

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 144

Representative Manchester

A BILL

To amend section 3501.022 of the Revised Code to
allow a special election to be held in August
for certain purposes and to make an
appropriation.

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

Section 1. That section 3501.022 of the Revised Code be
amended to read as follows:

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Sec. 3501.022. ~~(A) A political subdivision or taxing~~
~~authority may hold a special election~~ may be held on the first
Tuesday after the first Monday in August under any of the
following circumstances:

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(A) (1) A political subdivision or taxing authority may
hold a special election on that day for an office, question, or
issue if the political subdivision is under a fiscal emergency
under section 118.03 of the Revised Code, or the taxing
authority that is a school district is under a fiscal emergency
under division (B) of section 3316.03 of the Revised Code, at
the time the board of elections certifies the office, question,
or issue for placement on the ballot for that special election.

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~~(B) (2)~~ The deadlines applicable to a special election

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held by a political subdivision or taxing authority under 20
division ~~(A)~~ (A) (1) of this section shall be the same as the 21
deadlines specified to place the office, question, or issue on 22
the ballot on the day of a primary or general election. 23

~~(C)~~ (3) The entire cost of a special election held under 24
division (A) of this section shall be charged to the political 25
subdivision or taxing authority in accordance with division (D) 26
of section 3501.17 of the Revised Code. 27

(B) A special election may be held on that day for the 28
purpose of submitting a statewide ballot issue to the voters 29
under Section 1 of Article XVI, Ohio Constitution. 30

(C) A special election may be held on that day if 31
authorized under section 3513.301, 3513.312, 3513.32, or 3521.03 32
of the Revised Code. 33

Section 2. That existing section 3501.022 of the Revised 34
Code is hereby repealed. 35

Section 3. All items in this act are hereby appropriated 36
as designated out of any moneys in the state treasury to the 37
credit of the designated fund. For all operating appropriations 38
made in this act, those in the first column are for fiscal year 39
2022 and those in the second column are for fiscal year 2023. 40
The operating appropriations made in this act are in addition to 41
any other operating appropriations made for these fiscal years. 42

Section 4. 43

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A	SOS SECRETARY OF STATE			
B	Dedicated Purpose Fund Group			
C	5FG0	050620	BOE Reimbursement and Education	\$0 \$20,000,000
D	TOTAL Dedicated Purpose Fund Group			\$0 \$20,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0 \$20,000,000

BOE REIMBURSEMENT AND EDUCATION 45

The foregoing appropriation item 050620, BOE Reimbursement 46
and Education, shall be used to provide financial assistance to 47
boards of elections to conduct a special election on August 8, 48
2023, in accordance with section 3501.022 of the Revised Code, 49
as amended by this act. An amount equal to the unexpended, 50
unencumbered portion of the foregoing appropriation item 050620, 51
BOE Reimbursement and Education, at the end of fiscal year 2023 52
is hereby reappropriated to the Secretary of State for the same 53
purpose in fiscal year 2024. 54

On the effective date of this section, or as soon as 55
possible thereafter, the Director of Budget and Management shall 56
transfer \$20,000,000 cash from the General Revenue Fund to the 57
BOE Reimbursement and Education Fund (Fund 5FG0). 58

On December 31, 2023, or as soon as possible thereafter, 59
the Director of Budget and Management shall transfer cash in an 60
amount equal to the unexpended, unencumbered portion of the 61
foregoing appropriation item 050620, BOE Reimbursement and 62
Education, as of December 31, 2023, from the BOE Reimbursement 63
and Education Fund (Fund 5FG0) to the General Revenue Fund. 64

Section 5. Within the limits set forth in this act, the 65

Director of Budget and Management shall establish accounts	66
indicating the source and amount of funds for each appropriation	67
made in this act, and shall determine the manner in which	68
appropriation accounts shall be maintained. Expenditures from	69
operating appropriations contained in this act shall be	70
accounted for as though made in, and are subject to all	71
applicable provisions of, H.B. 110 of the 134th General	72
Assembly.	73