

As Introduced

131st General Assembly

Regular Session

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H. B. No. 179

Representatives Stinziano, Sykes

**Cosponsors: Representatives Bishoff, Boyd, Cera, Curtin, Johnson, G., Leland,
Lepore-Hagan, Phillips, Ramos, Sheehy, Smith, K.**

A BILL

To amend sections 3501.05, 3503.09, 3503.12, 1
3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 2
3503.21, 3503.28, 3503.30, 3503.33, 3505.18, 3
3505.181, 3505.183, 3509.03, 3509.05, 3511.02, 4
3511.09, 3599.11, 3599.18, 4501.023, 4503.03, 5
4503.10, 4506.04, 4506.07, 4507.05, 4507.06, 6
4507.09, 4507.36, and 4507.51; to enact new 7
section 3503.11; to repeal sections 3503.11 and 8
3503.29 of the Revised Code; and to amend the 9
versions of sections 4507.05 and 4507.06 of the 10
Revised Code that are scheduled to take effect 11
January 1, 2017, to continue the provisions of 12
this act on and after the effective date, to 13
require that eligible persons in the database of 14
the Bureau of Motor Vehicles be automatically 15
registered to vote or have their registrations 16
updated automatically, as applicable, unless 17
those persons decline to be registered or to 18
update their registrations. 19

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

Section 1. That sections 3501.05, 3503.09, 3503.12, 20
3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 3503.21, 3503.28, 21
3503.30, 3503.33, 3505.18, 3505.181, 3505.183, 3509.03, 3509.05, 22
3511.02, 3511.09, 3599.11, 3599.18, 4501.023, 4503.03, 4503.10, 23
4506.04, 4506.07, 4507.05, 4507.06, 4507.09, 4507.36, and 24
4507.51 be amended and new section 3503.11 of the Revised Code 25
be enacted to read as follows: 26

Sec. 3501.05. The secretary of state shall do all of the 27
following: 28

(A) Appoint all members of boards of elections; 29

(B) Issue instructions by directives and advisories in 30
accordance with section 3501.053 of the Revised Code to members 31
of the boards as to the proper methods of conducting elections. 32

(C) Prepare rules and instructions for the conduct of 33
elections; 34

(D) Publish and furnish to the boards from time to time a 35
sufficient number of indexed copies of all election laws then in 36
force; 37

(E) Edit and issue all pamphlets concerning proposed laws 38
or amendments required by law to be submitted to the voters; 39

(F) Prescribe the form of registration cards, blanks, and 40
records; 41

(G) Determine and prescribe the forms of ballots and the 42
forms of all blanks, cards of instructions, pollbooks, tally 43
sheets, certificates of election, and forms and blanks required 44
by law for use by candidates, committees, and boards; 45

(H) Prepare the ballot title or statement to be placed on 46
the ballot for any proposed law or amendment to the constitution 47

to be submitted to the voters of the state; 48

(I) Except as otherwise provided in section 3519.08 of the Revised Code, certify to the several boards the forms of ballots and names of candidates for state offices, and the form and wording of state referendum questions and issues, as they shall appear on the ballot; 49
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(J) Except as otherwise provided in division (I) (2) (b) of section 3501.38 of the Revised Code, give final approval to ballot language for any local question or issue approved and transmitted by boards of elections under section 3501.11 of the Revised Code; 54
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(K) Receive all initiative and referendum petitions on state questions and issues and determine and certify to the sufficiency of those petitions; 59
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(L) Require such reports from the several boards as are provided by law, or as the secretary of state considers necessary; 62
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(M) Compel the observance by election officers in the several counties of the requirements of the election laws; 65
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(N) (1) Except as otherwise provided in division (N) (2) of this section, investigate the administration of election laws, frauds, and irregularities in elections in any county, and report violations of election laws to the attorney general or prosecuting attorney, or both, for prosecution; 67
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(2) On and after August 24, 1995, report a failure to comply with or a violation of a provision in sections 3517.08 to 3517.13, 3517.17, 3517.18, 3517.20 to 3517.22, 3599.03, or 3599.031 of the Revised Code, whenever the secretary of state has or should have knowledge of a failure to comply with or a 72
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violation of a provision in one of those sections, by filing a 77
complaint with the Ohio elections commission under section 78
3517.153 of the Revised Code. 79

(O) Make an annual report to the governor containing the 80
results of elections, the cost of elections in the various 81
counties, a tabulation of the votes in the several political 82
subdivisions, and other information and recommendations relative 83
to elections the secretary of state considers desirable; 84

(P) Prescribe and distribute to boards of elections a list 85
of instructions indicating all legal steps necessary to petition 86
successfully for local option elections under sections 4301.32 87
to 4301.41, 4303.29, 4305.14, and 4305.15 of the Revised Code; 88

(Q) Adopt rules pursuant to Chapter 119. of the Revised 89
Code for the removal by boards of elections of ineligible voters 90
from the statewide voter registration database and, if 91
applicable, from the poll list or signature pollbook used in 92
each precinct, which rules shall provide for all of the 93
following: 94

(1) A process for the removal of voters who have changed 95
residence, which shall be uniform, nondiscriminatory, and in 96
compliance with the Voting Rights Act of 1965 and the National 97
Voter Registration Act of 1993, including a program that uses 98
the national change of address service provided by the United 99
States postal system through its licensees; 100

(2) A process for the removal of ineligible voters under 101
section 3503.21 of the Revised Code; 102

(3) A uniform system for marking or removing the name of a 103
voter who is ineligible to vote from the statewide voter 104
registration database and, if applicable, from the poll list or 105

signature pollbook used in each precinct and noting the reason 106
for that mark or removal. 107

(R) (1) Prescribe a general program for registering voters 108
or updating voter registration information, such as name and 109
residence changes, by boards of elections, designated agencies, 110
offices of deputy registrars of motor vehicles, public high 111
schools and vocational schools, public libraries, and offices of 112
county treasurers consistent with the requirements of section 113
3503.09 of the Revised Code; 114

(2) Adopt rules to implement the automatic voter 115
registration program described in section 3503.11 of the Revised 116
Code. 117

(S) Prescribe a program of distribution of voter 118
registration forms through boards of elections, designated 119
agencies, offices of the registrar and deputy registrars of 120
motor vehicles, public high schools and vocational schools, 121
public libraries, and offices of county treasurers; 122

(T) To the extent feasible, provide copies, at no cost and 123
upon request, of the voter registration form in post offices in 124
this state; 125

(U) Adopt rules pursuant to section 111.15 of the Revised 126
Code for the purpose of implementing the program for registering 127
voters through boards of elections, designated agencies, and the 128
offices of the registrar and deputy registrars of motor vehicles 129
consistent with this chapter; 130

(V) Establish the full-time position of Americans with 131
Disabilities Act coordinator within the office of the secretary 132
of state to do all of the following: 133

(1) Assist the secretary of state with ensuring that there 134

is equal access to polling places for persons with disabilities; 135

(2) Assist the secretary of state with ensuring that each 136
voter may cast the voter's ballot in a manner that provides the 137
same opportunity for access and participation, including privacy 138
and independence, as for other voters; 139

(3) Advise the secretary of state in the development of 140
standards for the certification of voting machines, marking 141
devices, and automatic tabulating equipment. 142

(W) Establish and maintain a computerized statewide 143
database of all legally registered voters under section 3503.15 144
of the Revised Code that complies with the requirements of the 145
"Help America Vote Act of 2002," Pub. L. No. 107-252, 116 Stat. 146
1666, and provide training in the operation of that system; 147

(X) Ensure that all directives, advisories, other 148
instructions, or decisions issued or made during or as a result 149
of any conference or teleconference call with a board of 150
elections to discuss the proper methods and procedures for 151
conducting elections, to answer questions regarding elections, 152
or to discuss the interpretation of directives, advisories, or 153
other instructions issued by the secretary of state are posted 154
on a web site of the office of the secretary of state as soon as 155
is practicable after the completion of the conference or 156
teleconference call, but not later than the close of business on 157
the same day as the conference or teleconference call takes 158
place. 159

(Y) Publish a report on a web site of the office of the 160
secretary of state not later than one month after the completion 161
of the canvass of the election returns for each primary and 162
general election, identifying, by county, the number of absent 163

voter's ballots cast and the number of those ballots that were counted, and the number of provisional ballots cast and the number of those ballots that were counted, for that election. The secretary of state shall maintain the information on the web site in an archive format for each subsequent election.

(Z) Conduct voter education outlining voter identification, absent voters ballot, provisional ballot, and other voting requirements;

(AA) Establish a procedure by which a registered elector may make available to a board of elections a more recent signature to be used in the poll list or signature pollbook produced by the board of elections of the county in which the elector resides;

(BB) Disseminate information, which may include all or part of the official explanations and arguments, by means of direct mail or other written publication, broadcast, or other means or combination of means, as directed by the Ohio ballot board under division (F) of section 3505.062 of the Revised Code, in order to inform the voters as fully as possible concerning each proposed constitutional amendment, proposed law, or referendum;

(CC) Be the single state office responsible for the implementation of the "Uniformed and Overseas Citizens Absentee Voting Act," Pub. L. No. 99-410, 100 Stat. 924, 42 U.S.C. 1973ff, et seq., as amended, in this state. The secretary of state may delegate to the boards of elections responsibilities for the implementation of that act, including responsibilities arising from amendments to that act made by the "Military and Overseas Voter Empowerment Act," Subtitle H of the "National Defense Authorization Act for Fiscal Year 2010," Pub. L. No.

111-84, 123 Stat. 3190.	194
(DD) Adopt rules, under Chapter 119. of the Revised Code,	195
to establish procedures and standards for determining when a	196
board of elections shall be placed under the official oversight	197
of the secretary of state, placing a board of elections under	198
the official oversight of the secretary of state, a board that	199
is under official oversight to transition out of official	200
oversight, and the secretary of state to supervise a board of	201
elections that is under official oversight of the secretary of	202
state.	203
(EE) Perform other duties required by law.	204
Whenever a primary election is held under section 3513.32	205
of the Revised Code or a special election is held under section	206
3521.03 of the Revised Code to fill a vacancy in the office of	207
representative to congress, the secretary of state shall	208
establish a deadline, notwithstanding any other deadline	209
required under the Revised Code, by which any or all of the	210
following shall occur: the filing of a declaration of candidacy	211
and petitions or a statement of candidacy and nominating	212
petition together with the applicable filing fee; the filing of	213
protests against the candidacy of any person filing a	214
declaration of candidacy or nominating petition; the filing of a	215
declaration of intent to be a write-in candidate; the filing of	216
campaign finance reports; the preparation of, and the making of	217
corrections or challenges to, precinct voter registration lists;	218
the receipt of applications for absent voter's ballots or	219
uniformed services or overseas absent voter's ballots; the	220
supplying of election materials to precincts by boards of	221
elections; the holding of hearings by boards of elections to	222
consider challenges to the right of a person to appear on a	223

voter registration list; and the scheduling of programs to 224
instruct or reinstruct election officers. 225

In the performance of the secretary of state's duties as 226
the chief election officer, the secretary of state may 227
administer oaths, issue subpoenas, summon witnesses, compel the 228
production of books, papers, records, and other evidence, and 229
fix the time and place for hearing any matters relating to the 230
administration and enforcement of the election laws. 231

In any controversy involving or arising out of the 232
adoption of registration or the appropriation of funds for 233
registration, the secretary of state may, through the attorney 234
general, bring an action in the name of the state in the court 235
of common pleas of the county where the cause of action arose or 236
in an adjoining county, to adjudicate the question. 237

In any action involving the laws in Title XXXV of the 238
Revised Code wherein the interpretation of those laws is in 239
issue in such a manner that the result of the action will affect 240
the lawful duties of the secretary of state or of any board of 241
elections, the secretary of state may, on the secretary of 242
state's motion, be made a party. 243

The secretary of state may apply to any court that is 244
hearing a case in which the secretary of state is a party, for a 245
change of venue as a substantive right, and the change of venue 246
shall be allowed, and the case removed to the court of common 247
pleas of an adjoining county named in the application or, if 248
there are cases pending in more than one jurisdiction that 249
involve the same or similar issues, the court of common pleas of 250
Franklin county. 251

Public high schools and vocational schools, public 252

libraries, and the office of a county treasurer shall implement 253
voter registration programs as directed by the secretary of 254
state pursuant to this section. 255

The secretary of state may mail unsolicited applications 256
for absent voter's ballots to individuals only for a general 257
election and only if the general assembly has made an 258
appropriation for that particular mailing. Under no other 259
circumstance shall a public office, or a public official or 260
employee who is acting in an official capacity, mail unsolicited 261
applications for absent voter's ballots to any individuals. 262

Sec. 3503.09. (A) (1) The secretary of state shall adopt 263
rules for the electronic transmission by boards of elections, 264
designated agencies, offices of deputy registrars of motor 265
vehicles, public high schools and vocational schools, public 266
libraries, and offices of county treasurers, where applicable, 267
of name and residence changes for voter registration records in 268
the statewide voter registration database. 269

(2) The secretary of state shall adopt rules for the 270
purpose of improving the speed of processing new voter 271
registrations that permit information from a voter registration 272
application received by a designated agency or an office of 273
deputy registrar of motor vehicles to be made available 274
electronically, in addition to requiring the original voter 275
registration application to be transmitted to the applicable 276
board of elections under division (E) (2) of section 3503.10 or 277
section 3503.11 of the Revised Code. 278

(B) Rules adopted under division (A) of this section shall 279
do all of the following: 280

(1) Prohibit any direct electronic connection between a 281

designated agency, office of deputy registrar of motor vehicles, 282
public high school or vocational school, public library, or 283
office of a county treasurer and the statewide voter 284
registration database; 285

(2) Require any updated voter registration information to 286
be verified by the secretary of state or a board of elections 287
before the information is added to the statewide voter 288
registration database for the purpose of modifying an existing 289
voter registration; 290

(3) Require each designated agency or office of deputy 291
registrar of motor vehicles that transmits voter registration 292
information electronically to transmit an identifier for data 293
relating to each new voter registration that shall be used by 294
the secretary of state or a board of elections to match the 295
electronic data to the original voter registration application. 296

(C) In the case of voter registration information 297
submitted by the office of a deputy registrar of motor vehicles, 298
the requirements of this section apply to only voter 299
registration applications and notice of change of name or change 300
of address forms submitted to that office. This section does not 301
apply to information the registrar of motor vehicles transmits 302
to the secretary of state under section 3503.11 of the Revised 303
Code. 304

Sec. 3503.11. (A) (1) The registrar of motor vehicles shall 305
provide to the secretary of state, in accordance with a schedule 306
established by rule by the secretary of state, electronic 307
records concerning each person who appears to be eligible to 308
register to vote or to update the person's registration and 309
about whom the registrar possesses the information listed in 310
division (A) (2) of this section for the purpose of automatically 311

registering the person to vote or updating the person's 312
registration in accordance with this section. 313

(2) The registrar shall transmit all of the following 314
information concerning each person described in division (A)(1) 315
of this section: 316

(a) The person's legal name; 317

(b) The person's residence address; 318

(c) The person's date of birth; 319

(d) The number of the person's driver's license or state 320
identification card or, if the person does not have a driver's 321
license or state identification card, the person's social 322
security number; 323

(e) Whether the person is a United States citizen; 324

(f) The person's electronic signature. 325

(B)(1) Upon receiving information concerning a person 326
under division (A) of this section, the secretary of state shall 327
transmit that information to the board of elections of the 328
county in which the person resides. The board shall determine 329
whether the person is eligible to register to vote or to update 330
the person's registration and, if the person is eligible, shall 331
send the person a notice of all of the following: 332

(a) The fact that the person will be registered to vote or 333
have the person's registration updated unless the person 334
declines to be registered to vote or to update the person's 335
registration; 336

(b) The procedure to decline to be registered to vote or 337
to update the person's registration; 338

(c) The precinct in which the person will be registered to 339
vote; 340

(d) In bold type as follows: 341

"Voters must bring identification to the polls in order to 342
verify identity. Identification may include a current and valid 343
photo identification, a military identification, or a copy of a 344
current utility bill, bank statement, government check, 345
paycheck, or other government document, other than a voter 346
registration notice, that shows the voter's name and current 347
address. Voters who do not provide one of these documents will 348
still be able to vote by casting a provisional ballot. Voters 349
who do not have any of the above forms of identification, 350
including a social security number, will still be able to vote 351
by signing an affirmation swearing to the voter's identity under 352
penalty of election falsification and by casting a provisional 353
ballot." 354

(2) The notice shall be by nonforwardable mail. If the 355
notice is returned to the board, it shall investigate and cause 356
the notice to be delivered to the correct address. 357

(C)(1) Except as provided in division (C)(3)(a) of this 358
section, not earlier than twenty-one days after sending the 359
notice described in division (B) of this section to a person, 360
the board of elections shall register the person to vote or 361
update the person's registration, as applicable. The electronic 362
record transmitted to the board of elections under this section 363
shall be considered to be the person's voter registration form. 364

(2)(a) If, after investigating as required under division 365
(B)(2) of this section, the board is unable to verify the 366
person's correct address, it shall register the person to vote 367

and shall cause the person's name in the official registration 368
list and in the poll list or signature pollbook to be marked to 369
indicate that the person's notice was returned to the board. 370

At the first election at which an elector whose name has 371
been so marked appears to vote, the elector shall be required to 372
provide identification to the election officials and to vote by 373
provisional ballot under section 3505.181 of the Revised Code. 374
If the provisional ballot is counted pursuant to division (B) (3) 375
of section 3505.183 of the Revised Code, the board shall correct 376
that elector's registration, if needed, and shall remove the 377
indication that the elector's notice was returned from that 378
elector's name on the official registration list and on the poll 379
list or signature pollbook. If the provisional ballot is not 380
counted pursuant to division (B) (4) (a) (i), (v), or (vi) of 381
section 3505.183 of the Revised Code, the elector's registration 382
shall be canceled. The board shall notify the elector by United 383
States mail of the cancellation. 384

(b) If the notice described in division (B) (1) of this 385
section is sent by nonforwardable mail and is returned 386
undelivered, the person shall be registered as provided in 387
division (C) (1) of this section and sent a confirmation notice 388
by forwardable mail. If the person fails to respond to the 389
confirmation notice, update the person's registration, or vote 390
by provisional ballot as provided in division (C) (2) (a) of this 391
section in any election during the period of two federal 392
elections subsequent to the mailing of the confirmation notice, 393
the person's registration shall be canceled. 394

(3) (a) A board of elections shall not register a person to 395
vote or update an elector's registration under this section if 396
the board determines that the person is not eligible to register 397

or if the person declines to register or to update the elector's registration. 398
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(b) If, after a person has been registered to vote under this section, the person declines to register, the board of elections shall treat the declination as a request to cancel the person's registration. 400
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(c) If, after an elector's registration has been updated under this section, the elector declines to update the elector's registration, the board of elections shall correct the elector's registration to reflect the name, address, or both, as applicable, that it contained before the board updated the elector's registration under this section. 404
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(D) The secretary of state shall adopt rules to implement this section. 410
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Sec. 3503.12. All registrations shall be carefully 412
checked, and in case any person is found to have ~~registered~~ more 413
than ~~one~~ one registration form, the additional registration 414
forms shall be canceled by the board of elections. 415

Six weeks prior to the day of a special, primary, or 416
general election, the board shall publish notices in one or more 417
newspapers of general circulation advertising the places, dates, 418
times, methods of registration, and voter qualifications for 419
registration. 420

The board shall establish a schedule or program to assure 421
to the extent reasonably possible that, on or before November 1, 422
1980, all registration places shall be free of barriers that 423
would impede the ingress and egress of handicapped persons. 424
Entrances shall be level or shall be provided with a nonskid 425
ramp of not over eight per cent gradient, and doors shall be a 426

minimum of thirty-two inches wide. Registration places located 427
at polling places shall, however, comply with the requirements 428
of section 3501.29 of the Revised Code for the elimination of 429
barriers. 430

As used in this section, "handicapped" means having lost 431
the use of one or both legs, one or both arms, or any 432
combination thereof, or being blind or so severely disabled as 433
to be unable to move about without the aid of crutches or a 434
wheelchair. 435

Sec. 3503.13. (A) Except as otherwise provided by state or 436
federal law, registration forms ~~submitted by applicants~~ and the 437
statewide voter registration database established under section 438
3503.15 of the Revised Code shall be open to public inspection 439
at all times when the office of the board of elections is open 440
for business, under such regulations as the board adopts, 441
provided that no person shall be permitted to inspect voter 442
registration forms except in the presence of an employee of the 443
board. 444

(B) A board of elections may use a legible digitized 445
signature list of voter signatures, copied from the signatures 446
on the registration forms in a form and manner prescribed by the 447
secretary of state, provided that the board includes the 448
required voter registration information in the statewide voter 449
registration database established under section 3503.15 of the 450
Revised Code, and provided that the precinct election officials 451
have computer printouts at the polls prepared in the manner 452
required under section 3503.23 of the Revised Code. 453

Sec. 3503.14. (A) The secretary of state shall prescribe 454
the form and content of the registration, change of residence, 455
and change of name forms used in this state. The forms shall 456

meet the requirements of the National Voter Registration Act of 457
1993 and shall include spaces for all of the following: 458

- (1) The voter's name; 459
- (2) The voter's address; 460
- (3) The current date; 461
- (4) The voter's date of birth; 462
- (5) The voter to provide one or more of the following: 463
 - (a) The voter's driver's license number, if any; 464
 - (b) The last four digits of the voter's social security 465
number, if any; 466
 - (c) A copy of a current and valid photo identification, a 467
copy of a military identification, or a copy of a current 468
utility bill, bank statement, government check, paycheck, or 469
other government document, other than a notice of voter 470
registration mailed by a board of elections ~~under section~~ 471
~~3503.19 of the Revised Code~~, that shows the voter's name and 472
address. 473
- (6) The voter's signature. 474

~~The registration form shall include a space on which the 475
person registering an applicant shall sign the person's name and 476
provide the person's address and a space on which the person 477
registering an applicant shall name the employer who is 478
employing that person to register the applicant. 479~~

Except for forms prescribed by the secretary of state 480
under section 3503.11 of the Revised Code, the secretary of 481
state shall permit boards of elections to produce forms that 482
have subdivided spaces for each individual alphanumeric 483

character of the information provided by the voter so as to 484
accommodate the electronic reading and conversion of the voter's 485
information to data and the subsequent electronic transfer of 486
that data to the statewide voter registration database 487
established under section 3503.15 of the Revised Code. 488

~~(B) None of the following persons who are registering an 489
applicant in the course of that official's or employee's normal 490
duties shall sign the person's name, provide the person's 491
address, or name the employer who is employing the person to 492
register an applicant on a form prepared under this section. 493~~

~~(1) An election official; 494~~

~~(2) A county treasurer; 495~~

~~(3) A deputy registrar of motor vehicles; 496~~

~~(4) An employee of a designated agency; 497~~

~~(5) An employee of a public high school; 498~~

~~(6) An employee of a public vocational school; 499~~

~~(7) An employee of a public library; 500~~

~~(8) An employee of the office of a county treasurer; 501~~

~~(9) An employee of the bureau of motor vehicles; 502~~

~~(10) An employee of a deputy registrar of motor vehicles; 503~~

~~(11) An employee of an election official. 504~~

~~(C) Except as provided in section 3501.382 of the Revised 505
Code, any applicant who is unable to sign the applicant's own 506
name shall make an "X," if possible, which shall be certified by 507
the signing of the name of the applicant by the person filling 508
out the form, who shall add the person's own signature. If an 509~~

applicant is unable to make an "X," the applicant shall indicate 510
in some manner that the applicant desires to register to vote or 511
to change the applicant's name or residence. ~~The person~~ 512
~~registering the applicant shall sign the form and attest that~~ 513
~~the applicant indicated that the applicant desired to register~~ 514
~~to vote or to change the applicant's name or residence.~~ 515

~~(D) No registration, change of residence, or change of~~ 516
~~name form shall be rejected solely on the basis that a person~~ 517
~~registering an applicant failed to sign the person's name or~~ 518
~~failed to name the employer who is employing that person to~~ 519
~~register the applicant as required under division (A) of this~~ 520
~~section.~~ 521

~~(E) As used in this section, "registering an applicant"~~ 522
~~includes any effort, for compensation, to provide voter~~ 523
~~registration forms or to assist persons in completing or~~ 524
~~returning those forms.~~ 525

Sec. 3503.15. (A) (1) The secretary of state shall 526
establish and maintain a statewide voter registration database 527
that shall be administered by the office of the secretary of 528
state and made continuously available to each board of elections 529
and to other agencies as authorized by law. 530

(2) (a) State ~~Except as otherwise provided in division (A)~~ 531
(2) (d) of this section, state agencies, including, but not 532
limited to, the department of health, ~~bureau of motor vehicles,~~ 533
the department of job and family services, and the department of 534
rehabilitation and corrections, shall provide any information 535
and data to the secretary of state that is collected in the 536
course of normal business and that is necessary to register to 537
vote, to update an elector's registration, or to maintain the 538
statewide voter registration database established pursuant to 539

this section, except where prohibited by federal law or 540
regulation. The secretary of state shall ensure that any 541
information or data provided to the secretary of state that is 542
confidential in the possession of the entity providing the data 543
remains confidential while in the possession of the secretary of 544
state. No public office, and no public official or employee, 545
shall sell that information or data or use that information or 546
data for profit. 547

(b) Information provided under ~~this division (A) (2) (a) of~~ 548
this section for maintenance of the statewide voter registration 549
database shall not be used to update the name or address of a 550
registered elector. ~~The name or address of a registered elector~~ 551
~~shall only be updated as a result of the elector's actions in~~ 552
~~filing a notice of change of name, change of address, or both.~~ 553

(c) A board of elections shall contact a registered 554
elector pursuant to the rules adopted under division (D) (7) of 555
this section to verify the accuracy of the information in the 556
statewide voter registration database regarding that elector if 557
that information does not conform with information provided 558
under division (A) (2) (a) of this section and the discrepancy 559
would affect the elector's eligibility to cast a regular ballot. 560

(d) Divisions (A) (2) (a) to (c) of this section do not 561
apply to information the secretary of state receives from the 562
registrar of motor vehicles under section 3503.11 of the Revised 563
Code. The secretary of state and the boards of elections shall 564
handle information they receive from the registrar in accordance 565
with that section. 566

(3) (a) The secretary of state shall enter into agreements 567
to share information or data that is in the possession of the 568
secretary of state with other states or groups of states, as the 569

secretary of state considers necessary, in order to maintain the 570
statewide voter registration database established pursuant to 571
this section. Except as otherwise provided in division (A) (3) (b) 572
of this section, the secretary of state shall ensure that any 573
information or data provided to the secretary of state that is 574
confidential in the possession of the state providing the data 575
remains confidential while in the possession of the secretary of 576
state. 577

(b) The secretary of state may provide such otherwise 578
confidential information or data to persons or organizations 579
that are engaging in legitimate governmental purposes related to 580
the maintenance of the statewide voter registration database. 581
The secretary of state shall adopt rules pursuant to Chapter 582
119. of the Revised Code identifying the persons or 583
organizations who may receive that information or data. The 584
secretary of state shall not share that information or data with 585
a person or organization not identified in those rules. The 586
secretary of state shall ensure that a person or organization 587
that receives confidential information or data under this 588
division keeps the information or data confidential in the 589
person's or organization's possession by, at a minimum, entering 590
into a confidentiality agreement with the person or 591
organization. Any confidentiality agreement entered into under 592
this division shall include a requirement that the person or 593
organization submit to the jurisdiction of this state in the 594
event that the person or organization breaches the agreement. 595

(4) No person or entity that receives information or data 596
under division (A) (3) of this section shall sell the information 597
or data or use the information or data for profit. 598

(B) The statewide voter registration database established 599

under this section shall be the official list of registered voters for all elections conducted in this state.

(C) The statewide voter registration database established under this section shall, at a minimum, include all of the following:

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

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

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

(4) A search program capable of verifying registered voters and their registration information by name, driver's license number, birth date, social security number, or current address;

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

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

(D) The secretary of state shall adopt rules pursuant to Chapter 119. of the Revised Code doing all of the following:

(1) Specifying the manner in which existing voter registration records maintained by boards of elections shall be converted to electronic files for inclusion in the statewide voter registration database;

(2) Establishing a uniform method for entering voter registration records into the statewide voter registration database on an expedited basis, but not less than once per day, if new registration information is received;

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

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

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

~~(6) Establishing, by mutual agreement with the bureau of motor vehicles, the content and format of the information and data the bureau of motor vehicles shall provide to the secretary of state under division (A) (2) (a) of this section and the frequency with which the bureau shall provide that information and data;~~

~~(7) Establishing a uniform method for addressing instances in which records contained in the statewide voter registration database do not conform with records maintained by an agency, state, or group of states described in division (A) (2) (a) or (3) (a) of this section. That method shall prohibit an elector's voter registration from being canceled on the sole basis that~~

the information in the registration record does not conform to 657
records maintained by such an agency. 658

(E) A board of elections promptly shall purge a voter's 659
name and voter registration information from the statewide voter 660
registration database in accordance with the rules adopted by 661
the secretary of state under division (D) (3) of this section 662
after the cancellation of a voter's registration under section 663
3503.21 of the Revised Code. 664

(F) The secretary of state shall provide training in the 665
operation of the statewide voter registration database to each 666
board of elections and to any persons authorized by the 667
secretary of state to add, delete, modify, or print database 668
records, and to conduct updates of the database. 669

(G) (1) The statewide voter registration database 670
established under this section shall be made available on a web 671
site of the office of the secretary of state as follows: 672

(a) Except as otherwise provided in division (G) (1) (b) of 673
this section, the following information from the statewide voter 674
registration database regarding a registered voter shall be made 675
available on the web site: 676

(i) The voter's name; 677

(ii) The voter's address; 678

(iii) The voter's precinct number; 679

(iv) The voter's voting history. 680

(b) During the thirty days before the day of a primary or 681
general election, the web site interface of the statewide voter 682
registration database shall permit a voter to search for the 683
polling location at which that voter may cast a ballot. 684

(2) The secretary of state shall establish, by rule 685
adopted under Chapter 119. of the Revised Code, a process for 686
boards of elections to notify the secretary of state of changes 687
in the locations of precinct polling places for the purpose of 688
updating the information made available on the secretary of 689
state's web site under division (G) (1) (b) of this section. Those 690
rules shall require a board of elections, during the thirty days 691
before the day of a primary or general election, to notify the 692
secretary of state within one business day of any change to the 693
location of a precinct polling place within the county. 694

(3) During the thirty days before the day of a primary or 695
general election, not later than one business day after 696
receiving a notification from a county pursuant to division (G) 697
(2) of this section that the location of a precinct polling 698
place has changed, the secretary of state shall update that 699
information on the secretary of state's web site for the purpose 700
of division (G) (1) (b) of this section. 701

Sec. 3503.16. (A) Whenever a registered elector changes 702
the place of residence of that registered elector from one 703
precinct to another within a county or from one county to 704
another, or has a change of name, that registered elector shall 705
report the change by ~~delivering~~ doing any of the following: 706

(1) Delivering a change of residence or change of name 707
form, whichever is appropriate, as prescribed by the secretary 708
of state under section 3503.14 of the Revised Code to the state 709
or local office of a designated agency, a public high school or 710
vocational school, a public library, the office of the county 711
treasurer, the office of the secretary of state, any office of 712
the registrar or deputy registrar of motor vehicles, or any 713
office of a board of elections in person or by a third person. 714

Any voter registration, change of address, or change of name 715
application, returned by mail, may be sent only to the secretary 716
of state or the board of elections. 717

~~A registered elector also may update the registration of~~ 718
~~that registered elector by filing~~ 719

(2) Submitting the elector's current residence or name 720
information to any office of the registrar or deputy registrar 721
of motor vehicles on a form provided by the registrar or through 722
the official web site of the bureau of motor vehicles; 723

(3) Filing a change of residence or change of name form on 724
the day of a special, primary, or general election at the 725
polling place in the precinct in which that registered elector 726
resides or at the board of elections or at another site 727
designated by the board. 728

(B) (1) (a) Any registered elector who moves within a 729
precinct on or prior to the day of a general, primary, or 730
special election and has not ~~filed a notice of~~ reported the 731
change of residence in accordance with the board of elections 732
division (A) of this section may vote in that election by going 733
to that registered elector's assigned polling place, completing 734
and signing a notice of change of residence, showing 735
identification in the form of a current and valid photo 736
identification, a military identification, or a copy of a 737
current utility bill, bank statement, government check, 738
paycheck, or other government document, other than a notice of 739
voter registration mailed by a board of elections ~~under section~~ 740
~~3503.19 of the Revised Code~~, that shows the name and current 741
address of the elector, and casting a ballot. 742

(b) Any registered elector who changes the name of that 743

registered elector and remains within a precinct on or prior to 744
the day of a general, primary, or special election and has not 745
~~filed a notice of~~ reported the change of name in accordance with 746
~~the board of elections~~ division (A) of this section may vote in 747
that election by going to that registered elector's assigned 748
polling place, completing and signing a notice of a change of 749
name, and casting a provisional ballot under section 3505.181 of 750
the Revised Code. If the registered elector provides to the 751
precinct election officials proof of a legal name change, such 752
as a marriage license or court order that includes the elector's 753
current and prior names, the elector may complete and sign a 754
notice of change of name and cast a regular ballot. 755

(2) Any registered elector who moves from one precinct to 756
another within a county or moves from one precinct to another 757
and changes the name of that registered elector on or prior to 758
the day of a general, primary, or special election and has not 759
~~filed a notice of~~ reported the change of residence or change of 760
name, whichever is appropriate, in accordance with ~~the board of~~ 761
~~elections~~ division (A) of this section may vote in that election 762
if that registered elector complies with division (G) of this 763
section or does all of the following: 764

(a) Appears at anytime during regular business hours on or 765
after the twenty-eighth day prior to the election in which that 766
registered elector wishes to vote or, if the election is held on 767
the day of a presidential primary election, the twenty-fifth day 768
prior to the election, through noon of the Saturday prior to the 769
election at the office of the board of elections, appears at any 770
time during regular business hours on the Monday prior to the 771
election at the office of the board of elections, or appears on 772
the day of the election at either of the following locations: 773

(i) The polling place for the precinct in which that 774
registered elector resides; 775

(ii) The office of the board of elections or, if pursuant 776
to division (C) of section 3501.10 of the Revised Code the board 777
has designated another location in the county at which 778
registered electors may vote, at that other location instead of 779
the office of the board of elections. 780

(b) Completes and signs, under penalty of election 781
falsification, the written affirmation on the provisional ballot 782
envelope, which shall serve as a notice of change of residence 783
or change of name, whichever is appropriate; 784

(c) Votes a provisional ballot under section 3505.181 of 785
the Revised Code at the polling place, at the office of the 786
board of elections, or, if pursuant to division (C) of section 787
3501.10 of the Revised Code the board has designated another 788
location in the county at which registered electors may vote, at 789
that other location instead of the office of the board of 790
elections, whichever is appropriate, using the address to which 791
that registered elector has moved or the name of that registered 792
elector as changed, whichever is appropriate; 793

(d) Completes and signs, under penalty of election 794
falsification, a statement attesting that that registered 795
elector moved or had a change of name, whichever is appropriate, 796
on or prior to the day of the election, has voted a provisional 797
ballot at the polling place for the precinct in which that 798
registered elector resides, at the office of the board of 799
elections, or, if pursuant to division (C) of section 3501.10 of 800
the Revised Code the board has designated another location in 801
the county at which registered electors may vote, at that other 802
location instead of the office of the board of elections, 803

whichever is appropriate, and will not vote or attempt to vote 804
at any other location for that particular election. 805

(C) Any registered elector who moves from one county to 806
another county within the state on or prior to the day of a 807
general, primary, or special election and has not ~~registered to~~ 808
~~vote in the county to which that registered elector moved~~ 809
reported the change of residence in accordance with division (A) 810
of this section may vote in that election if that registered 811
elector complies with division (G) of this section or does all 812
of the following: 813

(1) Appears at any time during regular business hours on 814
or after the twenty-eighth day prior to the election in which 815
that registered elector wishes to vote or, if the election is 816
held on the day of a presidential primary election, the twenty- 817
fifth day prior to the election, through noon of the Saturday 818
prior to the election at the office of the board of elections 819
or, if pursuant to division (C) of section 3501.10 of the 820
Revised Code the board has designated another location in the 821
county at which registered electors may vote, at that other 822
location instead of the office of the board of elections, 823
appears during regular business hours on the Monday prior to the 824
election at the office of the board of elections or, if pursuant 825
to division (C) of section 3501.10 of the Revised Code the board 826
has designated another location in the county at which 827
registered electors may vote, at that other location instead of 828
the office of the board of elections, or appears on the day of 829
the election at the office of the board of elections or, if 830
pursuant to division (C) of section 3501.10 of the Revised Code 831
the board has designated another location in the county at which 832
registered electors may vote, at that other location instead of 833
the office of the board of elections; 834

(2) Completes and signs, under penalty of election 835
falsification, the written affirmation on the provisional ballot 836
envelope, which shall serve as a notice of change of residence; 837

(3) Votes a provisional ballot under section 3505.181 of 838
the Revised Code at the office of the board of elections or, if 839
pursuant to division (C) of section 3501.10 of the Revised Code 840
the board has designated another location in the county at which 841
registered electors may vote, at that other location instead of 842
the office of the board of elections, using the address to which 843
that registered elector has moved; 844

(4) Completes and signs, under penalty of election 845
falsification, a statement attesting that that registered 846
elector has moved from one county to another county within the 847
state on or prior to the day of the election, has voted at the 848
office of the board of elections or, if pursuant to division (C) 849
of section 3501.10 of the Revised Code the board has designated 850
another location in the county at which registered electors may 851
vote, at that other location instead of the office of the board 852
of elections, and will not vote or attempt to vote at any other 853
location for that particular election. 854

(D) A person who votes by absent voter's ballots pursuant 855
to division (G) of this section shall not make written 856
application for the ballots pursuant to Chapter 3509. of the 857
Revised Code. Ballots cast pursuant to division (G) of this 858
section shall be set aside in a special envelope and counted 859
during the official canvass of votes in the manner provided for 860
in sections 3505.32 and 3509.06 of the Revised Code insofar as 861
that manner is applicable. The board shall examine the pollbooks 862
to verify that no ballot was cast at the polls or by absent 863
voter's ballots under Chapter 3509. or 3511. of the Revised Code 864

by an elector who has voted by absent voter's ballots pursuant 865
to division (G) of this section. Any ballot determined to be 866
insufficient for any of the reasons stated above or stated in 867
section 3509.07 of the Revised Code shall not be counted. 868

Subject to division (C) of section 3501.10 of the Revised 869
Code, a board of elections may lease or otherwise acquire a site 870
different from the office of the board at which registered 871
electors may vote pursuant to division (B) or (C) of this 872
section. 873

(E) Upon receiving a notice of change of residence or 874
change of name form from a registrant, the board of elections 875
shall immediately send the registrant an acknowledgment notice. 876
If the change of residence or change of name notice is valid, 877
the board shall update the voter's registration as appropriate. 878
If that form is incomplete, the board shall inform the 879
registrant in the acknowledgment notice specified in this 880
division of the information necessary to complete or update that 881
registrant's registration. 882

(F) Change of residence and change of name forms shall be 883
available at each polling place, and when these forms are 884
completed, noting changes of residence or name, as appropriate, 885
they shall be filed with election officials at the polling 886
place. Election officials shall return completed forms, together 887
with the pollbooks and tally sheets, to the board of elections. 888

The board of elections shall provide change of residence 889
and change of name forms to the probate court and court of 890
common pleas. The court shall provide the forms to any person 891
eighteen years of age or older who has a change of name by order 892
of the court or who applies for a marriage license. The court 893
shall forward all completed forms to the board of elections 894

within five days after receiving them. 895

(G) A registered elector who otherwise would qualify to 896
vote under division (B) or (C) of this section but is unable to 897
appear at the office of the board of elections or, if pursuant 898
to division (C) of section 3501.10 of the Revised Code the board 899
has designated another location in the county at which 900
registered electors may vote, at that other location, on account 901
of personal illness, physical disability, or infirmity, may vote 902
on the day of the election if that registered elector does all 903
of the following: 904

(1) Makes a written application that includes all of the 905
information required under section 3509.03 of the Revised Code 906
to the appropriate board for an absent voter's ballot on or 907
after the twenty-seventh day prior to the election in which the 908
registered elector wishes to vote through noon of the Saturday 909
prior to that election and requests that the absent voter's 910
ballot be sent to the address to which the registered elector 911
has moved if the registered elector has moved, or to the address 912
of that registered elector who has not moved but has had a 913
change of name; 914

(2) Declares that the registered elector has moved or had 915
a change of name, whichever is appropriate, and otherwise is 916
qualified to vote under the circumstances described in division 917
(B) or (C) of this section, whichever is appropriate, but that 918
the registered elector is unable to appear at the board of 919
elections because of personal illness, physical disability, or 920
infirmity; 921

(3) Completes and returns along with the completed absent 922
voter's ballot a notice of change of residence indicating the 923
address to which the registered elector has moved, or a notice 924

of change of name, whichever is appropriate; 925

(4) Completes and signs, under penalty of election 926
falsification, a statement attesting that the registered elector 927
has moved or had a change of name on or prior to the day before 928
the election, has voted by absent voter's ballot because of 929
personal illness, physical disability, or infirmity that 930
prevented the registered elector from appearing at the board of 931
elections, and will not vote or attempt to vote at any other 932
location or by absent voter's ballot mailed to any other 933
location or address for that particular election. 934

Sec. 3503.19. (A) (1) Persons qualified to register or to 935
change their registration because of a change of address or 936
change of name may register or change their registration ~~in by~~ 937
any of the following methods: 938

(a) In person at any state or local office of a designated 939
agency, at the office of the registrar or any deputy registrar 940
of motor vehicles, at a public high school or vocational school, 941
at a public library, at the office of a county treasurer, or at 942
a branch office established by the board of elections, ~~or in;~~ 943

(b) In person, through another person, or by mail at the 944
office of the secretary of state or at the office of a board of 945
elections. ~~A registered elector may also change the elector's~~ 946
~~registration on;~~ 947

(c) By submitting the required information to any office 948
of the registrar or deputy registrar of motor vehicles on a form 949
provided by the registrar or through the official web site of 950
the bureau of motor vehicles; 951

(d) On election day at any polling place where the elector 952
is eligible to vote, in the manner provided under section 953

3503.16 of the Revised Code. 954

(2) Any state or local office of a designated agency, the 955
office of the registrar or any deputy registrar of motor 956
vehicles, a public high school or vocational school, a public 957
library, or the office of a county treasurer shall transmit any 958
voter registration application or change of registration form 959
that it receives to the board of elections of the county in 960
which the state or local office is located, within five days 961
after receiving the voter registration application or change of 962
registration form. 963

~~An~~ (3) (a) Except as provided in division (A) (3) (b) of this 964
section, an otherwise valid voter registration application that 965
is returned to the appropriate office other than by mail must be 966
received by a state or local office of a designated agency, the 967
office of the registrar or any deputy registrar of motor 968
vehicles, a public high school or vocational school, a public 969
library, the office of a county treasurer, the office of the 970
secretary of state, or the office of a board of elections no 971
later than the thirtieth day preceding a primary, special, or 972
general election for the person to qualify as an elector 973
eligible to vote at that election. An otherwise valid 974
registration application received after that day entitles the 975
elector to vote at all subsequent elections. 976

(b) Information transmitted to the secretary of state by 977
the registrar of motor vehicles under division (A) of section 978
3503.11 of the Revised Code concerning a person who is eligible 979
to register to vote must have been submitted to the registrar of 980
motor vehicles or a deputy registrar by the person not later 981
than the thirtieth day preceding a primary, special, or general 982
election for the person to be registered to vote and to qualify 983

as an elector eligible to vote at that election. Otherwise valid 984
information transmitted under that division that was submitted 985
after that day entitles the person to be registered to vote and 986
to vote at all subsequent elections. 987

(4) Any state or local office of a designated agency, the 988
office of the registrar or any deputy registrar of motor 989
vehicles, a public high school or vocational school, a public 990
library, or the office of a county treasurer shall date stamp a 991
registration application or change of name or change of address 992
form it receives using a date stamp that does not disclose the 993
identity of the state or local office that receives the 994
registration. 995

(5) Voter registration applications, if otherwise valid, 996
that are returned by mail to the office of the secretary of 997
state or to the office of a board of elections must be 998
postmarked no later than the thirtieth day preceding a primary, 999
special, or general election in order for the person to qualify 1000
as an elector eligible to vote at that election. If an otherwise 1001
valid voter registration application that is returned by mail 1002
does not bear a postmark or a legible postmark, the registration 1003
shall be valid for that election if received by the office of 1004
the secretary of state or the office of a board of elections no 1005
later than twenty-five days preceding any special, primary, or 1006
general election. 1007

(B) (1) Any person may apply in person, by telephone, by 1008
mail, or through another person for voter registration forms to 1009
the office of the secretary of state or the office of a board of 1010
elections. An individual who is eligible to vote as a uniformed 1011
services voter or an overseas voter in accordance with 42 U.S.C. 1012
1973ff-6 also may apply for voter registration forms by 1013

electronic means to the office of the secretary of state or to 1014
the board of elections of the county in which the person's 1015
voting residence is located pursuant to section 3503.191 of the 1016
Revised Code. 1017

(2) (a) An applicant may return the applicant's completed 1018
registration form in person or by mail to any state or local 1019
office of a designated agency, to a public high school or 1020
vocational school, to a public library, to the office of a 1021
county treasurer, to the office of the secretary of state, or to 1022
the office of a board of elections. An applicant who is eligible 1023
to vote as a uniformed services voter or an overseas voter in 1024
accordance with 42 U.S.C. 1973ff-6 also may return the 1025
applicant's completed voter registration form electronically to 1026
the office of the secretary of state or to the board of 1027
elections of the county in which the person's voting residence 1028
is located pursuant to section 3503.191 of the Revised Code. 1029

~~(b) Subject to division (B) (2) (c) of this section, an An~~ 1030
applicant may return the applicant's completed registration form 1031
through another person to any board of elections or the office 1032
of the secretary of state. 1033

~~(c) A person who receives compensation for registering a~~ 1034
~~voter shall return any registration form entrusted to that~~ 1035
~~person by an applicant to any board of elections or to the~~ 1036
~~office of the secretary of state.~~ 1037

~~(d)~~ If a board of elections or the office of the secretary 1038
of state receives a registration form under division (B) (2) (b) 1039
~~or (c)~~ of this section before the thirtieth day before an 1040
election, the board or the office of the secretary of state, as 1041
applicable, shall forward the registration to the board of 1042
elections of the county in which the applicant is seeking to 1043

register to vote within ten days after receiving the 1044
application. If a board of elections or the office of the 1045
secretary of state receives a registration form under division 1046
(B) (2) (b) ~~or (c)~~ of this section on or after the thirtieth day 1047
before an election, the board or the office of the secretary of 1048
state, as applicable, shall forward the registration to the 1049
board of elections of the county in which the applicant is 1050
seeking to register to vote within thirty days after that 1051
election. 1052

(C) (1) A board of elections that receives a voter 1053
registration application and is satisfied as to the truth of the 1054
statements made in the registration form shall register the 1055
applicant not later than twenty business days after receiving 1056
the application, unless that application is received during the 1057
thirty days immediately preceding the day of an election. The 1058
board shall promptly notify the applicant in writing of each of 1059
the following: 1060

(a) The applicant's registration; 1061

(b) The precinct in which the applicant is to vote; 1062

(c) In bold type as follows: 1063

"Voters must bring identification to the polls in order to 1064
verify identity. Identification may include a current and valid 1065
photo identification, a military identification, or a copy of a 1066
current utility bill, bank statement, government check, 1067
paycheck, or other government document, other than ~~this a voter~~ 1068
registration notification, that shows the voter's name and 1069
current address. Voters who do not provide one of these 1070
documents will still be able to vote by casting a provisional 1071
ballot. Voters who do not have any of the above forms of 1072

identification, including a social security number, will still 1073
be able to vote by signing an affirmation swearing to the 1074
voter's identity under penalty of election falsification and by 1075
casting a provisional ballot." 1076

The notification shall be by nonforwardable mail. If the 1077
mail is returned to the board, it shall investigate and cause 1078
the notification to be delivered to the correct address. 1079

(2) If, after investigating as required under division (C) 1080
(1) of this section, the board is unable to verify the voter's 1081
correct address, it shall cause the voter's name in the official 1082
registration list and in the poll list or signature pollbook to 1083
be marked to indicate that the voter's notification was returned 1084
to the board. 1085

At the first election at which a voter whose name has been 1086
so marked appears to vote, the voter shall be required to 1087
provide identification to the election officials and to vote by 1088
provisional ballot under section 3505.181 of the Revised Code. 1089
If the provisional ballot is counted pursuant to division (B) (3) 1090
of section 3505.183 of the Revised Code, the board shall correct 1091
that voter's registration, if needed, and shall remove the 1092
indication that the voter's notification was returned from that 1093
voter's name on the official registration list and on the poll 1094
list or signature pollbook. If the provisional ballot is not 1095
counted pursuant to division (B) (4) (a) (i), (v), or (vi) of 1096
section 3505.183 of the Revised Code, the voter's registration 1097
shall be canceled. The board shall notify the voter by United 1098
States mail of the cancellation. 1099

(3) If a notice of the disposition of an otherwise valid 1100
registration application is sent by nonforwardable mail and is 1101
returned undelivered, the person shall be registered as provided 1102

in division (C) (2) of this section and sent a confirmation 1103
notice by forwardable mail. If the person fails to respond to 1104
the confirmation notice, update the person's registration, or 1105
vote by provisional ballot as provided in division (C) (2) of 1106
this section in any election during the period of two federal 1107
elections subsequent to the mailing of the confirmation notice, 1108
the person's registration shall be canceled. 1109

Sec. 3503.21. (A) The registration of a registered elector 1110
shall be canceled upon the occurrence of any of the following: 1111

(1) The filing by a registered elector of a written 1112
request with a board of elections, on a form prescribed by the 1113
secretary of state and signed by the elector, that the 1114
registration be canceled. The filing of such a request does not 1115
prohibit an otherwise qualified elector from reregistering to 1116
vote at any time. 1117

(2) The filing of a notice of the death of a registered 1118
elector as provided in section 3503.18 of the Revised Code; 1119

(3) The filing with the board of elections of a certified 1120
copy of the death certificate of a registered elector by the 1121
deceased elector's spouse, parent, or child, by the 1122
administrator of the deceased elector's estate, or by the 1123
executor of the deceased elector's will; 1124

(4) The conviction of the registered elector of a felony 1125
under the laws of this state, any other state, or the United 1126
States as provided in section 2961.01 of the Revised Code; 1127

(5) The adjudication of incompetency of the registered 1128
elector for the purpose of voting as provided in section 1129
5122.301 of the Revised Code; 1130

(6) The change of residence of the registered elector to a 1131

location outside the county of registration in accordance with 1132
division (B) of this section; 1133

(7) The failure of the registered elector, after having 1134
been mailed a confirmation notice, to do either of the 1135
following: 1136

(a) Respond to such a notice and vote at least once during 1137
a period of four consecutive years, which period shall include 1138
two general federal elections; 1139

(b) Update the elector's registration and vote at least 1140
once during a period of four consecutive years, which period 1141
shall include two general federal elections; 1142

(8) The declination of an elector who has been 1143
automatically registered under section 3503.11 of the Revised 1144
Code to register to vote, as described in division (C) (3) (b) of 1145
that section. 1146

(B) (1) The secretary of state shall prescribe procedures 1147
to identify and cancel the registration in a prior county of 1148
residence of any registrant who changes the registrant's voting 1149
residence to a location outside the registrant's current county 1150
of registration. Any procedures prescribed in this division 1151
shall be uniform and nondiscriminatory, and shall comply with 1152
the Voting Rights Act of 1965. The secretary of state may 1153
prescribe procedures under this division that include the use of 1154
the national change of address service provided by the United 1155
States postal system through its licensees. Any program so 1156
prescribed shall be completed not later than ninety days prior 1157
to the date of any primary or general election for federal 1158
office. 1159

(2) The registration of any elector identified as having 1160

changed the elector's voting residence to a location outside the 1161
elector's current county of registration shall not be canceled 1162
unless the registrant is sent a confirmation notice on a form 1163
prescribed by the secretary of state and the registrant fails to 1164
respond to the confirmation notice or otherwise update the 1165
registration and fails to vote in any election during the period 1166
of two federal elections subsequent to the mailing of the 1167
confirmation notice. 1168

(C) The registration of a registered elector shall not be 1169
canceled except as provided in this section, division (Q) of 1170
section 3501.05 of the Revised Code, division (C)(3)(b) of 1171
section 3503.11 of the Revised Code, division (C)(2) of section 1172
3503.19 of the Revised Code, or division (C) of section 3503.24 1173
of the Revised Code. 1174

(D) Boards of elections shall send their voter 1175
registration information to the secretary of state as required 1176
under section 3503.15 of the Revised Code. The secretary of 1177
state may prescribe by rule adopted pursuant to section 111.15 1178
of the Revised Code the format in which the boards of elections 1179
must send that information to the secretary of state. In the 1180
first quarter of each year, the secretary of state shall send 1181
the information to the national change of address service 1182
described in division (B) of this section and request that 1183
service to provide the secretary of state with a list of any 1184
voters sent by the secretary of state who have moved within the 1185
last twelve months. The secretary of state shall transmit to 1186
each appropriate board of elections whatever lists the secretary 1187
of state receives from that service. The board shall send a 1188
notice to each person on the list transmitted by the secretary 1189
of state requesting confirmation of the person's change of 1190
address, together with a postage prepaid, preaddressed return 1191

envelope containing a form on which the voter may verify or 1192
correct the change of address information. 1193

(E) The registration of a registered elector described in 1194
division (A) (7) or (B) (2) of this section shall be canceled not 1195
later than one hundred twenty days after the date of the second 1196
general federal election in which the elector fails to vote or 1197
not later than one hundred twenty days after the expiration of 1198
the four-year period in which the elector fails to vote or 1199
respond to a confirmation notice, whichever is later. 1200

(F) (1) When a registration is canceled pursuant to 1201
division (A) (2) or (3) of this section, the applicable board of 1202
elections shall send a written notice, on a form prescribed by 1203
the secretary of state, to the address at which the elector was 1204
registered, informing the recipient that the elector's 1205
registration has been canceled, of the reason for the 1206
cancellation, and that if the cancellation was made in error, 1207
the elector may contact the board of elections to correct the 1208
error. 1209

(2) If the elector's registration is canceled pursuant to 1210
division (A) (2) or (3) of this section in error, it shall be 1211
restored and treated as though it were never canceled. 1212

Sec. 3503.28. (A) The secretary of state shall develop an 1213
information brochure regarding voter registration. The brochure 1214
shall include, but is not limited to, all of the following 1215
information: 1216

(1) The applicable deadlines for registering to vote or 1217
for returning an applicant's completed registration form; 1218

~~(2) The applicable deadline for returning an applicant's-~~ 1219
~~completed registration form if the person returning the form is-~~ 1220

~~being compensated for registering voters;~~ 1221

~~(3) The locations ~~to~~ and manner in which a person may 1222
~~return an applicant's completed registration form~~ register to 1223
vote; 1224~~

~~(4) The location to which a person who is compensated for 1225
~~registering voters may return an applicant's completed~~ 1226
~~registration form;~~ 1227~~

~~(5) The registration and affirmation requirements 1228
~~applicable to persons who are compensated for registering voters~~ 1229
~~under section 3503.29 of the Revised Code;~~ 1230~~

~~(6) (3) The manner in which a person may opt out of 1231
automatic voter registration; 1232~~

(4) A notice, which shall be written in bold type, stating 1233
as follows: 1234

"Voters must bring identification to the polls in order to 1235
verify identity. Identification may include a current and valid 1236
photo identification, a military identification, or a copy of a 1237
current utility bill, bank statement, government check, 1238
paycheck, or other government document, other than a voter 1239
registration notification sent by a board of elections, that 1240
shows the voter's name and current address. Voters who do not 1241
provide one of these documents will still be able to vote by 1242
casting a provisional ballot. Voters who do not have any of the 1243
above forms of identification, including a social security 1244
number, will still be able to vote by signing an affirmation 1245
swearing to the voter's identity under penalty of election 1246
falsification and by casting a provisional ballot." 1247

(B) Except as otherwise provided in division (D) of this 1248
section, a board of elections, designated agency, public high 1249

school, public vocational school, public library, office of a 1250
county treasurer, or deputy registrar of motor vehicles shall 1251
distribute a copy of the brochure developed under division (A) 1252
of this section to any person who requests more than two voter 1253
registration forms at one time. 1254

(C) (1) The secretary of state shall provide the 1255
information required to be included in the brochure developed 1256
under division (A) of this section to any person who prints a 1257
voter registration form that is made available on a web site of 1258
the office of the secretary of state. 1259

(2) If a board of elections operates and maintains a web 1260
site, the board shall provide the information required to be 1261
included in the brochure developed under division (A) of this 1262
section to any person who prints a voter registration form that 1263
is made available on that web site. 1264

(D) A board of elections shall not be required to 1265
distribute a copy of a brochure under division (B) of this 1266
section to any of the following officials or employees who are 1267
requesting more than two voter registration forms at one time in 1268
the course of the official's or employee's normal duties: 1269

(1) An election official; 1270

(2) A county treasurer; 1271

(3) A deputy registrar of motor vehicles; 1272

(4) An employee of a designated agency; 1273

(5) An employee of a public high school; 1274

(6) An employee of a public vocational school; 1275

(7) An employee of a public library; 1276

(8) An employee of the office of a county treasurer;	1277
(9) An employee of the bureau of motor vehicles;	1278
(10) An employee of a deputy registrar of motor vehicles;	1279
(11) An employee of an election official.	1280
(E) As used in this section, "registering voters" includes	1281
any effort, for compensation, to provide voter registration	1282
forms or to assist persons in completing or returning those	1283
forms.	1284
Sec. 3503.30. (A) When by mistake a qualified elector has	1285
caused himself <u>the elector</u> to be registered in a precinct which	1286
was <u>that is not his</u> <u>the elector's</u> place of residence, the board	1287
of elections, on full and satisfactory proof that such error was	1288
committed by mistake, may, on his <u>the elector's</u> personal	1289
application and proof of his <u>the elector's</u> true residence,	1290
correct his <u>the elector's</u> registration form. The board may	1291
correct all errors occurring in the registration of electors	1292
when it finds that the errors subject to correction were not of	1293
fraudulent intent.	1294
<u>(B) When by mistake a qualified elector has been</u>	1295
<u>registered automatically under section 3503.11 of the Revised</u>	1296
<u>Code in a precinct that is not the elector's place of residence,</u>	1297
<u>the board of elections, upon application of the elector and</u>	1298
<u>proof of the elector's true residence, shall correct the</u>	1299
<u>elector's registration form.</u>	1300
Sec. 3503.33. (A) If an elector applying for registration	1301
is already registered in another state or in another county	1302
within this state, the elector shall declare this fact to the	1303
registration officer and shall sign an authorization to cancel	1304
the previous registration on a form prescribed by the secretary	1305

of state. 1306

(B) When the board of elections registers a person to vote 1307
or updates a person's registration under section 3503.11 of the 1308
Revised Code, if the board is aware of the person's previous 1309
residence address and that address is located in another state 1310
or in another county within this state, the board shall create a 1311
notice to cancel the previous registration for the purpose of 1312
complying with division (C) of this section. 1313

(C) (1) The ~~director of the~~ board of elections shall mail 1314
all ~~such~~ authorizations and notices described in division (A) or 1315
(B) of this section to the board of elections or comparable 1316
agency of the proper state and county. In the case of a notice 1317
described in division (B) of this section, the board shall 1318
include with the notice a copy of the elector's most recent 1319
registration form. 1320

(a) Upon the receipt of ~~this~~ an authorization described in 1321
division (A) of this section from the forwarding county, the 1322
director of a board of elections in Ohio, upon a comparison of 1323
the elector's signature with the elector's signature as it 1324
appears on the registration files, shall remove the elector's 1325
registration from the files, and place it with the cancellation 1326
authorization in a separate file which shall be kept for a 1327
period of two calendar years. 1328

(b) Upon the receipt of a notice described in division (B) 1329
of this section from the forwarding county, the board of 1330
elections in Ohio shall compare the elector's signature on the 1331
copy of the registration form received with the notice with the 1332
elector's signature as it appears on the registration files, 1333
shall remove the elector's registration from the files, and 1334
shall place it with the notice in a separate file, which shall 1335

be kept for a period of two calendar years. 1336

(2) The board shall notify the elector at the present 1337
address ~~as~~ shown on the cancellation authorization or notice 1338
that ~~his~~ the elector's prior registration has been canceled. 1339

(D) If, after the cancellation of an elector's prior 1340
registration under division (C) (1) (b) of this section, the board 1341
of elections that sent the notice under division (B) of this 1342
section receives a declination to register or to update the 1343
elector's registration under section 3503.11 of the Revised 1344
Code, the board shall notify the board of elections or 1345
comparable agency to which the board sent the notice under 1346
division (B) of this section to restore the elector's previous 1347
registration and treat it as though it were never canceled. 1348

Sec. 3505.18. (A) (1) When an elector appears in a polling 1349
place to vote, the elector shall announce to the precinct 1350
election officials the elector's full name and current address 1351
and provide proof of the elector's identity in the form of a 1352
current and valid photo identification, a military 1353
identification, or a copy of a current utility bill, bank 1354
statement, government check, paycheck, or other government 1355
document, other than a notice of voter registration mailed by a 1356
board of elections ~~under section 3503.19 of the Revised Code,~~ 1357
that shows the name and current address of the elector. 1358

(2) If an elector does not have or is unable to provide to 1359
the precinct election officials any of the forms of 1360
identification required under division (A) (1) of this section, 1361
the elector may cast a provisional ballot under section 3505.181 1362
of the Revised Code and do either of the following: 1363

(a) Write the elector's driver's license or state 1364

identification card number or the last four digits of the 1365
elector's social security number on the provisional ballot 1366
envelope; or 1367

(b) Appear at the office of the board of elections not 1368
later than the seventh day after the day of the election and 1369
provide the identification required under division (A)(1) of 1370
this section, the elector's driver's license or state 1371
identification card number, or the last four digits of the 1372
elector's social security number. 1373

(B) After the elector has announced the elector's full 1374
name and current address and provided any of the forms of 1375
identification required under division (A)(1) of this section, 1376
the elector shall write the elector's name and address at the 1377
proper place in the poll list or signature pollbook provided for 1378
the purpose, except that if, for any reason, an elector is 1379
unable to write the elector's name and current address in the 1380
poll list or signature pollbook, the elector may make the 1381
elector's mark at the place intended for the elector's name, and 1382
a precinct election official shall write the name of the elector 1383
at the proper place on the poll list or signature pollbook 1384
following the elector's mark. The making of such a mark shall be 1385
attested by the precinct election official, who shall evidence 1386
the same by signing the precinct election official's name on the 1387
poll list or signature pollbook as a witness to the mark. 1388
Alternatively, if applicable, an attorney in fact acting 1389
pursuant to section 3501.382 of the Revised Code may sign the 1390
elector's signature in the poll list or signature pollbook in 1391
accordance with that section. 1392

The elector's signature in the poll list or signature 1393
pollbook then shall be compared with the elector's signature on 1394

the elector's registration form or a digitized signature list as 1395
provided for in section 3503.13 of the Revised Code, and if, in 1396
the opinion of a majority of the precinct election officials, 1397
the signatures are the signatures of the same person, the 1398
election officials shall enter the date of the election on the 1399
registration form or shall record the date by other means 1400
prescribed by the secretary of state. The validity of an 1401
attorney in fact's signature on behalf of an elector shall be 1402
determined in accordance with section 3501.382 of the Revised 1403
Code. 1404

If the right of the elector to vote is not then 1405
challenged, or, if being challenged, the elector establishes the 1406
elector's right to vote, the elector shall be allowed to proceed 1407
to use the voting machine. If voting machines are not being used 1408
in that precinct, the precinct election official in charge of 1409
ballots shall then detach the next ballots to be issued to the 1410
elector from Stub B attached to each ballot, leaving Stub A 1411
attached to each ballot, hand the ballots to the elector, and 1412
call the elector's name and the stub number on each of the 1413
ballots. The precinct election official shall enter the stub 1414
numbers opposite the signature of the elector in the pollbook. 1415
The elector shall then retire to one of the voting compartments 1416
to mark the elector's ballots. No mark shall be made on any 1417
ballot which would in any way enable any person to identify the 1418
person who voted the ballot. 1419

Sec. 3505.181. (A) All of the following individuals shall 1420
be permitted to cast a provisional ballot at an election: 1421

(1) An individual who declares that the individual is a 1422
registered voter in the precinct in which the individual desires 1423
to vote and that the individual is eligible to vote in an 1424

election, but the name of the individual does not appear on the 1425
official list of eligible voters for the precinct or an election 1426
official asserts that the individual is not eligible to vote; 1427

(2) An individual who does not have or is unable to 1428
provide to the election officials any of the forms of 1429
identification required under division (A)(1) of section 3505.18 1430
of the Revised Code; 1431

(3) An individual whose name in the poll list or signature 1432
pollbook has been marked under section 3509.09 or 3511.13 of the 1433
Revised Code as having requested an absent voter's ballot or a 1434
uniformed services or overseas absent voter's ballot for that 1435
election and who appears to vote at the polling place; 1436

(4) An individual whose notification of registration has 1437
been returned undelivered to the board of elections and whose 1438
name in the official registration list and in the poll list or 1439
signature pollbook has been marked under division (C)(2)(a) of 1440
section 3503.11 or division (C)(2) of section 3503.19 of the 1441
Revised Code; 1442

(5) An individual who has been successfully challenged 1443
under section 3505.20 or 3513.20 of the Revised Code or whose 1444
application or challenge hearing has been postponed until after 1445
the day of the election under division (D)(1) of section 3503.24 1446
of the Revised Code; 1447

(6) An individual who changes the individual's name and 1448
remains within the precinct without providing proof of that name 1449
change under division (B)(1)(b) of section 3503.16 of the 1450
Revised Code, moves from one precinct to another within a 1451
county, moves from one precinct to another and changes the 1452
individual's name, or moves from one county to another within 1453

the state, and completes and signs the required forms and 1454
statements under division (B) or (C) of section 3503.16 of the 1455
Revised Code; 1456

(7) An individual whose signature, in the opinion of the 1457
precinct officers under section 3505.22 of the Revised Code, is 1458
not that of the person who signed that name in the registration 1459
forms. 1460

(B) An individual who is eligible to cast a provisional 1461
ballot under division (A) of this section shall be permitted to 1462
cast a provisional ballot as follows: 1463

(1) An election official at the polling place shall notify 1464
the individual that the individual may cast a provisional ballot 1465
in that election. 1466

(2) Except as otherwise provided in division (F) of this 1467
section, the individual shall complete and execute a written 1468
affirmation before an election official at the polling place 1469
stating that the individual is both of the following: 1470

(a) A registered voter in the precinct in which the 1471
individual desires to vote; 1472

(b) Eligible to vote in that election. 1473

(3) An election official at the polling place shall 1474
transmit the ballot cast by the individual and the voter 1475
information contained in the written affirmation executed by the 1476
individual under division (B)(2) of this section to an 1477
appropriate local election official for verification under 1478
division (B)(4) of this section. 1479

(4) If the appropriate local election official to whom the 1480
ballot or voter or address information is transmitted under 1481

division (B) (3) of this section determines that the individual 1482
is eligible to vote, the individual's provisional ballot shall 1483
be counted as a vote in that election. 1484

(5) (a) At the time that an individual casts a provisional 1485
ballot, the appropriate local election official shall give the 1486
individual written information that states that any individual 1487
who casts a provisional ballot will be able to ascertain under 1488
the system established under division (B) (5) (b) of this section 1489
whether the vote was counted, and, if the vote was not counted, 1490
the reason that the vote was not counted. 1491

(b) The appropriate state or local election official shall 1492
establish a free access system, in the form of a toll-free 1493
telephone number, that any individual who casts a provisional 1494
ballot may access to discover whether the vote of that 1495
individual was counted, and, if the vote was not counted, the 1496
reason that the vote was not counted. The free access system 1497
established under this division also shall provide to an 1498
individual whose provisional ballot was not counted information 1499
explaining how that individual may contact the board of 1500
elections to register to vote or to resolve problems with the 1501
individual's voter registration. 1502

The appropriate state or local election official shall 1503
establish and maintain reasonable procedures necessary to 1504
protect the security, confidentiality, and integrity of personal 1505
information collected, stored, or otherwise used by the free 1506
access system established under this division. The system shall 1507
permit an individual only to gain access to information about 1508
the individual's own provisional ballot. 1509

(6) If, at the time that an individual casts a provisional 1510
ballot, the individual provides identification in the form of a 1511

current and valid photo identification, a military 1512
identification, or a copy of a current utility bill, bank 1513
statement, government check, paycheck, or other government 1514
document, other than a notice of voter registration mailed by a 1515
board of elections ~~under section 3503.19 of the Revised Code,~~ 1516
that shows the individual's name and current address, or 1517
provides the individual's driver's license or state 1518
identification card number or the last four digits of the 1519
individual's social security number, the individual shall record 1520
the type of identification provided or the driver's license, 1521
state identification card, or social security number information 1522
and include that information on the provisional ballot 1523
affirmation under division (B) (3) of this section. 1524

(7) During the seven days after the day of an election, an 1525
individual who casts a provisional ballot because the individual 1526
does not have or is unable to provide to the election officials 1527
any of the required forms of identification or because the 1528
individual has been successfully challenged under section 1529
3505.20 of the Revised Code shall appear at the office of the 1530
board of elections and provide to the board any additional 1531
information necessary to determine the eligibility of the 1532
individual who cast the provisional ballot. 1533

(a) For a provisional ballot cast by an individual who 1534
does not have or is unable to provide to the election officials 1535
any of the required forms of identification to be eligible to be 1536
counted, the individual who cast that ballot, within seven days 1537
after the day of the election, shall do either of the following: 1538

(i) Provide to the board of elections proof of the 1539
individual's identity in the form of a current and valid photo 1540
identification, a military identification, or a copy of a 1541

current utility bill, bank statement, government check, 1542
paycheck, or other government document, other than a notice of 1543
voter registration mailed by a board of elections ~~under section~~ 1544
~~3503.19 of the Revised Code~~, that shows the individual's name 1545
and current address; or 1546

(ii) Provide to the board of elections the individual's 1547
driver's license or state identification card number or the last 1548
four digits of the individual's social security number. 1549

(b) For a provisional ballot cast by an individual who has 1550
been successfully challenged under section 3505.20 of the 1551
Revised Code to be eligible to be counted, the individual who 1552
cast that ballot, within seven days after the day of that 1553
election, shall provide to the board of elections any 1554
identification or other documentation required to be provided by 1555
the applicable challenge questions asked of that individual 1556
under section 3505.20 of the Revised Code. 1557

(C) (1) If an individual declares that the individual is 1558
eligible to vote in a precinct other than the precinct in which 1559
the individual desires to vote, or if, upon review of the 1560
precinct voting location guide using the residential street 1561
address provided by the individual, an election official at the 1562
precinct at which the individual desires to vote determines that 1563
the individual is not eligible to vote in that precinct, the 1564
election official shall direct the individual to the precinct 1565
and polling place in which the individual appears to be eligible 1566
to vote, explain that the individual may cast a provisional 1567
ballot at the current location but the ballot or a portion of 1568
the ballot will not be counted if it is cast in the wrong 1569
precinct, and provide the telephone number of the board of 1570
elections in case the individual has additional questions. 1571

(2) If the individual refuses to travel to the correct precinct or to the office of the board of elections to cast a ballot, the individual shall be permitted to vote a provisional ballot at that precinct in accordance with division (B) of this section. If the individual is in the correct polling location for the precinct in which the individual is registered and eligible to vote, the election official shall complete and sign, under penalty of election falsification, a form that includes all of the following, and attach the form to the individual's provisional ballot affirmation:

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

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

(c) A statement that the election official informed the individual that casting a provisional ballot in the wrong precinct would result in all or a portion of the votes on the ballot being rejected;

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

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

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

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

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

following: 1600

(a) An electronic or paper record that lists the correct 1601
precinct and polling place for either each specific residential 1602
street address in the county or the range of residential street 1603
addresses located in each neighborhood block in the county; 1604

(b) Any other method that a board of elections creates 1605
that allows a precinct election official or any elector who is 1606
at a polling place in that county to determine the correct 1607
precinct and polling place of any qualified elector who resides 1608
in the county. 1609

(2) "Voting information" means all of the following: 1610

(a) A sample version of the ballot that will be used for 1611
that election; 1612

(b) Information regarding the date of the election and the 1613
hours during which polling places will be open; 1614

(c) Instructions on how to vote, including how to cast a 1615
vote and how to cast a provisional ballot; 1616

(d) Instructions for mail-in registrants and first-time 1617
voters under applicable federal and state laws; 1618

(e) General information on voting rights under applicable 1619
federal and state laws, including information on the right of an 1620
individual to cast a provisional ballot and instructions on how 1621
to contact the appropriate officials if these rights are alleged 1622
to have been violated; 1623

(f) General information on federal and state laws 1624
regarding prohibitions against acts of fraud and 1625
misrepresentation. 1626

(F) Nothing in this section or section 3505.183 of the Revised Code is in derogation of section 3505.24 of the Revised Code, which permits a blind, disabled, or illiterate elector to receive assistance in the marking of the elector's ballot by two precinct election officials of different political parties. A blind, disabled, or illiterate elector may receive assistance in marking that elector's provisional ballot and in completing the required affirmation in the same manner as an elector may receive assistance on the day of an election under that section.

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

(B)(1) To determine whether a provisional ballot is valid and entitled to be counted, the board shall examine its records and determine whether the individual who cast the provisional ballot is registered and eligible to vote in the applicable election. The board shall examine the information contained in the written affirmation executed by the individual who cast the provisional ballot under division (B)(2) of section 3505.181 of

the Revised Code. The following information shall be included in 1658
the written affirmation in order for the provisional ballot to 1659
be eligible to be counted: 1660

(a) The individual's printed name, signature, date of 1661
birth, and current address; 1662

(b) A statement that the individual is a registered voter 1663
in the precinct in which the provisional ballot is being voted; 1664

(c) A statement that the individual is eligible to vote in 1665
the election in which the provisional ballot is being voted. 1666

(2) In addition to the information required to be included 1667
in an affirmation under division (B)(1) of this section, in 1668
determining whether a provisional ballot is valid and entitled 1669
to be counted, the board also shall examine any additional 1670
information for determining ballot validity provided by the 1671
provisional voter on the affirmation, provided by the 1672
provisional voter to an election official under section 3505.182 1673
of the Revised Code, or provided to the board of elections 1674
during the seven days after the day of the election under 1675
division (B)(7) of section 3505.181 of the Revised Code, to 1676
assist the board in determining the individual's eligibility to 1677
vote. 1678

(3) If, in examining a provisional ballot affirmation and 1679
additional information under divisions (B)(1) and (2) of this 1680
section and comparing the information required under division 1681
(B)(1) of this section with the elector's information in the 1682
statewide voter registration database, the board determines that 1683
all of the following apply, the provisional ballot envelope 1684
shall be opened, and the ballot shall be placed in a ballot box 1685
to be counted: 1686

(a) The individual named on the affirmation is properly registered to vote. 1687
1688

(b) The individual named on the affirmation is eligible to cast a ballot in the precinct and for the election in which the individual cast the provisional ballot. 1689
1690
1691

(c) The individual provided all of the information required under division (B)(1) of this section in the affirmation that the individual executed at the time the individual cast the provisional ballot. 1692
1693
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(d) The last four digits of the elector's social security number or the elector's driver's license number or state identification card number are not different from the last four digits of the elector's social security number or the elector's driver's license number or state identification card number contained in the statewide voter registration database. 1696
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1701

(e) Except as otherwise provided in this division, the month and day of the elector's date of birth are not different from the day and month of the elector's date of birth contained in the statewide voter registration database. 1702
1703
1704
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This division does not apply to an elector's provisional ballot if either of the following is true: 1706
1707

(i) The elector's date of birth contained in the statewide voter registration database is January 1, 1800. 1708
1709

(ii) The board of elections has found, by a vote of at least three of its members, that the elector has met all other requirements of division (B)(3) of this section. 1710
1711
1712

(f) The elector's current address is not different from the elector's address contained in the statewide voter 1713
1714

registration database, unless the elector indicated that the 1715
elector is casting a provisional ballot because the elector has 1716
moved and has not submitted a notice of change of address, as 1717
described in division (A) (6) of section 3505.181 of the Revised 1718
Code. 1719

(g) If applicable, the individual provided any additional 1720
information required under division (B) (7) of section 3505.181 1721
of the Revised Code within seven days after the day of the 1722
election. 1723

(h) If applicable, the hearing conducted under division 1724
(B) of section 3503.24 of the Revised Code after the day of the 1725
election resulted in the individual's inclusion in the official 1726
registration list. 1727

(4) (a) Except as otherwise provided in division (D) of 1728
this section, if, in examining a provisional ballot affirmation 1729
and additional information under divisions (B) (1) and (2) of 1730
this section and comparing the information required under 1731
division (B) (1) of this section with the elector's information 1732
in the statewide voter registration database, the board 1733
determines that any of the following applies, the provisional 1734
ballot envelope shall not be opened, and the ballot shall not be 1735
counted: 1736

(i) The individual named on the affirmation is not 1737
qualified or is not properly registered to vote. 1738

(ii) The individual named on the affirmation is not 1739
eligible to cast a ballot in the precinct or for the election in 1740
which the individual cast the provisional ballot. 1741

(iii) The individual did not provide all of the 1742
information required under division (B) (1) of this section in 1743

the affirmation that the individual executed at the time the individual cast the provisional ballot. 1744
1745

(iv) The individual has already cast a ballot for the election in which the individual cast the provisional ballot. 1746
1747

(v) If applicable, the individual did not provide any additional information required under division (B) (7) of section 3505.181 of the Revised Code within seven days after the day of the election. 1748
1749
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(vi) If applicable, the hearing conducted under division (B) of section 3503.24 of the Revised Code after the day of the election did not result in the individual's inclusion in the official registration list. 1752
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(vii) The individual failed to provide a current and valid photo identification, a military identification, a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections ~~under section 3503.19 of the Revised Code~~, with the voter's name and current address, the individual's driver's license or state identification card number, or the last four digits of the individual's social security number or to execute an affirmation under division (B) of section 3505.181 of the Revised Code. 1756
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(viii) The last four digits of the elector's social security number or the elector's driver's license number or state identification card number are different from the last four digits of the elector's social security number or the elector's driver's license number or state identification card number contained in the statewide voter registration database. 1766
1767
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(ix) Except as otherwise provided in this division, the 1772

month and day of the elector's date of birth are different from 1773
the day and month of the elector's date of birth contained in 1774
the statewide voter registration database. 1775

This division does not apply to an elector's provisional 1776
ballot if either of the following is true: 1777

(I) The elector's date of birth contained in the statewide 1778
voter registration database is January 1, 1800. 1779

(II) The board of elections has found, by a vote of at 1780
least three of its members, that the elector has met all of the 1781
requirements of division (B) (3) of this section, other than the 1782
requirements of division (B) (3) (e) of this section. 1783

(x) The elector's current address is different from the 1784
elector's address contained in the statewide voter registration 1785
database, unless the elector indicated that the elector is 1786
casting a provisional ballot because the elector has moved and 1787
has not submitted a notice of change of address, as described in 1788
division (A) (6) of section 3505.181 of the Revised Code. 1789

(b) If, in examining a provisional ballot affirmation and 1790
additional information under divisions (B) (1) and (2) of this 1791
section and comparing the information required under division 1792
(B) (1) of this section with the elector's information in the 1793
statewide voter registration database, the board is unable to 1794
determine either of the following, the provisional ballot 1795
envelope shall not be opened, and the ballot shall not be 1796
counted: 1797

(i) Whether the individual named on the affirmation is 1798
qualified or properly registered to vote; 1799

(ii) Whether the individual named on the affirmation is 1800
eligible to cast a ballot in the precinct or for the election in 1801

which the individual cast the provisional ballot. 1802

(C) For each provisional ballot rejected under division 1803
(B) (4) of this section, the board shall record the name of the 1804
provisional voter who cast the ballot, the identification number 1805
of the provisional ballot envelope, the names of the election 1806
officials who determined the validity of that ballot, the date 1807
and time that the determination was made, and the reason that 1808
the ballot was not counted, unless the board has already 1809
recorded that information in another database. 1810

(D) (1) If an individual cast a provisional ballot in a 1811
precinct in which the individual is not registered and eligible 1812
to vote, but in the correct polling location for the precinct in 1813
which the individual is registered and eligible to vote, and the 1814
election official failed to direct the individual to the correct 1815
precinct, the individual's ballot shall be remade under division 1816
(D) (2) of this section. The election official shall be deemed to 1817
have directed the individual to the correct precinct if the 1818
election official correctly completed the form described in 1819
division (C) (2) of section 3505.181 of the Revised Code. 1820

(2) A board of elections that remakes a provisional ballot 1821
under division (D) (1) of this section shall remake the 1822
provisional ballot on a ballot for the appropriate precinct to 1823
reflect the offices, questions, and issues for which the 1824
individual was eligible to cast a ballot and for which the 1825
individual attempted to cast a provisional ballot. The remade 1826
ballot shall be counted for each office, question, and issue for 1827
which the individual was eligible to vote. 1828

(3) If an individual cast a provisional ballot in a 1829
precinct in which the individual is not registered and eligible 1830
to vote and in the incorrect polling location for the precinct 1831

in which the individual is registered and eligible to vote, the 1832
provisional ballot envelope shall not be opened, and the ballot 1833
shall not be counted. 1834

(E) Provisional ballots that are rejected under division 1835
(B) (4) of this section shall not be counted but shall be 1836
preserved in their provisional ballot envelopes unopened until 1837
the time provided by section 3505.31 of the Revised Code for the 1838
destruction of all other ballots used at the election for which 1839
ballots were provided, at which time they shall be destroyed. 1840

(F) Provisional ballots that the board determines are 1841
eligible to be counted under division (B) (3) or (D) of this 1842
section shall be counted in the same manner as provided for 1843
other ballots under section 3505.27 of the Revised Code. No 1844
provisional ballots shall be counted in a particular county 1845
until the board determines the eligibility to be counted of all 1846
provisional ballots cast in that county under division (B) of 1847
this section for that election. Observers, as provided in 1848
section 3505.21 of the Revised Code, may be present at all times 1849
that the board is determining the eligibility of provisional 1850
ballots to be counted and counting those provisional ballots 1851
determined to be eligible. No person shall recklessly disclose 1852
the count or any portion of the count of provisional ballots in 1853
such a manner as to jeopardize the secrecy of any individual 1854
ballot. 1855

(G) (1) Except as otherwise provided in division (G) (2) of 1856
this section, nothing in this section shall prevent a board of 1857
elections from examining provisional ballot affirmations and 1858
additional information under divisions (B) (1) and (2) of this 1859
section to determine the eligibility of provisional ballots to 1860
be counted during the ten days after the day of an election. 1861

(2) A board of elections shall not examine the provisional ballot affirmation and additional information under divisions (B) (1) and (2) of this section of any provisional ballot cast by an individual who must provide additional information to the board of elections under division (B) (7) of section 3505.181 of the Revised Code for the board to determine the individual's eligibility until the individual provides that information, until any hearing required to be conducted under section 3503.24 of the Revised Code with regard to the provisional voter is held, or until the eleventh day after the day of the election, whichever is earlier.

Sec. 3509.03. Except as provided in division (B) of section 3509.08 of the Revised Code, any qualified elector desiring to vote absent voter's ballots at an election shall make written application for those ballots to the director of elections of the county in which the elector's voting residence is located. The application need not be in any particular form but shall contain all of the following:

- (A) The elector's name;
- (B) The elector's signature;
- (C) The address at which the elector is registered to vote;
- (D) The elector's date of birth;
- (E) One of the following:
 - (1) The elector's driver's license number;
 - (2) The last four digits of the elector's social security number;
 - (3) A copy of the elector's current and valid photo

identification, a copy of a military identification, or a copy 1890
of a current utility bill, bank statement, government check, 1891
paycheck, or other government document, other than a notice of 1892
voter registration mailed by a board of elections ~~under section~~ 1893
~~3503.19 of the Revised Code~~, that shows the name and address of 1894
the elector. 1895

(F) A statement identifying the election for which absent 1896
voter's ballots are requested; 1897

(G) A statement that the person requesting the ballots is 1898
a qualified elector; 1899

(H) If the request is for primary election ballots, the 1900
elector's party affiliation; 1901

(I) If the elector desires ballots to be mailed to the 1902
elector, the address to which those ballots shall be mailed. 1903

Each application for absent voter's ballots shall be 1904
delivered to the director not earlier than the first day of 1905
January of the year of the elections for which the absent 1906
voter's ballots are requested or not earlier than ninety days 1907
before the day of the election at which the ballots are to be 1908
voted, whichever is earlier, and not later than twelve noon of 1909
the third day before the day of the election at which the 1910
ballots are to be voted, or not later than six p.m. on the last 1911
Friday before the day of the election at which the ballots are 1912
to be voted if the application is delivered in person to the 1913
office of the board. 1914

A board of elections that mails an absent voter's ballot 1915
application to an elector under this section shall not prepay 1916
the return postage for that application. 1917

Except as otherwise provided in this section and in 1918

sections 3505.24 and 3509.08 of the Revised Code, an election 1919
official shall not fill out any portion of an application for 1920
absent voter's ballots on behalf of an applicant. The secretary 1921
of state or a board of elections may preprint only an 1922
applicant's name and address on an application for absent 1923
voter's ballots before mailing that application to the 1924
applicant. 1925

Sec. 3509.05. (A) When an elector receives an absent 1926
voter's ballot pursuant to the elector's application or request, 1927
the elector shall, before placing any marks on the ballot, note 1928
whether there are any voting marks on it. If there are any 1929
voting marks, the ballot shall be returned immediately to the 1930
board of elections; otherwise, the elector shall cause the 1931
ballot to be marked, folded in a manner that the stub on it and 1932
the indorsements and facsimile signatures of the members of the 1933
board of elections on the back of it are visible, and placed and 1934
sealed within the identification envelope received from the 1935
director of elections for that purpose. Then, the elector shall 1936
cause the statement of voter on the outside of the 1937
identification envelope to be completed and signed, under 1938
penalty of election falsification. 1939

If the elector does not provide the elector's driver's 1940
license number or the last four digits of the elector's social 1941
security number on the statement of voter on the identification 1942
envelope, the elector also shall include in the return envelope 1943
with the identification envelope a copy of the elector's current 1944
valid photo identification, a copy of a military identification, 1945
or a copy of a current utility bill, bank statement, government 1946
check, paycheck, or other government document, other than a 1947
notice of voter registration mailed by a board of elections 1948
~~under section 3503.19 of the Revised Code,~~ that shows the name 1949

and address of the elector. 1950

The elector shall mail the identification envelope to the 1951
director from whom it was received in the return envelope, 1952
postage prepaid, or the elector may personally deliver it to the 1953
director, or the spouse of the elector, the father, mother, 1954
father-in-law, mother-in-law, grandfather, grandmother, brother, 1955
or sister of the whole or half blood, or the son, daughter, 1956
adopting parent, adopted child, stepparent, stepchild, uncle, 1957
aunt, nephew, or niece of the elector may deliver it to the 1958
director. The return envelope shall be transmitted to the 1959
director in no other manner, except as provided in section 1960
3509.08 of the Revised Code. 1961

When absent voter's ballots are delivered to an elector at 1962
the office of the board, the elector may retire to a voting 1963
compartment provided by the board and there mark the ballots. 1964
Thereupon, the elector shall fold them, place them in the 1965
identification envelope provided, seal the envelope, fill in and 1966
sign the statement on the envelope under penalty of election 1967
falsification, and deliver the envelope to the director of the 1968
board. 1969

Except as otherwise provided in division (B) of this 1970
section, all other envelopes containing marked absent voter's 1971
ballots shall be delivered to the director not later than the 1972
close of the polls on the day of an election. Absent voter's 1973
ballots delivered to the director later than the times specified 1974
shall not be counted, but shall be kept by the board in the 1975
sealed identification envelopes in which they are delivered to 1976
the director, until the time provided by section 3505.31 of the 1977
Revised Code for the destruction of all other ballots used at 1978
the election for which ballots were provided, at which time they 1979

shall be destroyed. 1980

(B) (1) Except as otherwise provided in division (B) (2) of 1981
this section, any return envelope that is postmarked prior to 1982
the day of the election shall be delivered to the director prior 1983
to the eleventh day after the election. Ballots delivered in 1984
envelopes postmarked prior to the day of the election that are 1985
received after the close of the polls on election day through 1986
the tenth day thereafter shall be counted on the eleventh day at 1987
the board of elections in the manner provided in divisions (C) 1988
and (D) of section 3509.06 of the Revised Code. Any such ballots 1989
that are received by the director later than the tenth day 1990
following the election shall not be counted, but shall be kept 1991
by the board in the sealed identification envelopes as provided 1992
in division (A) of this section. 1993

(2) Division (B) (1) of this section shall not apply to any 1994
mail that is postmarked using a postage evidencing system, 1995
including a postage meter, as defined in 39 C.F.R. 501.1. 1996

Sec. 3511.02. Notwithstanding any section of the Revised 1997
Code to the contrary, whenever any person applies for 1998
registration as a voter on a form adopted in accordance with 1999
federal regulations relating to the "Uniformed and Overseas 2000
Citizens Absentee Voting Act," 100 Stat. 924, 42 U.S.C.A. 1973ff 2001
(1986), this application shall be sufficient for voter 2002
registration and as a request for an absent voter's ballot. 2003
Uniformed services or overseas absent voter's ballots may be 2004
obtained by any person meeting the requirements of section 2005
3511.011 of the Revised Code by applying electronically to the 2006
secretary of state or to the board of elections of the county in 2007
which the person's voting residence is located in accordance 2008
with section 3511.021 of the Revised Code or by applying to the 2009

director of the board of elections of the county in which the 2010
person's voting residence is located, in one of the following 2011
ways: 2012

(A) That person may make written application for those 2013
ballots. The person may personally deliver the application to 2014
the director or may mail it, send it by facsimile machine, send 2015
it by electronic mail, send it through internet delivery if such 2016
delivery is offered by the board of elections or the secretary 2017
of state, or otherwise send it to the director. The application 2018
need not be in any particular form but shall contain all of the 2019
following information: 2020

(1) The elector's name; 2021

(2) The elector's signature; 2022

(3) The address at which the elector is registered to 2023
vote; 2024

(4) The elector's date of birth; 2025

(5) One of the following: 2026

(a) The elector's driver's license number; 2027

(b) The last four digits of the elector's social security 2028
number; 2029

(c) A copy of the elector's current and valid photo 2030
identification, a copy of a military identification, or a copy 2031
of a current utility bill, bank statement, government check, 2032
paycheck, or other government document, other than a notice of 2033
voter registration mailed by a board of elections ~~under section~~ 2034
~~3503.19 of the Revised Code~~, that shows the name and address of 2035
the elector. 2036

- (6) A statement identifying the election for which absent voter's ballots are requested; 2037
2038
- (7) A statement that the person requesting the ballots is a qualified elector; 2039
2040
- (8) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 2041
2042
2043
- (9) 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; 2044
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- (10) If the request is for primary election ballots, the elector's party affiliation; 2052
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- (11) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed; 2054
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- (12) If the elector desires ballots to be sent to the elector by facsimile machine, the telephone number to which they shall be so sent; 2056
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- (13) 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. 2059
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- (B) A voter or any relative of a voter listed in division 2064

(C) of this section may use a single federal post card 2065
application to apply for uniformed services or overseas absent 2066
voter's ballots for use at the primary and general elections in 2067
a given year and any special election to be held on the day in 2068
that year specified by division (E) of section 3501.01 of the 2069
Revised Code for the holding of a primary election, designated 2070
by the general assembly for the purpose of submitting 2071
constitutional amendments proposed by the general assembly to 2072
the voters of the state. A single federal postcard application 2073
shall be processed by the board of elections pursuant to section 2074
3511.04 of the Revised Code the same as if the voter had applied 2075
separately for uniformed services or overseas absent voter's 2076
ballots for each election. 2077

(C) Application to have uniformed services or overseas 2078
absent voter's ballots mailed or sent by facsimile machine to 2079
such a person may be made by the spouse, father, mother, father- 2080
in-law, mother-in-law, grandfather, grandmother, brother or 2081
sister of the whole blood or half blood, son, daughter, adopting 2082
parent, adopted child, stepparent, stepchild, daughter-in-law, 2083
son-in-law, uncle, aunt, nephew, or niece of such a person. The 2084
application shall be in writing upon a blank form furnished only 2085
by the director or on a single federal post card as provided in 2086
division (B) of this section. The form of the application shall 2087
be prescribed by the secretary of state. The director shall 2088
furnish that blank form to any of the relatives specified in 2089
this division desiring to make the application, only upon the 2090
request of such a relative made in person at the office of the 2091
board or upon the written request of such a relative mailed to 2092
the office of the board. The application, subscribed and sworn 2093
to by the applicant, shall contain all of the following: 2094

(1) The full name of the elector for whom ballots are 2095

requested;	2096
(2) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff- 6;	2097 2098 2099
(3) The address at which the elector is registered to vote;	2100 2101
(4) A statement identifying the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near a service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, as the case may be;	2102 2103 2104 2105 2106 2107 2108 2109
(5) The elector's date of birth;	2110
(6) One of the following:	2111
(a) The elector's driver's license number;	2112
(b) The last four digits of the elector's social security number;	2113 2114
(c) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code , that shows the name and address of the elector.	2115 2116 2117 2118 2119 2120 2121
(7) A statement identifying the election for which absent voter's ballots are requested;	2122 2123

- (8) A statement that the person requesting the ballots is a qualified elector; 2124
2125
- (9) If the request is for primary election ballots, the elector's party affiliation; 2126
2127
- (10) A statement that the applicant bears a relationship to the elector as specified in division (C) of this section; 2128
2129
- (11) The address to which ballots shall be mailed, the telephone number to which ballots shall be sent by facsimile machine, the electronic mail address to which ballots shall be sent by electronic mail, or, if internet delivery is offered by the board of elections or the secretary of state, the internet contact information to which ballots shall be sent through internet delivery; 2130
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- (12) The signature and address of the person making the application. 2137
2138
- Each application for uniformed services or overseas absent voter's ballots shall be delivered to the director not earlier than the first day of January of the year of the elections for which the uniformed services or overseas absent voter's ballots are requested or not earlier than ninety days before the day of the election at which the ballots are to be voted, whichever is earlier, and not later than twelve noon of the third day preceding the day of the election, or not later than six p.m. on the last Friday before the day of the election at which those ballots are to be voted if the application is delivered in person to the office of the board. 2139
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- (D) If the voter for whom the application is made is entitled to vote for presidential and vice-presidential electors only, the applicant shall submit to the director in addition to 2150
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the requirements of divisions (A), (B), and (C) of this section, 2153
a statement to the effect that the voter is qualified to vote 2154
for presidential and vice-presidential electors and for no other 2155
offices. 2156

(E) A board of elections that mails a federal post card 2157
application or other absent voter's ballot application to an 2158
elector under this section shall not prepay the return postage 2159
for that application. 2160

(F) Except as otherwise provided in this section and in 2161
sections 3505.24 and 3509.08 of the Revised Code, an election 2162
official shall not fill out any portion of a federal post card 2163
application or other application for absent voter's ballots on 2164
behalf of an applicant. The secretary of state or a board of 2165
elections may preprint only an applicant's name and address on a 2166
federal post card application or other application for absent 2167
voter's ballots before mailing that application to the 2168
applicant. 2169

Sec. 3511.09. Upon receiving uniformed services or 2170
overseas absent voter's ballots, the elector shall cause the 2171
questions on the face of the identification envelope to be 2172
answered, and, by writing the elector's usual signature in the 2173
proper place on the identification envelope, the elector shall 2174
declare under penalty of election falsification that the answers 2175
to those questions are true and correct to the best of the 2176
elector's knowledge and belief. Then, the elector shall note 2177
whether there are any voting marks on the ballot. If there are 2178
any voting marks, the ballot shall be returned immediately to 2179
the board of elections; otherwise, the elector shall cause the 2180
ballot to be marked, folded separately so as to conceal the 2181
markings on it, deposited in the identification envelope, and 2182

securely sealed in the identification envelope. The elector then 2183
shall cause the identification envelope to be placed within the 2184
return envelope, sealed in the return envelope, and mailed to 2185
the director of the board of elections to whom it is addressed. 2186
The ballot shall be submitted for mailing not later than 12:01 2187
a.m. at the place where the voter completes the ballot, on the 2188
date of the election. If the elector does not provide the 2189
elector's driver's license number or the last four digits of the 2190
elector's social security number on the statement of voter on 2191
the identification envelope, the elector also shall include in 2192
the return envelope with the identification envelope a copy of 2193
the elector's current valid photo identification, a copy of a 2194
military identification, or a copy of a current utility bill, 2195
bank statement, government check, paycheck, or other government 2196
document, other than a notice of voter registration mailed by a 2197
board of elections ~~under section 3503.19 of the Revised Code,~~ 2198
that shows the name and address of the elector. Each elector who 2199
will be outside the United States on the day of the election 2200
shall check the box on the return envelope indicating this fact 2201
and shall mail the return envelope to the director prior to the 2202
close of the polls on election day. 2203

Every uniformed services or overseas absent voter's ballot 2204
identification envelope shall be accompanied by the following 2205
statement in boldface capital letters: WHOEVER COMMITS ELECTION 2206
FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE. 2207

Sec. 3599.11. (A) No person shall knowingly register or 2208
make application or attempt to register in a precinct in which 2209
the person is not a qualified voter; or knowingly aid or abet 2210
any person to so register; or attempt to register or knowingly 2211
induce or attempt to induce any person to so register; or 2212
knowingly impersonate another or write or assume the name of 2213

another, real or fictitious, in registering or attempting to 2214
register; or by false statement or other unlawful means procure, 2215
aid, or attempt to procure the erasure or striking out on the 2216
register or duplicate list of the name of a qualified elector 2217
therein; or knowingly induce or attempt to induce a registrar or 2218
other election authority to refuse registration in a precinct to 2219
an elector thereof; or knowingly swear or affirm falsely upon a 2220
lawful examination by or before any registering officer; or 2221
make, print, or issue any false or counterfeit certificate of 2222
registration or knowingly alter any certificate of registration. 2223

No person shall knowingly register under more than one 2224
name or knowingly induce any person to so register. 2225

No person shall knowingly make any false statement on any 2226
form for registration or change of registration or upon any 2227
application or return envelope for an absent voter's ballot. 2228

Whoever violates this division is guilty of a felony of 2229
the fifth degree. 2230

(B) (1) No person who helps another person register outside 2231
an official voter registration place shall knowingly destroy, or 2232
knowingly help another person to destroy, any completed 2233
registration form. 2234

Whoever violates this division is guilty of election 2235
falsification, a felony of the fifth degree. 2236

(2) ~~(a)~~ No person who helps another person register outside 2237
an official voter registration place shall knowingly fail to 2238
~~return~~ cause any registration form entrusted to that person to 2239
be returned to any board of elections or the office of the 2240
secretary of state within ten days after that ~~registration~~ 2241
registration form is completed, or on or before the thirtieth 2242

day before the election, whichever day is earlier, unless the 2243
registration form is received by the person within twenty-four 2244
hours of the thirtieth day before the election, in which case 2245
the person shall ~~return~~ cause the registration form to be 2246
returned to any board of elections or the office of the 2247
secretary of state within ten days of its receipt. 2248

Whoever violates this division is guilty of election 2249
falsification, a felony of the fifth degree, unless the person 2250
has not previously been convicted of a violation of this 2251
division ~~(B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this~~ 2252
~~section~~, the violation of this division does not cause any 2253
person to miss any voter registration deadline with regard to 2254
any election, and the number of voter registration forms that 2255
the violator has failed to properly return does not exceed 2256
forty-nine, in which case the violator is guilty of a 2257
misdemeanor of the first degree. 2258

~~(b) Subject to division (C) (2) of this section, no person~~ 2259
~~who helps another person register outside an official~~ 2260
~~registration place shall knowingly return any registration form~~ 2261
~~entrusted to that person to any location other than any board of~~ 2262
~~elections or the office of the secretary of state.~~ 2263

~~Whoever violates this division is guilty of election~~ 2264
~~falsification, a felony of the fifth degree, unless the person~~ 2265
~~has not previously been convicted of a violation of division (B)~~ 2266
~~(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the~~ 2267
~~violation of this division does not cause any person to miss any~~ 2268
~~voter registration deadline with regard to any election, and the~~ 2269
~~number of voter registration forms that the violator has failed~~ 2270
~~to properly return does not exceed forty nine, in which case the~~ 2271
~~violator is guilty of a misdemeanor of the first degree.~~ 2272

~~(C) (1) No person who receives compensation for registering a voter shall knowingly fail to return any registration form entrusted to that person to any board of elections or the office of the secretary of state within ten days after that voter registration form is completed, or on or before the thirtieth day before the election, whichever is earlier, unless the registration form is received by the person within twenty four hours of the thirtieth day before the election, in which case the person shall return the registration form to any board of elections or the office of the secretary of state within ten days of its receipt.~~ 2273
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~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the number of voter registration forms that the violator has failed to properly return does not exceed forty nine, in which case the violator is guilty of a misdemeanor of the first degree.~~ 2284
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~~(2) No person who receives compensation for registering a voter shall knowingly return any registration form entrusted to that person to any location other than any board of elections or the office of the secretary of state.~~ 2293
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2296

~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the~~ 2297
2298
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2301
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~~number of voter registration forms that the violator has failed- 2303
to properly return does not exceed forty nine, in which case the 2304
violator is guilty of a misdemeanor of the first degree. 2305~~

~~(D) As used in division (C) of this section, "registering- 2306
a voter" includes any effort, for compensation, to provide voter 2307
registration forms or to assist persons in completing or 2308
returning those forms. 2309~~

Sec. 3599.18. (A) No election official, person assisting 2310
in the registration of electors, or police officer shall 2311
knowingly do any of the following: 2312

(1) Refuse, neglect, or unnecessarily delay, hinder, or 2313
prevent the registration of a qualified elector, who in a lawful 2314
manner applies for registration or who should be registered 2315
under section 3503.11 of the Revised Code; 2316

(2) Enter or consent to the entry of a fictitious name on 2317
a voter registration list; 2318

(3) Alter the name on or remove or destroy the 2319
registration card or form of any qualified elector; 2320

(4) Neglect, unlawfully execute, or fail to execute any 2321
duty enjoined upon that person as an election official, person 2322
assisting in the registration of electors, or police officer. 2323

(B) Whoever violates division (A) of this section is 2324
guilty of a misdemeanor of the first degree. 2325

Sec. 4501.023. (A) The registrar of motor vehicles shall 2326
designate an employee of the bureau of motor vehicles to be in 2327
charge of and responsible for voter registration within the 2328
bureau. Each deputy registrar of motor vehicles shall designate 2329
an employee in that deputy registrar's office to be in charge of 2330

and responsible for voter registration within that office. 2331

(B) The registrar shall provide, in cooperation with the 2332
secretary of state, a training program and materials for initial 2333
training in voter registration and for ongoing training for all 2334
deputy registrars and their employees. 2335

(C) The registrar shall report to the secretary of state 2336
at least once annually ~~the number of applicants for licenses-~~ 2337
~~served and~~ the number of voter registration transactions 2338
completed and transmitted to the board of elections by the 2339
registrar and all deputy registrars. 2340

Sec. 4503.03. (A) (1) (a) Except as provided in division (B) 2341
of this section, the registrar of motor vehicles may designate 2342
one or more of the following persons to act as a deputy 2343
registrar in each county: 2344

(i) The county auditor in any county, subject to division 2345
(A) (1) (b) (i) of this section; 2346

(ii) The clerk of a court of common pleas in any county, 2347
subject to division (A) (1) (b) (ii) of this section; 2348

(iii) An individual; 2349

(iv) A nonprofit corporation as defined in division (C) of 2350
section 1702.01 of the Revised Code. 2351

(b) (i) If the population of a county is forty thousand or 2352
less according to the most recent federal decennial census and 2353
if the county auditor is designated by the registrar as a deputy 2354
registrar, no other person need be designated in the county to 2355
act as a deputy registrar. 2356

(ii) The registrar may designate a clerk of a court of 2357
common pleas as a deputy registrar if the population of the 2358

county is forty thousand or less according to the last federal 2359
census. In a county with a population greater than forty 2360
thousand but not more than fifty thousand according to the last 2361
federal census, the clerk of a court of common pleas is eligible 2362
to act as a deputy registrar and may participate in the 2363
competitive selection process for the award of a deputy 2364
registrar contract by applying in the same manner as any other 2365
person. All fees collected and retained by a clerk for 2366
conducting deputy registrar services shall be paid into the 2367
county treasury to the credit of the certificate of title 2368
administration fund created under section 325.33 of the Revised 2369
Code. 2370

Notwithstanding the county population restrictions in 2371
division (A) (1) (b) of this section, if no person applies to act 2372
under contract as a deputy registrar in a county and the county 2373
auditor is not designated as a deputy registrar, the registrar 2374
may ask the clerk of a court of common pleas to serve as the 2375
deputy registrar for that county. 2376

(c) As part of the selection process in awarding a deputy 2377
registrar contract, the registrar shall consider the customer 2378
service performance record of any person previously awarded a 2379
deputy registrar contract pursuant to division (A) (1) of this 2380
section. 2381

(2) Deputy registrars shall accept applications for the 2382
annual license tax for any vehicle not taxed under section 2383
4503.63 of the Revised Code and shall assign distinctive numbers 2384
in the same manner as the registrar. Such deputies shall be 2385
located in such locations in the county as the registrar sees 2386
fit. There shall be at least one deputy registrar in each 2387
county. 2388

Deputy registrar contracts are subject to the provisions 2389
of division (B) of section 125.081 of the Revised Code. 2390

(B) (1) The registrar shall not designate any person to act 2391
as a deputy registrar under division (A) (1) of this section if 2392
the person or, where applicable, the person's spouse or a member 2393
of the person's immediate family has made, within the current 2394
calendar year or any one of the previous three calendar years, 2395
one or more contributions totaling in excess of one hundred 2396
dollars to any person or entity included in division (A) (2) of 2397
section 4503.033 of the Revised Code. As used in this division, 2398
"immediate family" has the same meaning as in division (D) of 2399
section 102.01 of the Revised Code, and "entity" includes any 2400
political party and any "continuing association" as defined in 2401
division (C) (4) of section 3517.01 of the Revised Code or 2402
"political action committee" as defined in division (C) (8) of 2403
that section that is primarily associated with that political 2404
party. For purposes of this division, contributions to any 2405
continuing association or any political action committee that is 2406
primarily associated with a political party shall be aggregated 2407
with contributions to that political party. 2408

The contribution limitations contained in this division do 2409
not apply to any county auditor or clerk of a court of common 2410
pleas. A county auditor or clerk of a court of common pleas is 2411
not required to file the disclosure statement or pay the filing 2412
fee required under section 4503.033 of the Revised Code. The 2413
limitations of this division also do not apply to a deputy 2414
registrar who, subsequent to being awarded a deputy registrar 2415
contract, is elected to an office of a political subdivision. 2416

(2) The registrar shall not designate either of the 2417
following to act as a deputy registrar: 2418

(a) Any elected public official other than a county auditor or, as authorized by division (A) (1) (b) of this section, a clerk of a court of common pleas, acting in an official capacity, except that, the registrar shall continue and may renew a contract with any deputy registrar who, subsequent to being awarded a deputy registrar contract, is elected to an office of a political subdivision;

(b) Any person holding a current, valid contract to conduct motor vehicle inspections under section 3704.14 of the Revised Code.

(3) As used in division (B) of this section, "political subdivision" has the same meaning as in section 3501.01 of the Revised Code.

(C) (1) Except as provided in division (C) (2) of this section, deputy registrars are independent contractors and neither they nor their employees are employees of this state, except that nothing in this section shall affect the status of county auditors or clerks of courts of common pleas as public officials, nor the status of their employees as employees of any of the counties of this state, which are political subdivisions of this state. Each deputy registrar shall be responsible for the payment of all unemployment compensation premiums, all workers' compensation premiums, social security contributions, and any and all taxes for which the deputy registrar is legally responsible. Each deputy registrar shall comply with all applicable federal, state, and local laws requiring the withholding of income taxes or other taxes from the compensation of the deputy registrar's employees. Each deputy registrar shall maintain during the entire term of the deputy registrar's contract a policy of business liability insurance satisfactory

to the registrar and shall hold the department of public safety, 2449
the director of public safety, the bureau of motor vehicles, and 2450
the registrar harmless upon any and all claims for damages 2451
arising out of the operation of the deputy registrar agency. 2452

(2) For purposes of Chapter 4141. of the Revised Code, 2453
determinations concerning the employment of deputy registrars 2454
and their employees shall be made under Chapter 4141. of the 2455
Revised Code. 2456

(D)(1) With the approval of the director, the registrar 2457
shall adopt rules governing deputy registrars. The rules shall 2458
do all of the following: 2459

(a) Establish requirements governing the terms of the 2460
contract between the registrar and each deputy registrar and the 2461
services to be performed; 2462

(b) Establish requirements governing the amount of bond to 2463
be given as provided in this section; 2464

(c) Establish requirements governing the size and location 2465
of the deputy's office; 2466

(d) Establish requirements governing the leasing of 2467
equipment necessary to conduct the vision screenings required 2468
under section 4507.12 of the Revised Code and training in the 2469
use of the equipment; 2470

(e) Encourage every deputy registrar to inform the public 2471
of the location of the deputy registrar's office and hours of 2472
operation by means of public service announcements; 2473

(f) Allow any deputy registrar to advertise in regard to 2474
the operation of the deputy registrar's office; 2475

(g) Specify the hours the deputy's office is to be open to 2476

the public and require as a minimum that one deputy's office in 2477
each county be open to the public for at least four hours each 2478
weekend, provided that if only one deputy's office is located 2479
within the boundary of the county seat, that office is the 2480
office that shall be open for the four-hour period each weekend; 2481

(h) Specify that every deputy registrar, upon request, 2482
provide any person with information about the location and 2483
office hours of all deputy registrars in the county; 2484

(i) Allow a deputy registrar contract to be awarded to a 2485
nonprofit corporation formed under the laws of this state; 2486

(j) Except as provided in division (D)(2) of this section, 2487
prohibit any deputy registrar from operating more than one 2488
deputy registrar's office at any time; 2489

(k) For the duration of any deputy registrar contract, 2490
require that the deputy registrar occupy a primary residence in 2491
a location that is within a one-hour commute time from the 2492
deputy registrar's office or offices. The rules shall require 2493
the registrar to determine commute time by using multiple 2494
established internet-based mapping services. 2495

(l) Establish procedures for a deputy registrar to request 2496
the authority to collect reinstatement fees under sections 2497
4507.1612, 4507.45, 4509.101, 4509.81, 4510.10, 4510.22, 2498
4510.72, and 4511.191 of the Revised Code and to transmit the 2499
reinstatement fees and two dollars of the service fee collected 2500
under those sections. The registrar shall ensure that, not later 2501
than January 1, 2012, at least one deputy registrar in each 2502
county has the necessary equipment and is able to accept 2503
reinstatement fees. The registrar shall deposit the service fees 2504
received from a deputy registrar under those sections into the 2505

state bureau of motor vehicles fund created in section 4501.25 2506
of the Revised Code and shall use the money for deputy registrar 2507
equipment necessary in connection with accepting reinstatement 2508
fees. 2509

(m) Establish such other requirements as the registrar and 2510
director consider necessary to provide a high level of service. 2511

(2) Notwithstanding division (D)(1)(j) of this section, 2512
the rules may allow both of the following: 2513

(a) The registrar to award a contract to a deputy 2514
registrar to operate more than one deputy registrar's office if 2515
determined by the registrar to be practical; 2516

(b) A nonprofit corporation formed for the purposes of 2517
providing automobile-related services to its members or the 2518
public and that provides such services from more than one 2519
location in this state to operate a deputy registrar office at 2520
any location. 2521

(3) As a daily adjustment, the bureau of motor vehicles 2522
shall credit to a deputy registrar three dollars and fifty cents 2523
for each damaged license plate or validation sticker the deputy 2524
registrar replaces as a service to a member of the public. 2525

(4) (a) With the prior approval of the registrar, each 2526
deputy registrar may conduct at the location of the deputy 2527
registrar's office any business that is consistent with the 2528
functions of a deputy registrar and that is not specifically 2529
mandated or authorized by this or another chapter of the Revised 2530
Code or by implementing rules of the registrar. 2531

(b) In accordance with guidelines the director of public 2532
safety shall establish, a deputy registrar may operate or 2533
contract for the operation of a vending machine at a deputy 2534

registrar location if products of the vending machine are 2535
consistent with the functions of a deputy registrar. 2536

(c) A deputy registrar may enter into an agreement with 2537
the Ohio turnpike and infrastructure commission pursuant to 2538
division (A)(11) of section 5537.04 of the Revised Code for the 2539
purpose of allowing the general public to acquire from the 2540
deputy registrar the electronic toll collection devices that are 2541
used under the multi-jurisdiction electronic toll collection 2542
agreement between the Ohio turnpike and infrastructure 2543
commission and any other entities or agencies that participate 2544
in such an agreement. The approval of the registrar is not 2545
necessary if a deputy registrar engages in this activity. 2546

(5) As used in this section and in section 4507.01 of the 2547
Revised Code, "nonprofit corporation" has the same meaning as in 2548
section 1702.01 of the Revised Code. 2549

(E)(1) Unless otherwise terminated and except for interim 2550
contracts lasting not longer than one year, contracts with 2551
deputy registrars shall be entered into through a competitive 2552
selection process and shall be limited in duration as follows: 2553

(a) For contracts entered into between July 1, 1996 and 2554
June 29, 2014, for a period of not less than two years, but not 2555
more than three years; 2556

(b) For contracts entered into on or after June 29, 2014, 2557
for a period of five years, unless the registrar determines that 2558
a shorter contract term is appropriate for a particular deputy 2559
registrar. 2560

(2) All contracts with deputy registrars shall expire on 2561
the last Saturday of June in the year of their expiration. Prior 2562
to the expiration of any deputy registrar contract, the 2563

registrar, with the approval of the director, may award a one- 2564
year contract extension to any deputy registrar who has provided 2565
exemplary service based upon objective performance evaluations. 2566

(3) (a) The auditor of state may examine the accounts, 2567
reports, systems, and other data of each deputy registrar at 2568
least every two years. The registrar, with the approval of the 2569
director, shall immediately remove a deputy who violates any 2570
provision of the Revised Code related to the duties as a deputy, 2571
any rule adopted by the registrar, or a term of the deputy's 2572
contract with the registrar. The registrar also may remove a 2573
deputy who, in the opinion of the registrar, has engaged in any 2574
conduct that is either unbecoming to one representing this state 2575
or is inconsistent with the efficient operation of the deputy's 2576
office. 2577

(b) If the registrar, with the approval of the director, 2578
determines that there is good cause to believe that a deputy 2579
registrar or a person proposing for a deputy registrar contract 2580
has engaged in any conduct that would require the denial or 2581
termination of the deputy registrar contract, the registrar may 2582
require the production of books, records, and papers as the 2583
registrar determines are necessary, and may take the depositions 2584
of witnesses residing within or outside the state in the same 2585
manner as is prescribed by law for the taking of depositions in 2586
civil actions in the court of common pleas, and for that purpose 2587
the registrar may issue a subpoena for any witness or a subpoena 2588
duces tecum to compel the production of any books, records, or 2589
papers, directed to the sheriff of the county where the witness 2590
resides or is found. Such a subpoena shall be served and 2591
returned in the same manner as a subpoena in a criminal case is 2592
served and returned. The fees of the sheriff shall be the same 2593
as that allowed in the court of common pleas in criminal cases. 2594

Witnesses shall be paid the fees and mileage provided for under 2595
section 119.094 of the Revised Code. The fees and mileage shall 2596
be paid from the fund in the state treasury for the use of the 2597
agency in the same manner as other expenses of the agency are 2598
paid. 2599

In any case of disobedience or neglect of any subpoena 2600
served on any person or the refusal of any witness to testify to 2601
any matter regarding which the witness lawfully may be 2602
interrogated, the court of common pleas of any county where the 2603
disobedience, neglect, or refusal occurs or any judge of that 2604
court, on application by the registrar, shall compel obedience 2605
by attachment proceedings for contempt, as in the case of 2606
disobedience of the requirements of a subpoena issued from that 2607
court, or a refusal to testify in that court. 2608

(4) Nothing in division (E) of this section shall be 2609
construed to require a hearing of any nature prior to the 2610
termination of any deputy registrar contract by the registrar, 2611
with the approval of the director, for cause. 2612

(F) Except as provided in section 2743.03 of the Revised 2613
Code, no court, other than the court of common pleas of Franklin 2614
county, has jurisdiction of any action against the department of 2615
public safety, the director, the bureau, or the registrar to 2616
restrain the exercise of any power or authority, or to entertain 2617
any action for declaratory judgment, in the selection and 2618
appointment of, or contracting with, deputy registrars. Neither 2619
the department, the director, the bureau, nor the registrar is 2620
liable in any action at law for damages sustained by any person 2621
because of any acts of the department, the director, the bureau, 2622
or the registrar, or of any employee of the department or 2623
bureau, in the performance of official duties in the selection 2624

and appointment of, and contracting with, deputy registrars. 2625

(G) The registrar shall assign to each deputy registrar a 2626
series of numbers sufficient to supply the demand at all times 2627
in the area the deputy registrar serves, and the registrar shall 2628
keep a record in the registrar's office of the numbers within 2629
the series assigned. Each deputy shall be required to give bond 2630
in the amount of at least twenty-five thousand dollars, or in 2631
such higher amount as the registrar determines necessary, based 2632
on a uniform schedule of bond amounts established by the 2633
registrar and determined by the volume of registrations handled 2634
by the deputy. The form of the bond shall be prescribed by the 2635
registrar. The bonds required of deputy registrars, in the 2636
discretion of the registrar, may be individual or schedule bonds 2637
or may be included in any blanket bond coverage carried by the 2638
department. 2639

(H) Each deputy registrar shall keep a file of each 2640
application received by the deputy and shall register that motor 2641
vehicle with the name and address of its owner. 2642

(I) Upon request, a deputy registrar shall make the 2643
physical inspection of a motor vehicle and issue the physical 2644
inspection certificate required in section 4505.061 of the 2645
Revised Code. 2646

~~(J) Each deputy registrar shall file a report semiannually 2647
with the registrar of motor vehicles listing the number of 2648
applicants for licenses the deputy has served, the number of 2649
voter registration applications the deputy has completed and 2650
transmitted to the board of elections, and the number of voter 2651
registration applications declined. 2652~~

Sec. 4503.10. (A) The owner of every snowmobile, off- 2653

highway motorcycle, and all-purpose vehicle required to be 2654
registered under section 4519.02 of the Revised Code shall file 2655
an application for registration under section 4519.03 of the 2656
Revised Code. The owner of a motor vehicle, other than a 2657
snowmobile, off-highway motorcycle, or all-purpose vehicle, that 2658
is not designed and constructed by the manufacturer for 2659
operation on a street or highway may not register it under this 2660
chapter except upon certification of inspection pursuant to 2661
section 4513.02 of the Revised Code by the sheriff, or the chief 2662
of police of the municipal corporation or township, with 2663
jurisdiction over the political subdivision in which the owner 2664
of the motor vehicle resides. Except as provided in section 2665
4503.103 of the Revised Code, every owner of every other motor 2666
vehicle not previously described in this section and every 2667
person mentioned as owner in the last certificate of title of a 2668
motor vehicle that is operated or driven upon the public roads 2669
or highways shall cause to be filed each year, by mail or 2670
otherwise, in the office of the registrar of motor vehicles or a 2671
deputy registrar, a written or electronic application or a 2672
preprinted registration renewal notice issued under section 2673
4503.102 of the Revised Code, the form of which shall be 2674
prescribed by the registrar, for registration for the following 2675
registration year, which shall begin on the first day of January 2676
of every calendar year and end on the thirty-first day of 2677
December in the same year. Applications for registration and 2678
registration renewal notices shall be filed at the times 2679
established by the registrar pursuant to section 4503.101 of the 2680
Revised Code. A motor vehicle owner also may elect to apply for 2681
or renew a motor vehicle registration by electronic means using 2682
electronic signature in accordance with rules adopted by the 2683
registrar. Except as provided in division (J) of this section, 2684
applications for registration shall be made on blanks furnished 2685

by the registrar for that purpose, containing the following 2686
information: 2687

(1) A brief description of the motor vehicle to be 2688
registered, including the year, make, model, and vehicle 2689
identification number, and, in the case of commercial cars, the 2690
gross weight of the vehicle fully equipped computed in the 2691
manner prescribed in section 4503.08 of the Revised Code; 2692

(2) The name and residence address of the owner, and the 2693
township and municipal corporation in which the owner resides; 2694

(3) The district of registration, which shall be 2695
determined as follows: 2696

(a) In case the motor vehicle to be registered is used for 2697
hire or principally in connection with any established business 2698
or branch business, conducted at a particular place, the 2699
district of registration is the municipal corporation in which 2700
that place is located or, if not located in any municipal 2701
corporation, the county and township in which that place is 2702
located. 2703

(b) In case the vehicle is not so used, the district of 2704
registration is the municipal corporation or county in which the 2705
owner resides at the time of making the application. 2706

(4) Whether the motor vehicle is a new or used motor 2707
vehicle; 2708

(5) The date of purchase of the motor vehicle; 2709

(6) Whether the fees required to be paid for the 2710
registration or transfer of the motor vehicle, during the 2711
preceding registration year and during the preceding period of 2712
the current registration year, have been paid. Each application 2713

for registration shall be signed by the owner, either manually 2714
or by electronic signature, or pursuant to obtaining a limited 2715
power of attorney authorized by the registrar for registration, 2716
or other document authorizing such signature. If the owner 2717
elects to apply for or renew the motor vehicle registration with 2718
the registrar by electronic means, the owner's manual signature 2719
is not required. 2720

(7) The owner's social security number, driver's license 2721
number, or state identification number, or, where a motor 2722
vehicle to be registered is used for hire or principally in 2723
connection with any established business, the owner's federal 2724
taxpayer identification number. The bureau of motor vehicles 2725
shall retain in its records all social security numbers provided 2726
under this section, but the bureau shall not place social 2727
security numbers on motor vehicle certificates of registration. 2728

(8) All of the following information: 2729

(a) That if the applicant is eligible to register to vote 2730
or to update the applicant's name or address on the applicant's 2731
voter registration, the applicant will be automatically 2732
registered as an elector or the applicant's registration will be 2733
automatically updated, as applicable; 2734

(b) That if the applicant does not wish to register to 2735
vote or to update the applicant's voter registration, the 2736
applicant will receive instructions from the board of elections 2737
describing the process to decline to register or to update the 2738
applicant's registration; 2739

(c) That whoever knowingly provides a false name, 2740
residence address, driver's license or state identification card 2741
number, or social security number on the form is guilty of 2742

election falsification, a felony of the fifth degree. 2743

(B) Except as otherwise provided in this division, each 2744
time an applicant first registers a motor vehicle in the 2745
applicant's name, the applicant shall present for inspection a 2746
physical certificate of title or memorandum certificate showing 2747
title to the motor vehicle to be registered in the name of the 2748
applicant if a physical certificate of title or memorandum 2749
certificate has been issued by a clerk of a court of common 2750
pleas. If, under sections 4505.021, 4505.06, and 4505.08 of the 2751
Revised Code, a clerk instead has issued an electronic 2752
certificate of title for the applicant's motor vehicle, that 2753
certificate may be presented for inspection at the time of first 2754
registration in a manner prescribed by rules adopted by the 2755
registrar. An applicant is not required to present a certificate 2756
of title to an electronic motor vehicle dealer acting as a 2757
limited authority deputy registrar in accordance with rules 2758
adopted by the registrar. When a motor vehicle inspection and 2759
maintenance program is in effect under section 3704.14 of the 2760
Revised Code and rules adopted under it, each application for 2761
registration for a vehicle required to be inspected under that 2762
section and those rules shall be accompanied by an inspection 2763
certificate for the motor vehicle issued in accordance with that 2764
section. The application shall be refused if any of the 2765
following applies: 2766

(1) The application is not in proper form. 2767

(2) The application is prohibited from being accepted by 2768
division (D) of section 2935.27, division (A) of section 2769
2937.221, division (A) of section 4503.13, division (B) of 2770
section 4510.22, or division (B) (1) of section 4521.10 of the 2771
Revised Code. 2772

(3) A certificate of title or memorandum certificate of title is required but does not accompany the application or, in the case of an electronic certificate of title, is required but is not presented in a manner prescribed by the registrar's rules.

(4) All registration and transfer fees for the motor vehicle, for the preceding year or the preceding period of the current registration year, have not been paid.

(5) The owner or lessee does not have an inspection certificate for the motor vehicle as provided in section 3704.14 of the Revised Code, and rules adopted under it, if that section is applicable.

This section does not require the payment of license or registration taxes on a motor vehicle for any preceding year, or for any preceding period of a year, if the motor vehicle was not taxable for that preceding year or period under sections 4503.02, 4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. of the Revised Code. When a certificate of registration is issued upon the first registration of a motor vehicle by or on behalf of the owner, the official issuing the certificate shall indicate the issuance with a stamp on the certificate of title or memorandum certificate or, in the case of an electronic certificate of title, an electronic stamp or other notation as specified in rules adopted by the registrar, and with a stamp on the inspection certificate for the motor vehicle, if any. The official also shall indicate, by a stamp or by other means the registrar prescribes, on the registration certificate issued upon the first registration of a motor vehicle by or on behalf of the owner the odometer reading of the motor vehicle as shown in the odometer statement included in or attached to the

certificate of title. Upon each subsequent registration of the 2803
motor vehicle by or on behalf of the same owner, the official 2804
also shall so indicate the odometer reading of the motor vehicle 2805
as shown on the immediately preceding certificate of 2806
registration. 2807

The registrar shall include in the permanent registration 2808
record of any vehicle required to be inspected under section 2809
3704.14 of the Revised Code the inspection certificate number 2810
from the inspection certificate that is presented at the time of 2811
registration of the vehicle as required under this division. 2812

(C) (1) Except as otherwise provided in division (C) (1) of 2813
this section, for each registration renewal with an expiration 2814
date on or after October 1, 2003, and for each initial 2815
application for registration received on and after that date, 2816
the registrar and each deputy registrar shall collect an 2817
additional fee of eleven dollars for each application for 2818
registration and registration renewal received. For vehicles 2819
specified in divisions (A) (1) to (21) of section 4503.042 of the 2820
Revised Code, commencing with each registration renewal with an 2821
expiration date on or after October 1, 2009, and for each 2822
initial application received on or after that date, the 2823
registrar and deputy registrar shall collect an additional fee 2824
of thirty dollars for each application for registration and 2825
registration renewal received. The additional fee is for the 2826
purpose of defraying the department of public safety's costs 2827
associated with the administration and enforcement of the motor 2828
vehicle and traffic laws of Ohio. Each deputy registrar shall 2829
transmit the fees collected under division (C) (1) of this 2830
section in the time and manner provided in this section. The 2831
registrar shall deposit all moneys received under division (C) 2832
(1) of this section into the state highway safety fund 2833

established in section 4501.06 of the Revised Code. 2834

(2) In addition, a charge of twenty-five cents shall be 2835
made for each reflectorized safety license plate issued, and a 2836
single charge of twenty-five cents shall be made for each county 2837
identification sticker or each set of county identification 2838
stickers issued, as the case may be, to cover the cost of 2839
producing the license plates and stickers, including material, 2840
manufacturing, and administrative costs. Those fees shall be in 2841
addition to the license tax. If the total cost of producing the 2842
plates is less than twenty-five cents per plate, or if the total 2843
cost of producing the stickers is less than twenty-five cents 2844
per sticker or per set issued, any excess moneys accruing from 2845
the fees shall be distributed in the same manner as provided by 2846
section 4501.04 of the Revised Code for the distribution of 2847
license tax moneys. If the total cost of producing the plates 2848
exceeds twenty-five cents per plate, or if the total cost of 2849
producing the stickers exceeds twenty-five cents per sticker or 2850
per set issued, the difference shall be paid from the license 2851
tax moneys collected pursuant to section 4503.02 of the Revised 2852
Code. 2853

(D) Each deputy registrar shall be allowed a fee of three 2854
dollars and fifty cents for each application for registration 2855
and registration renewal notice the deputy registrar receives, 2856
which shall be for the purpose of compensating the deputy 2857
registrar for the deputy registrar's services, and such office 2858
and rental expenses, as may be necessary for the proper 2859
discharge of the deputy registrar's duties in the receiving of 2860
applications and renewal notices and the issuing of 2861
registrations. 2862

(E) Upon the certification of the registrar, the county 2863

sheriff or local police officials shall recover license plates 2864
erroneously or fraudulently issued. 2865

(F) Each deputy registrar, upon receipt of any application 2866
for registration or registration renewal notice, together with 2867
the license fee and any local motor vehicle license tax levied 2868
pursuant to Chapter 4504. of the Revised Code, shall transmit 2869
that fee and tax, if any, in the manner provided in this 2870
section, together with the original and duplicate copy of the 2871
application, to the registrar. The registrar, subject to the 2872
approval of the director of public safety, may deposit the funds 2873
collected by those deputies in a local bank or depository to the 2874
credit of the "state of Ohio, bureau of motor vehicles." Where a 2875
local bank or depository has been designated by the registrar, 2876
each deputy registrar shall deposit all moneys collected by the 2877
deputy registrar into that bank or depository not more than one 2878
business day after their collection and shall make reports to 2879
the registrar of the amounts so deposited, together with any 2880
other information, some of which may be prescribed by the 2881
treasurer of state, as the registrar may require and as 2882
prescribed by the registrar by rule. The registrar, within three 2883
days after receipt of notification of the deposit of funds by a 2884
deputy registrar in a local bank or depository, shall draw on 2885
that account in favor of the treasurer of state. The registrar, 2886
subject to the approval of the director and the treasurer of 2887
state, may make reasonable rules necessary for the prompt 2888
transmittal of fees and for safeguarding the interests of the 2889
state and of counties, townships, municipal corporations, and 2890
transportation improvement districts levying local motor vehicle 2891
license taxes. The registrar may pay service charges usually 2892
collected by banks and depositories for such service. If deputy 2893
registrars are located in communities where banking facilities 2894

are not available, they shall transmit the fees forthwith, by 2895
money order or otherwise, as the registrar, by rule approved by 2896
the director and the treasurer of state, may prescribe. The 2897
registrar may pay the usual and customary fees for such service. 2898

(G) This section does not prevent any person from making 2899
an application for a motor vehicle license directly to the 2900
registrar by mail, by electronic means, or in person at any of 2901
the registrar's offices, upon payment of a service fee of three 2902
dollars and fifty cents for each application. 2903

(H) (1) No person shall make a false statement as to the 2904
district of registration in an application required by division 2905
(A) of this section. ~~Violation Except as otherwise provided in~~ 2906
division (H) (2) of this section, violation of this division is 2907
falsification under section 2921.13 of the Revised Code and 2908
punishable as specified in that section. 2909

(2) No person shall knowingly provide a false name, 2910
residence address, driver's license or state identification card 2911
number, or social security number in an application required by 2912
division (A) of this section. Whoever violates this division is 2913
guilty of election falsification, a felony of the fifth degree. 2914

(I) (1) Where applicable, the requirements of division (B) 2915
of this section relating to the presentation of an inspection 2916
certificate issued under section 3704.14 of the Revised Code and 2917
rules adopted under it for a motor vehicle, the refusal of a 2918
license for failure to present an inspection certificate, and 2919
the stamping of the inspection certificate by the official 2920
issuing the certificate of registration apply to the 2921
registration of and issuance of license plates for a motor 2922
vehicle under sections 4503.102, 4503.12, 4503.14, 4503.15, 2923
4503.16, 4503.171, 4503.172, 4503.19, 4503.40, 4503.41, 4503.42, 2924

4503.43, 4503.44, 4503.46, 4503.47, and 4503.51 of the Revised Code. 2925
2926

(2) (a) The registrar shall adopt rules ensuring that each 2927
owner registering a motor vehicle in a county where a motor 2928
vehicle inspection and maintenance program is in effect under 2929
section 3704.14 of the Revised Code and rules adopted under it 2930
receives information about the requirements established in that 2931
section and those rules and about the need in those counties to 2932
present an inspection certificate with an application for 2933
registration or preregistration. 2934

(b) Upon request, the registrar shall provide the director 2935
of environmental protection, or any person that has been awarded 2936
a contract under section 3704.14 of the Revised Code, an on-line 2937
computer data link to registration information for all passenger 2938
cars, noncommercial motor vehicles, and commercial cars that are 2939
subject to that section. The registrar also shall provide to the 2940
director of environmental protection a magnetic data tape 2941
containing registration information regarding passenger cars, 2942
noncommercial motor vehicles, and commercial cars for which a 2943
multi-year registration is in effect under section 4503.103 of 2944
the Revised Code or rules adopted under it, including, without 2945
limitation, the date of issuance of the multi-year registration, 2946
the registration deadline established under rules adopted under 2947
section 4503.101 of the Revised Code that was applicable in the 2948
year in which the multi-year registration was issued, and the 2949
registration deadline for renewal of the multi-year 2950
registration. 2951

(J) Subject to division (K) of this section, application 2952
for registration under the international registration plan, as 2953
set forth in sections 4503.60 to 4503.66 of the Revised Code, 2954

shall be made to the registrar on forms furnished by the 2955
registrar. In accordance with international registration plan 2956
guidelines and pursuant to rules adopted by the registrar, the 2957
forms shall include the following: 2958

(1) A uniform mileage schedule; 2959

(2) The gross vehicle weight of the vehicle or combined 2960
gross vehicle weight of the combination vehicle as declared by 2961
the registrant; 2962

(3) Any other information the registrar requires by rule. 2963

(K) The registrar shall determine the feasibility of 2964
implementing an electronic commercial fleet licensing and 2965
management program that will enable the owners of commercial 2966
tractors, commercial trailers, and commercial semitrailers to 2967
conduct electronic transactions by July 1, 2010, or sooner. If 2968
the registrar determines that implementing such a program is 2969
feasible, the registrar shall adopt new rules under this 2970
division or amend existing rules adopted under this division as 2971
necessary in order to respond to advances in technology. 2972

If international registration plan guidelines and 2973
provisions allow member jurisdictions to permit applications for 2974
registrations under the international registration plan to be 2975
made via the internet, the rules the registrar adopts under this 2976
division shall permit such action. 2977

Sec. 4506.04. (A) No person shall do any of the following: 2978

(1) Drive a commercial motor vehicle while having in the 2979
person's possession or otherwise under the person's control more 2980
than one valid driver's license issued by this state, any other 2981
state, or by a foreign jurisdiction; 2982

(2) Drive a commercial motor vehicle on a highway in this state in violation of an out-of-service order, while the person's driving privilege is suspended, revoked, or canceled, or while the person is subject to disqualification;

(3) Drive a motor vehicle on a highway in this state under authority of a commercial driver's license issued by another state or a foreign jurisdiction, after having been a resident of this state for thirty days or longer;

(4) Knowingly give false information in any application or certification required by section 4506.07 of the Revised Code.

(B) The department of public safety shall give every conviction occurring out of this state and notice of which is received after December 31, 1989, full faith and credit and treat it for sanctioning purposes under this chapter as though the conviction had occurred in this state.

(C) (1) Whoever violates division (A) (1), (2), or (3) of this section is guilty of a misdemeanor of the first degree.

~~(2) Whoever (a) Except as otherwise provided in division (C) (2) (b) of this section, whoever violates division (A) (4) of this section is guilty of falsification, a misdemeanor of the first degree. In addition, the~~

(b) Whoever violates division (A) (4) of this section by knowingly providing a false name, residence address, date of birth, license number, social security number, or country of citizenship is guilty of election falsification, a felony of the fifth degree.

(c) The provisions of section 4507.19 of the Revised Code apply to a violation of division (A) (4) of this section.

Sec. 4506.07. (A) Every application for a commercial 3011
driver's license, restricted commercial driver's license, or a 3012
commercial driver's temporary instruction permit, or a duplicate 3013
of such a license, shall be made upon a form approved and 3014
furnished by the registrar of motor vehicles. Except as provided 3015
in section 4506.24 of the Revised Code in regard to a restricted 3016
commercial driver's license, the application shall be signed by 3017
the applicant and shall contain the following information: 3018

(1) The applicant's name, date of birth, social security 3019
account number, sex, general description including height, 3020
weight, and color of hair and eyes, current residence, duration 3021
of residence in this state, country of citizenship, and 3022
occupation; 3023

(2) Whether the applicant previously has been licensed to 3024
operate a commercial motor vehicle or any other type of motor 3025
vehicle in another state or a foreign jurisdiction and, if so, 3026
when, by what state, and whether the license or driving 3027
privileges currently are suspended or revoked in any 3028
jurisdiction, or the applicant otherwise has been disqualified 3029
from operating a commercial motor vehicle, or is subject to an 3030
out-of-service order issued under this chapter or any similar 3031
law of another state or a foreign jurisdiction and, if so, the 3032
date of, locations involved, and reason for the suspension, 3033
revocation, disqualification, or out-of-service order; 3034

(3) Whether the applicant is afflicted with or suffering 3035
from any physical or mental disability or disease that prevents 3036
the applicant from exercising reasonable and ordinary control 3037
over a motor vehicle while operating it upon a highway or is or 3038
has been subject to any condition resulting in episodic 3039
impairment of consciousness or loss of muscular control and, if 3040

so, the nature and extent of the disability, disease, or 3041
condition, and the names and addresses of the physicians 3042
attending the applicant; 3043

(4) Whether the applicant has obtained a medical 3044
examiner's certificate as required by this chapter and, 3045
beginning January 30, 2012, the applicant, prior to or at the 3046
time of applying, has self-certified to the registrar the 3047
applicable status of the applicant under division (A) (2) of 3048
section 4506.10 of the Revised Code; 3049

(5) Whether the applicant has pending a citation for 3050
violation of any motor vehicle law or ordinance except a parking 3051
violation and, if so, a description of the citation, the court 3052
having jurisdiction of the offense, and the date when the 3053
offense occurred; 3054

(6) If an applicant has not certified the applicant's 3055
willingness to make an anatomical gift under section 2108.05 of 3056
the Revised Code, whether the applicant wishes to certify 3057
willingness to make such an anatomical gift, which shall be 3058
given no consideration in the issuance of a license; 3059

(7) ~~On and after May 1, 1993, whether~~ Whether the 3060
applicant has executed a valid durable power of attorney for 3061
health care pursuant to sections 1337.11 to 1337.17 of the 3062
Revised Code or has executed a declaration governing the use or 3063
continuation, or the withholding or withdrawal, of life- 3064
sustaining treatment pursuant to sections 2133.01 to 2133.15 of 3065
the Revised Code and, if the applicant has executed either type 3066
of instrument, whether the applicant wishes the license issued 3067
to indicate that the applicant has executed the instrument; 3068

(8) ~~On and after October 7, 2009, whether~~ Whether the 3069

applicant is a veteran, active duty, or reservist of the armed 3070
forces of the United States and, if the applicant is such, 3071
whether the applicant wishes the license issued to indicate that 3072
the applicant is a veteran, active duty, or reservist of the 3073
armed forces of the United States by a military designation on 3074
the license. 3075

(B) Every applicant shall certify, on a form approved and 3076
furnished by the registrar, all of the following: 3077

(1) That the motor vehicle in which the applicant intends 3078
to take the driving skills test is representative of the type of 3079
motor vehicle that the applicant expects to operate as a driver; 3080

(2) That the applicant is not subject to any 3081
disqualification or out-of-service order, or license suspension, 3082
revocation, or cancellation, under the laws of this state, of 3083
another state, or of a foreign jurisdiction and does not have 3084
more than one driver's license issued by this or another state 3085
or a foreign jurisdiction; 3086

(3) Any additional information, certification, or evidence 3087
that the registrar requires by rule in order to ensure that the 3088
issuance of a commercial driver's license to the applicant is in 3089
compliance with the law of this state and with federal law. 3090

(C) Every applicant shall execute a form, approved and 3091
furnished by the registrar, under which the applicant consents 3092
to the release by the registrar of information from the 3093
applicant's driving record. 3094

(D) The form approved and furnished by the registrar or a 3095
deputy registrar, in accordance with section 3503.11 of the 3096
Revised Code, of motor vehicles for an application for a 3097
commercial driver's license, restricted commercial driver's 3098

license, or a commercial driver's temporary instruction permit 3099
or an application for a duplicate of such a license shall 3100
~~register as an elector any applicant for a commercial driver's~~ 3101
~~license or for a renewal or duplicate of such a license under~~ 3102
~~this chapter, if the applicant is eligible and wishes to~~ inform 3103
the applicant of all of the following: 3104

(1) That if the applicant is eligible to register to vote 3105
or to update the applicant's name or address on the applicant's 3106
voter registration, the applicant will be automatically 3107
~~registered as an elector. The decision of an applicant whether~~ 3108
~~to register as an elector shall be given no consideration in the~~ 3109
~~decision of whether to issue the applicant a license or a~~ 3110
~~renewal or duplicate or the applicant's registration will be~~ 3111
automatically updated, as applicable; 3112

(2) That if the applicant does not wish to register to 3113
vote or to update the applicant's voter registration, the 3114
applicant will receive instructions from the board of elections 3115
describing the process to decline to register or to update the 3116
applicant's registration; 3117

(3) That whoever knowingly provides a false name, 3118
residence address, date of birth, license number, social 3119
security number, or country of citizenship on the form is guilty 3120
of election falsification, a felony of the fifth degree. 3121

~~(E) The registrar or a deputy registrar, in accordance~~ 3122
~~with section 3503.11 of the Revised Code, shall offer the~~ 3123
~~opportunity of completing a notice of change of residence or~~ 3124
~~change of name to any applicant for a commercial driver's~~ 3125
~~license or for a renewal or duplicate of such a license who is a~~ 3126
~~resident of this state, if the applicant is a registered elector~~ 3127
~~who has changed the applicant's residence or name and has not~~ 3128

~~filed such a notice.~~ 3129

~~(F)~~ In considering any application submitted pursuant to 3130
this section, the bureau of motor vehicles may conduct any 3131
inquiries necessary to ensure that issuance or renewal of a 3132
commercial driver's license would not violate any provision of 3133
the Revised Code or federal law. 3134

~~(G)~~ (F) In addition to any other information it contains, 3135
~~on and after October 7, 2009,~~ the form approved and furnished by 3136
the registrar of motor vehicles for an application for a 3137
commercial driver's license, restricted commercial driver's 3138
license, or a commercial driver's temporary instruction permit 3139
or an application for a duplicate of such a license shall inform 3140
applicants that the applicant must present a copy of the 3141
applicant's DD-214 or an equivalent document in order to qualify 3142
to have the license or duplicate indicate that the applicant is 3143
a veteran, active duty, or reservist of the armed forces of the 3144
United States based on a request made pursuant to division (A) 3145
(8) of this section. 3146

Sec. 4507.05. (A) The registrar of motor vehicles, or a 3147
deputy registrar, upon receiving an application for a temporary 3148
instruction permit and a temporary instruction permit 3149
identification card for a driver's license from any person who 3150
is at least fifteen years six months of age, may issue such a 3151
permit and identification card entitling the applicant to drive 3152
a motor vehicle, other than a commercial motor vehicle, upon the 3153
highways under the following conditions: 3154

(1) If the permit is issued to a person who is at least 3155
fifteen years six months of age, but less than sixteen years of 3156
age: 3157

(a) The permit and identification card are in the holder's 3158
immediate possession; 3159

(b) The holder is accompanied by an eligible adult who 3160
actually occupies the seat beside the permit holder and does not 3161
have a prohibited concentration of alcohol in the whole blood, 3162
blood serum or plasma, breath, or urine as provided in division 3163
(A) of section 4511.19 of the Revised Code; 3164

(c) The total number of occupants of the vehicle does not 3165
exceed the total number of occupant restraining devices 3166
originally installed in the motor vehicle by its manufacturer, 3167
and each occupant of the vehicle is wearing all of the available 3168
elements of a properly adjusted occupant restraining device. 3169

(2) If the permit is issued to a person who is at least 3170
sixteen years of age: 3171

(a) The permit and identification card are in the holder's 3172
immediate possession; 3173

(b) The holder is accompanied by a licensed operator who 3174
is at least twenty-one years of age, is actually occupying a 3175
seat beside the driver, and does not have a prohibited 3176
concentration of alcohol in the whole blood, blood serum or 3177
plasma, breath, or urine as provided in division (A) of section 3178
4511.19 of the Revised Code; 3179

(c) The total number of occupants of the vehicle does not 3180
exceed the total number of occupant restraining devices 3181
originally installed in the motor vehicle by its manufacturer, 3182
and each occupant of the vehicle is wearing all of the available 3183
elements of a properly adjusted occupant restraining device. 3184

(B) The registrar or a deputy registrar, upon receiving 3185
from any person an application for a temporary instruction 3186

permit and temporary instruction permit identification card to 3187
operate a motorcycle or motorized bicycle, may issue such a 3188
permit and identification card entitling the applicant, while 3189
having the permit and identification card in the applicant's 3190
immediate possession, to drive a motorcycle under the 3191
restrictions prescribed in section 4511.53 of the Revised Code, 3192
or to drive a motorized bicycle under restrictions determined by 3193
the registrar. A temporary instruction permit and temporary 3194
instruction permit identification card to operate a motorized 3195
bicycle may be issued to a person fourteen or fifteen years old. 3196

(C) (1) Any permit and identification card issued under 3197
this section shall be issued in the same manner as a driver's 3198
license, upon a form to be furnished by the registrar. 3199

(2) The form shall inform the applicant of all of the 3200
following: 3201

(a) That if the applicant is eligible to register to vote 3202
or to update the applicant's name or address on the applicant's 3203
voter registration, the applicant will be automatically 3204
registered as an elector or the applicant's registration will be 3205
automatically updated, as applicable; 3206

(b) That if the applicant does not wish to register to 3207
vote or to update the applicant's voter registration, the 3208
applicant will receive instructions from the board of elections 3209
describing the process to decline to register or to update the 3210
applicant's registration; 3211

(c) That whoever knowingly provides a false name, 3212
residence address, date of birth, state identification card 3213
number, social security number, or country of citizenship on the 3214
form is guilty of election falsification, a felony of the fifth 3215

degree. 3216

(3) A temporary instruction permit to drive a motor 3217
vehicle other than a commercial motor vehicle shall be valid for 3218
a period of one year. 3219

(D) Any person having in the person's possession a valid 3220
and current driver's license or motorcycle operator's license or 3221
endorsement issued to the person by another jurisdiction 3222
recognized by this state is exempt from obtaining a temporary 3223
instruction permit for a driver's license and from submitting to 3224
the examination for a temporary instruction permit and the 3225
regular examination for obtaining a driver's license or 3226
motorcycle operator's endorsement in this state if the person 3227
does all of the following: 3228

(1) Submits to and passes vision screening as provided in 3229
section 4507.12 of the Revised Code; 3230

(2) Surrenders to the registrar or deputy registrar the 3231
person's driver's license issued by the other jurisdiction; and 3232

(3) Complies with all other applicable requirements for 3233
issuance by this state of a driver's license, driver's license 3234
with a motorcycle operator's endorsement, or restricted license 3235
to operate a motorcycle. 3236

If the person does not comply with all the requirements of 3237
this division, the person shall submit to the regular 3238
examination for obtaining a driver's license or motorcycle 3239
operator's endorsement in this state in order to obtain such a 3240
license or endorsement. 3241

(E) The registrar may adopt rules governing the use of 3242
temporary instruction permits and temporary instruction permit 3243
identification cards. 3244

(F) (1) No holder of a permit issued under division (A) of 3245
this section shall operate a motor vehicle upon a highway or any 3246
public or private property used by the public for purposes of 3247
vehicular travel or parking in violation of the conditions 3248
established under division (A) of this section. 3249

(2) Except as provided in division (F) (2) of this section, 3250
no holder of a permit that is issued under division (A) of this 3251
section and that is issued on or after July 1, 1998, and who has 3252
not attained the age of eighteen years, shall operate a motor 3253
vehicle upon a highway or any public or private property used by 3254
the public for purposes of vehicular travel or parking between 3255
the hours of midnight and six a.m. 3256

The holder of a permit issued under division (A) of this 3257
section on or after July 1, 1998, who has not attained the age 3258
of eighteen years, may operate a motor vehicle upon a highway or 3259
any public or private property used by the public for purposes 3260
of vehicular travel or parking between the hours of midnight and 3261
six a.m. if, at the time of such operation, the holder is 3262
accompanied by the holder's parent, guardian, or custodian, and 3263
the parent, guardian, or custodian holds a current valid 3264
driver's or commercial driver's license issued by this state, is 3265
actually occupying a seat beside the permit holder, and does not 3266
have a prohibited concentration of alcohol in the whole blood, 3267
blood serum or plasma, breath, or urine as provided in division 3268
(A) of section 4511.19 of the Revised Code. 3269

(G) (1) Notwithstanding any other provision of law to the 3270
contrary, no law enforcement officer shall cause the operator of 3271
a motor vehicle being operated on any street or highway to stop 3272
the motor vehicle for the sole purpose of determining whether 3273
each occupant of the motor vehicle is wearing all of the 3274

available elements of a properly adjusted occupant restraining device as required by division (A) of this section, or for the sole purpose of issuing a ticket, citation, or summons if the requirement in that division has been or is being violated, or for causing the arrest of or commencing a prosecution of a person for a violation of that requirement.

(2) Notwithstanding any other provision of law to the contrary, no law enforcement officer shall cause the operator of a motor vehicle being operated on any street or highway to stop the motor vehicle for the sole purpose of determining whether a violation of division (F) (2) of this section has been or is being committed or for the sole purpose of issuing a ticket, citation, or summons for such a violation or for causing the arrest of or commencing a prosecution of a person for such violation.

(H) As used in this section:

(1) "Eligible adult" means any of the following:

(a) An instructor of a driver training course approved by the department of public safety;

(b) Any of the following persons who holds a current valid driver's or commercial driver's license issued by this state:

(i) A parent, guardian, or custodian of the permit holder;

(ii) A person twenty-one years of age or older who acts in loco parentis of the permit holder.

(2) "Occupant restraining device" has the same meaning as in section 4513.263 of the Revised Code.

(I) Whoever violates division (F) (1) or (2) of this section is guilty of a minor misdemeanor.

Sec. 4507.06. (A) (1) Every application for a driver's 3303
license or motorcycle operator's license or endorsement, or 3304
duplicate of any such license or endorsement, shall be made upon 3305
the approved form furnished by the registrar of motor vehicles 3306
and shall be signed by the applicant. 3307

Every application shall state the following: 3308

(a) The applicant's name, date of birth, social security 3309
number if such has been assigned, sex, general description, 3310
including height, weight, color of hair, and eyes, residence 3311
address, including county of residence, duration of residence in 3312
this state, and country of citizenship; 3313

(b) Whether the applicant previously has been licensed as 3314
an operator, chauffeur, driver, commercial driver, or motorcycle 3315
operator and, if so, when, by what state, and whether such 3316
license is suspended or canceled at the present time and, if so, 3317
the date of and reason for the suspension or cancellation; 3318

(c) Whether the applicant is now or ever has been 3319
afflicted with epilepsy, or whether the applicant now is 3320
suffering from any physical or mental disability or disease and, 3321
if so, the nature and extent of the disability or disease, 3322
giving the names and addresses of physicians then or previously 3323
in attendance upon the applicant; 3324

(d) Whether an applicant for a duplicate driver's license, 3325
or duplicate license containing a motorcycle operator 3326
endorsement has pending a citation for violation of any motor 3327
vehicle law or ordinance, a description of any such citation 3328
pending, and the date of the citation; 3329

(e) If an applicant has not certified the applicant's 3330
willingness to make an anatomical gift under section 2108.05 of 3331

the Revised Code, whether the applicant wishes to certify 3332
willingness to make such an anatomical gift, which shall be 3333
given no consideration in the issuance of a license or 3334
endorsement; 3335

(f) Whether the applicant has executed a valid durable 3336
power of attorney for health care pursuant to sections 1337.11 3337
to 1337.17 of the Revised Code or has executed a declaration 3338
governing the use or continuation, or the withholding or 3339
withdrawal, of life-sustaining treatment pursuant to sections 3340
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3341
executed either type of instrument, whether the applicant wishes 3342
the applicant's license to indicate that the applicant has 3343
executed the instrument; 3344

(g) ~~On and after October 7, 2009, whether~~ Whether the 3345
applicant is a veteran, active duty, or reservist of the armed 3346
forces of the United States and, if the applicant is such, 3347
whether the applicant wishes the applicant's license to indicate 3348
that the applicant is a veteran, active duty, or reservist of 3349
the armed forces of the United States by a military designation 3350
on the license. 3351

(2) Every applicant for a driver's license shall be 3352
photographed in color at the time the application for the 3353
license is made. The application shall state any additional 3354
information that the registrar requires. 3355

(B) ~~The approved form furnished by the registrar or a~~ 3356
~~deputy registrar, in accordance with section 3503.11 of the~~ 3357
~~Revised Code, of motor vehicles for an application for a~~ 3358
driver's license or motorcycle operator's license or endorsement 3359
or an application for a duplicate of any such license or 3360
endorsement shall register as an elector any person who applies 3361

~~for a driver's license or motorcycle operator's license or~~ 3362
~~endorsement under division (A) of this section, or for a renewal~~ 3363
~~or duplicate of the license or endorsement, if the applicant is~~ 3364
~~eligible and wishes to~~ inform the applicant of all of the 3365
following: 3366

(1) That if the applicant is eligible to register to vote 3367
or to update the applicant's name or address on the applicant's 3368
voter registration, the applicant will be automatically 3369
~~registered as an elector. The decision of an applicant whether~~ 3370
~~to register as an elector shall be given no consideration in the~~ 3371
~~decision of whether to issue the applicant a license or~~ 3372
~~endorsement, or a renewal or duplicate~~ or the applicant's 3373
registration will be automatically updated, as applicable; 3374

(2) That if the applicant does not wish to register to 3375
vote or to update the applicant's voter registration, the 3376
applicant will receive instructions from the board of elections 3377
describing the process to decline to register or to update the 3378
applicant's registration; 3379

(3) That whoever knowingly provides a false name, 3380
residence address, date of birth, license number, social 3381
security number, or country of citizenship on the form is guilty 3382
of election falsification, a felony of the fifth degree. 3383

~~(C) The registrar or a deputy registrar, in accordance~~ 3384
~~with section 3503.11 of the Revised Code, shall offer the~~ 3385
~~opportunity of completing a notice of change of residence or~~ 3386
~~change of name to any applicant for a driver's license or~~ 3387
~~endorsement under division (A) of this section, or for a renewal~~ 3388
~~or duplicate of the license or endorsement, if the applicant is~~ 3389
~~a registered elector who has changed the applicant's residence~~ 3390
~~or name and has not filed such a notice.~~ 3391

~~(D)~~In addition to any other information it contains, ~~on~~ 3392
~~and after October 7, 2009,~~ the approved form furnished by the 3393
registrar of motor vehicles for an application for a driver's 3394
license or motorcycle operator's license or endorsement or an 3395
application for a duplicate of any such license or endorsement 3396
shall inform applicants that the applicant must present a copy 3397
of the applicant's DD-214 or an equivalent document in order to 3398
qualify to have the license or duplicate indicate that the 3399
applicant is a veteran, active duty, or reservist of the armed 3400
forces of the United States based on a request made pursuant to 3401
division (A) (1) (g) of this section. 3402

Sec. 4507.09. (A) Except as provided in division (B) of 3403
this section, every driver's license issued to a resident of 3404
this state expires on the birthday of the applicant in the 3405
fourth year after the date it is issued and every driver's 3406
license issued to a temporary resident expires in accordance 3407
with rules adopted by the registrar of motor vehicles. In no 3408
event shall any license be issued for a period longer than four 3409
years and ninety days. 3410

Subject to the requirements of section 4507.12 of the 3411
Revised Code, every driver's license issued to a resident is 3412
renewable at any time prior to its expiration and any license of 3413
a temporary resident is nonrenewable. A nonrenewable license may 3414
be replaced with a new license within ninety days prior to its 3415
expiration in accordance with division (E) of this section. No 3416
refund shall be made or credit given for the unexpired portion 3417
of the driver's license that is renewed. The registrar of motor 3418
vehicles shall notify each person whose driver's license has 3419
expired within forty-five days after the date of expiration. 3420
Notification shall be made by regular mail sent to the person's 3421
last known address as shown in the records of the bureau of 3422

motor vehicles. Failure to provide such notification shall not 3423
be construed as a renewal or extension of any license. For the 3424
purposes of this section, the date of birth of any applicant 3425
born on the twenty-ninth day of February shall be deemed to be 3426
the first day of March in any year in which there is no twenty- 3427
ninth day of February. 3428

(B) Every driver's license or renewal of a driver's 3429
license issued to an applicant who is sixteen years of age or 3430
older, but less than twenty-one years of age, expires on the 3431
twenty-first birthday of the applicant, except that an applicant 3432
who applies no more than thirty days before the applicant's 3433
twenty-first birthday shall be issued a license in accordance 3434
with division (A) of this section. 3435

(C) (1) Each person licensed as a driver under this chapter 3436
shall notify the registrar of any change in the person's address 3437
within ten days following that change. 3438

(2) The notification shall be in writing on a form 3439
provided by the registrar and shall include the full name, date 3440
of birth, license number, county of residence, social security 3441
number, and new address of the person. 3442

(3) The form shall inform the person of all of the 3443
following: 3444

(a) That if the person is eligible to register to vote or 3445
to update the person's name or address on the person's voter 3446
registration, the person will be automatically registered as an 3447
elector or the person's registration will be automatically 3448
updated, as applicable; 3449

(b) That if the person does not wish to register to vote 3450
or to update the person's voter registration, the person will 3451

receive instructions from the board of elections describing the 3452
process to decline to register or to update the person's 3453
registration; 3454

(c) That whoever knowingly provides a false name, 3455
residence address, date of birth, license number, or social 3456
security number on the form is guilty of election falsification, 3457
a felony of the fifth degree. 3458

(D) No driver's license shall be renewed when renewal is 3459
prohibited by division (A) of section 4507.091 of the Revised 3460
Code. 3461

(E) A nonrenewable license may be replaced with a new 3462
license within ninety days prior to its expiration upon the 3463
applicant's presentation of documentation verifying the 3464
applicant's legal presence in the United States. A nonrenewable 3465
license expires on the same date listed on the legal presence 3466
documentation, or on the same date in the fourth year after the 3467
date the nonrenewable license is issued, whichever comes first. 3468
A nonrenewable license is not transferable, and the applicant 3469
may not rely on it to obtain a driver's license in another 3470
state. 3471

In accordance with Chapter 119. of the Revised Code, the 3472
registrar of motor vehicles shall adopt rules governing 3473
nonrenewable licenses for temporary residents. At a minimum, the 3474
rules shall include provisions specifying all of the following: 3475

(1) That no nonrenewable license may extend beyond the 3476
duration of the applicant's temporary residence in this state; 3477

(2) That no nonrenewable license may be replaced by a new 3478
license unless the applicant provides acceptable documentation 3479
of the person's identity and of the applicant's continued 3480

temporary residence in this state; 3481

(3) That no nonrenewable license is valid to apply for a 3482
driver's license in any other state; 3483

(4) That every nonrenewable license may contain any 3484
security features that the registrar prescribes. 3485

Sec. 4507.36. (A) No person shall knowingly make a false 3486
statement to any matter or thing required by this chapter. 3487

~~(B) Whoever~~ Except as provided in division (B) of this 3488
section, whoever violates division (A) of this section is guilty 3489
of a misdemeanor of the first degree. 3490

(B) Whoever violates division (A) of this section by doing 3491
any of the following is guilty of election falsification, a 3492
felony of the fifth degree: 3493

(1) Knowingly providing a false name, residence address, 3494
date of birth, license number, or social security number on a 3495
form provided under section 4507.06 or 4507.51 or division (C) 3496
of section 4507.09 of the Revised Code; 3497

(2) Knowingly stating a false country of citizenship on a 3498
form provided under section 4507.06 or 4507.51 of the Revised 3499
Code. 3500

Sec. 4507.51. (A) (1) Every application for an 3501
identification card or duplicate shall be made on a form 3502
furnished by the registrar of motor vehicles, shall be signed by 3503
the applicant, and by the applicant's parent or guardian if the 3504
applicant is under eighteen years of age, and shall contain the 3505
following information pertaining to the applicant: name, date of 3506
birth, sex, general description including the applicant's 3507
height, weight, hair color, and eye color, residence address, 3508

~~and~~ social security number, and country of citizenship. The 3509
application also shall include, for an applicant who has not 3510
already certified the applicant's willingness to make an 3511
anatomical gift under section 2108.05 of the Revised Code, 3512
whether the applicant wishes to certify willingness to make such 3513
an anatomical gift and shall include information about the 3514
requirements of sections 2108.01 to 2108.29 of the Revised Code 3515
that apply to persons who are less than eighteen years of age. 3516
The statement regarding willingness to make such a donation 3517
shall be given no consideration in the decision of whether to 3518
issue an identification card. Each applicant shall be 3519
photographed in color at the time of making application. 3520

(2) (a) The application also shall state whether the 3521
applicant has executed a valid durable power of attorney for 3522
health care pursuant to sections 1337.11 to 1337.17 of the 3523
Revised Code or has executed a declaration governing the use or 3524
continuation, or the withholding or withdrawal, of life- 3525
sustaining treatment pursuant to sections 2133.01 to 2133.15 of 3526
the Revised Code and, if the applicant has executed either type 3527
of instrument, whether the applicant wishes the identification 3528
card issued to indicate that the applicant has executed the 3529
instrument. 3530

(b) ~~On and after October 7, 2009, the~~ The application also 3531
shall state whether the applicant is a veteran, active duty, or 3532
reservist of the armed forces of the United States and, if the 3533
applicant is such, whether the applicant wishes the 3534
identification card issued to indicate that the applicant is a 3535
veteran, active duty, or reservist of the armed forces of the 3536
United States by a military designation on the identification 3537
card. 3538

~~(3) The registrar or deputy registrar, in accordance with section 3503.11 of the Revised Code, application also shall register as an elector any person who applies for an identification card or duplicate if the applicant is eligible and wishes to inform the applicant of all of the following:~~ 3539
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(a) That if the applicant is eligible to register to vote or to update the applicant's name or address on the applicant's voter registration, the applicant will be automatically registered as an elector. The decision of an applicant whether to register as an elector shall be given no consideration in the decision of whether to issue the applicant an identification card or duplicate or the applicant's registration will be automatically updated, as applicable; 3544
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(b) That if the applicant does not wish to register to vote or to update the applicant's voter registration, the applicant will receive instructions from the board of elections describing the process to decline to register or to update the applicant's registration; 3552
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(c) That whoever knowingly provides a false name, residence address, date of birth, driver's license or identification card number, social security number, or country of citizenship on the form is guilty of election falsification, a felony of the fifth degree. 3557
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(B) The application for an identification card or duplicate shall be filed in the office of the registrar or deputy registrar. Each applicant shall present documentary evidence as required by the registrar of the applicant's age and identity, and the applicant shall swear that all information given is true. An identification card issued by the department of rehabilitation and correction under section 5120.59 of the 3562
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Revised Code or an identification card issued by the department 3569
of youth services under section 5139.511 of the Revised Code 3570
shall be sufficient documentary evidence under this division 3571
upon verification of the applicant's social security number by 3572
the registrar or a deputy registrar. Upon issuing an 3573
identification card under this section for a person who has been 3574
issued an identification card under section 5120.59 or section 3575
5139.511 of the Revised Code, the registrar or deputy registrar 3576
shall destroy the identification card issued under section 3577
5120.59 or section 5139.511 of the Revised Code. 3578

All applications for an identification card or duplicate 3579
shall be filed in duplicate, and if submitted to a deputy 3580
registrar, a copy shall be forwarded to the registrar. The 3581
registrar shall prescribe rules for the manner in which a deputy 3582
registrar is to file and maintain applications and other 3583
records. The registrar shall maintain a suitable, indexed record 3584
of all applications denied and cards issued or canceled. 3585

(C) In addition to any other information it contains, ~~on~~ 3586
~~and after the date that is fifteen months after April 7, 2009,~~ 3587
the form furnished by the registrar of motor vehicles for an 3588
application for an identification card or duplicate shall inform 3589
applicants that the applicant must present a copy of the 3590
applicant's DD-214 or an equivalent document in order to qualify 3591
to have the card or duplicate indicate that the applicant is an 3592
honorably discharged veteran of the armed forces of the United 3593
States based on a request made pursuant to division (A) (2) (b) of 3594
this section. 3595

Section 2. That existing sections 3501.05, 3503.09, 3596
3503.12, 3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 3503.21, 3597
3503.28, 3503.30, 3503.33, 3505.18, 3505.181, 3505.183, 3509.03, 3598

3509.05, 3511.02, 3511.09, 3599.11, 3599.18, 4501.023, 4503.03, 3599
4503.10, 4506.04, 4506.07, 4507.05, 4507.06, 4507.09, 4507.36, 3600
and 4507.51 and sections 3503.11 and 3503.29 of the Revised Code 3601
are hereby repealed. 3602

Section 3. That the versions of sections 4507.05 and 3603
4507.06 of the Revised Code that are scheduled to take effect 3604
January 1, 2017, be amended to read as follows: 3605

Sec. 4507.05. (A) The registrar of motor vehicles, or a 3606
deputy registrar, upon receiving an application for a temporary 3607
instruction permit and a temporary instruction permit 3608
identification card for a driver's license from any person who 3609
is at least fifteen years six months of age, may issue such a 3610
permit and identification card entitling the applicant to drive 3611
a motor vehicle, other than a commercial motor vehicle, upon the 3612
highways under the following conditions: 3613

(1) If the permit is issued to a person who is at least 3614
fifteen years six months of age, but less than sixteen years of 3615
age: 3616

(a) The permit and identification card are in the holder's 3617
immediate possession; 3618

(b) The holder is accompanied by an eligible adult who 3619
actually occupies the seat beside the permit holder and does not 3620
have a prohibited concentration of alcohol in the whole blood, 3621
blood serum or plasma, breath, or urine as provided in division 3622
(A) of section 4511.19 of the Revised Code; 3623

(c) The total number of occupants of the vehicle does not 3624
exceed the total number of occupant restraining devices 3625
originally installed in the motor vehicle by its manufacturer, 3626
and each occupant of the vehicle is wearing all of the available 3627

elements of a properly adjusted occupant restraining device. 3628

(2) If the permit is issued to a person who is at least 3629
sixteen years of age: 3630

(a) The permit and identification card are in the holder's 3631
immediate possession; 3632

(b) The holder is accompanied by a licensed operator who 3633
is at least twenty-one years of age, is actually occupying a 3634
seat beside the driver, and does not have a prohibited 3635
concentration of alcohol in the whole blood, blood serum or 3636
plasma, breath, or urine as provided in division (A) of section 3637
4511.19 of the Revised Code; 3638

(c) The total number of occupants of the vehicle does not 3639
exceed the total number of occupant restraining devices 3640
originally installed in the motor vehicle by its manufacturer, 3641
and each occupant of the vehicle is wearing all of the available 3642
elements of a properly adjusted occupant restraining device. 3643

(B) The registrar or a deputy registrar, upon receiving 3644
from any person an application for a temporary instruction 3645
permit and temporary instruction permit identification card to 3646
operate a motorcycle, motor-driven cycle or motor scooter, or 3647
motorized bicycle, may issue such a permit and identification 3648
card entitling the applicant, while having the permit and 3649
identification card in the applicant's immediate possession, to 3650
drive a motorcycle or motor-driven cycle or motor scooter, under 3651
the restrictions prescribed in section 4511.53 of the Revised 3652
Code, or to drive a motorized bicycle under restrictions 3653
determined by the registrar. A temporary instruction permit and 3654
temporary instruction permit identification card to operate a 3655
motorized bicycle may be issued to a person fourteen or fifteen 3656

years old. 3657

(C) (1) Any permit and identification card issued under 3658
this section shall be issued in the same manner as a driver's 3659
license, upon a form to be furnished by the registrar. 3660

(2) The form shall inform the applicant of all of the 3661
following: 3662

(a) That if the applicant is eligible to register to vote 3663
or to update the applicant's name or address on the applicant's 3664
voter registration, the applicant will be automatically 3665
registered as an elector or the applicant's registration will be 3666
automatically updated, as applicable; 3667

(b) That if the applicant does not wish to register to 3668
vote or to update the applicant's voter registration, the 3669
applicant will receive instructions from the board of elections 3670
describing the process to decline to register or to update the 3671
applicant's registration; 3672

(c) That whoever knowingly provides a false name, 3673
residence address, date of birth, state identification card 3674
number, social security number, or country of citizenship on the 3675
form is guilty of election falsification, a felony of the fifth 3676
degree. 3677

(3) A temporary instruction permit to drive a motor 3678
vehicle other than a commercial motor vehicle shall be valid for 3679
a period of one year. 3680

(D) Any person having in the person's possession a valid 3681
and current driver's license or motorcycle operator's license or 3682
endorsement issued to the person by another jurisdiction 3683
recognized by this state is exempt from obtaining a temporary 3684
instruction permit for a driver's license and from submitting to 3685

the examination for a temporary instruction permit and the 3686
regular examination for obtaining a driver's license or 3687
motorcycle operator's endorsement in this state if the person 3688
does all of the following: 3689

(1) Submits to and passes vision screening as provided in 3690
section 4507.12 of the Revised Code; 3691

(2) Surrenders to the registrar or deputy registrar the 3692
person's driver's license issued by the other jurisdiction; and 3693

(3) Complies with all other applicable requirements for 3694
issuance by this state of a driver's license, driver's license 3695
with a motorcycle operator's endorsement, or restricted license 3696
to operate a motorcycle. 3697

If the person does not comply with all the requirements of 3698
this division, the person shall submit to the regular 3699
examination for obtaining a driver's license or motorcycle 3700
operator's endorsement in this state in order to obtain such a 3701
license or endorsement. 3702

(E) The registrar may adopt rules governing the use of 3703
temporary instruction permits and temporary instruction permit 3704
identification cards. 3705

(F) (1) No holder of a permit issued under division (A) of 3706
this section shall operate a motor vehicle upon a highway or any 3707
public or private property used by the public for purposes of 3708
vehicular travel or parking in violation of the conditions 3709
established under division (A) of this section. 3710

(2) Except as provided in division (F) (2) of this section, 3711
no holder of a permit that is issued under division (A) of this 3712
section and that is issued on or after July 1, 1998, and who has 3713
not attained the age of eighteen years, shall operate a motor 3714

vehicle upon a highway or any public or private property used by 3715
the public for purposes of vehicular travel or parking between 3716
the hours of midnight and six a.m. 3717

The holder of a permit issued under division (A) of this 3718
section on or after July 1, 1998, who has not attained the age 3719
of eighteen years, may operate a motor vehicle upon a highway or 3720
any public or private property used by the public for purposes 3721
of vehicular travel or parking between the hours of midnight and 3722
six a.m. if, at the time of such operation, the holder is 3723
accompanied by the holder's parent, guardian, or custodian, and 3724
the parent, guardian, or custodian holds a current valid 3725
driver's or commercial driver's license issued by this state, is 3726
actually occupying a seat beside the permit holder, and does not 3727
have a prohibited concentration of alcohol in the whole blood, 3728
blood serum or plasma, breath, or urine as provided in division 3729
(A) of section 4511.19 of the Revised Code. 3730

(G) (1) Notwithstanding any other provision of law to the 3731
contrary, no law enforcement officer shall cause the operator of 3732
a motor vehicle being operated on any street or highway to stop 3733
the motor vehicle for the sole purpose of determining whether 3734
each occupant of the motor vehicle is wearing all of the 3735
available elements of a properly adjusted occupant restraining 3736
device as required by division (A) of this section, or for the 3737
sole purpose of issuing a ticket, citation, or summons if the 3738
requirement in that division has been or is being violated, or 3739
for causing the arrest of or commencing a prosecution of a 3740
person for a violation of that requirement. 3741

(2) Notwithstanding any other provision of law to the 3742
contrary, no law enforcement officer shall cause the operator of 3743
a motor vehicle being operated on any street or highway to stop 3744

the motor vehicle for the sole purpose of determining whether a 3745
violation of division (F) (2) of this section has been or is 3746
being committed or for the sole purpose of issuing a ticket, 3747
citation, or summons for such a violation or for causing the 3748
arrest of or commencing a prosecution of a person for such 3749
violation. 3750

(H) As used in this section: 3751

(1) "Eligible adult" means any of the following: 3752

(a) An instructor of a driver training course approved by 3753
the department of public safety; 3754

(b) Any of the following persons who holds a current valid 3755
driver's or commercial driver's license issued by this state: 3756

(i) A parent, guardian, or custodian of the permit holder; 3757

(ii) A person twenty-one years of age or older who acts in 3758
loco parentis of the permit holder. 3759

(2) "Occupant restraining device" has the same meaning as 3760
in section 4513.263 of the Revised Code. 3761

(I) Whoever violates division (F) (1) or (2) of this 3762
section is guilty of a minor misdemeanor. 3763

Sec. 4507.06. (A) (1) Every application for a driver's 3764
license, motorcycle operator's license or endorsement, or motor- 3765
driven cycle or motor scooter license or endorsement, or 3766
duplicate of any such license or endorsement, shall be made upon 3767
the approved form furnished by the registrar of motor vehicles 3768
and shall be signed by the applicant. 3769

Every application shall state the following: 3770

(a) The applicant's name, date of birth, social security 3771

number if such has been assigned, sex, general description, 3772
including height, weight, color of hair, and eyes, residence 3773
address, including county of residence, duration of residence in 3774
this state, and country of citizenship; 3775

(b) Whether the applicant previously has been licensed as 3776
an operator, chauffeur, driver, commercial driver, or motorcycle 3777
operator and, if so, when, by what state, and whether such 3778
license is suspended or canceled at the present time and, if so, 3779
the date of and reason for the suspension or cancellation; 3780

(c) Whether the applicant is now or ever has been 3781
afflicted with epilepsy, or whether the applicant now is 3782
suffering from any physical or mental disability or disease and, 3783
if so, the nature and extent of the disability or disease, 3784
giving the names and addresses of physicians then or previously 3785
in attendance upon the applicant; 3786

(d) Whether an applicant for a duplicate driver's license, 3787
duplicate license containing a motorcycle operator endorsement, 3788
or duplicate license containing a motor-driven cycle or motor 3789
scooter endorsement has pending a citation for violation of any 3790
motor vehicle law or ordinance, a description of any such 3791
citation pending, and the date of the citation; 3792

(e) If an applicant has not certified the applicant's 3793
willingness to make an anatomical gift under section 2108.05 of 3794
the Revised Code, whether the applicant wishes to certify 3795
willingness to make such an anatomical gift, which shall be 3796
given no consideration in the issuance of a license or 3797
endorsement; 3798

(f) Whether the applicant has executed a valid durable 3799
power of attorney for health care pursuant to sections 1337.11 3800

to 1337.17 of the Revised Code or has executed a declaration 3801
governing the use or continuation, or the withholding or 3802
withdrawal, of life-sustaining treatment pursuant to sections 3803
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3804
executed either type of instrument, whether the applicant wishes 3805
the applicant's license to indicate that the applicant has 3806
executed the instrument; 3807

(g) ~~On and after October 7, 2009, whether~~ Whether the 3808
applicant is a veteran, active duty, or reservist of the armed 3809
forces of the United States and, if the applicant is such, 3810
whether the applicant wishes the applicant's license to indicate 3811
that the applicant is a veteran, active duty, or reservist of 3812
the armed forces of the United States by a military designation 3813
on the license. 3814

(2) Every applicant for a driver's license shall be 3815
photographed in color at the time the application for the 3816
license is made. The application shall state any additional 3817
information that the registrar requires. 3818

(B) ~~The approved form furnished by the registrar or a~~ 3819
~~deputy registrar, in accordance with section 3503.11 of the~~ 3820
~~Revised Code, of motor vehicles for an application for a~~ 3821
driver's license or motorcycle operator's license or endorsement 3822
or an application for a duplicate of any such license or 3823
endorsement shall register as an elector any person who applies 3824
~~for a license or endorsement under division (A) of this section,~~ 3825
~~or for a renewal or duplicate of the license or endorsement, if~~ 3826
~~the applicant is eligible and wishes to~~ inform the applicant of 3827
all of the following: 3828

(1) That if the applicant is eligible to register to vote 3829
or to update the applicant's name or address on the applicant's 3830

voter registration, the applicant will be automatically 3831
registered as an elector. The decision of an applicant whether 3832
to register as an elector shall be given no consideration in the 3833
decision of whether to issue the applicant a license or 3834
endorsement, or a renewal or duplicate or the applicant's 3835
registration will be automatically updated, as applicable; 3836

(2) That if the applicant does not wish to register to 3837
vote or to update the applicant's voter registration, the 3838
applicant will receive instructions from the board of elections 3839
describing the process to decline to register or to update the 3840
applicant's registration; 3841

(3) That whoever knowingly provides a false name, 3842
residence address, date of birth, license number, social 3843
security number, or country of citizenship on the form is guilty 3844
of election falsification, a felony of the fifth degree. 3845

~~(C) The registrar or a deputy registrar, in accordance~~ 3846
~~with section 3503.11 of the Revised Code, shall offer the~~ 3847
~~opportunity of completing a notice of change of residence or~~ 3848
~~change of name to any applicant for a driver's license or~~ 3849
~~endorsement under division (A) of this section, or for a renewal~~ 3850
~~or duplicate of the license or endorsement, if the applicant is~~ 3851
~~a registered elector who has changed the applicant's residence~~ 3852
~~or name and has not filed such a notice.~~ 3853

~~(D)~~In addition to any other information it contains, ~~on~~ 3854
~~and after October 7, 2009,~~the approved form furnished by the 3855
registrar of motor vehicles for an application for a license or 3856
endorsement or an application for a duplicate of any such 3857
license or endorsement shall inform applicants that the 3858
applicant must present a copy of the applicant's DD-214 or an 3859
equivalent document in order to qualify to have the license or 3860

duplicate indicate that the applicant is a veteran, active duty, 3861
or reservist of the armed forces of the United States based on a 3862
request made pursuant to division (A) (1) (g) of this section. 3863

Section 4. That the existing versions of sections 4507.05 3864
and 4507.06 of the Revised Code that were scheduled to take 3865
effect January 1, 2017, are hereby repealed. 3866

Section 5. Section 3501.05 of the Revised Code is 3867
presented in this act as a composite of the section as amended 3868
by both Am. Sub. S.B. 109 and Sub. S.B. 205 of the 130th General 3869
Assembly. 3870

Section 3505.18 of the Revised Code is presented in this 3871
act as a composite of the section as amended by Sub. S.B. 47, 3872
Am. Sub. S.B. 109, and Sub. S.B. 216, all of the 130th General 3873
Assembly. 3874

The General Assembly, applying the principle stated in 3875
division (B) of section 1.52 of the Revised Code that amendments 3876
are to be harmonized if reasonably capable of simultaneous 3877
operation, finds that the composites are the resulting versions 3878
of those sections in effect prior to the effective dates of the 3879
sections as presented in this act. 3880