

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 235

Representative Fowler Arthur

Cosponsors: Representatives Dean, Wiggam, Holmes, Lear, Demetriou, Gross, Ferguson, Loychik, Williams, Click, Johnson, Hall, Stein, McClain, Claggett, King, Mathews, Lorenz, Dobos, Klopfenstein, Stoltzfus, Kick, Lampton, Young, T., Miller, M., Plummer, Willis

A BILL

To amend sections 3.15, 3301.01, 3301.02, 3301.03, 1
3301.06, 3501.01, 3501.02, 3505.03, 3505.04, 2
3513.04, and 3513.052; to enact sections 3
3301.021 and 3301.139; and to repeal section 4
3513.259 of the Revised Code with regard to 5
membership and election of State Board of 6
Education members and to make changes regarding 7
the State Board's public meetings. 8

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

Section 1. That sections 3.15, 3301.01, 3301.02, 3301.03, 9
3301.06, 3501.01, 3501.02, 3505.03, 3505.04, 3513.04, and 10
3513.052 be amended and sections 3301.021 and 3301.139 of the 11
Revised Code be enacted to read as follows: 12

Sec. 3.15. (A) Except as otherwise provided in division 13
(B) of this section, at all times during one's term of office: 14

(1) Each member of the general assembly and each ~~elected~~ 15
voting member of the state board of education shall be a 16

resident of the district the member represents. 17

(2) Each judge and each elected officer of a court shall 18
be a resident of the territory of that court. 19

(3) Each person holding an elective office of a political 20
subdivision shall be a resident of that political subdivision. 21

(4) Each member of a municipal legislative authority who 22
represents a ward shall be a resident of the ward the member 23
represents, and each member of a board of education of a city 24
school district who represents a subdistrict shall be a resident 25
of the subdistrict the member represents. 26

(B) Any person who fails to meet any of the requirements 27
of division (A) of this section that apply to the person shall 28
forfeit the office. Division (A) of this section applies to 29
persons who have been either elected or appointed to an elective 30
office. Division (A) of this section does not apply to a member 31
of the general assembly or the state board of education, to a 32
member of a municipal legislative authority who represents a 33
ward, or to a member of a board of education of a city school 34
district who represents a subdistrict, during the remainder of 35
the member's existing term of office after there is a change in 36
the member's district's, ward's, or subdistrict's boundaries 37
that leaves the member's permanent residence outside the 38
district, ward, or subdistrict. 39

Sec. 3301.01. ~~(A) There is hereby created the state board 40
of education consisting of nineteen fifteen members with eleven
elected members, one each to be elected in accordance with 41
section 3301.03 of the Revised Code from each of the districts 42
established in accordance with division (B) of this section, and 43
with eight members to be appointed by the governor with the 44
45~~

~~advice and consent of the senate~~congressional district. 46

In addition to the ~~nineteen~~fifteen ~~elected or appointed~~ 47
members, the chairperson of the committee of the senate that 48
primarily deals with education and the chairperson of the 49
committee of the house of representatives that primarily deals 50
with education shall be nonvoting ex officio members of the 51
board. 52

~~(B) (1) The territory of each state board of education~~ 53
~~district for each elected voting member of the board shall~~ 54
~~consist of the territory of three contiguous senate districts as~~ 55
~~established in the most recent apportionment for members of the~~ 56
~~general assembly, but the territory of no senate district shall~~ 57
~~be part of the territory of more than one state board of~~ 58
~~education district. Each state board of education district shall~~ 59
~~be as compact as practicable. The districts shall include, when~~ 60
~~practicable, some districts that primarily consist of territory~~ 61
~~in rural areas and some districts that primarily consist of~~ 62
~~territory in urban areas.~~ 63

~~(2) If, after the apportionment for members of the general~~ 64
~~assembly is made in any year, the general assembly does not~~ 65
~~during that year enact legislation establishing state board of~~ 66
~~education districts in accordance with division (B) (1) of this~~ 67
~~section, the governor shall designate the boundaries of the~~ 68
~~districts in accordance with division (B) (1) of this section no~~ 69
~~later than the thirty first day of January of the year next~~ 70
~~succeeding such apportionment. Upon making such designation, the~~ 71
~~governor shall give written notice of the boundaries of the~~ 72
~~districts to each member of the state board of education,~~ 73
~~including the nonvoting ex officio members; the superintendent~~ 74
~~of public instruction; the president of the senate; the speaker~~ 75

~~of the house of representatives; and the board of elections of~~ 76
~~each county in each new district. On the first day of February~~ 77
~~in any year in which the governor designates the boundaries of~~ 78
~~state board of education districts under this section, the state~~ 79
~~board of education districts as they existed prior to that date~~ 80
~~shall cease to exist and the new districts shall be created.~~ 81

Sec. 3301.02. (A) ~~Elected voting~~ Voting members of the 82
state board of education shall be elected as required by 83
expiration of respective terms, each for a term of four years or 84
until a successor is elected and qualified. One elected member 85
shall be elected from each district respectively in which the 86
term of office of a board member expires on the first day of 87
January following the election. The term of office of each 88
member so elected shall begin on the first day of January 89
immediately following this election. 90

(B) At any time the boundaries of ~~state board of education~~ 91
congressional districts are changed ~~under division (B) of~~ 92
~~section 3301.01 of the Revised Code~~, a member of the state board 93
whose term will not expire within two years of the time the 94
change in boundaries is made shall represent, for the remainder 95
of the term for which the member was elected, the ~~state board~~ 96
district containing the largest portion of the population of the 97
district from which the member was elected. If more than one 98
member whose term will not so expire would represent the same 99
district under the provisions of this section, ~~either the~~ 100
general assembly, ~~if the general assembly enacted legislation~~ 101
~~establishing those districts under division (B) (2) of section~~ 102
~~3301.01 of the Revised Code, or the governor, if the governor~~ 103
~~designated the boundaries of the districts under that division,~~ 104
shall designate which member shall represent each district for 105
the balance of the members' terms. 106

~~(C) Appointed voting members of the board shall serve
four-year terms beginning the first day of January and ending on
the thirty-first day of December. Except as provided in division
(D) of this section, members may be reappointed.~~

~~(D) No person, elected or appointed, shall hold the office
of member of the state board of education for a period of longer
than two successive terms of four years. Terms shall be
considered successive unless separated by a period of four or
more years. Only terms beginning on or after January 1, 1996,
shall be considered in determining an individual's eligibility
to hold office.~~

Sec. 3301.021. Notwithstanding any provision of the
Revised Code to the contrary:

(A) (1) During the period beginning on the effective date
of this section and ending on December 31, 2024, the state board
of education shall consist of nineteen members, with eleven
elected members continuing to represent the state board of
education districts they represented before the effective date
of this section, four members at large appointed to serve terms
expiring December 31, 2024, and four members at large appointed
to serve terms expiring December 31, 2026. The provisions of
Chapter 3301. and section 3.15 of the Revised Code, as they
existed before the effective date of this section, apply to the
members of the board during that period.

(2) During the period beginning on January 1, 2025, and
ending on December 31, 2026, the state board of education shall
consist of nineteen members, with fifteen elected members, as
described in division (B) of this section, and four members at
large appointed to serve terms expiring December 31, 2026. The
provisions of Chapter 3301. and section 3.15 of the Revised

Code, as they existed before the effective date of this section, 137
apply to the appointed members of the board during that period, 138
provided that the governor shall not appoint members of the 139
board to serve terms beginning on or after January 1, 2025. 140

(3) Beginning on January 1, 2027, the state board of 141
education shall consist of fifteen elected members. 142

(B) (1) Except as otherwise provided in division (B) (2) of 143
this section, members of the state board of education shall 144
first be elected from each congressional district at the general 145
election held on November 5, 2024. 146

(2) An elected member of the board whose term began before 147
the effective date of this section and expires on January 1, 148
2027, shall represent the congressional district in which the 149
member resides as of October 6, 2024, for the remainder of the 150
member's term. No member shall be elected to the board from that 151
congressional district in 2024. 152

(3) A member of the board who is elected on November 5, 153
2024, to represent a congressional district shall serve a four- 154
year term beginning on January 1, 2025, and ending on January 1, 155
2029. 156

(4) A member of the board who is elected on November 3, 157
2026, to succeed a member of the board whose term began before 158
the effective date of this section, as described in division (B) 159
(2) of this section, and is elected to represent a congressional 160
district shall serve a four-year term beginning on January 1, 161
2027, and ending on January 1, 2031. 162

Sec. 3301.03. (A) Each elected-voting member of the state 163
board of education shall be a qualified elector residing in the 164
territory composing the district from which the member is 165

elected, and shall be nominated and elected to office as 166
provided by Title XXXV of the Revised Code. ~~Each appointed-~~ 167
~~voting member of the board shall be a qualified elector residing-~~ 168
~~in the state. At least four of the appointed voting members-~~ 169
~~shall represent rural school districts in the state, as-~~ 170
~~evidenced by the member's current place of residence and at-~~ 171
~~least one of the following:-~~ 172

~~(A) The member's children attend, or at one time attended,~~ 173
~~school in a rural district;~~ 174

~~(B) The member's past or present occupation is associated-~~ 175
~~with rural areas of the state;~~ 176

~~(C) The member possesses other credentials or experience-~~ 177
~~demonstrating knowledge and familiarity with rural school-~~ 178
~~districts.~~ 179

(B) No ~~elected or appointed~~ voting member of the board 180
shall, during the member's term of office, hold any other office 181
of trust or profit or be an employee or officer of any public or 182
private elementary or secondary school. Before entering on the 183
duties of office, each ~~elected and appointed~~ voting member shall 184
subscribe to the official oath of office. 185

(C) Each voting member of the state board of education 186
shall be paid a salary fixed pursuant to division (J) of section 187
124.15 of the Revised Code, together with the member's actual 188
and necessary expenses incurred while engaged in the performance 189
of the member's official duties or in the conduct of authorized 190
board business, and while en route to and from the member's home 191
for such purposes. 192

(D) As used in this section only, "office of trust or 193
profit" means: 194

(1) A federal or state elective office or an elected office of a political subdivision of the state;	195 196
(2) A position on a board or commission of the state that is appointed by the governor;	197 198
(3) An office set forth in section 121.03, 121.04, or 121.05 of the Revised Code;	199 200
(4) An office of the government of the United States that is appointed by the president of the United States.	201 202
Sec. 3301.06. A vacancy in the state board of education may be caused by death, nonresidence, resignation, removal from office, failure of a person elected to qualify within ten days after the organization of the board or of the person's election, removal from the district of election or from residence in the state, or absence from any two consecutive regular meetings of the board if such absence is caused by reasons declared insufficient by a vote of twelve members of the board. When a vacancy occurs in the office of an elected a voting member, the governor shall, within a period of thirty days and with the advice and consent of the senate, appoint a qualified person residing in the district in which the vacancy occurred to fill the vacancy until the next general election at which members of the state board of education are elected, at which time a qualified elector residing in the district in which the vacancy occurred shall be elected for the unexpired term. Such member shall assume office at the next succeeding meeting of the board. When a vacancy occurs in the office of an appointed member, the governor shall, within a period of thirty days and with the advice and consent of the senate, appoint a qualified person to serve the remainder of the term.	203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223

Sec. 3301.139. (A) The state board of education shall 224
convene at least one public meeting each month to conduct 225
hearings on any rules proposed to be adopted by the director of 226
education and workforce under section 3301.13 of the Revised 227
Code. 228

(B) The state board shall hold at least one hearing on 229
each proposed rule prior to its adoption by the director. During 230
a hearing about a proposed rule, the state board shall accept 231
public testimony and written comments about the rule. Based on 232
the hearings it holds regarding a rule, the state board shall 233
prepare a report regarding that rule. The report shall include a 234
summary of the public testimony and written comments submitted 235
during the hearings. The department of education and workforce 236
shall post that report on its publicly accessible web site. 237

(C) The director, the deputy director of primary and 238
secondary education, or the deputy director of career-technical 239
education shall attend each public meeting conducted by the 240
state board under this section. 241

(D) The director shall assign employees of the department 242
to assist the state board in performing its duties under this 243
section. 244

Sec. 3501.01. As used in the sections of the Revised Code 245
relating to elections and political communications: 246

(A) "General election" means the election held on the 247
first Tuesday after the first Monday in each November. 248

(B) "Regular municipal election" means the election held 249
on the first Tuesday after the first Monday in November in each 250
odd-numbered year. 251

(C) "Regular state election" means the election held on 252

the first Tuesday after the first Monday in November in each 253
even-numbered year. 254

(D) "Special election" means any election other than those 255
elections defined in other divisions of this section. A special 256
election may be held only on the first Tuesday after the first 257
Monday in May or November, on the first Tuesday after the first 258
Monday in August in accordance with section 3501.022 of the 259
Revised Code, or on the day authorized by a particular municipal 260
or county charter for the holding of a primary election, except 261
that in any year in which a presidential primary election is 262
held, no special election shall be held in May, except as 263
authorized by a municipal or county charter, but may be held on 264
the third Tuesday after the first Monday in March. 265

(E) (1) "Primary" or "primary election" means an election 266
held for the purpose of nominating persons as candidates of 267
political parties for election to offices, and for the purpose 268
of electing persons as members of the controlling committees of 269
political parties and as delegates and alternates to the 270
conventions of political parties. Primary elections shall be 271
held on the first Tuesday after the first Monday in May of each 272
year except in years in which a presidential primary election is 273
held. 274

(2) "Presidential primary election" means a primary 275
election as defined by division (E) (1) of this section at which 276
an election is held for the purpose of choosing delegates and 277
alternates to the national conventions of the major political 278
parties pursuant to section 3513.12 of the Revised Code. Unless 279
otherwise specified, presidential primary elections are included 280
in references to primary elections. In years in which a 281
presidential primary election is held, all primary elections 282

shall be held on the third Tuesday after the first Monday in 283
March except as otherwise authorized by a municipal or county 284
charter. 285

(F) "Political party" means any group of voters meeting 286
the requirements set forth in section 3517.01 of the Revised 287
Code for the formation and existence of a political party. 288

(1) "Major political party" means any political party 289
organized under the laws of this state whose candidate for 290
governor or nominees for presidential electors received not less 291
than twenty per cent of the total vote cast for such office at 292
the most recent regular state election. 293

(2) "Minor political party" means any political party 294
organized under the laws of this state that meets either of the 295
following requirements: 296

(a) Except as otherwise provided in this division, the 297
political party's candidate for governor or nominees for 298
presidential electors received less than twenty per cent but not 299
less than three per cent of the total vote cast for such office 300
at the most recent regular state election. A political party 301
that meets the requirements of this division remains a political 302
party for a period of four years after meeting those 303
requirements. 304

(b) The political party has filed with the secretary of 305
state, subsequent to its failure to meet the requirements of 306
division (F) (2) (a) of this section, a petition that meets the 307
requirements of section 3517.01 of the Revised Code. 308

A newly formed political party shall be known as a minor 309
political party until the time of the first election for 310
governor or president which occurs not less than twelve months 311

subsequent to the formation of such party, after which election 312
the status of such party shall be determined by the vote for the 313
office of governor or president. 314

(G) "Dominant party in a precinct" or "dominant political 315
party in a precinct" means that political party whose candidate 316
for election to the office of governor at the most recent 317
regular state election at which a governor was elected received 318
more votes than any other person received for election to that 319
office in such precinct at such election. 320

(H) "Candidate" means any qualified person certified in 321
accordance with the provisions of the Revised Code for placement 322
on the official ballot of a primary, general, or special 323
election to be held in this state, or any qualified person who 324
claims to be a write-in candidate, or who knowingly assents to 325
being represented as a write-in candidate by another at either a 326
primary, general, or special election to be held in this state. 327

(I) "Independent candidate" means any candidate who claims 328
not to be affiliated with a political party, and whose name has 329
been certified on the office-type ballot at a general or special 330
election through the filing of a statement of candidacy and 331
nominating petition, as prescribed in section 3513.257 of the 332
Revised Code. 333

(J) "Nonpartisan candidate" means any candidate whose name 334
is required, pursuant to section 3505.04 of the Revised Code, to 335
be listed on the nonpartisan ballot, including all candidates 336
for judge of a municipal court, county court, or court of common 337
pleas, for member of any board of education other than the state 338
board of education, for municipal or township offices in which 339
primary elections are not held for nominating candidates by 340
political parties, and for offices of municipal corporations 341

having charters that provide for separate ballots for elections 342
for these offices. 343

(K) "Party candidate" means any candidate who claims to be 344
a member of a political party and who has been certified to 345
appear on the office-type ballot at a general or special 346
election as the nominee of a political party because the 347
candidate has won the primary election of the candidate's party 348
for the public office the candidate seeks, has been nominated 349
under section 3517.012, or is selected by party committee in 350
accordance with section 3513.31 of the Revised Code. 351

(L) "Officer of a political party" includes, but is not 352
limited to, any member, elected or appointed, of a controlling 353
committee, whether representing the territory of the state, a 354
district therein, a county, township, a city, a ward, a 355
precinct, or other territory, of a major or minor political 356
party. 357

(M) "Question or issue" means any question or issue 358
certified in accordance with the Revised Code for placement on 359
an official ballot at a general or special election to be held 360
in this state. 361

(N) "Elector" or "qualified elector" means a person having 362
the qualifications provided by law to be entitled to vote. 363

(O) "Voter" means an elector who votes at an election. 364

(P) "Voting residence" means that place of residence of an 365
elector which shall determine the precinct in which the elector 366
may vote. 367

(Q) "Precinct" means a district within a county 368
established by the board of elections of such county within 369
which all qualified electors having a voting residence therein 370

may vote at the same polling place.	371
(R) "Polling place" means that place provided for each precinct at which the electors having a voting residence in such precinct may vote.	372 373 374
(S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code.	375 376 377
(T) "Political subdivision" means a county, township, city, village, or school district.	378 379
(U) "Election officer" or "election official" means any of the following:	380 381
(1) Secretary of state;	382
(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;	383 384 385 386
(3) Director of a board of elections;	387
(4) Deputy director of a board of elections;	388
(5) Member of a board of elections;	389
(6) Employees of a board of elections;	390
(7) Precinct election officials;	391
(8) Employees appointed by the boards of elections on a temporary or part-time basis.	392 393
(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	394 395 396

wishes to change the applicant's residence or name of the status 397
of the application; the information necessary to complete or 398
update the application, if any; and if the application is 399
complete, the precinct in which the applicant is to vote. 400

(W) "Confirmation notice" means a notice sent by a board 401
of elections, on a form prescribed by the secretary of state, to 402
a registered elector to confirm the registered elector's current 403
address. 404

(X) "Designated agency" means an office or agency in the 405
state that provides public assistance or that provides state- 406
funded programs primarily engaged in providing services to 407
persons with disabilities and that is required by the National 408
Voter Registration Act of 1993 to implement a program designed 409
and administered by the secretary of state for registering 410
voters, or any other public or government office or agency that 411
implements a program designed and administered by the secretary 412
of state for registering voters, including the department of job 413
and family services, the program administered under section 414
3701.132 of the Revised Code by the department of health, the 415
department of mental health and addiction services, the 416
department of developmental disabilities, the opportunities for 417
Ohioans with disabilities agency, and any other agency the 418
secretary of state designates. "Designated agency" does not 419
include public high schools and vocational schools, public 420
libraries, or the office of a county treasurer. 421

(Y) "National Voter Registration Act of 1993" means the 422
"National Voter Registration Act of 1993," 107 Stat. 77, 42
U.S.C.A. 1973gg. 424

(Z) "Voting Rights Act of 1965" means the "Voting Rights 425
Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 426

(AA) (1) "Photo identification" means one of the following 427
documents that includes the individual's name and photograph and 428
is not expired: 429

(a) An Ohio driver's license, state identification card, 430
or interim identification form issued by the registrar of motor 431
vehicles or a deputy registrar under Chapter 4506. or 4507. of 432
the Revised Code; 433

(b) A United States passport or passport card; 434

(c) A United States military identification card, Ohio 435
national guard identification card, or United States department 436
of veterans affairs identification card. 437

(2) A "copy" of an individual's photo identification means 438
images of both the front and back of a document described in 439
division (AA) (1) of this section, except that if the document is 440
a United States passport, a copy of the photo identification 441
means an image of the passport's identification page that 442
includes the individual's name, photograph, and other 443
identifying information and the passport's expiration date. 444

(BB) "Driver's license" means a license or permit issued 445
by the registrar or a deputy registrar under Chapter 4506. or 446
4507. of the Revised Code that authorizes an individual to 447
drive. "Driver's license" includes a driver's license, 448
commercial driver's license, probationary license, restricted 449
license, motorcycle operator's license, or temporary instruction 450
permit identification card. "Driver's license" does not include 451
a nonrenewable license issued under section 4507.09 of the 452
Revised Code. 453

(CC) "State identification card" means a card issued by 454
the registrar or a deputy registrar under sections 4507.50 to 455

4507.52 of the Revised Code. 456

(DD) "Interim identification form" means the document 457
issued by the registrar or a deputy registrar to an applicant 458
for a driver's license or state identification card that 459
contains all of the information otherwise found on the license 460
or card and that an applicant may use as a form of 461
identification until the physical license or card arrives in the 462
mail. 463

Sec. 3501.02. General elections in the state and its 464
political subdivisions shall be held as follows: 465

(A) For the election of electors of president and vice- 466
president of the United States, in the year of 1932 and every 467
four years thereafter; 468

(B) For the election of a member of the senate of the 469
United States, in the years 1932 and 1934, and every six years 470
after each of such years; except as otherwise provided for 471
filling vacancies; 472

(C) For the election of representatives in the congress of 473
the United States and of elective state and county officers 474
including elected members of the state board of education, in 475
the even-numbered years; except as otherwise provided for 476
filling vacancies; 477

(D) For municipal and township officers, members of boards 478
of education, judges and clerks of municipal courts, in the odd- 479
numbered years; 480

(E) Proposed constitutional amendments or proposed 481
measures submitted by the general assembly or by initiative or 482
referendum petitions to the voters of the state at large may be 483
submitted to the general election in any year occurring at least 484

~~sixty days, in case of a referendum, and ninety one hundred~~ 485
~~twenty-five days, in the case of an initiated measure,~~ 486
subsequent to the filing of the petitions therefor. Proposed 487
constitutional amendments submitted by the general assembly to 488
the voters of the state at large may be submitted at a special 489
election occurring on the day in any year specified by division 490
(E) of section 3501.01 of the Revised Code for the holding of a 491
primary election, when a special election on that date is 492
designated by the general assembly in the resolution adopting 493
the proposed constitutional amendment. 494

No special election shall be held on a day other than the 495
day of a general election, unless a law or charter provides 496
otherwise, regarding the submission of a question or issue to 497
the voters of a county, township, city, village, or school 498
district. 499

(F) (1) Notwithstanding any provision of the Revised Code 500
to the contrary, any question or issue, except a candidacy, to 501
be voted upon at an election shall be certified, for placement 502
upon the ballot, to the board of elections not later than four 503
p.m. of the ninetieth day before the day of the election. 504

(2) Any question or issue that is certified for placement 505
on a ballot on or after ~~the effective date of this amendment~~ 506
July 2, 2010, shall be certified not later than the ninetieth 507
day before the day of the applicable election, notwithstanding 508
any deadlines appearing in any section of the Revised Code 509
governing the placement of that question or issue on the ballot. 510

Sec. 3505.03. (A) On the office type ballot shall be 511
printed the names of all candidates for election to offices, 512
except the office of judge of a municipal court, county court, 513
or court of common pleas, who were nominated at the most recent 514

primary election as candidates of a political party or who were 515
nominated in accordance with section 3513.02 of the Revised 516
Code, and the names of all candidates for election to offices 517
who were nominated by nominating petitions, except candidates 518
for the office of judge of a municipal court, county court, or 519
court of common pleas, ~~for member of the state board of~~ 520
~~education,~~ for member of a board of education other than the 521
state board of education, for municipal offices, and for 522
township offices. 523

(B) The face of the ballot below the stub shall be 524
substantially in the following form: 525

"OFFICIAL OFFICE TYPE BALLOT 526

(1) To vote for a candidate record your vote in the manner 527
provided next to the name of such candidate. 528

(2) If you tear, soil, deface, or erroneously mark this 529
ballot, return it to the precinct election officers or, if you 530
cannot return it, notify the precinct election officers, and 531
obtain another ballot." 532

(C) The order in which the offices shall be listed on the 533
ballot shall be prescribed by, and certified to each board of 534
elections by, the secretary of state; provided that for state, 535
district, and county offices the order from top to bottom shall 536
be as follows: governor and lieutenant governor, attorney 537
general, auditor of state, secretary of state, treasurer of 538
state, chief justice of the supreme court, justice of the 539
supreme court, United States senator, representative to 540
congress, state senator, state representative, judge of a court 541
of appeals, member of the state board of education, county 542
commissioner, county auditor, prosecuting attorney, clerk of the 543

court of common pleas, sheriff, county recorder, county 544
treasurer, county engineer, and coroner. The offices of governor 545
and lieutenant governor shall be printed on the ballot in a 546
manner that requires a voter to cast one vote jointly for the 547
candidates who have been nominated by the same political party 548
or petition. 549

(D) Within the rectangular space within which the title of 550
each judicial office listed in division (C) of this section is 551
printed on the ballot and immediately below the title shall be 552
printed the date of the commencement of the term of the office, 553
if it is a full term, as follows: "Full term commencing 554
_____ (Date) _____," or the date of the end of the term of the 555
office, if it is an unexpired term, as follows: "Unexpired term 556
ending _____ (Date) _____" 557

(E) (1) The names of all candidates for an office shall be 558
arranged in a group under the title of that office, and, except 559
for absentee ballots or when the number of candidates for a 560
particular office is the same as the number of candidates to be 561
elected for that office, shall be rotated from one precinct to 562
another. On absentee ballots, the names of all candidates for an 563
office shall be arranged in a group under the title of that 564
office and shall be so alternated that each name shall appear, 565
insofar as may be reasonably possible, substantially an equal 566
number of times at the beginning, at the end, and in each 567
intermediate place, if any, of the group in which such name 568
belongs, unless the number of candidates for a particular office 569
is the same as the number of candidates to be elected for that 570
office. 571

(2) The method of printing the ballots to meet the 572
rotation requirement of this section shall be as follows: the 573

least common multiple of the number of names in each of the 574
several groups of candidates shall be used, and the number of 575
changes made in the printer's forms in printing the ballots 576
shall correspond with that multiple. The board of elections 577
shall number all precincts in regular serial sequence. In the 578
first precinct, the names of the candidates in each group shall 579
be listed in alphabetical order. In each succeeding precinct, 580
the name in each group that is listed first in the preceding 581
precinct shall be listed last, and the name of each candidate 582
shall be moved up one place. In each precinct using paper 583
ballots, the printed ballots shall then be assembled in tablets. 584

(F) Under the name of each candidate nominated at a 585
primary election, nominated by petition under section 3517.012 586
of the Revised Code, or certified by a party committee to fill a 587
vacancy under section 3513.31 of the Revised Code shall be 588
printed, in less prominent type face than that in which the 589
candidate's name is printed, the name of the political party by 590
which the candidate was nominated or certified. Under the name 591
of each candidate appearing on the ballot who filed a nominating 592
petition and requested a ballot designation as a nonparty 593
candidate under section 3513.257 of the Revised Code shall be 594
printed, in less prominent type face than that in which the 595
candidate's name is printed, the designation of "nonparty 596
candidate." Under the name of each candidate appearing on the 597
ballot who filed a nominating petition and requested a ballot 598
designation as an other-party candidate under section 3513.257 599
of the Revised Code shall be printed, in less prominent type 600
face than that in which the candidate's name is printed, the 601
designation of "other-party candidate." No designation shall 602
appear under the name of a candidate appearing on the ballot who 603
filed a nominating petition and requested that no ballot 604

designation appear under the candidate's name under section 605
3513.257 of the Revised Code, or who filed a nominating petition 606
and failed to request a ballot designation either as a nonparty 607
candidate or as an other-party candidate under that section. 608

(G) Except as provided in this section, no words, 609
designations, or emblems descriptive of a candidate or the 610
candidate's political affiliation, or indicative of the method 611
by which the candidate was nominated or certified, shall be 612
printed under or after a candidate's name that is printed on the 613
ballot. 614

Sec. 3505.04. On the nonpartisan ballot shall be printed 615
the names of all nonpartisan candidates for election to the 616
office of judge of a municipal court, county court, or court of 617
common pleas, ~~the office of member of the state board of~~ 618
~~education,~~ the office of member of a board of education other 619
than the state board of education, municipal or township offices 620
for municipal corporations and townships in which primary 621
elections are not held for nomination of candidates by political 622
parties, and municipal offices of municipal corporations having 623
charters which provide for separate ballots for elections for 624
such municipal offices. 625

Such ballots shall have printed across the top, and below 626
the stubs, "Official Nonpartisan Ballot." 627

The order in which the offices are listed on the ballot 628
shall be prescribed by, and certified to each board of elections 629
by, the secretary of state; provided that ~~the office of member~~ 630
~~of the state board of education~~ county judicial offices shall be 631
listed first on the ballot, ~~then county judicial offices,~~ 632
followed by municipal and township offices, and by offices of 633
member of a board of education other than the state board of 634

education, in the order stated. 635

Within the rectangular space within which the title of 636
each judicial office is printed on the ballot and immediately 637
below such title shall be printed the date of the commencement 638
of the term of the office, if a full term, as follows: "Full 639
term commencing _____ (Date) _____," or the date of the end of 640
the term of the office, if an unexpired term, as follows: 641
"Unexpired term ending _____ (Date) _____" 642

~~The secretary of state shall prescribe the information and 643
directions to the voter to be printed on the ballot within the 644
rectangular space in which the title of office of member of the 645
state board of education appears. 646~~

Within the rectangular space within which the title of 647
each office for member of a board of education other than the 648
state board of education is printed on the ballot shall be 649
printed "For Member of Board of Education," and the number to be 650
elected, directions to the voter as to voting for one, two, or 651
more, and, if the office to be voted for is member of a board of 652
education of a city school district, words shall be printed in 653
said space on the ballot to indicate whether candidates are to 654
be elected from subdistricts or at large. 655

The names of all nonpartisan candidates for an office 656
shall be arranged in a group under the title of that office, and 657
shall be rotated and printed on the ballot as provided in 658
section 3505.03 of the Revised Code. 659

No name or designation of any political party nor any 660
words, designations, or emblems descriptive of a candidate or 661
the candidate's political affiliation, or indicative of the 662
method by which such candidate was nominated or certified, shall 663

be printed under or after any nonpartisan candidate's name which 664
is printed on the ballot. 665

Sec. 3513.04. Candidates for party nominations to state, 666
district, county, and municipal offices or positions, for which 667
party nominations are provided by law, and for election as 668
members of party controlling committees shall have their names 669
printed on the official primary ballot by filing a declaration 670
of candidacy and paying the fees specified for the office under 671
divisions (A) and (B) of section 3513.10 of the Revised Code, 672
except that the joint candidates for party nomination to the 673
offices of governor and lieutenant governor shall, for the two 674
of them, file one declaration of candidacy. The joint candidates 675
also shall pay the fees specified for the joint candidates under 676
divisions (A) and (B) of section 3513.10 of the Revised Code. 677

The secretary of state shall not accept for filing the 678
declaration of candidacy of a candidate for party nomination to 679
the office of governor unless the declaration of candidacy also 680
shows a joint candidate for the same party's nomination to the 681
office of lieutenant governor, shall not accept for filing the 682
declaration of candidacy of a candidate for party nomination to 683
the office of lieutenant governor unless the declaration of 684
candidacy also shows a joint candidate for the same party's 685
nomination to the office of governor, and shall not accept for 686
filing a declaration of candidacy that shows a candidate for 687
party nomination to the office of governor or lieutenant 688
governor who, for the same election, has already filed a 689
declaration of candidacy or a declaration of intent to be a 690
write-in candidate, or has become a candidate by the filling of 691
a vacancy under section 3513.30 of the Revised Code for any 692
other state office or any federal or county office. 693

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

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

- (1) Two or more state offices;
- (2) Two or more county offices;
- (3) A state office and a county office;
- (4) A federal office and a state or county office;
- (5) Any combination of two or more municipal or township offices, positions as a member of a city, local, or exempted

village board of education, or positions as a member of a 723
governing board of an educational service center. 724

(B) The secretary of state or a board of elections shall 725
not accept for filing a declaration of candidacy and petition, a 726
declaration of intent to be a write-in candidate, or a 727
nominating petition of a person seeking to become a candidate if 728
that person, for the same election, has already filed a 729
declaration of candidacy, a declaration of intent to be a write- 730
in candidate, or a nominating petition, or has become a 731
candidate through party nomination at a primary election or by 732
the filling of a vacancy under section 3513.30 or 3513.31 of the 733
Revised Code for: 734

(1) Any federal, state, or county office, if the 735
declaration of candidacy, declaration of intent to be a write-in 736
candidate, or nominating petition is for a state or county 737
office; 738

(2) Any municipal or township office, or for member of a 739
city, local, or exempted village board of education, or for 740
member of a governing board of an educational service center, if 741
the declaration of candidacy, declaration of intent to be a 742
write-in candidate, or nominating petition is for a municipal or 743
township office, or for member of a city, local, or exempted 744
village board of education, or for member of a governing board 745
of an educational service center. 746

(C) (1) If the secretary of state determines, before the 747
day of the primary election, that a person is seeking nomination 748
to more than one office at that election in violation of 749
division (A) of this section, the secretary of state shall do 750
one of the following: 751

(a) If each office or the district for each office for 752
which the person is seeking nomination is wholly within a single 753
county and none of those offices is a federal office, the 754
secretary of state shall notify the board of elections of that 755
county. The board then shall determine the date on which the 756
person first sought to become a candidate for each of those 757
offices by filing a declaration of candidacy or a declaration of 758
intent to be a write-in candidate or by the filling of a vacancy 759
under section 3513.30 of the Revised Code. The board shall vote 760
promptly to disqualify that person as a candidate for each 761
office for which the person sought to become a candidate after 762
the date on which the person first sought to become a candidate 763
for any of those offices. If the board determines that the 764
person sought to become a candidate for more than one of those 765
offices on the same date, the board shall vote promptly to 766
disqualify that person as a candidate for each office that would 767
be listed on the ballot below the highest office for which that 768
person seeks nomination, according to the ballot order 769
prescribed under section 3505.03 of the Revised Code. 770

(b) If one or more of the offices for which the person is 771
seeking nomination is a state office or an office with a 772
district larger than a single county and none of the offices for 773
which the person is seeking nomination is a federal office, the 774
secretary of state shall determine the date on which the person 775
first sought to become a candidate for each of those offices by 776
filing a declaration of candidacy or a declaration of intent to 777
be a write-in candidate or by the filling of a vacancy under 778
section 3513.30 of the Revised Code. The secretary of state 779
shall order the board of elections of each county in which the 780
person is seeking to appear on the ballot to disqualify that 781
person as a candidate for each office for which the person 782

sought to become a candidate after the date on which the person 783
first sought to become a candidate for any of those offices. If 784
the secretary of state determines that the person sought to 785
become a candidate for more than one of those offices on the 786
same date, the secretary of state shall order the board of 787
elections of each county in which the person is seeking to 788
appear on the ballot to disqualify that person as a candidate 789
for each office that would be listed on the ballot below the 790
highest office for which that person seeks nomination, according 791
to the ballot order prescribed under section 3505.03 of the 792
Revised Code. Each board of elections so notified shall vote 793
promptly to disqualify the person as a candidate in accordance 794
with the order of the secretary of state. 795

(c) If each office or the district for each office for 796
which the person is seeking nomination is wholly within a single 797
county and any of those offices is a federal office, the 798
secretary of state shall notify the board of elections of that 799
county. The board then shall vote promptly to disqualify that 800
person as a candidate for each office that is not a federal 801
office. 802

(d) If one or more of the offices for which the person is 803
seeking nomination is a state office and any of the offices for 804
which the person is seeking nomination is a federal office, the 805
secretary of state shall order the board of elections of each 806
county in which the person is seeking to appear on the ballot to 807
disqualify that person as a candidate for each office that is 808
not a federal office. Each board of elections so notified shall 809
vote promptly to disqualify the person as a candidate in 810
accordance with the order of the secretary of state. 811

(2) If a board of elections determines, before the day of 812

the primary election, that a person is seeking nomination to 813
more than one office at that election in violation of division 814
(A) of this section, the board shall do one of the following: 815

(a) If each office or the district for each office for 816
which the person is seeking nomination is wholly within that 817
county and none of those offices is a federal office, the board 818
shall determine the date on which the person first sought to 819
become a candidate for each of those offices by filing a 820
declaration of candidacy or a declaration of intent to be a 821
write-in candidate or by the filling of a vacancy under section 822
3513.30 of the Revised Code. The board shall vote promptly to 823
disqualify that person as a candidate for each office for which 824
the person sought to become a candidate after the date on which 825
the person first sought to become a candidate for any of those 826
offices. If the board determines that the person sought to 827
become a candidate for more than one of those offices on the 828
same date, the board shall vote promptly to disqualify that 829
person as a candidate for each office that would be listed on 830
the ballot below the highest office for which that person seeks 831
nomination, according to the ballot order prescribed under 832
section 3505.03 of the Revised Code. 833

(b) If one or more of the offices for which the person is 834
seeking nomination is a state office or an office with a 835
district larger than a single county and none of the offices for 836
which the person is seeking nomination is a federal office, the 837
board shall notify the secretary of state. The secretary of 838
state then shall determine the date on which the person first 839
sought to become a candidate for each of those offices by filing 840
a declaration of candidacy or a declaration of intent to be a 841
write-in candidate or by the filling of a vacancy under section 842
3513.30 of the Revised Code. The secretary of state shall order 843

the board of elections of each county in which the person is 844
seeking to appear on the ballot to disqualify that person as a 845
candidate for each office for which the person sought to become 846
a candidate after the date on which the person first sought to 847
become a candidate for any of those offices. If the secretary of 848
state determines that the person sought to become a candidate 849
for more than one of those offices on the same date, the 850
secretary of state shall order the board of elections of each 851
county in which the person is seeking to appear on the ballot to 852
disqualify that person as a candidate for each office that would 853
be listed on the ballot below the highest office for which that 854
person seeks nomination, according to the ballot order 855
prescribed under section 3505.03 of the Revised Code. Each board 856
of elections so notified shall vote promptly to disqualify the 857
person as a candidate in accordance with the order of the 858
secretary of state. 859

(c) If each office or the district for each office for 860
which the person is seeking nomination is wholly within a single 861
county and any of those offices is a federal office, the board 862
shall vote promptly to disqualify that person as a candidate for 863
each office that is not a federal office. 864

(d) If one or more of the offices for which the person is 865
seeking nomination is a state office and any of the offices for 866
which the person is seeking nomination is a federal office, the 867
board shall notify the secretary of state. The secretary of 868
state then shall order the board of elections of each county in 869
which the person is seeking to appear on the ballot to 870
disqualify that person as a candidate for each office that is 871
not a federal office. Each board of elections so notified shall 872
vote promptly to disqualify the person as a candidate in 873
accordance with the order of the secretary of state. 874

(D) (1) If the secretary of state determines, after the day 875
of the primary election and before the day of the general 876
election, that a person is seeking election to more than one 877
office at that election in violation of division (A) of this 878
section, the secretary of state shall do one of the following: 879

(a) If each office or the district for each office for 880
which the person is seeking election is wholly within a single 881
county and none of those offices is a federal office, the 882
secretary of state shall notify the board of elections of that 883
county. The board then shall determine the offices for which the 884
person seeks to appear as a candidate on the ballot. The board 885
shall vote promptly to disqualify that person as a candidate for 886
each office that would be listed on the ballot below the highest 887
office for which that person seeks election, according to the 888
ballot order prescribed under section 3505.03 of the Revised 889
Code. If the person sought nomination at a primary election and 890
has not yet been issued a certificate of nomination, the board 891
shall not issue that certificate for that person for any office 892
that would be listed on the ballot below the highest office for 893
which that person seeks election, according to the ballot order 894
prescribed under section 3505.03 of the Revised Code. 895

(b) If one or more of the offices for which the person is 896
seeking election is a state office or an office with a district 897
larger than a single county and none of the offices for which 898
the person is seeking election is a federal office, the 899
secretary of state shall promptly investigate and determine the 900
offices for which the person seeks to appear as a candidate on 901
the ballot. The secretary of state shall order the board of 902
elections of each county in which the person is seeking to 903
appear on the ballot to disqualify that person as a candidate 904
for each office that would be listed on the ballot below the 905

highest office for which that person seeks election, according 906
to the ballot order prescribed under section 3505.03 of the 907
Revised Code. Each board of elections so notified shall vote 908
promptly to disqualify the person as a candidate in accordance 909
with the order of the secretary of state. If the person sought 910
nomination at a primary election and has not yet been issued a 911
certificate of nomination, the board shall not issue that 912
certificate for that person for any office that would be listed 913
on the ballot below the highest office for which that person 914
seeks election, according to the ballot order prescribed under 915
section 3505.03 of the Revised Code. 916

(c) If each office or the district for each office for 917
which the person is seeking election is wholly within a single 918
county and any of those offices is a federal office, the 919
secretary of state shall notify the board of elections of that 920
county. The board then shall vote promptly to disqualify that 921
person as a candidate for each office that is not a federal 922
office. If the person sought nomination at a primary election 923
and has not yet been issued a certificate of nomination, the 924
board shall not issue that certificate for that person for any 925
office that is not a federal office. 926

(d) If one or more of the offices for which the person is 927
seeking election is a state office and any of the offices for 928
which the person is seeking election is a federal office, the 929
secretary of state shall order the board of elections of each 930
county in which the person is seeking to appear on the ballot to 931
disqualify that person as a candidate for each office that is 932
not a federal office. Each board of elections so notified shall 933
vote promptly to disqualify the person as a candidate in 934
accordance with the order of the secretary of state. If the 935
person sought nomination at a primary election and has not yet 936

been issued a certificate of nomination, the board shall not 937
issue that certificate for that person for any office that is 938
not a federal office. 939

(2) If a board of elections determines, after the day of 940
the primary election and before the day of the general election, 941
that a person is seeking election to more than one office at 942
that election in violation of division (A) of this section, the 943
board of elections shall do one of the following: 944

(a) If each office or the district for each office for 945
which the person is seeking election is wholly within that 946
county and none of those offices is a federal office, the board 947
shall determine the offices for which the person seeks to appear 948
as a candidate on the ballot. The board shall vote promptly to 949
disqualify that person as a candidate for each office that would 950
be listed on the ballot below the highest office for which that 951
person seeks election, according to the ballot order prescribed 952
under section 3505.03 of the Revised Code. If the person sought 953
nomination at a primary election and has not yet been issued a 954
certificate of nomination, the board shall not issue that 955
certificate for that person for any office that would be listed 956
on the ballot below the highest office for which that person 957
seeks election, according to the ballot order prescribed under 958
section 3505.03 of the Revised Code. 959

(b) If one or more of the offices for which the person is 960
seeking election is a state office or an office with a district 961
larger than a single county and none of the offices for which 962
the person is seeking election is a federal office, the board 963
shall notify the secretary of state. The secretary of state 964
promptly shall investigate and determine the offices for which 965
the person seeks to appear as a candidate on the ballot. The 966

secretary of state shall order the board of elections of each 967
county in which the person is seeking to appear on the ballot to 968
disqualify that person as a candidate for each office that would 969
be listed on the ballot below the highest office for which that 970
person seeks election, according to the ballot order prescribed 971
under section 3505.03 of the Revised Code. Each board of 972
elections so notified shall vote promptly to disqualify the 973
person as a candidate in accordance with the order of the 974
secretary of state. If the person sought nomination at a primary 975
election and has not yet been issued a certificate of 976
nomination, the board shall not issue that certificate for that 977
person for any office that would be listed on the ballot below 978
the highest office for which that person seeks election, 979
according to the ballot order prescribed under section 3505.03 980
of the Revised Code. 981

(c) If each office or the district for each office for 982
which the person is seeking election is wholly within that 983
county and any of those offices is a federal office, the board 984
shall vote promptly to disqualify that person as a candidate for 985
each office that is not a federal office. If the person sought 986
nomination at a primary election and has not yet been issued a 987
certificate of nomination, the board shall not issue that 988
certificate for that person for any office that is not a federal 989
office. 990

(d) If one or more of the offices for which the person is 991
seeking election is a state office and any of the offices for 992
which the person is seeking election is a federal office, the 993
board shall notify the secretary of state. The secretary of 994
state shall order the board of elections of each county in which 995
the person is seeking to appear on the ballot to disqualify that 996
person as a candidate for each office that is not a federal 997

office. Each board of elections so notified shall vote promptly 998
to disqualify the person as a candidate in accordance with the 999
order of the secretary of state. If the person sought nomination 1000
at a primary election and has not yet been issued a certificate 1001
of nomination, the board shall not issue that certificate for 1002
that person for any office that is not a federal office. 1003

(E) When a person is disqualified as a candidate under 1004
division (C) or (D) of this section, on or before the seventieth 1005
day before the day of the applicable election, the board of 1006
elections shall remove the person's name from the ballot for any 1007
office for which that person has been disqualified as a 1008
candidate according to the directions of the secretary of state. 1009
When a person is disqualified as a candidate under division (C) 1010
or (D) of this section after the seventieth day before the day 1011
of the applicable election, the board of elections shall not 1012
remove the person's name from the ballot for any office for 1013
which that person has been disqualified as a candidate. The 1014
board of elections shall post a notice at each polling location 1015
on the day of the applicable election, and shall enclose with 1016
each absent voter's ballot given or mailed after the candidate 1017
is disqualified, a notice that votes for the person for the 1018
office for which the person has been disqualified as a candidate 1019
will be void and will not be counted. If the name is not removed 1020
from the ballots before the day of the election, the votes for 1021
the disqualified candidate are void and shall not be counted. 1022

(F) Any vacancy created by the disqualification of a 1023
person as a candidate under division (C) or (D) of this section 1024
may be filled in the manner provided for in sections 3513.30 and 1025
3513.31 of the Revised Code. 1026

(G) Nothing in this section or section 3513.04, 3513.041, 1027

3513.05, 3513.251, 3513.253, 3513.254, 3513.255, 3513.257, 1028
~~3513.259,~~ or 3513.261 of the Revised Code prohibits, and the 1029
secretary of state or a board of elections shall not disqualify, 1030
a person from being a candidate for an office, if that person 1031
timely withdraws as a candidate for any offices specified in 1032
division (A) of this section for which that person first sought 1033
to become a candidate by filing a declaration of candidacy and 1034
petition, a declaration of intent to be a write-in candidate, or 1035
a nominating petition, by party nomination in a primary 1036
election, or by the filling of a vacancy under section 3513.30 1037
or 3513.31 of the Revised Code. 1038

(H) As used in this section: 1039

(1) "State office" means the offices of governor, 1040
lieutenant governor, secretary of state, auditor of state, 1041
treasurer of state, attorney general, member of the state board 1042
of education, member of the general assembly, chief justice of 1043
the supreme court, and justice of the supreme court. 1044

(2) "Timely withdraws" means either of the following: 1045

(a) Withdrawing as a candidate before the applicable 1046
deadline for filing a declaration of candidacy, declaration of 1047
intent to be a write-in candidate, or nominating petition for 1048
the subsequent office for which the person is seeking to become 1049
a candidate at the same election; 1050

(b) Withdrawing as a candidate before the applicable 1051
deadline for the filling of a vacancy under section 3513.30 or 1052
3513.31 of the Revised Code, if the person is seeking to become 1053
a candidate for a subsequent office at the same election under 1054
either of those sections. 1055

Section 2. That existing sections 3.15, 3301.01, 3301.02, 1056

3301.03, 3301.06, 3501.01, 3501.02, 3505.03, 3505.04, 3513.04, 1057
and 3513.052 of the Revised Code are hereby repealed. 1058

Section 3. That section 3513.259 of the Revised Code is 1059
hereby repealed. 1060

Section 4. The amendment, enactment, or repeal of sections 1061
3.15, 3301.01, 3301.02, 3301.021, 3301.03, 3301.06, 3301.139, 1062
3501.01, 3501.02, 3505.03, 3505.04, 3513.04, 3513.052, and 1063
3513.259 of the Revised Code in Sections 1, 2, and 3 of this act 1064
take effect on the earliest date prescribed by law; however, the 1065
appointed members of the State Board of Education as constituted 1066
under sections 3301.01, 3301.02, 3301.03, and 3301.06 of the 1067
Revised Code, as those sections existed prior to the effective 1068
date of this section, shall remain in office until the 1069
expiration of their terms. Thereafter, their respective offices 1070
shall be abolished and no successor shall be appointed. If such 1071
appointed member vacates the office prior to the expiration of 1072
the member's term, no person shall be appointed to fill that 1073
vacancy, and that office shall be abolished. 1074