

As Introduced

**132nd General Assembly
Regular Session
2017-2018**

H. B. No. 629

Representative Antani

A BILL

To amend sections 102.02, 102.03, 3517.13, and 1
3517.992 of the Revised Code to modify the law 2
governing gifts and travel reimbursements to 3
members of the General Assembly and to prohibit 4
the use of campaign contributions for travel 5
outside the United States. 6

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

Section 1. That sections 102.02, 102.03, 3517.13, and 7
3517.992 of the Revised Code be amended to read as follows: 8

Sec. 102.02. (A) (1) Except as otherwise provided in 9
division (H) of this section, all of the following shall file 10
with the appropriate ethics commission the disclosure statement 11
described in this division on a form prescribed by the 12
appropriate commission: every person who is elected to or is a 13
candidate for a state, county, or city office and every person 14
who is appointed to fill a vacancy for an unexpired term in such 15
an elective office; all members of the state board of education; 16
the director, assistant directors, deputy directors, division 17
chiefs, or persons of equivalent rank of any administrative 18
department of the state; the president or other chief 19

administrative officer of every state institution of higher 20
education as defined in section 3345.011 of the Revised Code; 21
the executive director and the members of the capitol square 22
review and advisory board appointed or employed pursuant to 23
section 105.41 of the Revised Code; all members of the Ohio 24
casino control commission, the executive director of the 25
commission, all professional employees of the commission, and 26
all technical employees of the commission who perform an 27
internal audit function; the individuals set forth in division 28
(B) (2) of section 187.03 of the Revised Code; the chief 29
executive officer and the members of the board of each state 30
retirement system; each employee of a state retirement board who 31
is a state retirement system investment officer licensed 32
pursuant to section 1707.163 of the Revised Code; the members of 33
the Ohio retirement study council appointed pursuant to division 34
(C) of section 171.01 of the Revised Code; employees of the Ohio 35
retirement study council, other than employees who perform 36
purely administrative or clerical functions; the administrator 37
of workers' compensation and each member of the bureau of 38
workers' compensation board of directors; the bureau of workers' 39
compensation director of investments; the chief investment 40
officer of the bureau of workers' compensation; all members of 41
the board of commissioners on grievances and discipline of the 42
supreme court and the ethics commission created under section 43
102.05 of the Revised Code; every business manager, treasurer, 44
or superintendent of a city, local, exempted village, joint 45
vocational, or cooperative education school district or an 46
educational service center; every person who is elected to or is 47
a candidate for the office of member of a board of education of 48
a city, local, exempted village, joint vocational, or 49
cooperative education school district or of a governing board of 50
an educational service center that has a total student count of 51

twelve thousand or more as most recently determined by the 52
department of education pursuant to section 3317.03 of the 53
Revised Code; every person who is appointed to the board of 54
education of a municipal school district pursuant to division 55
(B) or (F) of section 3311.71 of the Revised Code; all members 56
of the board of directors of a sanitary district that is 57
established under Chapter 6115. of the Revised Code and 58
organized wholly for the purpose of providing a water supply for 59
domestic, municipal, and public use, and that includes two 60
municipal corporations in two counties; every public official or 61
employee who is paid a salary or wage in accordance with 62
schedule C of section 124.15 or schedule E-2 of section 124.152 63
of the Revised Code; members of the board of trustees and the 64
executive director of the southern Ohio agricultural and 65
community development foundation; all members appointed to the 66
Ohio livestock care standards board under section 904.02 of the 67
Revised Code; all entrepreneurs in residence assigned by the 68
LeanOhio office in the department of administrative services 69
under section 125.65 of the Revised Code and every other public 70
official or employee who is designated by the appropriate ethics 71
commission pursuant to division (B) of this section. 72

(2) The disclosure statement shall include all of the 73
following: 74

(a) The name of the person filing the statement and each 75
member of the person's immediate family and all names under 76
which the person or members of the person's immediate family do 77
business; 78

(b) (i) Subject to divisions (A) (2) (b) (ii) and (iii) of 79
this section and except as otherwise provided in section 102.022 80
of the Revised Code, identification of every source of income, 81

other than income from a legislative agent identified in 82
division (A) (2) (b) (ii) of this section, received during the 83
preceding calendar year, in the person's own name or by any 84
other person for the person's use or benefit, by the person 85
filing the statement, and a brief description of the nature of 86
the services for which the income was received. If the person 87
filing the statement is a member of the general assembly, the 88
statement shall identify the amount of every source of income 89
received in accordance with the following ranges of amounts: 90
zero or more, but less than one thousand dollars; one thousand 91
dollars or more, but less than ten thousand dollars; ten 92
thousand dollars or more, but less than twenty-five thousand 93
dollars; twenty-five thousand dollars or more, but less than 94
fifty thousand dollars; fifty thousand dollars or more, but less 95
than one hundred thousand dollars; and one hundred thousand 96
dollars or more. Division (A) (2) (b) (i) of this section shall not 97
be construed to require a person filing the statement who 98
derives income from a business or profession to disclose the 99
individual items of income that constitute the gross income of 100
that business or profession, except for those individual items 101
of income that are attributable to the person's or, if the 102
income is shared with the person, the partner's, solicitation of 103
services or goods or performance, arrangement, or facilitation 104
of services or provision of goods on behalf of the business or 105
profession of clients, including corporate clients, who are 106
legislative agents. A person who files the statement under this 107
section shall disclose the identity of and the amount of income 108
received from a person who the public official or employee knows 109
or has reason to know is doing or seeking to do business of any 110
kind with the public official's or employee's agency. 111

(ii) If the person filing the statement is a member of the 112

general assembly, the statement shall identify every source of 113
income and the amount of that income that was received from a 114
legislative agent during the preceding calendar year, in the 115
person's own name or by any other person for the person's use or 116
benefit, by the person filing the statement, and a brief 117
description of the nature of the services for which the income 118
was received. Division (A) (2) (b) (ii) of this section requires 119
the disclosure of clients of attorneys or persons licensed under 120
section 4732.12 of the Revised Code, or patients of persons 121
licensed under section 4731.14 of the Revised Code, if those 122
clients or patients are legislative agents. Division (A) (2) (b) 123
(ii) of this section requires a person filing the statement who 124
derives income from a business or profession to disclose those 125
individual items of income that constitute the gross income of 126
that business or profession that are received from legislative 127
agents. 128

(iii) Except as otherwise provided in division (A) (2) (b) 129
(iii) of this section, division (A) (2) (b) (i) of this section 130
applies to attorneys, physicians, and other persons who engage 131
in the practice of a profession and who, pursuant to a section 132
of the Revised Code, the common law of this state, a code of 133
ethics applicable to the profession, or otherwise, generally are 134
required not to reveal, disclose, or use confidences of clients, 135
patients, or other recipients of professional services except 136
under specified circumstances or generally are required to 137
maintain those types of confidences as privileged communications 138
except under specified circumstances. Division (A) (2) (b) (i) of 139
this section does not require an attorney, physician, or other 140
professional subject to a confidentiality requirement as 141
described in division (A) (2) (b) (iii) of this section to disclose 142
the name, other identity, or address of a client, patient, or 143

other recipient of professional services if the disclosure would 144
threaten the client, patient, or other recipient of professional 145
services, would reveal details of the subject matter for which 146
legal, medical, or professional advice or other services were 147
sought, or would reveal an otherwise privileged communication 148
involving the client, patient, or other recipient of 149
professional services. Division (A) (2) (b) (i) of this section 150
does not require an attorney, physician, or other professional 151
subject to a confidentiality requirement as described in 152
division (A) (2) (b) (iii) of this section to disclose in the brief 153
description of the nature of services required by division (A) 154
(2) (b) (i) of this section any information pertaining to specific 155
professional services rendered for a client, patient, or other 156
recipient of professional services that would reveal details of 157
the subject matter for which legal, medical, or professional 158
advice was sought or would reveal an otherwise privileged 159
communication involving the client, patient, or other recipient 160
of professional services. 161

(c) The name of every corporation on file with the 162
secretary of state that is incorporated in this state or holds a 163
certificate of compliance authorizing it to do business in this 164
state, trust, business trust, partnership, or association that 165
transacts business in this state in which the person filing the 166
statement or any other person for the person's use and benefit 167
had during the preceding calendar year an investment of over one 168
thousand dollars at fair market value as of the thirty-first day 169
of December of the preceding calendar year, or the date of 170
disposition, whichever is earlier, or in which the person holds 171
any office or has a fiduciary relationship, and a description of 172
the nature of the investment, office, or relationship. Division 173
(A) (2) (c) of this section does not require disclosure of the 174

name of any bank, savings and loan association, credit union, or 175
building and loan association with which the person filing the 176
statement has a deposit or a withdrawable share account. 177

(d) All fee simple and leasehold interests to which the 178
person filing the statement holds legal title to or a beneficial 179
interest in real property located within the state, excluding 180
the person's residence and property used primarily for personal 181
recreation; 182

(e) The names of all persons residing or transacting 183
business in the state to whom the person filing the statement 184
owes, in the person's own name or in the name of any other 185
person, more than one thousand dollars. Division (A) (2) (e) of 186
this section shall not be construed to require the disclosure of 187
debts owed by the person resulting from the ordinary conduct of 188
a business or profession or debts on the person's residence or 189
real property used primarily for personal recreation, except 190
that the superintendent of financial institutions and any deputy 191
superintendent of banks shall disclose the names of all state- 192
chartered banks and all bank subsidiary corporations subject to 193
regulation under section 1109.44 of the Revised Code to whom the 194
superintendent or deputy superintendent owes any money. 195

(f) The names of all persons residing or transacting 196
business in the state, other than a depository excluded under 197
division (A) (2) (c) of this section, who owe more than one 198
thousand dollars to the person filing the statement, either in 199
the person's own name or to any person for the person's use or 200
benefit. Division (A) (2) (f) of this section shall not be 201
construed to require the disclosure of clients of attorneys or 202
persons licensed under section 4732.12 of the Revised Code, or 203
patients of persons licensed under section 4731.14 of the 204

Revised Code, nor the disclosure of debts owed to the person 205
resulting from the ordinary conduct of a business or profession. 206

(g) Except as otherwise provided in this division and in 207
section 102.022 of the Revised Code, the source of each gift of 208
over seventy-five dollars, ~~or of each gift of over twenty-five~~ 209
~~dollars received by a member of the general assembly from a~~ 210
~~legislative agent,~~ received by the person in the person's own 211
name or by any other person for the person's use or benefit 212
during the preceding calendar year, except gifts received by 213
will or by virtue of section 2105.06 of the Revised Code, or 214
received from spouses, parents, grandparents, children, 215
grandchildren, siblings, nephews, nieces, uncles, aunts, 216
brothers-in-law, sisters-in-law, sons-in-law, daughters-in-law, 217
fathers-in-law, mothers-in-law, or any person to whom the person 218
filing the statement stands in loco parentis, or received by way 219
of distribution from any inter vivos or testamentary trust 220
established by a spouse or by an ancestor~~r~~. 221

If the person filing the statement is a member of the 222
general assembly, the person shall report the source of each 223
gift of over twenty-five dollars received from a legislative 224
agent, and shall report the source and a description of each 225
gift of over seventy-five dollars, if the gift is received by 226
the member in the member's own name or by any other person for 227
the member's use or benefit during the preceding calendar year, 228
except gifts received by will or by virtue of section 2105.06 of 229
the Revised Code, or received from spouses, parents, 230
grandparents, children, grandchildren, siblings, nephews, 231
nieces, uncles, aunts, brothers-in-law, sisters-in-law, sons-in- 232
law, daughters-in-law, fathers-in-law, mothers-in-law, or any 233
person to whom the person filing the statement stands in loco 234
parentis, or received by way of distribution from any inter 235

vivos or testamentary trust established by a spouse or by an 236
ancestor. 237

(h) Except as otherwise provided in this division and in 238
section 102.022 of the Revised Code, identification of the 239
source and amount of every payment of expenses incurred for 240
travel to destinations inside or outside this state that is 241
received by the person in the person's own name or by any other 242
person for the person's use or benefit and that is incurred in 243
connection with the person's official duties, except for 244
expenses for travel to meetings or conventions of a national or 245
state organization to which any state agency, including, but not 246
limited to, any legislative agency or state institution of 247
higher education as defined in section 3345.011 of the Revised 248
Code, pays membership dues, or any political subdivision or any 249
office or agency of a political subdivision pays membership 250
dues. 251

If the person filing the statement is a member of the 252
general assembly, the person shall report all of the following 253
concerning every payment of expenses incurred for travel to 254
destinations inside or outside this state that is received by 255
the person in the person's own name or by any other person for 256
the person's use or benefit and that is incurred in connection 257
with the person's official duties: 258

(i) The source of the payment; 259

(ii) The amount of the payment; 260

(iii) A description of the travel expenses paid; 261

(iv) The reason for the travel. 262

(i) Except as otherwise provided in this division and in 263
section 102.022 of the Revised Code, identification of the 264

source of payment of expenses for meals and other food and beverages, other than for meals and other food and beverages provided at a meeting at which the person participated in a panel, seminar, or speaking engagement or at a meeting or convention of a national or state organization to which any state agency, including, but not limited to, any legislative agency or state institution of higher education as defined in section 3345.011 of the Revised Code, pays membership dues, or any political subdivision or any office or agency of a political subdivision pays membership dues, that are incurred in connection with the person's official duties and that exceed one hundred dollars aggregated per calendar year~~.~~.

If the person filing the statement is a member of the general assembly and received payment of expenses for meals and other food and beverages that exceed one hundred dollars aggregated per calendar year from any particular source and that were incurred in connection with travel to destinations inside or outside this state in connection with the person's official duties, the person shall report all of the following concerning each such payment:

(i) The source of the payment;

(ii) The amount of the payment;

(iii) A description of the meal, food, or beverage expenses paid;

(iv) The reason for the travel.

(j) If the disclosure statement is filed by a public official or employee described in division (B)(2) of section 101.73 of the Revised Code or division (B)(2) of section 121.63 of the Revised Code who receives a statement from a legislative

agent, executive agency lobbyist, or employer that contains the 294
information described in division (F) (2) of section 101.73 of 295
the Revised Code or division (G) (2) of section 121.63 of the 296
Revised Code, all of the nondisputed information contained in 297
the statement delivered to that public official or employee by 298
the legislative agent, executive agency lobbyist, or employer 299
under division (F) (2) of section 101.73 or (G) (2) of section 300
121.63 of the Revised Code. 301

(3) A person may file a statement required by this section 302
in person, by mail, or by electronic means. 303

(4) A person who is required to file a statement under 304
this section shall file that statement according to the 305
following deadlines, as applicable: 306

(a) Except as otherwise provided in divisions (A) (4) (b), 307
(c), and (d) of this section, the person shall file the 308
statement not later than the fifteenth day of May of each year. 309

(b) A person who is a candidate for elective office shall 310
file the statement no later than the thirtieth day before the 311
primary, special, or general election at which the candidacy is 312
to be voted on, whichever election occurs soonest, except that a 313
person who is a write-in candidate shall file the statement no 314
later than the twentieth day before the earliest election at 315
which the person's candidacy is to be voted on. 316

(c) A person who is appointed to fill a vacancy for an 317
unexpired term in an elective office shall file the statement 318
within fifteen days after the person qualifies for office. 319

(d) A person who is appointed or employed after the 320
fifteenth day of May, other than a person described in division 321
(A) (4) (c) of this section, shall file an annual statement within 322

ninety days after appointment or employment.	323
(5) No person shall be required to file with the	324
appropriate ethics commission more than one statement or pay	325
more than one filing fee for any one calendar year.	326
(6) The appropriate ethics commission, for good cause, may	327
extend for a reasonable time the deadline for filing a statement	328
under this section.	329
(7) A statement filed under this section is subject to	330
public inspection at locations designated by the appropriate	331
ethics commission except as otherwise provided in this section.	332
(B) The Ohio ethics commission, the joint legislative	333
ethics committee, and the board of commissioners on grievances	334
and discipline of the supreme court, using the rule-making	335
procedures of Chapter 119. of the Revised Code, may require any	336
class of public officials or employees under its jurisdiction	337
and not specifically excluded by this section whose positions	338
involve a substantial and material exercise of administrative	339
discretion in the formulation of public policy, expenditure of	340
public funds, enforcement of laws and rules of the state or a	341
county or city, or the execution of other public trusts, to file	342
an annual statement under division (A) of this section. The	343
appropriate ethics commission shall send the public officials or	344
employees written notice of the requirement not less than thirty	345
days before the applicable filing deadline unless the public	346
official or employee is appointed after that date, in which case	347
the notice shall be sent within thirty days after appointment,	348
and the filing shall be made not later than ninety days after	349
appointment.	350
Disclosure statements filed under this division with the	351

Ohio ethics commission by members of boards, commissions, or 352
bureaus of the state for which no compensation is received other 353
than reasonable and necessary expenses shall be kept 354
confidential. Disclosure statements filed with the Ohio ethics 355
commission under division (A) of this section by business 356
managers, treasurers, and superintendents of city, local, 357
exempted village, joint vocational, or cooperative education 358
school districts or educational service centers shall be kept 359
confidential, except that any person conducting an audit of any 360
such school district or educational service center pursuant to 361
section 115.56 or Chapter 117. of the Revised Code may examine 362
the disclosure statement of any business manager, treasurer, or 363
superintendent of that school district or educational service 364
center. Disclosure statements filed with the Ohio ethics 365
commission under division (A) of this section by the individuals 366
set forth in division (B) (2) of section 187.03 of the Revised 367
Code shall be kept confidential. The Ohio ethics commission 368
shall examine each disclosure statement required to be kept 369
confidential to determine whether a potential conflict of 370
interest exists for the person who filed the disclosure 371
statement. A potential conflict of interest exists if the 372
private interests of the person, as indicated by the person's 373
disclosure statement, might interfere with the public interests 374
the person is required to serve in the exercise of the person's 375
authority and duties in the person's office or position of 376
employment. If the commission determines that a potential 377
conflict of interest exists, it shall notify the person who 378
filed the disclosure statement and shall make the portions of 379
the disclosure statement that indicate a potential conflict of 380
interest subject to public inspection in the same manner as is 381
provided for other disclosure statements. Any portion of the 382
disclosure statement that the commission determines does not 383

indicate a potential conflict of interest shall be kept 384
confidential by the commission and shall not be made subject to 385
public inspection, except as is necessary for the enforcement of 386
Chapters 102. and 2921. of the Revised Code and except as 387
otherwise provided in this division. 388

(C) No person shall knowingly fail to file, on or before 389
the applicable filing deadline established under this section, a 390
statement that is required by this section. 391

(D) No person shall knowingly file a false statement that 392
is required to be filed under this section. 393

(E) (1) Except as provided in divisions (E) (2) and (3) of 394
this section, the statement required by division (A) or (B) of 395
this section shall be accompanied by a filing fee of sixty 396
dollars. 397

(2) The statement required by division (A) of this section 398
shall be accompanied by the following filing fee to be paid by 399
the person who is elected or appointed to, or is a candidate 400
for, any of the following offices: 401

For state office, except member of the 403

state board of education \$95 404

For office of member of general assembly \$40 405

For county office \$60 406

For city office \$35 407

For office of member of the state board 408

of education \$35 409

For office of member of a city, local, 410

exempted village, or cooperative 411

education board of 412

education or educational service 413

center governing board \$30 414

For position of business manager, 415

treasurer, or superintendent of a 416

city, local, exempted village, joint 417

vocational, or cooperative education 418

school district or 419

educational service center \$30 420

(3) No judge of a court of record or candidate for judge 421

of a court of record, and no referee or magistrate serving a 422

court of record, shall be required to pay the fee required under 423

division (E) (1) or (2) or (F) of this section. 424

(4) For any public official who is appointed to a 425

nonelective office of the state and for any employee who holds a 426

nonelective position in a public agency of the state, the state 427

agency that is the primary employer of the state official or 428

employee shall pay the fee required under division (E) (1) or (F) 429

of this section. 430

(F) If a statement required to be filed under this section 431

is not filed by the date on which it is required to be filed, 432

the appropriate ethics commission shall assess the person 433

required to file the statement a late filing fee of ten dollars 434

for each day the statement is not filed, except that the total 435

amount of the late filing fee shall not exceed two hundred fifty 436

dollars. 437

(G) (1) The appropriate ethics commission other than the 438

Ohio ethics commission and the joint legislative ethics 439

committee shall deposit all fees it receives under divisions (E) 440

and (F) of this section into the general revenue fund of the 441

state. 442

(2) The Ohio ethics commission shall deposit all receipts, 443
including, but not limited to, fees it receives under divisions 444
(E) and (F) of this section, investigative or other fees, costs, 445
or other funds it receives as a result of court orders, and all 446
moneys it receives from settlements under division (G) of 447
section 102.06 of the Revised Code, into the Ohio ethics 448
commission fund, which is hereby created in the state treasury. 449
All moneys credited to the fund shall be used solely for 450
expenses related to the operation and statutory functions of the 451
commission. 452

(3) The joint legislative ethics committee shall deposit 453
all receipts it receives from the payment of financial 454
disclosure statement filing fees under divisions (E) and (F) of 455
this section into the joint legislative ethics committee 456
investigative and financial disclosure fund. 457

(H) Division (A) of this section does not apply to a 458
person elected or appointed to the office of precinct, ward, or 459
district committee member under Chapter 3517. of the Revised 460
Code; a presidential elector; a delegate to a national 461
convention; village or township officials and employees; any 462
physician or psychiatrist who is paid a salary or wage in 463
accordance with schedule C of section 124.15 or schedule E-2 of 464
section 124.152 of the Revised Code and whose primary duties do 465
not require the exercise of administrative discretion; or any 466
member of a board, commission, or bureau of any county or city 467
who receives less than one thousand dollars per year for serving 468
in that position. 469

Sec. 102.03. (A) (1) No present or former public official 470
or employee shall, during public employment or service or for 471
twelve months thereafter, represent a client or act in a 472

representative capacity for any person on any matter in which 473
the public official or employee personally participated as a 474
public official or employee through decision, approval, 475
disapproval, recommendation, the rendering of advice, 476
investigation, or other substantial exercise of administrative 477
discretion. 478

(2) For twenty-four months after the conclusion of 479
service, no former commissioner or attorney examiner of the 480
public utilities commission shall represent a public utility, as 481
defined in section 4905.02 of the Revised Code, or act in a 482
representative capacity on behalf of such a utility before any 483
state board, commission, or agency. 484

(3) For twenty-four months after the conclusion of 485
employment or service, no former public official or employee who 486
personally participated as a public official or employee through 487
decision, approval, disapproval, recommendation, the rendering 488
of advice, the development or adoption of solid waste management 489
plans, investigation, inspection, or other substantial exercise 490
of administrative discretion under Chapter 343. or 3734. of the 491
Revised Code shall represent a person who is the owner or 492
operator of a facility, as defined in section 3734.01 of the 493
Revised Code, or who is an applicant for a permit or license for 494
a facility under that chapter, on any matter in which the public 495
official or employee personally participated as a public 496
official or employee. 497

(4) For a period of one year after the conclusion of 498
employment or service as a member or employee of the general 499
assembly, no former member or employee of the general assembly 500
shall represent, or act in a representative capacity for, any 501
person on any matter before the general assembly, any committee 502

of the general assembly, or the controlling board. Division (A) 503
(4) of this section does not apply to or affect a person who 504
separates from service with the general assembly on or before 505
December 31, 1995. As used in division (A) (4) of this section 506
"person" does not include any state agency or political 507
subdivision of the state. 508

(5) As used in divisions (A) (1), (2), and (3) of this 509
section, "matter" includes any case, proceeding, application, 510
determination, issue, or question, but does not include the 511
proposal, consideration, or enactment of statutes, rules, 512
ordinances, resolutions, or charter or constitutional 513
amendments. As used in division (A) (4) of this section, "matter" 514
includes the proposal, consideration, or enactment of statutes, 515
resolutions, or constitutional amendments. As used in division 516
(A) of this section, "represent" includes any formal or informal 517
appearance before, or any written or oral communication with, 518
any public agency on behalf of any person. 519

(6) Nothing contained in division (A) of this section 520
shall prohibit, during such period, a former public official or 521
employee from being retained or employed to represent, assist, 522
or act in a representative capacity for the public agency by 523
which the public official or employee was employed or on which 524
the public official or employee served. 525

(7) Division (A) of this section shall not be construed to 526
prohibit the performance of ministerial functions, including, 527
but not limited to, the filing or amendment of tax returns, 528
applications for permits and licenses, incorporation papers, and 529
other similar documents. 530

(8) Division (A) of this section does not prohibit a 531
nonelected public official or employee of a state agency, as 532

defined in section 1.60 of the Revised Code, from becoming a 533
public official or employee of another state agency. Division 534
(A) of this section does not prohibit such an official or 535
employee from representing or acting in a representative 536
capacity for the official's or employee's new state agency on 537
any matter in which the public official or employee personally 538
participated as a public official or employee at the official's 539
or employee's former state agency. However, no public official 540
or employee of a state agency shall, during public employment or 541
for twelve months thereafter, represent or act in a 542
representative capacity for the official's or employee's new 543
state agency on any audit or investigation pertaining to the 544
official's or employee's new state agency in which the public 545
official or employee personally participated at the official's 546
or employee's former state agency through decision, approval, 547
disapproval, recommendation, the rendering of advice, 548
investigation, or other substantial exercise of administrative 549
discretion. 550

(9) Division (A) of this section does not prohibit a 551
nonelected public official or employee of a political 552
subdivision from becoming a public official or employee of a 553
different department, division, agency, office, or unit of the 554
same political subdivision. Division (A) of this section does 555
not prohibit such an official or employee from representing or 556
acting in a representative capacity for the official's or 557
employee's new department, division, agency, office, or unit on 558
any matter in which the public official or employee personally 559
participated as a public official or employee at the official's 560
or employee's former department, division, agency, office, or 561
unit of the same political subdivision. As used in this 562
division, "political subdivision" means a county, township, 563

municipal corporation, or any other body corporate and politic 564
that is responsible for government activities in a geographic 565
area smaller than that of the state. 566

(10) No present or former Ohio casino control commission 567
official shall, during public service or for two years 568
thereafter, represent a client, be employed or compensated by a 569
person regulated by the commission, or act in a representative 570
capacity for any person on any matter before or concerning the 571
commission. 572

No present or former commission employee shall, during 573
public employment or for two years thereafter, represent a 574
client or act in a representative capacity on any matter in 575
which the employee personally participated as a commission 576
employee through decision, approval, disapproval, 577
recommendation, the rendering of advice, investigation, or other 578
substantial exercise of administrative discretion. 579

(B) No present or former public official or employee shall 580
disclose or use, without appropriate authorization, any 581
information acquired by the public official or employee in the 582
course of the public official's or employee's official duties 583
that is confidential because of statutory provisions, or that 584
has been clearly designated to the public official or employee 585
as confidential when that confidential designation is warranted 586
because of the status of the proceedings or the circumstances 587
under which the information was received and preserving its 588
confidentiality is necessary to the proper conduct of government 589
business. 590

(C) No public official or employee shall participate 591
within the scope of duties as a public official or employee, 592
except through ministerial functions as defined in division (A) 593

of this section, in any license or rate-making proceeding that 594
directly affects the license or rates of any person, 595
partnership, trust, business trust, corporation, or association 596
in which the public official or employee or immediate family 597
owns or controls more than five per cent. No public official or 598
employee shall participate within the scope of duties as a 599
public official or employee, except through ministerial 600
functions as defined in division (A) of this section, in any 601
license or rate-making proceeding that directly affects the 602
license or rates of any person to whom the public official or 603
employee or immediate family, or a partnership, trust, business 604
trust, corporation, or association of which the public official 605
or employee or the public official's or employee's immediate 606
family owns or controls more than five per cent, has sold goods 607
or services totaling more than one thousand dollars during the 608
preceding year, unless the public official or employee has filed 609
a written statement acknowledging that sale with the clerk or 610
secretary of the public agency and the statement is entered in 611
any public record of the agency's proceedings. This division 612
shall not be construed to require the disclosure of clients of 613
attorneys or persons licensed under section 4732.12 of the 614
Revised Code, or patients of persons licensed under section 615
4731.14 of the Revised Code. 616

(D) No public official or employee shall use or authorize 617
the use of the authority or influence of office or employment to 618
secure anything of value or the promise or offer of anything of 619
value that is of such a character as to manifest a substantial 620
and improper influence upon the public official or employee with 621
respect to that person's duties. 622

(E) No public official or employee shall solicit or accept 623
anything of value that is of such a character as to manifest a 624

substantial and improper influence upon the public official or 625
employee with respect to that person's duties. 626

(F) No person shall promise or give to a public official 627
or employee anything of value that is of such a character as to 628
manifest a substantial and improper influence upon the public 629
official or employee with respect to that person's duties. 630

(G) In the absence of bribery or another offense under the 631
Revised Code or a purpose to defraud, contributions made to a 632
campaign committee, political party, legislative campaign fund, 633
political action committee, or political contributing entity on 634
behalf of an elected public officer or other public official or 635
employee who seeks elective office shall be considered to accrue 636
ordinarily to the public official or employee for the purposes 637
of divisions (D), (E), and (F) of this section. 638

As used in this division, "contributions," "campaign 639
committee," "political party," "legislative campaign fund," 640
"political action committee," and "political contributing 641
entity" have the same meanings as in section 3517.01 of the 642
Revised Code. 643

(H) (1) (a) No public official or employee, except for the 644
president or other chief administrative officer of or a member 645
of a board of trustees of a state institution of higher 646
education as defined in section 3345.011 of the Revised Code, 647
who is required to file a financial disclosure statement under 648
section 102.02 of the Revised Code shall solicit or accept, and 649
no person shall give to that public official or employee, an 650
honorarium. ~~Except~~ 651

(b) Except as provided in this division and division (H) 652
(2) of this section, ~~this division and divisions (D), (E), and~~ 653

(F), and (H) (1) (a) of this section do not prohibit a public 654
official or employee who is required to file a financial 655
disclosure statement under section 102.02 of the Revised Code 656
from accepting and do not prohibit a person from giving to that 657
public official or employee the payment of actual travel 658
expenses, including any expenses incurred in connection with the 659
travel for lodging, and meals, food, and beverages provided to 660
the public official or employee at a meeting at which the public 661
official or employee participates in a panel, seminar, or 662
speaking engagement or provided to the public official or 663
employee at a meeting or convention of a national organization 664
to which any state agency, including, but not limited to, any 665
state legislative agency or state institution of higher 666
education as defined in section 3345.011 of the Revised Code, 667
pays membership dues. ~~Except~~ This division does not apply to a 668
member of the general assembly. 669

(c) Except as provided in division (H) (2) of this section, 670
~~this division and~~ divisions (D), (E), ~~and~~ (F), and (H) (1) (a) of 671
this section do not prohibit a public official or employee who 672
is not required to file a financial disclosure statement under 673
section 102.02 of the Revised Code from accepting and do not 674
prohibit a person from promising or giving to that public 675
official or employee an honorarium or the payment of travel, 676
meal, and lodging expenses if the honorarium, expenses, or both 677
were paid in recognition of demonstrable business, professional, 678
or esthetic interests of the public official or employee that 679
exist apart from public office or employment, including, but not 680
limited to, such a demonstrable interest in public speaking and 681
were not paid by any person or other entity, or by any 682
representative or association of those persons or entities, that 683
is regulated by, doing business with, or seeking to do business 684

with the department, division, institution, board, commission, 685
authority, bureau, or other instrumentality of the governmental 686
entity with which the public official or employee serves. 687

(2) No person who is a member of the board of a state 688
retirement system, a state retirement system investment officer, 689
or an employee of a state retirement system whose position 690
involves substantial and material exercise of discretion in the 691
investment of retirement system funds shall solicit or accept, 692
and no person shall give to that board member, officer, or 693
employee, payment of actual travel expenses, including expenses 694
incurred with the travel for lodging, meals, food, and 695
beverages. 696

(I) ~~A~~(1) Except as otherwise provided in division (I) (2) 697
of this section, a public official or employee may accept 698
travel, meals, and lodging or expenses or reimbursement of 699
expenses for travel, meals, and lodging in connection with 700
conferences, seminars, and similar events related to official 701
duties if the travel, meals, and lodging, expenses, or 702
reimbursement is not of such a character as to manifest a 703
substantial and improper influence upon the public official or 704
employee with respect to that person's duties. The house of 705
representatives and senate, in their code of ethics, and the 706
Ohio ethics commission, under section 111.15 of the Revised 707
Code, may adopt rules setting standards and conditions for the 708
furnishing and acceptance of such travel, meals, and lodging, 709
expenses, or reimbursement. 710

A person who acts in compliance with this division and any 711
applicable rules adopted under it, or any applicable, similar 712
rules adopted by the supreme court governing judicial officers 713
and employees, does not violate division (D), (E), or (F) of 714

this section. This division does not preclude any person from 715
seeking an advisory opinion from the appropriate ethics 716
commission under section 102.08 of the Revised Code. 717

(2) No member of the general assembly shall knowingly 718
solicit or accept, and no person shall knowingly give to a 719
member of the general assembly, payment of actual travel 720
expenses, including expenses incurred with the travel for 721
lodging, meals, food, and beverages, for travel outside the 722
United States. 723

(J) For purposes of divisions (D), (E), and (F) of this 724
section, the membership of a public official or employee in an 725
organization shall not be considered, in and of itself, to be of 726
such a character as to manifest a substantial and improper 727
influence on the public official or employee with respect to 728
that person's duties. As used in this division, "organization" 729
means a church or a religious, benevolent, fraternal, or 730
professional organization that is tax exempt under subsection 731
501(a) and described in subsection 501(c)(3), (4), (8), (10), or 732
(19) of the "Internal Revenue Code of 1986." This division does 733
not apply to a public official or employee who is an employee of 734
an organization, serves as a trustee, director, or officer of an 735
organization, or otherwise holds a fiduciary relationship with 736
an organization. This division does not allow a public official 737
or employee who is a member of an organization to participate, 738
formally or informally, in deliberations, discussions, or voting 739
on a matter or to use the public official's or employee's 740
official position with regard to the interests of the 741
organization on the matter if the public official or employee 742
has assumed a particular responsibility in the organization with 743
respect to the matter or if the matter would affect that 744
person's personal, pecuniary interests. 745

(K) It is not a violation of this section for a prosecuting attorney to appoint assistants and employees in accordance with division (B) of section 309.06 and section 2921.421 of the Revised Code, for a chief legal officer of a municipal corporation or an official designated as prosecutor in a municipal corporation to appoint assistants and employees in accordance with sections 733.621 and 2921.421 of the Revised Code, for a township law director appointed under section 504.15 of the Revised Code to appoint assistants and employees in accordance with sections 504.151 and 2921.421 of the Revised Code, or for a coroner to appoint assistants and employees in accordance with division (B) of section 313.05 of the Revised Code.

As used in this division, "chief legal officer" has the same meaning as in section 733.621 of the Revised Code.

(L) No present public official or employee with a casino gaming regulatory function shall indirectly invest, by way of an entity the public official or employee has an ownership interest or control in, or directly invest in a casino operator, management company, holding company, casino facility, or gaming-related vendor. No present public official or employee with a casino gaming regulatory function shall directly or indirectly have a financial interest in, have an ownership interest in, be the creditor or hold a debt instrument issued by, or have an interest in a contractual or service relationship with a casino operator, management company, holding company, casino facility, or gaming-related vendor. This section does not prohibit or limit permitted passive investing by the public official or employee.

As used in this division, "passive investing" means

investment by the public official or employee by means of a 776
mutual fund in which the public official or employee has no 777
control of the investments or investment decisions. "Casino 778
operator," "holding company," "management company," "casino 779
facility," and "gaming-related vendor" have the same meanings as 780
in section 3772.01 of the Revised Code. 781

(M) A member of the Ohio casino control commission, the 782
executive director of the commission, or an employee of the 783
commission shall not: 784

(1) Accept anything of value, including but not limited to 785
a gift, gratuity, emolument, or employment from a casino 786
operator, management company, or other person subject to the 787
jurisdiction of the commission, or from an officer, attorney, 788
agent, or employee of a casino operator, management company, or 789
other person subject to the jurisdiction of the commission; 790

(2) Solicit, suggest, request, or recommend, directly or 791
indirectly, to a casino operator, management company, or other 792
person subject to the jurisdiction of the commission, or to an 793
officer, attorney, agent, or employee of a casino operator, 794
management company, or other person subject to the jurisdiction 795
of the commission, the appointment of a person to an office, 796
place, position, or employment; 797

(3) Participate in casino gaming or any other amusement or 798
activity at a casino facility in this state or at an affiliate 799
gaming facility of a licensed casino operator, wherever located. 800

In addition to the penalty provided in section 102.99 of 801
the Revised Code, whoever violates division (M) (1), (2), or (3) 802
of this section forfeits the individual's office or employment. 803

Sec. 3517.13. (A) (1) No campaign committee of a statewide 804

candidate shall fail to file a complete and accurate statement 805
required under division (A) (1) of section 3517.10 of the Revised 806
Code. 807

(2) No campaign committee of a statewide candidate shall 808
fail to file a complete and accurate monthly statement, and no 809
campaign committee of a statewide candidate or a candidate for 810
the office of chief justice or justice of the supreme court 811
shall fail to file a complete and accurate two-business-day 812
statement, as required under section 3517.10 of the Revised 813
Code. 814

As used in this division, "statewide candidate" has the 815
same meaning as in division (F) (2) of section 3517.10 of the 816
Revised Code. 817

(B) No campaign committee shall fail to file a complete 818
and accurate statement required under division (A) (1) of section 819
3517.10 of the Revised Code. 820

(C) No campaign committee shall fail to file a complete 821
and accurate statement required under division (A) (2) of section 822
3517.10 of the Revised Code. 823

(D) No campaign committee shall fail to file a complete 824
and accurate statement required under division (A) (3) or (4) of 825
section 3517.10 of the Revised Code. 826

(E) No person other than a campaign committee shall 827
knowingly fail to file a statement required under section 828
3517.10 or 3517.107 of the Revised Code. 829

(F) No person shall make cash contributions to any person 830
totaling more than one hundred dollars in each primary, special, 831
or general election. 832

(G) (1) No person shall knowingly conceal or misrepresent 833
contributions given or received, expenditures made, or any other 834
information required to be reported by a provision in sections 835
3517.08 to 3517.13 and 3517.17 of the Revised Code. 836

(2) (a) No person shall make a contribution to a campaign 837
committee, political action committee, political contributing 838
entity, legislative campaign fund, political party, or person 839
making disbursements to pay the direct costs of producing or 840
airing electioneering communications in the name of another 841
person. 842

(b) A person does not make a contribution in the name of 843
another when either of the following applies: 844

(i) An individual makes a contribution from a partnership 845
or other unincorporated business account, if the contribution is 846
reported by listing both the name of the partnership or other 847
unincorporated business and the name of the partner or owner 848
making the contribution as required under division (I) of 849
section 3517.10 of the Revised Code. 850

(ii) A person makes a contribution in that person's 851
spouse's name or in both of their names. 852

(H) No person within this state, publishing a newspaper or 853
other periodical, shall charge a campaign committee for 854
political advertising a rate in excess of the rate such person 855
would charge if the campaign committee were a general rate 856
advertiser whose advertising was directed to promoting its 857
business within the same area as that encompassed by the 858
particular office that the candidate of the campaign committee 859
is seeking. The rate shall take into account the amount of space 860
used, as well as the type of advertising copy submitted by or on 861

behalf of the campaign committee. All discount privileges 862
otherwise offered by a newspaper or periodical to general rate 863
advertisers shall be available upon equal terms to all campaign 864
committees. 865

No person within this state, operating a radio or 866
television station or network of stations in this state, shall 867
charge a campaign committee for political broadcasts a rate that 868
exceeds: 869

(1) During the forty-five days preceding the date of a 870
primary election and during the sixty days preceding the date of 871
a general or special election in which the candidate of the 872
campaign committee is seeking office, the lowest unit charge of 873
the station for the same class and amount of time for the same 874
period; 875

(2) At any other time, the charges made for comparable use 876
of that station by its other users. 877

(I) Subject to divisions (K), (L), (M), and (N) of this 878
section, no agency or department of this state or any political 879
subdivision shall award any contract, other than one let by 880
competitive bidding or a contract incidental to such contract or 881
which is by force account, for the purchase of goods costing 882
more than five hundred dollars or services costing more than 883
five hundred dollars to any individual, partnership, 884
association, including, without limitation, a professional 885
association organized under Chapter 1785. of the Revised Code, 886
estate, or trust if the individual has made or the individual's 887
spouse has made, or any partner, shareholder, administrator, 888
executor, or trustee or the spouse of any of them has made, as 889
an individual, within the two previous calendar years, one or 890
more contributions totaling in excess of one thousand dollars to 891

the holder of the public office having ultimate responsibility 892
for the award of the contract or to the public officer's 893
campaign committee. 894

(J) Subject to divisions (K), (L), (M), and (N) of this 895
section, no agency or department of this state or any political 896
subdivision shall award any contract, other than one let by 897
competitive bidding or a contract incidental to such contract or 898
which is by force account, for the purchase of goods costing 899
more than five hundred dollars or services costing more than 900
five hundred dollars to a corporation or business trust, except 901
a professional association organized under Chapter 1785. of the 902
Revised Code, if an owner of more than twenty per cent of the 903
corporation or business trust or the spouse of that person has 904
made, as an individual, within the two previous calendar years, 905
taking into consideration only owners for all of that period, 906
one or more contributions totaling in excess of one thousand 907
dollars to the holder of a public office having ultimate 908
responsibility for the award of the contract or to the public 909
officer's campaign committee. 910

(K) For purposes of divisions (I) and (J) of this section, 911
if a public officer who is responsible for the award of a 912
contract is appointed by the governor, whether or not the 913
appointment is subject to the advice and consent of the senate, 914
excluding members of boards, commissions, committees, 915
authorities, councils, boards of trustees, task forces, and 916
other such entities appointed by the governor, the office of the 917
governor is considered to have ultimate responsibility for the 918
award of the contract. 919

(L) For purposes of divisions (I) and (J) of this section, 920
if a public officer who is responsible for the award of a 921

contract is appointed by the elected chief executive officer of 922
a municipal corporation, or appointed by the elected chief 923
executive officer of a county operating under an alternative 924
form of county government or county charter, excluding members 925
of boards, commissions, committees, authorities, councils, 926
boards of trustees, task forces, and other such entities 927
appointed by the chief executive officer, the office of the 928
chief executive officer is considered to have ultimate 929
responsibility for the award of the contract. 930

(M) (1) Divisions (I) and (J) of this section do not apply 931
to contracts awarded by the board of commissioners of the 932
sinking fund, municipal legislative authorities, boards of 933
education, boards of county commissioners, boards of township 934
trustees, or other boards, commissions, committees, authorities, 935
councils, boards of trustees, task forces, and other such 936
entities created by law, by the supreme court or courts of 937
appeals, by county courts consisting of more than one judge, 938
courts of common pleas consisting of more than one judge, or 939
municipal courts consisting of more than one judge, or by a 940
division of any court if the division consists of more than one 941
judge. This division shall apply to the specified entity only if 942
the members of the entity act collectively in the award of a 943
contract for goods or services. 944

(2) Divisions (I) and (J) of this section do not apply to 945
actions of the controlling board. 946

(N) (1) Divisions (I) and (J) of this section apply to 947
contributions made to the holder of a public office having 948
ultimate responsibility for the award of a contract, or to the 949
public officer's campaign committee, during the time the person 950
holds the office and during any time such person was a candidate 951

for the office. Those divisions do not apply to contributions 952
made to, or to the campaign committee of, a candidate for or 953
holder of the office other than the holder of the office at the 954
time of the award of the contract. 955

(2) Divisions (I) and (J) of this section do not apply to 956
contributions of a partner, shareholder, administrator, 957
executor, trustee, or owner of more than twenty per cent of a 958
corporation or business trust made before the person held any of 959
those positions or after the person ceased to hold any of those 960
positions in the partnership, association, estate, trust, 961
corporation, or business trust whose eligibility to be awarded a 962
contract is being determined, nor to contributions of the 963
person's spouse made before the person held any of those 964
positions, after the person ceased to hold any of those 965
positions, before the two were married, after the granting of a 966
decree of divorce, dissolution of marriage, or annulment, or 967
after the granting of an order in an action brought solely for 968
legal separation. Those divisions do not apply to contributions 969
of the spouse of an individual whose eligibility to be awarded a 970
contract is being determined made before the two were married, 971
after the granting of a decree of divorce, dissolution of 972
marriage, or annulment, or after the granting of an order in an 973
action brought solely for legal separation. 974

(O) No beneficiary of a campaign fund or other person 975
shall convert for personal use, and no person shall knowingly 976
give to a beneficiary of a campaign fund or any other person, 977
for the beneficiary's or any other person's personal use, 978
anything of value from the beneficiary's campaign fund, 979
including, without limitation, payments to a beneficiary for 980
services the beneficiary personally performs, except as 981
reimbursement for any of the following: 982

(1) Legitimate and verifiable prior campaign expenses	983
incurred by the beneficiary;	984
(2) Legitimate and verifiable ordinary and necessary prior	985
expenses incurred by the beneficiary in connection with duties	986
as the holder of a public office, including, without limitation,	987
expenses incurred through participation in nonpartisan or	988
bipartisan events if the participation of the holder of a public	989
office would normally be expected;	990
(3) Legitimate and verifiable ordinary and necessary prior	991
expenses incurred by the beneficiary while doing any of the	992
following:	993
(a) Engaging in activities in support of or opposition to	994
a candidate other than the beneficiary, political party, or	995
ballot issue;	996
(b) Raising funds for a political party, political action	997
committee, political contributing entity, legislative campaign	998
fund, campaign committee, or other candidate;	999
(c) Participating in the activities of a political party,	1000
political action committee, political contributing entity,	1001
legislative campaign fund, or campaign committee;	1002
(d) Attending a political party convention or other	1003
political meeting.	1004
For purposes of this division, an expense is incurred	1005
whenever a beneficiary has either made payment or is obligated	1006
to make payment, as by the use of a credit card or other credit	1007
procedure or by the use of goods or services received on	1008
account.	1009
(P) No beneficiary of a campaign fund shall knowingly	1010

accept, and no person shall knowingly give to the beneficiary of 1011
a campaign fund, reimbursement for an expense under division (O) 1012
of this section to the extent that the expense previously was 1013
reimbursed or paid from another source of funds. If an expense 1014
is reimbursed under division (O) of this section and is later 1015
paid or reimbursed, wholly or in part, from another source of 1016
funds, the beneficiary shall repay the reimbursement received 1017
under division (O) of this section to the extent of the payment 1018
made or reimbursement received from the other source. 1019

(Q) No candidate or public official or employee shall 1020
accept for personal or business use anything of value from a 1021
political party, political action committee, political 1022
contributing entity, legislative campaign fund, or campaign 1023
committee other than the candidate's or public official's or 1024
employee's own campaign committee, and no person shall knowingly 1025
give to a candidate or public official or employee anything of 1026
value from a political party, political action committee, 1027
political contributing entity, legislative campaign fund, or 1028
such a campaign committee, except for the following: 1029

(1) Reimbursement for legitimate and verifiable ordinary 1030
and necessary prior expenses not otherwise prohibited by law 1031
incurred by the candidate or public official or employee while 1032
engaged in any legitimate activity of the political party, 1033
political action committee, political contributing entity, 1034
legislative campaign fund, or such campaign committee. Without 1035
limitation, reimbursable expenses under this division include 1036
those incurred while doing any of the following: 1037

(a) Engaging in activities in support of or opposition to 1038
another candidate, political party, or ballot issue; 1039

(b) Raising funds for a political party, legislative 1040

campaign fund, campaign committee, or another candidate; 1041

(c) Attending a political party convention or other 1042
political meeting. 1043

(2) Compensation not otherwise prohibited by law for 1044
actual and valuable personal services rendered under a written 1045
contract to the political party, political action committee, 1046
political contributing entity, legislative campaign fund, or 1047
such campaign committee for any legitimate activity of the 1048
political party, political action committee, political 1049
contributing entity, legislative campaign fund, or such campaign 1050
committee. 1051

Reimbursable expenses under this division do not include, 1052
and it is a violation of this division for a candidate or public 1053
official or employee to accept, or for any person to knowingly 1054
give to a candidate or public official or employee from a 1055
political party, political action committee, political 1056
contributing entity, legislative campaign fund, or campaign 1057
committee other than the candidate's or public official's or 1058
employee's own campaign committee, anything of value for 1059
activities primarily related to the candidate's or public 1060
official's or employee's own campaign for election, except for 1061
contributions to the candidate's or public official's or 1062
employee's campaign committee. 1063

For purposes of this division, an expense is incurred 1064
whenever a candidate or public official or employee has either 1065
made payment or is obligated to make payment, as by the use of a 1066
credit card or other credit procedure, or by the use of goods or 1067
services on account. 1068

(R) (1) Division (O) or (P) of this section does not 1069

prohibit a campaign committee from making direct advance or post 1070
payment from contributions to vendors for goods and services for 1071
which reimbursement is permitted under division (O) of this 1072
section, except that no campaign committee shall pay its 1073
candidate or other beneficiary for services personally performed 1074
by the candidate or other beneficiary. 1075

(2) If any expense that may be reimbursed under division 1076
(O), (P), or (Q) of this section is part of other expenses that 1077
may not be paid or reimbursed, the separation of the two types 1078
of expenses for the purpose of allocating for payment or 1079
reimbursement those expenses that may be paid or reimbursed may 1080
be by any reasonable accounting method, considering all of the 1081
surrounding circumstances. 1082

(3) For purposes of divisions (O), (P), and (Q) of this 1083
section, mileage allowance at a rate not greater than that 1084
allowed by the internal revenue service at the time the travel 1085
occurs may be paid instead of reimbursement for actual travel 1086
expenses allowable. 1087

(S) (1) As used in division (S) of this section: 1088

(a) "State elective office" has the same meaning as in 1089
section 3517.092 of the Revised Code. 1090

(b) "Federal office" means a federal office as defined in 1091
the Federal Election Campaign Act. 1092

(c) "Federal campaign committee" means a principal 1093
campaign committee or authorized committee as defined in the 1094
Federal Election Campaign Act. 1095

(2) No person who is a candidate for state elective office 1096
and who previously sought nomination or election to a federal 1097
office shall transfer any funds or assets from that person's 1098

federal campaign committee for nomination or election to the 1099
federal office to that person's campaign committee as a 1100
candidate for state elective office. 1101

(3) No campaign committee of a person who is a candidate 1102
for state elective office and who previously sought nomination 1103
or election to a federal office shall accept any funds or assets 1104
from that person's federal campaign committee for that person's 1105
nomination or election to the federal office. 1106

(T) (1) Except as otherwise provided in division (B) (6) (c) 1107
of section 3517.102 of the Revised Code, a state or county 1108
political party shall not disburse moneys from any account other 1109
than a state candidate fund to make contributions to any of the 1110
following: 1111

(a) A state candidate fund; 1112

(b) A legislative campaign fund; 1113

(c) A campaign committee of a candidate for the office of 1114
governor, lieutenant governor, secretary of state, auditor of 1115
state, treasurer of state, attorney general, member of the state 1116
board of education, or member of the general assembly. 1117

(2) No state candidate fund, legislative campaign fund, or 1118
campaign committee of a candidate for any office described in 1119
division (T) (1) (c) of this section shall knowingly accept a 1120
contribution in violation of division (T) (1) of this section. 1121

(U) No person shall fail to file a statement required 1122
under section 3517.12 of the Revised Code. 1123

(V) No campaign committee shall fail to file a statement 1124
required under division (K) (3) of section 3517.10 of the Revised 1125
Code. 1126

(W) (1) No foreign national shall, directly or indirectly 1127
through any other person or entity, make a contribution, 1128
expenditure, or independent expenditure or promise, either 1129
expressly or implicitly, to make a contribution, expenditure, or 1130
independent expenditure in support of or opposition to a 1131
candidate for any elective office in this state, including an 1132
office of a political party. 1133

(2) No candidate, campaign committee, political action 1134
committee, political contributing entity, legislative campaign 1135
fund, state candidate fund, political party, or separate 1136
segregated fund shall solicit or accept a contribution, 1137
expenditure, or independent expenditure from a foreign national. 1138
The secretary of state may direct any candidate, committee, 1139
entity, fund, or party that accepts a contribution, expenditure, 1140
or independent expenditure in violation of this division to 1141
return the contribution, expenditure, or independent expenditure 1142
or, if it is not possible to return the contribution, 1143
expenditure, or independent expenditure, then to return instead 1144
the value of it, to the contributor. 1145

(3) As used in division (W) of this section, "foreign 1146
national" has the same meaning as in section 441e(b) of the 1147
Federal Election Campaign Act. 1148

(X) (1) No state or county political party shall transfer 1149
any moneys from its restricted fund to any account of the 1150
political party into which contributions may be made or from 1151
which contributions or expenditures may be made. 1152

(2) (a) No state or county political party shall deposit a 1153
contribution or contributions that it receives into its 1154
restricted fund. 1155

(b) No state or county political party shall make a contribution or an expenditure from its restricted fund.

(3) (a) No corporation or labor organization shall make a gift or gifts from the corporation's or labor organization's money or property aggregating more than ten thousand dollars to any one state or county political party for the party's restricted fund in a calendar year.

(b) No state or county political party shall accept a gift or gifts for the party's restricted fund aggregating more than ten thousand dollars from any one corporation or labor organization in a calendar year.

(4) No state or county political party shall transfer any moneys in the party's restricted fund to any other state or county political party.

(5) No state or county political party shall knowingly fail to file a statement required under section 3517.1012 of the Revised Code.

(Y) The administrator of workers' compensation and the employees of the bureau of workers' compensation shall not conduct any business with or award any contract, other than one awarded by competitive bidding, for the purchase of goods costing more than five hundred dollars or services costing more than five hundred dollars to any individual, partnership, association, including, without limitation, a professional association organized under Chapter 1785. of the Revised Code, estate, or trust, if the individual has made, or the individual's spouse has made, or any partner, shareholder, administrator, executor, or trustee, or the spouses of any of those individuals has made, as an individual, within the two

previous calendar years, one or more contributions totaling in 1185
excess of one thousand dollars to the campaign committee of the 1186
governor or lieutenant governor or to the campaign committee of 1187
any candidate for the office of governor or lieutenant governor. 1188

(Z) The administrator of workers' compensation and the 1189
employees of the bureau of workers' compensation shall not 1190
conduct business with or award any contract, other than one 1191
awarded by competitive bidding, for the purchase of goods 1192
costing more than five hundred dollars or services costing more 1193
than five hundred dollars to a corporation or business trust, 1194
except a professional association organized under Chapter 1785. 1195
of the Revised Code, if an owner of more than twenty per cent of 1196
the corporation or business trust, or the spouse of the owner, 1197
has made, as an individual, within the two previous calendar 1198
years, taking into consideration only owners for all of such 1199
period, one or more contributions totaling in excess of one 1200
thousand dollars to the campaign committee of the governor or 1201
lieutenant governor or to the campaign committee of any 1202
candidate for the office of governor or lieutenant governor. 1203

(AA) Notwithstanding any contrary provision of division 1204
(O), (P), or (Q) of this section, no person shall knowingly use 1205
a contribution to pay or reimburse any person for the cost of 1206
travel outside the United States, including lodging, meals, 1207
food, and beverages. 1208

Sec. 3517.992. This section establishes penalties only 1209
with respect to acts or failures to act that occur on and after 1210
August 24, 1995. 1211

(A) (1) A candidate whose campaign committee violates 1212
division (A), (B), (C), (D), or (V) of section 3517.13 of the 1213
Revised Code, or a treasurer of a campaign committee who 1214

violates any of those divisions, shall be fined not more than 1215
one hundred dollars for each day of violation. 1216

(2) Whoever violates division (E) or (X) (5) of section 1217
3517.13 or division (E) (1) of section 3517.1014 of the Revised 1218
Code shall be fined not more than one hundred dollars for each 1219
day of violation. 1220

(B) An entity that violates division (G) (1) of section 1221
3517.101 of the Revised Code shall be fined not more than one 1222
hundred dollars for each day of violation. 1223

(C) Whoever violates division (G) (2) of section 3517.101, 1224
division (G) of section 3517.13, or division (E) (2) or (3) of 1225
section 3517.1014 of the Revised Code shall be fined not more 1226
than ten thousand dollars or, if the offender is a person who 1227
was nominated or elected to public office, shall forfeit the 1228
nomination or the office to which the offender was elected, or 1229
both. 1230

(D) Whoever violates division (F) of section 3517.13 of 1231
the Revised Code shall be fined not more than three times the 1232
amount contributed. 1233

(E) Whoever violates division (H) of section 3517.13 of 1234
the Revised Code shall be fined not more than one hundred 1235
dollars. 1236

(F) Whoever violates division (O), (P), ~~or (Q)~~, or (AA) of 1237
section 3517.13 of the Revised Code is guilty of a misdemeanor 1238
of the first degree. 1239

(G) A state or county committee of a political party that 1240
violates division (B) (1) of section 3517.18 of the Revised Code 1241
shall be fined not more than twice the amount of the improper 1242
expenditure. 1243

(H) An entity that violates division (H) of section 1244
3517.101 of the Revised Code shall be fined not more than twice 1245
the amount of the improper expenditure or use. 1246

(I) (1) Any individual who violates division (B) (1) of 1247
section 3517.102 of the Revised Code and knows that the 1248
contribution the individual makes violates that division shall 1249
be fined an amount equal to three times the amount contributed 1250
in excess of the amount permitted by that division. 1251

(2) Any political action committee that violates division 1252
(B) (2) of section 3517.102 of the Revised Code shall be fined an 1253
amount equal to three times the amount contributed in excess of 1254
the amount permitted by that division. 1255

(3) Any campaign committee that violates division (B) (3) 1256
or (5) of section 3517.102 of the Revised Code shall be fined an 1257
amount equal to three times the amount contributed in excess of 1258
the amount permitted by that division. 1259

(4) (a) Any legislative campaign fund that violates 1260
division (B) (6) of section 3517.102 of the Revised Code shall be 1261
fined an amount equal to three times the amount transferred or 1262
contributed in excess of the amount permitted by that division, 1263
as applicable. 1264

(b) Any state political party, county political party, or 1265
state candidate fund of a state political party or county 1266
political party that violates division (B) (6) of section 1267
3517.102 of the Revised Code shall be fined an amount equal to 1268
three times the amount transferred or contributed in excess of 1269
the amount permitted by that division, as applicable. 1270

(c) Any political contributing entity that violates 1271
division (B) (7) of section 3517.102 of the Revised Code shall be 1272

fined an amount equal to three times the amount contributed in 1273
excess of the amount permitted by that division. 1274

(5) Any political party that violates division (B) (4) of 1275
section 3517.102 of the Revised Code shall be fined an amount 1276
equal to three times the amount contributed in excess of the 1277
amount permitted by that division. 1278

(6) Notwithstanding divisions (I) (1), (2), (3), (4), and 1279
(5) of this section, no violation of division (B) of section 1280
3517.102 of the Revised Code occurs, and the secretary of state 1281
shall not refer parties to the Ohio elections commission, if the 1282
amount transferred or contributed in excess of the amount 1283
permitted by that division meets either of the following 1284
conditions: 1285

(a) It is completely refunded within five business days 1286
after it is accepted. 1287

(b) It is completely refunded on or before the tenth 1288
business day after notification to the recipient of the excess 1289
transfer or contribution by the board of elections or the 1290
secretary of state that a transfer or contribution in excess of 1291
the permitted amount has been received. 1292

(J) (1) Any campaign committee that violates division (C) 1293
(1), (2), (3), or (6) of section 3517.102 of the Revised Code 1294
shall be fined an amount equal to three times the amount 1295
accepted in excess of the amount permitted by that division. 1296

(2) (a) Any county political party that violates division 1297
(C) (4) (a) (ii) or (iii) of section 3517.102 of the Revised Code 1298
shall be fined an amount equal to three times the amount 1299
accepted. 1300

(b) Any county political party that violates division (C) 1301

(4) (a) (i) of section 3517.102 of the Revised Code shall be fined 1302
an amount from its state candidate fund equal to three times the 1303
amount accepted in excess of the amount permitted by that 1304
division. 1305

(c) Any state political party that violates division (C) 1306
(4) (b) of section 3517.102 of the Revised Code shall be fined an 1307
amount from its state candidate fund equal to three times the 1308
amount accepted in excess of the amount permitted by that 1309
division. 1310

(3) Any legislative campaign fund that violates division 1311
(C) (5) of section 3517.102 of the Revised Code shall be fined an 1312
amount equal to three times the amount accepted in excess of the 1313
amount permitted by that division. 1314

(4) Any political action committee or political 1315
contributing entity that violates division (C) (7) of section 1316
3517.102 of the Revised Code shall be fined an amount equal to 1317
three times the amount accepted in excess of the amount 1318
permitted by that division. 1319

(5) Notwithstanding divisions (J) (1), (2), (3), and (4) of 1320
this section, no violation of division (C) of section 3517.102 1321
of the Revised Code occurs, and the secretary of state shall not 1322
refer parties to the Ohio elections commission, if the amount 1323
transferred or contributed in excess of the amount permitted to 1324
be accepted by that division meets either of the following 1325
conditions: 1326

(a) It is completely refunded within five business days 1327
after its acceptance. 1328

(b) It is completely refunded on or before the tenth 1329
business day after notification to the recipient of the excess 1330

transfer or contribution by the board of elections or the 1331
secretary of state that a transfer or contribution in excess of 1332
the permitted amount has been received. 1333

(K) (1) Any legislative campaign fund that violates 1334
division (F) (1) of section 3517.102 of the Revised Code shall be 1335
fined twenty-five dollars for each day of violation. 1336

(2) Any legislative campaign fund that violates division 1337
(F) (2) of section 3517.102 of the Revised Code shall give to the 1338
treasurer of state for deposit into the state treasury to the 1339
credit of the Ohio elections commission fund all excess 1340
contributions not disposed of as required by division (E) of 1341
section 3517.102 of the Revised Code. 1342

(L) Whoever violates section 3517.105 of the Revised Code 1343
shall be fined one thousand dollars. 1344

(M) (1) Whoever solicits a contribution in violation of 1345
section 3517.092 or violates division (B) of section 3517.09 of 1346
the Revised Code is guilty of a misdemeanor of the first degree. 1347

(2) Whoever knowingly accepts a contribution in violation 1348
of division (B) or (C) of section 3517.092 of the Revised Code 1349
shall be fined an amount equal to three times the amount 1350
accepted in violation of either of those divisions and shall 1351
return to the contributor any amount so accepted. Whoever 1352
unknowingly accepts a contribution in violation of division (B) 1353
or (C) of section 3517.092 of the Revised Code shall return to 1354
the contributor any amount so accepted. 1355

(N) Whoever violates division (S) of section 3517.13 of 1356
the Revised Code shall be fined an amount equal to three times 1357
the amount of funds transferred or three times the value of the 1358
assets transferred in violation of that division. 1359

(O) Any campaign committee that accepts a contribution or 1360
contributions in violation of section 3517.108 of the Revised 1361
Code, uses a contribution in violation of that section, or fails 1362
to dispose of excess contributions in violation of that section 1363
shall be fined an amount equal to three times the amount 1364
accepted, used, or kept in violation of that section. 1365

(P) Any political party, state candidate fund, legislative 1366
candidate fund, or campaign committee that violates division (T) 1367
of section 3517.13 of the Revised Code shall be fined an amount 1368
equal to three times the amount contributed or accepted in 1369
violation of that section. 1370

(Q) A treasurer of a committee or another person who 1371
violates division (U) of section 3517.13 of the Revised Code 1372
shall be fined not more than two hundred fifty dollars. 1373

(R) Whoever violates division (I) or (J) of section 1374
3517.13 of the Revised Code shall be fined not more than one 1375
thousand dollars. Whenever a person is found guilty of violating 1376
division (I) or (J) of section 3517.13 of the Revised Code, the 1377
contract awarded in violation of either of those divisions shall 1378
be rescinded if its terms have not yet been performed. 1379

(S) A candidate whose campaign committee violates or a 1380
treasurer of a campaign committee who violates section 3517.081 1381
of the Revised Code, and a candidate whose campaign committee 1382
violates or a treasurer of a campaign committee or another 1383
person who violates division (C) of section 3517.10 of the 1384
Revised Code, shall be fined not more than five hundred dollars. 1385

(T) A candidate whose campaign committee violates or a 1386
treasurer of a committee who violates division (B) of section 1387
3517.09 of the Revised Code, or a candidate whose campaign 1388

committee violates or a treasurer of a campaign committee or 1389
another person who violates division (C) of section 3517.09 of 1390
the Revised Code shall be fined not more than one thousand 1391
dollars. 1392

(U) Whoever violates section 3517.20 of the Revised Code 1393
shall be fined not more than five hundred dollars. 1394

(V) Whoever violates section 3517.21 or 3517.22 of the 1395
Revised Code shall be imprisoned for not more than six months or 1396
fined not more than five thousand dollars, or both. 1397

(W) A campaign committee that is required to file a 1398
declaration of no limits under division (D) (2) of section 1399
3517.103 of the Revised Code that, before filing that 1400
declaration, accepts a contribution or contributions that exceed 1401
the limitations prescribed in section 3517.102 of the Revised 1402
Code, shall return that contribution or those contributions to 1403
the contributor. 1404

(X) Any campaign committee that fails to file the 1405
declaration of filing-day finances required by division (F) of 1406
section 3517.109 of the Revised Code shall be fined twenty-five 1407
dollars for each day of violation. 1408

(Y) (1) Any campaign committee that fails to dispose of 1409
excess funds or excess aggregate contributions under division 1410
(B) of section 3517.109 of the Revised Code in the manner 1411
required by division (C) of that section shall give to the 1412
treasurer of state for deposit into the Ohio elections 1413
commission fund created under division (I) of section 3517.152 1414
of the Revised Code all funds not disposed of pursuant to that 1415
division. 1416

(2) Any treasurer of a transition fund that fails to 1417

dispose of assets remaining in the transition fund as required 1418
under division (H) (1) or (2) of section 3517.1014 of the Revised 1419
Code shall give to the treasurer of state for deposit into the 1420
Ohio elections commission fund all assets not disposed of 1421
pursuant to that division. 1422

(Z) Any individual, campaign committee, political action 1423
committee, political contributing entity, legislative campaign 1424
fund, political party, treasurer of a transition fund, or other 1425
entity that violates any provision of sections 3517.09 to 1426
3517.12 of the Revised Code for which no penalty is provided for 1427
under any other division of this section shall be fined not more 1428
than one thousand dollars. 1429

(AA) (1) Whoever knowingly violates division (W) (1) of 1430
section 3517.13 of the Revised Code shall be fined an amount 1431
equal to three times the amount contributed, expended, or 1432
promised in violation of that division or ten thousand dollars, 1433
whichever amount is greater. 1434

(2) Whoever knowingly violates division (W) (2) of section 1435
3517.13 of the Revised Code shall be fined an amount equal to 1436
three times the amount solicited or accepted in violation of 1437
that division or ten thousand dollars, whichever amount is 1438
greater. 1439

(BB) Whoever knowingly violates division (C) or (D) of 1440
section 3517.1011 of the Revised Code shall be fined not more 1441
than ten thousand dollars plus not more than one thousand 1442
dollars for each day of violation. 1443

(CC) (1) Subject to division (CC) (2) of this section, 1444
whoever violates division (H) of section 3517.1011 of the 1445
Revised Code shall be fined an amount up to three times the 1446

amount disbursed for the direct costs of airing the 1447
communication made in violation of that division. 1448

(2) Whoever has been ordered by the Ohio elections 1449
commission or by a court of competent jurisdiction to cease 1450
making communications in violation of division (H) of section 1451
3517.1011 of the Revised Code who again violates that division 1452
shall be fined an amount equal to three times the amount 1453
disbursed for the direct costs of airing the communication made 1454
in violation of that division. 1455

(DD) (1) Any corporation or labor organization that 1456
violates division (X) (3) (a) of section 3517.13 of the Revised 1457
Code shall be fined an amount equal to three times the amount 1458
given in excess of the amount permitted by that division. 1459

(2) Any state or county political party that violates 1460
division (X) (3) (b) of section 3517.13 of the Revised Code shall 1461
be fined an amount equal to three times the amount accepted in 1462
excess of the amount permitted by that division. 1463

(EE) (1) Any campaign committee or person who violates 1464
division (C) (1) (b) or (c) of section 3517.1014 of the Revised 1465
Code shall be fined an amount equal to three times the amount 1466
donated in excess of the amount permitted by that division. 1467

(2) Any officeholder or treasurer of a transition fund who 1468
violates division (C) (3) (a) or (b) of section 3517.1014 of the 1469
Revised Code shall be fined an amount equal to three times the 1470
amount accepted in excess of the amount permitted by that 1471
division. 1472

Section 2. That existing sections 102.02, 102.03, 3517.13, 1473
and 3517.992 of the Revised Code are hereby repealed. 1474