to request a 539  
designation either as a nonparty candidate or as an other-party 540  
candidate shall have the candidate's name placed on the ballot 541  
at the general election without any designation. 542

The board shall notify the board of elections upon 543  
adoption of a resolution under this division. No such resolution 544  
shall apply for a particular election unless the resolution is 545  
adopted at least one hundred twenty days prior to the deadline 546  
specified in the resolution to become a candidate for nomination 547  
at that election. Subject to division (B) of this section, the 548  
resolution shall apply to all subsequent nominations for a 549  
position as a member of that board. 550

(B) Not earlier than five years after the adoption of a resolution under division (A) of this section, the board of education of a city, local, or exempted village school district or the governing board of an educational service center may rescind that resolution by subsequent resolution upon a three-fifths majority vote of its total membership.

The board shall notify the board of elections of any resolution adopted under this division. No such resolution shall apply to a particular election unless the resolution is adopted at least one hundred twenty days prior to the deadline to become a candidate for nomination at that election under the nomination procedures the resolution is rescinding. Subject to division (D) of this section, the requirements of Chapter 3513. of the Revised Code shall apply to all subsequent nominations for a position as a member of that board.

(C) Any candidate nominated pursuant to a resolution adopted under division (A) of this section shall appear on the ~~nonpartisan~~ office type ballot at the general election as prescribed in sections 3505.04, 3513.254, and 3513.255 of the Revised Code.

(D) Nothing in this section prohibits or shall be construed to prohibit the board of education of a city, local, or exempted village school district or the governing board of an educational service center that has rescinded a resolution under division (B) of this section from subsequently adopting the same or different procedures for a nonpartisan primary election by adopting a resolution under division (A) of this section.

**Sec. 3513.259.** Nominations of candidates for the office of member of the state board of education shall be made only by nominating petition. The nominating petition of a candidate for

the office of member of the state board of education shall be 581  
signed by not less than one hundred qualified electors. 582

No such nominating petition shall be accepted for filing 583  
if it appears on its face to contain signatures aggregating in 584  
number more than three times the minimum number of signatures 585  
required by this section. A board of elections shall not accept 586  
for filing a nominating petition of a person if that person, for 587  
the same election, has already filed a declaration of candidacy, 588  
a declaration of intent to be a write-in candidate, or a 589  
nominating petition, or has become a candidate through party 590  
nomination at a primary election or by the filling of a vacancy 591  
under section 3513.30 or 3513.31 of the Revised Code, to be a 592  
candidate for any other state office or any federal or county 593  
office. When a petition of a candidate has been accepted for 594  
filing by a board of elections, the petition shall not be deemed 595  
invalid if, upon verification of signatures contained in the 596  
petition, the board of elections finds the number of signatures 597  
accepted exceeds three times the minimum number of signatures 598  
required. A board of elections may discontinue verifying 599  
signatures when the number of verified signatures equals the 600  
minimum required number of signatures. Such petition shall be 601  
filed with the board of elections of the most populous county in 602  
such district not later than four p.m. of the ninetieth day 603  
before the day of the general election at which state board of 604  
education members are elected. 605

Each nominating petition shall be signed by qualified 606  
electors residing in the district in which the candidate 607  
designated therein would be a candidate for election to the 608  
office of member of the state board of education. Each candidate 609  
shall be a qualified elector residing in the district in which 610  
the candidate seeks election to such office. 611

A candidate who files a nominating petition shall indicate 612  
on the nominating petition the political party designation to 613  
appear on the ballot next to the candidate's name. A candidate 614  
may request, at the time of filing, that the candidate be 615  
designated on the ballot as a nonparty candidate or as an other- 616  
party candidate, or may request that the candidate's name be 617  
placed on the ballot without any designation. Any such candidate 618  
who fails to request a designation either as a nonparty 619  
candidate or as an other-party candidate shall have the 620  
candidate's name placed on the ballot without any designation. 621

As the word "district" is used in this section, it refers 622  
to a district created under section 3301.01 of the Revised Code. 623

**Section 2.** That existing sections 3501.01, 3505.03, 624  
3505.04, 3513.254, 3513.255, 3513.256, and 3513.259 of the 625  
Revised Code are hereby repealed. 626