

**As Introduced**

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

**S. B. No. 395**

**Senator Blessing**

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To amend sections 111.27, 3501.01, 3501.06, 1  
3501.22, 3501.23, 3505.03, 3505.04, 3505.08, 2  
3505.10, 3505.23, 3505.27, 3505.33, 3505.34, 3  
3505.35, 3505.36, 3505.37, 3506.11, 3509.03, 4  
3509.04, 3511.02, 3511.05, 3513.01, 3513.02, 5  
3513.04, 3513.041, 3513.05, 3513.052, 3513.07, 6  
3513.08, 3513.10, 3513.12, 3513.121, 3513.13, 7  
3513.14, 3513.15, 3513.18, 3513.19, 3513.20, 8  
3513.22, 3513.24, 3513.251, 3513.253, 3513.254, 9  
3513.255, 3513.257, 3513.261, 3513.263, 3513.30, 10  
3513.31, 3513.311, 3513.32, 3513.33, 3517.01, 11  
3517.012, 3517.016, 3517.02, and 3517.03; to 12  
amend, for the purpose of adopting a new section 13  
number as indicated in parentheses, section 14  
3513.041 (3505.101); to enact section 3505.301; 15  
and to repeal sections 3513.16, 3513.191, 16  
3513.192, 3513.23, 3513.256, 3513.262, 3513.28, 17  
3513.301, 3513.312, 3517.013, and 3517.014 of 18  
the Revised Code to implement a top-three 19  
primary election system and a consensus choice 20  
general election system for congressional, 21  
state, and local offices. 22

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

**Section 1.** That sections 111.27, 3501.01, 3501.06, 23  
3501.22, 3501.23, 3505.03, 3505.04, 3505.08, 3505.10, 3505.23, 24  
3505.27, 3505.33, 3505.34, 3505.35, 3505.36, 3505.37, 3506.11, 25  
3509.03, 3509.04, 3511.02, 3511.05, 3513.01, 3513.02, 3513.04, 26  
3513.041, 3513.05, 3513.052, 3513.07, 3513.08, 3513.10, 3513.12, 27  
3513.121, 3513.13, 3513.14, 3513.15, 3513.18, 3513.19, 3513.20, 28  
3513.22, 3513.24, 3513.251, 3513.253, 3513.254, 3513.255, 29  
3513.257, 3513.261, 3513.263, 3513.30, 3513.31, 3513.311, 30  
3513.32, 3513.33, 3517.01, 3517.012, 3517.016, 3517.02, and 31  
3517.03 be amended; section 3513.041 (3505.101) be amended for 32  
the purpose of adopting a new section number as indicated in 33  
parentheses; and section 3505.301 of the Revised Code be enacted 34  
to read as follows: 35

**Sec. 111.27.** There is hereby established in the state 36  
treasury the board of elections fund. The fund shall be used by 37  
the secretary of state to provide advancements, subject to 38  
recoupment, or to reimburse boards of elections pursuant to 39  
sections ~~3513.301, 3513.312,~~ 3515.071, and 3521.03 of the 40  
Revised Code, and to provide training and educational programs 41  
for members and employees of boards of elections. The fund shall 42  
receive transfers of cash pursuant to controlling board action. 43

**Sec. 3501.01.** As used in the sections of the Revised Code 44  
relating to elections and political communications: 45

(A) "General election" means the election held on the 46  
first Tuesday after the first Monday in each November. 47

(B) "Regular municipal election" means the election held 48  
on the first Tuesday after the first Monday in November in each 49  
odd-numbered year. 50

(C) "Regular state election" means the election held on 51

the first Tuesday after the first Monday in November in each 52  
even-numbered year. 53

(D) "Special election" means any election other than those 54  
elections defined in other divisions of this section. A special 55  
election may be held only on the first Tuesday after the first 56  
Monday in May or November, on the first Tuesday after the first 57  
Monday in August in accordance with section 3501.022 of the 58  
Revised Code, or on the day authorized by a particular municipal 59  
or county charter for the holding of a primary election, except 60  
that in any year in which a presidential primary election is 61  
held, no special election shall be held in May, except as 62  
authorized by a municipal or county charter, but may be held on 63  
the third Tuesday after the first Monday in March. 64

(E) (1) "Primary" or "primary election" means an election 65  
held for the purpose of nominating persons as candidates ~~of~~ 66  
~~political parties for election to offices,~~ and for the purpose 67  
~~of electing persons as members of the controlling committees of~~ 68  
~~political parties and as delegates and alternates to the~~ 69  
~~conventions of political parties~~ holding party primaries. 70  
Primary elections shall be held on the first Tuesday after the 71  
first Monday in May of each year except in years in which a 72  
presidential primary election is held. 73

(2) "Party primary" means a primary election at which 74  
members of a political party are elected to partisan office. 75

(3) "Presidential primary election" means a party primary 76  
~~election as defined by division (E) (1) of this section~~ at which 77  
an election is held for the purpose of choosing delegates and 78  
alternates to the national conventions of the major political 79  
parties pursuant to section 3513.12 of the Revised Code. Unless 80  
otherwise specified, presidential primary elections are included 81

in references to primary elections and to party primaries. In 82  
years in which a presidential primary election is held, all 83  
primary elections shall be held on the third Tuesday after the 84  
first Monday in March except as otherwise authorized by a 85  
municipal or county charter. 86

(F) "Political party" means any group of voters meeting 87  
the requirements set forth in section 3517.01 of the Revised 88  
Code for the formation and existence of a political party. 89

(1) "Major political party" means any political party 90  
organized under the laws of this state whose ~~candidate for~~ 91  
~~governor or~~ nominees for presidential electors received not less 92  
than twenty per cent of the total vote cast for such office at 93  
the most recent regular state election. 94

(2) "Minor political party" means any political party 95  
organized under the laws of this state that meets either of the 96  
following requirements: 97

(a) Except as otherwise provided in this division, the 98  
political party's ~~candidate for governor or~~ nominees for 99  
presidential electors received less than twenty per cent but not 100  
less than three per cent of the total vote cast for such office 101  
at the most recent regular state election. A political party 102  
that meets the requirements of this division remains a political 103  
party for a period of four years after meeting those 104  
requirements. 105

(b) The political party has filed with the secretary of 106  
state, subsequent to its failure to meet the requirements of 107  
division (F) (2) (a) of this section, a petition that meets the 108  
requirements of section 3517.01 of the Revised Code. 109

A newly formed political party shall be known as a minor 110

political party until the time of the first election for 111  
~~governor or president~~ which occurs not less than twelve months 112  
subsequent to the formation of such party, after which election 113  
the status of such party shall be determined by the vote for the 114  
office of ~~governor or president~~. 115

(G) "Dominant party in a precinct" or "dominant political 116  
party in a precinct" means that political party whose candidate 117  
for election to the office of ~~governor-president~~ at the most 118  
recent regular state election at which a ~~governor-president~~ was 119  
elected received more votes than any other person received for 120  
election to that office in such precinct at such election. 121

(H) "Candidate" means any qualified person certified in 122  
accordance with the provisions of the Revised Code for placement 123  
on the official ballot of a primary, general, or special 124  
election to be held in this state, or any qualified person who 125  
claims to be a write-in candidate, or who knowingly assents to 126  
being represented as a write-in candidate by another at either a 127  
primary, general, or special election to be held in this state. 128

(I) "Independent candidate" means any candidate who claims 129  
not to be affiliated with a political party, and whose name has 130  
been certified on the office-type ballot at a general or special 131  
election through the filing of a statement of candidacy and 132  
nominating petition, as prescribed in section 3513.257 of the 133  
Revised Code. 134

(J) "Nonpartisan candidate" means any candidate whose name 135  
is required, pursuant to section 3505.04 of the Revised Code, to 136  
be listed on the nonpartisan ballot, including all candidates 137  
for judge of a municipal court, county court, or court of common 138  
pleas, for member of any board of education, for municipal or 139  
township offices in which primary elections are not held for 140

nominating candidates by political parties, and for offices of 141  
municipal corporations having charters that provide for separate 142  
ballots for elections for these offices. 143

(K) "Party candidate" means any candidate who claims to be 144  
a member of a political party and who has been certified to 145  
appear on the office-type ballot at a general or special 146  
election as the nominee of a political party because the 147  
candidate has won the primary election of the candidate's party 148  
for the public office the candidate seeks, has been nominated 149  
under section 3517.012, or is selected by party committee in 150  
accordance with section 3513.31 of the Revised Code. 151

(L) "Officer of a political party" includes, but is not 152  
limited to, any member, elected or appointed, of a controlling 153  
committee, whether representing the territory of the state, a 154  
district therein, a county, township, a city, a ward, a 155  
precinct, or other territory, of a major or minor political 156  
party. 157

(M) "Question or issue" means any question or issue 158  
certified in accordance with the Revised Code for placement on 159  
an official ballot at a general or special election to be held 160  
in this state. 161

(N) "Elector" or "qualified elector" means a person having 162  
the qualifications provided by law to be entitled to vote. 163

(O) "Voter" means an elector who votes at an election. 164

(P) "Voting residence" means that place of residence of an 165  
elector which shall determine the precinct in which the elector 166  
may vote. 167

(Q) "Precinct" means a district within a county 168  
established by the board of elections of such county within 169

which all qualified electors having a voting residence therein	170
may vote at the same polling place.	171
(R) "Polling place" means that place provided for each	172
precinct at which the electors having a voting residence in such	173
precinct may vote.	174
(S) "Board" or "board of elections" means the board of	175
elections appointed in a county pursuant to section 3501.06 of	176
the Revised Code.	177
(T) "Political subdivision" means a county, township,	178
city, village, or school district.	179
(U) "Election officer" or "election official" means any of	180
the following:	181
(1) Secretary of state;	182
(2) Employees of the secretary of state serving the	183
division of elections in the capacity of attorney,	184
administrative officer, administrative assistant, elections	185
administrator, office manager, or clerical supervisor;	186
(3) Director of a board of elections;	187
(4) Deputy director of a board of elections;	188
(5) Member of a board of elections;	189
(6) Employees of a board of elections;	190
(7) Precinct election officials;	191
(8) Employees appointed by the boards of elections on a	192
temporary or part-time basis.	193
(V) "Acknowledgment notice" means a notice sent by a board	194
of elections, on a form prescribed by the secretary of state,	195

informing a voter registration applicant or an applicant who 196  
wishes to change the applicant's residence or name of the status 197  
of the application; the information necessary to complete or 198  
update the application, if any; and if the application is 199  
complete, the precinct in which the applicant is to vote. 200

(W) "Confirmation notice" means a notice sent by a board 201  
of elections, on a form prescribed by the secretary of state, to 202  
a registered elector to confirm the registered elector's current 203  
address, date of birth, or United States citizenship, the number 204  
of the elector's Ohio driver's license or state identification 205  
card, the last four digits of the elector's social security 206  
number, or any other information required for registration. The 207  
notice shall be sent by forwardable mail, shall be accompanied 208  
by a postage prepaid, preaddressed return envelope containing a 209  
form on which the elector may verify or correct the elector's 210  
registration, and shall meet the requirements of the National 211  
Voter Registration Act of 1993. 212

(X) "Designated agency" means an office or agency in the 213  
state that provides public assistance or that provides state- 214  
funded programs primarily engaged in providing services to 215  
persons with disabilities and that is required by the National 216  
Voter Registration Act of 1993 to implement a program designed 217  
and administered by the secretary of state for registering 218  
voters, or any other public or government office or agency that 219  
implements a program designed and administered by the secretary 220  
of state for registering voters, including the department of job 221  
and family services, the program administered under section 222  
3701.132 of the Revised Code by the department of health, the 223  
department of behavioral health, the department of developmental 224  
disabilities, the opportunities for Ohioans with disabilities 225  
agency, and any other agency the secretary of state designates. 226

"Designated agency" does not include public high schools and vocational schools, public libraries, or the office of a county treasurer.	227 228 229
(Y) "National Voter Registration Act of 1993" means the "National Voter Registration Act of 1993," 107 Stat. 77, 42 U.S.C.A. 1973gg.	230 231 232
(Z) "Voting Rights Act of 1965" means the "Voting Rights Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended.	233 234
(AA) (1) "Photo identification" means one of the following documents that includes the individual's name and photograph and is not expired:	235 236 237
(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;	238 239 240 241
(b) A United States passport or passport card;	242
(c) A United States military identification card, Ohio national guard identification card, or United States department of veterans affairs identification card.	243 244 245
(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.	246 247 248 249 250 251 252
(BB) "Driver's license" means a license or permit issued by the registrar or a deputy registrar under Chapter 4506. or	253 254

4507. of the Revised Code that authorizes an individual to 255  
drive. "Driver's license" includes a driver's license, 256  
commercial driver's license, probationary license, restricted 257  
license, motorcycle operator's license, or temporary instruction 258  
permit identification card. "Driver's license" does not include 259  
a limited term license issued under section 4506.14 or 4507.09 260  
of the Revised Code. 261

(CC) "State identification card" means a card issued by 262  
the registrar or a deputy registrar under sections 4507.50 to 263  
4507.52 of the Revised Code. 264

(DD) "Interim identification form" means the document 265  
issued by the registrar or a deputy registrar to an applicant 266  
for a driver's license or state identification card that 267  
contains all of the information otherwise found on the license 268  
or card and that an applicant may use as a form of 269  
identification until the physical license or card arrives in the 270  
mail. 271

(EE) (1) "Proof of citizenship" means evidence that an 272  
individual is a United States citizen, in the form of one of the 273  
following: 274

(a) The number of the individual's current Ohio driver's 275  
license or state identification card, if the secretary of state 276  
verifies using information obtained from the bureau of motor 277  
vehicles that the individual has submitted documentation to the 278  
bureau that indicates that the individual is a United States 279  
citizen; 280

(b) The individual's current Ohio driver's license, state 281  
identification card, or interim identification form issued on or 282  
after April 7, 2023, or a copy of the front and back of that 283

license, card, or form, if the license, card, or form does not 284  
include a notation designating that the individual is a 285  
noncitizen of the United States; 286

(c) The individual's birth certificate, certification of 287  
report of birth, or consular report of birth abroad, or a copy 288  
of one of those documents; 289

(d) The individual's current United States passport or 290  
passport card, a copy of the identification page of the 291  
passport, or a copy of the front and back of the passport card; 292

(e) The individual's certificate of naturalization or 293  
certificate of citizenship or a copy of one of those documents; 294

(f) The individual's I-797 notice of action for form N- 295  
565, application for replacement naturalization/citizenship 296  
document issued by United States citizenship and immigration 297  
services, if the notice indicates that the application has been 298  
approved; a copy of that notice; or an original or copy of the 299  
successor form of that notice issued by the federal agency that 300  
is responsible for fulfilling requests for replacement 301  
naturalization or citizenship documents. 302

(2) If an individual's current legal name is different 303  
from the name on the individual's proof of citizenship, the 304  
individual also shall provide proof of the change of name, such 305  
as a copy of a marriage license or court order. 306

(FF) "Voter-nominated office" means a congressional or 307  
state elective office for which a candidate may choose to have 308  
the candidate's party preference or lack of party preference 309  
indicated upon the ballot. The following offices are voter- 310  
nominated offices: 311

(1) Governor; 312

<u>(2) Lieutenant governor;</u>	313
<u>(3) Secretary of state;</u>	314
<u>(4) Treasurer of state;</u>	315
<u>(5) Attorney general;</u>	316
<u>(6) Member of the senate of the United States;</u>	317
<u>(7) Member of the United States house of representatives;</u>	318
<u>(8) Member of the Ohio senate;</u>	319
<u>(9) Member of the Ohio house of representatives.</u>	320
<u>(GG) "Nonpartisan office" means an elective office, except</u>	321
<u>for a voter-nominated office, for which no party may nominate a</u>	322
<u>candidate. The following offices are nonpartisan offices:</u>	323
<u>(1) Judicial offices;</u>	324
<u>(2) Member of a board of education;</u>	325
<u>(3) County offices, except for elective offices within a</u>	326
<u>political party as described in section 3517.03 of the Revised</u>	327
<u>Code;</u>	328
<u>(4) Municipal offices;</u>	329
<u>(5) Township offices.</u>	330
<u>(HH) "Partisan office" means the office of member of a</u>	331
<u>political party's controlling committee or the office of</u>	332
<u>delegate or alternate to a political party's national</u>	333
<u>convention.</u>	334
<u>(II) "Consensus choice" means a candidate who wins each of</u>	335
<u>the candidate's pairings in a general election held in</u>	336
<u>connection to a preceding top-three primary election.</u>	337

(JJ) "Margin of loss" means, for a losing candidate in a 338  
given pairing in a general election, the number of voters who 339  
indicated a preference for the winning candidate over the losing 340  
candidate minus the number of voters who indicated a preference 341  
for the losing candidate over the winning candidate. 342

**Sec. 3501.06.** (A) There shall be in each county of the 343  
state a board of elections consisting of four qualified electors 344  
of the county, who shall be appointed by the secretary of state, 345  
as the secretary's representatives. 346

(B) (1) On the first day of March in the years 2014 and 347  
2016, the secretary of state shall appoint two of such board 348  
members for a term of three years. One of those board members 349  
shall be from the political party which cast the highest number 350  
of votes for the office of governor at the most recent regular 351  
state election, and the other shall be from the political party 352  
which cast the next highest number of votes for the office of 353  
governor at such election. 354

(2) Beginning in 2017, on the first day of March in odd- 355  
numbered years, the secretary of state shall appoint two of such 356  
board members for a term of four years. One of those board 357  
members shall be from the political party which cast the highest 358  
number of votes in this state for the office of ~~governor~~ 359  
president at the most recent regular state election at which a 360  
person was elected to such office, and the other shall be from 361  
the political party which cast the next highest number of votes 362  
in this state for the office of ~~governor~~ president at such 363  
election. Thereafter, all appointments shall be made on the 364  
first day of March in odd-numbered years for a term of four 365  
years. 366

(C) All vacancies filled for unexpired terms and all 367

appointments to new terms shall be made from the political party 368  
to which the vacating or outgoing member belonged, unless there 369  
is a third political party which cast a greater number of votes 370  
in the state at the most recent regular state election for the 371  
office of ~~governor~~president than did the party to which the 372  
retiring member belonged, in which event the vacancy shall be 373  
filled from such third party. 374

**Sec. 3501.22.** (A) (1) Except as otherwise provided in 375  
division (A) (2) of this section, on or before the fifteenth day 376  
of September in each year, the board of elections by a majority 377  
vote shall, after careful examination and investigation as to 378  
their qualifications, appoint for each election precinct four 379  
residents of the county in which the precinct is located, as 380  
precinct election officials. Except as otherwise provided in 381  
division (C) of this section, all precinct election officials 382  
shall be qualified electors. The precinct election officials 383  
shall constitute the election officers of the precinct. Not more 384  
than one-half of the total number of precinct election officials 385  
shall be members of the same political party. The term of such 386  
precinct officers shall be for one year. The board may, at any 387  
time, designate any number of election officers, not more than 388  
one-half of whom shall be members of the same political party, 389  
to perform their duties at any precinct in any election. The 390  
board may appoint additional officials, equally divided between 391  
the two major political parties, when necessary to expedite 392  
voting. If the board of elections determines that four precinct 393  
election officials are not required in a precinct for a special 394  
election, the board of elections may select two of the 395  
precinct's election officers, who are not members of the same 396  
political party, to serve as the precinct election officials for 397  
that precinct in that special election. 398

Vacancies for unexpired terms shall be filled by the 399  
board. When new precincts have been created, the board shall 400  
appoint precinct election officials for those precincts for the 401  
unexpired term. Any precinct election official may be summarily 402  
removed from office at any time by the board for neglect of 403  
duty, malfeasance, or misconduct in office or for any other good 404  
and sufficient reason. 405

Precinct election officials shall perform all of the 406  
duties provided by law for receiving the ballots and supplies, 407  
opening and closing the polls, and overseeing the casting of 408  
ballots during the time the polls are open, and any other duties 409  
required by section 3501.26 of the Revised Code. 410

A board of elections may designate two precinct election 411  
officials as counting officials to count and tally the votes 412  
cast and certify the results of the election at each precinct, 413  
and perform other duties as provided by law. To expedite the 414  
counting of votes at each precinct, the board may appoint 415  
additional officials, not more than one-half of whom shall be 416  
members of the same political party. 417

Except as otherwise provided in division (A) (2) of this 418  
section, the board shall designate one of the precinct election 419  
officials who is a member of the dominant political party to 420  
serve as a voting location manager, whose duty it is to deliver 421  
the returns of the election and all supplies to the office of 422  
the board. For these services, the voting location manager shall 423  
receive additional compensation in an amount, consistent with 424  
section 3501.28 of the Revised Code, determined by the board of 425  
elections. 426

The board shall issue to each precinct election official a 427  
certificate of appointment, which the official shall present to 428

the voting location manager at the time the polls are opened. 429

(2) If the board of elections, by a vote of at least three 430  
members of the board, opts to have a single voting location 431  
serve more than one precinct, the board may do any of the 432  
following: 433

(a) Designate a single voting location manager for the 434  
voting location. The voting location manager shall be a member 435  
of the political party whose candidate received the highest 436  
number of votes for ~~governor~~president at the most recent 437  
general election for that office in the precincts whose polling 438  
places are located at the applicable voting location, when 439  
tallying the combined vote for ~~governor~~president in all such 440  
precincts. 441

(b) Combine the pollbooks for those precincts to create a 442  
single pollbook for the voting location; 443

(c) If electronic pollbooks are being used in the voting 444  
location, as described in section 3506.021 of the Revised Code, 445  
appoint not less than two precinct election officials for each 446  
precinct, so long as the board approves the decision to reduce 447  
the number of precinct election officials by the affirmative 448  
vote of at least three of its members. 449

(B) If the board of elections determines that not enough 450  
qualified electors in a precinct are available to serve as 451  
precinct officers, it may appoint persons to serve as precinct 452  
officers at a primary, special, or general election who are at 453  
least seventeen years of age and are registered to vote in 454  
accordance with section 3503.07 of the Revised Code. 455

(C) (1) A board of elections, in conjunction with the board 456  
of education of a city, local, or exempted village school 457

district, the governing authority of a community school 458  
established under Chapter 3314. of the Revised Code, or the 459  
chief administrator of a nonpublic school may establish a 460  
program permitting certain high school students to apply and, if 461  
appointed by the board of elections, to serve as precinct 462  
officers at a primary, special, or general election. 463

In addition to the requirements established by division 464  
(C) (2) of this section, a board of education, governing 465  
authority, or chief administrator that establishes a program 466  
under this division in conjunction with a board of elections may 467  
establish additional criteria that students shall meet to be 468  
eligible to participate in that program. 469

(2) (a) To be eligible to participate in a program 470  
established under division (C) (1) of this section, a student 471  
shall be a United States citizen, a resident of the county, and 472  
at least seventeen years of age. 473

(b) Any student applying to participate in a program 474  
established under division (C) (1) of this section, as part of 475  
the student's application process, shall declare the student's 476  
political party affiliation with the board of elections. 477

(3) No student appointed as a precinct officer pursuant to 478  
a program established under division (C) (1) of this section 479  
shall be designated as a voting location manager. 480

(4) Any student participating in a program established 481  
under division (C) (1) of this section shall be excused for that 482  
student's absence from school on the day of an election at which 483  
the student is serving as a precinct officer. 484

(D) In any precinct with six or more precinct officers, up 485  
to two students participating in a program established under 486

division (C) (1) of this section who are under eighteen years of 487  
age may serve as precinct officers. Not more than one precinct 488  
officer in any given precinct with fewer than six precinct 489  
officers shall be under eighteen years of age. 490

**Sec. 3501.23.** A board of elections shall, by the adoption 491  
of a resolution, provide that, at any special election at which 492  
no candidates are to be elected, ~~or at any primary election when~~ 493  
~~only one party primary is to be held for the nomination of~~ 494  
~~candidates for municipal office which is to be held in its~~ 495  
~~county,~~ the precinct officials at any such election shall 496  
consist of not more than four judges who shall perform all the 497  
duties prescribed for the proper conduct of an election by 498  
precinct officials. Such precinct officials shall be well 499  
qualified for the performance of their duties and said precinct 500  
officials for any special election shall be selected from among 501  
those regularly appointed under section 3501.22 of the Revised 502  
Code, but the precinct officials for any party primary election 503  
shall be selected from among those regularly appointed under 504  
such section, provided that such officials shall be equally 505  
divided between the two major political parties. 506

**Sec. 3505.03.** (A) On the office type ballot shall be 507  
printed the names of all candidates for election to voter- 508  
nominated offices, ~~except the office of judge of a municipal-~~ 509  
~~court, county court, or court of common pleas, who were-~~ 510  
~~nominated at the most recent primary election as candidates of a~~ 511  
~~political party or who were nominated in accordance with section~~ 512  
~~3513.02 of the Revised Code, and the names of all candidates for~~ 513  
~~election to offices who were nominated by nominating petitions,~~ 514  
~~except candidates for the office of judge of a municipal court,~~ 515  
~~county court, or court of common pleas, for member of a board of~~ 516  
~~education, for municipal offices, and for township offices.~~ 517

(B) The face of the ballot below the stub shall be 518  
substantially in the following form: 519

"OFFICIAL OFFICE TYPE BALLOT 520

(1) To vote for a candidate record your vote in the manner 521  
provided next to the name of such candidate. 522

(2) If you tear, soil, deface, or erroneously mark this 523  
ballot, return it to the precinct election officers or, if you 524  
cannot return it, notify the precinct election officers, and 525  
obtain another ballot." 526

(C) The order in which the offices shall be listed on the 527  
ballot shall be prescribed by, and certified to each board of 528  
elections by, the secretary of state; provided that for state, 529  
district, and county offices the order from top to bottom shall 530  
be as follows: governor and lieutenant governor, attorney 531  
general, auditor of state, secretary of state, treasurer of 532  
state, chief justice of the supreme court, justice of the 533  
supreme court, United States senator, representative to 534  
congress, state senator, and state representative, ~~judge of a~~ 535  
~~court of appeals, county commissioner, county auditor,~~ 536  
~~prosecuting attorney, clerk of the court of common pleas,~~ 537  
~~sheriff, county recorder, county treasurer, county engineer, and~~ 538  
~~coroner.~~ The offices of governor and lieutenant governor shall 539  
be printed on the ballot in a manner that requires a voter to 540  
cast one vote jointly for the candidates who have been nominated 541  
~~by the same political party or petition together.~~ 542

~~(D) Within the rectangular space within which the title of 543  
each judicial office listed in division (C) of this section is 544  
printed on the ballot and immediately below the title shall be 545  
printed the date of the commencement of the term of the office,~~ 546

~~if it is a full term, as follows: "Full term commencing \_\_\_\_\_ (Date) \_\_\_\_\_," or the date of the end of the term of the office, if it is an unexpired term, as follows: "Unexpired term ending \_\_\_\_\_ (Date) \_\_\_\_\_"~~

~~(E) (1) The names of all candidates for an office shall be arranged in a group under the title of that office, and, except for absentee ballots or when the number of candidates for a particular office is the same as the number of candidates to be elected for that office, shall be rotated from one precinct to another. On absentee ballots, the names of all candidates for an office shall be arranged in a group under the title of that office and shall be so alternated that each name shall appear, insofar as may be reasonably possible, substantially an equal number of times at the beginning, at the end, and in each intermediate place, if any, of the group in which such name belongs, unless the number of candidates for a particular office is the same as the number of candidates to be elected for that office.~~

~~(2) The method of printing the ballots to meet the rotation requirement of this section shall be as follows: the least common multiple of the number of names in each of the several groups of candidates shall be used, and the number of changes made in the printer's forms in printing the ballots shall correspond with that multiple. The board of elections shall number all precincts in regular serial sequence. In the first precinct, the names of the candidates in each group shall be listed in alphabetical order. In each succeeding precinct, the name in each group that is listed first in the preceding precinct shall be listed last, and the name of each candidate shall be moved up one place. In each precinct using paper ballots, the printed ballots shall then be assembled in tablets.~~

(D) (1) (a) Except as otherwise provided in division (D) (2) of 578  
this section, under the title of each office, the names of the 579  
candidates for that office shall be arranged in pairs, such that 580  
the ballot displays every possible unique pairing of the 581  
candidates' names. The two names in each pair shall be separated 582  
by a solid line with one name printed above the other. An 583  
enclosed blank rectangular space shall be provided at the left 584  
of each name. 585

(b) For each pairing, the ballot shall direct the voter to 586  
indicate which of the two candidates the voter prefers by 587  
marking the space provided next to the preferred candidate. The 588  
ballot shall inform the voter that the voter may express a 589  
preference for not more than one candidate in each pair and is 590  
not required to express a preference in every pair. If a voter 591  
marks both candidates in a pair or otherwise marks the ballot in 592  
a way that does not clearly indicate a preference in a pair, the 593  
ballot shall be treated as indicating no preference for that 594  
pair. 595

(c) The candidate who receives more indications of 596  
preference than the other candidate in a given pair is 597  
considered to have won that pairing. If a candidate wins each of 598  
the candidate's pairings, that candidate is the consensus choice 599  
and winner of the election. If no candidate wins each of the 600  
candidate's pairings, the candidate with the smallest margin of 601  
loss is the winner of the election. If two or more candidates 602  
tie for the smallest margin of loss, the tie shall be resolved 603  
as follows: 604

(i) If a board of elections is to declare the results of 605  
the election, the tie shall be resolved by lot by the 606  
chairperson of the board in the presence of all of the members 607

of the board. 608

(ii) If the secretary of state is to declare the results 609  
of the election, the tie shall be resolved by lot by the 610  
secretary of state in the presence of the governor, the auditor 611  
of state, and the attorney general, who at the request of the 612  
secretary of state shall assemble to witness the drawing of the 613  
lot. 614

(iii) If the general assembly is to declare the results of 615  
the election, the winning candidate shall be declared elected by 616  
a majority of the votes of all of the members of the senate and 617  
the house of representatives of the general assembly. 618

(d) The order in which each candidate's name in a pair of 619  
candidates appears on the ballots shall be alternated so that, 620  
insofar as is reasonably possible, each candidate's name appears 621  
first in the pair substantially an equal number of times. The 622  
order in which each pair of candidates appears on the ballots 623  
shall be alternated so that, insofar as is reasonably possible, 624  
each pair appears in each position in the list of pairs 625  
substantially an equal number of times. 626

(2) (a) If the number of candidates for an office does not 627  
exceed the number of candidates to be elected to the office, the 628  
names of the candidates for the office shall be arranged in a 629  
group under the title of the office. The ballot shall direct the 630  
voter to indicate a number of preferred candidates that does not 631  
exceed the number of candidates to be elected. 632

(b) If more than one candidate appears on the ballots, the 633  
order in which each candidate appears shall be alternated so 634  
that, insofar as is reasonably possible, each candidate appears 635  
in each position in the list of candidates substantially an 636

equal number of times.

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~~(F)~~(E) Under the name of each candidate ~~nominated at a~~  
~~primary election, nominated by petition under section 3517.012~~  
~~of the Revised Code, or certified by a party committee to fill a~~  
~~vacancy under section 3513.31 of the Revised Code shall be~~  
printed, in less prominent type face than that in which the  
candidate's name is printed, "Preference:" followed by the name  
of the political party ~~by which the candidate was nominated or~~  
~~certified. Under the name of each candidate appearing on the~~  
~~ballot who filed a nominating petition and requested a ballot~~  
~~designation as a nonparty candidate under section 3513.257 of~~  
the Revised Code shall be printed, in less prominent type face  
than that in which the candidate's name is printed, the  
designation of "nonparty candidate." Under the name of each  
candidate appearing on the ballot who filed a nominating  
petition and requested a ballot designation as an other party  
candidate under section 3513.257 of the Revised Code shall be  
printed, in less prominent type face than that in which the  
candidate's name is printed, the designation of "other party  
candidate." No designation shall appear under the name of a  
candidate appearing on the ballot who filed a nominating  
petition and requested that no ballot designation appear under  
the candidate's name under section 3513.257 of the Revised Code,  
or who filed a nominating petition and failed to request a  
ballot designation either as a nonparty candidate or as an  
other party candidate under that section. declared as the  
candidate's preferred party in the candidate's declaration of  
candidacy or, in the case of a candidate who declared a  
preference for no political party in the candidate's declaration  
of candidacy, the phrase, "No political party preference."

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~~(G)~~(F) Except as provided in this section, no words,

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designations, or emblems descriptive of a candidate or the 668  
candidate's political affiliation, or indicative of the method 669  
by which the candidate was nominated or certified, shall be 670  
printed under or after a candidate's name that is printed on the 671  
ballot. 672

**Sec. 3505.04.** On the nonpartisan ballot shall be printed 673  
the names of all ~~nonpartisan~~ candidates for election to ~~the~~ 674  
~~office of judge of a municipal court, county court, or court of~~ 675  
~~common pleas, the office of member of a board of education,~~ 676  
~~municipal or township offices for municipal corporations and~~ 677  
~~townships in which primary elections are not held for nomination~~ 678  
~~of candidates by political parties, and municipal offices of~~ 679  
~~municipal corporations having charters which provide for~~ 680  
~~separate ballots for elections for such municipal offices~~ 681  
nonpartisan offices. 682

Such ballots shall have printed across the top, and below 683  
the stubs, "Official Nonpartisan Ballot." 684

The order in which the offices are listed on the ballot 685  
shall be prescribed by, and certified to each board of elections 686  
by, the secretary of state; provided that state, district, and 687  
county judicial offices shall be listed first on the ballot, 688  
followed by other county offices, municipal and township 689  
offices, and ~~by~~ offices of member of a board of education, in 690  
the order stated. 691

Within the rectangular space within which the title of 692  
each judicial office is printed on the ballot and immediately 693  
below such title shall be printed the date of the commencement 694  
of the term of the office, if a full term, as follows: "Full 695  
term commencing \_\_\_\_\_ (Date) \_\_\_\_\_," or the date of the end of 696  
the term of the office, if an unexpired term, as follows: 697

"Unexpired term ending \_\_\_\_\_ (Date) \_\_\_\_\_." The candidates 698  
for each term so designated shall be candidates for that term 699  
only, unless two or more new judgeships have been created, in 700  
which case from all candidates for a newly created judgeship 701  
those receiving the highest number of votes shall be nominated. 702

Within the rectangular space within which the title of 703  
each office for member of a board of education is printed on the 704  
ballot shall be printed "For Member of Board of Education," and 705  
the number to be elected, directions to the voter as to voting 706  
for one, two, or more, and, if the office to be voted for is 707  
member of a board of education of a city school district, words 708  
shall be printed in said space on the ballot to indicate whether 709  
candidates are to be elected from subdistricts or at large. 710

The names of all nonpartisan candidates for an office 711  
shall be arranged ~~in a group under the title of that office, and~~ 712  
~~shall be,~~ rotated, and printed on the ballot as provided in\_ 713  
division (D) of section 3505.03 of the Revised Code. 714

No name or designation of any political party nor any 715  
words, designations, or emblems descriptive of a candidate or 716  
the candidate's political affiliation, or indicative of the 717  
method by which such candidate was nominated or certified, shall 718  
be printed under or after any nonpartisan candidate's name which 719  
is printed on the ballot. 720

**Sec. 3505.08.** (A) Ballots shall be provided by the board 721  
of elections for all general and special elections. The ballots 722  
shall be printed with black ink on No. 2 white book paper fifty 723  
pounds in weight per ream assuming such ream to consist of five 724  
hundred sheets of such paper twenty-five by thirty-eight inches 725  
in size. Each ballot shall have attached at the top two stubs, 726  
each of the width of the ballot and not less than one-half inch 727

in length, except that, if the board of elections has an 728  
alternate method to account for the ballots that the secretary 729  
of state has authorized, each ballot may have only one stub that 730  
shall be the width of the ballot and not less than one-half inch 731  
in length. In the case of ballots with two stubs, the stubs 732  
shall be separated from the ballot and from each other by 733  
perforated lines. The top stub shall be known as Stub B and 734  
shall have printed on its face "Stub B." The other stub shall be 735  
known as Stub A and shall have printed on its face "Stub A." 736  
Each stub shall also have printed on its face "Consecutive 737  
Number \_\_\_\_\_" 738

Each ballot of each kind of ballot provided for use in 739  
each precinct shall be numbered consecutively beginning with 740  
number 1 by printing such number upon both of the stubs attached 741  
to the ballot. On ballots bearing the names of candidates, each 742  
candidate's name shall be printed in twelve point boldface upper 743  
case type in an enclosed rectangular space, and an enclosed 744  
blank rectangular space shall be provided at the left of the 745  
candidate's name. The name of ~~the any political party of a~~ 746  
~~candidate nominated at a primary election, nominated by petition~~ 747  
~~under section 3517.012 of the Revised Code, or certified by a~~ 748  
~~party committee appearing under a candidate's name~~ shall be 749  
printed in ten point lightface upper and lower case type and 750  
shall be separated by a two point blank space. The name of each 751  
candidate shall be indented one space within the enclosed 752  
rectangular space, and the name of the political party shall be 753  
indented two spaces within the enclosed rectangular space. 754

The title of each office on the ballots shall be printed 755  
in twelve point boldface upper and lower case type in a separate 756  
enclosed rectangular space. A four point rule shall separate the 757  
name of a candidate or a group of candidates for the same office 758

from the title of the office next appearing below on the ballot; 759  
a two point rule shall separate the title of the office from the 760  
names of candidates; and a one point rule shall separate names\_ 761  
and pairs of names of candidates. Headings shall be printed in 762  
display Roman type. When the names of several candidates are 763  
grouped together as candidates for the same office, except when 764  
the names are grouped together as pairs, there shall be printed 765  
on the ballots immediately below the title of the office and 766  
within the separate rectangular space in which the title is 767  
printed "Vote for not more than \_\_\_\_\_," in six point boldface 768  
upper and lower case filling the blank space with that number 769  
which will indicate the number of persons who may be lawfully 770  
elected to the office. 771

Columns on ballots shall be separated from each other by a 772  
heavy vertical border or solid line at least one-eighth of an 773  
inch wide, and a similar vertical border or line shall enclose 774  
the left and right side of ballots. Ballots shall be trimmed 775  
along the sides close to such lines. 776

The ballots provided for by this section shall be 777  
comprised of four kinds of ballots designated as follows: office 778  
type ballot; nonpartisan ballot; questions and issues ballot; 779  
and presidential ballot. 780

On the back of each office type ballot shall be printed 781  
"Official Office Type Ballot;" on the back of each nonpartisan 782  
ballot shall be printed "Official Nonpartisan Ballot;" on the 783  
back of each questions and issues ballot shall be printed 784  
"Official Questions and Issues Ballot;" and on the back of each 785  
presidential ballot shall be printed "Official Presidential 786  
Ballot." At the end of every ballot also shall be printed the 787  
date of the election at which the ballot is used and the 788

facsimile signatures of the members of the board of the county 789  
in which the ballot is used. For the purpose of identifying the 790  
kind of ballot, the back of every ballot may be numbered in the 791  
order the board shall determine. The numbers shall be printed in 792  
not less than thirty-six point type above the words "Official 793  
Office Type Ballot," "Official Nonpartisan Ballot," "Official 794  
Questions and Issues Ballot," or "Official Presidential Ballot," 795  
as the case may be. A ballot box bearing corresponding numbers 796  
shall be furnished for each precinct in which the above- 797  
described numbered ballots are used. 798

On the back of every ballot used, there shall be a solid 799  
black line printed opposite the blank rectangular space that is 800  
used to mark the choice of the voter. This line shall be printed 801  
wide enough so that the mark in the blank rectangular space will 802  
not be visible from the back side of the ballot. 803

Sample ballots may be printed by the board of elections 804  
for all general elections. The ballots shall be printed on 805  
colored paper, and "Sample Ballot" shall be plainly printed in 806  
boldface type on the face of each ballot. In counties of less 807  
than one hundred thousand population, the board may print not 808  
more than five hundred sample ballots; in all other counties, it 809  
may print not more than onethousand sample ballots. The sample 810  
ballots shall not be distributed by a political party or a 811  
candidate, nor shall a political party or candidate cause their 812  
title or name to be imprinted on sample ballots. 813

(B) Notwithstanding division (A) of this section, in 814  
approving the form of an official ballot, the secretary of state 815  
may authorize the use of fonts, type face settings, and ballot 816  
formats other than those prescribed in that division. 817

**Sec. 3505.10.** (A) On the presidential ballot below the 818

stubs at the top of the face of the ballot shall be printed 819  
"Official Presidential Ballot" centered between the side edges 820  
of the ballot. Below "Official Presidential Ballot" shall be 821  
printed a heavy line centered between the side edges of the 822  
ballot. Below the line shall be printed "Instruction to Voters" 823  
centered between the side edges of the ballot, and below those 824  
words shall be printed the following instructions: 825

"(1) To vote for the candidates for president and vice- 826  
president whose names are printed below, record your vote in the 827  
manner provided next to the names of such candidates. That 828  
recording of the vote will be counted as a vote for each of the 829  
candidates for presidential elector whose names have been 830  
certified to the secretary of state and who are members of the 831  
same political party as the nominees for president and vice- 832  
president. A recording of the vote for independent candidates 833  
for president and vice-president shall be counted as a vote for 834  
the presidential electors filed by such candidates with the 835  
secretary of state. 836

(2) To vote for candidates for president and vice- 837  
president in the blank space below, record your vote in the 838  
manner provided and write the names of your choice for president 839  
and vice-president under the respective headings provided for 840  
those offices. Such write-in will be counted as a vote for the 841  
candidates' presidential electors whose names have been properly 842  
certified to the secretary of state. 843

(3) If you tear, soil, deface, or erroneously mark this 844  
ballot, return it to the precinct election officers or, if you 845  
cannot return it, notify the precinct election officers, and 846  
obtain another ballot." 847

(B) Below those instructions to the voter shall be printed 848

a single vertical column of enclosed rectangular spaces equal in 849  
number to the number of presidential candidates plus one 850  
additional space for write-in candidates. Each of those 851  
rectangular spaces shall be enclosed by a heavy line along each 852  
of its four sides, and such spaces shall be separated from each 853  
other by one-half inch of open space. 854

In each of those enclosed rectangular spaces, except the 855  
space provided for write-in candidates, shall be printed the 856  
names of the candidates for president and vice-president 857  
certified to the secretary of state or nominated in one of the 858  
following manners: 859

(1) Nominated by the national convention of a political 860  
party to which delegates and alternates were elected in this 861  
state at the next preceding primary election. A political party 862  
certifying candidates so nominated shall certify the names of 863  
those candidates to the secretary of state on or before the 864  
ninetieth day before the day of the general election. 865

(2) Nominated by nominating petition in accordance with 866  
section 3513.257 of the Revised Code. Such a petition shall be 867  
filed on or before the ninetieth day before the day of the 868  
general election to provide sufficient time to verify the 869  
sufficiency and accuracy of signatures on it. 870

(3) Certified to the secretary of state for placement on 871  
the presidential ballot by authorized officials of a minor 872  
political party that has held a state or national convention for 873  
the purpose of choosing those candidates or that may, without a 874  
convention, certify those candidates in accordance with the 875  
procedure authorized by its party rules. The officials shall 876  
certify the names of those candidates to the secretary of state 877  
on or before the ninetieth day before the day of the general 878

election. The certification shall be accompanied by a 879  
designation of a sufficient number of presidential electors to 880  
satisfy the requirements of law. 881

(4) Certified to the secretary of state for placement on 882  
the presidential ballot by a newly formed minor political party 883  
under division (C) of section 3517.012 of the Revised Code not 884  
later than the seventy-fifth day before the day of the general 885  
election. The certification shall be accompanied by a 886  
designation of a sufficient number of presidential electors to 887  
satisfy the requirements of law. 888

The names of candidates for electors of president and 889  
vice-president shall not be placed on the ballot, but shall be 890  
certified to the secretary of state as required by this section 891  
and sections 3513.11 ~~and~~, 3513.257, and 3517.012 of the Revised 892  
Code. A vote for any candidates for president and vice-president 893  
shall be a vote for the electors of those candidates whose names 894  
have been certified to the secretary of state. 895

(C) The arrangement of the printing in each of the 896  
enclosed rectangular spaces shall be substantially as follows: 897  
Near the top and centered within the rectangular space shall be 898  
printed "For President" in ten-point boldface upper and lower 899  
case type. Below "For President" shall be printed the name of 900  
the candidate for president in twelve-point boldface upper case 901  
type. Below the name of the candidate for president shall be 902  
printed the name of the political party by which that candidate 903  
for president was nominated in eight-point lightface upper and 904  
lower case type. Below the name of such political party shall be 905  
printed "For Vice-President" in ten-point boldface upper and 906  
lower case type. Below "For Vice-President" shall be printed the 907  
name of the candidate for vice-president in twelve-point 908

boldface upper case type. Below the name of the candidate for 909  
vice-president shall be printed the name of the political party 910  
by which that candidate for vice-president was nominated in 911  
eight-point lightface upper and lower case type. Except for 912  
candidates nominated by petition under section 3517.012 of the 913  
Revised Code, no political identification or name of any 914  
political party shall be printed below the names of presidential 915  
and vice-presidential candidates nominated by petition. 916

~~The rectangular spaces on the ballot described in this~~ 917  
~~section shall be rotated and printed as provided in section~~ 918  
~~3505.03 of the Revised Code.~~The order in which each pair of 919  
joint candidates for president and vice-president appears on the 920  
ballots shall be alternated so that, insofar as is reasonably 921  
possible, each pair of joint candidates appears in each position 922  
in the list of pairs of joint candidates substantially an equal 923  
number of times. 924

(D) If more than one pair of joint candidates for 925  
president and vice-president receives the largest and an equal 926  
number of votes, the tie shall be resolved by lot by the 927  
secretary of state in the presence of the governor, the auditor 928  
of state, and the attorney general, who at the request of the 929  
secretary of state shall assemble to witness the drawing of the 930  
lot. 931

**Sec. ~~3513.041~~ 3505.101.** ~~A write-in space shall be provided~~ 932  
~~on the ballot for every office, except in an election for which~~ 933  
~~the board of elections has received no valid declarations of~~ 934  
~~intent to be a write-in candidate under this section.~~(A) A pair 935  
of qualified persons may be write-in candidates for president 936  
and vice-president of the United States by filing a joint 937  
declaration of intent to be write-in candidates under this 938

~~section. Write-in votes shall not be counted for any candidate— 939~~  
~~joint candidates who has—have not filed a declaration of intent 940~~  
~~to be a write-in candidate pursuant to this section. A qualified 941~~  
~~person who has filed a declaration of intent may receive write- 942~~  
~~in votes at either a primary or general election. Any candidate— 943~~

(B) Joint candidates for president and vice-president of 944  
the United States shall file a declaration of intent to be a— 945  
write-in candidate before four p.m. of the seventy-second day— 946  
preceding the election at which such candidacy is to be— 947  
considered. If the election is to be determined by electors of a 948  
county or a district or subdivision within the county, such— 949  
declaration shall be filed with the board of elections of that— 950  
county. If the election is to be determined by electors of a— 951  
subdivision located in more than one county, such declaration— 952  
shall be filed with the board of elections of the county in— 953  
which the major portion of the population of such subdivision is 954  
located. If the election is to be determined by electors of a— 955  
district comprised of more than one county but less than all of— 956  
the counties of the state, such declaration shall be filed with— 957  
the board of elections of the most populous county in such— 958  
district. Any candidate for an office to be voted upon by— 959  
electors throughout the entire state shall file a declaration of 960  
intent to be a write-in candidate candidates with the secretary 961  
of state, on a form prescribed by the secretary of state, before 962  
four p.m. of the seventy-second day preceding the election at 963  
which such candidacy is to be considered. In addition,— 964  
candidates for president and vice-president of the United States 965  
shall also file with the secretary of state by that seventy- 966  
second day, along with a slate of presidential electors 967  
sufficient in number to satisfy the requirements of the United 968  
States constitution. 969

~~A board of elections shall not accept for filing the  
declaration of intent to be a write-in candidate of a person  
seeking to become a candidate if that person, for the same  
election, has already filed a declaration of candidacy, a  
declaration of intent to be a write-in candidate, or a  
nominating petition, or has become a candidate through party  
nomination at a primary election or by the filling of a vacancy  
under section 3513.30 or 3513.31 of the Revised Code, for any  
federal, state, or county office, if the declaration of intent  
to be a write-in candidate is for a state or county office, or  
for any municipal or township office, for member of a city,  
local, or exempted village board of education, or for member of  
a governing board of an educational service center, if the  
declaration of intent to be a write-in candidate is for a  
municipal or township office, or for member of a city, local, or  
exempted village board of education, or for member of a  
governing board of an educational service center.~~

~~No person shall file a declaration of intent to be a  
write-in candidate for the office of governor unless the  
declaration also shows the intent of another person to be a  
write-in candidate for the office of lieutenant governor. No  
person shall file a declaration of intent to be a write-in  
candidate for the office of lieutenant governor unless the  
declaration also shows the intent of another person to be a  
write-in candidate for the office of governor. No person shall  
file a declaration of intent to be a write-in candidate for the  
office of governor or lieutenant governor if the person has  
previously filed a declaration of intent to be a write-in  
candidate to the office of governor or lieutenant governor at  
the same primary or general election. A write-in vote for the  
two candidates who file such a declaration shall be counted as a~~

~~vote for them as joint candidates for the offices of governor and lieutenant governor.~~ 1001  
1002

~~The secretary of state shall not accept for filing the declaration of intent to be a write-in candidate of a person for the office of governor unless the declaration also shows the intent of another person to be a write-in candidate for the office of lieutenant governor, shall not accept for filing the declaration of intent to be a write-in candidate of a person for the office of lieutenant governor unless the declaration also shows the intent of another person to be a write-in candidate for the office of governor, and shall not accept for filing the declaration of intent to be a write-in candidate of a person to the office of governor or lieutenant governor if that person, for the same election, has already filed a declaration of candidacy, a declaration of intent to be a write-in candidate, or a nominating petition, or has become a candidate through party nomination at a primary election or by the filling of a vacancy under section 3513.30 or 3513.31 of the Revised Code, for any other state office or any federal or county office.~~ 1003  
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(C) ~~Protests against the candidacy of any person filing a declaration of intent to be a write-in candidate may be filed with the secretary of state by any qualified elector who is eligible to vote in the election at which the candidacy is to be considered. The protest shall be in writing and shall be filed not later than four p.m. of the sixty-seventh day before the day of the election. The protest shall be filed with the board of elections with which the declaration of intent to be a write-in candidate was filed. Upon the filing of the protest, the board with which it is filed~~ secretary of state shall promptly fix the time for hearing it and shall proceed in regard to the hearing in the same manner as for hearings set for protests filed under 1020  
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section 3513.05 of the Revised Code. At the time fixed, the 1032  
~~board secretary of state~~ shall hear the protest and determine 1033  
the validity or invalidity of the declaration of intent to be a 1034  
write-in candidate. If the ~~board secretary of state~~ finds that 1035  
~~the either candidate~~ is not an elector of the state, district, 1036  
~~county, or political subdivision in which the candidate seeks~~  
~~election to office eligible for the office of president or vice-~~ 1037  
~~president of the United States~~ or has not fully complied with 1038  
the requirements of Title XXXV of the Revised Code in regard to 1039  
the candidate's candidacy, the ~~candidate's~~ declaration of intent 1040  
to be a write-in candidate shall be determined to be invalid and 1041  
shall be rejected; otherwise, it shall be determined to be 1042  
valid. The determination of the ~~board secretary of state~~ is 1043  
final. 1044  
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~~The secretary of state shall prescribe the form of the~~ 1046  
~~declaration of intent to be a write-in candidate.~~ 1047

**Sec. 3505.23.** Except as otherwise provided in this 1048  
section, no voter shall be allowed to occupy a voting 1049  
compartment or use a voting machine more than ten minutes when 1050  
all the voting compartments or machines are in use and voters 1051  
are waiting to occupy them. The ten-minute time limit shall not 1052  
apply to any person who requires the use of an accessible voting 1053  
machine as required under the "Help America Vote Act of 2002," 1054  
116 Stat. 1704, 42 U.S.C. 15481. 1055

Except as otherwise provided by section 3505.24 of the 1056  
Revised Code, no voter shall occupy a voting compartment or 1057  
machine with another person or speak to anyone, nor shall anyone 1058  
speak to the voter, while the voter is in a voting compartment 1059  
or machine. 1060

In precincts that do not use voting machines the following 1061

procedure shall be followed: 1062

If a voter tears, soils, defaces, or erroneously marks a 1063  
ballot the voter may return it to the precinct election 1064  
officials and a second ballot shall be issued to the voter. 1065  
Before returning a torn, soiled, defaced, or erroneously marked 1066  
ballot, the voter shall fold it so as to conceal any marks the 1067  
voter made upon it, but the voter shall not remove Stub A 1068  
therefrom. If the voter tears, soils, defaces, or erroneously 1069  
marks such second ballot, the voter may return it to the 1070  
precinct election officials, and a third ballot shall be issued 1071  
to the voter. In no case shall more than three ballots be issued 1072  
to a voter. Upon receiving a returned torn, soiled, defaced, or 1073  
erroneously marked ballot the precinct election officials shall 1074  
detach Stub A therefrom, write "Defaced" on the back of such 1075  
ballot, and place the stub and the ballot in the separate 1076  
containers provided therefor. 1077

No elector shall leave the polling place until the elector 1078  
returns to the precinct election officials every ballot issued 1079  
to the elector with Stub A on each ballot attached thereto, 1080  
regardless of whether the elector has or has not placed any 1081  
marks upon the ballot. 1082

Before leaving the voting compartment, the voter shall 1083  
fold each ballot marked by the voter so that no part of the face 1084  
of the ballot is visible, and so that the printing thereon 1085  
indicating the kind of ballot it is and the facsimile signatures 1086  
of the members of the board of elections are visible. The voter 1087  
shall then leave the voting compartment, deliver the voter's 1088  
ballots, and state the voter's name to the precinct election 1089  
official having charge of the ballot box, who shall announce the 1090  
name, detach Stub A from each ballot, and announce the number on 1091

the stubs. The precinct election officials in charge of the poll  
lists or poll books shall check to ascertain whether the number  
so announced is the number on Stub B of the ballots issued to  
such voter, and if no discrepancy appears to exist, the precinct  
election official in charge of the ballot box shall, in the  
presence of the voter, deposit each such ballot in the ballot  
box and shall place Stub A from each ballot in the container  
provided therefor. The voter shall then immediately leave the  
polling place.

No ballot delivered by a voter to the precinct election  
official in charge of the ballot box with Stub A detached  
therefrom, and only ballots provided in accordance with Title  
XXXV of the Revised Code, shall be voted or deposited in the  
ballot box.

In marking a presidential ballot, the voter shall record  
the vote in the manner provided on the ballot next to the names  
of the candidates for the offices of president and vice-  
president. Such ballot shall be considered and counted as a vote  
for each of the candidates for election as presidential elector  
whose names were certified to the secretary of state by the  
political party of such nominees for president and vice-  
president.

In marking an office type ballot or nonpartisan ballot,  
the voter shall record the vote in the manner provided on the  
~~ballot next to the name of each candidate for whom the voter~~  
~~desires to vote.~~

In marking a primary election ballot, the voter shall  
record the vote in the manner provided on the ballot next to the  
name of each candidate for whom the voter desires to vote. If  
the voter desires to vote for the nomination of a person whose

name is not printed on the primary election ballot, the voter 1122  
may do so by writing such person's name on the ballot in the 1123  
proper place provided for such purpose. 1124

In marking a questions and issues ballot, the voter shall 1125  
record the vote in the manner provided on the ballot at the left 1126  
or at the right of "YES" or "NO" or other words of similar 1127  
import which are printed on the ballot to enable the voter to 1128  
indicate how the voter votes in connection with each question or 1129  
issue upon which the voter desires to vote. 1130

In marking any ballot on which a blank space has been 1131  
provided wherein an elector may write in the name of a person 1132  
for whom the elector desires to vote, the elector shall write 1133  
such person's name in such blank space and on no other place on 1134  
the ballot. Unless specific provision is made by statute, no 1135  
blank space shall be provided on a ballot for write-in votes, 1136  
and any names written on a ballot other than in a blank space 1137  
provided therefor shall not be counted or recorded. 1138

**Sec. 3505.27.** Unless otherwise ordered by the secretary of 1139  
state or the board of elections, the counting and tallying of 1140  
ballots shall be conducted according to procedures prescribed by 1141  
the board of elections that assure an accurate count of all 1142  
votes cast and that include all of the following: 1143

(A) The counting and tallying of ballots at the 1144  
appropriate office, as designated by the board, in the full view 1145  
of members of the board and observers; 1146

(B) The recording on a worksheet or other appropriate 1147  
document of the number of votes cast or preferences indicated 1148  
for each candidate, as applicable, and the number of votes cast 1149  
for and against each question or issue; 1150

(C) The periodic reporting to the public and the office of the secretary of state of the number of votes cast or preferences indicated for each candidate, as applicable, and the number of votes cast for and against each question or issue as tallied at the time of the report;

(D) An examination and verification by the appropriate authority, as designated by the board, of the votes so tallied and recorded in the pollbook under section 3505.26 of the Revised Code.

The board shall prescribe additional procedures as necessary to assure an accurate count of all votes cast. These procedures shall be followed until all of the ballots that are required to be counted on the day of the election after the close of the polls have been counted.

All work sheets that are prepared at the polling locations shall be preserved and placed inside the pollbook and returned to the board.

If there is any disagreement as to how a ballot should be counted, it shall be submitted to the members of the board for a decision on whether or to what extent the ballot should be counted. If three of the members do not agree as to how any part of the ballot shall be counted, only that part of the ballot on which three of the members do agree shall be counted. A notation shall be made upon the ballot indicating what part has not been counted, and the ballot shall be placed in an envelope marked "Disputed Ballots."

**Sec. 3505.301.** (A) For each voter-nominated office and each nonpartisan office to be filled at a general election in the manner described in division (D)(1) of section 3505.03 of

the Revised Code, the secretary of state shall make available to 1180  
the public the following reports: 1181

(1) A summary report that lists, for each pair of 1182  
candidates, the number of voters who preferred the first 1183  
candidate to the second and the number of voters who preferred 1184  
the second candidate to the first. The report also shall 1185  
identify the consensus choice if one exists. If no consensus 1186  
choice exists, the report shall identify the candidate or 1187  
candidates with the smallest margin of loss. 1188

(2) A ballot image report that lists, for each ballot, the 1189  
voter's indicated preference in each candidate pairing, the 1190  
precinct of the ballot, and whether the ballot was cast in 1191  
person or by mail. In the report, the ballots shall be listed in 1192  
a manner that does not permit the order in which they were cast 1193  
in each precinct to be reconstructed. 1194

(3) A comprehensive report that lists for each precinct 1195  
and for each pair of candidates all of the following 1196  
information: 1197

(a) The number of ballots preferring the first candidate 1198  
to the second; 1199

(b) The number of ballots preferring the second candidate 1200  
to the first; 1201

(c) The number of ballots that indicated no preference for 1202  
that comparison. 1203

(B) As soon as practicable after the close of the polls, 1204  
the secretary of state shall make preliminary versions of the 1205  
summary report and ballot image report available to the public 1206  
in a plain text electronic format on the secretary of state's 1207  
official web site. When the results of the election are 1208

declared, the secretary of state shall make the summary report, 1209  
ballot image report, and comprehensive report available to the 1210  
public on the secretary of state's official web site in a plain 1211  
text electronic format. 1212

**Sec. 3505.33.** When the board of elections has completed 1213  
the canvass of the election returns from the precincts in its 1214  
county, in which electors were entitled to vote at any general 1215  
or special election, it shall determine and declare the results 1216  
of the elections determined by the electors of such county or of 1217  
a district or subdivision within such county. ~~If more than the~~ 1218  
~~number of candidates to be elected to an office received the~~ 1219  
~~largest and an equal number of votes, such tie shall be resolved~~ 1220  
~~by lot by the chairperson of the board in the presence of a~~ 1221  
~~majority of the members of the board.~~ Such declaration shall be 1222  
in writing and shall be signed by at least a majority of the 1223  
members of the board. It shall bear the date of the day upon 1224  
which it is made, and a copy thereof shall be posted by the 1225  
board in a conspicuous place in its office. The board shall keep 1226  
such copy posted for a period of at least five days. 1227

Thereupon the board shall promptly certify abstracts of 1228  
the results of such elections within its county, in such forms 1229  
as the secretary of state prescribes. Such forms shall be 1230  
designated and shall contain abstracts as follows: 1231

Form No. 1. An abstract of the votes cast for the office 1232  
of president and vice-president of the United States. 1233

Form No. 2. An abstract of the votes cast for the office 1234  
of governor and lieutenant governor, secretary of state, auditor 1235  
of state, treasurer of state, attorney general, chief justice of 1236  
the supreme court of Ohio, judge of the supreme court of Ohio, 1237  
member of the senate of the congress of the United States, 1238

member at large of the house of representatives of the congress 1239  
of the United States, district member of the house of 1240  
representatives of the congress of the United States, and an 1241  
abstract of the votes cast upon each question or issue submitted 1242  
at such election to electors throughout the entire state. 1243

Form No. 3. An abstract of the votes cast for the office 1244  
of member of the senate of the general assembly, and member of 1245  
the house of representatives of the general assembly. 1246

Form No. 4. A report of the votes cast for judge of the 1247  
court of appeals, judge of the court of common pleas, judge of 1248  
the probate court, judge of the county court, county 1249  
commissioner, county auditor, prosecuting attorney, clerk of the 1250  
court of common pleas, sheriff, county recorder, county 1251  
treasurer, county engineer, and coroner. 1252

Form No. 5. A report of the votes cast upon all questions 1253  
and issues other than such questions and issues which were 1254  
submitted to electors throughout the entire state. 1255

Form No. 6. A report of the votes cast for municipal 1256  
offices, judge of the municipal court, township offices, and the 1257  
office of member of a board of education. 1258

One copy of each of these forms shall be kept in the 1259  
office of the board. One copy of each of these forms shall 1260  
promptly be sent to the secretary of state, who shall place the 1261  
records contained in forms No. 1, No. 2, No. 3, No. 4, and No. 6 1262  
in electronic format. One copy of Form No. 2 shall promptly be 1263  
sent by electronic mail to the president of the senate of the 1264  
general assembly. The board shall also at once upon completion 1265  
of the official count send a certified copy of that part of each 1266  
of the forms which pertains to an election in which only 1267

electors of a district comprised of more than one county but 1268  
less than all of the counties of the state voted to the board of 1269  
the most populous county in such district. It shall also at once 1270  
upon completion of the official count send a certified copy of 1271  
that part of each of the forms which pertains to an election in 1272  
which only electors of a subdivision located partly within the 1273  
county voted to the board of the county in which the major 1274  
portion of the population of such subdivision is located. 1275

If, after certifying and sending abstracts and parts 1276  
thereof, a board finds that any such abstract or part thereof is 1277  
incorrect, it shall promptly prepare, certify, and send a 1278  
corrected abstract or part thereof to take the place of each 1279  
incorrect abstract or part thereof theretofore certified and 1280  
sent. 1281

**Sec. 3505.34.** During the first week of the regular session 1282  
of the general assembly following a regular state election, the 1283  
president of the senate, in the presence of a majority of the 1284  
members of each house of the general assembly, shall open, 1285  
announce, and canvass the abstracts of the votes cast for the 1286  
offices of governor and lieutenant governor, secretary of state, 1287  
auditor of state, treasurer of state, and attorney general, as 1288  
contained in the Form No. 2 sent to the president of the senate 1289  
as required by section 3505.33 of the Revised Code, and shall 1290  
determine and declare the results of such election for such 1291  
offices. ~~The joint candidates for governor and lieutenant~~ 1292  
~~governor and the candidate for each other office who received~~ 1293  
~~the largest number of votes shall be declared elected to such~~ 1294  
~~office. If two or more candidates for election to the same~~ 1295  
~~office, or two or more sets of joint candidates for governor and~~ 1296  
~~lieutenant governor, receive the largest and an equal number of~~ 1297  
~~votes, one of them, or one set of joint candidates for governor~~ 1298

~~and lieutenant governor, shall be declared elected to such~~ 1299  
~~office by a majority of the votes of all of the members of the~~ 1300  
~~senate and the house of representatives of the general assembly.~~ 1301  
If said Form No. 2 has not at such time been received by the 1302  
president of the senate from the board of elections of any 1303  
county, the secretary of state, upon request of the president of 1304  
the senate, shall furnish to the president of the senate such 1305  
copies of said Form No. 2 as have not been received by the 1306  
president of the senate. When said canvass has been completed 1307  
and the results of the election declared, the president of the 1308  
senate shall certify to the secretary of state the names of the 1309  
persons declared elected together with the title of the office 1310  
to which each has been elected, and from such certification the 1311  
secretary of state shall issue a certificate of election to the 1312  
officials declared elected and so certified to the secretary of 1313  
state. Thereupon the governor shall forthwith issue a commission 1314  
to each of the persons elected to such offices. 1315

**Sec. 3505.35.** (A) When the secretary of state has received 1316  
from the board of elections of every county in the state Form 1317  
No. 2, as provided for in section 3505.33 of the Revised Code, 1318  
the secretary of state shall promptly fix the time and place for 1319  
the canvass of such abstracts, and the time fixed shall not be 1320  
later than ten days after such abstracts have been received by 1321  
the secretary of state from all counties. The secretary of state 1322  
shall notify the governor, auditor of state, attorney general, 1323  
and the chairperson of the state central committee of each 1324  
political party of the time and place fixed. At such time and in 1325  
the presence of such of the persons so notified who attend, the 1326  
secretary of state shall canvass the abstracts contained in said 1327  
Form No. 2 and shall determine and declare the results of all 1328  
elections in which electors throughout the entire state voted. 1329

~~If two or more candidates for election to the same office, or  
two or more sets of joint candidates for governor and lieutenant  
governor, receive the largest and an equal number of votes, such  
tie shall be resolved by lot by the secretary of state. Such  
declaration of results by the secretary of state shall be in  
writing and shall be signed by the secretary of state. It shall  
bear the date of the day upon which it is made, and a copy  
thereof shall be posted by the secretary of state in a  
conspicuous place in the secretary of state's office. The  
secretary of state shall keep such copy posted for a period of  
at least five days.~~

Such declaration of results made by the secretary of  
state, insofar as it pertains to the offices of governor and  
lieutenant governor, secretary of state, auditor of state,  
treasurer of state, and attorney general, is only for the  
purpose of fixing the time of the commencement of the period of  
time within which applications for recounts of votes may be  
filed as provided by section 3515.02 of the Revised Code.

(B) When the secretary of state has received from the  
board of elections of every county in the state Form No. 4 and  
Form No. 6, as provided in section 3505.33 of the Revised Code,  
the secretary of state shall promptly transmit by electronic  
mail or other telecommunication device a copy of each form to  
the administrative director of the supreme court.

**Sec. 3505.36.** When the board of elections of the most  
populous county of a district comprised of more than one county  
but less than all of the counties of the state has received from  
the board of every county in such district certified copies of  
parts of abstracts pertaining to an election in which only the  
electors of such district voted, such board shall canvass such

parts of abstracts and determine and declare the results of the 1360  
elections determined by the electors of such district. ~~If more-~~ 1361  
~~than the number of candidates to be elected to an office receive~~ 1362  
~~the largest number and an equal number of votes, such tie shall-~~ 1363  
~~be resolved by lot by the chairman of such board in the presence~~ 1364  
~~of all of the members of such board.~~ Such declaration of results 1365  
by such board shall be in writing and shall be signed by at 1366  
least a majority of the members of such board. It shall bear the 1367  
date of the day upon which it was made, and a copy thereof shall 1368  
be posted by the board in a conspicuous place in its office. The 1369  
board shall keep such copy posted for a period of at least five 1370  
days. 1371

**Sec. 3505.37.** When the board of elections of a county in 1372  
which the major portion of the population of a subdivision 1373  
located in more than one county is located receives from the 1374  
boards of each county in which other portions of such 1375  
subdivision are located parts of abstracts pertaining to an 1376  
election in which only the electors of such subdivision voted, 1377  
such board shall canvass such parts of abstracts and determine 1378  
and declare the results of the elections determined by the 1379  
electors of such subdivision. ~~If more than the number of-~~ 1380  
~~candidates to be elected to an office receive the largest number~~ 1381  
~~and an equal number of votes, such tie shall be resolved by lot-~~ 1382  
~~by the chairman of such board in the presence of a majority of-~~ 1383  
~~the members of such board.~~ Such declaration of results by such 1384  
board shall be in writing and shall be signed by at least a 1385  
majority of the members of such board. It shall bear the date of 1386  
the day upon which it is made, and a copy thereof shall be 1387  
posted by such board in a conspicuous place in its office. The 1388  
board shall keep such copy posted for a period of at least five 1389  
days. 1390

~~Sec. 3506.11. The names of all candidates for an office shall be arranged in a group under the title of the office and printed on labels so that they may appear and be rotated on the voting machine in a manner as near as possible to that provided in section 3505.03 of the Revised Code, as directed by the secretary of state. Under the name of each candidate nominated at a primary election, nominated by petition under section 3517.012 of the Revised Code, or certified by a party committee to fill a vacancy under section 3513.31 of the Revised Code, the name of the political party that nominated or certified the candidate shall be printed in less prominent typeface than that in which the candidate's name is printed.~~

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

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

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

(a) The elector's Ohio driver's license or state identification card number;	1420 1421
(b) The last four digits of the elector's social security number;	1422 1423
(c) A copy of the elector's photo identification.	1424
(6) A statement identifying the election for which absent voter's ballots are requested;	1425 1426
(7) A statement that the person requesting the ballots is a qualified elector;	1427 1428
(8) If the request is for <u>party</u> primary election ballots, the elector's party affiliation;	1429 1430
(9) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed.	1431 1432
(C) If the elector has a confidential voter registration record, as described in section 111.44 of the Revised Code, the elector may provide the elector's program participant identification number instead of the address at which the elector is registered to vote.	1433 1434 1435 1436 1437
(D) Except as otherwise provided in division (A) of section 3509.051 and in division (B) of section 3509.08 of the Revised Code, an application to receive 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 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, and not later than the close of business on the seventh day before the day of the election at which the ballots are to be voted.	1438 1439 1440 1441 1442 1443 1444 1445 1446 1447

(E) 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) Except as otherwise provided in division (F) (2) of this section and in sections 3505.24 and 3509.08 of the Revised Code, no person shall preprint or fill out any portion of an 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 an 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 a board of elections shall not preprint the applicant's address on the application.

(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.

**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 1477  
use an appropriate form, or both, as applicable. 1478

(B) Upon receipt by the board of elections of an 1479  
application for absent voter's ballots that contains all of the 1480  
required information and is submitted on an appropriate form, as 1481  
provided by section 3509.03 and division (G) of section 3503.16 1482  
of the Revised Code, the board, if the board finds that the 1483  
applicant is a qualified elector, shall deliver to the applicant 1484  
in person or mail directly to the applicant by special delivery 1485  
mail, air mail, or regular mail, postage prepaid, proper absent 1486  
voter's ballots. The board shall deliver or mail with the 1487  
ballots an unsealed identification envelope upon the face of 1488  
which shall be printed a form substantially as follows: 1489

"Identification Envelope Statement of Voter 1490

I, \_\_\_\_\_ (Name of voter), declare under 1491  
penalty of election falsification that the within ballot or 1492  
ballots contained no voting marks of any kind when I received 1493  
them, and I caused the ballot or ballots to be marked, enclosed 1494  
in the identification envelope, and sealed in that envelope. 1495

My voting residence in Ohio is 1496

\_\_\_\_\_ 1497

(Street and Number, if any, or Rural Route and Number) 1498

of \_\_\_\_\_ (City, Village, or Township) 1499

Ohio, which is in Ward \_\_\_\_\_ Precinct \_\_\_\_\_ 1500

in that city, village, or township. 1501

If I have a confidential voter registration record, I am 1502

providing my program participant identification number instead 1503

of my residence address: \_\_\_\_\_ 1504

The party primary election ballots, if any, within this 1505  
envelope are primary election ballots of the \_\_\_\_\_ 1506  
Party. 1507

Ballots contained within this envelope are to be voted at 1508  
the \_\_\_\_\_ (general, special, or primary) election to be 1509  
held on the \_\_\_\_\_ day of 1510  
\_\_\_\_\_, \_\_\_\_\_. 1511

My date of birth is \_\_\_\_\_ (Month and Day), 1512  
\_\_\_\_\_ (Year). 1513

(Voter must provide one of the following:) 1514

My Ohio driver's license or state identification card 1515  
number is \_\_\_\_\_ (Driver's license or state 1516  
identification card number). 1517

The last four digits of my Social Security Number are 1518  
\_\_\_\_\_ (Last four digits of Social Security Number). 1519

\_\_\_\_\_ In lieu of providing a driver's license or state 1520  
identification card number or the last four digits of my Social 1521  
Security Number, I am enclosing a copy of my photo 1522  
identification in the return envelope in which this 1523  
identification envelope will be mailed. 1524

I hereby declare, under penalty of election falsification, 1525  
that the statements above are true, as I verily believe. 1526

\_\_\_\_\_ 1527

(Signature of Voter) 1528

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 1529  
THE FIFTH DEGREE." 1530

The board shall mail with the ballots and the unsealed 1531

identification envelope an unsealed return envelope upon the 1532  
face of which shall be printed the post-office address of the 1533  
board. In the upper left corner on the face of the return 1534  
envelope, several blank lines shall be printed upon which the 1535  
voter may write the voter's name and return address. The return 1536  
envelope shall be of such size that the identification envelope 1537  
can be conveniently placed within it for returning the 1538  
identification envelope to the board. 1539

No public office, and no public official or employee who 1540  
is acting in an official capacity, shall prepay the return 1541  
postage for any absent voter's ballots. 1542

Except as otherwise provided in this section and in 1543  
sections 3505.24 and 3509.08 of the Revised Code, an election 1544  
official shall not fill out any portion of an identification 1545  
envelope statement of voter or an absent voter's ballot on 1546  
behalf of an elector. A board of elections may preprint only an 1547  
elector's name and address on an identification envelope 1548  
statement of voter before mailing absent voter's ballots to the 1549  
elector, except that if the elector has a confidential voter 1550  
registration record, as described in section 111.44 of the 1551  
Revised Code, the board of elections shall not preprint the 1552  
elector's address on the identification envelope statement of 1553  
voter. 1554

**Sec. 3511.02.** (A) Notwithstanding any section of the 1555  
Revised Code to the contrary, whenever any person applies for 1556  
registration as a voter on a form adopted in accordance with 1557  
federal regulations relating to the "Uniformed and Overseas 1558  
Citizens Absentee Voting Act," 100 Stat. 924, 52 U.S.C.A. 20301, 1559  
this application shall be sufficient for voter registration and 1560  
as a request for an absent voter's ballot. Uniformed services or 1561

overseas absent voter's ballots may be obtained by any person 1562  
meeting the requirements of section 3511.011 of the Revised Code 1563  
by applying electronically to the secretary of state or to the 1564  
board of elections of the county in which the person's voting 1565  
residence is located in accordance with section 3511.021 of the 1566  
Revised Code or by applying to the board of elections of the 1567  
county in which the person's voting residence is located, in one 1568  
of the following ways: 1569

(1) That person may make written application for those 1570  
ballots. The person may personally deliver the application to 1571  
the office of the board or may mail it, send it by facsimile 1572  
machine, send it by electronic mail, send it through internet 1573  
delivery if such delivery is offered by the board of elections 1574  
or the secretary of state, or otherwise send it to the board. 1575  
Except as otherwise provided in division (B) of this section, 1576  
the application shall be on a form prescribed by the secretary 1577  
of state and shall contain all of the following information: 1578

(a) The elector's name; 1579  
(b) The elector's signature; 1580  
(c) The address at which the elector is registered to 1581  
vote; 1582

(d) The elector's date of birth; 1583  
(e) One of the following: 1584

(i) The elector's Ohio driver's license or state 1585  
identification card number; 1586

(ii) The last four digits of the elector's social security 1587  
number; 1588

(iii) A copy of the elector's photo identification. 1589

(f) A statement identifying the election for which absent voter's ballots are requested;	1590 1591
(g) A statement that the person requesting the ballots is a qualified elector;	1592 1593
(h) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 52 U.S.C. 20310;	1594 1595
(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;	1596 1597 1598 1599 1600 1601 1602 1603
(j) If the request is for <u>party</u> primary election ballots, the elector's party affiliation;	1604 1605
(k) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed;	1606 1607
(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;	1608 1609 1610
(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.	1611 1612 1613 1614 1615
(2) A voter or any relative of a voter listed in division (A) (3) of this section may use a single federal post card	1616 1617

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 submitting constitutional amendments proposed by the general assembly to the voters of the state. A single federal postcard application shall be processed by the board of elections pursuant to section 3511.04 of the Revised Code the same as if the voter had applied separately for uniformed services or overseas absent voter's ballots for each election.

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

(a) The full name of the elector for whom ballots are

requested;	1649
(b) A statement that the elector is an absent uniformed	1650
services voter or overseas voter as defined in 52 U.S.C. 20310;	1651
(c) The address at which the elector is registered to	1652
vote;	1653
(d) A statement identifying the elector's length of	1654
residence in the state immediately preceding the commencement of	1655
service, immediately preceding the date of leaving to be with or	1656
near a service member, or immediately preceding leaving the	1657
United States, or a statement that the elector's parent or legal	1658
guardian resided in this state long enough to establish	1659
residency for voting purposes immediately preceding leaving the	1660
United States, as the case may be;	1661
(e) The elector's date of birth;	1662
(f) One of the following:	1663
(i) The elector's Ohio driver's license or state	1664
identification card number;	1665
(ii) The last four digits of the elector's social security	1666
number;	1667
(iii) A copy of the elector's photo identification.	1668
(g) A statement identifying the election for which absent	1669
voter's ballots are requested;	1670
(h) A statement that the person requesting the ballots is	1671
a qualified elector;	1672
(i) If the request is for <u>party</u> primary election ballots,	1673
the elector's party affiliation;	1674
(j) A statement that the applicant bears a relationship to	1675

the elector as specified in division (A) (3) of this section; 1676

(k) The address to which ballots shall be mailed, the 1677  
telephone number to which ballots shall be sent by facsimile 1678  
machine, the electronic mail address to which ballots shall be 1679  
sent by electronic mail, or, if internet delivery is offered by 1680  
the board of elections or the secretary of state, the internet 1681  
contact information to which ballots shall be sent through 1682  
internet delivery; 1683

(l) The signature and address of the person making the 1684  
application. 1685

(B) If the elector has a confidential voter registration 1686  
record, as described in section 111.44 of the Revised Code, the 1687  
application may include the elector's program participant 1688  
identification number instead of the address at which the 1689  
elector is registered to vote. 1690

(C) Each application for uniformed services or overseas 1691  
absent voter's ballots shall be delivered to the office of the 1692  
board not earlier than the first day of January of the year of 1693  
the elections for which the uniformed services or overseas 1694  
absent voter's ballots are requested or not earlier than ninety 1695  
days before the day of the election at which the ballots are to 1696  
be voted, whichever is earlier. An application to receive 1697  
uniformed services or overseas absent voter's ballots by mail or 1698  
by another method permitted under section 3511.021 of the 1699  
Revised Code shall be delivered to the office of the board not 1700  
later than the close of business on the seventh day preceding 1701  
the day of the election. 1702

(D) If the voter for whom the application is made is 1703  
entitled to vote for presidential and vice-presidential electors 1704

only, the applicant shall submit to the board, in addition to 1705  
the requirements of division (A) of this section, a statement to 1706  
the effect that the voter is qualified to vote for presidential 1707  
and vice-presidential electors and for no other offices. 1708

(E) Except as permitted under section 111.31 of the 1709  
Revised Code, no public office, and no public official or 1710  
employee who is acting in an official capacity, shall do either 1711  
of the following: 1712

(1) Prepay the return postage for an application for 1713  
absent voter's ballots; 1714

(2) Mail or otherwise deliver an unsolicited application 1715  
for absent voter's ballots to any person. 1716

(F) (1) Except as otherwise provided in divisions (A) (2) 1717  
and (3) and (F) (2) of this section and in sections 3505.24 and 1718  
3509.08 of the Revised Code, no person shall fill out any 1719  
portion of a federal post card application or other application 1720  
for absent voter's ballots on behalf of an applicant. 1721

(2) The secretary of state or a board of elections may 1722  
preprint only an applicant's name and address on a federal post 1723  
card application or other application for absent voter's ballots 1724  
before mailing that application to the applicant, except that if 1725  
the applicant has a confidential voter registration record, the 1726  
secretary of state or the board of elections shall not preprint 1727  
the applicant's address on the application. 1728

(3) A completed application for absent voter's ballots is 1729  
not valid if any portion of it has been completed by any person 1730  
other than the applicant in violation of division (F) of this 1731  
section. 1732

**Sec. 3511.05.** (A) The board of elections shall place 1733

uniformed services or overseas absent voter's ballots sent by 1734  
mail in an unsealed identification envelope, gummed ready for 1735  
sealing. The board shall include with uniformed services or 1736  
overseas absent voter's ballots sent electronically, including 1737  
by facsimile machine, an instruction sheet for preparing a 1738  
gummed envelope in which the ballots shall be returned. The 1739  
envelope for returning ballots sent by either means shall have 1740  
printed or written on its face a form substantially as follows: 1741

"Identification Envelope Statement of Voter 1742

I, \_\_\_\_\_ (Name of voter), declare under 1743  
penalty of election falsification that the within ballot or 1744  
ballots contained no voting marks of any kind when I received 1745  
them, and I caused the ballot or ballots to be marked, enclosed 1746  
in the identification envelope, and sealed in that envelope. 1747

My voting residence in Ohio is 1748

\_\_\_\_\_ 1749

(Street and Number, if any, or Rural Route and Number) 1750

of \_\_\_\_\_ (City, Village, or Township) 1751

Ohio, which is in Ward \_\_\_\_\_ Precinct \_\_\_\_\_ 1752

in that city, village, or township. 1753

If I have a confidential voter registration record, I am 1754  
providing my program participant identification number instead 1755  
of my residence address: \_\_\_\_\_ 1756

The party primary election ballots, if any, within this 1757

envelope are primary election ballots of the \_\_\_\_\_ 1758

Party. 1759

Ballots contained within this envelope are to be voted at 1760

the \_\_\_\_\_ (general, special, or primary) election to be 1761

held on the \_\_\_\_\_ day of 1762

\_\_\_\_\_, 1763

My date of birth is \_\_\_\_\_ (Month and Day), 1764

\_\_\_\_\_ (Year). 1765

(Voter must provide one of the following:) 1766

My Ohio driver's license or state identification card 1767

number is \_\_\_\_\_ (Driver's license or state 1768

identification card number). 1769

The last four digits of my Social Security Number are 1770

\_\_\_\_\_ (Last four digits of Social Security Number). 1771

\_\_\_\_\_ In lieu of providing a driver's license or state 1772

identification card number or the last four digits of my Social 1773

Security Number, I am enclosing a copy of my photo 1774

identification in the return envelope in which this 1775

identification envelope will be mailed. 1776

I hereby declare, under penalty of election falsification, 1777

that the statements above are true, as I verily believe. 1778

\_\_\_\_\_ 1779

(Signature of Voter) 1780

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 1781

THE FIFTH DEGREE." 1782

(B) The board shall also mail with the ballots and the 1783

unsealed identification envelope sent by mail an unsealed return 1784

envelope, gummed, ready for sealing, for use by the voter in 1785

returning the voter's marked ballots to the office of the board. 1786

The board shall send with the ballots and the instruction sheet 1787

for preparing a gummed envelope sent electronically, including 1788

by facsimile machine, an instruction sheet for preparing a 1789  
second gummed envelope as described in this division, for use by 1790  
the voter in returning that voter's marked ballots to the board. 1791  
The return envelope shall have two parallel lines, each one 1792  
quarter of an inch in width, printed across its face paralleling 1793  
the top, with an intervening space of one quarter of an inch 1794  
between such lines. The top line shall be one and one-quarter 1795  
inches from the top of the envelope. Between the parallel lines 1796  
shall be printed: "OFFICIAL ELECTION UNIFORMED SERVICES OR 1797  
OVERSEAS ABSENT VOTER'S BALLOTS -- VIA AIR MAIL." Three blank 1798  
lines shall be printed in the upper left corner on the face of 1799  
the envelope for the use by the voter in placing the voter's 1800  
complete military, naval, or mailing address on these lines. The 1801  
post-office address of the office of the board shall be printed 1802  
on the face of such envelope in the lower right portion below 1803  
the bottom parallel line. 1804

(C) On the back of each identification envelope and each 1805  
return envelope shall be printed the following: 1806

"Instructions to voter: 1807

If the flap on this envelope is so firmly stuck to the 1808  
back of the envelope when received by you as to require forcible 1809  
opening in order to use it, open the envelope in the manner 1810  
least injurious to it, and, after marking your ballots and 1811  
enclosing same in the envelope for mailing them to the board of 1812  
elections, reclose the envelope in the most practicable way, by 1813  
sealing or otherwise, and sign the blank form printed below. 1814

The flap on this envelope was firmly stuck to the back of 1815  
the envelope when received, and required forced opening before 1816  
sealing and mailing. 1817

\_\_\_\_\_ 1818

(Signature of voter)" 1819

(D) Division (C) of this section does not apply when 1820  
absent voter's ballots are sent electronically, including by 1821  
facsimile machine. 1822

(E) Except as otherwise provided in this division and in 1823  
sections 3505.24 and 3509.08 of the Revised Code, an election 1824  
official shall not fill out any portion of an identification 1825  
envelope statement of voter or an absent voter's ballot on 1826  
behalf of an elector. A board of elections may preprint only an 1827  
elector's name and address on an identification envelope 1828  
statement of voter before mailing or electronically transmitting 1829  
absent voter's ballots to the elector, except that if the 1830  
elector has a confidential voter registration record, as 1831  
described in section 111.44 of the Revised Code, the board of 1832  
elections shall not preprint the elector's address on the 1833  
identification envelope statement of voter. 1834

**Sec. 3513.01.** ~~(A) Except as otherwise provided in this~~ 1835  
~~section and section 3517.012 of the Revised Code, primary~~ 1836  
~~elections shall be held as provided in division (E) of section~~ 1837  
~~3501.01 of the Revised Code for the purpose of nominating~~ 1838  
~~persons as candidates of political parties~~ (A) (1) Candidates for 1839  
election to offices to be voted for at the succeeding general 1840  
election shall be nominated under this chapter as follows: 1841

(a) A primary election shall be held for the purpose of 1842  
nominating candidates for election to voter-nominated offices as 1843  
follows: 1844

(i) All candidates for an office shall be listed on a 1845  
single primary ballot, and a voter may vote for any candidate, 1846

regardless of the candidate's or voter's affiliation or 1847  
membership with a political party, provided that the elector is 1848  
otherwise qualified to vote for candidates for that office. 1849

(ii) The candidates receiving the highest, second highest, 1850  
and third highest number of votes shall advance to the 1851  
succeeding general election. If more than one candidate is to be 1852  
elected to an office, or if multiple offices of the same type 1853  
are to be filled by the same slate of candidates, the number of 1854  
candidates advancing to the general election shall be three 1855  
times the number to be elected. 1856

(iii) A candidate shall have the candidate's political 1857  
party preference, or lack of political party preference, 1858  
indicated on the ballot for an office in the manner described 1859  
under section 3505.03 of the Revised Code. Selection of a party 1860  
preference by a candidate does not constitute or imply 1861  
endorsement of the candidate by the party designated. No 1862  
candidate for an office shall be deemed the official candidate 1863  
of any party by virtue of the candidate's selection in the 1864  
primary election. 1865

(iv) A political party or party central committee does not 1866  
have the right to have its preferred candidate participate in 1867  
the general election other than as chosen by voters in the 1868  
primary. Nothing in this section shall be interpreted to 1869  
prohibit a political party or party central committee from 1870  
endorsing, supporting, or opposing any candidate. 1871

(b) Candidates shall be nominated for election to 1872  
nonpartisan offices by nominating petition, except where a 1873  
political subdivision has chosen to nominate candidates for 1874  
election as officers of the political subdivision by primary 1875  
election, as permitted under this section. Such a primary 1876

election shall be conducted in the manner described under 1877  
division (A) (1) (a) of this section, except that a candidate 1878  
shall not have the candidate's political party preference, or 1879  
lack of political party preference, indicated on the ballot. 1880

(2) Party primaries shall be held as provided in this 1881  
chapter and in section 3517.02 of the Revised Code for the 1882  
purpose of electing members of political parties to partisan 1883  
office and for the purpose of choosing delegates and alternates 1884  
to the national conventions of the major political parties. 1885

~~(B) The manner of nominating persons as candidates for~~ 1886  
~~election as officers of~~ If, before the effective date of this 1887  
amendment, a municipal corporation having a population of two 1888  
~~thousand or more, as ascertained by the most recent federal~~ 1889  
~~census, shall be the same as the manner in which candidates were~~ 1890  
political subdivision nominated candidates for election as 1891  
officers in of the municipal corporation in 1989 political 1892  
subdivision by primary election, the political subdivision shall 1893  
nominate those candidates by primary election under division (A) 1894  
(2) of this section unless the manner of nominating such 1895  
candidates is changed under division (C), (D), ~~or~~ (E), or (F) of 1896  
this section. If, before the effective date of this amendment, a 1897  
political subdivision nominated candidates for election as 1898  
officers of the political subdivision by nominating petition, 1899  
the political subdivision shall continue to nominate those 1900  
candidates by nominating petition unless the manner of 1901  
nominating those candidates is changed under division (C), (D), 1902  
(E), or (F) of this section. 1903

(C) Primary elections shall not be held for the nomination 1904  
of candidates for election as officers of any township, or any 1905  
municipal corporation having a population of less than two 1906

thousand, unless a majority of the electors of any such township 1907  
or municipal corporation, as determined by the total number of 1908  
votes cast in such township or municipal corporation for the 1909  
office of governor at the most recent regular state election, 1910  
files with the board of elections of the county within which 1911  
such township or municipal corporation is located, or within 1912  
which the major portion of the population thereof is located, if 1913  
the municipal corporation is situated in more than one county, 1914  
not later than one hundred twenty days before the day of a 1915  
primary election, a petition signed by such electors asking that 1916  
candidates for election as officers of such township or 1917  
municipal corporation be nominated ~~as candidates of political~~ 1918  
~~parties~~ by primary election, in which event primary elections 1919  
shall be held in such township or municipal corporation for the 1920  
purpose of nominating persons as candidates ~~of political parties~~ 1921  
for election as officers of such township or municipal 1922  
corporation to be voted for at the succeeding regular municipal 1923  
election. In a township or municipal corporation where a 1924  
majority of the electors have filed a petition asking that 1925  
candidates for election as officers of the township or municipal 1926  
corporation be nominated ~~as candidates of political parties~~ by 1927  
primary election, the nomination of candidates ~~for a nonpartisan~~ 1928  
~~election by nominating petition~~ may be reestablished in the 1929  
manner prescribed in division (E) of this section. 1930

(D) (1) The electors in a municipal corporation having a 1931  
population of two thousand or more, ~~in which municipal officers~~ 1932  
~~were nominated in the most recent election by nominating~~ 1933  
~~petition and elected by nonpartisan election~~, may place on the 1934  
ballot in the manner prescribed in division (D) (2) of this 1935  
section the question of changing to the primary-election method 1936  
of nominating persons as candidates for election as officers of 1937

the municipal corporation. 1938

(2) The board of elections of the county within which the 1939  
municipal corporation is located, or, if the municipal 1940  
corporation is located in more than one county, of the county 1941  
within which the major portion of the population of the 1942  
municipal corporation is located, shall, upon receipt of a 1943  
petition signed by electors of the municipal corporation equal 1944  
in number to at least ten per cent of the vote cast at the most 1945  
recent regular municipal election, submit to the electors of the 1946  
municipal corporation the question of changing to the primary- 1947  
election method of nominating persons as candidates for election 1948  
as officers of the municipal corporation. The ballot language 1949  
shall be substantially as follows: 1950

"Shall candidates for election as officers of \_\_\_\_\_ 1951  
(name of municipal corporation) in the county of \_\_\_\_\_ 1952  
(name of county) be nominated ~~as candidates of political parties~~ 1953  
by primary election? 1954

\_\_\_\_\_ yes 1955

\_\_\_\_\_ no" 1956

The question shall be placed on the ballot at the next 1957  
general election in an even-numbered year occurring at least 1958  
ninety days after the petition is filed with the board. If a 1959  
majority of the electors voting on the question vote in the 1960  
affirmative, candidates for election as officers of the 1961  
municipal corporation shall thereafter be nominated as 1962  
~~candidates of political parties~~ in primary elections, under 1963  
division (A) of this section, unless a change in the manner of 1964  
nominating persons as candidates for election as officers of the 1965  
municipal corporation is made under division (E) of this 1966

section. 1967

(E) (1) The electors in a township or municipal corporation 1968  
in which the township or municipal officers are nominated as 1969  
~~candidates of political parties~~ in a primary election may place 1970  
on the ballot, in the manner prescribed in division (E) (2) of 1971  
this section, the question of changing to the ~~nonpartisan~~ 1972  
nominating petition method of nominating persons as candidates 1973  
for election as officers of the township or municipal 1974  
corporation. 1975

(2) The board of elections of the county within which the 1976  
township or municipal corporation is located, or, if the 1977  
municipal corporation is located in more than one county, of the 1978  
county within which the major portion of the population of the 1979  
municipal corporation is located, shall, upon receipt of a 1980  
petition signed by electors of the township or municipal 1981  
corporation equal in number to at least ten per cent of the vote 1982  
cast at the most recent regular township or municipal election, 1983  
as appropriate, submit to the electors of the township or 1984  
municipal corporation, as appropriate, the question of changing 1985  
to the ~~nonpartisan~~ nominating petition method of nominating 1986  
persons as candidates for election as officers of the township 1987  
or municipal corporation. The ballot language shall be 1988  
substantially as follows: 1989

"Shall candidates for election as officers of \_\_\_\_\_ 1990  
(name of the township or municipal corporation) in the county of 1991  
\_\_\_\_\_ (name of county) be nominated as candidates by 1992  
~~nominating petition and be elected only in a nonpartisan~~ 1993  
~~election?~~ 1994  
\_\_\_\_\_ yes 1995

_____ no"	1996
The question shall appear on the ballot at the next	1997
general election in an even-numbered year occurring at least	1998
ninety days after the petition is filed with the board. If a	1999
majority of electors voting on the question vote in the	2000
affirmative, candidates for officer of the township or municipal	2001
corporation shall thereafter be nominated by nominating petition	2002
<del>and be elected only in a nonpartisan election,</del> unless a change	2003
in the manner of nominating persons as candidates for election	2004
as officers of the township or municipal corporation is made	2005
under division (C) or (D) of this section.	2006
<u>(F) (1) The board of education of a city, local, or</u>	2007
<u>exempted village school district or the governing board of an</u>	2008
<u>educational service center may, by adopting a resolution by a</u>	2009
<u>three-fifths majority vote of the board's total membership,</u>	2010
<u>choose to nominate candidates for election to the board by</u>	2011
<u>primary election. The board of education or governing board</u>	2012
<u>shall certify the resolution to the board of elections at least</u>	2013
<u>two hundred ten days before the day of the primary election.</u>	2014
<u>Subject to division (F) (2) of this section, the resolution</u>	2015
<u>applies to all subsequent nominations for a position as a member</u>	2016
<u>of that board of education or governing board.</u>	2017
<u>(2) Not earlier than five years after the adoption of a</u>	2018
<u>resolution under division (F) (1) of this section, the board of</u>	2019
<u>education of a city, local, or exempted village school district</u>	2020
<u>or the governing board of an educational service center may</u>	2021
<u>rescind that resolution by subsequent resolution upon a three-</u>	2022
<u>fifths majority vote of its total membership. The board of</u>	2023
<u>education or governing board shall certify the resolution to the</u>	2024
<u>board of elections at least two hundred ten days before the day</u>	2025

of the primary election. Subject to division (F) (4) of this 2026  
section, the resolution applies to all subsequent nominations 2027  
for a position as a member of that board of education or 2028  
governing board unless the board adopts another resolution under 2029  
division (F) (1) of this section. 2030

**Sec. 3513.02.** If, in any odd-numbered year, no valid 2031  
declaration of candidacy is filed for nomination as a candidate 2032  
~~of a political party~~ for election to any of the offices to be 2033  
voted for at the general election to be held in such year, or if 2034  
the number of persons filing such declarations of candidacy for 2035  
nominations as candidates ~~of one political party~~ for election to 2036  
such offices does not exceed, as to any such office, the number 2037  
of candidates ~~which such political party is entitled to nominate~~ 2038  
~~as its candidates~~ be nominated for election to such office, then 2039  
no primary election shall be held for the purpose of nominating 2040  
~~party~~ candidates ~~of such party~~ for election to offices to be 2041  
voted for at such general election and no primary ballots shall 2042  
be provided ~~for such party~~. If, however, the only office for 2043  
which there are more valid declarations of candidacy filed than 2044  
the number to be nominated ~~by a political party~~, is the office 2045  
of councilperson in a ward, a primary election shall be held ~~for~~ 2046  
~~such party~~ only in the ward or wards in which there is a 2047  
contest, and only the names of the candidates for the office of 2048  
councilperson in such ward shall appear on the primary ballot ~~of~~ 2049  
~~such political party~~. 2050

The election officials whose duty it would have been to 2051  
provide for and conduct the holding of such primary election, 2052  
declare the results thereof, and issue certificates of 2053  
nomination to the persons entitled thereto if such primary 2054  
election had been held shall declare each of such persons to be 2055  
nominated as of the date of the ninetieth day before the primary 2056

election, issue appropriate certificates of nomination to each 2057  
of them, and certify their names to the proper election 2058  
officials, in order that their names may be printed on the 2059  
official ballots provided for use in the succeeding general 2060  
election in the same manner as though such primary election had 2061  
been held and such persons had been nominated at such election. 2062

**Sec. 3513.04.** Candidates for ~~party nominations to state,~~ 2063  
~~district, county, and municipal offices or positions, for which~~ 2064  
~~party nominations are provided by law~~ nomination at a primary 2065  
election, and candidates for election as members of party 2066  
controlling committees, shall have their names printed on the 2067  
official primary ballot by filing a declaration of candidacy and 2068  
paying the fees specified for the office under divisions (A) and 2069  
(B) of section 3513.10 of the Revised Code, except that the 2070  
joint candidates for ~~party~~ nomination to the offices of governor 2071  
and lieutenant governor shall, for the two of them, file one 2072  
declaration of candidacy. The joint candidates also shall pay 2073  
the fees specified for the joint candidates under divisions (A) 2074  
and (B) of section 3513.10 of the Revised Code. 2075

The secretary of state shall not accept for filing the 2076  
declaration of candidacy of a candidate for ~~party~~ nomination to 2077  
the office of governor unless the declaration of candidacy also 2078  
shows a joint candidate for ~~the same party's~~ nomination to the 2079  
office of lieutenant governor, shall not accept for filing the 2080  
declaration of candidacy of a candidate for ~~party~~ nomination to 2081  
the office of lieutenant governor unless the declaration of 2082  
candidacy also shows a joint candidate for ~~the same party's~~ 2083  
nomination to the office of governor, and shall not accept for 2084  
filing a declaration of candidacy that shows a candidate for 2085  
~~party~~ nomination to the office of governor or lieutenant 2086  
governor who, for the same election, has already filed a 2087

declaration of candidacy ~~or a declaration of intent to be a~~ 2088  
~~write-in candidate,~~ or has become a candidate by the filling of 2089  
a vacancy under section 3513.30 of the Revised Code for any 2090  
other state office or any federal or county office. 2091

No person who seeks ~~party~~ nomination for an office or 2092  
position at a primary election by declaration of candidacy ~~or by~~ 2093  
~~declaration of intent to be a write-in candidate~~ and no person 2094  
who is a first choice for president of candidates seeking 2095  
election as delegates and alternates to the national conventions 2096  
of the different major political parties who are chosen by 2097  
direct vote of the electors as provided in this chapter shall be 2098  
permitted to become a candidate by nominating petition, 2099  
including a nominating petition filed under section 3517.012 of 2100  
the Revised Code, by declaration of intent to be a write-in 2101  
candidate, or by filling a vacancy under section 3513.31 of the 2102  
Revised Code at the following general election for any office 2103  
other than the ~~office of member of the state board of education,~~ 2104  
office of member of a city, local, or exempted village board of 2105  
education, office of member of a governing board of an 2106  
educational service center, or office of township trustee. 2107

**Sec. 3513.05.** Each person desiring to become a candidate 2108  
for a ~~party~~ nomination at a primary election or for election to 2109  
~~an a partisan~~ office ~~or position to be voted for at a party~~ 2110  
~~primary election,~~ except persons desiring to become joint 2111  
candidates for the offices of governor and lieutenant governor 2112  
and except as otherwise provided in section 3513.051 of the 2113  
Revised Code, shall, not later than four p.m. of the ninetieth 2114  
day before the day of the primary election, file a declaration 2115  
of candidacy and petition and pay the fees required under 2116  
divisions (A) and (B) of section 3513.10 of the Revised Code. 2117  
The declaration of candidacy and all separate petition papers 2118

shall be filed at the same time as one instrument. When the 2119  
offices are to be voted for at a primary election, persons 2120  
desiring to become joint candidates for the offices of governor 2121  
and lieutenant governor shall, not later than four p.m. of the 2122  
ninetieth day before the day of the primary election, comply 2123  
with section 3513.04 of the Revised Code. The prospective joint 2124  
candidates' declaration of candidacy and all separate petition 2125  
papers of candidacies shall be filed at the same time as one 2126  
instrument. The secretary of state or a board of elections shall 2127  
not accept for filing a declaration of candidacy and petition of 2128  
a person seeking to become a candidate if that person, for the 2129  
same election, has already filed a declaration of candidacy ~~or a~~ 2130  
~~declaration of intent to be a write-in candidate,~~ or has become 2131  
a candidate by the filling of a vacancy under section 3513.30 of 2132  
the Revised Code for any federal, state, or county office, if 2133  
the declaration of candidacy is for a state or county office, or 2134  
for any municipal or township office, if the declaration of 2135  
candidacy is for a municipal or township office. 2136

If the declaration of candidacy declares a candidacy which 2137  
is to be submitted to electors throughout the entire state, the 2138  
petition, including a petition for joint candidates for the 2139  
offices of governor and lieutenant governor, shall be signed by 2140  
at least one thousand qualified electors ~~who are members of the~~ 2141  
~~same political party as the candidate or joint candidates,~~ and 2142  
the declaration of candidacy and petition shall be filed with 2143  
the secretary of state; provided that the secretary of state 2144  
shall not accept or file any such petition appearing on its face 2145  
to contain signatures of more than three thousand electors. 2146

Except as otherwise provided in this paragraph, if the 2147  
declaration of candidacy is of one that is to be submitted only 2148  
to electors within a district, political subdivision, or portion 2149

thereof, the petition shall be signed by not less than fifty 2150  
qualified electors ~~who are members of the same political party~~ 2151  
~~as the political party of which the candidate is a member.~~ If 2152  
the declaration of candidacy is for ~~party~~ nomination as a 2153  
candidate for member of the legislative authority of a municipal 2154  
corporation elected by ward, the petition shall be signed by not 2155  
less than twenty-five qualified electors ~~who are members of the~~ 2156  
~~political party of which the candidate is a member.~~ 2157

No such petition, except the petition for a candidacy that 2158  
is to be submitted to electors throughout the entire state, 2159  
shall be accepted for filing if it appears to contain on its 2160  
face signatures of more than three times the minimum number of 2161  
signatures. When a petition of a candidate has been accepted for 2162  
filing by a board of elections, the petition shall not be deemed 2163  
invalid if, upon verification of signatures contained in the 2164  
petition, the board of elections finds the number of signatures 2165  
accepted exceeds three times the minimum number of signatures 2166  
required. A board of elections may discontinue verifying 2167  
signatures on petitions when the number of verified signatures 2168  
equals the minimum required number of qualified signatures. 2169

If the declaration of candidacy declares a candidacy for 2170  
~~party nomination or for election as a candidate~~ a partisan 2171  
office of a minor party, the minimum number of signatures on 2172  
such petition is one-half the minimum number provided in this 2173  
section, except that, when the candidacy is one for election as 2174  
a member of the state central committee or the county central 2175  
committee of a political party, the minimum number shall be the 2176  
same for a minor party as for a major party. 2177

If a declaration of candidacy is one for election as a 2178  
member of the state central committee or the county central 2179

committee of a political party, the petition shall be signed by 2180  
five qualified electors of the district, county, ward, township, 2181  
or precinct within which electors may vote for such candidate. 2182  
~~The~~ 2183

In the case of a declaration of candidacy filed by a 2184  
candidate for partisan office, the electors signing such the 2185  
petition and the circulator of the petition shall be members of 2186  
the same political party as the political party of which the 2187  
candidate is a member. 2188

For purposes of signing or circulating a petition of 2189  
candidacy for ~~party nomination or election~~ partisan office, an 2190  
elector is considered to be a member of a political party if the 2191  
elector voted in that party's primary election within the 2192  
preceding two calendar years, or if the elector did not vote in 2193  
any other party's primary election within the preceding two 2194  
calendar years. 2195

If the declaration of candidacy is of one that is to be 2196  
submitted only to electors within a county, or within a district 2197  
or subdivision or part thereof smaller than a county, the 2198  
petition shall be filed with the board of elections of the 2199  
county. If the declaration of candidacy is of one that is to be 2200  
submitted only to electors of a district or subdivision or part 2201  
thereof that is situated in more than one county, the petition 2202  
shall be filed with the board of elections of the county within 2203  
which the major portion of the population thereof, as 2204  
ascertained by the next preceding federal census, is located. 2205

A petition shall consist of separate petition papers, each 2206  
of which shall contain signatures of electors of only one 2207  
county. Petitions or separate petition papers containing 2208  
signatures of electors of more than one county shall not thereby 2209

be declared invalid. In case petitions or separate petition 2210  
papers containing signatures of electors of more than one county 2211  
are filed, the board shall determine the county from which the 2212  
majority of signatures came, and only signatures from such 2213  
county shall be counted. Signatures from any other county shall 2214  
be invalid. 2215

Each separate petition paper shall be circulated by one 2216  
person only, ~~who shall be the candidate or a joint candidate or~~ 2217  
~~a member of the same political party as the candidate or joint~~ 2218  
~~candidates,~~ and each separate petition paper shall be governed 2219  
by the rules set forth in section 3501.38 of the Revised Code. 2220

The secretary of state shall promptly transmit to each 2221  
board such separate petition papers of each petition 2222  
accompanying a declaration of candidacy filed with the secretary 2223  
of state as purport to contain signatures of electors of the 2224  
county of such board. The board of the most populous county of a 2225  
district shall promptly transmit to each board within such 2226  
district such separate petition papers of each petition 2227  
accompanying a declaration of candidacy filed with it as purport 2228  
to contain signatures of electors of the county of each such 2229  
board. The board of a county within which the major portion of 2230  
the population of a subdivision, situated in more than one 2231  
county, is located, shall promptly transmit to the board of each 2232  
other county within which a portion of such subdivision is 2233  
located such separate petition papers of each petition 2234  
accompanying a declaration of candidacy filed with it as purport 2235  
to contain signatures of electors of the portion of such 2236  
subdivision in the county of each such board. 2237

All petition papers so transmitted to a board and all 2238  
petitions accompanying declarations of candidacy filed with a 2239

board shall, under proper regulations, be open to public 2240  
inspection until four p.m. of the eightieth day before the day 2241  
of the next primary election. Each board shall, not later than 2242  
the seventy-eighth day before the day of that primary election, 2243  
examine and determine the validity or invalidity of the 2244  
signatures on the petition papers so transmitted to or filed 2245  
with it and shall return to the secretary of state all petition 2246  
papers transmitted to it by the secretary of state, together 2247  
with its certification of its determination as to the validity 2248  
or invalidity of signatures thereon, and shall return to each 2249  
other board all petition papers transmitted to it by such board, 2250  
together with its certification of its determination as to the 2251  
validity or invalidity of the signatures thereon. All other 2252  
matters affecting the validity or invalidity of such petition 2253  
papers shall be determined by the secretary of state or the 2254  
board with whom such petition papers were filed. 2255

Protests against the candidacy of any person filing a 2256  
declaration of candidacy ~~for party nomination or for election to~~ 2257  
~~an a partisan office or position, as provided in this section,~~ 2258  
may be filed by any qualified elector who is a member of the 2259  
same political party as the candidate and who is eligible to 2260  
vote at the primary election for the candidate whose declaration 2261  
of candidacy the elector objects to, or by the controlling 2262  
committee of that political party. Protests against the 2263  
candidacy of any person filing a declaration of candidacy for 2264  
nomination or for election to a voter-nominated or nonpartisan 2265  
office may be filed by any qualified elector who is eligible to 2266  
vote at the primary election for the candidate whose declaration 2267  
of candidacy the elector objects to. The protest shall be in 2268  
writing, and shall be filed not later than four p.m. of the 2269  
seventy-fourth day before the day of the primary election. The 2270

protest shall be filed with the election officials with whom the  
declaration of candidacy and petition was filed. Upon the filing  
of the protest, the election officials with whom it is filed  
shall promptly fix the time for hearing it, and shall forthwith  
mail notice of the filing of the protest and the time fixed for  
hearing to the person whose candidacy is so protested. They  
shall also forthwith mail notice of the time fixed for such  
hearing to the person who filed the protest. At the time fixed,  
such election officials shall hear the protest and determine the  
validity or invalidity of the declaration of candidacy and  
petition. If they find that such candidate is not an elector of  
the state, district, county, or political subdivision in which  
the candidate seeks a ~~party~~-nomination or election to an office  
or position, or has not fully complied with this chapter, the  
candidate's declaration of candidacy and petition shall be  
determined to be invalid and shall be rejected; otherwise, it  
shall be determined to be valid. That determination shall be  
final.

A protest against the candidacy of any persons filing a  
declaration of candidacy for joint ~~party~~-nomination to the  
offices of governor and lieutenant governor shall be filed,  
heard, and determined in the same manner as a protest against  
the candidacy of any person filing a declaration of candidacy  
singly.

The secretary of state shall, on the seventieth day before  
the day of a primary election, certify to each board in the  
state the forms of the official ballots to be used at the  
primary election, together with the names of the candidates to  
be printed on the ballots whose nomination or election is to be  
determined by electors throughout the entire state and who filed  
valid declarations of candidacy and petitions.

The board of the most populous county in a district 2302  
comprised of more than one county but less than all of the 2303  
counties of the state shall, on the seventieth day before the 2304  
day of a primary election, certify to the board of each county 2305  
in the district the names of the candidates to be printed on the 2306  
official ballots to be used at the primary election, whose 2307  
nomination or election is to be determined only by electors 2308  
within the district and who filed valid declarations of 2309  
candidacy and petitions. 2310

The board of a county within which the major portion of 2311  
the population of a subdivision smaller than the county and 2312  
situated in more than one county is located shall, on the 2313  
seventieth day before the day of a primary election, certify to 2314  
the board of each county in which a portion of that subdivision 2315  
is located the names of the candidates to be printed on the 2316  
official ballots to be used at the primary election, whose 2317  
nomination or election is to be determined only by electors 2318  
within that subdivision and who filed valid declarations of 2319  
candidacy and petitions. 2320

**Sec. 3513.052.** (A) No person shall seek nomination or 2321  
election to any of the following offices or positions at the 2322  
same election by filing a declaration of candidacy and petition, 2323  
~~a declaration of intent to be a write-in candidate,~~ or a 2324  
nominating petition, or by becoming a candidate through ~~party-~~ 2325  
nomination in a primary election, or by the filling of a vacancy 2326  
under section 3513.30 or 3513.31 of the Revised Code: 2327

- (1) Two or more state offices; 2328
- (2) Two or more county offices; 2329
- (3) A state office and a county office; 2330

- (4) A federal office and a state or county office; 2331
- (5) Any combination of two or more municipal or township 2332  
offices, positions as a member of a city, local, or exempted 2333  
village board of education, or positions as a member of a 2334  
governing board of an educational service center. 2335
- (B) The secretary of state or a board of elections shall 2336  
not accept for filing a declaration of candidacy and petition,~~a~~ 2337  
~~declaration of intent to be a write-in candidate,~~ or a 2338  
nominating petition of a person seeking to become a candidate if 2339  
that person, for the same election, has already filed a 2340  
declaration of candidacy,~~a declaration of intent to be a write-~~ 2341  
~~in candidate,~~ or a nominating petition, or has become a 2342  
candidate through ~~party~~ nomination at a primary election or by 2343  
the filling of a vacancy under section 3513.30 or 3513.31 of the 2344  
Revised Code for: 2345
- (1) Any federal, state, or county office, if the 2346  
declaration of candidacy,~~declaration of intent to be a write-in~~ 2347  
~~candidate,~~ or nominating petition is for a state or county 2348  
office; 2349
- (2) Any municipal or township office, or for member of a 2350  
city, local, or exempted village board of education, or for 2351  
member of a governing board of an educational service center, if 2352  
the declaration of candidacy,~~declaration of intent to be a~~ 2353  
~~write-in candidate,~~ or nominating petition is for a municipal or 2354  
township office, or for member of a city, local, or exempted 2355  
village board of education, or for member of a governing board 2356  
of an educational service center. 2357
- (C) (1) If the secretary of state determines, before the 2358  
day of the primary election, that a person is seeking nomination 2359

to more than one office at that election in violation of 2360  
division (A) of this section, the secretary of state shall do 2361  
one of the following: 2362

(a) If each office or the district for each office for 2363  
which the person is seeking nomination is wholly within a single 2364  
county and none of those offices is a federal office, the 2365  
secretary of state shall notify the board of elections of that 2366  
county. The board then shall determine the date on which the 2367  
person first sought to become a candidate for each of those 2368  
offices by filing a declaration of candidacy ~~or a declaration of~~ 2369  
~~intent to be a write-in candidate~~ or by the filling of a vacancy 2370  
under section 3513.30 of the Revised Code. The board shall vote 2371  
promptly to disqualify that person as a candidate for each 2372  
office for which the person sought to become a candidate after 2373  
the date on which the person first sought to become a candidate 2374  
for any of those offices. If the board determines that the 2375  
person sought to become a candidate for more than one of those 2376  
offices on the same date, the board shall vote promptly to 2377  
disqualify that person as a candidate for each office that would 2378  
be listed on the ballot below the highest office for which that 2379  
person seeks nomination, according to the ballot order 2380  
prescribed under section 3505.03 of the Revised Code. 2381

(b) If one or more of the offices for which the person is 2382  
seeking nomination is a state office or an office with a 2383  
district larger than a single county and none of the offices for 2384  
which the person is seeking nomination is a federal office, the 2385  
secretary of state shall determine the date on which the person 2386  
first sought to become a candidate for each of those offices by 2387  
filing a declaration of candidacy ~~or a declaration of intent to~~ 2388  
~~be a write-in candidate~~ or by the filling of a vacancy under 2389  
section 3513.30 of the Revised Code. The secretary of state 2390

shall order the board of elections of each county in which the person is seeking to appear on the ballot to disqualify that person as a candidate for each office for which the person sought to become a candidate after the date on which the person first sought to become a candidate for any of those offices. If the secretary of state determines that the person sought to become a candidate for more than one of those offices on the same date, the secretary of state shall order the board of elections of each county in which the person is seeking to appear on the ballot to disqualify that person as a candidate for each office that would be listed on the ballot below the highest office for which that person seeks nomination, according to the ballot order prescribed under section 3505.03 of the Revised Code. Each board of elections so notified shall vote promptly to disqualify the person as a candidate in accordance with the order of the secretary of state.

(c) If each office or the district for each office for which the person is seeking nomination is wholly within a single county and any of those offices is a federal office, the secretary of state shall notify the board of elections of that county. The board then shall vote promptly to disqualify that person as a candidate for each office that is not a federal office.

(d) If one or more of the offices for which the person is seeking nomination is a state office and any of the offices for which the person is seeking nomination is a federal office, the secretary of state shall order the board of elections of each county in which the person is seeking to appear on the ballot to disqualify that person as a candidate for each office that is not a federal office. Each board of elections so notified shall vote promptly to disqualify the person as a candidate in

accordance with the order of the secretary of state. 2422

(2) If a board of elections determines, before the day of 2423  
the primary election, that a person is seeking nomination to 2424  
more than one office at that election in violation of division 2425  
(A) of this section, the board shall do one of the following: 2426

(a) If each office or the district for each office for 2427  
which the person is seeking nomination is wholly within that 2428  
county and none of those offices is a federal office, the board 2429  
shall determine the date on which the person first sought to 2430  
become a candidate for each of those offices by filing a 2431  
declaration of candidacy ~~or a declaration of intent to be a~~ 2432  
~~write-in candidate~~ or by the filling of a vacancy under section 2433  
3513.30 of the Revised Code. The board shall vote promptly to 2434  
disqualify that person as a candidate for each office for which 2435  
the person sought to become a candidate after the date on which 2436  
the person first sought to become a candidate for any of those 2437  
offices. If the board determines that the person sought to 2438  
become a candidate for more than one of those offices on the 2439  
same date, the board shall vote promptly to disqualify that 2440  
person as a candidate for each office that would be listed on 2441  
the ballot below the highest office for which that person seeks 2442  
nomination, according to the ballot order prescribed under 2443  
section 3505.03 of the Revised Code. 2444

(b) If one or more of the offices for which the person is 2445  
seeking nomination is a state office or an office with a 2446  
district larger than a single county and none of the offices for 2447  
which the person is seeking nomination is a federal office, the 2448  
board shall notify the secretary of state. The secretary of 2449  
state then shall determine the date on which the person first 2450  
sought to become a candidate for each of those offices by filing 2451

a declaration of candidacy ~~or a declaration of intent to be a~~ 2452  
~~write-in candidate~~ or by the filling of a vacancy under section 2453  
3513.30 of the Revised Code. The secretary of state shall order 2454  
the board of elections of each county in which the person is 2455  
seeking to appear on the ballot to disqualify that person as a 2456  
candidate for each office for which the person sought to become 2457  
a candidate after the date on which the person first sought to 2458  
become a candidate for any of those offices. If the secretary of 2459  
state determines that the person sought to become a candidate 2460  
for more than one of those offices on the same date, the 2461  
secretary of state shall order the board of elections of each 2462  
county in which the person is seeking to appear on the ballot to 2463  
disqualify that person as a candidate for each office that would 2464  
be listed on the ballot below the highest office for which that 2465  
person seeks nomination, according to the ballot order 2466  
prescribed under section 3505.03 of the Revised Code. Each board 2467  
of elections so notified shall vote promptly to disqualify the 2468  
person as a candidate in accordance with the order of the 2469  
secretary of state. 2470

(c) If each office or the district for each office for 2471  
which the person is seeking nomination is wholly within a single 2472  
county and any of those offices is a federal office, the board 2473  
shall vote promptly to disqualify that person as a candidate for 2474  
each office that is not a federal office. 2475

(d) If one or more of the offices for which the person is 2476  
seeking nomination is a state office and any of the offices for 2477  
which the person is seeking nomination is a federal office, the 2478  
board shall notify the secretary of state. The secretary of 2479  
state then shall order the board of elections of each county in 2480  
which the person is seeking to appear on the ballot to 2481  
disqualify that person as a candidate for each office that is 2482

not a federal office. Each board of elections so notified shall 2483  
vote promptly to disqualify the person as a candidate in 2484  
accordance with the order of the secretary of state. 2485

(D) (1) If the secretary of state determines, after the day 2486  
of the primary election and before the day of the general 2487  
election, that a person is seeking election to more than one 2488  
office at that election in violation of division (A) of this 2489  
section, the secretary of state shall do one of the following: 2490

(a) If each office or the district for each office for 2491  
which the person is seeking election is wholly within a single 2492  
county and none of those offices is a federal office, the 2493  
secretary of state shall notify the board of elections of that 2494  
county. The board then shall determine the offices for which the 2495  
person seeks to appear as a candidate on the ballot. The board 2496  
shall vote promptly to disqualify that person as a candidate for 2497  
each office that would be listed on the ballot below the highest 2498  
office for which that person seeks election, according to the 2499  
ballot order prescribed under section 3505.03 of the Revised 2500  
Code. If the person sought nomination at a primary election and 2501  
has not yet been issued a certificate of nomination, the board 2502  
shall not issue that certificate for that person for any office 2503  
that would be listed on the ballot below the highest office for 2504  
which that person seeks election, according to the ballot order 2505  
prescribed under section 3505.03 of the Revised Code. 2506

(b) If one or more of the offices for which the person is 2507  
seeking election is a state office or an office with a district 2508  
larger than a single county and none of the offices for which 2509  
the person is seeking election is a federal office, the 2510  
secretary of state shall promptly investigate and determine the 2511  
offices for which the person seeks to appear as a candidate on 2512

the ballot. The secretary of state shall order the board of 2513  
elections of each county in which the person is seeking to 2514  
appear on the ballot to disqualify that person as a candidate 2515  
for each office that would be listed on the ballot below the 2516  
highest office for which that person seeks election, according 2517  
to the ballot order prescribed under section 3505.03 of the 2518  
Revised Code. Each board of elections so notified shall vote 2519  
promptly to disqualify the person as a candidate in accordance 2520  
with the order of the secretary of state. If the person sought 2521  
nomination at a primary election and has not yet been issued a 2522  
certificate of nomination, the board shall not issue that 2523  
certificate for that person for any office that would be listed 2524  
on the ballot below the highest office for which that person 2525  
seeks election, according to the ballot order prescribed under 2526  
section 3505.03 of the Revised Code. 2527

(c) If each office or the district for each office for 2528  
which the person is seeking election is wholly within a single 2529  
county and any of those offices is a federal office, the 2530  
secretary of state shall notify the board of elections of that 2531  
county. The board then shall vote promptly to disqualify that 2532  
person as a candidate for each office that is not a federal 2533  
office. If the person sought nomination at a primary election 2534  
and has not yet been issued a certificate of nomination, the 2535  
board shall not issue that certificate for that person for any 2536  
office that is not a federal office. 2537

(d) If one or more of the offices for which the person is 2538  
seeking election is a state office and any of the offices for 2539  
which the person is seeking election is a federal office, the 2540  
secretary of state shall order the board of elections of each 2541  
county in which the person is seeking to appear on the ballot to 2542  
disqualify that person as a candidate for each office that is 2543

not a federal office. Each board of elections so notified shall 2544  
vote promptly to disqualify the person as a candidate in 2545  
accordance with the order of the secretary of state. If the 2546  
person sought nomination at a primary election and has not yet 2547  
been issued a certificate of nomination, the board shall not 2548  
issue that certificate for that person for any office that is 2549  
not a federal office. 2550

(2) If a board of elections determines, after the day of 2551  
the primary election and before the day of the general election, 2552  
that a person is seeking election to more than one office at 2553  
that election in violation of division (A) of this section, the 2554  
board of elections shall do one of the following: 2555

(a) If each office or the district for each office for 2556  
which the person is seeking election is wholly within that 2557  
county and none of those offices is a federal office, the board 2558  
shall determine the offices for which the person seeks to appear 2559  
as a candidate on the ballot. The board shall vote promptly to 2560  
disqualify that person as a candidate for each office that would 2561  
be listed on the ballot below the highest office for which that 2562  
person seeks election, according to the ballot order prescribed 2563  
under section 3505.03 of the Revised Code. If the person sought 2564  
nomination at a primary election and has not yet been issued a 2565  
certificate of nomination, the board shall not issue that 2566  
certificate for that person for any office that would be listed 2567  
on the ballot below the highest office for which that person 2568  
seeks election, according to the ballot order prescribed under 2569  
section 3505.03 of the Revised Code. 2570

(b) If one or more of the offices for which the person is 2571  
seeking election is a state office or an office with a district 2572  
larger than a single county and none of the offices for which 2573

the person is seeking election is a federal office, the board 2574  
shall notify the secretary of state. The secretary of state 2575  
promptly shall investigate and determine the offices for which 2576  
the person seeks to appear as a candidate on the ballot. The 2577  
secretary of state shall order the board of elections of each 2578  
county in which the person is seeking to appear on the ballot to 2579  
disqualify that person as a candidate for each office that would 2580  
be listed on the ballot below the highest office for which that 2581  
person seeks election, according to the ballot order prescribed 2582  
under section 3505.03 of the Revised Code. Each board of 2583  
elections so notified shall vote promptly to disqualify the 2584  
person as a candidate in accordance with the order of the 2585  
secretary of state. If the person sought nomination at a primary 2586  
election and has not yet been issued a certificate of 2587  
nomination, the board shall not issue that certificate for that 2588  
person for any office that would be listed on the ballot below 2589  
the highest office for which that person seeks election, 2590  
according to the ballot order prescribed under section 3505.03 2591  
of the Revised Code. 2592

(c) If each office or the district for each office for 2593  
which the person is seeking election is wholly within that 2594  
county and any of those offices is a federal office, the board 2595  
shall vote promptly to disqualify that person as a candidate for 2596  
each office that is not a federal office. If the person sought 2597  
nomination at a primary election and has not yet been issued a 2598  
certificate of nomination, the board shall not issue that 2599  
certificate for that person for any office that is not a federal 2600  
office. 2601

(d) If one or more of the offices for which the person is 2602  
seeking election is a state office and any of the offices for 2603  
which the person is seeking election is a federal office, the 2604

board shall notify the secretary of state. The secretary of 2605  
state shall order the board of elections of each county in which 2606  
the person is seeking to appear on the ballot to disqualify that 2607  
person as a candidate for each office that is not a federal 2608  
office. Each board of elections so notified shall vote promptly 2609  
to disqualify the person as a candidate in accordance with the 2610  
order of the secretary of state. If the person sought nomination 2611  
at a primary election and has not yet been issued a certificate 2612  
of nomination, the board shall not issue that certificate for 2613  
that person for any office that is not a federal office. 2614

(E) When a person is disqualified as a candidate under 2615  
division (C) or (D) of this section, on or before the seventieth 2616  
day before the day of the applicable election, the board of 2617  
elections shall remove the person's name from the ballot for any 2618  
office for which that person has been disqualified as a 2619  
candidate according to the directions of the secretary of state. 2620  
When a person is disqualified as a candidate under division (C) 2621  
or (D) of this section after the seventieth day before the day 2622  
of the applicable election, the board of elections shall not 2623  
remove the person's name from the ballot for any office for 2624  
which that person has been disqualified as a candidate. The 2625  
board of elections shall post a notice at each polling location 2626  
on the day of the applicable election, and shall enclose with 2627  
each absent voter's ballot given or mailed after the candidate 2628  
is disqualified, a notice that votes for the person for the 2629  
office for which the person has been disqualified as a candidate 2630  
will be void and will not be counted. If the name is not removed 2631  
from the ballots before the day of the election, the votes for 2632  
the disqualified candidate are void and shall not be counted. 2633

(F) Any vacancy created by the disqualification of a 2634  
person as a candidate under division (C) or (D) of this section 2635

may be filled in the manner provided for in sections 3513.30 and 2636  
3513.31 of the Revised Code. 2637

(G) Nothing in this section or section 3513.04, ~~3513.041,~~ 2638  
3513.05, 3513.251, 3513.253, 3513.254, 3513.255, 3513.257, or 2639  
3513.261 of the Revised Code prohibits, and the secretary of 2640  
state or a board of elections shall not disqualify, a person 2641  
from being a candidate for an office, if that person timely 2642  
withdraws as a candidate for any offices specified in division 2643  
(A) of this section for which that person first sought to become 2644  
a candidate by filing a declaration of candidacy and petition, ~~a~~ 2645  
~~declaration of intent to be a write-in candidate,~~ or a 2646  
nominating petition, by ~~party~~ nomination in a primary election, 2647  
or by the filling of a vacancy under section 3513.30 or 3513.31 2648  
of the Revised Code. 2649

(H) As used in this section: 2650

(1) "State office" means the offices of governor, 2651  
lieutenant governor, secretary of state, auditor of state, 2652  
treasurer of state, attorney general, member of the general 2653  
assembly, chief justice of the supreme court, and justice of the 2654  
supreme court. 2655

(2) "Timely withdraws" means either of the following: 2656

(a) Withdrawing as a candidate before the applicable 2657  
deadline for filing a declaration of candidacy, ~~declaration of~~ 2658  
~~intent to be a write-in candidate,~~ or nominating petition for 2659  
the subsequent office for which the person is seeking to become 2660  
a candidate at the same election; 2661

(b) Withdrawing as a candidate before the applicable 2662  
deadline for the filling of a vacancy under section 3513.30 or 2663  
3513.31 of the Revised Code, if the person is seeking to become 2664

a candidate for a subsequent office at the same election under 2665  
either of those sections. 2666

**Sec. 3513.07.** (A) The form of declaration of candidacy and 2667  
petition of a person desiring to be a candidate for a party 2668  
nomination or a candidate for election to ~~an~~ a partisan office 2669  
or position to be voted for at a primary election shall be 2670  
substantially as follows: 2671

"DECLARATION OF CANDIDACY ~~PARTY PRIMARY ELECTION~~ FOR PARTISAN 2672  
OFFICE 2673

I, \_\_\_\_\_ (Name of Candidate), the 2674  
undersigned, hereby declare under penalty of election 2675  
falsification that my voting residence is in \_\_\_\_\_ 2676  
precinct of the \_\_\_\_\_ (Township) or 2677  
(Ward and City or Village) in the county of \_\_\_\_\_, 2678  
Ohio; that my voting residence is \_\_\_\_\_ (Street and 2679  
Number, if any, or Rural Route and Number) of the 2680  
\_\_\_\_\_ (City or Village) of 2681  
\_\_\_\_\_, Ohio; and that I am a qualified elector in 2682  
the precinct in which my voting residence is located. I am a 2683  
member of the \_\_\_\_\_ Party. I hereby declare that I desire to 2684  
be \_\_\_\_\_ (a candidate for nomination as a 2685  
~~candidate of the Party for election to the office of~~ 2686  
~~\_\_\_\_\_~~) (a candidate for election to the office or 2687  
position of \_\_\_\_\_) for the \_\_\_\_\_ in the state, 2688  
district, (Full term or unexpired term ending \_\_\_\_\_) 2689  
county, city, or village of \_\_\_\_\_, at the primary 2690  
election to be held on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, 2691  
and I hereby request that my name be printed upon the official 2692  
primary election ballot of the said \_\_\_\_\_ Party as a 2693  
candidate for \_\_\_\_\_ (such nomination) or (such election) as 2694

provided by law. 2695

I further declare that, if elected to said office or 2696  
position, I will qualify therefor, and that I will support and 2697  
abide by the principles enunciated by the \_\_\_\_\_ Party. 2698

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ 2699

\_\_\_\_\_ 2700

(Signature of candidate) 2701

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 2702  
FELONY OF THE FIFTH DEGREE. 2703

PETITION OF CANDIDATE 2704

We, the undersigned, qualified electors of the state of 2705  
Ohio, whose voting residence is in the county, city, village, 2706  
ward, township, or school district, and precinct set opposite 2707  
our names, and members of the 2708

\_\_\_\_\_ Party, hereby certify 2709  
that \_\_\_\_\_ (Name of candidate) whose 2710  
declaration of candidacy is filed herewith, is a member of the 2711  
\_\_\_\_\_ Party, and is, in our opinion, well qualified to 2712  
perform the duties of the office or position to which that 2713  
candidate desires to be elected. 2714

Street City, 2715

and Village or 2716

Signature Number Township Ward Precinct County Date 2717

(Must use address on file with the board of elections) 2718

\_\_\_\_\_ 2719

\_\_\_\_\_ 2720

\_\_\_\_\_ 2721

\_\_\_\_\_ (Name of circulator 2722  
of petition), declares under penalty of election falsification 2723  
that the circulator of the petition is a qualified elector of 2724  
the state of Ohio and resides at the address appearing below the 2725  
signature of that circulator; that the circulator is a member of 2726  
the \_\_\_\_\_ Party; that the circulator is the circulator of 2727  
the foregoing petition paper containing \_\_\_\_\_ (Number) 2728  
signatures; that the circulator witnessed the affixing of every 2729  
signature; that all signers were to the best of the circulator's 2730  
knowledge and belief qualified to sign; and that every signature 2731  
is to the best of the circulator's knowledge and belief the 2732  
signature of the person whose signature it purports to be or of 2733  
an attorney in fact acting pursuant to section 3501.382 of the 2734  
Revised Code. 2735

\_\_\_\_\_ 2736

(Signature of circulator) 2737

\_\_\_\_\_ 2738

(Address of circulator's 2739

permanent residence in this 2740

state) 2741

\_\_\_\_\_ 2742

(If petition is for a 2743

statewide candidate, the 2744

name and address of person 2745

employing to circulate 2746

petition, if any) 2747

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 2748  
FELONY OF THE FIFTH DEGREE." 2749

~~The secretary of state shall prescribe a form of 2750  
declaration of candidacy and petition, and the form shall be 2751  
substantially similar to the declaration of candidacy and 2752  
petition set forth in this section, that will be suitable for 2753  
joint candidates for the offices of governor and lieutenant 2754  
governor. 2755~~

The petition provided for in this ~~section~~ division shall 2756  
be circulated only by a member of the same political party as 2757  
the candidate. 2758

(B) "DECLARATION OF CANDIDACY FOR NOMINATION BY PRIMARY 2759  
ELECTION 2760

I, \_\_\_\_\_ (Name of Candidate), the 2761  
undersigned, hereby declare under penalty of election 2762  
falsification that my voting residence is in \_\_\_\_\_ 2763  
precinct of the \_\_\_\_\_ (Township) or 2764  
(Ward and City or Village) in the county of \_\_\_\_\_, 2765  
Ohio; that my voting residence is \_\_\_\_\_ (Street and 2766  
Number, if any, or Rural Route and Number) of the \_\_\_\_\_ 2767  
\_\_\_\_\_ (City or Village) of \_\_\_\_\_ 2768  
\_\_\_\_\_, Ohio; and that I am a qualified elector in \_\_\_\_\_ 2769  
the precinct in which my voting residence is located. I desire 2770  
to be nominated as a candidate for election to the office or 2771  
position of \_\_\_\_\_ in the state, district, (Full term or 2772  
unexpired term ending \_\_\_\_\_) county, city, or village 2773  
of \_\_\_\_\_, at the primary election to be held on 2774  
the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and I request that my 2775  
name be printed upon the official primary election ballot as a 2776  
candidate for that nomination as provided by law. 2777

In the case of a candidate for a voter-nominated office 2778  
(check one): My preference is for the \_\_\_\_\_ Party or 2779  
no political party. 2780

I further declare that, if elected to said office or 2781  
position, I will qualify therefor. 2782

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2783

\_\_\_\_\_ 2784

(Signature of candidate) 2785

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 2786  
FELONY OF THE FIFTH DEGREE. 2787

PETITION OF CANDIDATE 2788

We, the undersigned, qualified electors of the state of 2789  
Ohio, whose voting residence is in the county, city, village, 2790  
ward, township, or school district, and precinct set opposite 2791  
our names, hereby certify that 2792

(Name of candidate) whose declaration of candidacy is filed 2793  
herewith is, in our opinion, well qualified to perform the 2794  
duties of the office or position to which that candidate desires 2795  
to be elected. 2796

Street City, 2797

and Village or Signature Number Township Ward Precinct 2798

County Date 2799

(Must use address on file with the board of elections) 2800

\_\_\_\_\_ 2801

\_\_\_\_\_ 2802

\_\_\_\_\_ 2803

\_\_\_\_\_ (Name of \_\_\_\_\_) 2804

circulator of petition), declares under penalty of election 2805  
falsification that the circulator of the petition is a qualified 2806  
elector of the state of Ohio and resides at the address 2807  
appearing below the signature of that circulator; that the 2808  
circulator is the circulator of the foregoing petition paper 2809  
containing \_\_\_\_\_ (Number) signatures; that the 2810  
circulator witnessed the affixing of every signature; that all 2811  
signers were to the best of the circulator's knowledge and 2812  
belief qualified to sign; and that every signature is to the 2813  
best of the circulator's knowledge and belief the signature of 2814  
the person whose signature it purports to be or of an attorney 2815  
in fact acting pursuant to section 3501.382 of the Revised Code. 2816

\_\_\_\_\_ 2817

(Signature of circulator) 2818

\_\_\_\_\_ 2819

(Address of circulator's 2820

permanent residence in this 2821

state) 2822

\_\_\_\_\_ 2823

(If petition is for a 2824

statewide candidate, the 2825

name and address of person 2826

employing to circulate 2827

petition, if any) 2828

I, \_\_\_\_\_, hereby constitute 2829  
the persons named below a committee to represent me: 2830

<u>Name</u>	<u>Residence</u>	
_____	_____	2831
_____	_____	2832
_____	_____	2833
_____	_____	2834
_____	_____	2835
_____	_____	2836

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 2837  
FELONY OF THE FIFTH DEGREE." 2838

The secretary of state shall prescribe a form of 2839  
declaration of candidacy and petition, and the form shall be 2840  
substantially similar to the declaration of candidacy and 2841  
petition set forth in this division, that will be suitable for 2842  
joint candidates for the offices of governor and lieutenant 2843  
governor. 2844

~~Sec. 3513.08. Each person filing a declaration of~~ 2845  
~~candidacy for nomination at a primary election as a candidate~~ 2846  
~~for election to the office of judge of the supreme court, court~~ 2847  
~~of appeals, court of common pleas, probate court, and such other~~ 2848  
~~courts as are established by law, in addition to designating in~~ 2849  
~~such declaration the office for election to which he seeks such~~ 2850  
~~nomination, shall, if two or more judges of the same court are~~ 2851  
~~to be elected at any one election, designate the term of the~~ 2852  
~~office for election to which he seeks such nomination by stating~~ 2853  
~~therein, if a full term, the date of the commencement of such~~ 2854  
~~term as follows:~~ 2855

~~"Full term commencing \_\_\_\_\_ (date) \_\_\_\_\_,"~~ 2856  
~~or by stating therein, if an unexpired term, the date on which~~ 2857  
~~such unexpired term will end as follows: "unexpired term ending~~ 2858

\_\_\_\_\_ (Date) \_\_\_\_\_" 2859

~~Each person filing a declaration of candidacy for nomination at a primary election as a candidate for election to the office of county commissioner, in addition to designating in the declaration the office for election to which he seeks the nomination, shall, if two or more commissioners of the same county are to be elected at any one election, designate the term of the office for election to which he seeks the nomination by stating therein, if a full term, the date of the commencement of the term, as follows:~~ 2860  
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2864  
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2866  
2867  
2868

~~"Full term commencing \_\_\_\_\_ (Date) \_\_\_\_\_," or by stating therein, if an unexpired term, the date on which the unexpired term will end, as follows: "unexpired term ending \_\_\_\_\_ (Date) \_\_\_\_\_"~~ 2869  
2870  
2871  
2872

Each person filing a declaration of candidacy ~~for~~ nomination at a primary election or nominating petition as a candidate for the unexpired term of any an office shall designate in ~~such the~~ declaration or petition the date on which such unexpired term will end. 2873  
2874  
2875  
2876  
2877

Each person filing a declaration of candidacy or nominating petition for an office to which multiple candidates are to be elected at the same election shall designate in the declaration or petition the date on which the term of office the person seeks will commence. 2878  
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2881  
2882

**Sec. 3513.10.** (A) At the time of filing a declaration of candidacy for nomination for any office, or a declaration of intent to be a write-in candidate, each candidate, except joint candidates for governor and lieutenant governor, shall pay a fee as follows: 2883  
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2885  
2886  
2887

2888

1

2

A	For statewide office	\$100
B	For court of appeals judge	\$50
C	For court of common pleas judge	\$50
D	For county court judge	\$50
E	For municipal court judge	\$50
F	For district office, including member of the United States house of representatives and member of the general assembly	\$50
G	For county office	\$50
H	For city office	\$20
I	For village office	\$10
J	For township office	\$10
K	For member of local, city, or exempted village board of education or educational service center governing board	\$10

At the time of filing a declaration of candidacy ~~or a~~ 2889  
~~declaration of intent to be a write-in candidate~~ for the offices 2890  
of governor and lieutenant governor, the joint candidates shall 2891  
jointly pay to the secretary of state a fee of one hundred 2892  
dollars. 2893

(B) (1) At the same time the fee required under division 2894  
(A) of this section is paid, each candidate shall pay an 2895  
additional fee as follows: 2896  
2897

1

2

A	For the joint candidates for governor and lieutenant governor	\$50
B	For statewide office	\$50
C	For district office, including member of the United States house of representatives and member of the general assembly	\$35
D	<del>For member of state board of education</del>	<del>\$35</del>
E	For court of appeals judge	\$30
F	For court of common pleas judge	\$30
G	For county court judge	\$30
H	For municipal court judge	\$30
I	For county office	\$30
J	For city office	\$25
K	For village office	\$20
L	For township office	\$20
M	For member of local, city, or exempted village board of education or educational service center	\$20

governing board

(2) Whoever seeks to propose a ballot question or issue to 2898  
be submitted to the electors shall pay the following fee at the 2899  
time the petition proposing the question or issue is filed: 2900

(a) If the question or issue is to be submitted to the 2901  
electors throughout the entire state, twenty-five dollars; 2902

(b) If the question or issue is to be submitted to the 2903  
electors of a county or of a district that consists of all or 2904  
part of two or more counties but less than the entire state, 2905  
fifteen dollars; 2906

(c) If the question or issue is to be submitted to the 2907  
electors of a city, twelve dollars and fifty cents; 2908

(d) If the question or issue is to be submitted to the 2909  
electors of a village, a township, a local, city, county, or 2910  
exempted village school district, a precinct, or another 2911  
district consisting of less than an entire county, ten dollars. 2912

(C) No fee shall be required of candidates filing for the 2913  
office of delegate or alternate to the national convention of 2914  
political parties, member of the state central committee of a 2915  
political party, or member of the county central committee of a 2916  
political party. 2917

(D) All fees required under division (A) of this section 2918  
immediately shall be paid by the officer receiving them into the 2919  
state treasury to the credit of the general revenue fund, in the 2920  
case of fees received by the secretary of state, and into the 2921  
county treasury to the credit of the county general fund, in the 2922  
case of fees received by a board of elections. 2923

(E) The officer who receives a fee required under division 2924  
(B) of this section immediately shall pay the fee to the credit 2925  
of the Ohio election integrity commission fund created under 2926  
section 111.29 of the Revised Code. 2927

(F) (1) In no case shall a fee paid under this section be 2928  
returned to a candidate. 2929

(2) Whenever a section of law refers to a filing fee to be 2930  
paid by a candidate or by a committee proposing a ballot 2931  
question or issue to be submitted to the electors, that fee 2932  
includes the fees required under divisions (A) and (B) of this 2933  
section. 2934

(G) As used in divisions (A) and (B) of this section, 2935  
"statewide office" means the office of secretary of state, 2936  
auditor of state, treasurer of state, attorney general, justice 2937  
and chief justice of the supreme court, and member of the United 2938  
States senate. 2939

**Sec. 3513.12.** At a presidential primary election, which 2940  
shall be held as provided in division ~~(E) (2)~~ (E) (3) of section 2941  
3501.01 of the Revised Code, delegates and alternates to the 2942  
national conventions of the different major political parties 2943  
shall be chosen by direct vote of the electors as provided in 2944  
this chapter. Candidates for delegate and alternate shall be 2945  
qualified and the election shall be conducted in the manner 2946  
prescribed in this chapter for the nomination of candidates for 2947  
state and district partisan offices, except as provided in 2948  
section 3513.151 of the Revised Code and except that whenever 2949  
any group of candidates for delegate at large or alternate at 2950  
large, or any group of candidates for delegates or alternates 2951  
from districts, file with the secretary of state statements as 2952  
provided by this section, designating the same persons as their 2953

first and second choices for president of the United States, 2954  
such a group of candidates may submit a group petition 2955  
containing a declaration of candidacy for each of such 2956  
candidates. The group petition need be signed only by the number 2957  
of electors required for the petition of a single candidate. No 2958  
group petition shall be submitted except by a group of 2959  
candidates equal in number to the whole number of delegates at 2960  
large or alternates at large to be elected or equal in number to 2961  
the whole number of delegates or alternates from a district to 2962  
be elected. 2963

Each person seeking to be elected as delegate or alternate 2964  
to the national convention of the person's political party shall 2965  
file with the person's declaration of candidacy and certificate 2966  
a statement in writing signed by the person in which the person 2967  
shall state the person's first and second choices for nomination 2968  
as the candidate of the person's party for the presidency of the 2969  
United States. The secretary of state shall not permit any 2970  
declaration of candidacy and certificate of a candidate for 2971  
election as such delegate or alternate to be filed unless 2972  
accompanied by such statement in writing. The name of a 2973  
candidate for the presidency shall not be so used without the 2974  
candidate's written consent. 2975

A person who is a first choice for president of candidates 2976  
seeking election as delegates and alternates shall file with the 2977  
secretary of state, prior to the day of the election, a list 2978  
indicating the order in which certificates of election are to be 2979  
issued to delegate or alternate candidates to whose candidacy 2980  
the person has consented, if fewer than all of such candidates 2981  
are entitled under party rules to be certified as elected. Each 2982  
candidate for election as such delegate or alternate may also 2983  
file along with the candidate's declaration of candidacy and 2984

certificate a statement in writing signed by the candidate in 2985  
the following form: 2986

"Statement of Candidate 2987

For Election as \_\_\_\_\_ (Delegate) (Alternate) to the 2988

\_\_\_\_\_ (name of political party) National Convention 2989

I hereby declare to the voters of my political party in 2990

the State of Ohio that, if elected as \_\_\_\_\_ (delegate) 2991

(alternate) to their national party convention, I shall, to the 2992

best of my judgment and ability, support that candidate for 2993

President of the United States who shall have been selected at 2994

this primary by the voters of my party in the manner provided in 2995

Chapter 3513. of the Ohio Revised Code, as their candidate for 2996

such office. 2997

\_\_\_\_\_ (name), 2998

Candidate for \_\_\_\_\_ 2999

(Delegate) (Alternate)" 3000

The procedures for the selection of candidates for 3001

delegate and alternate to the national convention of a political 3002

party set forth in this section and in section 3513.121 of the 3003

Revised Code are alternative procedures, and if the procedures 3004

of this section are followed, the procedures of section 3513.121 3005

of the Revised Code need not be followed. 3006

**Sec. 3513.121.** (A) Any candidate for the presidency of the 3007

United States who has raised at least five thousand dollars for 3008

the primary election in each of twenty states from individuals, 3009

with a maximum of two hundred fifty dollars per contributor 3010

counting toward the threshold, may file with the secretary of 3011

state a declaration of candidacy not later than four p.m. of the 3012

ninetieth day before the presidential primary election. Such 3013  
declaration of candidacy shall be accompanied by a reasonable 3014  
accounting proving eligibility and a statement from the 3015  
candidate's registered principal campaign committee treasurer, 3016  
meeting the standards of 28 U.S.C. sec. 1746, certifying that 3017  
the candidate has met the contribution requirements of this 3018  
division. Any candidate who files a declaration of candidacy 3019  
pursuant to this division shall also file, or shall cause to be 3020  
filed by a person authorized in writing to represent the 3021  
candidate, not later than four p.m. of the ninetieth day before 3022  
the same primary election, a list of candidates for district 3023  
delegate and alternate to the national convention of the 3024  
candidate's political party who have been selected in accordance 3025  
with rules adopted by the state central committee of the 3026  
candidate's political party. The candidates for district 3027  
delegate and alternate whose names appear on this list shall be 3028  
represented on the ballot in accordance with section 3513.151 of 3029  
the Revised Code in every congressional district that the 3030  
presidential candidate named in the presidential candidate's 3031  
declaration of candidacy, provided that such candidates meet the 3032  
other requirements of this section. 3033

(B) Candidates for delegate at large and alternate at 3034  
large to the national convention of a political party for a 3035  
presidential candidate who submits a declaration of candidacy in 3036  
accordance with division (A) of this section shall be selected 3037  
in accordance with rules adopted by the state central committee 3038  
of the presidential candidate's political party. 3039

(C) Each candidate for district delegate and alternate to 3040  
the national convention of a political party selected pursuant 3041  
to division (A) of this section shall file or shall cause to be 3042  
filed with the secretary of state, not later than four p.m. of 3043

the ninetieth day before the presidential primary election in 3044  
which the person is a candidate, both of the following: 3045

(1) A declaration of candidacy in the form prescribed in 3046  
division (A) of section 3513.07 of the Revised Code, but not the 3047  
petition prescribed in that section; 3048

(2) A statement in writing signed by the candidate in 3049  
which the candidate states the candidate's first and second 3050  
choices for nomination as the candidate of the candidate's party 3051  
for the presidency of the United States. 3052

(D) A declaration of candidacy filed pursuant to division 3053  
(A) of this section shall be in substantially the form 3054  
prescribed in division (A) of section 3513.07 of the Revised 3055  
Code except that the secretary of state shall modify that form 3056  
to include spaces for a presidential candidate to indicate in 3057  
which congressional districts the candidate wishes the 3058  
candidate's candidacy to be submitted to the electors and shall 3059  
modify it in any other ways necessary to adapt it to use by 3060  
presidential candidates. A candidate who files a declaration of 3061  
candidacy pursuant to division (A) of this section shall not 3062  
file the petition prescribed in section 3513.07 of the Revised 3063  
Code. 3064

(E) Section 3513.151 of the Revised Code applies in regard 3065  
to candidates for delegate and alternate to the national 3066  
convention of a political party selected pursuant to this 3067  
section. The state central committee of the political party of 3068  
any presidential candidate who files a declaration of candidacy 3069  
pursuant to division (A) of this section shall file with the 3070  
secretary of state the rules of its political party in 3071  
accordance with division (E) of section 3513.151 of the Revised 3072  
Code. 3073

(F) The procedures for the selection of candidates for delegate and alternate to the national convention of a political party set forth in this section and in section 3513.12 of the Revised Code are alternative procedures, and if the procedures of this section are followed, the procedures of section 3513.12 of the Revised Code need not be followed.

**Sec. 3513.13.** (A) For a primary election, the board of elections shall provide ballots as follows:

(1) A ballot that includes the candidates for nomination to each voter-nominated office and each nonpartisan office for which candidates are to be nominated at the primary election;

(2) Separate primary election ballots shall be provided by the board of elections for each political party having candidates for nomination or election in holding a party primary election. Section

(B) Section 3505.08 of the Revised Code governing the kind of paper, the kind of ink, and the size and style of type to be used in the printing of ballots for general elections shall apply in the printing of ballots for primary elections.

Primary election ballots shall have printed on the back thereof "Official \_\_\_\_\_ (~~name of party~~ type of ballot) \_\_\_\_\_ primary ballot," the date of the election, and the facsimile signatures of the members of the board.

Such ballots shall have stubs attached at the top thereof as required on ballots for general elections.

On the back of every ballot used there shall be a solid black line printed opposite the blank rectangular space that is used to mark the choice of the voter. This line shall be printed wide enough so that the mark in the blank rectangular space will

not be visible from the back side of the ballot. 3103

Such ballots shall have printed at the top thereof and 3104  
below the stubs "Official \_\_\_\_\_ (~~name of party~~type of 3105  
ballot) \_\_\_\_\_ primary ballot" and instructions to the 3106  
voter to the effect that to vote for a candidate the voter shall 3107  
record the vote in the manner provided on the ballot next to the 3108  
name of such candidate, except as provided in section 3513.151 3109  
of the Revised Code, and that ~~if he~~a voter who tears, soils, 3110  
defaces, or erroneously marks the ballot ~~he~~ may return it to the 3111  
precinct election officers and obtain another ballot. 3112

(C) Except as provided in section 3513.151 of the Revised 3113  
Code, primary election ballots shall contain the names of all 3114  
persons whose declarations of candidacy and petitions have been 3115  
determined to be valid. The name of each candidate for 3116  
nomination for, or election to, an office or position shall be 3117  
printed in an enclosed rectangular space at the left of which an 3118  
enclosed blank rectangular space shall be provided. The names of 3119  
candidates shall be printed on the ballot immediately below the 3120  
title of the office or position for nomination or election to 3121  
which the candidate seeks nomination or election. The order in 3122  
which offices and positions shall be listed on the ballot shall 3123  
be prescribed by and shall be certified to each board by the 3124  
secretary of state, and shall be the same, to the extent the 3125  
secretary of state deems practicable, as is provided for the 3126  
listing of offices on general election ballots. 3127

~~Sec. 3513.14. Except in elections for which the board of~~ 3128  
~~elections has received no valid declarations of intent to be a~~ 3129  
~~write-in candidate under section 3513.041 of the Revised Code,~~ 3130  
~~immediately below the title of each office for which nominations~~ 3131  
~~are to be made and the names of candidates for such nomination~~ 3132

~~printed thereunder, there shall be provided on each primary~~ 3133  
~~election ballot as many blank spaces as, but not more than, the~~ 3134  
~~number of nominations to be made for such office, in which the~~ 3135  
~~voter may write the names of persons for whose nomination he~~ 3136  
~~desires to vote, provided that inasmuch as candidates for the~~ 3137  
~~office of delegate and alternate to the national and state~~ 3138  
~~conventions, member of the state central committee, and member~~ 3139  
~~of the county central committee are elected at the primary~~ 3140  
~~election no blank space shall be left on the ballot after the~~ 3141  
~~names of the candidates for such office, and no vote shall be~~ 3142  
~~counted for any person whose name has been written in on said~~ 3143  
~~ballot for any of such offices. If no person files and qualifies~~ 3144  
~~as a candidate for the office of member of the state central~~ 3145  
~~committee or member of the county central committee such office~~ 3146  
~~shall not appear on the ballot.~~ 3147

(A) The face of the ballot below the stub, for a party 3148  
primary, shall be substantially in the following form: 3149

OFFICIAL \_\_\_\_\_ (name of party) \_\_\_\_\_ 3150

PRIMARY BALLOT 3151

~~(A)~~ (1) To vote for a candidate record your vote in the 3152  
manner provided next to the name of such candidate. 3153

~~(B)~~ (2) If you tear, soil, deface, or erroneously mark this 3154  
ballot return it to the election officials and obtain another. 3155

(B) The face of the ballot below the stub, for a primary 3156  
election for a voter-nominated or nonpartisan office, shall be 3157  
substantially in the following form: 3158

\_\_\_\_\_ OFFICIAL PRIMARY BALLOT 3159

(1) To vote for a candidate record your vote in the manner 3160

provided next to the name of such candidate. 3161

(2) If you tear, soil, deface, or erroneously mark this 3162  
ballot return it to the election officials and obtain another. 3163

**Sec. 3513.15.** (A) (1) The names of the candidates in each 3164  
group of two or more candidates seeking the same nomination or 3165  
election at a primary election, except delegates and alternates 3166  
to the national convention of a political party, shall be- 3167  
rotated and printed as provided in section 3505.03 of the 3168  
Revised Code, except that no indication of membership in or 3169  
affiliation with a political party shall be printed after or 3170  
under the candidate's name arranged in a group under the title 3171  
of the office. ~~When~~ The ballots shall be printed so that the 3172  
order in which each candidate appears shall be alternated so 3173  
that, insofar as is reasonably possible, each candidate appears 3174  
in each position in the list of candidates substantially an 3175  
equal number of times. 3176

(2) In the case of a voter-nominated office, under the 3177  
name of each candidate shall be printed, in less prominent type 3178  
face than that in which the candidate's name is printed, 3179  
"Preference:" followed by the name of the political party the 3180  
candidate declared as the candidate's preferred party in the 3181  
candidate's declaration of candidacy or, in the case of a 3182  
candidate who declared a preference for no political party in 3183  
the candidate's declaration of candidacy, the phrase, "No 3184  
political party preference." 3185

(3) In the case of a nonpartisan office or a partisan 3186  
office, no indication of membership in or affiliation with a 3187  
political party shall be printed after or under the candidate's 3188  
name. 3189

(B) When the names of the first choices for president of 3190  
candidates for delegate and alternate are not grouped with the 3191  
names of such candidates, the names of the first choices for 3192  
president shall be rotated in the same manner as the names of 3193  
candidates. ~~The~~ 3194

(C) The specific form and size of the ballot shall be 3195  
prescribed by the secretary of state in compliance with this 3196  
chapter. 3197

(D) It shall not be necessary to have the names of 3198  
candidates for member of a county central committee printed on 3199  
the ballots provided for absentee voters, and the board may 3200  
cause the names of such candidates to be written on said ballots 3201  
in the spaces provided therefor. 3202

(E) The secretary of state shall prescribe the procedure 3203  
for rotating the names of candidates on the ballot and the form 3204  
of the ballot for the election of delegates and alternates to 3205  
the national convention of a political party in accordance with 3206  
section 3513.151 of the Revised Code. 3207

**Sec. 3513.18.** Party primaries shall be held at the same 3208  
place and time, but there shall be separate pollbooks and tally 3209  
sheets provided at each polling place for each party 3210  
participating in the election. 3211

~~If a special election on a question or issue is held on~~ 3212  
~~the day of a primary election, there~~ There shall be provided in 3213  
the pollbooks pages on which shall be recorded the names of all 3214  
electors voting only on the nomination of voter-nominated or 3215  
nonpartisan candidates and on said any special election on a 3216  
question or issue held on the day of the primary election and 3217  
not voting in ~~such a~~ party primary. It shall not be necessary 3218

for those electors ~~desiring to vote only on the question or~~ 3219  
~~issue~~ to declare their political affiliation. 3220

**Sec. 3513.19.** (A) It is the duty of any precinct election 3221  
official, whenever any such official doubts that a person 3222  
attempting to vote at a primary election is legally entitled to 3223  
vote at that election, to challenge the right of that person to 3224  
vote. The right of a person to vote at a primary election may be 3225  
challenged upon the following grounds: 3226

(1) That the person whose right to vote is challenged is 3227  
not a legally qualified elector; 3228

(2) That the person has received or has been promised some 3229  
valuable reward or consideration for the person's vote; 3230

(3) ~~That~~ If the election is a party primary, that the 3231  
person is not affiliated with or is not a member of the 3232  
political party whose ballot the person desires to vote. Such 3233  
party affiliation shall be determined by examining the elector's 3234  
voting record for the current year and the immediately preceding 3235  
two calendar years as shown on the voter's registration card, 3236  
using the standards of affiliation specified in the seventh 3237  
paragraph of section 3513.05 of the Revised Code. ~~Division (A)~~ 3238  
~~(3) of this section and the seventh paragraph of section 3513.05~~ 3239  
~~of the Revised Code do not prohibit a person who holds an~~ 3240  
~~elective office for which candidates are nominated at a party~~ 3241  
~~primary election from doing any of the following:~~ 3242

~~(a) If the person voted as a member of a different~~ 3243  
~~political party at any primary election within the current year~~ 3244  
~~and the immediately preceding two calendar years, being a~~ 3245  
~~candidate for nomination at a party primary held during the~~ 3246  
~~times specified in division (C) (2) of section 3513.191 of the~~ 3247

~~Revised Code provided that the person complies with the~~ 3248  
~~requirements of that section;~~ 3249

~~(b) Circulating the person's own petition of candidacy for~~ 3250  
~~party nomination in the primary election.~~ 3251

(B) When the right of a person to vote is challenged upon 3252  
the ground set forth in division (A) (3) of this section, 3253  
membership in or political affiliation with a political party 3254  
shall be determined by the person's statement, made under 3255  
penalty of election falsification, that the person desires to be 3256  
affiliated with and supports the principles of the political 3257  
party whose primary ballot the person desires to vote. 3258

**Sec. 3513.20.** Before any challenged person shall be 3259  
allowed to vote at a primary election, the person shall make a 3260  
statement, under penalty of election falsification, before one 3261  
of the precinct officials, blanks for which shall be furnished 3262  
by the board of elections, giving name, age, residence, length 3263  
of residence in the precinct, county, and state; if applicable, 3264  
stating that the person desires to be affiliated with and 3265  
supports the principles of the political party whose party 3266  
primary ballot the person desires to vote; and giving all other 3267  
facts necessary to determine whether the person is entitled to 3268  
vote in that primary election. The statement shall be returned 3269  
to the office of the board with the pollbooks and tally sheets. 3270

If a person challenged refuses to make that statement 3271  
under penalty of election falsification, the person shall be 3272  
permitted to vote a provisional ballot under section 3505.181 of 3273  
the Revised Code. If a majority of the precinct officials finds 3274  
that the statements of a person challenged or the person's 3275  
voting record or other evidence shows that the person lacks any 3276  
of the qualifications required to make the person a qualified 3277

elector at the primary election or, if applicable, that the 3278  
person is not affiliated with or is not a member of the 3279  
political party whose ballot the person desires to vote, the 3280  
person shall be permitted to vote a provisional ballot under 3281  
section 3505.181 of the Revised Code. 3282

**Sec. 3513.22.** (A) Not earlier than the fifth day or later 3283  
than the fifteenth day after a primary election, the board of 3284  
elections shall begin to canvass the election returns from the 3285  
precincts in which electors were entitled to vote at that 3286  
election and shall continue the canvass daily until it is 3287  
completed. 3288

The board shall complete the canvass not later than the 3289  
twenty-first day after the day of the election. Eighty-one days 3290  
after the day of the election, the canvass of election returns 3291  
shall be deemed final, and no amendments to the canvass may be 3292  
made after that date. The secretary of state may specify an 3293  
earlier date upon which the canvass of election returns shall be 3294  
deemed final, and after which amendments to the final canvass 3295  
may not be made, if so required by federal law. 3296

(B) The county executive committee of each political party 3297  
~~that participated in the election~~, and each committee designated 3298  
in a petition to represent the petitioners pursuant to which a 3299  
question or issue was submitted at the election, may designate a 3300  
qualified elector who may be present at and may observe the 3301  
making of the canvass. Each person for whom votes were cast in 3302  
the election may also be present at and observe the making of 3303  
the canvass. 3304

(C) When the canvass of the election returns from all of 3305  
the precincts in the county in which electors were entitled to 3306  
vote at the election has been completed, the board shall 3307

determine and declare the results of the elections determined by 3308  
the electors of the county or of a district or subdivision 3309  
within the county. If more than the number of persons to be 3310  
nominated for or elected to an office received the largest and 3311  
an equal number of votes, the tie shall be resolved by lot by 3312  
the chairperson of the board in the presence of a majority of 3313  
the members of the board. The declaration shall be in writing 3314  
and shall be signed by at least a majority of the members of the 3315  
board. It shall bear the date of the day upon which it is made, 3316  
and a copy of it shall be posted by the board in a conspicuous 3317  
place in its office. The board shall keep the copy posted for a 3318  
period of at least five days. 3319

The board shall promptly certify abstracts of the results 3320  
of the elections within its county upon forms the secretary of 3321  
state prescribes. One certified copy of each abstract shall be 3322  
kept in the office of the board, and one certified copy of each 3323  
abstract shall promptly be sent to the secretary of state. The 3324  
board shall also promptly send a certified copy of that part of 3325  
an abstract that pertains to an election in which only electors 3326  
of a district comprised of more than one county but less than 3327  
all of the counties of the state voted to the board of the most 3328  
populous county in the district. It shall also promptly send a 3329  
certified copy of that part of an abstract that pertains to an 3330  
election in which only electors of a subdivision located partly 3331  
within the county voted to the board of the county in which the 3332  
major portion of the population of the subdivision is located. 3333

If, after certifying and sending abstracts and parts of 3334  
abstracts, a board finds that any abstract or part of any 3335  
abstract is incorrect, it shall promptly prepare, certify, and 3336  
send a corrected abstract or part of an abstract to take the 3337  
place of each incorrect abstract or part of an abstract 3338

previously certified and sent. 3339

(D) (1) When certified copies of abstracts are received by 3340  
the secretary of state, the secretary of state shall canvass 3341  
those abstracts and determine and declare the results of all 3342  
elections in which electors throughout the entire state voted. 3343  
If more than the number of persons to be nominated for or 3344  
elected to an office received the largest and an equal number of 3345  
votes, the tie shall be resolved by lot by the secretary of 3346  
state in the presence of the governor, the auditor of state, and 3347  
the attorney general, who at the request of the secretary of 3348  
state shall assemble to witness the drawing of the lot. The 3349  
declaration of results by the secretary of state shall be in 3350  
writing and shall be signed by the secretary of state. It shall 3351  
bear the date of the day upon which it is made, and a copy of it 3352  
shall be posted by the secretary of state in a conspicuous place 3353  
in the secretary of state's office. The secretary of state shall 3354  
keep the copy posted for a period of at least five days. 3355

(2) When certified copies of parts of abstracts are 3356  
received by the board of the most populous county in a district 3357  
from the boards of all of the counties in the district, the 3358  
board receiving those abstracts shall canvass them and determine 3359  
and declare the results of the elections in which only electors 3360  
of the district voted. If more than the number of persons to be 3361  
nominated for or elected to an office received the largest and 3362  
equal number of votes, the tie shall be resolved by lot by the 3363  
chairperson of the board in the presence of a majority of the 3364  
members of the board. The declaration of results by the board 3365  
shall be in writing and shall be signed by at least a majority 3366  
of the members of the board. It shall bear the date of the day 3367  
upon which it is made, and a copy of it shall be posted by the 3368  
board in a conspicuous place in its office. The board shall keep 3369

the copy posted for a period of at least five days. 3370

(3) When certified copies of parts of abstracts are 3371  
received by the board of a county in which the major portion of 3372  
the population of a subdivision located in more than one county 3373  
is located from the boards of each county in which other 3374  
portions of that subdivision are located, the board receiving 3375  
those abstracts shall canvass them and determine and declare the 3376  
results of the elections in which only electors of that 3377  
subdivision voted. If more than the number of persons to be 3378  
nominated for or elected to an office received the largest and 3379  
an equal number of votes, the tie shall be resolved by lot by 3380  
the chairperson of the board in the presence of a majority of 3381  
the members of the board. The declaration of results by the 3382  
board shall be in writing and shall be signed by at least a 3383  
majority of the members of the board. It shall bear the date of 3384  
the day upon which it is made, and a copy of it shall be posted 3385  
by the board in a conspicuous place in its office. The board 3386  
shall keep the copy posted for a period of at least five days. 3387

(E) Election officials, who are required to declare the 3388  
results of primary elections, shall issue to each person 3389  
declared nominated for or elected to an office, an appropriate 3390  
certificate of nomination or election, provided that the boards 3391  
required to determine and declare the results of the elections 3392  
for candidates for nomination to the office of representative to 3393  
congress from a congressional district shall, in lieu of issuing 3394  
a certificate of nomination, certify to the secretary of state 3395  
the names of the candidates nominated, and the secretary of 3396  
state, upon receipt of that certification, shall issue a 3397  
certificate of nomination to each person whose name is so 3398  
certified. Certificates of nomination or election issued by 3399  
boards to candidates and certifications to the secretary of 3400

state shall not be issued before the expiration of the time 3401  
within which applications for recounts of votes may be filed or 3402  
before recounts of votes, which have been applied for, are 3403  
completed. 3404

**Sec. 3513.24.** When members of party committees are elected 3405  
at a party primary election, the returns shall be made and 3406  
canvassed in the same manner as for the election of state, 3407  
district, and county offices. The election authorities shall 3408  
issue and deliver to each person who is elected a certificate of 3409  
~~his~~ election. A list of such party ~~committeemen~~ committeepersons 3410  
who are chosen shall be filed and kept in the office of the 3411  
secretary of state and the board of elections for a period of 3412  
two years. 3413

**Sec. 3513.251.** ~~Nominations of candidates for election as~~ 3414  
~~officers of a municipal corporation having a population of less~~ 3415  
~~than two thousand as ascertained by the next preceding federal~~ 3416  
~~census shall be made only by nominating petition and their~~ 3417  
~~election shall occur only in nonpartisan elections, unless a~~ 3418  
~~majority of the electors of such municipal corporation have~~ 3419  
~~petitioned for a primary election. Nominations of candidates for~~ 3420  
~~election as officers of a municipal corporation having a~~ 3421  
~~population of two thousand or more shall be made either by~~ 3422  
~~primary election in conjunction with a partisan general election~~ 3423  
~~or by nominating petition in conjunction with a nonpartisan~~ 3424  
~~general election, as determined under section 3513.01 of the~~ 3425  
~~Revised Code.~~ 3426

The nominating petitions of nonpartisan candidates for 3427  
election as officers of a municipal corporation having a 3428  
population of less than two thousand, as ascertained by the most 3429  
recent federal census, shall be signed by not less than ten 3430

qualified electors of the municipal corporation. Any nominating 3431  
petition filed under this section shall be filed with the board 3432  
of elections not later than four p.m. of the ninetieth day 3433  
before the day of the general election, provided that no such 3434  
nominating petition shall be accepted for filing if it appears 3435  
to contain signatures aggregating in number more than three 3436  
times the minimum number of signatures required by this section. 3437  
A board of elections shall not accept for filing a nominating 3438  
petition of a person if that person, for the same election, has 3439  
already filed a declaration of candidacy, ~~a declaration of~~ 3440  
~~intent to be a write-in candidate,~~ or a nominating petition, or 3441  
has become a candidate through party nomination at a primary 3442  
election or by the filling of a vacancy under section 3513.30 or 3443  
3513.31 of the Revised Code for any other municipal office, or 3444  
for a township office, for member of a city, local, or exempted 3445  
village board of education, or for member of a governing board 3446  
of an educational service center. When a petition of a candidate 3447  
has been accepted for filing by a board of elections, the 3448  
petition shall not be deemed invalid if, upon verification of 3449  
signatures contained in the petition, the board of elections 3450  
finds the number of signatures accepted exceeds three times the 3451  
minimum number of signatures required. A board of elections may 3452  
discontinue verifying signatures when the number of verified 3453  
signatures on a petition equals the minimum required number of 3454  
qualified signatures. 3455

~~Nomination of nonpartisan candidates for election as~~ 3456  
~~officers of a municipal corporation having a population of two~~ 3457  
~~thousand or more, as ascertained by the next preceding federal~~ 3458  
~~census, shall be made only by nominating petition.~~ Nominating 3459  
petitions of nonpartisan candidates for election as officers of 3460  
a municipal corporation having a population of two thousand or 3461

more but less than five thousand, as ascertained by the next 3462  
preceding federal census, shall be signed by not less than fifty 3463  
qualified electors of the municipal corporation or ward thereof 3464  
in the case of the nominating petition of a candidate for 3465  
election as councilperson from such ward. Nominating petitions 3466  
of nonpartisan candidates for election as officers of a 3467  
municipal corporation having a population of five thousand or 3468  
more, as ascertained by the next preceding federal census, shall 3469  
be signed by not less than fifty qualified electors of the 3470  
municipal corporation or ward thereof in the case of the 3471  
nominating petition of a candidate for election as councilperson 3472  
from such ward. 3473

**Sec. 3513.253.** ~~Nominations of candidates for election as~~ 3474  
~~officers of a township shall be made only by nominating~~ 3475  
~~petitions, unless a majority of the electors of such township~~ 3476  
~~have petitioned for a primary election.~~ The nominating petitions 3477  
of nonpartisan candidates for township trustee and township 3478  
fiscal officer shall be signed by not less than twenty-five 3479  
qualified electors of the township. Such petition shall be filed 3480  
with the board of elections not later than four p.m. of the 3481  
ninetieth day before the day of the general election, provided 3482  
that no such nominating petition shall be accepted for filing if 3483  
it appears to contain signatures aggregating in number more than 3484  
three times the minimum number of signatures required by this 3485  
section. A board of elections shall not accept for filing a 3486  
nominating petition of a person if that person, for the same 3487  
election, has already filed a declaration of candidacy, ~~a~~ 3488  
~~declaration of intent to be a write-in candidate,~~ or a 3489  
nominating petition, or has become a candidate through party 3490  
nomination at a primary election or by the filling of a vacancy 3491  
under section 3513.30 or 3513.31 of the Revised Code for any 3492

other township office, or for a municipal office, for member of 3493  
a city, local, or exempted village board of education, or for 3494  
member of a governing board of an educational service center. 3495  
When a petition of a candidate has been accepted for filing by a 3496  
board of elections, the petition shall not be deemed invalid if, 3497  
upon verification of signatures contained in the petition, the 3498  
board of elections finds the number of signatures accepted 3499  
exceeds three times the minimum number of signatures required. A 3500  
board of elections may discontinue verifying signatures when the 3501  
number of verified signatures on a petition equals the minimum 3502  
required number of qualified signatures. 3503

**Sec. 3513.254.** (A) ~~The name of each candidate for member~~ 3504  
~~of a city, local, or exempted village board of education shall~~ 3505  
~~appear on the nonpartisan ballot.~~ Nominating petitions of 3506  
candidates for member of a board of education of a local or 3507  
exempted village school district shall be signed by twenty-five 3508  
qualified electors of the school district. Nominating petitions 3509  
for candidates for member of a board of education of a city 3510  
school district having a population of less than twenty 3511  
thousand, as ascertained by the next preceding federal census, 3512  
shall be signed by twenty-five qualified electors of the school 3513  
district. Nominating petitions for candidates for member of a 3514  
board of education of a city school district having a population 3515  
of twenty thousand or more but less than fifty thousand, as 3516  
ascertained by the next preceding federal census, shall be 3517  
signed by seventy-five qualified electors of the school 3518  
district. Nominating petitions for candidates for member of a 3519  
board of education of a city school district having a population 3520  
of fifty thousand or more but less than one hundred thousand, as 3521  
ascertained by the next preceding federal census, shall be 3522  
signed by one hundred fifty qualified electors of the school 3523

district. Nominating petitions for candidates for member of a 3524  
board of education of a city school district having a population 3525  
of one hundred thousand or more, as ascertained by the next 3526  
preceding federal census, shall be signed by three hundred 3527  
qualified electors of the school district. 3528

(B) Nominating petitions shall be filed with the board of 3529  
elections not later than four p.m. of the ninetieth day before 3530  
the day of the general election, provided that no such petition 3531  
shall be accepted for filing if it appears to contain signatures 3532  
aggregating in number more than three times the minimum number 3533  
of signatures required by this section. A board of elections 3534  
shall not accept for filing a nominating petition of a person if 3535  
that person, for the same election, has already filed a 3536  
declaration of candidacy, ~~a declaration of intent to be a write-~~ 3537  
~~in candidate,~~ or a nominating petition, or has become a 3538  
candidate through party nomination at a primary election or by 3539  
the filling of a vacancy under section 3513.30 or 3513.31 of the 3540  
Revised Code for any other position as a member of a city, 3541  
local, or exempted village board of education or position as a 3542  
member of a governing board of an educational service center, or 3543  
for a municipal or township office. When a petition of a 3544  
candidate has been accepted for filing by a board of elections, 3545  
the petition shall not be deemed invalid if, upon verification 3546  
of signatures contained in the petition, the board of elections 3547  
finds the number of signatures accepted exceeds three times the 3548  
minimum number of signatures required. A board of elections may 3549  
discontinue verifying petitions when the number of verified 3550  
signatures equals the minimum required number of qualified 3551  
signatures. 3552

~~(C) This section is subject to section 3513.256 of the~~ 3553  
~~Revised Code.~~ 3554

**Sec. 3513.255.** ~~This section is subject to section 3513.256~~ 3555  
~~of the Revised Code. The name of each candidate for election as~~ 3556  
~~a member of a governing board of an educational service center~~ 3557  
~~shall appear on the nonpartisan ballot. Each A nominating~~ 3558  
petition for member of the governing board of an educational 3559  
service center shall be signed by fifty qualified electors who 3560  
reside in one of the following, as applicable: 3561

(A) The school districts over which the educational 3562  
service center governing board has jurisdiction, in the case of 3563  
any candidate running for a position on any educational service 3564  
center governing board other than a governing board established 3565  
in accordance with section 3311.054 of the Revised Code; 3566

(B) The subdistrict in which the candidate is running, in 3567  
the case of a position on a governing board of an educational 3568  
service center established in accordance with section 3311.054 3569  
of the Revised Code. 3570

Each nominating petition shall be filed with the board of 3571  
elections of the county in which the central administrative 3572  
offices of the educational service center governing board are 3573  
located not later than four p.m. of the ninetieth day before the 3574  
day of the general election, provided that no such petition 3575  
shall be accepted for filing if it appears to contain signatures 3576  
aggregating in number more than three times the minimum number 3577  
of signatures required by this section. A board of elections 3578  
shall not accept for filing a nominating petition of a person if 3579  
that person, for the same election, has already filed a 3580  
declaration of candidacy, ~~a declaration of intent to be a write-~~ 3581  
~~in candidate,~~ or a nominating petition, or has become a 3582  
candidate through party nomination at a primary election or by 3583  
the filling of a vacancy under section 3513.30 or 3513.31 of the 3584

Revised Code for any other position as a member of a governing 3585  
board of an educational service center or position as a member 3586  
of a city, local, or exempted village board of education, or for 3587  
a municipal or township office. When a petition of a candidate 3588  
has been accepted for filing by a board of elections, the 3589  
petition shall not be deemed invalid if, upon verification of 3590  
signatures contained in the petition, the board of elections 3591  
finds the number of signatures accepted exceeds three times the 3592  
minimum signatures required. A board of elections may 3593  
discontinue verifying petitions when the number of verified 3594  
signatures equals the minimum required number of qualified 3595  
signatures. 3596

**Sec. 3513.257.** ~~Each person desiring to become an 3597  
independent candidate for an office for which candidates may be 3598  
nominated at a primary election, except persons desiring to 3599  
become independent joint candidates for the offices of governor 3600  
and lieutenant governor and for the offices of president and 3601  
vice-president of the United States, shall file no later than 3602  
four p.m. of the day before the day of the primary election 3603  
immediately preceding the general election at which such 3604  
candidacy is to be voted for by the voters, a statement of 3605  
candidacy and nominating petition as provided in section 3606  
3513.261 of the Revised Code. Persons desiring to become 3607  
independent joint candidates for the offices of governor and 3608  
lieutenant governor shall file, not later than four p.m. of the 3609  
day before the day of the primary election, one statement of 3610  
candidacy and one nominating petition for the two of them. (A) 3611  
Persons desiring to become independent joint candidates for the 3612  
offices of president and vice-president of the United States 3613  
shall file in the office of the secretary of state, not later 3614  
than four p.m. of the ninetieth day before the day of the 3615~~

general election at which the president and vice-president are 3616  
to be elected, one statement of candidacy and one nominating 3617  
petition for the two of them. The prospective independent joint 3618  
candidates' statement of candidacy shall be filed with the 3619  
nominating petition as one instrument. 3620

The statement of candidacy and separate petition papers of 3621  
each ~~candidate or~~ pair of joint candidates shall be filed at the 3622  
same time as one instrument. 3623

~~The nominating petition shall contain signatures of~~ 3624  
~~qualified electors of the district, political subdivision, or~~ 3625  
~~portion of a political subdivision in which the candidacy is to~~ 3626  
~~be voted on in an amount to be determined as follows:~~ 3627

~~(A) If the candidacy is to be voted on by electors~~ 3628  
~~throughout the entire state, the~~ (B) ~~The~~ nominating petition, 3629  
~~including the nominating petition of independent joint~~ 3630  
~~candidates for the offices of governor and lieutenant governor,~~ 3631  
shall be signed by no less than five thousand qualified 3632  
electors, provided that no petition shall be accepted for filing 3633  
if it purports to contain more than fifteen thousand signatures. 3634

~~(B) If the candidacy is to be voted on by electors in any~~ 3635  
~~district, political subdivision, or part thereof in which less~~ 3636  
~~than five thousand electors voted for the office of governor at~~ 3637  
~~the most recent election for that office, the nominating~~ 3638  
~~petition shall contain signatures of not less than twenty-five~~ 3639  
~~qualified electors of the district, political subdivision, or~~ 3640  
~~part thereof, or a number of qualified signatures equal to at~~ 3641  
~~least five per cent of that vote, if this number is less than~~ 3642  
~~twenty-five.~~ 3643

~~(C) If the candidacy is to be voted on by electors in any~~ 3644

~~district, political subdivision, or part thereof in which five-~~ 3645  
~~thousand or more electors voted for the office of governor at-~~ 3646  
~~the most recent election for that office, the nominating-~~ 3647  
~~petition shall contain a number of signatures equal to at least-~~ 3648  
~~one per cent of those electors.~~ 3649

~~All nominating petitions of candidates for offices to be-~~ 3650  
~~voted on by electors throughout the entire state shall be filed-~~ 3651  
~~in the office of the secretary of state.~~ (C) No nominating 3652  
petition for the offices of president and vice-president of the 3653  
United States shall be accepted for filing unless there is 3654  
submitted to the secretary of state, at the time of filing the 3655  
petition, a slate of presidential electors sufficient in number 3656  
to satisfy the requirement of the United States Constitution. 3657  
~~The secretary of state shall not accept for filing the statement~~ 3658  
~~of candidacy of a person who desires to be an independent-~~ 3659  
~~candidate for the office of governor unless it also shows the-~~ 3660  
~~joint candidacy of a person who desires to be an independent-~~ 3661  
~~candidate for the office of lieutenant governor, shall not~~ 3662  
~~accept for filing the statement of candidacy of a person who~~ 3663  
~~desires to be an independent candidate for the office of~~ 3664  
~~lieutenant governor unless it also shows the joint candidacy of-~~ 3665  
~~a person who desires to be an independent candidate for the-~~ 3666  
~~office of governor, and shall not accept for filing the-~~ 3667  
~~statement of candidacy of a person who desires to be an-~~ 3668  
~~independent candidate to the office of governor or lieutenant-~~ 3669  
~~governor who, for the same election, has already filed a~~ 3670  
~~declaration of candidacy, a declaration of intent to be a write-~~ 3671  
~~in candidate, or a statement of candidacy, or has become a~~ 3672  
~~candidate by the filling of a vacancy under section 3513.30 of~~ 3673  
~~the Revised Code for any other state office or any federal or~~ 3674  
~~county office.~~ 3675

~~Nominating petitions of candidates for offices to be voted on by electors within a district or political subdivision comprised of more than one county but less than all counties of the state shall be filed with the boards of elections of that county or part of a county within the district or political subdivision which had a population greater than that of any other county or part of a county within the district or political subdivision according to the last federal decennial census.~~ 3676-3684

~~Nominating petitions for offices to be voted on by electors within a county or district smaller than a county shall be filed with the board of elections for such county.~~ 3685-3687

~~No petition other than the petition of a candidate whose candidacy is to be considered by electors throughout the entire state shall be accepted for filing if it appears on its face to contain more than three times the minimum required number of signatures. A board of elections shall not accept for filing a nominating petition of a person seeking to become a candidate if that person, for the same election, has already filed a declaration of candidacy, a declaration of intent to be a write-in candidate, or a nominating petition, or has become a candidate by the filling of a vacancy under section 3513.30 of the Revised Code for any federal, state, or county office, if the nominating petition is for a state or county office, or for any municipal or township office, for member of a city, local, or exempted village board of education, or for member of a governing board of an educational service center, if the nominating petition is for a municipal or township office, or for member of a city, local, or exempted village board of education, or for member of a governing board of an educational service center. When a petition of a candidate has been accepted~~ 3688-3706

~~for filing by a board of elections, the petition shall not be~~ 3707  
~~deemed invalid if, upon verification of signatures contained in~~ 3708  
~~the petition, the board of elections finds the number of~~ 3709  
~~signatures accepted exceeds three times the minimum number of~~ 3710  
~~signatures required. A board of elections may discontinue~~ 3711  
~~verifying signatures when the number of verified signatures on a~~ 3712  
~~petition equals the minimum required number of qualified~~ 3713  
~~signatures.~~ 3714

~~Any candidate, other than a candidate for judge of a~~ 3715  
~~municipal court, county court, or court of common pleas, who~~ 3716  
~~files a nominating petition (D) The candidates may request, at~~ 3717  
~~the time of filing, that the ~~candidate~~ candidates be designated~~ 3718  
~~on the ballot as a nonparty ~~candidate~~ candidates or as an other-~~ 3719  
~~party ~~candidate~~ candidates, or may request that the ~~candidate's~~~~ 3720  
~~name their names be placed on the ballot without any~~ 3721  
~~designation. ~~Any such candidate~~ Candidates who ~~fails~~ fail to~~ 3722  
~~request a designation either as a nonparty ~~candidate~~ candidates~~ 3723  
~~or as an other-party ~~candidate~~ candidates shall have ~~the~~~~ 3724  
~~~~candidate's name~~ their names placed on the ballot without any~~ 3725  
~~designation.~~ 3726

~~The purpose of establishing a filing deadline for~~ 3727  
~~independent candidates prior to the primary election immediately~~ 3728  
~~preceding the general election at which the candidacy is to be~~ 3729  
~~voted on by the voters is to recognize that the state has a~~ 3730  
~~substantial and compelling interest in protecting its electoral~~ 3731  
~~process by encouraging political stability, ensuring that the~~ 3732  
~~winner of the election will represent a majority of the~~ 3733  
~~community, providing the electorate with an understandable~~ 3734  
~~ballot, and enhancing voter education, thus fostering informed~~ 3735  
~~and educated expressions of the popular will in a general~~ 3736  
~~election. The filing deadline for independent candidates~~ 3737

~~required in this section prevents splintered parties and 3738  
unrestrained factionalism, avoids political fragmentation, and 3739  
maintains the integrity of the ballot. The deadline, one day 3740  
prior to the primary election, is the least drastic or 3741  
restrictive means of protecting these state interests. The 3742  
general assembly finds that the filing deadline for independent 3743  
candidates in primary elections required in this section is 3744  
reasonably related to the state's purpose of ensuring fair and 3745  
honest elections while leaving unimpaired the political, voting, 3746  
and associational rights secured by the first and fourteenth 3747  
amendments to the United States Constitution. 3748~~

**Sec. 3513.261.** A nominating petition may consist of one or 3749  
more separate petition papers, each of which shall be 3750  
substantially in the form prescribed in this section. If the 3751  
petition consists of more than one separate petition paper, the 3752  
statement of candidacy of the candidate or joint candidates 3753  
named need be signed by the candidate or joint candidates on 3754  
only one of such separate petition papers, but the statement of 3755  
candidacy so signed shall be copied on each other separate 3756  
petition paper before the signatures of electors are placed on 3757  
it. Each nominating petition containing signatures of electors 3758  
of more than one county shall consist of separate petition 3759  
papers each of which shall contain signatures of electors of 3760  
only one county; provided that petitions containing signatures 3761  
of electors of more than one county shall not thereby be 3762  
declared invalid. In case petitions containing signatures of 3763  
electors of more than one county are filed, the board of 3764  
elections shall determine the county from which the majority of 3765  
the signatures came, and only signatures from this county shall 3766  
be counted. Signatures from any other county shall be invalid. 3767

All signatures on nominating petitions shall be written in 3768

ink or indelible pencil. 3769

At the time of filing a nominating petition, the candidate 3770  
designated in the nominating petition, ~~and joint candidates for~~ 3771  
~~governor and lieutenant governor,~~ shall pay to the election 3772  
officials with whom it is filed the fees specified for the 3773  
office under divisions (A) and (B) of section 3513.10 of the 3774  
Revised Code, if applicable. The fees shall be disposed of by 3775  
those election officials in the manner that is provided in 3776  
section 3513.10 of the Revised Code for the disposition of other 3777  
fees, and in no case shall a fee required under that section be 3778  
returned to a candidate. 3779

~~Candidates or joint candidates whose names are written on~~ 3780  
~~the ballot, and who are elected, shall pay the same fees under~~ 3781  
~~section 3513.10 of the Revised Code that candidates who file~~ 3782  
~~nominating petitions pay. Payment of these fees shall be a~~ 3783  
~~condition precedent to the granting of their certificates of~~ 3784  
~~election.~~ 3785

Each nominating petition shall contain a statement of 3786  
candidacy that shall be signed by the candidate or joint 3787  
candidates named in it or by an attorney in fact acting pursuant 3788  
to section 3501.382 of the Revised Code. Such statement of 3789  
candidacy shall contain a declaration made under penalty of 3790  
election falsification that the candidate desires to be a 3791  
candidate for the office named in it, and that the candidate is 3792  
an elector qualified to vote for the office the candidate seeks. 3793

The form of the nominating petition and statement of 3794  
candidacy shall be substantially as follows: 3795

"STATEMENT OF CANDIDACY 3796

I, \_\_\_\_\_ (Name of 3797

candidate), the undersigned, hereby declare under penalty of 3798  
election falsification that my voting residence is in 3799  
\_\_\_\_\_ Precinct of the 3800  
\_\_\_\_\_ (Township) or (Ward and City, or 3801  
Village) in the county of \_\_\_\_\_ Ohio; that my post- 3802  
office address is \_\_\_\_\_ (Street and 3803  
Number, if any, or Rural Route and Number) of the 3804  
\_\_\_\_\_ (City, Village, or post office) 3805  
of \_\_\_\_\_, Ohio; and that I am a qualified elector 3806  
in the precinct in which my voting residence is located. I 3807  
hereby declare that I desire to be a candidate for election to 3808  
the office of \_\_\_\_\_ in the \_\_\_\_\_ 3809  
(State, District, County, City, Village, Township, or School 3810  
District) for the \_\_\_\_\_ (Full 3811  
term or unexpired term ending \_\_\_\_\_) at the General 3812  
Election to be held on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_ 3813

I further declare that I am an elector qualified to vote 3814  
for the office I seek. Dated this \_\_\_\_\_ day of \_\_\_\_\_, 3815  
\_\_\_\_\_ 3816

\_\_\_\_\_  
(Signature of candidate) 3817  
3818

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 3819  
FELONY OF THE FIFTH DEGREE. 3820

I, \_\_\_\_\_, hereby constitute 3821  
the persons named below a committee to represent me: 3822

| Name | Residence | 3823 |
|------|-----------|------|
|------|-----------|------|

|       |  |      |
|-------|--|------|
| _____ |  | 3824 |
|-------|--|------|

|       |  |      |
|-------|--|------|
| _____ |  | 3825 |
|-------|--|------|

\_\_\_\_\_ 3826  
\_\_\_\_\_ 3827  
\_\_\_\_\_ 3828

NOMINATING PETITION 3829

We, the undersigned, qualified electors of the state of 3830  
Ohio, whose voting residence is in the County, City, Village, 3831  
Ward, Township or Precinct set opposite our names, hereby 3832  
nominate \_\_\_\_\_ as a candidate for election to the 3833  
office of \_\_\_\_\_ in the 3834  
\_\_\_\_\_ (State, District, County, City, 3835  
Village, Township, or School District) for the \_\_\_\_\_ 3836  
(Full term or unexpired term ending \_\_\_\_\_) to be 3837  
voted for at the general election next hereafter to be held, and 3838  
certify that this person is, in our opinion, well qualified to 3839  
perform the duties of the office or position to which the person 3840  
desires to be elected. 3841

3842

|   | 1 | 2          | 3       | 4 | 5 | 6 | 7 |
|---|---|------------|---------|---|---|---|---|
| A |   | Street     |         |   |   |   |   |
| B |   | Address    |         |   |   |   |   |
| C |   | or R.F.D.  |         |   |   |   |   |
| D |   | (Must use  |         |   |   |   |   |
| E |   | address on | City,   |   |   |   |   |
| F |   | file with  | Village |   |   |   |   |



candidate, the name and address 3866  
of person employing circulator 3867  
to circulate petition, if any) 3868

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 3869  
FELONY OF THE FIFTH DEGREE." 3870

The secretary of state shall prescribe a form of 3871  
nominating petition for a group of candidates for the office of 3872  
member of a board of education, township office, and offices of 3873  
municipal corporations of under two thousand population. 3874

~~The secretary of state shall prescribe a form of statement 3875  
of candidacy and nominating petition, which shall be 3876  
substantially similar to the form of statement of candidacy and 3877  
nominating petition set forth in this section, that will be 3878  
suitable for joint candidates for the offices of governor and 3879  
lieutenant governor. 3880~~

~~If such petition nominates a candidate whose election is 3881  
to be determined by the electors of a county or a district or 3882  
subdivision within the county, it shall be filed with the board 3883  
of such county. If the petition nominates a candidate whose 3884  
election is to be determined by the voters of a subdivision 3885  
located in more than one county, it shall be filed with the 3886  
board of the county in which the major portion of the population 3887  
of such subdivision is located. 3888~~

~~If the petition nominates a candidate whose election is to 3889  
be determined by the electors of a district comprised of more 3890  
than one county but less than all of the counties of the state, 3891  
it shall be filed with the board of elections of the most 3892  
populous county in such district. If the petition nominates a 3893  
candidate whose election is to be determined by the electors of 3894~~

~~the state at large, it shall be filed with the secretary of state.~~ 3895  
3896

~~The secretary of state or a board of elections shall not accept for filing a nominating petition of a person seeking to become a candidate if that person, for the same election, has already filed a declaration of candidacy, a declaration of intent to be a write-in candidate, or a nominating petition, or has become a candidate through party nomination at a primary election or by the filling of a vacancy under section 3513.30 or 3513.31 of the Revised Code for any federal, state, or county office, if the nominating petition is for a state or county office, or for any municipal or township office, for member of a city, local, or exempted village board of education, or for member of a governing board of an educational service center, if the nominating petition is for a municipal or township office, or for member of a city, local, or exempted village board of education, or for member of a governing board of an educational service center.~~ 3897  
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**Sec. 3513.263.** ~~The nominating petitions of all candidates required to be filed before four p.m. of the ninetieth day before the day of the general election, shall be processed as follows:~~ 3913  
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3916

~~If such petition is filed with the secretary of state, the secretary of state shall promptly transmit to each board such separate petition papers as purports to contain signatures of electors of the county of such board.~~ 3917  
3918  
3919  
3920

~~If such petition is filed with the board of a county in which the major portion of the population of a subdivision is located, such board shall promptly transmit to the board of each county in which other portions of such subdivision are located~~ 3921  
3922  
3923  
3924

such separate petition papers of the petition as purport to 3925  
contain signatures of electors of such county. 3926

All petition papers so transmitted to a board of 3927  
elections, and all nominating petitions filed with a board of 3928  
elections shall, under proper regulation, be open to public 3929  
inspection until four p.m. of the eightieth day before the day 3930  
of such general election. Each board shall, not later than the 3931  
seventy-eighth day before the day of such general election 3932  
examine and determine the sufficiency of the signatures on the 3933  
petition papers transmitted to or filed with it and the validity 3934  
or invalidity of petitions filed with it, and shall return to 3935  
each other board all petition papers transmitted to it by such 3936  
other board, together with its certification of its 3937  
determination as to the validity or invalidity of signatures 3938  
thereon. A signature on a nominating petition is not valid if it 3939  
is dated more than one year before the date the nominating 3940  
petition was filed. All other matters affecting the validity or 3941  
invalidity of such petition papers shall be determined by the 3942  
board with whom such petition papers were filed. 3943

Written protests against such nominating petitions may be 3944  
filed by any qualified elector eligible to vote for the 3945  
candidate whose nominating petition the elector objects to, not 3946  
later than the seventy-fourth day before the general election. 3947  
Such protests shall be filed with the election officials with 3948  
whom the nominating petition was filed. Upon the filing of such 3949  
protests, the election officials with whom it is filed shall 3950  
promptly fix the time and place for hearing it, and shall 3951  
forthwith mail notice of the filing of such protest and the time 3952  
and place for hearing it to the person whose nomination is 3953  
protested. They shall also forthwith mail notice of the time and 3954  
place fixed for the hearing to the person who filed the protest. 3955

At the time and place fixed, such election officials shall hear 3956  
the protest and determine the validity or invalidity of the 3957  
petition. Such determination shall be final. 3958

~~Sec. 3513.30. (A)(1) If only one valid declaration of 3959  
candidacy is filed for nomination as a candidate of a political- 3960  
party for an office and that candidate dies prior to the tenth- 3961  
day before the primary election, both of the following may- 3962  
occur:- 3963~~

~~(a) The political party whose candidate died may fill the 3964  
vacancy so created as provided in division (A)(2) of this 3965  
section. 3966~~

~~(b) Any major political party other than the one whose 3967  
candidate died may select a candidate as provided in division 3968  
(A)(2) of this section under either of the following 3969  
circumstances: 3970~~

~~(i) No person has filed a valid declaration of candidacy 3971  
for nomination as that party's candidate at the primary 3972  
election. 3973~~

~~(ii) Only one person has filed a valid declaration of 3974  
candidacy for nomination as that party's candidate at the 3975  
primary election, that person has withdrawn, died, or been 3976  
disqualified under section 3513.052 of the Revised Code, and the 3977  
vacancy so created has not been filled. 3978~~

~~(2) A vacancy may be filled under division (A)(1)(a) and a 3979  
selection may be made under division (A)(1)(b) of this section- 3980  
by the appropriate committee of the political party in the same- 3981  
manner as provided in divisions (A) to (E) of section 3513.31 of 3982  
the Revised Code for the filling of similar vacancies created by 3983  
withdrawals or disqualifications under section 3513.052 of the 3984~~

~~Revised Code after the primary election, except that the~~ 3985  
~~certification required under that section may not be filed with~~ 3986  
~~the secretary of state, or with a board of the most populous~~ 3987  
~~county of a district, or with the board of a county in which the~~ 3988  
~~major portion of the population of a subdivision is located,~~ 3989  
~~later than four p.m. of the tenth day before the day of such~~ 3990  
~~primary election, or with any other board later than four p.m.~~ 3991  
~~of the fifth day before the day of such primary election.~~ 3992

~~(3)~~ (A) If only one valid declaration of candidacy is 3993  
filed for nomination as a candidate ~~of a political party~~ for an 3994  
office and that candidate dies on or ~~after the tenth day~~ before 3995  
the day of the primary election, that candidate is considered to 3996  
have received the nomination ~~of that candidate's political party~~ 3997  
at that primary election, and, for purposes of filling the 3998  
vacancy so created, that candidate's death shall be treated as 3999  
if that candidate died on the day after the day of the primary 4000  
election. 4001

(B) Any person filing a declaration of candidacy may 4002  
withdraw as such candidate at any time prior to the primary 4003  
election. The withdrawal shall be effected and the statement of 4004  
withdrawal shall be filed in accordance with the procedures 4005  
prescribed in division (D) of this section for the withdrawal of 4006  
persons nominated in a primary election or by nominating 4007  
petition. 4008

(C) A person who is the first choice for president of the 4009  
United States by a candidate for delegate or alternate to a 4010  
national convention of a political party may withdraw consent 4011  
for the selection of the person as such first choice no later 4012  
than four p.m. of the fortieth day before the day of the 4013  
presidential primary election. Withdrawal of consent shall be 4014

for the entire slate of candidates for delegates and alternates 4015  
who named such person as their presidential first choice and 4016  
shall constitute withdrawal from the primary election by such 4017  
delegates and alternates. The withdrawal shall be made in 4018  
writing and delivered to the secretary of state. If the 4019  
withdrawal is delivered to the secretary of state on or before 4020  
the seventieth day before the day of the primary election, the 4021  
boards of elections shall remove both the name of the withdrawn 4022  
first choice and the names of such withdrawn candidates from the 4023  
ballots according to the directions of the secretary of state. 4024  
If the withdrawal is delivered to the secretary of state after 4025  
the seventieth day before the day of the primary election, the 4026  
board of elections shall not remove the name of the withdrawn 4027  
first choice and the names of the withdrawn candidates from the 4028  
ballots. The board of elections shall post a notice at each 4029  
polling location on the day of the primary election, and shall 4030  
enclose with each absent voter's ballot given or mailed after 4031  
the candidate withdraws, a notice that votes for the withdrawn 4032  
first choice or the withdrawn candidates will be void and will 4033  
not be counted. If such names are not removed from all ballots 4034  
before the day of the election, the votes for the withdrawn 4035  
first choice or the withdrawn candidates are void and shall not 4036  
be counted. 4037

(D) Any person nominated in a primary election or by 4038  
nominating petition as a candidate for election at the next 4039  
general election may withdraw as such candidate at any time 4040  
prior to the general election. Such withdrawal may be effected 4041  
by the filing of a written statement by such candidate 4042  
announcing the candidate's withdrawal and requesting that the 4043  
candidate's name not be printed on the ballots. If such 4044  
candidate's declaration of candidacy ~~or nominating petition~~ was 4045

filed with the secretary of state, the candidate's statement of withdrawal shall be addressed to and filed with the secretary of state. If such candidate's declaration of candidacy or nominating petition was filed with a board of elections, the candidate's statement of withdrawal shall be addressed to and filed with such board.

(E) When a person withdraws under division (B) or (D) of this section on or before the seventieth day before the day of the primary election or the general election, the board of elections shall remove the name of the withdrawn candidate from the ballots according to the directions of the secretary of state. When a person withdraws under division (B) or (D) of this section after the seventieth day before the day of the primary election or the general election, the board of elections shall not remove the name of the withdrawn candidate from the ballots. The board of elections shall post a notice at each polling place on the day of the election, and shall enclose with each absent voter's ballot given or mailed after the candidate withdraws, a notice that votes for the withdrawn candidate will be void and will not be counted. If the name is not removed from all ballots before the day of the election, the votes for the withdrawn candidate are void and shall not be counted.

**Sec. 3513.31.** (A) ~~If a person nominated in a primary election as a candidate for election at the next general election, whose candidacy is to be submitted to the electors of the entire state, withdraws as that candidate or is disqualified as that candidate under section 3513.052 of the Revised Code, the vacancy in the party nomination so created may be filled by the state central committee of the major political party that made the nomination at the primary election, if the committee's chairperson and secretary certify the name of the person~~

~~selected to fill the vacancy by the time specified in this~~ 4077  
~~division, at a meeting called for that purpose. The meeting~~ 4078  
~~shall be called by the chairperson of that committee, who shall~~ 4079  
~~give each member of the committee at least two days' notice of~~ 4080  
~~the time, place, and purpose of the meeting. If a majority of~~ 4081  
~~the members of the committee are present at the meeting, a~~ 4082  
~~majority of those present may select a person to fill the~~ 4083  
~~vacancy. The chairperson and secretary of the meeting shall~~ 4084  
~~certify in writing and under oath to the secretary of state, not~~ 4085  
~~later than the eighty-sixth day before the day of the general~~ 4086  
~~election, the name of the person selected to fill the vacancy.~~ 4087  
~~The certification must be accompanied by the written acceptance~~ 4088  
~~of the nomination by the person whose name is certified. A~~ 4089  
~~vacancy in a party nomination that may be filled by a minor~~ 4090  
~~political party shall be filled in accordance with the party's~~ 4091  
~~rules by authorized officials of the party. Certification must~~ 4092  
~~be made as in the manner provided for a major political party.~~ 4093

~~(B) If a person nominated in a primary election as a party~~ 4094  
~~candidate for election at the next general election, whose~~ 4095  
~~candidacy is to be submitted to the electors of a district~~ 4096  
~~comprised of more than one county but less than all of the~~ 4097  
~~counties of the state, withdraws as that candidate or is~~ 4098  
~~disqualified as that candidate under section 3513.052 of the~~ 4099  
~~Revised Code, the vacancy in the party nomination so created may~~ 4100  
~~be filled by a district committee of the major political party~~ 4101  
~~that made the nomination at the primary election, if the~~ 4102  
~~committee's chairperson and secretary certify the name of the~~ 4103  
~~person selected to fill the vacancy by the time specified in~~ 4104  
~~this division, at a meeting called for that purpose. The~~ 4105  
~~district committee shall consist of the chairperson and~~ 4106  
~~secretary of the county central committee of such political~~ 4107

~~party in each county in the district. The district committee— 4108~~  
~~shall be called by the chairperson of the county central— 4109~~  
~~committee of such political party of the most populous county in 4110~~  
~~the district, who shall give each member of the district— 4111~~  
~~committee at least two days' notice of the time, place, and— 4112~~  
~~purpose of the meeting. If a majority of the members of the— 4113~~  
~~district committee are present at the district committee— 4114~~  
~~meeting, a majority of those present may select a person to fill 4115~~  
~~the vacancy. The chairperson and secretary of the meeting shall— 4116~~  
~~certify in writing and under oath to the board of elections of— 4117~~  
~~the most populous county in the district, not later than four— 4118~~  
~~p.m. of the eighty-sixth day before the day of the general— 4119~~  
~~election, the name of the person selected to fill the vacancy.— 4120~~  
~~The certification must be accompanied by the written acceptance— 4121~~  
~~of the nomination by the person whose name is certified. A— 4122~~  
~~vacancy in a party nomination that may be filled by a minor— 4123~~  
~~political party shall be filled in accordance with the party's— 4124~~  
~~rules by authorized officials of the party. Certification must— 4125~~  
~~be made as in the manner provided for a major political party. 4126~~

~~(C) If a person nominated in a primary election as a party 4127~~  
~~candidate for election at the next general election, whose— 4128~~  
~~candidacy is to be submitted to the electors of a county,— 4129~~  
~~withdraws as that candidate or is disqualified as that candidate 4130~~  
~~under section 3513.052 of the Revised Code, the vacancy in the— 4131~~  
~~party nomination so created may be filled by the county central— 4132~~  
~~committee of the major political party that made the nomination— 4133~~  
~~at the primary election, or by the county executive committee if 4134~~  
~~so authorized, if the committee's chairperson and secretary— 4135~~  
~~certify the name of the person selected to fill the vacancy by— 4136~~  
~~the time specified in this division, at a meeting called for— 4137~~  
~~that purpose. The meeting shall be called by the chairperson of— 4138~~

~~that committee, who shall give each member of the committee at least two days' notice of the time, place, and purpose of the meeting. If a majority of the members of the committee are present at the meeting, a majority of those present may select a person to fill the vacancy. The chairperson and secretary of the meeting shall certify in writing and under oath to the board of that county, not later than four p.m. of the eighty-sixth day before the day of the general election, the name of the person selected to fill the vacancy. The certification must be accompanied by the written acceptance of the nomination by the person whose name is certified. A vacancy in a party nomination that may be filled by a minor political party shall be filled in accordance with the party's rules by authorized officials of the party. Certification must be made as in the manner provided for a major political party.~~

~~(D) If a person nominated in a primary election as a party candidate for election at the next general election, whose candidacy is to be submitted to the electors of a district within a county, withdraws as that candidate or is disqualified as that candidate under section 3513.052 of the Revised Code, the vacancy in the party nomination so created may be filled by a district committee consisting of those members of the county central committee or, if so authorized, those members of the county executive committee in that county of the major political party that made the nomination at the primary election who represent the precincts or the wards and townships within the district, if the committee's chairperson and secretary certify the name of the person selected to fill the vacancy by the time specified in this division, at a meeting called for that purpose. The district committee meeting shall be called by the chairperson of the county central committee or executive~~

~~committee, as appropriate, who shall give each member of the~~ 4170  
~~district committee at least two days' notice of the time, place,~~ 4171  
~~and purpose of the meeting. If a majority of the members of the~~ 4172  
~~district committee are present at the district committee~~ 4173  
~~meeting, a majority of those present may select a person to fill~~ 4174  
~~the vacancy. The chairperson and secretary of the district~~ 4175  
~~committee meeting shall certify in writing and under oath to the~~ 4176  
~~board of the county, not later than four p.m. of the eighty-~~ 4177  
~~sixth day before the day of the general election, the name of~~ 4178  
~~the person selected to fill the vacancy. The certification must~~ 4179  
~~be accompanied by the written acceptance of the nomination by~~ 4180  
~~the person whose name is certified. A vacancy in a party~~ 4181  
~~nomination that may be filled by a minor political party shall~~ 4182  
~~be filled in accordance with the party's rules by authorized~~ 4183  
~~officials of the party. Certification must be made as in the~~ 4184  
~~manner provided for a major political party.~~ 4185

~~(E) If a person nominated in a primary election as a party~~ 4186  
~~candidate for election at the next general election, whose~~ 4187  
~~candidacy is to be submitted to the electors of a subdivision~~ 4188  
~~within a county, withdraws as that candidate or is disqualified~~ 4189  
~~as that candidate under section 3513.052 of the Revised Code,~~ 4190  
~~the vacancy in the party nomination so created may be filled by~~ 4191  
~~a subdivision committee consisting of those members of the~~ 4192  
~~county central committee or, if so authorized, those members of~~ 4193  
~~the county executive committee in that county of the major~~ 4194  
~~political party that made the nomination at that primary~~ 4195  
~~election who represent the precincts or the wards and townships~~ 4196  
~~within that subdivision, if the committee's chairperson and~~ 4197  
~~secretary certify the name of the person selected to fill the~~ 4198  
~~vacancy by the time specified in this division, at a meeting~~ 4199  
~~called for that purpose.~~ 4200

~~The subdivision committee meeting shall be called by the chairperson of the county central committee or executive committee, as appropriate, who shall give each member of the subdivision committee at least two days' notice of the time, place, and purpose of the meeting. If a majority of the members of the subdivision committee are present at the subdivision committee meeting, a majority of those present may select a person to fill the vacancy. The chairperson and secretary of the subdivision committee meeting shall certify in writing and under oath to the board of the county, not later than four p.m. of the eighty-sixth day before the day of the general election, the name of the person selected to fill the vacancy. The certification must be accompanied by the written acceptance of the nomination by the person whose name is certified. A vacancy in a party nomination that may be filled by a minor political party shall be filled in accordance with the party's rules by authorized officials of the party. Certification must be made in the manner provided for a major political party.~~

~~(F) If a person nominated by petition as an independent or nonpartisan candidate for election to a voter-nominated or nonpartisan office at the next general election withdraws as that candidate or is disqualified as that candidate under section 3513.052 of the Revised Code, the vacancy so created may be filled by a majority of the committee of five, as designated on the candidate's nominating petition or declaration of candidacy, if a member of that committee certifies in writing and under oath to the election officials with whom the candidate filed the candidate's nominating petition or declaration of candidacy, not later than the eighty-sixth day before the day of the general election, the name of the person selected to fill the vacancy. The certification shall be accompanied by the~~

written acceptance of the nomination by the person whose name is 4232  
~~certified and shall be made in the manner provided for a major-~~ 4233  
~~political party.~~ 4234

~~(G)~~ (B) If a person nominated ~~in a primary election or~~ 4235  
~~nominated by petition under section 3517.012 of the Revised Code~~ 4236  
~~as a party candidate for election to a voter-nominated or~~ 4237  
nonpartisan office at the next general election dies, the 4238  
vacancy so created may be filled by the same committee in the 4239  
same manner as provided in this section for the filling of 4240  
similar vacancies created by withdrawals or disqualifications 4241  
under section 3513.052 of the Revised Code, except that the 4242  
certification, when filling a vacancy created by death, may not 4243  
be filed with the secretary of state, or with a board of the 4244  
most populous county of a district, or with the board of a 4245  
county in which the major portion of the population of a 4246  
subdivision is located, later than four p.m. of the tenth day 4247  
before the day of such general election, or with any other board 4248  
later than four p.m. of the fifth day before the day of such 4249  
general election. 4250

~~(H)~~ If a person nominated by petition as an independent or 4251  
~~nonpartisan candidate for election at the next general election~~ 4252  
~~dies prior to the tenth day before the day of that general~~ 4253  
~~election, the vacancy so created may be filled by a majority of~~ 4254  
~~the committee of five designated in the nominating petition to~~ 4255  
~~represent the candidate named in it. To fill the vacancy a~~ 4256  
~~member of the committee shall, not later than four p.m. of the~~ 4257  
~~fifth day before the day of the general election, file with the~~ 4258  
~~election officials with whom the petition nominating the person~~ 4259  
~~was filed, a certificate signed and sworn to under oath by a~~ 4260  
~~majority of the members, designating the person they select to~~ 4261  
~~fill the vacancy. The certification must be accompanied by the~~ 4262

~~written acceptance of the nomination by the person whose name is  
so certified.~~ 4263  
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~~(I) (C) If a person holding an elective voter-nominated or  
nonpartisan office dies or resigns subsequent to the one hundred  
fifteenth day before the day of a primary election and prior to  
the eighty-sixth day before the day of the next general  
election, and if, under the laws of this state, a person may be  
elected at that general election to fill the unexpired term of  
the person who has died or resigned, ~~the appropriate committee  
of each political party, acting as in the case of a vacancy in a  
party nomination, as provided in divisions (A) to (D) of this  
section, may select a person as the party candidate for election  
for such unexpired term at that general election, and certify  
the person's name to the appropriate election official not later  
than four p.m. on the eighty-sixth day before the day of that  
general election, or on the tenth day following the day on which  
the vacancy occurs, whichever is later. When the vacancy occurs  
on or subsequent to the eighty-sixth day and six or more days  
prior to the fortieth day before the general election, the  
appropriate committee may select a person as the party candidate  
and certify the person's name, as provided in the preceding  
sentence, not later than four p.m. on the tenth day following  
the day on which the vacancy occurs. When the vacancy occurs  
fewer than six days before the fortieth day before the general  
election, the deadline for filing shall be four p.m. on the  
thirty-sixth day before the general election. Thereupon the name  
shall be printed as the party candidate under proper titles and  
in the proper place on the proper ballots for use at the  
election. If a person has been nominated in a primary election  
or nominated by petition under section 3517.012 of the Revised  
Code, the authorized committee of that political party shall not~~ 4265  
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~~select and certify a person as the party candidate.~~ 4294

~~(J) Each~~ each person desiring to become ~~an independent a~~ 4295  
candidate to fill the unexpired term shall file a statement of 4296  
candidacy and nominating petition, as provided in section 4297  
3513.261 of the Revised Code, with the appropriate election 4298  
official not later than four p.m. on the tenth day following the 4299  
day on which the vacancy occurs, provided that when the vacancy 4300  
occurs fewer than six days before the fifty-sixth day before the 4301  
general election, the deadline for filing shall be four p.m. on 4302  
the fiftieth day before the general election. The nominating 4303  
petition shall contain ~~at least seven hundred fifty signatures~~ 4304  
~~and no more than one thousand five hundred~~ signatures of 4305  
qualified electors of the district, political subdivision, or 4306  
portion of a political subdivision in which the office is to be 4307  
voted upon, ~~or~~ equal to the applicable amount provided for in 4308  
section ~~3513.257~~ 3513.05 of the Revised Code, ~~whichever is less.~~ 4309

~~(K) (D)~~ (D) When a person nominated as a candidate ~~by a~~ 4310  
~~political party for a voter-nominated office~~ in a primary 4311  
~~election or by nominating petition for an elective office for~~ 4312  
~~which candidates are nominated at a party primary election~~ 4313  
withdraws, dies, or is disqualified under section 3513.052 of 4314  
the Revised Code prior to the general election, ~~the appropriate~~ 4315  
~~committee of any other major political party or a~~ committee of 4316  
five ~~that has not nominated a candidate for that office, or~~ 4317  
whose nominee as a candidate for that office has withdrawn, 4318  
died, or been disqualified without the vacancy so created having 4319  
been filled, may, acting as in the case of a vacancy in a ~~party~~ 4320  
~~nomination or nomination by petition as provided in divisions~~ 4321  
division (A) ~~to~~ ~~(F)~~ or (B) of this section, whichever is 4322  
appropriate, select a person as a candidate ~~of that party or of~~ 4323  
that committee of five for election to the office. 4324

**Sec. 3513.311.** (A) If a candidate for lieutenant governor 4325  
dies, withdraws, or is disqualified as a candidate prior to the 4326  
seventieth day before the day of a primary election, the vacancy 4327  
on the ballot shall be filled by appointment by the joint 4328  
candidate for the office of governor. Such candidate for 4329  
governor shall certify in writing and under oath to the 4330  
secretary of state not later than the sixty-fifth day before the 4331  
day of such election the name and residence address of the 4332  
person selected to fill such vacancy. 4333

(B) If a candidate for governor dies, withdraws, or is 4334  
disqualified as a candidate prior to the seventieth day before 4335  
the day of a primary election, the vacancy on the ballot shall 4336  
be filled by appointment by the joint candidate for the office 4337  
of lieutenant governor. Such candidate for lieutenant governor 4338  
shall certify in writing and under oath to the secretary of 4339  
state not later than the sixty-fifth day before the day of such 4340  
election the name and residence address of the person selected 4341  
to fill such vacancy. 4342

(C) If a candidate for the office of lieutenant governor 4343  
dies on or after the seventieth day, but prior to the tenth day, 4344  
before a primary election, the vacancy so created shall be 4345  
filled by appointment by the joint candidate for the office of 4346  
governor. Such candidate for governor shall certify in writing 4347  
and under oath to the secretary of state not later than the 4348  
fifth day before the day of such election the name and residence 4349  
address of the person selected to fill such vacancy. 4350

(D) If a candidate for the office of governor dies on or 4351  
after the seventieth day, but prior to the tenth day, before a 4352  
primary election, the vacancy so created shall be filled by 4353  
appointment by the joint candidate for the office of lieutenant 4354

governor. Such candidate for lieutenant governor shall certify 4355  
in writing and under oath to the secretary of state not later 4356  
than the fifth day before the day of such election the name and 4357  
residence address of the person selected to fill such vacancy. 4358

(E) If a person nominated in a primary election ~~or~~ 4359  
~~nominated by petition under section 3517.012 of the Revised Code~~ 4360  
as a candidate for election to the office of governor or 4361  
lieutenant governor at the next general election withdraws as 4362  
such candidate prior to the ninetieth day before the day of the 4363  
general election or dies prior to the tenth day before the day 4364  
of such general election, the vacancy so created shall be filled 4365  
in the manner provided for by section 3513.31 of the Revised 4366  
Code. 4367

~~(F) If a person nominated by petition as an independent 4368  
candidate for election to the office of governor or lieutenant 4369  
governor withdraws as such candidate prior to the ninetieth day 4370  
before the day of the general election or dies prior to the 4371  
tenth day before the day of such general election, the vacancy 4372  
so created shall be filled by the candidates' committee in the 4373  
manner provided for, as in the case of death, by section 3513.31 4374  
of the Revised Code, except that, in the case of withdrawal of 4375  
candidacy, the name and residence address of the replacement 4376  
candidate shall be certified in writing and under oath to the 4377  
secretary of state not later than the eighty-sixth day before 4378  
the day of the general election. 4379~~

~~(G) If the vacancy in a joint candidacy for governor and 4380  
lieutenant governor can be filled in accordance with this 4381  
section and is not so filled, the joint candidacy which has not 4382  
been vacated shall be invalidated and shall not be presented for 4383  
election. 4384~~

~~(H)~~(G) Any replacement candidate appointed or selected 4385  
pursuant to this section shall be one who has the qualifications 4386  
of an elector. 4387

**Sec. 3513.32.** When a special election is found necessary 4388  
to fill a vacancy, the date of the primary election shall be 4389  
fixed at the same time and in the same manner as that of the 4390  
election, by the authority calling such special election. The 4391  
primary election shall be held at least fifteen days prior to 4392  
the time fixed for such special election. Declaration of 4393  
candidacy and certificates for such primary shall be filed and 4394  
fees shall be paid at least ten days before the date for holding 4395  
such primary election. 4396

A primary election preceding a special election to fill a 4397  
vacancy in an office shall be eliminated ~~if no valid declaration~~ 4398  
~~of candidacy is filed for such office, or if~~ the number of 4399  
persons filing ~~such valid~~ declarations of candidacy ~~as~~ 4400  
~~candidates of one political party~~ does not exceed three times 4401  
the number of candidates ~~which such political party is entitled~~ 4402  
~~to nominate to be nominated~~ for election to such office. 4403

**Sec. 3513.33.** At the time a person files a declaration of 4404  
candidacy, ~~or~~ nominating petition, ~~or declaration of intent to~~ 4405  
~~be otherwise becomes a write-in~~ candidate, the secretary of 4406  
state or the board of elections shall furnish that person with a 4407  
copy of section 3517.21 of the Revised Code. Each person who 4408  
receives the copy shall acknowledge its receipt in writing. 4409

**Sec. 3517.01.** (A) (1) A political party within the meaning 4410  
of Title XXXV of the Revised Code is any group of voters that 4411  
meets either of the following requirements: 4412

(a) Except as otherwise provided in this division, at the 4413

most recent regular state election, the group polled for its 4414  
~~candidate for governor in the state or~~ nominees for presidential 4415  
electors at least three per cent of the entire vote cast for 4416  
that office in this state. A group that meets the requirements 4417  
of this division remains a political party for a period of four 4418  
years after meeting those requirements. 4419

(b) The group filed with the secretary of state, 4420  
subsequent to its failure to meet the requirements of division 4421  
(A) (1) (a) of this section, a party formation petition that meets 4422  
all of the following requirements: 4423

(i) The petition is signed by qualified electors equal in 4424  
number to at least one per cent of the total vote for governor 4425  
or nominees for presidential electors at the most recent 4426  
election for such office. 4427

(ii) The petition is signed by not fewer than five hundred 4428  
qualified electors from each of at least a minimum of one-half 4429  
of the congressional districts in this state. If an odd number 4430  
of congressional districts exists in this state, the number of 4431  
districts that results from dividing the number of congressional 4432  
districts by two shall be rounded up to the next whole number. 4433

(iii) The petition declares the petitioners' intention of 4434  
organizing a political party, the name of which shall be stated 4435  
in the declaration, and of participating in the succeeding 4436  
general election, held in even-numbered years, that occurs more 4437  
than one hundred twenty-five days after the date of filing. 4438

(iv) The petition designates a committee of not less than 4439  
three nor more than five individuals of the petitioners, who 4440  
shall represent the petitioners in all matters relating to the 4441  
petition. Notice of all matters or proceedings pertaining to the 4442

petition may be served on the committee, or any of them, either 4443  
personally or by registered mail, or by leaving such notice at 4444  
the usual place of residence of each of them. 4445

(2) No such group of electors shall assume a name or 4446  
designation that is similar, in the opinion of the secretary of 4447  
state, to that of an existing political party as to confuse or 4448  
mislead the voters at an election. 4449

(B) A campaign committee shall be legally liable for any 4450  
debts, contracts, or expenditures incurred or executed in its 4451  
name. 4452

(C) Notwithstanding the definitions found in section 4453  
3501.01 of the Revised Code, as used in this section and 4454  
sections 3517.08 to 3517.991 of the Revised Code: 4455

(1) "Campaign committee" means a candidate or a 4456  
combination of two or more persons authorized by a candidate 4457  
under section 3517.081 of the Revised Code to receive 4458  
contributions and make expenditures. 4459

(2) "Campaign treasurer" means an individual appointed by 4460  
a candidate under section 3517.081 of the Revised Code. 4461

(3) "Candidate" has the same meaning as in division (H) of 4462  
section 3501.01 of the Revised Code and also includes any person 4463  
who, at any time before or after an election, receives 4464  
contributions or makes expenditures or other use of 4465  
contributions, has given consent for another to receive 4466  
contributions or make expenditures or other use of 4467  
contributions, or appoints a campaign treasurer, for the purpose 4468  
of bringing about the person's nomination or election to public 4469  
office. When two persons jointly seek the offices of governor 4470  
and lieutenant governor, "candidate" means the pair of 4471

candidates jointly. "Candidate" does not include candidates for 4472  
election to the offices of member of a county or state central 4473  
committee, presidential elector, and delegate to a national 4474  
convention or conference of a political party. 4475

(4) "Continuing association" means an association, other 4476  
than a campaign committee, political party, legislative campaign 4477  
fund, political contributing entity, or labor organization, that 4478  
is intended to be a permanent organization that has a primary 4479  
purpose other than supporting or opposing specific candidates, 4480  
political parties, or ballot issues, and that functions on a 4481  
regular basis throughout the year. "Continuing association" 4482  
includes organizations that are determined to be not organized 4483  
for profit under subsection 501 and that are described in 4484  
subsection 501(c) (3), 501(c) (4), or 501(c) (6) of the Internal 4485  
Revenue Code. 4486

(5) "Contribution" means a loan, gift, deposit, 4487  
forgiveness of indebtedness, donation, advance, payment, or 4488  
transfer of funds or anything of value, including a transfer of 4489  
funds from an inter vivos or testamentary trust or decedent's 4490  
estate, and the payment by any person other than the person to 4491  
whom the services are rendered for the personal services of 4492  
another person, which contribution is made, received, or used 4493  
for the purpose of influencing the results of an election. Any 4494  
loan, gift, deposit, forgiveness of indebtedness, donation, 4495  
advance, payment, or transfer of funds or of anything of value, 4496  
including a transfer of funds from an inter vivos or 4497  
testamentary trust or decedent's estate, and the payment by any 4498  
campaign committee, political action committee, legislative 4499  
campaign fund, political party, political contributing entity, 4500  
or person other than the person to whom the services are 4501  
rendered for the personal services of another person, that is 4502

made, received, or used by a state or county political party, 4503  
other than the moneys an entity may receive under sections 4504  
3517.101, 3517.1012, and 3517.1013 of the Revised Code, shall be 4505  
considered to be a "contribution" for the purpose of section 4506  
3517.10 of the Revised Code and shall be included on a statement 4507  
of contributions filed under that section. 4508

"Contribution" does not include any of the following: 4509

(a) Services provided without compensation by individuals 4510  
volunteering a portion or all of their time on behalf of a 4511  
person; 4512

(b) Ordinary home hospitality; 4513

(c) The personal expenses of a volunteer paid for by that 4514  
volunteer campaign worker; 4515

(d) Any gift given to an entity pursuant to section 4516  
3517.101 of the Revised Code; 4517

(e) Any contribution as defined in section 3517.1011 of 4518  
the Revised Code that is made, received, or used to pay the 4519  
direct costs of producing or airing an electioneering 4520  
communication; 4521

(f) Any gift given to a state or county political party 4522  
for the party's restricted fund under division (A) (2) of section 4523  
3517.1012 of the Revised Code; 4524

(g) Any gift given to a state political party for deposit 4525  
in a Levin account pursuant to section 3517.1013 of the Revised 4526  
Code. As used in this division, "Levin account" has the same 4527  
meaning as in that section. 4528

(h) Any donation given to a transition fund under section 4529  
3517.1014 of the Revised Code. 4530

(6) "Expenditure" means the disbursement or use of a contribution for the purpose of influencing the results of an election or of making a charitable donation under division (G) of section 3517.08 of the Revised Code. Any disbursement or use of a contribution by a state or county political party is an expenditure and shall be considered either to be made for the purpose of influencing the results of an election or to be made as a charitable donation under division (G) of section 3517.08 of the Revised Code and shall be reported on a statement of expenditures filed under section 3517.10 of the Revised Code. During the thirty days preceding a primary or general election, any disbursement to pay the direct costs of producing or airing a broadcast, cable, or satellite communication that refers to a clearly identified candidate shall be considered to be made for the purpose of influencing the results of that election and shall be reported as an expenditure or as an independent expenditure under section 3517.10 or 3517.105 of the Revised Code, as applicable, except that the information required to be reported regarding contributors for those expenditures or independent expenditures shall be the same as the information required to be reported under divisions (D) (1) and (2) of section 3517.1011 of the Revised Code.

As used in this division, "broadcast, cable, or satellite communication" and "refers to a clearly identified candidate" have the same meanings as in section 3517.1011 of the Revised Code.

(7) "Personal expenses" includes, but is not limited to, ordinary expenses for accommodations, clothing, food, personal motor vehicle or airplane, and home telephone.

(8) "Political action committee" means a combination of

two or more persons, the primary or major purpose of which is to 4561  
support or oppose any candidate, political party, or issue, or 4562  
to influence the result of any election through express 4563  
advocacy, and that is not a political party, a campaign 4564  
committee, a political contributing entity, or a legislative 4565  
campaign fund. "Political action committee" does not include 4566  
either of the following: 4567

(a) A continuing association that makes disbursements for 4568  
the direct costs of producing or airing electioneering 4569  
communications and that does not engage in express advocacy; 4570

(b) A political club that is formed primarily for social 4571  
purposes and that consists of one hundred members or less, has 4572  
officers and periodic meetings, has less than two thousand five 4573  
hundred dollars in its treasury at all times, and makes an 4574  
aggregate total contribution of one thousand dollars or less per 4575  
calendar year. 4576

(9) "Public office" means any state, county, municipal, 4577  
township, or district office, except an office of a political 4578  
party, that is filled by an election and the offices of United 4579  
States senator and representative. 4580

(10) "Anything of value" has the same meaning as in 4581  
section 1.03 of the Revised Code. 4582

(11) "Beneficiary of a campaign fund" means a candidate, a 4583  
public official or employee for whose benefit a campaign fund 4584  
exists, and any other person who has ever been a candidate or 4585  
public official or employee and for whose benefit a campaign 4586  
fund exists. 4587

(12) "Campaign fund" means money or other property, 4588  
including contributions. 4589

(13) "Public official or employee" has the same meaning as 4590  
in section 102.01 of the Revised Code. 4591

(14) "Caucus" means all of the members of the house of 4592  
representatives or all of the members of the senate of the 4593  
general assembly who are members of the same political party. 4594

(15) "Legislative campaign fund" means a fund that is 4595  
established as an auxiliary of a state political party and 4596  
associated with one of the houses of the general assembly. 4597

(16) "In-kind contribution" means anything of value other 4598  
than money that is used to influence the results of an election 4599  
or is transferred to or used in support of or in opposition to a 4600  
candidate, campaign committee, legislative campaign fund, 4601  
political party, political action committee, or political 4602  
contributing entity and that is made with the consent of, in 4603  
coordination, cooperation, or consultation with, or at the 4604  
request or suggestion of the benefited candidate, committee, 4605  
fund, party, or entity. The financing of the dissemination, 4606  
distribution, or republication, in whole or part, of any 4607  
broadcast or of any written, graphic, or other form of campaign 4608  
materials prepared by the candidate, the candidate's campaign 4609  
committee, or their authorized agents is an in-kind contribution 4610  
to the candidate and an expenditure by the candidate. 4611

(17) "Independent expenditure" means an expenditure by a 4612  
person advocating the election or defeat of an identified 4613  
candidate or candidates, that is not made with the consent of, 4614  
in coordination, cooperation, or consultation with, or at the 4615  
request or suggestion of any candidate or candidates or of the 4616  
campaign committee or agent of the candidate or candidates. As 4617  
used in division (C)(17) of this section: 4618

(a) "Person" means an individual, partnership, 4619  
unincorporated business organization or association, political 4620  
action committee, political contributing entity, separate 4621  
segregated fund, association, or other organization or group of 4622  
persons, but not a labor organization or a corporation unless 4623  
the labor organization or corporation is a political 4624  
contributing entity. 4625

(b) "Advocating" means any communication containing a 4626  
message advocating election or defeat. 4627

(c) "Identified candidate" means that the name of the 4628  
candidate appears, a photograph or drawing of the candidate 4629  
appears, or the identity of the candidate is otherwise apparent 4630  
by unambiguous reference. 4631

(d) "Made in coordination, cooperation, or consultation 4632  
with, or at the request or suggestion of, any candidate or the 4633  
campaign committee or agent of the candidate" means made 4634  
pursuant to any arrangement, coordination, or direction by the 4635  
candidate, the candidate's campaign committee, or the 4636  
candidate's agent prior to the publication, distribution, 4637  
display, or broadcast of the communication. An expenditure is 4638  
presumed to be so made when it is any of the following: 4639

(i) Based on information about the candidate's plans, 4640  
projects, or needs provided to the person making the expenditure 4641  
by the candidate, or by the candidate's campaign committee or 4642  
agent, with a view toward having an expenditure made; 4643

(ii) Made by or through any person who is, or has been, 4644  
authorized to raise or expend funds, who is, or has been, an 4645  
officer of the candidate's campaign committee, or who is, or has 4646  
been, receiving any form of compensation or reimbursement from 4647

the candidate or the candidate's campaign committee or agent; 4648

(iii) Except as otherwise provided in division (D) of 4649  
section 3517.105 of the Revised Code, made by a political party 4650  
in support of a candidate, unless the expenditure is made by a 4651  
political party to conduct voter registration or voter education 4652  
efforts. 4653

(e) "Agent" means any person who has actual oral or 4654  
written authority, either express or implied, to make or to 4655  
authorize the making of expenditures on behalf of a candidate, 4656  
or means any person who has been placed in a position with the 4657  
candidate's campaign committee or organization such that it 4658  
would reasonably appear that in the ordinary course of campaign- 4659  
related activities the person may authorize expenditures. 4660

(18) "Labor organization" means a labor union; an employee 4661  
organization; a federation of labor unions, groups, locals, or 4662  
other employee organizations; an auxiliary of a labor union, 4663  
employee organization, or federation of labor unions, groups, 4664  
locals, or other employee organizations; or any other bona fide 4665  
organization in which employees participate and that exists for 4666  
the purpose, in whole or in part, of dealing with employers 4667  
concerning grievances, labor disputes, wages, hours, and other 4668  
terms and conditions of employment. 4669

(19) "Separate segregated fund" means a separate 4670  
segregated fund established pursuant to the Federal Election 4671  
Campaign Act. 4672

(20) "Federal Election Campaign Act" means the "Federal 4673  
Election Campaign Act of 1971," 86 Stat. 11, 2 U.S.C.A. 431, et 4674  
seq., as amended. 4675

(21) "Restricted fund" means the fund a state or county 4676

political party must establish under division (A) (1) of section 4677  
3517.1012 of the Revised Code. 4678

(22) "Electioneering communication" has the same meaning 4679  
as in section 3517.1011 of the Revised Code. 4680

(23) "Express advocacy" means a communication that 4681  
contains express words advocating the nomination, election, or 4682  
defeat of a candidate or that contains express words advocating 4683  
the adoption or defeat of a question or issue, as determined by 4684  
a final judgment of a court of competent jurisdiction. 4685

(24) "Political committee" has the same meaning as in 4686  
section 3517.1011 of the Revised Code. 4687

(25) "Political contributing entity" means any entity, 4688  
including a corporation or labor organization, that may lawfully 4689  
make contributions and expenditures and that is not an 4690  
individual or a political action committee, continuing 4691  
association, campaign committee, political party, legislative 4692  
campaign fund, designated state campaign committee, or state 4693  
candidate fund. For purposes of this division, "lawfully" means 4694  
not prohibited by any section of the Revised Code, or authorized 4695  
by a final judgment of a court of competent jurisdiction. 4696

(26) "Internet identifier of record" has the same meaning 4697  
as in section 9.312 of the Revised Code. 4698

**Sec. 3517.012.** (A) (1) When a party formation petition 4699  
meeting the requirements of section 3517.01 of the Revised Code 4700  
declaring the intention to organize a political party is filed 4701  
with the secretary of state, the new party comes into legal 4702  
existence on the date of filing and is entitled to nominate 4703  
candidates for president and vice-president of the United States 4704  
to appear on the ballot at the general election held in even- 4705

numbered years that occurs more than one hundred twenty-five 4706  
days after the date of filing. 4707

(2) (a) Upon receiving a party formation petition filed 4708  
under division (A) (1) of this section, the secretary of state 4709  
shall promptly transmit to each board of elections the separate 4710  
petition papers that purport to contain signatures of electors 4711  
of that board's county. 4712

(b) Not later than the one hundred eighteenth day before 4713  
the day of the general election, each board shall examine and 4714  
determine the sufficiency of the signatures on the petition 4715  
papers and shall return them to the secretary of state, together 4716  
with the board's certification of its determination as to the 4717  
validity or invalidity of the signatures on the petition. 4718

(c) Any qualified elector may file a written protest 4719  
against the petition with the secretary of state not later than 4720  
the one hundred fourteenth day before the day of the general 4721  
election. Any such protest shall be resolved in the manner 4722  
specified under section 3501.39 of the Revised Code. 4723

(d) Not later than the ninety-fifth day before the day of 4724  
the general election, the secretary of state shall determine 4725  
whether the party formation petition is sufficient and shall 4726  
notify the committee designated in the petition of that 4727  
determination. 4728

(B) (1) Not later than one hundred ten days before the day 4729  
of that general election and not earlier than the day the 4730  
applicable party formation petition is filed, each ~~candidate or~~ 4731  
pair of joint candidates wishing to appear on the ballot at the 4732  
general election as the ~~nominee or~~ nominees of the party that 4733  
filed the party formation petition for president and vice- 4734

president of the United States shall file a nominating petition, 4735  
on a form prescribed by the secretary of state, that includes 4736  
the name of the political party that submitted the party 4737  
formation petition. Except as otherwise provided in this section 4738  
and ~~sections 3505.03, 3505.08, 3506.11, 3513.31, 3513.311, and~~ 4739  
~~3513.312~~ section 3503.10 of the Revised Code, the provisions of 4740  
the Revised Code concerning independent candidates for president 4741  
and vice-president of the United States who file nominating 4742  
petitions apply to candidates who file nominating petitions 4743  
under this section. 4744

~~(2) (a) If the candidacy is to be submitted to electors~~ 4745  
~~throughout the entire state, the~~ (2) The nominating petition, 4746  
~~including a petition for joint candidates for the offices of~~ 4747  
~~governor and lieutenant governor,~~ shall be signed by at least 4748  
fifty qualified electors who have not voted as a member of a 4749  
different political party at any party primary election within 4750  
the current year or the immediately preceding two calendar 4751  
years. 4752

~~(b) Except as otherwise provided in this division, if the~~ 4753  
~~candidacy is to be submitted only to electors within a district,~~ 4754  
~~political subdivision, or portion thereof, the nominating~~ 4755  
~~petition shall be signed by not less than five qualified~~ 4756  
~~electors who have not voted as a member of a different political~~ 4757  
~~party at any primary election within the current year or the~~ 4758  
~~immediately preceding two calendar years.~~ 4759

(3) (a) Each board of elections that is responsible to 4760  
verify signatures on the nominating petition shall examine and 4761  
determine the sufficiency of those signatures not later than the 4762  
one hundred fifth day before the day of the general election ~~and~~ 4763  
~~shall be resolved as specified in that section.~~ 4764

(b) Written protests against the petition may be filed in 4765  
the manner specified under section 3513.263 of the Revised Code 4766  
not later than the one hundredth day before the general election 4767  
and shall be resolved as specified in that section. 4768

(c) Not later than the ninety-fifth day before the day of 4769  
the general election, the secretary of state or the board of 4770  
elections, as applicable, shall determine whether the nominating 4771  
petition is sufficient and shall notify the ~~candidate~~ candidates 4772  
and the committee designated in the party formation petition of 4773  
that determination. 4774

(C) (1) After being notified that the political party has 4775  
submitted a sufficient party formation petition under division 4776  
(A) of this section, the committee designated in a party 4777  
formation petition shall, not later than the seventy-fifth day 4778  
before the day of the general election, certify to the secretary 4779  
of state ~~a slate of candidates consisting of candidates or joint~~ 4780  
~~candidates who~~ the names of the party's nominees for president 4781  
and vice-president of the United States, who shall have 4782  
submitted a sufficient nominating ~~petitions~~ petition under 4783  
division (B) of this section, along with a slate of presidential 4784  
electors. The ~~slate certifying the candidates certification~~ 4785  
shall be on a form prescribed by the secretary of state ~~and,~~ 4786  
signed by all of the individuals of the committee designated in 4787  
the party formation petition, and made in accordance with 4788  
section 3505.10 of the Revised Code. ~~In no event shall the slate~~ 4789  
~~of candidates include more than one candidate for any public~~ 4790  
~~office or more than one set of joint candidates for the offices~~ 4791  
~~of governor and lieutenant governor. The names of the candidates~~ 4792  
~~or joint candidates so certified shall appear on the ballot at~~ 4793  
~~the general election as that party's nominees for those offices.~~ 4794  
~~For purposes of this division, "joint candidates" means the~~ 4795

~~joint candidates for the offices of governor and lieutenant- 4796  
governor. 4797~~

(2) If a candidate's nominating petition is insufficient 4798  
or if the committee does not certify the candidate's name under 4799  
division (C)(1) of this section, the candidate shall not appear 4800  
on the ballot in the general election. 4801

(3) If a party formation petition is insufficient, no 4802  
candidate for president or vice-president of the United States 4803  
shall appear on the ballot in the general election as that 4804  
political party's nominee, regardless of whether any candidate's 4805  
nominating petition is sufficient. 4806

**Sec. 3517.016.** At the first party primary election held by 4807  
a newly formed political party meeting the requirements of 4808  
sections 3517.011 and 3517.012 of the Revised Code, any 4809  
qualified elector who desires to vote the new party party's 4810  
primary ballot is not subject to section 3513.19 of the Revised 4811  
Code and shall be allowed to vote the new party party's primary 4812  
ballot regardless of prior political party affiliation. 4813

**Sec. 3517.02.** All members of controlling committees of a 4814  
major political party shall be elected by direct vote of the 4815  
members of the party, except as otherwise provided in section 4816  
3517.05 of the Revised Code. Their names shall be placed upon 4817  
the official party primary ballot, and, ~~notwithstanding division~~ 4818  
~~(B) of section 3513.23 of the Revised Code,~~ the persons 4819  
receiving the highest number of votes for committeepersons shall 4820  
be the members of those controlling committees. Each member of a 4821  
controlling committee shall be a resident and qualified elector 4822  
of the district, ward, or precinct that the member is elected to 4823  
represent. All members of controlling committees of a minor 4824  
political party shall be determined in accordance with party 4825

rules. 4826

Each political party shall file with the office of the 4827  
secretary of state a copy of its constitution and bylaws, if 4828  
any, within thirty days of adoption or amendment. Each party 4829  
shall also file with the office of the secretary of state a list 4830  
of members of its controlling committees and other party 4831  
officials within thirty days of their election or appointment. 4832

**Sec. 3517.03.** The controlling committees of each major 4833  
political party or organization shall be a state central 4834  
committee consisting of two members, one a man and one a woman, 4835  
representing either each congressional district in the state or 4836  
each senatorial district in the state, as the outgoing committee 4837  
determines; a county central committee consisting of one member 4838  
from each election precinct in the county, or of one member from 4839  
each ward in each city and from each township in the county, as 4840  
the outgoing committee determines; and such district, city, 4841  
township, or other committees as the rules of the party provide. 4842

All the members of such committees shall be members of the 4843  
party and shall be elected for terms of either two or four 4844  
years, as determined by party rules, by direct vote at the 4845  
primary held in an even-numbered year. Except as otherwise 4846  
provided in section 3517.02 of the Revised Code, candidates for 4847  
election as state central committee members shall be elected at 4848  
primaries in the same manner as provided in sections 3513.01 to 4849  
3513.32 of the Revised Code for the nomination of candidates for 4850  
partisan office ~~in a county~~. Candidates for election as members 4851  
of the county central committee shall be elected at primaries in 4852  
the same manner as provided in those sections for the nomination 4853  
of candidates for ~~county~~ partisan offices, except as otherwise 4854  
provided in sections 3513.051 and 3517.02 of the Revised Code. 4855

Each major party controlling committee shall elect an 4856  
executive committee that shall have the powers granted to it by 4857  
the party controlling committee, and provided to it by law. When 4858  
a judicial, senatorial, or congressional district is comprised 4859  
of more than one county, the chairperson and secretary of the 4860  
county central committee from each county in that district shall 4861  
constitute the judicial, senatorial, or congressional committee 4862  
of the district. When a judicial, senatorial, or congressional 4863  
district is included within a county, the county central 4864  
committee shall constitute the judicial, senatorial, or 4865  
congressional committee of the district. 4866

A minor political party may elect controlling committees 4867  
at a primary election in the even-numbered year by filing a plan 4868  
for party organization with the secretary of state on or before 4869  
the ninetieth day before the day of the primary election. The 4870  
plan shall specify which offices are to be elected and provide 4871  
the procedure for qualification of candidates for those offices. 4872  
Candidates to be elected pursuant to the plan shall be 4873  
designated and qualified on or before the ninetieth day before 4874  
the day of the election. Such parties may, in lieu of electing a 4875  
controlling committee or other officials, choose such committee 4876  
or other officials in accordance with party rules. Each such 4877  
party shall file the names and addresses of members of its 4878  
controlling committee and party officers with the secretary of 4879  
state. 4880

**Section 2.** That existing sections 111.27, 3501.01, 4881  
3501.06, 3501.22, 3501.23, 3505.03, 3505.04, 3505.08, 3505.10, 4882  
3505.23, 3505.27, 3505.33, 3505.34, 3505.35, 3505.36, 3505.37, 4883  
3506.11, 3509.03, 3509.04, 3511.02, 3511.05, 3513.01, 3513.02, 4884  
3513.04, 3513.041, 3513.05, 3513.052, 3513.07, 3513.08, 3513.10, 4885  
3513.12, 3513.121, 3513.13, 3513.14, 3513.15, 3513.18, 3513.19, 4886

3513.20, 3513.22, 3513.24, 3513.251, 3513.253, 3513.254, 4887  
3513.255, 3513.257, 3513.261, 3513.263, 3513.30, 3513.31, 4888  
3513.311, 3513.32, 3513.33, 3517.01, 3517.012, 3517.016, 4889  
3517.02, and 3517.03 of the Revised Code are hereby repealed. 4890

**Section 3.** That sections 3513.16, 3513.191, 3513.192, 4891  
3513.23, 3513.256, 3513.262, 3513.28, 3513.301, 3513.312, 4892  
3517.013, and 3517.014 of the Revised Code are hereby repealed. 4893

**Section 4.** Section 3505.08 of the Revised Code is 4894  
presented in this act as a composite of the section as amended 4895  
by both S.B. 109 and S.B. 193 of the 130th General Assembly. The 4896  
General Assembly, applying the principle stated in division (B) 4897  
of section 1.52 of the Revised Code that amendments are to be 4898  
harmonized if reasonably capable of simultaneous operation, 4899  
finds that the composite is the resulting version of the section 4900  
in effect prior to the effective date of the section as 4901  
presented in this act. 4902