

As Introduced

**134th General Assembly
Regular Session
2021-2022**

S. B. No. 320

Senator Gavarone



A BILL

To amend sections 3501.01, 3503.14, 3503.16, 1
3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 2
3505.183, 3509.03, 3509.04, 3509.05, 3509.051, 3
3509.06, 3509.07, 3509.08, 3509.09, 3509.10, 4
3511.02, 3511.04, 3511.05, 3511.06, 3511.07, 5
3511.08, 3511.09, 3511.10, 3511.11, 3511.13, 6
4507.50, and 4507.52 and to enact section 7
4507.502 of the Revised Code to require photo 8
identification to vote, to make other changes to 9
the Election Law, and to require the Bureau of 10
Motor Vehicles to provide free state 11
identification cards to persons seventeen and 12
older. 13

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

Section 1. That sections 3501.01, 3503.14, 3503.16, 14
3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 3505.183, 15
3509.03, 3509.04, 3509.05, 3509.051, 3509.06, 3509.07, 3509.08, 16
3509.09, 3509.10, 3511.02, 3511.04, 3511.05, 3511.06, 3511.07, 17
3511.08, 3511.09, 3511.10, 3511.11, 3511.13, 4507.50, and 18
4507.52 be amended and section 4507.502 of the Revised Code be 19
enacted to read as follows: 20

Sec. 3501.01. As used in the sections of the Revised Code	21
relating to elections and political communications:	22
(A) "General election" means the election held on the	23
first Tuesday after the first Monday in each November.	24
(B) "Regular municipal election" means the election held	25
on the first Tuesday after the first Monday in November in each	26
odd-numbered year.	27
(C) "Regular state election" means the election held on	28
the first Tuesday after the first Monday in November in each	29
even-numbered year.	30
(D) "Special election" means any election other than those	31
elections defined in other divisions of this section. A special	32
election may be held only on the first Tuesday after the first	33
Monday in May, August, or November, or on the day authorized by	34
a particular municipal or county charter for the holding of a	35
primary election, except that in any year in which a	36
presidential primary election is held, no special election shall	37
be held in May, except as authorized by a municipal or county	38
charter, but may be held on the third Tuesday after the first	39
Monday in March.	40
(E) (1) "Primary" or "primary election" means an election	41
held for the purpose of nominating persons as candidates of	42
political parties for election to offices, and for the purpose	43
of electing persons as members of the controlling committees of	44
political parties and as delegates and alternates to the	45
conventions of political parties. Primary elections shall be	46
held on the first Tuesday after the first Monday in May of each	47
year except in years in which a presidential primary election is	48
held.	49

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

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

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

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

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

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

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

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

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

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

(J) "Nonpartisan candidate" means any candidate whose name 109
is required, pursuant to section 3505.04 of the Revised Code, to 110
be listed on the nonpartisan ballot, including all candidates 111
for judge of a municipal court, county court, or court of common 112
pleas, for member of any board of education, for municipal or 113
township offices in which primary elections are not held for 114
nominating candidates by political parties, and for offices of 115
municipal corporations having charters that provide for separate 116
ballots for elections for these offices. 117

(K) "Party candidate" means any candidate who claims to be 118
a member of a political party and who has been certified to 119
appear on the office-type ballot at a general or special 120
election as the nominee of a political party because the 121
candidate has won the primary election of the candidate's party 122
for the public office the candidate seeks, has been nominated 123
under section 3517.012, or is selected by party committee in 124
accordance with section 3513.31 of the Revised Code. 125

(L) "Officer of a political party" includes, but is not 126
limited to, any member, elected or appointed, of a controlling 127
committee, whether representing the territory of the state, a 128
district therein, a county, township, a city, a ward, a 129
precinct, or other territory, of a major or minor political 130
party. 131

(M) "Question or issue" means any question or issue 132
certified in accordance with the Revised Code for placement on 133
an official ballot at a general or special election to be held 134
in this state. 135

(N) "Elector" or "qualified elector" means a person having 136
the qualifications provided by law to be entitled to vote. 137

(O) "Voter" means an elector who votes at an election.	138
(P) "Voting residence" means that place of residence of an elector which shall determine the precinct in which the elector may vote.	139 140 141
(Q) "Precinct" means a district within a county established by the board of elections of such county within which all qualified electors having a voting residence therein may vote at the same polling place.	142 143 144 145
(R) "Polling place" means that place provided for each precinct at which the electors having a voting residence in such precinct may vote.	146 147 148
(S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code.	149 150 151
(T) "Political subdivision" means a county, township, city, village, or school district.	152 153
(U) "Election officer" or "election official" means any of the following:	154 155
(1) Secretary of state;	156
(2) Employees of the secretary of state serving the division of elections in the capacity of attorney, administrative officer, administrative assistant, elections administrator, office manager, or clerical supervisor;	157 158 159 160
(3) Director of a board of elections;	161
(4) Deputy director of a board of elections;	162
(5) Member of a board of elections;	163
(6) Employees of a board of elections;	164

(7) Precinct election officials;	165
(8) Employees appointed by the boards of elections on a temporary or part-time basis.	166 167
(V) "Acknowledgment notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, informing a voter registration applicant or an applicant who wishes to change the applicant's residence or name of the status of the application; the information necessary to complete or update the application, if any; and if the application is complete, the precinct in which the applicant is to vote.	168 169 170 171 172 173 174
(W) "Confirmation notice" means a notice sent by a board of elections, on a form prescribed by the secretary of state, to a registered elector to confirm the registered elector's current address.	175 176 177 178
(X) "Designated agency" means an office or agency in the state that provides public assistance or that provides state-funded programs primarily engaged in providing services to persons with disabilities and that is required by the National Voter Registration Act of 1993 to implement a program designed and administered by the secretary of state for registering voters, or any other public or government office or agency that implements a program designed and administered by the secretary of state for registering voters, including the department of job and family services, the program administered under section 3701.132 of the Revised Code by the department of health, the department of mental health and addiction services, the department of developmental disabilities, the opportunities for Ohioans with disabilities agency, and any other agency the secretary of state designates. "Designated agency" does not include public high schools and vocational schools, public	179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194

libraries, or the office of a county treasurer. 195

(Y) "National Voter Registration Act of 1993" means the 196
"National Voter Registration Act of 1993," 107 Stat. 77, 42 197
U.S.C.A. 1973gg. 198

(Z) "Voting Rights Act of 1965" means the "Voting Rights 199
Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 200

(AA) "Photo identification" means ~~a document one of the~~ 201
following documents or combinations of documents that meets each 202
of the following requirements includes the individual's name, 203
photograph, and current address: 204

(1) ~~It shows the name of the individual to whom it was~~ 205
~~issued, which shall conform to the name in the poll list or~~ 206
~~signature pollbook~~An unexpired Ohio driver's license, commercial 207
driver's license, or state identification card issued by the 208
registrar of motor vehicles or deputy registrar under Chapter 209
4507. of the Revised Code. If the driver's license or state 210
identification card does not contain the elector's current 211
address, the driver's license or state identification card shall 212
be accompanied by a copy of a current utility bill, bank 213
statement, government check, paycheck, or other government 214
document, other than a notice of voter registration mailed by a 215
board of elections under section 3503.19 of the Revised Code, 216
that shows the individual's name and current address. 217

(2) ~~It shows the current address of the individual to whom~~ 218
~~it was issued, which shall conform to the address in the poll~~ 219
~~list or signature pollbook, except for a driver's license or a~~ 220
~~state identification card issued under section 4507.50 of the~~ 221
~~Revised Code, which may show either the current or former~~ 222
~~address of the individual to whom it was issued, regardless of~~ 223

~~whether that address conforms to the address in the poll list or~~ 224
~~signature pollbook~~An expired Ohio driver's license, Ohio 225
commercial driver's license, or state identification card issued 226
by the registrar of motor vehicles or deputy registrar under 227
Chapter 4507. of the Revised Code and an unexpired United States 228
military identification card. If the driver's license or state 229
identification card does not contain the elector's current 230
address, the driver's license or state identification card shall 231
be accompanied by a copy of a current utility bill, bank 232
statement, government check, paycheck, or other government 233
document, other than a notice of voter registration mailed by a 234
board of elections under section 3503.19 of the Revised Code, 235
that shows the individual's name and current address. 236

~~(3) It shows a photograph of the individual to whom it was~~ 237
~~issued.~~ 238

~~(4) It includes an expiration date that has not passed.~~ 239

~~(5) It was issued by the government of the United States~~ 240
~~or this state.~~ 241

Sec. 3503.14. (A) The secretary of state shall prescribe 242
the form and content of the registration, change of residence, 243
and change of name forms used in this state. The forms shall 244
meet the requirements of the National Voter Registration Act of 245
1993 and shall include spaces for all of the following: 246

(1) The voter's name; 247

(2) The voter's address; 248

(3) The current date; 249

(4) The voter's date of birth; 250

(5) The voter to provide one or more of the following: 251

(a) The voter's <u>Ohio driver's license or state</u>	252
<u>identification card number</u> , if any;	253
(b) The last four digits of the voter's social security	254
number, if any;	255
(c) A copy of a current and valid photo identification, a	256
copy of a military identification, or a copy of a current	257
utility bill, bank statement, government check, paycheck, or	258
other government document, other than a notice of voter	259
registration mailed by a board of elections under section	260
3503.19 of the Revised Code, that shows the voter's name and	261
address.	262
(6) The voter's signature.	263
The registration form shall include a space on which the	264
person registering an applicant shall sign the person's name and	265
provide the person's address and a space on which the person	266
registering an applicant shall name the employer who is	267
employing that person to register the applicant.	268
Except for forms prescribed by the secretary of state	269
under section 3503.11 of the Revised Code, the secretary of	270
state shall permit boards of elections to produce forms that	271
have subdivided spaces for each individual alphanumeric	272
character of the information provided by the voter so as to	273
accommodate the electronic reading and conversion of the voter's	274
information to data and the subsequent electronic transfer of	275
that data to the statewide voter registration database	276
established under section 3503.15 of the Revised Code.	277
(B) None of the following persons who are registering an	278
applicant in the course of that official's or employee's normal	279
duties shall sign the person's name, provide the person's	280

address, or name the employer who is employing the person to	281
register an applicant on a form prepared under this section:	282
(1) An election official;	283
(2) A county treasurer;	284
(3) A deputy registrar of motor vehicles;	285
(4) An employee of a designated agency;	286
(5) An employee of a public high school;	287
(6) An employee of a public vocational school;	288
(7) An employee of a public library;	289
(8) An employee of the office of a county treasurer;	290
(9) An employee of the bureau of motor vehicles;	291
(10) An employee of a deputy registrar of motor vehicles;	292
(11) An employee of an election official.	293
(C) Except as provided in section 3501.382 of the Revised	294
Code, any applicant who is unable to sign the applicant's own	295
name shall make an "X," if possible, which shall be certified by	296
the signing of the name of the applicant by the person filling	297
out the form, who shall add the person's own signature. If an	298
applicant is unable to make an "X," the applicant shall indicate	299
in some manner that the applicant desires to register to vote or	300
to change the applicant's name or residence. The person	301
registering the applicant shall sign the form and attest that	302
the applicant indicated that the applicant desired to register	303
to vote or to change the applicant's name or residence.	304
(D) No registration, change of residence, or change of	305
name form shall be rejected solely on the basis that a person	306

registering an applicant failed to sign the person's name or 307
failed to name the employer who is employing that person to 308
register the applicant as required under division (A) of this 309
section. 310

(E) A voter registration application submitted online 311
through the internet pursuant to section 3503.20 of the Revised 312
Code is not required to contain a signature to be considered 313
valid. The signature obtained under division (B) of that section 314
shall be considered the applicant's signature for all election 315
and signature-matching purposes. 316

(F) As used in this section, "registering an applicant" 317
includes any effort, for compensation, to provide voter 318
registration forms or to assist persons in completing or 319
returning those forms. 320

Sec. 3503.16. (A) Except as otherwise provided in division 321
(E) of section 111.44 of the Revised Code, whenever a registered 322
elector changes the place of residence of that registered 323
elector from one precinct to another within a county or from one 324
county to another, or has a change of name, that registered 325
elector shall report the change by delivering a change of 326
residence or change of name form, whichever is appropriate, as 327
prescribed by the secretary of state under section 3503.14 of 328
the Revised Code to the state or local office of a designated 329
agency, a public high school or vocational school, a public 330
library, the office of the county treasurer, the office of the 331
secretary of state, any office of the registrar or deputy 332
registrar of motor vehicles, or any office of a board of 333
elections in person or by a third person. Any voter 334
registration, change of address, or change of name application, 335
returned by mail, may be sent only to the secretary of state or 336

the board of elections. 337

A registered elector also may update the registration of 338
that registered elector by filing a change of residence or 339
change of name form on the day of a special, primary, or general 340
election at the polling place in the precinct in which that 341
registered elector resides or at the board of elections or at 342
another site designated by the board. 343

(B) (1) (a) Any registered elector who moves within a 344
precinct on or prior to the day of a general, primary, or 345
special election and has not filed a notice of change of 346
residence with the board of elections may vote in that election 347
by going to that registered elector's assigned polling place, 348
completing and signing a notice of change of residence, showing 349
~~identification in the form of a current and valid photo~~ 350
~~identification, a military identification, or a copy of a~~ 351
~~current utility bill, bank statement, government check,~~ 352
~~paycheck, or other government document, other than a notice of~~ 353
~~voter registration mailed by a board of elections under section~~ 354
~~3503.19 of the Revised Code, that shows the name and current~~ 355
~~address of the elector,~~ and casting a ballot. 356

(b) Any registered elector who changes the name of that 357
registered elector and remains within a precinct on or prior to 358
the day of a general, primary, or special election and has not 359
filed a notice of change of name with the board of elections may 360
vote in that election by going to that registered elector's 361
assigned polling place, completing and signing a notice of a 362
change of name, and casting a provisional ballot under section 363
3505.181 of the Revised Code. If the registered elector provides 364
to the precinct election officials proof of a legal name change, 365
such as a marriage license or court order that includes the 366

elector's current and prior names, the elector may complete and 367
sign a notice of change of name and cast a regular ballot. 368

(2) Any registered elector who moves from one precinct to 369
another within a county or moves from one precinct to another 370
and changes the name of that registered elector on or prior to 371
the day of a general, primary, or special election and has not 372
filed a notice of change of residence or change of name, 373
whichever is appropriate, with the board of elections may vote 374
in that election if that registered elector complies with 375
division (G) of this section or does all of the following: 376

(a) Appears at anytime during regular business hours on or 377
after the twenty-eighth day prior to the election in which that 378
registered elector wishes to vote or, if the election is held on 379
the day of a presidential primary election, the twenty-fifth day 380
prior to the election, through noon of the Saturday prior to the 381
election at the office of the board of elections, appears at any 382
time during regular business hours on the Monday prior to the 383
election at the office of the board of elections, or appears on 384
the day of the election at either of the following locations: 385

(i) The polling place for the precinct in which that 386
registered elector resides; 387

(ii) The office of the board of elections or, if pursuant 388
to division (C) of section 3501.10 of the Revised Code the board 389
has designated another location in the county at which 390
registered electors may vote, at that other location instead of 391
the office of the board of elections. 392

(b) Completes and signs, under penalty of election 393
falsification, the written affirmation on the provisional ballot 394
envelope, which shall serve as a notice of change of residence 395

or change of name, whichever is appropriate; 396

(c) Votes a provisional ballot under section 3505.181 of 397
the Revised Code at the polling place, at the office of the 398
board of elections, or, if pursuant to division (C) of section 399
3501.10 of the Revised Code the board has designated another 400
location in the county at which registered electors may vote, at 401
that other location instead of the office of the board of 402
elections, whichever is appropriate, using the address to which 403
that registered elector has moved or the name of that registered 404
elector as changed, whichever is appropriate; 405

(d) Completes and signs, under penalty of election 406
falsification, a statement attesting that that registered 407
elector moved or had a change of name, whichever is appropriate, 408
on or prior to the day of the election, has voted a provisional 409
ballot at the polling place for the precinct in which that 410
registered elector resides, at the office of the board of 411
elections, or, if pursuant to division (C) of section 3501.10 of 412
the Revised Code the board has designated another location in 413
the county at which registered electors may vote, at that other 414
location instead of the office of the board of elections, 415
whichever is appropriate, and will not vote or attempt to vote 416
at any other location for that particular election. 417

(C) Any registered elector who moves from one county to 418
another county within the state on or prior to the day of a 419
general, primary, or special election and has not registered to 420
vote in the county to which that registered elector moved may 421
vote in that election if that registered elector complies with 422
division (G) of this section or does all of the following: 423

(1) Appears at any time during regular business hours on 424
or after the twenty-eighth day prior to the election in which 425

that registered elector wishes to vote or, if the election is 426
held on the day of a presidential primary election, the twenty- 427
fifth day prior to the election, through noon of the Saturday 428
prior to the election at the office of the board of elections 429
or, if pursuant to division (C) of section 3501.10 of the 430
Revised Code the board has designated another location in the 431
county at which registered electors may vote, at that other 432
location instead of the office of the board of elections, 433
appears during regular business hours on the Monday prior to the 434
election at the office of the board of elections or, if pursuant 435
to division (C) of section 3501.10 of the Revised Code the board 436
has designated another location in the county at which 437
registered electors may vote, at that other location instead of 438
the office of the board of elections, or appears on the day of 439
the election at the office of the board of elections or, if 440
pursuant to division (C) of section 3501.10 of the Revised Code 441
the board has designated another location in the county at which 442
registered electors may vote, at that other location instead of 443
the office of the board of elections; 444

(2) Completes and signs, under penalty of election 445
falsification, the written affirmation on the provisional ballot 446
envelope, which shall serve as a notice of change of residence; 447

(3) Votes a provisional ballot under section 3505.181 of 448
the Revised Code at the office of the board of elections or, if 449
pursuant to division (C) of section 3501.10 of the Revised Code 450
the board has designated another location in the county at which 451
registered electors may vote, at that other location instead of 452
the office of the board of elections, using the address to which 453
that registered elector has moved; 454

(4) Completes and signs, under penalty of election 455

falsification, a statement attesting that that registered 456
elector has moved from one county to another county within the 457
state on or prior to the day of the election, has voted at the 458
office of the board of elections or, if pursuant to division (C) 459
of section 3501.10 of the Revised Code the board has designated 460
another location in the county at which registered electors may 461
vote, at that other location instead of the office of the board 462
of elections, and will not vote or attempt to vote at any other 463
location for that particular election. 464

(D) A person who votes by absent voter's ballots pursuant 465
to division (G) of this section shall not make written 466
application for the ballots pursuant to Chapter 3509. of the 467
Revised Code. Ballots cast pursuant to division (G) of this 468
section shall be set aside in a special envelope and counted 469
during the official canvass of votes in the manner provided for 470
in sections 3505.32 and 3509.06 of the Revised Code insofar as 471
that manner is applicable. The board shall examine the pollbooks 472
to verify that no ballot was cast at the polls or by absent 473
voter's ballots under Chapter 3509. or 3511. of the Revised Code 474
by an elector who has voted by absent voter's ballots pursuant 475
to division (G) of this section. Any ballot determined to be 476
insufficient for any of the reasons stated above or stated in 477
section 3509.07 of the Revised Code shall not be counted. 478

Subject to division (C) of section 3501.10 of the Revised 479
Code, a board of elections may lease or otherwise acquire a site 480
different from the office of the board at which registered 481
electors may vote pursuant to division (B) or (C) of this 482
section. 483

(E) Upon receiving a notice of change of residence or 484
change of name, the board of elections shall immediately send 485

the registrant an acknowledgment notice. If the change of 486
residence or change of name notice is valid, the board shall 487
update the voter's registration as appropriate. If that form is 488
incomplete, the board shall inform the registrant in the 489
acknowledgment notice specified in this division of the 490
information necessary to complete or update that registrant's 491
registration. 492

(F) Change of residence and change of name forms shall be 493
available at each polling place, and when these forms are 494
completed, noting changes of residence or name, as appropriate, 495
they shall be filed with election officials at the polling 496
place. Election officials shall return completed forms, together 497
with the pollbooks and tally sheets, to the board of elections. 498

The board of elections shall provide change of residence 499
and change of name forms to the probate court and court of 500
common pleas. The court shall provide the forms to any person 501
eighteen years of age or older who has a change of name by order 502
of the court or who applies for a marriage license. The court 503
shall forward all completed forms to the board of elections 504
within five days after receiving them. 505

(G) A registered elector who otherwise would qualify to 506
vote under division (B) or (C) of this section but is unable to 507
appear at the office of the board of elections or, if pursuant 508
to division (C) of section 3501.10 of the Revised Code the board 509
has designated another location in the county at which 510
registered electors may vote, at that other location, on account 511
of personal illness, physical disability, or infirmity, may vote 512
on the day of the election if that registered elector does all 513
of the following: 514

(1) Makes a written application that includes all of the 515

information required under section 3509.03 of the Revised Code 516
to the appropriate board for an absent voter's ballot on or 517
after the twenty-seventh day prior to the election in which the 518
registered elector wishes to vote through noon of the Saturday 519
prior to that election and requests that the absent voter's 520
ballot be sent to the address to which the registered elector 521
has moved if the registered elector has moved, or to the address 522
of that registered elector who has not moved but has had a 523
change of name; 524

(2) Declares that the registered elector has moved or had 525
a change of name, whichever is appropriate, and otherwise is 526
qualified to vote under the circumstances described in division 527
(B) or (C) of this section, whichever is appropriate, but that 528
the registered elector is unable to appear at the board of 529
elections because of personal illness, physical disability, or 530
infirmity; 531

(3) Completes and returns along with the completed absent 532
voter's ballot a notice of change of residence indicating the 533
address to which the registered elector has moved, or a notice 534
of change of name, whichever is appropriate; 535

(4) Completes and signs, under penalty of election 536
falsification, a statement attesting that the registered elector 537
has moved or had a change of name on or prior to the day before 538
the election, has voted by absent voter's ballot because of 539
personal illness, physical disability, or infirmity that 540
prevented the registered elector from appearing at the board of 541
elections, and will not vote or attempt to vote at any other 542
location or by absent voter's ballot mailed to any other 543
location or address for that particular election. 544

Sec. 3503.19. (A) Persons qualified to register or to 545

change their registration because of a change of address or 546
change of name may register or change their registration in 547
person at any state or local office of a designated agency, at 548
the office of the registrar or any deputy registrar of motor 549
vehicles, at a public high school or vocational school, at a 550
public library, at the office of a county treasurer, or at a 551
branch office established by the board of elections, or in 552
person, through another person, or by mail at the office of the 553
secretary of state or at the office of a board of elections. A 554
registered elector may also change the elector's registration on 555
election day at any polling place where the elector is eligible 556
to vote, in the manner provided under section 3503.16 of the 557
Revised Code. 558

Any state or local office of a designated agency, the 559
office of the registrar or any deputy registrar of motor 560
vehicles, a public high school or vocational school, a public 561
library, or the office of a county treasurer shall transmit any 562
voter registration application or change of registration form 563
that it receives to the board of elections of the county in 564
which the state or local office is located, within five days 565
after receiving the voter registration application or change of 566
registration form. 567

An otherwise valid voter registration application that is 568
returned to the appropriate office other than by mail must be 569
received by a state or local office of a designated agency, the 570
office of the registrar or any deputy registrar of motor 571
vehicles, a public high school or vocational school, a public 572
library, the office of a county treasurer, the office of the 573
secretary of state, or the office of a board of elections no 574
later than the thirtieth day preceding a primary, special, or 575
general election for the person to qualify as an elector 576

eligible to vote at that election. An otherwise valid 577
registration application received after that day entitles the 578
elector to vote at all subsequent elections. 579

Any state or local office of a designated agency, the 580
office of the registrar or any deputy registrar of motor 581
vehicles, a public high school or vocational school, a public 582
library, or the office of a county treasurer shall date stamp a 583
registration application or change of name or change of address 584
form it receives using a date stamp that does not disclose the 585
identity of the state or local office that receives the 586
registration. 587

Voter registration applications, if otherwise valid, that 588
are returned by mail to the office of the secretary of state or 589
to the office of a board of elections must be postmarked no 590
later than the thirtieth day preceding a primary, special, or 591
general election in order for the person to qualify as an 592
elector eligible to vote at that election. If an otherwise valid 593
voter registration application that is returned by mail does not 594
bear a postmark or a legible postmark, the registration shall be 595
valid for that election if received by the office of the 596
secretary of state or the office of a board of elections no 597
later than twenty-five days preceding any special, primary, or 598
general election. 599

(B) (1) Any person may apply in person, by telephone, by 600
mail, or through another person for voter registration forms to 601
the office of the secretary of state or the office of a board of 602
elections. An individual who is eligible to vote as a uniformed 603
services voter or an overseas voter in accordance with 42 U.S.C. 604
1973ff-6 also may apply for voter registration forms by 605
electronic means to the office of the secretary of state or to 606

the board of elections of the county in which the person's 607
voting residence is located pursuant to section 3503.191 of the 608
Revised Code. 609

(2) (a) An applicant may return the applicant's completed 610
registration form in person or by mail to any state or local 611
office of a designated agency, to a public high school or 612
vocational school, to a public library, to the office of a 613
county treasurer, to the office of the secretary of state, or to 614
the office of a board of elections. An applicant who is eligible 615
to vote as a uniformed services voter or an overseas voter in 616
accordance with 42 U.S.C. 1973ff-6 also may return the 617
applicant's completed voter registration form electronically to 618
the office of the secretary of state or to the board of 619
elections of the county in which the person's voting residence 620
is located pursuant to section 3503.191 of the Revised Code. 621

(b) Subject to division (B) (2) (c) of this section, an 622
applicant may return the applicant's completed registration form 623
through another person to any board of elections or the office 624
of the secretary of state. 625

(c) A person who receives compensation for registering a 626
voter shall return any registration form entrusted to that 627
person by an applicant to any board of elections or to the 628
office of the secretary of state. 629

(d) If a board of elections or the office of the secretary 630
of state receives a registration form under division (B) (2) (b) 631
or (c) of this section before the thirtieth day before an 632
election, the board or the office of the secretary of state, as 633
applicable, shall forward the registration to the board of 634
elections of the county in which the applicant is seeking to 635
register to vote within ten days after receiving the 636

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

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

- (a) The applicant's registration;
- (b) The precinct in which the applicant is to vote;
- (c) In bold type as follows:

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

~~will still be able to vote by signing an affirmation swearing to
the voter's identity under penalty of election falsification and
by casting a provisional ballot."~~ 666
667
668

The notification shall be by nonforwardable mail. If the 669
mail is returned to the board, it shall investigate and cause 670
the notification to be delivered to the correct address. 671

(2) If, after investigating as required under division (C) 672
(1) of this section, the board is unable to verify the voter's 673
correct address, it shall cause the voter's name in the official 674
registration list and in the poll list or signature pollbook to 675
be marked to indicate that the voter's notification was returned 676
to the board. 677

At the first election at which a voter whose name has been 678
so marked appears to vote, the voter shall be required to 679
provide photo identification to the election officials and to 680
vote by provisional ballot under section 3505.181 of the Revised 681
Code. If the provisional ballot is counted pursuant to division 682
(B) (3) of section 3505.183 of the Revised Code, the board shall 683
correct that voter's registration, if needed, and shall remove 684
the indication that the voter's notification was returned from 685
that voter's name on the official registration list and on the 686
poll list or signature pollbook. If the provisional ballot is 687
not counted pursuant to division (B) (4) (a) (i), (v), or (vi) of 688
section 3505.183 of the Revised Code, the voter's registration 689
shall be canceled. The board shall notify the voter by United 690
States mail of the cancellation. 691

(3) If a notice of the disposition of an otherwise valid 692
registration application is sent by nonforwardable mail and is 693
returned undelivered, the person shall be registered as provided 694
in division (C) (2) of this section and sent a confirmation 695

notice by forwardable mail. If the person fails to respond to 696
the confirmation notice, update the person's registration, or 697
vote by provisional ballot as provided in division (C) (2) of 698
this section in any election during the period of two federal 699
elections subsequent to the mailing of the confirmation notice, 700
the person's registration shall be canceled. 701

Sec. 3503.28. (A) The secretary of state shall develop an 702
information brochure regarding voter registration. The brochure 703
shall include, but is not limited to, all of the following 704
information: 705

(1) The applicable deadlines for registering to vote or 706
for returning an applicant's completed registration form; 707

(2) The applicable deadline for returning an applicant's 708
completed registration form if the person returning the form is 709
being compensated for registering voters; 710

(3) The locations to which a person may return an 711
applicant's completed registration form; 712

(4) The location to which a person who is compensated for 713
registering voters may return an applicant's completed 714
registration form; 715

(5) The registration and affirmation requirements 716
applicable to persons who are compensated for registering voters 717
under section 3503.29 of the Revised Code; 718

(6) A notice, which shall be written in bold type, stating 719
as follows: 720

"Voters must bring photo identification to the polls in 721
order to verify identity. ~~Identification may include a current-~~ 722
~~and valid photo identification, a military identification, or a-~~ 723

~~copy of a current utility bill, bank statement, government- 724
check, paycheck, or other government document, other than a 725
voter registration notification sent by a board of elections, 726
that shows the voter's name and current address. Voters who do 727
not provide one of these documents photo identification will 728
still be able to vote by casting a provisional ballot. ~~Voters- 729
who do not have any of the above forms of identification, 730
including a social security number, will still be able to vote- 731
by signing an affirmation swearing to the voter's identity under- 732
penalty of election falsification and by casting a provisional- 733
ballot."~~ 734~~

(B) Except as otherwise provided in division (D) of this 735
section, a board of elections, designated agency, public high 736
school, public vocational school, public library, office of a 737
county treasurer, or deputy registrar of motor vehicles shall 738
distribute a copy of the brochure developed under division (A) 739
of this section to any person who requests more than two voter 740
registration forms at one time. 741

(C) (1) The secretary of state shall provide the 742
information required to be included in the brochure developed 743
under division (A) of this section to any person who prints a 744
voter registration form that is made available on a web site of 745
the office of the secretary of state. 746

(2) If a board of elections operates and maintains a web 747
site, the board shall provide the information required to be 748
included in the brochure developed under division (A) of this 749
section to any person who prints a voter registration form that 750
is made available on that web site. 751

(D) A board of elections shall not be required to 752
distribute a copy of a brochure under division (B) of this 753

section to any of the following officials or employees who are 754
requesting more than two voter registration forms at one time in 755
the course of the official's or employee's normal duties: 756

- (1) An election official; 757
- (2) A county treasurer; 758
- (3) A deputy registrar of motor vehicles; 759
- (4) An employee of a designated agency; 760
- (5) An employee of a public high school; 761
- (6) An employee of a public vocational school; 762
- (7) An employee of a public library; 763
- (8) An employee of the office of a county treasurer; 764
- (9) An employee of the bureau of motor vehicles; 765
- (10) An employee of a deputy registrar of motor vehicles; 766
- (11) An employee of an election official. 767

(E) As used in this section, "registering voters" includes 768
any effort, for compensation, to provide voter registration 769
forms or to assist persons in completing or returning those 770
forms. 771

Sec. 3505.18. (A) (1) When an elector appears in a polling 772
place to vote, the elector shall announce to the precinct 773
election officials the elector's full name and current address 774
and provide ~~proof of the elector's identity in the form of a~~ 775
~~current and valid photo identification, a military~~ 776
~~identification, or a copy of a current utility bill, bank~~ 777
~~statement, government check, paycheck, or other government~~ 778
~~document, other than a notice of voter registration mailed by a~~ 779

~~board of elections under section 3503.19 of the Revised Code,~~ 780
~~that shows the name and current address of the elector.~~ 781

(2) If an elector does not have or is unable to provide 782
photo identification to the precinct election officials ~~any of~~ 783
~~the forms of identification required under division (A)(1) of~~ 784
~~this section,~~ the elector may cast a provisional ballot under 785
section 3505.181 of the Revised Code and do either of the 786
following: 787

(a) Write the elector's Ohio driver's license or state 788
identification card number or the last four digits of the 789
elector's social security number on the provisional ballot 790
envelope; or 791

(b) Appear at the office of the board of elections not 792
later than the seventh day after the day of the election and 793
provide ~~the photo identification required under division (A)(1)~~ 794
~~of this section,~~ the elector's Ohio driver's license or state 795
identification card number, or the last four digits of the 796
elector's social security number. 797

(B) After the elector has announced the elector's full 798
name and current address and provided ~~any of the forms of photo~~ 799
~~identification required under division (A)(1) of this section,~~ 800
the elector shall write-confirm the elector's name and address 801
by signing the elector's name at the proper place in the poll 802
list or signature pollbook provided for the purpose, except that 803
if, for any reason, an elector is unable to ~~write-sign~~ the 804
elector's name ~~and current address~~ in the poll list or signature 805
pollbook, the elector may make the elector's mark at the place 806
intended for the elector's name, and a precinct election 807
official shall write the name of the elector at the proper place 808
on the poll list or signature pollbook following the elector's 809

mark. The making of such a mark shall be attested by the 810
precinct election official, who shall evidence the same by 811
signing the precinct election official's name on the poll list 812
or signature pollbook as a witness to the mark. Alternatively, 813
if applicable, an attorney in fact acting pursuant to section 814
3501.382 of the Revised Code may sign the elector's signature in 815
the poll list or signature pollbook in accordance with that 816
section. 817

The elector's signature in the poll list or signature 818
pollbook then shall be compared with the elector's signature on 819
the elector's registration form or a digitized signature list as 820
provided for in section 3503.13 of the Revised Code, and if, in 821
the opinion of a majority of the precinct election officials, 822
the signatures are the signatures of the same person, the 823
election officials shall enter the date of the election on the 824
registration form or shall record the date by other means 825
prescribed by the secretary of state. The validity of an 826
attorney in fact's signature on behalf of an elector shall be 827
determined in accordance with section 3501.382 of the Revised 828
Code. 829

If the right of the elector to vote is not then 830
challenged, or, if being challenged, the elector establishes the 831
elector's right to vote, the elector shall be allowed to proceed 832
to use the voting machine. If voting machines are not being used 833
in that precinct, the precinct election official in charge of 834
ballots shall then detach the next ballots to be issued to the 835
elector from Stub B attached to each ballot, leaving Stub A 836
attached to each ballot, hand the ballots to the elector, and 837
call the elector's name and the stub number on each of the 838
ballots. The precinct election official shall enter the stub 839
numbers opposite the signature of the elector in the pollbook. 840

The elector shall then retire to one of the voting compartments 841
to mark the elector's ballots. No mark shall be made on any 842
ballot which would in any way enable any person to identify the 843
person who voted the ballot. 844

Sec. 3505.181. (A) All of the following individuals shall 845
be permitted to cast a provisional ballot at an election: 846

(1) An individual who declares that the individual is a 847
registered voter in the precinct in which the individual desires 848
to vote and that the individual is eligible to vote in an 849
election, but the name of the individual does not appear on the 850
official list of eligible voters for the precinct or an election 851
official asserts that the individual is not eligible to vote; 852

(2) An individual who does not have or is unable to 853
provide photo identification to the election officials~~any of~~ 854
~~the forms of identification required under division (A) (1) of~~ 855
~~section 3505.18 of the Revised Code;~~ 856

(3) An individual whose name in the poll list or signature 857
pollbook has been marked under section 3509.09 or 3511.13 of the 858
Revised Code as having requested an absent voter's ballot or a 859
uniformed services or overseas absent voter's ballot for that 860
election and who appears to vote at the polling place; 861

(4) An individual whose notification of registration has 862
been returned undelivered to the board of elections and whose 863
name in the official registration list and in the poll list or 864
signature pollbook has been marked under division (C) (2) of 865
section 3503.19 of the Revised Code; 866

(5) An individual who has been successfully challenged 867
under section 3505.20 or 3513.20 of the Revised Code; 868

(6) An individual who changes the individual's name and 869

remains within the precinct without providing proof of that name 870
change under division (B) (1) (b) of section 3503.16 of the 871
Revised Code, moves from one precinct to another within a 872
county, moves from one precinct to another and changes the 873
individual's name, or moves from one county to another within 874
the state, and completes and signs the required forms and 875
statements under division (B) or (C) of section 3503.16 of the 876
Revised Code; 877

(7) An individual whose signature, in the opinion of the 878
precinct officers under section 3505.22 of the Revised Code, is 879
not that of the person who signed that name in the registration 880
forms. 881

(B) An individual who is eligible to cast a provisional 882
ballot under division (A) of this section shall be permitted to 883
cast a provisional ballot as follows: 884

(1) An election official at the polling place shall notify 885
the individual that the individual may cast a provisional ballot 886
in that election. 887

(2) Except as otherwise provided in division (F) of this 888
section, the individual shall complete and execute a written 889
affirmation before an election official at the polling place 890
stating that the individual is both of the following: 891

(a) A registered voter in the precinct in which the 892
individual desires to vote; 893

(b) Eligible to vote in that election. 894

(3) An election official at the polling place shall 895
transmit the ballot cast by the individual and the voter 896
information contained in the written affirmation executed by the 897
individual under division (B) (2) of this section to an 898

appropriate local election official for verification under 899
division (B) (4) of this section. 900

(4) If the appropriate local election official to whom the 901
ballot or voter or address information is transmitted under 902
division (B) (3) of this section determines that the individual 903
is eligible to vote, the individual's provisional ballot shall 904
be counted as a vote in that election. 905

(5) (a) At the time that an individual casts a provisional 906
ballot, the appropriate local election official shall give the 907
individual written information that states that any individual 908
who casts a provisional ballot will be able to ascertain under 909
the system established under division (B) (5) (b) of this section 910
whether the vote was counted, and, if the vote was not counted, 911
the reason that the vote was not counted. 912

(b) The appropriate state or local election official shall 913
establish a free access system, in the form of a toll-free 914
telephone number, that any individual who casts a provisional 915
ballot may access to discover whether the vote of that 916
individual was counted, and, if the vote was not counted, the 917
reason that the vote was not counted. The free access system 918
established under this division also shall provide to an 919
individual whose provisional ballot was not counted information 920
explaining how that individual may contact the board of 921
elections to register to vote or to resolve problems with the 922
individual's voter registration. 923

The appropriate state or local election official shall 924
establish and maintain reasonable procedures necessary to 925
protect the security, confidentiality, and integrity of personal 926
information collected, stored, or otherwise used by the free 927
access system established under this division. The system shall 928

permit an individual only to gain access to information about 929
the individual's own provisional ballot. 930

(6) If, at the time that an individual casts a provisional 931
ballot, the individual provides photo identification ~~in the form~~ 932
 ~~of a current and valid photo identification, a military~~ 933
 ~~identification, or a copy of a current utility bill, bank~~ 934
 ~~statement, government check, paycheck, or other government~~ 935
 ~~document, other than a notice of voter registration mailed by a~~ 936
 ~~board of elections under section 3503.19 of the Revised Code,~~ 937
 ~~that shows the individual's name and current address, or~~ 938
 provides, the individual's Ohio driver's license or state 939
identification card number, or the last four digits of the 940
individual's social security number, the individual shall ~~record~~ 941
 ~~the type of identification provided or the driver's license,~~ 942
 ~~state identification card, or social security number information~~ 943
 ~~and~~ include that information on the provisional ballot 944
affirmation under division (B) (3) of this section. 945

(7) During the seven days after the day of an election, an 946
individual who casts a provisional ballot because the individual 947
does not have or is unable to provide photo identification to 948
the election officials ~~any of the required forms of~~ 949
 ~~identification~~ or because the individual has been successfully 950
challenged under section 3505.20 of the Revised Code shall 951
appear at the office of the board of elections and provide to 952
the board any additional information necessary to determine the 953
eligibility of the individual who cast the provisional ballot. 954

(a) For a provisional ballot cast by an individual who 955
does not have or is unable to provide photo identification to 956
the election officials ~~any of the required forms of~~ 957
 ~~identification to be eligible to be counted,~~ the individual who 958

cast that ballot, within seven days after the day of the 959
election, shall do either of the following: 960

(i) Provide photo identification to the board of elections 961
~~proof of the individual's identity in the form of a current and~~ 962
~~valid photo identification, a military identification, or a copy~~ 963
~~of a current utility bill, bank statement, government check,~~ 964
~~paycheck, or other government document, other than a notice of~~ 965
~~voter registration mailed by a board of elections under section~~ 966
~~3503.19 of the Revised Code, that shows the individual's name~~ 967
~~and current address; or~~ 968

(ii) Provide to the board of elections the individual's 969
Ohio driver's license or state identification card number or the 970
last four digits of the individual's social security number. 971

(b) For a provisional ballot cast by an individual who has 972
been successfully challenged under section 3505.20 of the 973
Revised Code to be eligible to be counted, the individual who 974
cast that ballot, within seven days after the day of that 975
election, shall provide to the board of elections any 976
identification or other documentation required to be provided by 977
the applicable challenge questions asked of that individual 978
under section 3505.20 of the Revised Code. 979

(C) (1) If an individual declares that the individual is 980
eligible to vote in a precinct other than the precinct in which 981
the individual desires to vote, or if, upon review of the 982
precinct voting location guide using the residential street 983
address provided by the individual, an election official at the 984
precinct at which the individual desires to vote determines that 985
the individual is not eligible to vote in that precinct, the 986
election official shall direct the individual to the precinct 987
and polling place in which the individual appears to be eligible 988

to vote, explain that the individual may cast a provisional 989
ballot at the current location but the ballot or a portion of 990
the ballot will not be counted if it is cast in the wrong 991
precinct, and provide the telephone number of the board of 992
elections in case the individual has additional questions. 993

(2) If the individual refuses to travel to the correct 994
precinct or to the office of the board of elections to cast a 995
ballot, the individual shall be permitted to vote a provisional 996
ballot at that precinct in accordance with division (B) of this 997
section. If the individual is in the correct polling location 998
for the precinct in which the individual is registered and 999
eligible to vote, the election official shall complete and sign, 1000
under penalty of election falsification, a form that includes 1001
all of the following, and attach the form to the individual's 1002
provisional ballot affirmation: 1003

(a) The name or number of the individual's correct 1004
precinct; 1005

(b) A statement that the election official instructed the 1006
individual to travel to the correct precinct to vote; 1007

(c) A statement that the election official informed the 1008
individual that casting a provisional ballot in the wrong 1009
precinct would result in all or a portion of the votes on the 1010
ballot being rejected; 1011

(d) The name or number of the precinct in which the 1012
individual is casting a provisional ballot; and 1013

(e) The name of the polling location in which the 1014
individual is casting a provisional ballot. 1015

(D) The appropriate local election official shall cause 1016
voting information to be publicly posted at each polling place 1017

on the day of each election. 1018

(E) As used in this section and sections 3505.182 and 1019
3505.183 of the Revised Code: 1020

(1) "Precinct voting location guide" means either of the 1021
following: 1022

(a) An electronic or paper record that lists the correct 1023
precinct and polling place for either each specific residential 1024
street address in the county or the range of residential street 1025
addresses located in each neighborhood block in the county; 1026

(b) Any other method that a board of elections creates 1027
that allows a precinct election official or any elector who is 1028
at a polling place in that county to determine the correct 1029
precinct and polling place of any qualified elector who resides 1030
in the county. 1031

(2) "Voting information" means all of the following: 1032

(a) A sample version of the ballot that will be used for 1033
that election; 1034

(b) Information regarding the date of the election and the 1035
hours during which polling places will be open; 1036

(c) Instructions on how to vote, including how to cast a 1037
vote and how to cast a provisional ballot; 1038

(d) Instructions for mail-in registrants and first-time 1039
voters under applicable federal and state laws; 1040

(e) General information on voting rights under applicable 1041
federal and state laws, including information on the right of an 1042
individual to cast a provisional ballot and instructions on how 1043
to contact the appropriate officials if these rights are alleged 1044

to have been violated; 1045

(f) General information on federal and state laws 1046
regarding prohibitions against acts of fraud and 1047
misrepresentation. 1048

(F) Nothing in this section or section 3505.183 of the 1049
Revised Code is in derogation of section 3505.24 of the Revised 1050
Code, which permits a blind, disabled, or illiterate elector to 1051
receive assistance in the marking of the elector's ballot by two 1052
precinct election officials of different political parties. A 1053
blind, disabled, or illiterate elector may receive assistance in 1054
marking that elector's provisional ballot and in completing the 1055
required affirmation in the same manner as an elector may 1056
receive assistance on the day of an election under that section. 1057

Sec. 3505.182. Each individual who casts a provisional 1058
ballot under section 3505.181 of the Revised Code shall execute 1059
a written affirmation. The form of the written affirmation shall 1060
be printed upon the face of the provisional ballot envelope and 1061
shall be as follows: 1062

"Provisional Ballot Affirmation 1063

(A) Clearly print your full name: _____ 1064

(B) Write your date of birth: _____ 1065

(C) (1) Write your current address: _____ 1066

_____ 1067

(2) Have you moved without updating your voter 1068
registration?: 1069

Yes _____ No _____ 1070

If yes, write your former address: _____ 1071

_____ 1072

Failure to provide your former address will not cause your 1073
provisional ballot to be rejected. 1074

(D) Provide one of the following forms of identification: 1075

(1) Write your full Ohio driver's license or state 1076
identification card number: _____ 1077

(2) Write the last four digits of your Social Security 1078
number: _____ 1079

(3) If you did not write your full Ohio driver's license 1080
or state identification card number or the last four digits of 1081
your Social Security number, you must show ~~one of the following~~ 1082
~~forms of photo~~ identification to the precinct election official. 1083
If you do not check ~~one of the following boxes~~ box affirming the 1084
~~type of that you showed photo~~ identification you showed to the 1085
~~precinct election official~~, the board of elections will conclude 1086
that ~~you did not show identification to your precinct election~~ 1087
~~official and that you must show identification appear~~ at the 1088
office of the board of elections during the seven days after the 1089
election and provide photo identification, your Ohio driver's 1090
license or state identification card number, or the last four 1091
digits of your Social Security number for your vote to be 1092
eligible to be counted. 1093

_____ ~~A form of I showed photo~~ identification that was 1094
~~issued by the United States government or the State of Ohio,~~ 1095
~~that contains your name and current address (or your former~~ 1096
~~address if the identification is an Ohio driver's license or~~ 1097
~~state identification card), and that has an expiration date that~~ 1098
~~has not passed;~~ to the precinct election official. 1099

_____ ~~A military identification card; or~~ 1100

~~_____ A current utility bill, bank statement, government- 1101
check, paycheck, or other government document, other than a 1102
notice of voter registration mailed by a board of elections, 1103
that contains your name and current address. 1104~~

(4) If you fail to provide identification ~~at this time,~~ 1105
you must go to the board of elections on or before the seventh 1106
day following this election to provide a qualifying form of 1107
identification in order for this ballot to count. 1108

(E) If your right to vote has been challenged, you must 1109
provide any required additional information to the board of 1110
elections on or before the seventh day following this election. 1111

(F) Sign and date the following statement: 1112

I solemnly swear or affirm that I am a citizen of the 1113
United States; that I will be at least 18 years of age at the 1114
time of the general election; that I have lived in this state 1115
for 30 days immediately preceding this election in which I am 1116
voting this ballot; that I am a registered voter in the precinct 1117
in which I am voting this provisional ballot; and that I am 1118
eligible to vote in the election in which I am voting this 1119
provisional ballot. 1120

I understand that, if the information I provide on this 1121
provisional ballot affirmation is not fully completed and 1122
correct, if the board of elections determines that I am not 1123
registered to vote, a resident of this precinct, or eligible to 1124
vote in this election, or if the board of elections determines 1125
that I have already voted in this election, my provisional 1126
ballot will not be counted. I understand that, if I am not 1127
currently registered to vote or if I am not registered at my 1128
current address or under my current name, this form will serve 1129

as an application to register to vote or update my registration 1130
for future elections, as long as I provide all of the 1131
information required to register to vote or update my 1132
registration. I further understand that knowingly providing 1133
false information is a violation of law and subjects me to 1134
possible criminal prosecution. 1135

I hereby declare, under penalty of election falsification, 1136
that the above statements are true and correct to the best of my 1137
knowledge and belief. 1138

_____ 1139

Signature of Voter 1140

_____ 1141

Date 1142

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1143
FELONY OF THE FIFTH DEGREE." 1144

In addition to any information required to be included on 1145
the written affirmation, an individual casting a provisional 1146
ballot may provide additional information to the election 1147
official to assist the board of elections in determining the 1148
individual's eligibility to vote in that election, including the 1149
date and location at which the individual registered to vote, if 1150
known. 1151

If the individual provided all of the information required 1152
under section 3503.14 of the Revised Code to register to vote or 1153
to update the individual's registration on the provisional 1154
ballot affirmation, the board of elections shall consider the 1155
individual's provisional ballot affirmation to also serve as a 1156
notice of change of name, change of residence, or both, or as a 1157

voter registration form, as applicable, for that individual only 1158
for the purposes of future elections. 1159

Sec. 3505.183. (A) When the ballot boxes are delivered to 1160
the board of elections from the precincts, the board shall 1161
separate the provisional ballot envelopes from the rest of the 1162
ballots. Teams of employees of the board consisting of one 1163
member of each major political party shall place the sealed 1164
provisional ballot envelopes in a secure location within the 1165
office of the board. The sealed provisional ballot envelopes 1166
shall remain in that secure location until the validity of those 1167
ballots is determined under division (B) of this section. While 1168
the provisional ballot is stored in that secure location, and 1169
prior to the counting of the provisional ballots, if the board 1170
receives information regarding the validity of a specific 1171
provisional ballot under division (B) of this section, the board 1172
may note, on the sealed provisional ballot envelope for that 1173
ballot, whether the ballot is valid and entitled to be counted. 1174

(B) (1) To determine whether a provisional ballot is valid 1175
and entitled to be counted, the board shall examine its records 1176
and determine whether the individual who cast the provisional 1177
ballot is registered and eligible to vote in the applicable 1178
election. The board shall examine the information contained in 1179
the written affirmation executed by the individual who cast the 1180
provisional ballot under division (B) (2) of section 3505.181 of 1181
the Revised Code. The following information shall be included in 1182
the written affirmation in order for the provisional ballot to 1183
be eligible to be counted: 1184

(a) The individual's printed name, signature, date of 1185
birth, and current address; 1186

(b) A statement that the individual is a registered voter 1187

in the precinct in which the provisional ballot is being voted; 1188

(c) A statement that the individual is eligible to vote in 1189
the election in which the provisional ballot is being voted. 1190

(2) In addition to the information required to be included 1191
in an affirmation under division (B)(1) of this section, in 1192
determining whether a provisional ballot is valid and entitled 1193
to be counted, the board also shall examine any additional 1194
information for determining ballot validity provided by the 1195
provisional voter on the affirmation, provided by the 1196
provisional voter to an election official under section 3505.182 1197
of the Revised Code, or provided to the board of elections 1198
during the seven days after the day of the election under 1199
division (B)(7) of section 3505.181 of the Revised Code, to 1200
assist the board in determining the individual's eligibility to 1201
vote. 1202

(3) If, in examining a provisional ballot affirmation and 1203
additional information under divisions (B)(1) and (2) of this 1204
section and comparing the information required under division 1205
(B)(1) of this section with the elector's information in the 1206
statewide voter registration database, the board determines that 1207
all of the following apply, the provisional ballot envelope 1208
shall be opened, and the ballot shall be placed in a ballot box 1209
to be counted: 1210

(a) The individual named on the affirmation is properly 1211
registered to vote. 1212

(b) The individual named on the affirmation is eligible to 1213
cast a ballot in the precinct and for the election in which the 1214
individual cast the provisional ballot. 1215

(c) The individual provided all of the information 1216

required under division (B) (1) of this section in the 1217
affirmation that the individual executed at the time the 1218
individual cast the provisional ballot. 1219

(d) The last four digits of the elector's social security 1220
number or the elector's Ohio driver's license number or state 1221
identification card number are not different from the last four 1222
digits of the elector's social security number or the elector's 1223
Ohio driver's license number or state identification card number 1224
contained in the statewide voter registration database. 1225

(e) Except as otherwise provided in this division, the 1226
month and day of the elector's date of birth are not different 1227
from the day and month of the elector's date of birth contained 1228
in the statewide voter registration database. 1229

This division does not apply to an elector's provisional 1230
ballot if either of the following is true: 1231

(i) The elector's date of birth contained in the statewide 1232
voter registration database is January 1, 1800. 1233

(ii) The board of elections has found, by a vote of at 1234
least three of its members, that the elector has met all other 1235
requirements of division (B) (3) of this section. 1236

(f) The elector's current address is not different from 1237
the elector's address contained in the statewide voter 1238
registration database, unless the elector indicated that the 1239
elector is casting a provisional ballot because the elector has 1240
moved and has not submitted a notice of change of address, as 1241
described in division (A) (6) of section 3505.181 of the Revised 1242
Code. 1243

(g) If applicable, the individual provided any additional 1244
information required under division (B) (7) of section 3505.181 1245

of the Revised Code within seven days after the day of the 1246
election. 1247

(4) (a) Except as otherwise provided in division (D) of 1248
this section, if, in examining a provisional ballot affirmation 1249
and additional information under divisions (B) (1) and (2) of 1250
this section and comparing the information required under 1251
division (B) (1) of this section with the elector's information 1252
in the statewide voter registration database, the board 1253
determines that any of the following applies, the provisional 1254
ballot envelope shall not be opened, and the ballot shall not be 1255
counted: 1256

(i) The individual named on the affirmation is not 1257
qualified or is not properly registered to vote. 1258

(ii) The individual named on the affirmation is not 1259
eligible to cast a ballot in the precinct or for the election in 1260
which the individual cast the provisional ballot. 1261

(iii) The individual did not provide all of the 1262
information required under division (B) (1) of this section in 1263
the affirmation that the individual executed at the time the 1264
individual cast the provisional ballot. 1265

(iv) The individual has already cast a ballot for the 1266
election in which the individual cast the provisional ballot. 1267

(v) If applicable, the individual did not provide any 1268
additional information required under division (B) (7) of section 1269
3505.181 of the Revised Code within seven days after the day of 1270
the election. 1271

(vi) The individual failed to provide ~~a current and valid~~ 1272
~~photo identification, a military identification, a copy of a~~ 1273
~~current utility bill, bank statement, government check,~~ 1274

~~paycheck, or other government document, other than a notice of~~ 1275
~~voter registration mailed by a board of elections under section~~ 1276
~~3503.19 of the Revised Code, with the voter's name and current~~ 1277
~~address,~~ the individual's Ohio driver's license or state 1278
identification card number, or the last four digits of the 1279
individual's social security number or the individual failed to 1280
execute an affirmation under division (B) of section 3505.181 of 1281
the Revised Code. 1282

(vii) The last four digits of the elector's social 1283
security number or the elector's Ohio driver's license number or 1284
state identification card number are different from the last 1285
four digits of the elector's social security number or the 1286
elector's driver's license number or state identification card 1287
number contained in the statewide voter registration database. 1288

(viii) Except as otherwise provided in this division, the 1289
month and day of the elector's date of birth are different from 1290
the day and month of the elector's date of birth contained in 1291
the statewide voter registration database. 1292

This division does not apply to an elector's provisional 1293
ballot if either of the following is true: 1294

(I) The elector's date of birth contained in the statewide 1295
voter registration database is January 1, 1800. 1296

(II) The board of elections has found, by a vote of at 1297
least three of its members, that the elector has met all of the 1298
requirements of division (B) (3) of this section, other than the 1299
requirements of division (B) (3) (e) of this section. 1300

(ix) The elector's current address is different from the 1301
elector's address contained in the statewide voter registration 1302
database, unless the elector indicated that the elector is 1303

casting a provisional ballot because the elector has moved and 1304
has not submitted a notice of change of address, as described in 1305
division (A) (6) of section 3505.181 of the Revised Code. 1306

(b) If, in examining a provisional ballot affirmation and 1307
additional information under divisions (B) (1) and (2) of this 1308
section and comparing the information required under division 1309
(B) (1) of this section with the elector's information in the 1310
statewide voter registration database, the board is unable to 1311
determine either of the following, the provisional ballot 1312
envelope shall not be opened, and the ballot shall not be 1313
counted: 1314

(i) Whether the individual named on the affirmation is 1315
qualified or properly registered to vote; 1316

(ii) Whether the individual named on the affirmation is 1317
eligible to cast a ballot in the precinct or for the election in 1318
which the individual cast the provisional ballot. 1319

(C) For each provisional ballot rejected under division 1320
(B) (4) of this section, the board shall record the name of the 1321
provisional voter who cast the ballot, the identification number 1322
of the provisional ballot envelope, the names of the election 1323
officials who determined the validity of that ballot, the date 1324
and time that the determination was made, and the reason that 1325
the ballot was not counted, unless the board has already 1326
recorded that information in another database. 1327

(D) (1) If an individual cast a provisional ballot in a 1328
precinct in which the individual is not registered and eligible 1329
to vote, but in the correct polling location for the precinct in 1330
which the individual is registered and eligible to vote, and the 1331
election official failed to direct the individual to the correct 1332

precinct, the individual's ballot shall be remade under division 1333
(D) (2) of this section. The election official shall be deemed to 1334
have directed the individual to the correct precinct if the 1335
election official correctly completed the form described in 1336
division (C) (2) of section 3505.181 of the Revised Code. 1337

(2) A board of elections that remakes a provisional ballot 1338
under division (D) (1) of this section shall remake the 1339
provisional ballot on a ballot for the appropriate precinct to 1340
reflect the offices, questions, and issues for which the 1341
individual was eligible to cast a ballot and for which the 1342
individual attempted to cast a provisional ballot. The remade 1343
ballot shall be counted for each office, question, and issue for 1344
which the individual was eligible to vote. 1345

(3) If an individual cast a provisional ballot in a 1346
precinct in which the individual is not registered and eligible 1347
to vote and in the incorrect polling location for the precinct 1348
in which the individual is registered and eligible to vote, the 1349
provisional ballot envelope shall not be opened, and the ballot 1350
shall not be counted. 1351

(E) Provisional ballots that are rejected under division 1352
(B) (4) of this section shall not be counted but shall be 1353
preserved in their provisional ballot envelopes unopened until 1354
the time provided by section 3505.31 of the Revised Code for the 1355
destruction of all other ballots used at the election for which 1356
ballots were provided, at which time they shall be destroyed. 1357

(F) Provisional ballots that the board determines are 1358
eligible to be counted under division (B) (3) or (D) of this 1359
section shall be counted in the same manner as provided for 1360
other ballots under section 3505.27 of the Revised Code. No 1361
provisional ballots shall be counted in a particular county 1362

until the board determines the eligibility to be counted of all 1363
provisional ballots cast in that county under division (B) of 1364
this section for that election. Observers, as provided in 1365
section 3505.21 of the Revised Code, may be present at all times 1366
that the board is determining the eligibility of provisional 1367
ballots to be counted and counting those provisional ballots 1368
determined to be eligible. No person shall recklessly disclose 1369
the count or any portion of the count of provisional ballots in 1370
such a manner as to jeopardize the secrecy of any individual 1371
ballot. 1372

(G) (1) Except as otherwise provided in division (G) (2) of 1373
this section, nothing in this section shall prevent a board of 1374
elections from examining provisional ballot affirmations and 1375
additional information under divisions (B) (1) and (2) of this 1376
section to determine the eligibility of provisional ballots to 1377
be counted during the ten days after the day of an election. 1378

(2) A board of elections shall not examine the provisional 1379
ballot affirmation and additional information under divisions 1380
(B) (1) and (2) of this section of any provisional ballot cast by 1381
an individual who must provide additional information to the 1382
board of elections under division (B) (7) of section 3505.181 of 1383
the Revised Code for the board to determine the individual's 1384
eligibility until the individual provides that information or 1385
until the eleventh day after the day of the election, whichever 1386
is earlier. 1387

Sec. 3509.03. (A) Except as provided in division (B) of 1388
section 3509.08 of the Revised Code, any qualified elector 1389
desiring to vote absent voter's ballots at an election shall 1390
make written application for those ballots to the ~~director~~ board 1391
of elections of the county in which the elector's voting 1392

residence is located.	1393
(B) Except as otherwise provided in division (C) of this section, the application need not be in any particular form but shall contain all of the following:	1394 1395 1396
(1) The elector's name;	1397
(2) The elector's signature;	1398
(3) The address at which the elector is registered to vote;	1399 1400
(4) The elector's date of birth;	1401
(5) One <u>Both</u> of the following:	1402
(a) The elector's <u>Ohio driver's license or state identification card number or a copy of the front and back of the elector's photo identification;</u>	1403 1404 1405
(b) The last four digits of the elector's social security number;	1406 1407
(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.	1408 1409 1410 1411 1412 1413 1414
(6) A statement identifying the election for which absent voter's ballots are requested;	1415 1416
(7) A statement that the person requesting the ballots is a qualified elector;	1417 1418
(8) If the request is for primary election ballots, the	1419

elector's party affiliation; 1420

(9) If the elector desires ballots to be mailed to the 1421
elector, the address to which those ballots shall be mailed. 1422

(C) If the elector has a confidential voter registration 1423
record, as described in section 111.44 of the Revised Code, the 1424
elector may provide the elector's program participant 1425
identification number instead of the address at which the 1426
elector is registered to vote. 1427

(D) Each application for absent voter's ballots shall be 1428
delivered to the ~~director~~ office of the board not earlier than 1429
the first day of January of the year of the elections for which 1430
the absent voter's ballots are requested or not earlier than 1431
ninety days before the day of the election at which the ballots 1432
are to be voted, whichever is earlier, and not later than twelve 1433
noon of the third day before the day of the election at which 1434
the ballots are to be voted, or not later than six p.m. on the 1435
last Friday before the day of the election at which the ballots 1436
are to be voted if the application is delivered in person to the 1437
office of the board. 1438

(E) A board of elections that mails an absent voter's 1439
ballot application to an elector under this section shall not 1440
prepay the return postage for that application. 1441

(F) Except as otherwise provided in this section and in 1442
sections 3505.24 and 3509.08 of the Revised Code, an election 1443
official shall not fill out any portion of an application for 1444
absent voter's ballots on behalf of an applicant. The secretary 1445
of state or a board of elections may preprint only an 1446
applicant's name and address on an application for absent 1447
voter's ballots before mailing that application to the 1448

applicant, except that if the applicant has a confidential voter 1449
registration record, the secretary of state or a board of 1450
elections shall not preprint the applicant's address on the 1451
application. 1452

Sec. 3509.04. (A) If a ~~director of a~~ board of elections 1453
receives an application for absent voter's ballots that does not 1454
contain all of the required information, the ~~director~~ board 1455
promptly shall notify the applicant of the additional 1456
information required to be provided by the applicant to complete 1457
that application. 1458

(B) Upon receipt by the ~~director~~ board of elections of an 1459
application for absent voter's ballots that contains all of the 1460
required information, as provided by section 3509.03 and 1461
division (G) of section 3503.16 of the Revised Code, the 1462
~~director~~ board, if the ~~director~~ board finds that the applicant 1463
is a qualified elector, shall deliver to the applicant in person 1464
or mail directly to the applicant by special delivery mail, air 1465
mail, or regular mail, postage prepaid, proper absent voter's 1466
ballots. The ~~director~~ board shall deliver or mail with the 1467
ballots an unsealed identification envelope upon the face of 1468
which shall be printed a form substantially as follows: 1469

"Identification Envelope Statement of Voter 1470

I, _____ (Name of voter), declare under 1471
penalty of election falsification that the within ballot or 1472
ballots contained no voting marks of any kind when I received 1473
them, and I caused the ballot or ballots to be marked, enclosed 1474
in the identification envelope, and sealed in that envelope. 1475

My voting residence in Ohio is 1476

1477

(Street and Number, if any, or Rural Route and Number) 1478
of _____ (City, Village, or Township) 1479
Ohio, which is in Ward _____ Precinct _____ 1480
in that city, village, or township. 1481

If I have a confidential voter registration record, I am 1482
providing my program participant identification number instead 1483
of my residence address: _____ 1484

The primary election ballots, if any, within this envelope 1485
are primary election ballots of the _____ Party. 1486

Ballots contained within this envelope are to be voted at 1487
the _____ (general, special, or primary) election to be 1488
held on the _____ day of 1489
_____, _____. 1490

My date of birth is _____ (Month and Day), 1491
_____ (Year). 1492

(Voter must provide ~~one~~ both of the following:) 1493

My Ohio driver's license or state identification card 1494
number is _____ (Driver's license or state 1495
identification card number). Alternatively, a copy of the front 1496
and back of my photo identification is enclosed in the return 1497
envelope in which this identification envelope will be mailed. 1498

The last four digits of my Social Security Number are 1499
_____ (Last four digits of Social Security Number). 1500

~~_____ In lieu of providing a driver's license number or~~ 1501
~~the last four digits of my Social Security Number, I am~~ 1502
~~enclosing a copy of one of the following in the return envelope~~ 1503
~~in which this identification envelope will be mailed: a current~~ 1504
~~and valid photo identification, a military identification, or a~~ 1505

~~current utility bill, bank statement, government check,~~ 1506
~~paycheck, or other government document, other than a notice of~~ 1507
~~voter registration mailed by a board of elections, that shows my~~ 1508
~~name and address.~~ 1509

I hereby declare, under penalty of election falsification, 1510
that the statements above are true, as I verily believe. 1511

_____ 1512

(Signature of Voter) 1513

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 1514
THE FIFTH DEGREE." 1515

The ~~director~~board shall mail with the ballots and the 1516
unsealed identification envelope an unsealed return envelope 1517
upon the face of which shall be printed the official title and 1518
post-office address of the ~~director~~board. In the upper left 1519
corner on the face of the return envelope, several blank lines 1520
shall be printed upon which the voter may write the voter's name 1521
and return address. The return envelope shall be of such size 1522
that the identification envelope can be conveniently placed 1523
within it for returning the identification envelope to the 1524
~~director~~board. 1525

A board of elections that mails or otherwise delivers 1526
absent voter's ballots to an elector under this section shall 1527
not prepay the return postage for those ballots. 1528

Except as otherwise provided in this section and in 1529
sections 3505.24 and 3509.08 of the Revised Code, an election 1530
official shall not fill out any portion of an identification 1531
envelope statement of voter or an absent voter's ballot on 1532
behalf of an elector. A board of elections may preprint only an 1533
elector's name and address on an identification envelope 1534

statement of voter before mailing absent voter's ballots to the 1535
elector, except that if the elector has a confidential voter 1536
registration record, as described in section 111.44 of the 1537
Revised Code, the board of elections shall not preprint the 1538
elector's address on the identification envelope statement of 1539
voter. 1540

Sec. 3509.05. (A) When an elector receives an absent 1541
voter's ballot pursuant to the elector's application or request, 1542
the elector shall, before placing any marks on the ballot, note 1543
whether there are any voting marks on it. If there are any 1544
voting marks, the ballot shall be returned immediately to the 1545
board of elections; otherwise, the elector shall cause the 1546
ballot to be marked, folded in a manner that the stub on it and 1547
the indorsements and facsimile signatures of the members of the 1548
board of elections on the back of it are visible, and placed and 1549
sealed within the identification envelope received from the 1550
director of elections for that purpose. Then, the elector shall 1551
cause the statement of voter on the outside of the 1552
identification envelope to be completed and signed, under 1553
penalty of election falsification. 1554

~~If the~~ The elector does not shall provide the elector's 1555
Ohio driver's license or state identification card number on the 1556
statement of voter on the identification envelope or a copy of 1557
the front and back of the elector's photo identification 1558
enclosed in the return envelope, and also shall provide the last 1559
four digits of the elector's social security number on the 1560
statement of voter on the identification envelope, ~~the elector~~ 1561
~~also shall include in the return envelope with the~~ 1562
~~identification envelope a copy of the elector's current valid~~ 1563
~~photo identification, a copy of a military identification, or a~~ 1564
~~copy of a current utility bill, bank statement, government~~ 1565

~~check, paycheck, or other government document, other than a~~ 1566
~~notice of voter registration mailed by a board of elections~~ 1567
~~under section 3503.19 of the Revised Code, that shows the name~~ 1568
~~and address of the elector.~~ 1569

The elector shall mail the identification envelope to the 1570
director from whom it was received in the return envelope, 1571
postage prepaid, or the elector may personally deliver it to the 1572
director, or the spouse of the elector, the father, mother, 1573
father-in-law, mother-in-law, grandfather, grandmother, brother, 1574
or sister of the whole or half blood, or the son, daughter, 1575
adopting parent, adopted child, stepparent, stepchild, uncle, 1576
aunt, nephew, or niece of the elector may deliver it to the 1577
director. The return envelope shall be transmitted to the 1578
director in no other manner, except as provided in section 1579
3509.08 of the Revised Code. 1580

When absent voter's ballots are delivered to an elector at 1581
the office of the board, the elector may retire to a voting 1582
compartment provided by the board and there mark the ballots. 1583
Thereupon, the elector shall fold them, place them in the 1584
identification envelope provided, seal the envelope, fill in and 1585
sign the statement on the envelope under penalty of election 1586
falsification, and deliver the envelope to the director of the 1587
board. 1588

Except as otherwise provided in division (B) of this 1589
section, all other envelopes containing marked absent voter's 1590
ballots shall be delivered to the director not later than the 1591
close of the polls on the day of an election. Absent voter's 1592
ballots delivered to the director later than the times specified 1593
shall not be counted, but shall be kept by the board in the 1594
sealed identification envelopes in which they are delivered to 1595

the director, until the time provided by section 3505.31 of the Revised Code for the destruction of all other ballots used at the election for which ballots were provided, at which time they shall be destroyed.

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

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

Sec. 3509.051. Notwithstanding section 3509.05 or any other provision of the Revised Code to the contrary, all of the following shall apply to the casting of absent voter's ballots in person: at the office of the board of elections in accordance with this section.

(A) The absent voter shall provide photo identification to the election officials, sign a poll list or signature pollbook, and cast a ballot in the same manner as ~~one of the following:~~

~~(1) As a voter who casts a ballot in person on the day of an election is required to provide identification under section 3505.18 of the Revised Code; or~~ 1625
1626
1627

~~(2) As a voter who casts an absent voter's ballot is required to submit a completed written application for an absent voter's ballot under section 3509.03 of the Revised Code.~~ 1628
1629
1630

(B) The absent voter shall not be required to complete a written application for absent voter's ballots or a statement of voter on an absent voter's ballot identification envelope. 1631
1632
1633

~~(C) The board of elections shall provide a signature book to be signed by absent voters who are casting their ballots in person.~~ 1634
1635
1636

~~(D)~~ No person other than an election official shall be permitted to challenge the right to vote of an absent voter who is casting a ballot in person. An election official may challenge the right to vote of an absent voter who is casting a ballot in person in the same manner as a precinct election official may challenge the right to vote of an elector on the day of an election under section 3505.20 or 3513.19 of the Revised Code. 1637
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~~(E)~~ (D) An individual who appears to cast absent voter's ballots in person and is eligible to cast a provisional ballot under section 3505.181 of the Revised Code shall be permitted to do so as though the individual had appeared at a polling place on the day of the election. 1645
1646
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1649

(E) No absent voter may receive a replacement ballot after the voter's absent voter's ballot has been scanned or entered into automatic tabulating equipment. 1650
1651
1652

(F) Ballots cast under this section, other than 1653

provisional ballots, may be recorded by a voting machine or 1654
scanned by automatic tabulating equipment before the close of 1655
the polls on the day of the election, but the board of elections 1656
shall not tabulate or count the votes on those ballots before 1657
that time. 1658

Sec. 3509.06. (A) The board of elections shall determine 1659
whether absent voter's ballots cast under section 3503.16, 1660
3509.05, 3509.08, or 3511.09 of the Revised Code shall be 1661
processed and counted in each precinct, at the office of the 1662
board, or at some other location designated by the board, and 1663
shall proceed accordingly under division (B), (C), or (E) of 1664
this section, as applicable. 1665

(B) (1) Except as otherwise provided in division (B) (2) of 1666
this section, when the board of elections determines that those 1667
absent voter's ballots shall be processed and counted in each 1668
precinct, the ~~director board~~ shall deliver to the voting 1669
location manager of each precinct on election day identification 1670
envelopes purporting to contain absent voter's ballots of 1671
electors whose voting residence appears from the statement of 1672
voter on the outside of each of those envelopes, to be located 1673
in that manager's precinct, and which were received by the 1674
~~director board~~ not later than the close of the polls on election 1675
day. The ~~director board~~ shall deliver to the voting location 1676
manager a list containing the name and voting residence of each 1677
person whose voting residence is in such precinct to whom absent 1678
voter's ballots were mailed. 1679

(2) The ~~director board~~ shall not deliver to the voting 1680
location manager identification envelopes cast by electors who 1681
provided a program participant identification number instead of 1682
a residence address on the identification envelope and shall not 1683

inform the voting location manager of the names and voting 1684
residences of persons who have confidential voter registration 1685
records. Those identification envelopes shall be examined and 1686
processed as described in division (E) of this section. 1687

(C) When the board of elections determines that those 1688
absent voter's ballots shall be processed and counted at the 1689
office of the board of elections or at another location 1690
designated by the board, special election officials shall be 1691
appointed by the board for that purpose having the same 1692
authority as is exercised by precinct election officials. The 1693
votes so cast shall be added to the vote totals by the board, 1694
and the absent voter's ballots shall be preserved separately by 1695
the board, in the same manner and for the same length of time as 1696
provided by section 3505.31 of the Revised Code. 1697

(D) Each of the identification envelopes purporting to 1698
contain absent voter's ballots delivered to the voting location 1699
manager of the precinct or the special election official 1700
appointed by the board of elections shall be handled as follows: 1701

(1) The election officials shall compare the signature of 1702
the elector on the outside of the identification envelope with 1703
the signature of that elector on the elector's registration form 1704
and verify that the absent voter's ballot is eligible to be 1705
counted under section 3509.07 of the Revised Code. 1706

(2) (a) Any of the precinct officials may challenge the 1707
right of the elector named on the identification envelope to 1708
vote the absent voter's ballots upon the ground that the 1709
signature on the envelope is not the same as the signature on 1710
the registration form, that the identification envelope 1711
statement of voter is incomplete, or upon any other of the 1712
grounds upon which the right of persons to vote may be lawfully 1713

challenged. 1714

(b) If the elector's name does not appear in the pollbook 1715
or poll list or signature pollbook, the precinct officials shall 1716
deliver the absent voter's ballots to the director of the board 1717
of elections to be examined and processed in the manner 1718
described in division (E) of this section. 1719

(3) (a) An identification envelope statement of voter shall 1720
be considered incomplete if it does not include all of the 1721
following: 1722

(i) The voter's name; 1723

(ii) The voter's residence address or, if the voter has a 1724
confidential voter registration record, as described in section 1725
111.44 of the Revised Code, the voter's program participant 1726
identification number; 1727

(iii) The voter's date of birth. The requirements of this 1728
division are satisfied if the voter provided a date of birth and 1729
any of the following is true: 1730

(I) The month and day of the voter's date of birth on the 1731
identification envelope statement of voter are not different 1732
from the month and day of the voter's date of birth contained in 1733
the statewide voter registration database. 1734

(II) The voter's date of birth contained in the statewide 1735
voter registration database is January 1, 1800. 1736

(III) The board of elections has found, by a vote of at 1737
least three of its members, that the voter has met the 1738
requirements of divisions (D) (3) (a) (i), (ii), (iv), and (v) of 1739
this section. 1740

(iv) The voter's signature; and 1741

- (v) ~~One~~ Both of the following forms of identification: 1742
- (I) The voter's Ohio driver's license or state 1743
identification card number or a copy of the front and back of 1744
the voter's photo identification; 1745
- (II) The last four digits of the voter's social security 1746
number; ~~or~~ 1747
- ~~(III) A copy of a current and valid photo identification,~~ 1748
~~a military identification, or a current utility bill, bank-~~ 1749
~~statement, government check, paycheck, or other government-~~ 1750
~~document, other than a notice of voter registration mailed by a~~ 1751
~~board of elections, that shows the voter's name and address.~~ 1752
- (b) If the election officials find that the identification 1753
envelope statement of voter is incomplete or that the 1754
information contained in that statement does not conform to the 1755
information contained in the statewide voter registration 1756
database concerning the voter, the election officials shall mail 1757
a written notice to the voter, informing the voter of the nature 1758
of the defect. The notice shall inform the voter that in order 1759
for the voter's ballot to be counted, the voter must provide the 1760
necessary information to the board of elections in writing and 1761
on a form prescribed by the secretary of state not later than 1762
the seventh day after the day of the election. The voter may 1763
deliver the form to the office of the board in person or by 1764
mail. If the voter provides the necessary information to the 1765
board of elections not later than the seventh day after the day 1766
of the election and the ballot is not successfully challenged on 1767
another basis, the voter's ballot shall be processed and counted 1768
in accordance with this section. 1769
- (4) If no such challenge is made, or if such a challenge 1770

is made and not sustained, the voting location manager shall 1771
open the envelope without defacing the statement of voter and 1772
without mutilating the ballots in it, and shall remove the 1773
ballots contained in it and proceed to count them. 1774

(5) (a) Except as otherwise provided in division (D) (5) (b) 1775
of this section, the name of each person voting who is entitled 1776
to vote only an absent voter's presidential ballot shall be 1777
entered in a pollbook or poll list or signature pollbook 1778
followed by the words "Absentee Presidential Ballot." The name 1779
of each person voting an absent voter's ballot, other than such 1780
persons entitled to vote only a presidential ballot, shall be 1781
entered in the pollbook or poll list or signature pollbook and 1782
the person's registration card marked to indicate that the 1783
person has voted. 1784

(b) If the person voting has a confidential voter 1785
registration record, the person's registration card shall be 1786
marked to indicate that the person has voted, but the person's 1787
name shall not be entered in the pollbook or poll list or 1788
signature pollbook. 1789

(6) The date of such election shall also be entered on the 1790
elector's registration form. If any such challenge is made and 1791
sustained, the identification envelope of such elector shall not 1792
be opened, shall be endorsed "Not Counted" with the reasons the 1793
ballots were not counted, and shall be delivered to the board. 1794

(E) (1) When the board of elections receives absent voter's 1795
ballots from an elector who has provided a program participant 1796
identification number instead of a residence address on the 1797
identification envelope statement of voter, the director and the 1798
deputy director personally shall examine and process the 1799
identification envelope statement of voter in the manner 1800

prescribed in division (D) of this section. 1801

(2) If the director and the deputy director find that the 1802
identification envelope statement of voter is incomplete or that 1803
the information contained in that statement does not conform to 1804
the information contained in the statewide voter registration 1805
database concerning the voter or to the information contained in 1806
the voter's confidential voter registration record, the director 1807
and the deputy director shall mail a written notice to the voter 1808
informing the voter of the nature of the defect. The notice 1809
shall inform the voter that in order for the voter's ballot to 1810
be counted the voter must provide the necessary information to 1811
the board of elections in writing and on a form prescribed by 1812
the secretary of state not later than the seventh day after the 1813
day of the election. The voter may deliver the form to the 1814
office of the board in person or by mail. If the voter provides 1815
the necessary information to the board of elections not later 1816
than the seventh day after the day of the election and the 1817
ballot is not successfully challenged on another basis, the 1818
voter's ballot shall be counted in accordance with this section. 1819

(3) The director or the deputy director may challenge the 1820
ballot on the ground that the signature on the envelope is not 1821
the same as the signature on the registration form, that the 1822
identification envelope statement of voter is incomplete, or 1823
upon any other of the grounds upon which the right of persons to 1824
vote may be lawfully challenged. If such a challenge is made, 1825
the board of elections shall decide whether to sustain the 1826
challenge. 1827

(4) If neither the director nor the deputy director 1828
challenges the ballot, or if such a challenge is made and not 1829
sustained, the director and the deputy director shall open the 1830

envelope without defacing the statement of voter and without 1831
mutilating the ballots in it, shall remove the ballots contained 1832
in it, and shall transmit the ballots to the election officials 1833
to be counted with other absent voter's ballots from that 1834
precinct. 1835

(F) The board of elections may process absent voter's 1836
ballots before the time for counting those ballots, but the 1837
board shall not tabulate or count the votes on those ballots 1838
before that time. As used in this section and section 3511.11 of 1839
the Revised Code, processing an absent voter's ballot means any 1840
of the following: 1841

(1) Examining the identification envelope statement of 1842
voter in order to verify that the absent voter's ballot is 1843
eligible to be counted under section 3509.07 of the Revised 1844
Code; 1845

(2) Opening the identification envelope, if the absent 1846
voter's ballot is eligible to be counted; 1847

(3) Determining the validity of the absent voter's ballot 1848
under section 3509.07 of the Revised Code; 1849

(4) Preparing and sorting the absent voter's ballot for 1850
scanning by automatic tabulating equipment; 1851

(5) Scanning the absent voter's ballot by automatic 1852
tabulating equipment, if the equipment used by the board of 1853
elections permits an absent voter's ballot to be scanned without 1854
tabulating or counting the votes on the ballots scanned. 1855

(G) Special election officials, employees or members of 1856
the board of elections, or observers shall not disclose the 1857
count or any portion of the count of absent voter's ballots 1858
prior to the time of the closing of the polling places. No 1859

person shall recklessly disclose the count or any portion of the 1860
count of absent voter's ballots in such a manner as to 1861
jeopardize the secrecy of any individual ballot. 1862

(H) (1) Except as otherwise provided in division (H) (2) of 1863
this section, observers may be appointed under section 3505.21 1864
of the Revised Code to witness the examination and opening of 1865
identification envelopes and the processing and counting of 1866
absent voters' ballots under this section. 1867

(2) Observers shall not be permitted to witness the 1868
examination and opening of identification envelopes returned by, 1869
and the processing and counting of absent voter's ballots cast 1870
by, electors who have confidential voter registration records in 1871
a manner that would permit the observers to learn the identities 1872
or residence addresses of those electors. 1873

Sec. 3509.07. If election officials find that any of the 1874
following are true concerning an absent voter's ballot or absent 1875
voter's presidential ballot cast under section 3503.16, 3509.05, 1876
3509.08, or 3511.09 of the Revised Code and, if applicable, the 1877
person did not provide any required additional information to 1878
the board of elections not later than the seventh day after the 1879
day of the election, as permitted under division (D) (3) (b) or 1880
(E) (2) of section 3509.06 of the Revised Code, the ballot shall 1881
not be accepted or counted: 1882

(A) The statement accompanying the ballot is incomplete as 1883
described in division (D) (3) (a) of section 3509.06 of the 1884
Revised Code or is insufficient; 1885

(B) The signatures do not correspond with the person's 1886
registration signature; 1887

(C) The applicant is not a qualified elector in the 1888

precinct; 1889

(D) The ballot envelope contains more than one ballot of 1890
any one kind, or any voted ballot that the elector is not 1891
entitled to vote; 1892

(E) Stub A is detached from the absent voter's ballot or 1893
absent voter's presidential ballot; or 1894

(F) The elector has not included with the elector's ballot 1895
any identification required under section 3509.05 or 3511.09 of 1896
the Revised Code. 1897

The vote of any absent voter may be challenged for cause 1898
in the same manner as other votes are challenged, and the 1899
election officials shall determine the legality of that ballot. 1900
Every ballot not counted shall be endorsed on its back "Not 1901
Counted" with the reasons the ballot was not counted, and shall 1902
be enclosed and returned to or retained by the board of 1903
elections along with the contested ballots. 1904

Sec. 3509.08. (A) Any qualified elector, who, on account 1905
of the elector's own personal illness, physical disability, or 1906
infirmity, or on account of the elector's confinement in a jail 1907
or workhouse under sentence for a misdemeanor or awaiting trial 1908
on a felony or misdemeanor, will be unable to travel from the 1909
elector's home or place of confinement to the voting booth in 1910
the elector's precinct on the day of any general, special, or 1911
primary election may make application in writing for an absent 1912
voter's ballot to ~~the director of~~ the board of elections of the 1913
elector's county. The application shall include all of the 1914
information required under section 3509.03 of the Revised Code 1915
and shall state the nature of the elector's illness, physical 1916
disability, or infirmity, or the fact that the elector is 1917

confined in a jail or workhouse and the elector's resultant 1918
inability to travel to the election booth in the elector's 1919
precinct on election day. ~~The~~ Except as otherwise provided in 1920
division (B) of this section, the application shall not be valid 1921
if it is delivered to the ~~director~~ office of the board before 1922
the ninetieth day or after twelve noon of the third day before 1923
the day of the election at which the ballot is to be voted. 1924

The absent voter's ballot may be mailed directly to the 1925
applicant at the applicant's voting residence or place of 1926
confinement as stated in the applicant's application, or the 1927
board may designate two board employees belonging to the two 1928
major political parties for the purpose of delivering the ballot 1929
to the disabled or confined elector and returning it to the 1930
board, unless the applicant is confined to a public or private 1931
institution within the county, in which case the board shall 1932
designate two board employees belonging to the two major 1933
political parties for the purpose of delivering the ballot to 1934
the disabled or confined elector and returning it to the board. 1935
In all other instances, the ballot shall be returned to the 1936
office of the board in the manner prescribed in section 3509.05 1937
of the Revised Code. 1938

Any disabled or confined elector who declares to the two 1939
board employees belonging to the two major political parties 1940
that the elector is unable to mark the elector's ballot by 1941
reason of physical infirmity that is apparent to the employees 1942
to be sufficient to incapacitate the voter from marking the 1943
elector's ballot properly, may receive, upon request, the 1944
assistance of the employees in marking the elector's ballot, and 1945
they shall thereafter give no information in regard to this 1946
matter. Such assistance shall not be rendered for any other 1947
cause. 1948

When two board employees belonging to the two major 1949
political parties deliver a ballot to a disabled or confined 1950
elector, each of the employees shall be present when the ballot 1951
is delivered, when assistance is given, and when the ballot is 1952
returned to the office of the board, and shall subscribe to the 1953
declaration on the identification envelope. 1954

The secretary of state shall prescribe the form of 1955
application for absent voter's ballots under this division. 1956

This chapter applies to disabled and confined absent 1957
voter's ballots except as otherwise provided in this section. 1958

(B) (1) Any qualified elector who is unable to travel to 1959
the voting booth in the elector's precinct on the day of any 1960
general, special, or primary election may apply to ~~the director~~ 1961
~~of~~ the board of elections of the county where the elector is a 1962
qualified elector to vote in the election by absent voter's 1963
ballot if either of the following apply: 1964

(a) The elector is confined in a hospital as a result of 1965
an accident or unforeseeable medical emergency occurring before 1966
the election; 1967

(b) The elector's minor child is confined in a hospital as 1968
a result of an accident or unforeseeable medical emergency 1969
occurring before the election. 1970

(2) The application authorized under division (B) (1) of 1971
this section shall be made in writing, shall include all of the 1972
information required under section 3509.03 of the Revised Code, 1973
and shall be delivered to the ~~director~~ office of the board not 1974
later than three p.m. on the day of the election. The 1975
application shall indicate the hospital where the applicant or 1976
the applicant's child is confined, the date of the applicant's 1977

or the applicant's child's admission to the hospital, and the 1978
offices for which the applicant is qualified to vote. The 1979
applicant may also request that a member of the applicant's 1980
family, as listed in section 3509.05 of the Revised Code, 1981
deliver the absent voter's ballot to the applicant. The ~~director-~~ 1982
board, after establishing to the ~~director's~~ board's satisfaction 1983
the validity of the circumstances claimed by the applicant, 1984
shall supply an absent voter's ballot to be delivered to the 1985
applicant. When the applicant or the applicant's child is in a 1986
hospital in the county where the applicant is a qualified 1987
elector and no request is made for a member of the family to 1988
deliver the ballot, the ~~director~~ board shall arrange for the 1989
delivery of an absent voter's ballot to the applicant, and for 1990
its return to the office of the board, by two board employees 1991
belonging to the two major political parties according to the 1992
procedures prescribed in division (A) of this section. When the 1993
applicant or the applicant's child is in a hospital outside the 1994
county where the applicant is a qualified elector and no request 1995
is made for a member of the family to deliver the ballot, the 1996
~~director~~ board shall arrange for the delivery of an absent 1997
voter's ballot to the applicant by mail, and the ballot shall be 1998
returned to the office of the board in the manner prescribed in 1999
section 3509.05 of the Revised Code. 2000

(3) Any qualified elector who is eligible to vote under 2001
division (B) or (C) of section 3503.16 of the Revised Code but 2002
is unable to do so because of the circumstances described in 2003
division (B) (2) of this section may vote in accordance with 2004
division (B) (1) of this section if that qualified elector states 2005
in the application for absent voter's ballots that that 2006
qualified elector moved or had a change of name under the 2007
circumstances described in division (B) or (C) of section 2008

3503.16 of the Revised Code and if that qualified elector 2009
complies with divisions (G) (1) to (4) of section 3503.16 of the 2010
Revised Code. 2011

(C) Any qualified elector described in division (A) or (B) 2012
(1) of this section who needs no assistance to vote or to return 2013
absent voter's ballots to the board of elections may apply for 2014
absent voter's ballots under section 3509.03 of the Revised Code 2015
instead of applying for them under this section or may cast 2016
absent voter's ballots in person under section 3509.051 of the 2017
Revised Code. 2018

(D) Any qualified elector described in division (A) or (B) 2019
(1) of this section to whom ballots are delivered by two 2020
employees of the board of elections or who votes with the 2021
assistance of two employees of the board of elections shall be 2022
considered to have cast absent voter's ballots by mail, rather 2023
than in person, for the purpose of the laws governing voter 2024
identification. 2025

Sec. 3509.09. (A) The poll list or signature pollbook for 2026
each precinct shall identify each registered elector in that 2027
precinct who has requested an absent voter's ballot for that 2028
election or cast absent voter's ballots in person under section 2029
3509.051 of the Revised Code, other than an elector who has a 2030
confidential voter registration record, as described in section 2031
111.44 of the Revised Code. 2032

~~(B) (1) (B)~~ If a registered elector appears to vote ~~in that~~ 2033
~~precinct~~ and that elector has requested or cast an absent 2034
voter's ballot for that election ~~but the director has not~~ 2035
~~received a sealed identification envelope purporting to contain~~ 2036
~~that elector's voted absent voter's ballots for that election,~~ 2037
~~the elector shall be permitted to cast a provisional ballot~~ 2038

~~under section 3505.181 of the Revised Code in that precinct on
the day of that election.~~ 2039
2040

~~(2) If a registered elector appears to vote in that
precinct and that elector has requested an absent voter's ballot
for that election and the director has received a sealed
identification envelope purporting to contain that elector's
voted absent voter's ballots for that election, the elector
shall be permitted to cast a provisional ballot under section
3505.181 of the Revised Code in that precinct on the day of that
election.~~ 2041
2042
2043
2044
2045
2046
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2048

(C) (1) In counting absent voter's ballots under section 2049
3509.06 of the Revised Code, the board of elections shall 2050
compare the signature of each elector from whom the ~~director~~
board has received a sealed identification envelope purporting 2051
to contain that elector's voted absent voter's ballots for that 2052
election to the signature on that elector's registration form. 2053
Except as otherwise provided in division (C) (3) of this section, 2054
if the board of elections determines that the absent voter's 2055
ballot in the sealed identification envelope is valid, it shall 2056
be counted. If the board of elections determines that the 2057
signature on the sealed identification envelope purporting to 2058
contain the elector's voted absent voter's ballot does not match 2059
the signature on the elector's registration form, the ballot 2060
shall be set aside and the board shall examine, during the time 2061
prior to the beginning of the official canvass, the poll list or 2062
signature pollbook from the precinct in which the elector is 2063
registered to vote to determine if the elector also cast a 2064
provisional ballot under section 3505.181 of the Revised Code ~~in~~
~~that precinct on the day of the election.~~ 2065
2066
2067

(2) The board of elections shall count the provisional 2068

ballot, instead of the absent voter's ballot, if both of the 2069
following apply: 2070

(a) The board of elections determines that the signature 2071
of the elector on the outside of the identification envelope in 2072
which the absent voter's ballots are enclosed does not match the 2073
signature of the elector on the elector's registration form; 2074

(b) The elector cast a provisional ballot in the ~~precinct~~ 2075
~~on the day of the election.~~ 2076

(3) If the board of elections does not receive the sealed 2077
identification envelope purporting to contain the elector's 2078
voted absent voter's ballot by the applicable deadline 2079
established under section 3509.05 of the Revised Code, the 2080
provisional ballot cast under section 3505.181 of the Revised 2081
Code ~~in that precinct on the day of the election~~ shall be 2082
counted as valid, if that provisional ballot is otherwise 2083
determined to be valid pursuant to section 3505.183 of the 2084
Revised Code. 2085

(D) If the board of elections counts a provisional ballot 2086
under division (C) (2) or (3) of this section, the returned 2087
identification envelope of that elector shall not be opened, and 2088
the ballot within that envelope shall not be counted. The 2089
identification envelope shall be endorsed "Not Counted" with the 2090
reason the ballot was not counted. 2091

Sec. 3509.10. If a board of elections receives an 2092
application for absent voter's ballots under ~~this chapter~~ 2093
section 3509.03 of the Revised Code and it is apparent to the 2094
board that the absent voter is a uniformed services voter or 2095
overseas voter, as defined in section 3511.01 of the Revised 2096
Code, the board shall consider that applicant to have applied 2097

for uniformed services or overseas ballots under Chapter 3511. 2098
of the Revised Code and shall provide those ballots to that 2099
voter in accordance with the timelines and procedures applicable 2100
to uniformed services and overseas absent voters. 2101

Sec. 3511.02. (A) Notwithstanding any section of the 2102
Revised Code to the contrary, whenever any person applies for 2103
registration as a voter on a form adopted in accordance with 2104
federal regulations relating to the "Uniformed and Overseas 2105
Citizens Absentee Voting Act," 100 Stat. 924, 42 U.S.C.A. 1973ff 2106
(1986), this application shall be sufficient for voter 2107
registration and as a request for an absent voter's ballot. 2108
Uniformed services or overseas absent voter's ballots may be 2109
obtained by any person meeting the requirements of section 2110
3511.011 of the Revised Code by applying electronically to the 2111
secretary of state or to the board of elections of the county in 2112
which the person's voting residence is located in accordance 2113
with section 3511.021 of the Revised Code or by applying to the 2114
~~director of the~~ board of elections of the county in which the 2115
person's voting residence is located, in one of the following 2116
ways: 2117

(1) That person may make written application for those 2118
ballots. The person may personally deliver the application to 2119
the ~~director~~ office of the board or may mail it, send it by 2120
facsimile machine, send it by electronic mail, send it through 2121
internet delivery if such delivery is offered by the board of 2122
elections or the secretary of state, or otherwise send it to the 2123
~~director~~ board. Except as otherwise provided in division (B) of 2124
this section, the application need not be in any particular form 2125
but shall contain all of the following information: 2126

(a) The elector's name; 2127

(b) The elector's signature;	2128
(c) The address at which the elector is registered to vote;	2129 2130
(d) The elector's date of birth;	2131
(e) One <u>Both</u> of the following:	2132
(i) The elector's <u>Ohio driver's license or state</u> <u>identification card number or a copy of the front and back of</u> <u>the elector's photo identification;</u>	2133 2134 2135
(ii) The last four digits of the elector's social security number ;	2136 2137
(iii) 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.	2138 2139 2140 2141 2142 2143 2144
(f) A statement identifying the election for which absent voter's ballots are requested;	2145 2146
(g) A statement that the person requesting the ballots is a qualified elector;	2147 2148
(h) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff- 6;	2149 2150 2151
(i) A statement of the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the	2152 2153 2154

service member, or immediately preceding leaving the United 2155
States, or a statement that the elector's parent or legal 2156
guardian resided in this state long enough to establish 2157
residency for voting purposes immediately preceding leaving the 2158
United States, whichever is applicable; 2159

(j) If the request is for primary election ballots, the 2160
elector's party affiliation; 2161

(k) If the elector desires ballots to be mailed to the 2162
elector, the address to which those ballots shall be mailed; 2163

(l) If the elector desires ballots to be sent to the 2164
elector by facsimile machine, the telephone number to which they 2165
shall be so sent; 2166

(m) If the elector desires ballots to be sent to the 2167
elector by electronic mail or, if offered by the board of 2168
elections or the secretary of state, through internet delivery, 2169
the elector's electronic mail address or other internet contact 2170
information. 2171

(2) A voter or any relative of a voter listed in division 2172
(A) (3) of this section may use a single federal post card 2173
application to apply for uniformed services or overseas absent 2174
voter's ballots for use at the primary and general elections in 2175
a given year and any special election to be held on the day in 2176
that year specified by division (E) of section 3501.01 of the 2177
Revised Code for the holding of a primary election, designated 2178
by the general assembly for the purpose of submitting 2179
constitutional amendments proposed by the general assembly to 2180
the voters of the state. A single federal postcard application 2181
shall be processed by the board of elections pursuant to section 2182
3511.04 of the Revised Code the same as if the voter had applied 2183

separately for uniformed services or overseas absent voter's 2184
ballots for each election. 2185

(3) Application to have uniformed services or overseas 2186
absent voter's ballots mailed or sent by facsimile machine to 2187
such a person may be made by the spouse, father, mother, father- 2188
in-law, mother-in-law, grandfather, grandmother, brother or 2189
sister of the whole blood or half blood, son, daughter, adopting 2190
parent, adopted child, stepparent, stepchild, daughter-in-law, 2191
son-in-law, uncle, aunt, nephew, or niece of such a person. The 2192
application shall be in writing upon a blank form furnished only 2193
by the ~~director~~ board or on a single federal post card as 2194
provided in division (A) (2) of this section. The form of the 2195
application shall be prescribed by the secretary of state. The 2196
~~director~~ board shall furnish that blank form to any of the 2197
relatives specified in this division desiring to make the 2198
application, only upon the request of such a relative made in 2199
person at the office of the board or upon the written request of 2200
such a relative mailed to the office of the board. Except as 2201
otherwise provided in division (B) of this section, the 2202
application, subscribed and sworn to by the applicant, shall 2203
contain all of the following: 2204

(a) The full name of the elector for whom ballots are 2205
requested; 2206

(b) A statement that the elector is an absent uniformed 2207
services voter or overseas voter as defined in 42 U.S.C. 1973ff- 2208
6; 2209

(c) The address at which the elector is registered to 2210
vote; 2211

(d) A statement identifying the elector's length of 2212

residence in the state immediately preceding the commencement of 2213
service, immediately preceding the date of leaving to be with or 2214
near a service member, or immediately preceding leaving the 2215
United States, or a statement that the elector's parent or legal 2216
guardian resided in this state long enough to establish 2217
residency for voting purposes immediately preceding leaving the 2218
United States, as the case may be; 2219

(e) The elector's date of birth; 2220

(f) ~~One~~ Both of the following: 2221

(i) The elector's Ohio driver's license or state 2222
identification card number or a copy of the front and back of 2223
the elector's photo identification; 2224

(ii) The last four digits of the elector's social security 2225
number; 2226

~~(iii) A copy of the elector's current and valid photo-~~ 2227
~~identification, a copy of a military identification, or a copy-~~ 2228
~~of a current utility bill, bank statement, government check,~~ 2229
~~paycheck, or other government document, other than a notice of-~~ 2230
~~voter registration mailed by a board of elections under section-~~ 2231
~~3503.19 of the Revised Code, that shows the name and address of-~~ 2232
~~the elector.~~ 2233

(g) A statement identifying the election for which absent 2234
voter's ballots are requested; 2235

(h) A statement that the person requesting the ballots is 2236
a qualified elector; 2237

(i) If the request is for primary election ballots, the 2238
elector's party affiliation; 2239

(j) A statement that the applicant bears a relationship to 2240

the elector as specified in division (A) (3) of this section; 2241

(k) The address to which ballots shall be mailed, the 2242
telephone number to which ballots shall be sent by facsimile 2243
machine, the electronic mail address to which ballots shall be 2244
sent by electronic mail, or, if internet delivery is offered by 2245
the board of elections or the secretary of state, the internet 2246
contact information to which ballots shall be sent through 2247
internet delivery; 2248

(l) The signature and address of the person making the 2249
application. 2250

(B) If the elector has a confidential voter registration 2251
record, as described in section 111.44 of the Revised Code, the 2252
application may include the elector's program participant 2253
identification number instead of the address at which the 2254
elector is registered to vote. 2255

(C) Each application for uniformed services or overseas 2256
absent voter's ballots shall be delivered to the ~~director office~~ 2257
of the board not earlier than the first day of January of the 2258
year of the elections for which the uniformed services or 2259
overseas absent voter's ballots are requested or not earlier 2260
than ninety days before the day of the election at which the 2261
ballots are to be voted, whichever is earlier, and not later 2262
than twelve noon of the third day preceding the day of the 2263
election, or not later than six p.m. on the last Friday before 2264
the day of the election at which those ballots are to be voted 2265
if the application is delivered in person to the office of the 2266
board. 2267

(D) If the voter for whom the application is made is 2268
entitled to vote for presidential and vice-presidential electors 2269

only, the applicant shall submit to the ~~director board~~, in 2270
addition to the requirements of division (A) of this section, a 2271
statement to the effect that the voter is qualified to vote for 2272
presidential and vice-presidential electors and for no other 2273
offices. 2274

(E) A board of elections that mails a federal post card 2275
application or other absent voter's ballot application to an 2276
elector under this section shall not prepay the return postage 2277
for that application. 2278

(F) Except as otherwise provided in this section and in 2279
sections 3505.24 and 3509.08 of the Revised Code, an election 2280
official shall not fill out any portion of a federal post card 2281
application or other application for absent voter's ballots on 2282
behalf of an applicant. The secretary of state or a board of 2283
elections may preprint only an applicant's name and address on a 2284
federal post card application or other application for absent 2285
voter's ballots before mailing that application to the 2286
applicant, except that if the applicant has a confidential voter 2287
registration record, the secretary of state or the board of 2288
elections shall not preprint the applicant's address on the 2289
application. 2290

Sec. 3511.04. (A) If a ~~director of a~~ board of elections 2291
receives an application for uniformed services or overseas 2292
absent voter's ballots that does not contain all of the required 2293
information, the ~~director board~~ promptly shall notify the 2294
applicant of the additional information required to be provided 2295
by the applicant to complete that application. 2296

(B) Not later than the forty-sixth day before the day of 2297
each general or primary election, and at the earliest possible 2298
time before the day of a special election held on a day other 2299

than the day on which a general or primary election is held, the 2300
~~director of the~~ board of elections shall mail, send by facsimile 2301
machine, send by electronic mail, send through internet delivery 2302
if such delivery is offered by the board of elections or the 2303
secretary of state, or otherwise send uniformed services or 2304
overseas absent voter's ballots then ready for use as provided 2305
for in section 3511.03 of the Revised Code and for which the 2306
~~director board~~ has received valid applications prior to that 2307
time. Thereafter, and until twelve noon of the third day 2308
preceding the day of election, the ~~director board~~ shall 2309
promptly, upon receipt of valid applications for them, mail, 2310
send by facsimile machine, send by electronic mail, send through 2311
internet delivery if such delivery is offered by the board of 2312
elections or the secretary of state, or otherwise send to the 2313
proper persons all uniformed services or overseas absent voter's 2314
ballots then ready for use. 2315

If, after the seventieth day before the day of a general 2316
or primary election, any other question, issue, or candidacy is 2317
lawfully ordered submitted to the electors voting at the general 2318
or primary election, the board shall promptly provide a separate 2319
official issue, special election, or other election ballot for 2320
submitting the question, issue, or candidacy to those electors, 2321
and the ~~director board~~ shall promptly mail, send by facsimile 2322
machine, send by electronic mail, send through internet delivery 2323
if such delivery is offered by the board of elections or the 2324
secretary of state, or otherwise send each such separate ballot 2325
to each person to whom the ~~director board~~ has previously mailed 2326
or sent other uniformed services or overseas absent voter's 2327
ballots. 2328

A board of elections that mails or otherwise delivers 2329
uniformed services or overseas absent voter's ballots to an 2330

elector under this section shall not prepay the return postage 2331
for those ballots. In mailing uniformed services or overseas 2332
absent voter's ballots, the ~~director-board~~ shall use the fastest 2333
mail service available, but the ~~director-board~~ shall not mail 2334
them by certified mail. 2335

Sec. 3511.05. (A) The ~~director of the~~ board of elections 2336
shall place uniformed services or overseas absent voter's 2337
ballots sent by mail in an unsealed identification envelope, 2338
gummed ready for sealing. The ~~director-board~~ shall include with 2339
uniformed services or overseas absent voter's ballots sent 2340
electronically, including by facsimile machine, an instruction 2341
sheet for preparing a gummed envelope in which the ballots shall 2342
be returned. The envelope for returning ballots sent by either 2343
means shall have printed or written on its face a form 2344
substantially as follows: 2345

"Identification Envelope Statement of Voter 2346

I, _____ (Name of voter), declare under 2347
penalty of election falsification that the within ballot or 2348
ballots contained no voting marks of any kind when I received 2349
them, and I caused the ballot or ballots to be marked, enclosed 2350
in the identification envelope, and sealed in that envelope. 2351

My voting residence in Ohio is 2352

_____ 2353

(Street and Number, if any, or Rural Route and Number) 2354

of _____ (City, Village, or Township) 2355

Ohio, which is in Ward _____ Precinct _____ 2356

in that city, village, or township. 2357

If I have a confidential voter registration record, I am 2358

providing my program participant identification number instead 2359
of my residence address: _____ 2360

The primary election ballots, if any, within this envelope 2361
are primary election ballots of the _____ Party. 2362

Ballots contained within this envelope are to be voted at 2363
the _____ (general, special, or primary) election to be 2364
held on the _____ day of 2365
_____, _____, _____ 2366

My date of birth is _____ (Month and Day), 2367
_____ (Year). 2368

(Voter must provide ~~one~~ both of the following:) 2369

My Ohio driver's license or state identification card 2370
number is _____ (Driver's license or state 2371
identification card number). Alternatively, a copy of the front 2372
and back of my photo identification is enclosed in the return 2373
envelope in which this identification envelope will be mailed. 2374

The last four digits of my Social Security Number are 2375
_____ (Last four digits of Social Security Number). 2376

~~_____ In lieu of providing a driver's license number or~~ 2377
~~the last four digits of my Social Security Number, I am~~ 2378
~~enclosing a copy of one of the following in the return envelope~~ 2379
~~in which this identification envelope will be mailed: a current~~ 2380
~~and valid photo identification, a military identification, or a~~ 2381
~~current utility bill, bank statement, government check,~~ 2382
~~paycheck, or other government document, other than a notice of~~ 2383
~~voter registration mailed by a board of elections, that shows my~~ 2384
~~name and address.~~ 2385

I hereby declare, under penalty of election falsification, 2386

that the statements above are true, as I verily believe. 2387

_____ 2388

(Signature of Voter) 2389

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 2390

THE FIFTH DEGREE." 2391

(B) The ~~director-board~~ shall also mail with the ballots 2392

and the unsealed identification envelope sent by mail an 2393

unsealed return envelope, gummed, ready for sealing, for use by 2394

the voter in returning the voter's marked ballots to the 2395

~~director~~ office of the board. The ~~director-board~~ shall send with 2396

the ballots and the instruction sheet for preparing a gummed 2397

envelope sent electronically, including by facsimile machine, an 2398

instruction sheet for preparing a second gummed envelope as 2399

described in this division, for use by the voter in returning 2400

that voter's marked ballots to the ~~director-board~~. The return 2401

envelope shall have two parallel lines, each one quarter of an 2402

inch in width, printed across its face paralleling the top, with 2403

an intervening space of one quarter of an inch between such 2404

lines. The top line shall be one and one-quarter inches from the 2405

top of the envelope. Between the parallel lines shall be 2406

printed: "OFFICIAL ELECTION UNIFORMED SERVICES OR OVERSEAS 2407

ABSENT VOTER'S BALLOTS -- VIA AIR MAIL." Three blank lines shall 2408

be printed in the upper left corner on the face of the envelope 2409

for the use by the voter in placing the voter's complete 2410

military, naval, or mailing address on these lines, and beneath 2411

these lines there shall be printed a box beside the words "check 2412

if out-of-country." The voter shall check this box if the voter 2413

will be outside the United States on the day of the election. 2414

The ~~official title and the post-office address of the director-~~ 2415

~~to whom the envelope shall be returned~~ office of the board shall 2416

be printed on the face of such envelope in the lower right 2417
portion below the bottom parallel line. 2418

(C) On the back of each identification envelope and each 2419
return envelope shall be printed the following: 2420

"Instructions to voter: 2421

If the flap on this envelope is so firmly stuck to the 2422
back of the envelope when received by you as to require forcible 2423
opening in order to use it, open the envelope in the manner 2424
least injurious to it, and, after marking your ballots and 2425
enclosing same in the envelope for mailing them to the ~~director~~ 2426
~~of the~~ board of elections, reclose the envelope in the most 2427
practicable way, by sealing or otherwise, and sign the blank 2428
form printed below. 2429

The flap on this envelope was firmly stuck to the back of 2430
the envelope when received, and required forced opening before 2431
sealing and mailing. 2432

_____ 2433

(Signature of voter)" 2434

(D) Division (C) of this section does not apply when 2435
absent voter's ballots are sent electronically, including by 2436
facsimile machine. 2437

(E) Except as otherwise provided in this division and in 2438
sections 3505.24 and 3509.08 of the Revised Code, an election 2439
official shall not fill out any portion of an identification 2440
envelope statement of voter or an absent voter's ballot on 2441
behalf of an elector. A board of elections may preprint only an 2442
elector's name and address on an identification envelope 2443
statement of voter before mailing or electronically transmitting 2444

absent voter's ballots to the elector, except that if the 2445
elector has a confidential voter registration record, as 2446
described in section 111.44 of the Revised Code, the board of 2447
elections shall not preprint the elector's address on the 2448
identification envelope statement of voter. 2449

Sec. 3511.06. The return envelope provided for in section 2450
3511.05 of the Revised Code shall be of such size that the 2451
identification envelope can be conveniently placed within it for 2452
returning the identification envelope to the ~~director~~ office of 2453
the board of elections. The envelope in which the two envelopes 2454
and the uniformed services or overseas absent voter's ballots 2455
are mailed to the elector shall have two parallel lines, each 2456
one quarter of an inch in width, printed across its face, 2457
paralleling the top, with an intervening space of one-quarter of 2458
an inch between such lines. The top line shall be one and one- 2459
quarter inches from the top of the envelope. Between the 2460
parallel lines shall be printed: "official uniformed services or 2461
overseas absent voter's balloting material--via air mail." The 2462
appropriate return address of the ~~director of the~~ board of 2463
elections shall be printed in the upper left corner on the face 2464
of such envelope. Several blank lines shall be printed on the 2465
face of such envelope in the lower right portion, below the 2466
bottom parallel line, for writing in the name and address of the 2467
elector to whom such envelope is mailed. 2468

Sec. 3511.07. When mailing unsealed identification 2469
envelopes and unsealed return envelopes to persons, the ~~director~~ 2470
~~of the~~ board of elections shall insert a sheet of waxed paper or 2471
other appropriate insert between the gummed flap and the back of 2472
each of such envelopes to minimize the possibility that the flap 2473
may become firmly stuck to the back of the envelope by reason of 2474
moisture, humid atmosphere, or other conditions to which they 2475

may be subjected. If the flap on either of such envelopes should 2476
be so firmly stuck to the back of the envelope when it is 2477
received by the voter as to require forcible opening of the 2478
envelope in order to use it, the voter shall open such envelope 2479
in the manner least injurious to it, and, after marking ~~his~~ the 2480
voter's ballots and enclosing them in the envelope for mailing 2481
to the director, ~~he~~ the voter shall reclose such envelope in the 2482
most practicable way, by sealing it or otherwise, and shall sign 2483
the blank form printed on the back of such envelope. 2484

Sec. 3511.08. The ~~director of the~~ board of elections shall 2485
keep a record of the name and address of each person to whom the 2486
~~director board~~ mails or delivers uniformed services or overseas 2487
absent voter's ballots, the kinds of ballots so mailed or 2488
delivered, and the name and address of the person who made the 2489
application for such ballots. After the ~~director board~~ has 2490
mailed or delivered such ballots the ~~director board~~ shall not 2491
mail or deliver additional ballots of the same kind to such 2492
person pursuant to a subsequent request unless such subsequent 2493
request contains the statement that an earlier request had been 2494
sent to the ~~director board~~ prior to the thirtieth day before the 2495
election and that the uniformed services or overseas absent 2496
voter's ballots so requested had not been received by such 2497
person prior to the fifteenth day before the election, and 2498
provided that the ~~director board~~ has not received an 2499
identification envelope purporting to contain marked uniformed 2500
services or overseas absent voter's ballots from such person. 2501

Sec. 3511.09. Upon receiving uniformed services or 2502
overseas absent voter's ballots, the elector shall cause the 2503
questions on the face of the identification envelope to be 2504
answered, and, by writing the elector's usual signature in the 2505
proper place on the identification envelope, the elector shall 2506

declare under penalty of election falsification that the answers 2507
to those questions are true and correct to the best of the 2508
elector's knowledge and belief. Then, the elector shall note 2509
whether there are any voting marks on the ballot. If there are 2510
any voting marks, the ballot shall be returned immediately to 2511
the board of elections; otherwise, the elector shall cause the 2512
ballot to be marked, folded separately so as to conceal the 2513
markings on it, deposited in the identification envelope, and 2514
securely sealed in the identification envelope. The elector then 2515
shall cause the identification envelope to be placed within the 2516
return envelope, sealed in the return envelope, and mailed to 2517
the director of the board of elections to whom it is addressed. 2518
The ballot shall be submitted for mailing not later than 12:01 2519
a.m. at the place where the voter completes the ballot, on the 2520
date of the election. 2521

~~If the~~ The elector does not shall provide the elector's 2522
Ohio driver's license or state identification card number on the 2523
statement of voter on the identification envelope or a copy of 2524
the front and back of the elector's photo identification 2525
enclosed in the return envelope with the identification 2526
envelope, and also shall provide the last four digits of the 2527
elector's social security number on the statement of voter on 2528
the identification envelope, ~~the elector also shall include in~~ 2529
~~the return envelope with the identification envelope a copy of~~ 2530
~~the elector's current valid photo identification, a copy of a~~ 2531
~~military identification, or a copy of a current utility bill,~~ 2532
~~bank statement, government check, paycheck, or other government~~ 2533
~~document, other than a notice of voter registration mailed by a~~ 2534
~~board of elections under section 3503.19 of the Revised Code,~~ 2535
~~that shows the name and address of the elector.~~ 2536

Each elector who will be outside the United States on the 2537

day of the election shall check the box on the return envelope 2538
indicating this fact and shall mail the return envelope to the 2539
director prior to the close of the polls on election day. 2540

Every uniformed services or overseas absent voter's ballot 2541
identification envelope shall be accompanied by the following 2542
statement in boldface capital letters: WHOEVER COMMITS ELECTION 2543
FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE. 2544

Sec. 3511.10. ~~If, after the first day after the close of~~ 2545
~~voter registration before a general or primary election and~~ 2546
~~before the close of the polls on the day of that election, a~~ 2547
~~valid application for (A) A uniformed services or overseas~~ 2548
~~absent voter's ballots is delivered to the director of the board~~ 2549
~~of elections voter may cast absent voter's ballots in person at~~ 2550
~~the office of the board by a person making the application on~~ 2551
~~the person's own behalf, the director shall forthwith deliver to~~ 2552
~~the person all uniformed services or overseas absent voter's~~ 2553
~~ballots then ready for use, together with an identification~~ 2554
~~envelope of elections in accordance with section 3509.051 of the~~ 2555
~~Revised Code. The person shall then immediately retire to a~~ 2556
~~voting booth in the office of the board, and mark the ballots.~~ 2557
~~The person shall then fold each ballot separately so as to~~ 2558
~~conceal the person's markings thereon, and deposit all of the~~ 2559
~~ballots in the identification envelope and securely seal it.~~ 2560
~~Thereupon the person shall fill in answers to the questions on~~ 2561
~~the face of the identification envelope, and by writing the~~ 2562
~~person's usual signature in the proper place thereon, the person~~ 2563
~~shall declare under penalty of election falsification that the~~ 2564
~~answers to those questions are true and correct to the best of~~ 2565
~~that person's knowledge and belief. The person shall then~~ 2566
~~deliver the identification envelope to the director. If~~ 2567
thereafter, and before the third day preceding such election, 2568

the board provides additional separate official issue or special 2569
election ballots, as provided for in section 3511.04 of the 2570
Revised Code, the ~~director board~~ shall promptly, and not later 2571
than twelve noon of the third day preceding the day of election, 2572
mail such additional ballots to such person at the address 2573
specified by that person for that purpose. ~~Except as otherwise~~ 2574
~~provided in sections 3505.24 and 3509.08 of the Revised Code, an~~ 2575
~~election official shall not fill out any portion of an~~ 2576
~~application for absent voter's ballots, an identification~~ 2577
~~envelope statement of voter, or an absent voter's ballot~~ 2578
~~requested under this section on behalf of an applicant.~~ 2579

(B) In the event any person serving in the armed forces of 2580
the United States is discharged after the closing date of 2581
registration, and that person or that person's spouse, or both, 2582
meets all the other qualifications set forth in section 3511.011 2583
of the Revised Code, the person or spouse shall be permitted to 2584
vote prior to the date of the election in the office of the 2585
board in the person's or spouse's county, as set forth in this 2586
section. 2587

Sec. 3511.11. (A) Upon receipt of any return envelope 2588
bearing the designation "Official Election Uniformed Services or 2589
Overseas Absent Voter's Ballot" prior to the eleventh day after 2590
the day of any election, the ~~director of the~~ board of elections 2591
shall open it but shall not open the identification envelope 2592
contained in it. If, upon so opening the return envelope, the 2593
~~director board~~ finds ballots in it that are not enclosed in and 2594
properly sealed in the identification envelope, the ~~director~~ 2595
board shall not look at the markings upon the ballots and shall 2596
promptly place them in the identification envelope and promptly 2597
seal it. If, upon so opening the return envelope, the ~~director~~ 2598
board finds that ballots are enclosed in the identification 2599

envelope but that it is not properly sealed, the ~~director~~board 2600
shall not look at the markings upon the ballots and shall 2601
promptly seal the identification envelope. 2602

(B) Uniformed services or overseas absent voter's ballots 2603
delivered to the director not later than the close of the polls 2604
on election day shall be processed and counted in the manner 2605
provided in section 3509.06 of the Revised Code. 2606

(C) A return envelope is not required to be postmarked in 2607
order for a uniformed services or overseas absent voter's ballot 2608
contained in it to be valid. Except as otherwise provided in 2609
this division, whether or not the return envelope containing the 2610
ballot is postmarked, contains a late postmark, or contains an 2611
illegible postmark, a uniformed services or overseas absent 2612
voter's ballot that is received after the close of the polls on 2613
election day through the tenth day after the election day shall 2614
be processed and counted on the eleventh day after the election 2615
day at the office of the board of elections in the manner 2616
provided in section 3509.06 of the Revised Code if the voter 2617
signed the identification envelope by the time specified in 2618
section 3511.09 of the Revised Code. However, if a return 2619
envelope containing a uniformed services or overseas absent 2620
voter's ballot is so received and so indicates, but the 2621
identification envelope in it is signed after the close of the 2622
polls on election day, the uniformed services or overseas absent 2623
voter's ballot shall not be counted. 2624

(D) The following types of uniformed services or overseas 2625
absent voter's ballots shall not be counted: 2626

(1) Uniformed services or overseas absent voter's ballots 2627
contained in return envelopes that bear the designation 2628
"Official Election Uniformed Services or Overseas Absent Voter's 2629

Ballots," that are received by the ~~director~~ board of elections 2630
after the close of the polls on the day of the election, and 2631
that contain an identification envelope that is signed after the 2632
time specified in section 3511.09 of the Revised Code; 2633

(2) Uniformed services or overseas absent voter's ballots 2634
contained in return envelopes that bear that designation and 2635
that are received after the tenth day following the election. 2636

The uncounted ballots shall be preserved in their 2637
identification envelopes unopened until the time provided by 2638
section 3505.31 of the Revised Code for the destruction of all 2639
other ballots used at the election for which ballots were 2640
provided, at which time they shall be destroyed. 2641

Sec. 3511.13. (A) The poll list or signature pollbook for 2642
each precinct shall identify each registered elector in that 2643
precinct who has requested a uniformed services or overseas 2644
absent voter's ballot for that election or cast absent voter's 2645
ballots in person under section 3509.051 of the Revised Code, 2646
other than an elector who has a confidential voter registration 2647
record, as described in section 111.44 of the Revised Code. 2648

~~(B) (1) (B) If a registered elector appears to vote in that~~ 2649
~~precinct and that elector has requested or cast a uniformed~~ 2650
~~services or overseas absent voter's ballot for that election ~~but~~~~ 2651
~~the director has not received a sealed identification envelope~~ 2652
~~purporting to contain that elector's voted uniformed services or~~ 2653
~~overseas absent voter's ballots for that election, the elector~~ 2654
~~shall be permitted to cast a provisional ballot under section~~ 2655
~~3505.181 of the Revised Code in that precinct on the day of that~~ 2656
~~election.~~ 2657

~~(2) If a registered elector appears to vote in that~~ 2658

~~precinct and that elector has requested a uniformed services or
overseas absent voter's ballot for that election and the
director has received a sealed identification envelope
purporting to contain that elector's voted uniformed services or
overseas absent voter's ballots for that election, the elector
shall be permitted to cast a provisional ballot under section
3505.181 of the Revised Code in that precinct on the day of that
election.~~

(C) (1) In counting uniformed services or overseas absent
voter's ballots under section 3511.11 of the Revised Code, the
board of elections shall compare the signature of each elector
from whom the ~~director~~ board has received a sealed
identification envelope purporting to contain that elector's
voted uniformed services or overseas absent voter's ballots for
that election to the signature on the elector's registration
form. Except as otherwise provided in division (C) (3) of this
section, if the board of elections determines that the uniformed
services or overseas absent voter's ballot in the sealed
identification envelope is valid, it shall be counted. If the
board of elections determines that the signature on the sealed
identification envelope purporting to contain the elector's
voted uniformed services or overseas absent voter's ballot does
not match the signature on the elector's registration form, the
ballot shall be set aside and the board shall examine, during
the time prior to the beginning of the official canvass, the
poll list or signature pollbook from the precinct in which the
elector is registered to vote to determine if the elector also
cast a provisional ballot under section 3505.181 of the Revised
Code ~~in that precinct on the day of the election.~~

(2) The board of elections shall count the provisional
ballot, instead of the uniformed services or overseas absent

voter's ballot, of an elector from whom the ~~director board~~ has 2690
received an identification envelope purporting to contain that 2691
elector's voted uniformed services or overseas absent voter's 2692
ballots, if both of the following apply: 2693

(a) The board of elections determines that the signature 2694
of the elector on the outside of the identification envelope in 2695
which the uniformed services or overseas absent voter's ballots 2696
are enclosed does not match the signature of the elector on the 2697
elector's registration form; 2698

(b) The elector cast a provisional ballot in the ~~precinct~~ 2699
~~on the day of the election.~~ 2700

(3) If the board of elections does not receive the sealed 2701
identification envelope purporting to contain the elector's 2702
voted uniformed services or overseas absent voter's ballot by 2703
the applicable deadline established under section 3511.11 of the 2704
Revised Code, the provisional ballot cast under section 3505.181 2705
of the Revised Code ~~in that precinct on the day of the election~~ 2706
shall be counted as valid, if that provisional ballot is 2707
otherwise determined to be valid pursuant to section 3505.183 of 2708
the Revised Code. 2709

(D) If the board of elections counts a provisional ballot 2710
under division (C) (2) or (3) of this section, the returned 2711
identification envelope of that elector shall not be opened, and 2712
the ballot within that envelope shall not be counted. The 2713
identification envelope shall be endorsed "Not Counted" with the 2714
reason the ballot was not counted. 2715

Sec. 4507.50. (A) (1) The registrar of motor vehicles or a 2716
deputy registrar shall issue an identification card to a person 2717
when all of the following apply: 2718

(a) The registrar or deputy registrar receives an 2719
application completed in accordance with section 4507.51 of the 2720
Revised Code and, if the person is under seventeen years of age, 2721
payment of the applicable fees. 2722

(b) The person is a resident or a temporary resident of 2723
this state. 2724

(c) The person is not licensed as an operator of a motor 2725
vehicle in this state or another licensing jurisdiction. 2726

(d) The person does not hold an identification card from 2727
another jurisdiction. 2728

(2) (a) The registrar of motor vehicles or a deputy 2729
registrar may issue a temporary identification card when all of 2730
the following apply: 2731

(i) The registrar or deputy registrar receives an 2732
application completed in accordance with section 4507.51 of the 2733
Revised Code and payment of the applicable fees. 2734

(ii) The person is a resident or temporary resident of 2735
this state. 2736

(iii) The person's Ohio driver's or commercial driver's 2737
license has been suspended or canceled. 2738

(iv) The person does not hold an identification card from 2739
another jurisdiction. 2740

(b) The temporary identification card shall be identical 2741
to an identification card, except that it shall be printed on 2742
its face with a statement that the card is valid during the 2743
effective dates of the suspension or cancellation of the 2744
cardholder's license, or until the birthday of the cardholder in 2745
the fourth year after the date on which it is issued, whichever 2746

is shorter. 2747

(c) The cardholder shall surrender the temporary 2748
identification card to the registrar or any deputy registrar 2749
before the cardholder's driver's or commercial driver's license 2750
is restored or reissued. 2751

(B) (1) Except as provided in division ~~(C) or~~ (D) of this 2752
section, an applicant who is under seventeen years of age shall 2753
pay the following fees prior to issuance of an identification 2754
card or a temporary identification card: 2755

(a) A fee of three dollars and fifty cents if the card 2756
will expire on the applicant's birthday four years after the 2757
date of issuance or a fee of six dollars if the card will expire 2758
on the applicant's birthday eight years after the date of 2759
issuance; 2760

(b) A fee equal to the amount established under section 2761
4503.038 of the Revised Code if the card will expire on the 2762
applicant's birthday four years after the date of issuance or 2763
twice that amount if the card will expire on the applicant's 2764
birthday eight years after the date of issuance; 2765

(c) A fee of one dollar and fifty cents if the card will 2766
expire on the applicant's birthday four years after the date of 2767
issuance or three dollars if the card will expire on the 2768
applicant's birthday eight years after the date of issuance, for 2769
the authentication of the documents required for processing an 2770
identification card or temporary identification card. A deputy 2771
registrar that authenticates the required documents shall retain 2772
the entire amount of the fee. 2773

(2) The fees collected for issuing an identification card 2774
under this section, except for any fees allowed to the deputy 2775

registrar, shall be paid into the state treasury to the credit 2776
of the public safety - highway purposes fund created in section 2777
4501.06 of the Revised Code. 2778

~~(C) A disabled veteran who has a service-connected~~ 2779
~~disability rated at one hundred per cent by the veterans'~~ 2780
~~administration person seventeen years of age or older~~ may apply 2781
to the registrar or a deputy registrar for the issuance to that 2782
~~veteran person~~ of an identification card or a temporary 2783
identification card under this section without payment of any 2784
fee prescribed in division (B) of this section. 2785

~~An application made under this division shall be~~ 2786
~~accompanied by such documentary evidence of disability as the~~ 2787
~~registrar may require by rule.~~ 2788

(D) A resident who is eligible for an identification card 2789
with an expiration date that is in accordance with division (A) 2790
(8) (b) of section 4507.52 of the Revised Code and who is 2791
~~currently unemployed under seventeen years of age~~ may apply to 2792
the registrar or a deputy registrar for the issuance of an 2793
identification card under this section without payment of any 2794
fee as prescribed in division (B) of this section. 2795

An application made under division (D) of this section 2796
shall be accompanied by such documentary evidence of disability 2797
~~and unemployment~~ as the registrar may require by rule. 2798

Sec. 4507.502. (A) (1) On the last business day of every 2799
month, each deputy registrar shall submit a verification form to 2800
the registrar of motor vehicles that contains the following 2801
information: 2802

(a) The number of identification cards and temporary 2803
identification cards issued or renewed under section 4507.50 of 2804

the Revised Code during the course of that month without payment 2805
of any fees; 2806

(b) The number of duplicate, reprint, or replacement 2807
identification cards issued under section 4507.52 of the Revised 2808
Code during the course of that month without payment of any 2809
fees. 2810

(2) The registrar shall establish the necessary 2811
verification form and the manner in which the form shall be 2812
submitted. 2813

(B) The registrar shall reimburse each deputy registrar 2814
for the deputy registrar's services in issuing identification 2815
cards, based on the information submitted in accordance with 2816
division (A) of this section, in the following amounts: 2817

(1) The amount established under section 4503.038 of the 2818
Revised Code for each card issued under section 4507.50 of the 2819
Revised Code that will expire on the applicant's birthday four 2820
years after the date of issuance; 2821

(2) Two times the amount established under section 2822
4503.038 of the Revised Code for each card issued under section 2823
4507.50 of the Revised Code that will expire on the applicant's 2824
birthday eight years after the date of issuance; 2825

(3) One dollar and fifty cents for the authentication of 2826
documents for each card issued under section 4507.50 of the 2827
Revised Code that will expire on the applicant's birthday four 2828
years after the date of issuance; 2829

(4) Three dollars for the authentication of documents for 2830
each card issued under section 4507.50 of the Revised Code that 2831
will expire on the applicant's birthday eight years after the 2832
date of issuance; 2833

(5) The amount established under section 4503.038 of the Revised Code for each duplicate, reprint, or replacement card issued under section 4507.52 of the Revised Code. 2834
2835
2836

(C) The registrar may adopt any rules necessary to implement and administer this section. 2837
2838

Sec. 4507.52. (A) (1) Each identification card issued by 2839
the registrar of motor vehicles or a deputy registrar shall 2840
display a distinguishing number assigned to the cardholder, and 2841
shall display the following inscription: 2842

"STATE OF OHIO IDENTIFICATION CARD 2843

This card is not valid for the purpose of operating a 2844
motor vehicle. It is provided solely for the purpose of 2845
establishing the identity of the bearer described on the card, 2846
who currently is not licensed to operate a motor vehicle in the 2847
state of Ohio." 2848

(2) The identification card shall display substantially 2849
the same information as contained in the application and as 2850
described in division (A) (1) of section 4507.51 of the Revised 2851
Code, but shall not display the cardholder's social security 2852
number unless the cardholder specifically requests that the 2853
cardholder's social security number be displayed on the card. If 2854
federal law requires the cardholder's social security number to 2855
be displayed on the identification card, the social security 2856
number shall be displayed on the card notwithstanding this 2857
section. 2858

(3) The identification card also shall display the color 2859
photograph of the cardholder. 2860

(4) If the cardholder has executed a durable power of 2861
attorney for health care or a declaration governing the use or 2862

continuation, or the withholding or withdrawal, of life- 2863
sustaining treatment and has specified that the cardholder 2864
wishes the identification card to indicate that the cardholder 2865
has executed either type of instrument, the card also shall 2866
display any symbol chosen by the registrar to indicate that the 2867
cardholder has executed either type of instrument. 2868

(5) If the cardholder has specified that the cardholder 2869
wishes the identification card to indicate that the cardholder 2870
is a veteran, active duty, or reservist of the armed forces of 2871
the United States and has presented a copy of the cardholder's 2872
DD-214 form or an equivalent document, the card also shall 2873
display any symbol chosen by the registrar to indicate that the 2874
cardholder is a veteran, active duty, or reservist of the armed 2875
forces of the United States. 2876

(6) The card shall be designed as to prevent its 2877
reproduction or alteration without ready detection. 2878

(7) The identification card for persons under twenty-one 2879
years of age shall have characteristics prescribed by the 2880
registrar distinguishing it from that issued to a person who is 2881
twenty-one years of age or older, except that an identification 2882
card issued to a person who applies no more than thirty days 2883
before the applicant's twenty-first birthday shall have the 2884
characteristics of an identification card issued to a person who 2885
is twenty-one years of age or older. 2886

(8) (a) Except as provided in division (A) (8) (b) of this 2887
section, every identification card issued to a resident of this 2888
state shall expire, unless canceled or surrendered earlier, on 2889
the birthday of the cardholder in the fourth or the eighth year 2890
after the date on which it is issued, based on the period of 2891
renewal requested by the applicant. 2892

(b) Upon request, the registrar or a deputy registrar 2893
shall issue an identification card to a resident of this state 2894
who is permanently or irreversibly disabled that shall expire, 2895
unless canceled or surrendered earlier, on the birthday of the 2896
cardholder in the eighth year after the date on which it is 2897
issued. The registrar shall issue a reminder notice to a 2898
cardholder, at the last known address of the cardholder, six 2899
months before the identification card is scheduled to expire. 2900
The registrar shall adopt rules governing the documentation a 2901
cardholder shall submit to certify that the cardholder is 2902
permanently or irreversibly disabled. 2903

As used in this section, "permanently or irreversibly 2904
disabled" means a condition of disability from which there is no 2905
present indication of recovery. 2906

(c) Every identification card issued to a temporary 2907
resident shall expire in accordance with rules adopted by the 2908
registrar and is nonrenewable, but may be replaced with a new 2909
identification card upon the applicant's compliance with all 2910
applicable requirements. 2911

(9) A cardholder may renew the cardholder's identification 2912
card within ninety days prior to the day on which it expires by 2913
filing an application and paying the prescribed fee, if 2914
required, in accordance with section 4507.50 of the Revised 2915
Code. 2916

(10) If a cardholder applies for a driver's or commercial 2917
driver's license in this state or another licensing 2918
jurisdiction, the cardholder shall surrender the cardholder's 2919
identification card to the registrar or any deputy registrar 2920
before the license is issued. 2921

(B) (1) If a card is lost, destroyed, or mutilated, the 2922
person to whom the card was issued may obtain a duplicate by 2923
doing both of the following: 2924

(a) Furnishing suitable proof of the loss, destruction, or 2925
mutilation to the registrar or a deputy registrar; 2926

(b) Filing an application and presenting documentary 2927
evidence under section 4507.51 of the Revised Code. 2928

(2) A cardholder may apply to obtain a reprint of the 2929
cardholder's identification card through electronic means in 2930
accordance with section 4507.40 of the Revised Code. 2931

(3) Any person who loses a card and, after obtaining a 2932
duplicate or reprint, finds the original, immediately shall 2933
surrender the original to the registrar or a deputy registrar. 2934

(4) A cardholder may obtain a replacement identification 2935
card that reflects any change of the cardholder's name by 2936
furnishing suitable proof of the change to the registrar or a 2937
deputy registrar and surrendering the cardholder's existing 2938
card. 2939

(5) (a) When a cardholder who is under seventeen years of 2940
age applies for a duplicate or reprint or obtains a replacement 2941
identification card, the cardholder shall pay a fee of two 2942
dollars and fifty cents. ~~A-Regarding a cardholder who is under~~ 2943
~~seventeen years of age, a~~ deputy registrar shall be allowed an 2944
additional fee equal to the amount established under section 2945
4503.038 of the Revised Code for issuing a duplicate or 2946
replacement identification card. 2947

(b) ~~A disabled veteran who is a cardholder and has a~~ 2948
~~service-connected disability rated at one hundred per cent by~~ 2949
~~the veterans' administration~~ cardholder who is seventeen years 2950

of age or older may apply to the registrar or a deputy registrar 2951
for the issuance of a duplicate or replacement identification 2952
card without payment of any fee prescribed in this section or 2953
may apply to the registrar for a reprint identification card 2954
without payment of any fee prescribed in this section. 2955

(c) A resident who is permanently or irreversibly disabled 2956
~~and who is unemployed and who is under seventeen years of age~~ 2957
may apply to the registrar or a deputy registrar for the 2958
issuance of a duplicate or replacement identification card 2959
without payment of any fee prescribed in this section or may 2960
apply to the registrar for a reprint identification card without 2961
payment of any fee prescribed in this section. 2962

(6) A duplicate, reprint, or replacement identification 2963
card expires on the same date as the card it replaces. 2964

(C) The registrar shall cancel any card upon determining 2965
that the card was obtained unlawfully, issued in error, or was 2966
altered. The registrar also shall cancel any card that is 2967
surrendered to the registrar or to a deputy registrar after the 2968
holder has obtained a duplicate, reprint, replacement, or 2969
driver's or commercial driver's license. 2970

(D) (1) No agent of the state or its political subdivisions 2971
shall condition the granting of any benefit, service, right, or 2972
privilege upon the possession by any person of an identification 2973
card. Nothing in this section shall preclude any publicly 2974
operated or franchised transit system from using an 2975
identification card for the purpose of granting benefits or 2976
services of the system. 2977

(2) No person shall be required to apply for, carry, or 2978
possess an identification card. 2979

(E) Except in regard to an identification card issued to a 2980
person who applies no more than thirty days before the 2981
applicant's twenty-first birthday, neither the registrar nor any 2982
deputy registrar shall issue an identification card to a person 2983
under twenty-one years of age that does not have the 2984
characteristics prescribed by the registrar distinguishing it 2985
from the identification card issued to persons who are twenty- 2986
one years of age or older. 2987

(F) Whoever violates division (E) of this section is 2988
guilty of a minor misdemeanor. 2989

Section 2. That existing sections 3501.01, 3503.14, 2990
3503.16, 3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 2991
3505.183, 3509.03, 3509.04, 3509.05, 3509.051, 3509.06, 3509.07, 2992
3509.08, 3509.09, 3509.10, 3511.02, 3511.04, 3511.05, 3511.06, 2993
3511.07, 3511.08, 3511.09, 3511.10, 3511.11, 3511.13, 4507.50, 2994
and 4507.52 of the Revised Code are hereby repealed. 2995

Section 3. The General Assembly, applying the principle 2996
stated in division (B) of section 1.52 of the Revised Code that 2997
amendments are to be harmonized if reasonably capable of 2998
simultaneous operation, finds that the following sections, 2999
presented in this act as composites of the sections as amended 3000
by the acts indicated, are the resulting versions of the 3001
sections in effect prior to the effective date of the sections 3002
as presented in this act: 3003

Section 3505.18 of the Revised Code as amended by S.B. 47, 3004
S.B. 109, and S.B. 216, all of the 130th General Assembly. 3005

Section 3511.10 of the Revised Code as amended by both 3006
S.B. 205 and S.B. 238 of the 130th General Assembly. 3007