

As Introduced

131st General Assembly

Regular Session

2015-2016

H. B. No. 456

Representative Becker

Cosponsors: Representatives Hood, Vitale, Henne, Antani, Brinkman

A BILL

To amend sections 3501.01, 3503.10, 3503.11, 1
3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 2
3505.181, 3505.182, 3505.183, 3509.03, 3511.02, 3
3513.05, 3513.18, 3513.19, 3513.191, 3513.192, 4
3513.30, 3513.31, 3513.311, 3517.012, 3517.013, 5
3517.05, 3599.02, 3599.11, 3599.18, and 4507.06; 6
to enact sections 3503.20, 3513.053, and 7
3513.054; to repeal sections 3513.20, 3517.014, 8
and 3517.016 of the Revised Code; and to amend 9
the version of section 4507.06 of the Revised 10
Code that is scheduled to take effect January 1, 11
2017, to continue the provisions of this act on 12
and after that effective date to revise the law 13
concerning electors' political party 14
affiliations, candidates for public office, and 15
the removal of appointed political party central 16
committee members. 17

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

Section 1. That sections 3501.01, 3503.10, 3503.11, 18
3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 3505.182, 19

3505.183, 3509.03, 3511.02, 3513.05, 3513.18, 3513.19, 3513.191, 20
3513.192, 3513.30, 3513.31, 3513.311, 3517.012, 3517.013, 21
3517.05, 3599.02, 3599.11, 3599.18, and 4507.06 be amended and 22
sections 3503.20, 3513.053, and 3513.054 of the Revised Code be 23
enacted to read as follows: 24

Sec. 3501.01. As used in the sections of the Revised Code 25
relating to elections and political communications: 26

(A) "General election" means the election held on the 27
first Tuesday after the first Monday in each November. 28

(B) "Regular municipal election" means the election held 29
on the first Tuesday after the first Monday in November in each 30
odd-numbered year. 31

(C) "Regular state election" means the election held on 32
the first Tuesday after the first Monday in November in each 33
even-numbered year. 34

(D) "Special election" means any election other than those 35
elections defined in other divisions of this section. A special 36
election may be held only on the first Tuesday after the first 37
Monday in May, August, or November, or on the day authorized by 38
a particular municipal or county charter for the holding of a 39
primary election, except that in any year in which a 40
presidential primary election is held, no special election shall 41
be held in May, except as authorized by a municipal or county 42
charter, but may be held on the second Tuesday after the first 43
Monday in March. 44

(E) (1) "Primary" or "primary election" means an election 45
held for the purpose of nominating persons as candidates of 46
political parties for election to offices, and for the purpose 47
of electing persons as members of the controlling committees of 48

political parties and as delegates and alternates to the 49
conventions of political parties. Primary elections shall be 50
held on the first Tuesday after the first Monday in May of each 51
year except in years in which a presidential primary election is 52
held. 53

(2) "Presidential primary election" means a primary 54
election as defined by division (E)(1) of this section at which 55
an election is held for the purpose of choosing delegates and 56
alternates to the national conventions of the major political 57
parties pursuant to section 3513.12 of the Revised Code. Unless 58
otherwise specified, presidential primary elections are included 59
in references to primary elections. In years in which a 60
presidential primary election is held, all primary elections 61
shall be held on the second Tuesday after the first Monday in 62
March except as otherwise authorized by a municipal or county 63
charter. 64

(F) "Political party" means any group of voters meeting 65
the requirements set forth in section 3517.01 of the Revised 66
Code for the formation and existence of a political party. 67

(1) "Major political party" means any political party 68
organized under the laws of this state whose candidate for 69
governor or nominees for presidential electors received not less 70
than twenty per cent of the total vote cast for such office at 71
the most recent regular state election. 72

(2) "Minor political party" means any political party 73
organized under the laws of this state that meets either of the 74
following requirements: 75

(a) Except as otherwise provided in this division, the 76
political party's candidate for governor or nominees for 77

presidential electors received less than twenty per cent but not 78
less than three per cent of the total vote cast for such office 79
at the most recent regular state election. A political party 80
that meets the requirements of this division remains a political 81
party for a period of four years after meeting those 82
requirements. 83

(b) The political party has filed with the secretary of 84
state, subsequent to its failure to meet the requirements of 85
division (F) (2) (a) of this section, a petition that meets the 86
requirements of section 3517.01 of the Revised Code. 87

A newly formed political party shall be known as a minor 88
political party until the time of the first election for 89
governor or president which occurs not less than twelve months 90
subsequent to the formation of such party, after which election 91
the status of such party shall be determined by the vote for the 92
office of governor or president. 93

(G) "Dominant party in a precinct" or "dominant political 94
party in a precinct" means that political party whose candidate 95
for election to the office of governor at the most recent 96
regular state election at which a governor was elected received 97
more votes than any other person received for election to that 98
office in such precinct at such election. 99

(H) "Candidate" means any qualified person certified in 100
accordance with the provisions of the Revised Code for placement 101
on the official ballot of a primary, general, or special 102
election to be held in this state, or any qualified person who 103
claims to be a write-in candidate, or who knowingly assents to 104
being represented as a write-in candidate by another at either a 105
primary, general, or special election to be held in this state. 106

(I) "Independent candidate" means any candidate who ~~claims~~ 107
is not to be affiliated with a political party, and whose name 108
has been certified on the office-type ballot at a general or 109
special election through the filing of a statement of candidacy 110
and nominating petition, as prescribed in section 3513.257 of 111
the Revised Code. 112

(J) "Nonpartisan candidate" means any candidate whose name 113
is required, pursuant to section 3505.04 of the Revised Code, to 114
be listed on the nonpartisan ballot, including all candidates 115
for judicial office, for member of any board of education, for 116
municipal or township offices in which primary elections are not 117
held for nominating candidates by political parties, and for 118
offices of municipal corporations having charters that provide 119
for separate ballots for elections for these offices. 120

(K) "Party candidate" means any candidate who ~~claims to be~~ 121
is a member of a political party and who has been certified to 122
appear on the office-type ballot at a general or special 123
election as the nominee of a political party because the 124
candidate has won the primary election of the candidate's party 125
for the public office the candidate seeks, has been nominated 126
under section 3517.012, or is selected by party committee in 127
accordance with section 3513.31 of the Revised Code. 128

(L) "Officer of a political party" includes, but is not 129
limited to, any member, elected or appointed, of a controlling 130
committee, whether representing the territory of the state, a 131
district therein, a county, township, a city, a ward, a 132
precinct, or other territory, of a major or minor political 133
party. 134

(M) "Question or issue" means any question or issue 135
certified in accordance with the Revised Code for placement on 136

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| an official ballot at a general or special election to be held | 137 |
| in this state. | 138 |
| (N) "Elector" or "qualified elector" means a person having | 139 |
| the qualifications provided by law to be entitled to vote. | 140 |
| (O) "Voter" means an elector who votes at an election. | 141 |
| (P) "Voting residence" means that place of residence of an | 142 |
| elector which shall determine the precinct in which the elector | 143 |
| may vote. | 144 |
| (Q) "Precinct" means a district within a county | 145 |
| established by the board of elections of such county within | 146 |
| which all qualified electors having a voting residence therein | 147 |
| may vote at the same polling place. | 148 |
| (R) "Polling place" means that place provided for each | 149 |
| precinct at which the electors having a voting residence in such | 150 |
| precinct may vote. | 151 |
| (S) "Board" or "board of elections" means the board of | 152 |
| elections appointed in a county pursuant to section 3501.06 of | 153 |
| the Revised Code. | 154 |
| (T) "Political subdivision" means a county, township, | 155 |
| city, village, or school district. | 156 |
| (U) "Election officer" or "election official" means any of | 157 |
| the following: | 158 |
| (1) Secretary of state; | 159 |
| (2) Employees of the secretary of state serving the | 160 |
| division of elections in the capacity of attorney, | 161 |
| administrative officer, administrative assistant, elections | 162 |
| administrator, office manager, or clerical supervisor; | 163 |

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| (3) Director of a board of elections; | 164 |
| (4) Deputy director of a board of elections; | 165 |
| (5) Member of a board of elections; | 166 |
| (6) Employees of a board of elections; | 167 |
| (7) Precinct election officials; | 168 |
| (8) Employees appointed by the boards of elections on a temporary or part-time basis. | 169 170 |
| (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. | 171 172 173 174 175 176 177 |
| (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. | 178 179 180 181 |
| (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 | 182 183 184 185 186 187 188 189 190 191 |

3701.132 of the Revised Code by the department of health, the 192
department of mental health and addiction services, the 193
department of developmental disabilities, the opportunities for 194
Ohioans with disabilities agency, and any other agency the 195
secretary of state designates. "Designated agency" does not 196
include public high schools and vocational schools, public 197
libraries, or the office of a county treasurer. 198

(Y) "National Voter Registration Act of 1993" means the 199
"National Voter Registration Act of 1993," 107 Stat. 77, 42 200
U.S.C.A. 1973gg. 201

(Z) "Voting Rights Act of 1965" means the "Voting Rights 202
Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 203

(AA) "Photo identification" means a document that meets 204
each of the following requirements: 205

(1) It shows the name of the individual to whom it was 206
issued, which shall conform to the name in the poll list or 207
signature pollbook. 208

(2) It shows the current address of the individual to whom 209
it was issued, which shall conform to the address in the poll 210
list or signature pollbook, except for a driver's license or a 211
state identification card issued under section 4507.50 of the 212
Revised Code, which may show either the current or former 213
address of the individual to whom it was issued, regardless of 214
whether that address conforms to the address in the poll list or 215
signature pollbook. 216

(3) It shows a photograph of the individual to whom it was 217
issued. 218

(4) It includes an expiration date that has not passed. 219

(5) It was issued by the government of the United States 220
or this state. 221

Sec. 3503.10. (A) Each designated agency shall designate 222
one person within that agency to serve as coordinator for the 223
voter registration program within the agency and its 224
departments, divisions, and programs. The designated person 225
shall be trained under a program designed by the secretary of 226
state and shall be responsible for administering all aspects of 227
the voter registration program for that agency as prescribed by 228
the secretary of state. The designated person shall receive no 229
additional compensation for performing such duties. 230

(B) Every designated agency, public high school and 231
vocational school, public library, and office of a county 232
treasurer shall provide in each of its offices or locations 233
voter registration applications and assistance in the 234
registration of persons qualified to register to vote, in 235
accordance with this chapter. 236

(C) Every designated agency shall distribute to its 237
applicants, prior to or in conjunction with distributing a voter 238
registration application, a form prescribed by the secretary of 239
state that includes all of the following: 240

(1) The question, "Do you want to register to vote or 241
update your current voter registration?"--followed by boxes for 242
the applicant to indicate whether the applicant would like to 243
register or decline to register to vote, and the statement, 244
highlighted in bold print, "If you do not check either box, you 245
will be considered to have decided not to register to vote at 246
this time."; 247

(2) If the agency provides public assistance, the 248

statement, "Applying to register or declining to register to 249
vote will not affect the amount of assistance that you will be 250
provided by this agency."; 251

(3) The statement, "If you would like help in filling out 252
the voter registration application form, we will help you. The 253
decision whether to seek or accept help is yours. You may fill 254
out the application form in private."; 255

(4) The statement, "If you believe that someone has 256
interfered with your right to register or to decline to register 257
to vote, your right to privacy in deciding whether to register 258
or in applying to register to vote, or your right to choose your 259
own political party or other political preference, you may file 260
a complaint with the prosecuting attorney of your county or with 261
the secretary of state," with the address and telephone number 262
for each such official's office. 263

(D) Each designated agency shall distribute a voter 264
registration form prescribed by the secretary of state to each 265
applicant with each application for service or assistance, and 266
with each written application or form for recertification, 267
renewal, or change of address. 268

(E) Each designated agency shall do all of the following: 269

(1) Have employees trained to administer the voter 270
registration program in order to provide to each applicant who 271
wishes to register to vote and who accepts assistance, the same 272
degree of assistance with regard to completion of the voter 273
registration application as is provided by the agency with 274
regard to the completion of its own form; 275

(2) Accept completed voter registration applications, 276
voter registration change of residence forms, ~~and~~ voter 277

registration change of name forms, and voter registration change 278
of political affiliation forms, regardless of whether the 279
application or form was distributed by the designated agency, 280
for transmittal to the office of the board of elections in the 281
county in which the agency is located. Each designated agency 282
and the appropriate board of elections shall establish a method 283
by which the voter registration applications and other voter 284
registration forms are transmitted to that board of elections 285
within five days after being accepted by the agency. 286

(3) If the designated agency is one that is primarily 287
engaged in providing services to persons with disabilities under 288
a state-funded program, and that agency provides services to a 289
person with disabilities at a person's home, provide the 290
services described in divisions (E) (1) and (2) of this section 291
at the person's home; 292

(4) Keep as confidential, except as required by the 293
secretary of state for record-keeping purposes, the identity of 294
an agency through which a person registered to vote or updated 295
the person's voter registration records, and information 296
relating to a declination to register to vote made in connection 297
with a voter registration application issued by a designated 298
agency. 299

(F) The secretary of state shall prepare and transmit 300
written instructions on the implementation of the voter 301
registration program within each designated agency, public high 302
school and vocational school, public library, and office of a 303
county treasurer. The instructions shall include directions as 304
follows: 305

(1) That each person designated to assist with voter 306
registration maintain strict neutrality with respect to a 307

person's political philosophies, a person's right to register or 308
decline to register, and any other matter that may influence a 309
person's decision to register or not register to vote; 310

(2) That each person designated to assist with voter 311
registration not seek to influence a person's decision to 312
register or not register to vote, not display or demonstrate any 313
political preference or party allegiance, and not make any 314
statement to a person or take any action the purpose or effect 315
of which is to lead a person to believe that a decision to 316
register or not register has any bearing on the availability of 317
services or benefits offered, on the grade in a particular class 318
in school, or on credit for a particular class in school; 319

(3) Regarding when and how to assist a person in 320
completing the voter registration application, what to do with 321
the completed voter registration application or voter 322
registration update form, and when the application must be 323
transmitted to the appropriate board of elections; 324

(4) Regarding what records must be kept by the agency and 325
where and when those records should be transmitted to satisfy 326
reporting requirements imposed on the secretary of state under 327
the National Voter Registration Act of 1993; 328

(5) Regarding whom to contact to obtain answers to 329
questions about voter registration forms and procedures. 330

(G) If the voter registration activity is part of an in- 331
class voter registration program in a public high school or 332
vocational school, whether prescribed by the secretary of state 333
or independent of the secretary of state, the board of education 334
shall do all of the following: 335

(1) Establish a schedule of school days and hours during 336

these days when the person designated to assist with voter registration shall provide voter registration assistance; 337
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(2) Designate a person to assist with voter registration from the public high school's or vocational school's staff; 339
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(3) Make voter registration applications and materials available, as outlined in the voter registration program established by the secretary of state pursuant to section 3501.05 of the Revised Code; 341
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(4) Distribute the statement, "applying to register or declining to register to vote, or registering as affiliated with a particular political party or registering to vote and remaining unaffiliated, will not affect or be a condition of your receiving a particular grade in or credit for a school course or class, participating in a curricular or extracurricular activity, receiving a benefit or privilege, or participating in a program or activity otherwise available to pupils enrolled in this school district's schools."; 345
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(5) Establish a method by which the voter registration application and other voter registration forms are transmitted to the board of elections within five days after being accepted by the public high school or vocational school. 354
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(H) Any person employed by the designated agency, public high school or vocational school, public library, or office of a county treasurer may be designated to assist with voter registration pursuant to this section. The designated agency, public high school or vocational school, public library, or office of a county treasurer shall provide the designated person, and make available such space as may be necessary, without charge to the county or state. 358
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(I) The secretary of state shall prepare and cause to be 366
displayed in a prominent location in each designated agency a 367
notice that identifies the person designated to assist with 368
voter registration, the nature of that person's duties, and 369
where and when that person is available for assisting in the 370
registration of voters. 371

A designated agency may furnish additional supplies and 372
services to disseminate information to increase public awareness 373
of the existence of a person designated to assist with voter 374
registration in every designated agency. 375

(J) This section does not limit any authority a board of 376
education, superintendent, or principal has to allow, sponsor, 377
or promote voluntary election registration programs within a 378
high school or vocational school, including programs in which 379
pupils serve as persons designated to assist with voter 380
registration, provided that no pupil is required to participate. 381

(K) Each public library and office of the county treasurer 382
shall establish a method by which voter registration forms are 383
transmitted to the board of elections within five days after 384
being accepted by the public library or office of the county 385
treasurer. 386

(L) The department of job and family services and its 387
departments, divisions, and programs shall limit administration 388
of the aspects of the voter registration program for the 389
department to the requirements prescribed by the secretary of 390
state and the requirements of this section and the National 391
Voter Registration Act of 1993. 392

Sec. 3503.11. When any person applies for a driver's 393
license, commercial driver's license, a state of Ohio 394

identification card issued under section 4507.50 of the Revised 395
Code, or motorcycle operator's license or endorsement, or the 396
renewal or duplicate of any license or endorsement under Chapter 397
4506. or 4507. of the Revised Code, the registrar of motor 398
vehicles or deputy registrar shall offer the applicant the 399
opportunity to register to vote or to update the applicant's 400
voter registration. The registrar of motor vehicles or deputy 401
registrar also shall make available to all other customers voter 402
registration applications and change of residence~~and,~~ change 403
of name, and change of political party affiliation forms, but is 404
not required to offer assistance to these customers in 405
completing a voter registration application or other form. 406

The deputy registrar shall send any registration 407
application or any change of residence~~or,~~ change of name, or 408
change of political party affiliation form that was completed 409
and submitted in paper form to the deputy registrar to the board 410
of elections of the county in which the office of the deputy 411
registrar is located, within five days after accepting the 412
application or other form. The registrar shall send any 413
completed registration application received at the bureau of 414
motor vehicles headquarters location and any completed change of 415
residence~~or,~~ change of name, or change of political party 416
affiliation form processed electronically in systems or programs 417
operated and maintained by the bureau of motor vehicles to the 418
secretary of state within five days after accepting the 419
application or other form. 420

The registrar shall collect from each deputy registrar 421
through the reports filed under division (J) of section 4503.03 422
of the Revised Code and transmit to the secretary of state 423
information on the number of voter registration applications and 424
change of residence~~or,~~ change of name, or change of political 425

party affiliation forms completed or declined, and any 426
additional information required by the secretary of state to 427
comply with the National Voter Registration Act of 1993. No 428
information relating to an applicant's decision to decline to 429
register or update the applicant's voter registration at the 430
office of the registrar or deputy registrar may be used for any 431
purpose other than voter registration record-keeping required by 432
the secretary of state, and all such information shall be kept 433
confidential. 434

The secretary of state shall prescribe voter registration 435
applications and change of residence ~~and,~~ change of name, and 436
change of political party affiliation forms for use by the 437
bureau of motor vehicles. The bureau of motor vehicles shall 438
supply all of its deputy registrars with a sufficient number of 439
voter registration applications and change of residence ~~and,~~ 440
change of name, and change of political party affiliation forms. 441

Sec. 3503.14. (A) The secretary of state shall prescribe 442
the form and content of the registration, change of residence, 443
~~and change of name,~~ and change of political party affiliation 444
forms used in this state. The forms shall meet the requirements 445
of the National Voter Registration Act of 1993 and shall include 446
spaces for all of the following: 447

- (1) The voter's name; 448
- (2) The voter's address; 449
- (3) The current date; 450
- (4) The voter's date of birth; 451
- (5) The voter to provide one or more of the following: 452
 - (a) The voter's driver's license number, if any; 453

(b) The last four digits of the voter's social security number, if any;

(c) A copy of a 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 voter's name and address.

(6) The voter's signature.

The registration form shall include a list of the political parties that are recognized in this state at the time the form is printed, accompanied by boxes for the applicant to check to select a party with which the applicant wishes to be affiliated. The form also shall include a space for the applicant to write the name of a recognized political party that is not listed on the form, if the applicant wishes to be affiliated with that party, and a box for the applicant to check to indicate that the applicant does not wish to be affiliated with a political party. The form shall instruct the applicant to select or write the name of only one recognized political party and shall state that the applicant is not required to select a political party. If the applicant indicates that the applicant does not wish to be affiliated with a political party, the applicant, upon registration, shall not be affiliated with any political party. If the applicant is not currently registered as affiliated with a political party, the applicant does not select or write the name of a recognized political party, and the applicant does not indicate that the applicant does not wish to be affiliated with a political party, the applicant shall not be

affiliated with any political party. If the applicant is 484
currently registered as affiliated with a political party, the 485
applicant does not select or write the name of a recognized 486
political party, and the applicant does not indicate that the 487
applicant does not wish to be affiliated with a political party, 488
the applicant shall remain registered as affiliated with the 489
applicant's current political party. 490

The registration form shall include a space on which the 491
person registering an applicant shall sign the person's name and 492
provide the person's address and a space on which the person 493
registering an applicant shall name the employer who is 494
employing that person to register the applicant. 495

Except for forms prescribed by the secretary of state 496
under section 3503.11 of the Revised Code, the secretary of 497
state shall permit boards of elections to produce forms that 498
have subdivided spaces for each individual alphanumeric 499
character of the information provided by the voter so as to 500
accommodate the electronic reading and conversion of the voter's 501
information to data and the subsequent electronic transfer of 502
that data to the statewide voter registration database 503
established under section 3503.15 of the Revised Code. 504

(B) None of the following persons who are registering an 505
applicant in the course of that official's or employee's normal 506
duties shall sign the person's name, provide the person's 507
address, or name the employer who is employing the person to 508
register an applicant on a form prepared under this section: 509

- (1) An election official; 510
- (2) A county treasurer; 511
- (3) A deputy registrar of motor vehicles; 512

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| (4) An employee of a designated agency; | 513 |
| (5) An employee of a public high school; | 514 |
| (6) An employee of a public vocational school; | 515 |
| (7) An employee of a public library; | 516 |
| (8) An employee of the office of a county treasurer; | 517 |
| (9) An employee of the bureau of motor vehicles; | 518 |
| (10) An employee of a deputy registrar of motor vehicles; | 519 |
| (11) An employee of an election official. | 520 |
| (C) Except as provided in section 3501.382 of the Revised Code, any applicant who is unable to sign the applicant's own name shall make an "X," if possible, which shall be certified by the signing of the name of the applicant by the person filling out the form, who shall add the person's own signature. If an applicant is unable to make an "X," the applicant shall indicate in some manner that the applicant desires to register to vote or to change the applicant's name or , <u>residence, or political party affiliation</u> . The person registering the applicant shall sign the form and attest that the applicant indicated that the applicant desired to register to vote or to change the applicant's name or , <u>residence, or political party affiliation</u> . | 521 522 523 524 525 526 527 528 529 530 531 532 |
| (D) No registration, change of residence, or change of name, <u>or change of political party affiliation</u> form shall be rejected solely on the basis that a person registering an applicant failed to sign the person's name or failed to name the employer who is employing that person to register the applicant as required under division (A) of this section. | 533 534 535 536 537 538 |
| (E) As used in this section, "registering an applicant" | 539 |

includes any effort, for compensation, to provide voter 540
registration forms or to assist persons in completing or 541
returning those forms. 542

Sec. 3503.15. (A) (1) The secretary of state shall 543
establish and maintain a statewide voter registration database 544
that shall be administered by the office of the secretary of 545
state and made continuously available to each board of elections 546
and to other agencies as authorized by law. 547

(2) (a) State agencies, including, but not limited to, the 548
department of health, bureau of motor vehicles, department of 549
job and family services, and the department of rehabilitation 550
and corrections, shall provide any information and data to the 551
secretary of state that is collected in the course of normal 552
business and that is necessary to register to vote, to update an 553
elector's registration, or to maintain the statewide voter 554
registration database established pursuant to this section, 555
except where prohibited by federal law or regulation. The 556
secretary of state shall ensure that any information or data 557
provided to the secretary of state that is confidential in the 558
possession of the entity providing the data remains confidential 559
while in the possession of the secretary of state. No public 560
office, and no public official or employee, shall sell that 561
information or data or use that information or data for profit. 562

(b) Information provided under this division for 563
maintenance of the statewide voter registration database shall 564
not be used to update the name ~~or~~, address, or political party 565
affiliation of a registered elector. The name ~~or~~, address, or 566
political party affiliation of a registered elector shall only 567
be updated as a result of the elector's actions in filing a 568
notice of change of name, change of address, or both or a change 569

of political party affiliation form. 570

(c) A board of elections shall contact a registered 571
elector pursuant to the rules adopted under division (D) (7) of 572
this section to verify the accuracy of the information in the 573
statewide voter registration database regarding that elector if 574
that information does not conform with information provided 575
under division (A) (2) (a) of this section and the discrepancy 576
would affect the elector's eligibility to cast a regular ballot. 577

(3) (a) The secretary of state shall enter into agreements 578
to share information or data that is in the possession of the 579
secretary of state with other states or groups of states, as the 580
secretary of state considers necessary, in order to maintain the 581
statewide voter registration database established pursuant to 582
this section. Except as otherwise provided in division (A) (3) (b) 583
of this section, the secretary of state shall ensure that any 584
information or data provided to the secretary of state that is 585
confidential in the possession of the state providing the data 586
remains confidential while in the possession of the secretary of 587
state. 588

(b) The secretary of state may provide such otherwise 589
confidential information or data to persons or organizations 590
that are engaging in legitimate governmental purposes related to 591
the maintenance of the statewide voter registration database. 592
The secretary of state shall adopt rules pursuant to Chapter 593
119. of the Revised Code identifying the persons or 594
organizations who may receive that information or data. The 595
secretary of state shall not share that information or data with 596
a person or organization not identified in those rules. The 597
secretary of state shall ensure that a person or organization 598
that receives confidential information or data under this 599

division keeps the information or data confidential in the 600
person's or organization's possession by, at a minimum, entering 601
into a confidentiality agreement with the person or 602
organization. Any confidentiality agreement entered into under 603
this division shall include a requirement that the person or 604
organization submit to the jurisdiction of this state in the 605
event that the person or organization breaches the agreement. 606

(4) No person or entity that receives information or data 607
under division (A) (3) of this section shall sell the information 608
or data or use the information or data for profit. 609

(B) The statewide voter registration database established 610
under this section shall be the official list of registered 611
voters for all elections conducted in this state. 612

(C) The statewide voter registration database established 613
under this section shall, at a minimum, include all of the 614
following: 615

(1) An electronic network that connects all board of 616
elections offices with the office of the secretary of state and 617
with the offices of all other boards of elections; 618

(2) A computer program that harmonizes the records 619
contained in the database with records maintained by each board 620
of elections; 621

(3) An interactive computer program that allows access to 622
the records contained in the database by each board of elections 623
and by any persons authorized by the secretary of state to add, 624
delete, modify, or print database records, and to conduct 625
updates of the database; 626

(4) A search program capable of verifying registered 627
voters and their registration information by name, driver's 628

license number, birth date, social security number, or current address; 629
630

(5) Safeguards and components to ensure that the integrity, security, and confidentiality of the voter registration information is maintained; 631
632
633

(6) Methods to retain canceled voter registration records for not less than five years after they are canceled and to record the reason for their cancellation. 634
635
636

(D) The secretary of state shall adopt rules pursuant to Chapter 119. of the Revised Code doing all of the following: 637
638

(1) Specifying the manner in which existing voter registration records maintained by boards of elections shall be converted to electronic files for inclusion in the statewide voter registration database; 639
640
641
642

(2) Establishing a uniform method for entering voter registration records into the statewide voter registration database on an expedited basis, but not less than once per day, if new registration information is received; 643
644
645
646

(3) Establishing a uniform method for purging canceled voter registration records from the statewide voter registration database in accordance with section 3503.21 of the Revised Code; 647
648
649

(4) Specifying the persons authorized to add, delete, modify, or print records contained in the statewide voter registration database and to make updates of that database; 650
651
652

(5) Establishing a process for annually auditing the information contained in the statewide voter registration database; 653
654
655

(6) Establishing, by mutual agreement with the bureau of 656

motor vehicles, the content and format of the information and 657
data the bureau of motor vehicles shall provide to the secretary 658
of state under division (A) (2) (a) of this section and the 659
frequency with which the bureau shall provide that information 660
and data; 661

(7) Establishing a uniform method for addressing instances 662
in which records contained in the statewide voter registration 663
database do not conform with records maintained by an agency, 664
state, or group of states described in division (A) (2) (a) or (3) 665
(a) of this section. That method shall prohibit an elector's 666
voter registration from being canceled on the sole basis that 667
the information in the registration record does not conform to 668
records maintained by such an agency. 669

(E) A board of elections promptly shall purge a voter's 670
name and voter registration information from the statewide voter 671
registration database in accordance with the rules adopted by 672
the secretary of state under division (D) (3) of this section 673
after the cancellation of a voter's registration under section 674
3503.21 of the Revised Code. 675

(F) The secretary of state shall provide training in the 676
operation of the statewide voter registration database to each 677
board of elections and to any persons authorized by the 678
secretary of state to add, delete, modify, or print database 679
records, and to conduct updates of the database. 680

(G) (1) The statewide voter registration database 681
established under this section shall be made available on a web 682
site of the office of the secretary of state as follows: 683

(a) Except as otherwise provided in division (G) (1) (b) of 684
this section, the following information from the statewide voter 685

registration database regarding a registered voter shall be made 686
available on the web site: 687

- (i) The voter's name; 688
- (ii) The voter's address; 689
- (iii) The voter's precinct number; 690
- (iv) The voter's political party affiliation, if any; 691
- (v) The voter's voting history. 692

(b) During the thirty days before the day of a primary or 693
general election, the web site interface of the statewide voter 694
registration database shall permit a voter to search for the 695
polling location at which that voter may cast a ballot. 696

(2) The secretary of state shall establish, by rule 697
adopted under Chapter 119. of the Revised Code, a process for 698
boards of elections to notify the secretary of state of changes 699
in the locations of precinct polling places for the purpose of 700
updating the information made available on the secretary of 701
state's web site under division (G) (1) (b) of this section. Those 702
rules shall require a board of elections, during the thirty days 703
before the day of a primary or general election, to notify the 704
secretary of state within one business day of any change to the 705
location of a precinct polling place within the county. 706

(3) During the thirty days before the day of a primary or 707
general election, not later than one business day after 708
receiving a notification from a county pursuant to division (G) 709
(2) of this section that the location of a precinct polling 710
place has changed, the secretary of state shall update that 711
information on the secretary of state's web site for the purpose 712
of division (G) (1) (b) of this section. 713

Sec. 3503.16. (A) Whenever a registered elector changes 714
the place of residence of that registered elector from one 715
precinct to another within a county or from one county to 716
another, or has a change of name, or wishes to change the 717
elector's political party affiliation, that registered elector 718
shall report the change by delivering a change of residence ~~or,~~ 719
change of name, or change of political party affiliation form, 720
whichever is appropriate, as prescribed by the secretary of 721
state under section 3503.14 of the Revised Code to the state or 722
local office of a designated agency, a public high school or 723
vocational school, a public library, the office of the county 724
treasurer, the office of the secretary of state, any office of 725
the registrar or deputy registrar of motor vehicles, or any 726
office of a board of elections in person or by a third person. 727
Any voter registration, change of address, ~~or~~ change of name, or 728
change of political party affiliation application, returned by 729
mail, may be sent only to the secretary of state or the board of 730
elections. 731

A registered elector also may update the registration of 732
that registered elector by filing a change of residence ~~or,~~ 733
change of name, or change of political party affiliation form on 734
the day of a special, primary, or general election at the 735
polling place in the precinct in which that registered elector 736
resides or at the board of elections or at another site 737
designated by the board. 738

(B) (1) (a) Any registered elector who moves within a 739
precinct on or prior to the day of a general, primary, or 740
special election and has not filed a notice of change of 741
residence with the board of elections may vote in that election 742
by going to that registered elector's assigned polling place, 743
completing and signing a notice of change of residence, showing 744

identification in the form of a current and valid photo 745
identification, a military identification, or a copy of a 746
current utility bill, bank statement, government check, 747
paycheck, or other government document, other than a notice of 748
voter registration mailed by a board of elections under section 749
3503.19 of the Revised Code, that shows the name and current 750
address of the elector, and casting a ballot. 751

(b) Any registered elector who changes the name of that 752
registered elector and remains within a precinct on or prior to 753
the day of a general, primary, or special election and has not 754
filed a notice of change of name with the board of elections may 755
vote in that election by going to that registered elector's 756
assigned polling place, completing and signing a notice of a 757
change of name, and casting a provisional ballot under section 758
3505.181 of the Revised Code. If the registered elector provides 759
to the precinct election officials proof of a legal name change, 760
such as a marriage license or court order that includes the 761
elector's current and prior names, the elector may complete and 762
sign a notice of change of name and cast a regular ballot. 763

(2) Any registered elector who moves from one precinct to 764
another within a county or moves from one precinct to another 765
and changes the name of that registered elector on or prior to 766
the day of a general, primary, or special election and has not 767
filed a notice of change of residence or change of name, 768
whichever is appropriate, with the board of elections may vote 769
in that election if that registered elector complies with 770
division (G) of this section or does all of the following: 771

(a) Appears at anytime during regular business hours on or 772
after the twenty-eighth day prior to the election in which that 773
registered elector wishes to vote or, if the election is held on 774

the day of a presidential primary election, the twenty-fifth day 775
prior to the election, through noon of the Saturday prior to the 776
election at the office of the board of elections, appears at any 777
time during regular business hours on the Monday prior to the 778
election at the office of the board of elections, or appears on 779
the day of the election at either of the following locations: 780

(i) The polling place for the precinct in which that 781
registered elector resides; 782

(ii) The office of the board of elections or, if pursuant 783
to division (C) of section 3501.10 of the Revised Code the board 784
has designated another location in the county at which 785
registered electors may vote, at that other location instead of 786
the office of the board of elections. 787

(b) Completes and signs, under penalty of election 788
falsification, the written affirmation on the provisional ballot 789
envelope, which shall serve as a notice of change of residence 790
or change of name, whichever is appropriate; 791

(c) Votes a provisional ballot under section 3505.181 of 792
the Revised Code at the polling place, at the office of the 793
board of elections, or, if pursuant to division (C) of section 794
3501.10 of the Revised Code the board has designated another 795
location in the county at which registered electors may vote, at 796
that other location instead of the office of the board of 797
elections, whichever is appropriate, using the address to which 798
that registered elector has moved or the name of that registered 799
elector as changed, whichever is appropriate; 800

(d) Completes and signs, under penalty of election 801
falsification, a statement attesting that that registered 802
elector moved or had a change of name, whichever is appropriate, 803

on or prior to the day of the election, has voted a provisional 804
ballot at the polling place for the precinct in which that 805
registered elector resides, at the office of the board of 806
elections, or, if pursuant to division (C) of section 3501.10 of 807
the Revised Code the board has designated another location in 808
the county at which registered electors may vote, at that other 809
location instead of the office of the board of elections, 810
whichever is appropriate, and will not vote or attempt to vote 811
at any other location for that particular election. 812

(C) Any registered elector who moves from one county to 813
another county within the state on or prior to the day of a 814
general, primary, or special election and has not registered to 815
vote in the county to which that registered elector moved may 816
vote in that election if that registered elector complies with 817
division (G) of this section or does all of the following: 818

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

the election at the office of the board of elections or, if 835
pursuant to division (C) of section 3501.10 of the Revised Code 836
the board has designated another location in the county at which 837
registered electors may vote, at that other location instead of 838
the office of the board of elections; 839

(2) Completes and signs, under penalty of election 840
falsification, the written affirmation on the provisional ballot 841
envelope, which shall serve as a notice of change of residence; 842

(3) Votes a provisional ballot under section 3505.181 of 843
the Revised Code at the office of the board of elections or, if 844
pursuant to division (C) of section 3501.10 of the Revised Code 845
the board has designated another location in the county at which 846
registered electors may vote, at that other location instead of 847
the office of the board of elections, using the address to which 848
that registered elector has moved; 849

(4) Completes and signs, under penalty of election 850
falsification, a statement attesting that that registered 851
elector has moved from one county to another county within the 852
state on or prior to the day of the election, has voted at the 853
office of the board of elections or, if pursuant to division (C) 854
of section 3501.10 of the Revised Code the board has designated 855
another location in the county at which registered electors may 856
vote, at that other location instead of the office of the board 857
of elections, and will not vote or attempt to vote at any other 858
location for that particular election. 859

(D) A person who votes by absent voter's ballots pursuant 860
to division (G) of this section shall not make written 861
application for the ballots pursuant to Chapter 3509. of the 862
Revised Code. Ballots cast pursuant to division (G) of this 863
section shall be set aside in a special envelope and counted 864

during the official canvass of votes in the manner provided for 865
in sections 3505.32 and 3509.06 of the Revised Code insofar as 866
that manner is applicable. The board shall examine the pollbooks 867
to verify that no ballot was cast at the polls or by absent 868
voter's ballots under Chapter 3509. or 3511. of the Revised Code 869
by an elector who has voted by absent voter's ballots pursuant 870
to division (G) of this section. Any ballot determined to be 871
insufficient for any of the reasons stated above or stated in 872
section 3509.07 of the Revised Code shall not be counted. 873

Subject to division (C) of section 3501.10 of the Revised 874
Code, a board of elections may lease or otherwise acquire a site 875
different from the office of the board at which registered 876
electors may vote pursuant to division (B) or (C) of this 877
section. 878

(E) Upon receiving a notice of change of residence ~~or,~~ 879
change of name, or change of political party affiliation, the 880
board of elections shall immediately send the registrant an 881
acknowledgment notice. If the change of residence ~~or,~~ change of 882
name, or change of political party affiliation notice is valid, 883
the board shall update the voter's registration as appropriate. 884
If that form is incomplete, the board shall inform the 885
registrant in the acknowledgment notice specified in this 886
division of the information necessary to complete or update that 887
registrant's registration. 888

(F) Change of residence ~~and,~~ change of name, and change 889
of political party affiliation forms shall be available at each 890
polling place, and when these forms are completed, noting 891
changes of residence ~~or,~~ name, or political party affiliation, 892
as appropriate, they shall be filed with election officials at 893
the polling place. Election officials shall return completed 894

forms, together with the pollbooks and tally sheets, to the 895
board of elections. 896

The board of elections shall provide change of residence 897
~~and, change of name, and change of political party affiliation~~ 898
forms to the probate court and court of common pleas. The court 899
shall provide the forms to any person eighteen years of age or 900
older who has a change of name by order of the court or who 901
applies for a marriage license. The court shall forward all 902
completed forms to the board of elections within five days after 903
receiving them. 904

(G) A registered elector who otherwise would qualify to 905
vote under division (B) or (C) of this section but is unable to 906
appear at the office of the board of elections or, if pursuant 907
to division (C) of section 3501.10 of the Revised Code the board 908
has designated another location in the county at which 909
registered electors may vote, at that other location, on account 910
of personal illness, physical disability, or infirmity, may vote 911
on the day of the election if that registered elector does all 912
of the following: 913

(1) Makes a written application that includes all of the 914
information required under section 3509.03 of the Revised Code 915
to the appropriate board for an absent voter's ballot on or 916
after the twenty-seventh day prior to the election in which the 917
registered elector wishes to vote through noon of the Saturday 918
prior to that election and requests that the absent voter's 919
ballot be sent to the address to which the registered elector 920
has moved if the registered elector has moved, or to the address 921
of that registered elector who has not moved but has had a 922
change of name; 923

(2) Declares that the registered elector has moved or had 924

a change of name, whichever is appropriate, and otherwise is 925
qualified to vote under the circumstances described in division 926
(B) or (C) of this section, whichever is appropriate, but that 927
the registered elector is unable to appear at the board of 928
elections because of personal illness, physical disability, or 929
infirmity; 930

(3) Completes and returns along with the completed absent 931
voter's ballot a notice of change of residence indicating the 932
address to which the registered elector has moved, or a notice 933
of change of name, whichever is appropriate; 934

(4) Completes and signs, under penalty of election 935
falsification, a statement attesting that the registered elector 936
has moved or had a change of name on or prior to the day before 937
the election, has voted by absent voter's ballot because of 938
personal illness, physical disability, or infirmity that 939
prevented the registered elector from appearing at the board of 940
elections, and will not vote or attempt to vote at any other 941
location or by absent voter's ballot mailed to any other 942
location or address for that particular election. 943

Sec. 3503.19. (A) Persons qualified to register or to 944
change their registration because of a change of address ~~or,~~ 945
change of name, or change of political party affiliation may 946
register or change their registration in person at any state or 947
local office of a designated agency, at the office of the 948
registrar or any deputy registrar of motor vehicles, at a public 949
high school or vocational school, at a public library, at the 950
office of a county treasurer, or at a branch office established 951
by the board of elections, or in person, through another person, 952
or by mail at the office of the secretary of state or at the 953
office of a board of elections. A registered elector may also 954

change the elector's registration on election day at any polling 955
place where the elector is eligible to vote, in the manner 956
provided under section 3503.16 of the Revised Code. 957

Any state or local office of a designated agency, the 958
office of the registrar or any deputy registrar of motor 959
vehicles, a public high school or vocational school, a public 960
library, or the office of a county treasurer shall transmit any 961
voter registration application or change of registration form 962
that it receives to the board of elections of the county in 963
which the state or local office is located, within five days 964
after receiving the voter registration application or change of 965
registration form. 966

An otherwise valid voter registration application that is 967
returned to the appropriate office other than by mail must be 968
received by a state or local office of a designated agency, the 969
office of the registrar or any deputy registrar of motor 970
vehicles, a public high school or vocational school, a public 971
library, the office of a county treasurer, the office of the 972
secretary of state, or the office of a board of elections no 973
later than the thirtieth day preceding a primary, special, or 974
general election for the person to qualify as an elector 975
eligible to vote at that election. An otherwise valid 976
registration application received after that day entitles the 977
elector to vote at all subsequent elections. 978

An otherwise valid application to change a registered 979
elector's political party affiliation that is returned to the 980
appropriate office other than by mail must be received by a 981
state or local office of a designated agency, the office of the 982
registrar or any deputy registrar of motor vehicles, a public 983
high school or vocational school, a public library, the office 984

of a county treasurer, the office of the secretary of state, or 985
the office of a board of elections not later than the thirtieth 986
day preceding a primary election for the elector to qualify as 987
affiliated with the elector's new political party for the 988
purpose of voting at the party's primary election. An otherwise 989
valid change of political party affiliation form received after 990
that day entitles the elector to vote at the elector's new 991
political party's subsequent primary elections. 992

Any state or local office of a designated agency, the 993
office of the registrar or any deputy registrar of motor 994
vehicles, a public high school or vocational school, a public 995
library, or the office of a county treasurer shall date stamp a 996
registration application or change of name ~~or~~, change of 997
address, or change of political party affiliation form it 998
receives using a date stamp that does not disclose the identity 999
of the state or local office that receives the registration. 1000

Voter registration applications, if otherwise valid, that 1001
are returned by mail to the office of the secretary of state or 1002
to the office of a board of elections must be postmarked no 1003
later than the thirtieth day preceding a primary, special, or 1004
general election in order for the person to qualify as an 1005
elector eligible to vote at that election. If an otherwise valid 1006
voter registration application that is returned by mail does not 1007
bear a postmark or a legible postmark, the registration shall be 1008
valid for that election if received by the office of the 1009
secretary of state or the office of a board of elections no 1010
later than twenty-five days preceding any special, primary, or 1011
general election. 1012

An otherwise valid application to change a registered 1013
elector's political party affiliation that is returned by mail 1014

to the office of the secretary of state or to the office of a 1015
board of elections must be postmarked not later than the 1016
thirtieth day preceding a primary election for the elector to 1017
qualify as affiliated with the elector's new political party for 1018
the purpose of voting at the party's primary election. If an 1019
otherwise valid application to change a registered elector's 1020
political party affiliation that is returned by mail does not 1021
bear a postmark or a legible postmark, the application shall be 1022
valid for that primary election if received by the office of the 1023
secretary of state or the office of a board of elections not 1024
later than twenty-five days preceding the primary election. 1025

(B) (1) Any person may apply in person, by telephone, by 1026
mail, or through another person for voter registration forms to 1027
the office of the secretary of state or the office of a board of 1028
elections. An individual who is eligible to vote as a uniformed 1029
services voter or an overseas voter in accordance with 42 U.S.C. 1030
1973ff-6 also may apply for voter registration forms by 1031
electronic means to the office of the secretary of state or to 1032
the board of elections of the county in which the person's 1033
voting residence is located pursuant to section 3503.191 of the 1034
Revised Code. 1035

(2) (a) An applicant may return the applicant's completed 1036
registration form in person or by mail to any state or local 1037
office of a designated agency, to a public high school or 1038
vocational school, to a public library, to the office of a 1039
county treasurer, to the office of the secretary of state, or to 1040
the office of a board of elections. An applicant who is eligible 1041
to vote as a uniformed services voter or an overseas voter in 1042
accordance with 42 U.S.C. 1973ff-6 also may return the 1043
applicant's completed voter registration form electronically to 1044
the office of the secretary of state or to the board of 1045

elections of the county in which the person's voting residence 1046
is located pursuant to section 3503.191 of the Revised Code. 1047

(b) Subject to division (B) (2) (c) of this section, an 1048
applicant may return the applicant's completed registration form 1049
through another person to any board of elections or the office 1050
of the secretary of state. 1051

(c) A person who receives compensation for registering a 1052
voter shall return any registration form entrusted to that 1053
person by an applicant to any board of elections or to the 1054
office of the secretary of state. 1055

(d) If a board of elections or the office of the secretary 1056
of state receives a registration form under division (B) (2) (b) 1057
or (c) of this section before the thirtieth day before an 1058
election, the board or the office of the secretary of state, as 1059
applicable, shall forward the registration to the board of 1060
elections of the county in which the applicant is seeking to 1061
register to vote within ten days after receiving the 1062
application. If a board of elections or the office of the 1063
secretary of state receives a registration form under division 1064
(B) (2) (b) or (c) of this section on or after the thirtieth day 1065
before an election, the board or the office of the secretary of 1066
state, as applicable, shall forward the registration to the 1067
board of elections of the county in which the applicant is 1068
seeking to register to vote within thirty days after that 1069
election. 1070

(C) (1) A board of elections that receives a voter 1071
registration application and is satisfied as to the truth of the 1072
statements made in the registration form shall register the 1073
applicant not later than twenty business days after receiving 1074
the application, unless that application is received during the 1075

thirty days immediately preceding the day of an election. The 1076
board shall promptly notify the applicant in writing of each of 1077
the following: 1078

(a) The applicant's registration; 1079

(b) The political party, if any, with which the applicant 1080
is registered as affiliated; 1081

(c) The precinct in which the applicant is to vote; 1082

~~(e)~~ (d) In bold type as follows: 1083

"Voters must bring identification to the polls in order to 1084
verify identity. Identification may include a current and valid 1085
photo identification, a military identification, or a copy of a 1086
current utility bill, bank statement, government check, 1087
paycheck, or other government document, other than this 1088
notification, that shows the voter's name and current address. 1089
Voters who do not provide one of these documents will still be 1090
able to vote by casting a provisional ballot. Voters who do not 1091
have any of the above forms of identification, including a 1092
social security number, will still be able to vote by signing an 1093
affirmation swearing to the voter's identity under penalty of 1094
election falsification and by casting a provisional ballot." 1095

The notification shall be by nonforwardable mail. If the 1096
mail is returned to the board, it shall investigate and cause 1097
the notification to be delivered to the correct address. 1098

(2) If, after investigating as required under division (C) 1099
(1) of this section, the board is unable to verify the voter's 1100
correct address, it shall cause the voter's name in the official 1101
registration list and in the poll list or signature pollbook to 1102
be marked to indicate that the voter's notification was returned 1103
to the board. 1104

At the first election at which a voter whose name has been 1105
so marked appears to vote, the voter shall be required to 1106
provide identification to the election officials and to vote by 1107
provisional ballot under section 3505.181 of the Revised Code. 1108
If the provisional ballot is counted pursuant to division (B) (3) 1109
of section 3505.183 of the Revised Code, the board shall correct 1110
that voter's registration, if needed, and shall remove the 1111
indication that the voter's notification was returned from that 1112
voter's name on the official registration list and on the poll 1113
list or signature pollbook. If the provisional ballot is not 1114
counted pursuant to division (B) (4) (a) (i), ~~(v), or (vi)~~, or 1115
(vii) of section 3505.183 of the Revised Code, the voter's 1116
registration shall be canceled. The board shall notify the voter 1117
by United States mail of the cancellation. 1118

(3) If a notice of the disposition of an otherwise valid 1119
registration application is sent by nonforwardable mail and is 1120
returned undelivered, the person shall be registered as provided 1121
in division (C) (2) of this section and sent a confirmation 1122
notice by forwardable mail. If the person fails to respond to 1123
the confirmation notice, update the person's registration, or 1124
vote by provisional ballot as provided in division (C) (2) of 1125
this section in any election during the period of two federal 1126
elections subsequent to the mailing of the confirmation notice, 1127
the person's registration shall be canceled. 1128

Sec. 3503.20. The secretary of state, by rule, shall 1129
establish a secure online process for a registered elector to 1130
submit a notice of change of political party affiliation. 1131

Sec. 3503.23. (A) Fourteen days before an election, the 1132
board of elections shall cause to be prepared from the statewide 1133
voter registration database established under section 3503.15 of 1134

the Revised Code a complete and official registration list for 1135
each precinct, containing the names, addresses, and political 1136
party ~~whose ballot the elector voted in the most recent primary~~ 1137
~~election within the current year and the immediately preceding~~ 1138
~~two calendar years,~~ affiliations of all qualified registered 1139
voters in the precinct. ~~All~~ 1140

An elector's political party affiliation shall be 1141
determined based on the elector's registration form or most 1142
recent change of political party affiliation form. If the 1143
elector was registered before the effective date of this 1144
amendment, the elector's registration form shall be deemed to 1145
indicate an affiliation with the political party whose ballot 1146
the elector voted at the most recent primary election within the 1147
year of that effective date and the immediately preceding two 1148
calendar years. 1149

All the names, insofar as practicable, shall be arranged 1150
in alphabetical order. The lists may be prepared either in sheet 1151
form on one side of the paper or in electronic form, at the 1152
discretion of the board. Each precinct list shall be headed 1153
"Register of Voters," and under the heading shall be indicated 1154
the district or ward and precinct. 1155

Appended to each precinct list shall be attached the names 1156
of the members of the board and the name of the director. A 1157
sufficient number of such lists shall be provided for 1158
distribution to the candidates, political parties, or organized 1159
groups that apply for them. The board shall have each precinct 1160
list available at the board for viewing by the public during 1161
normal business hours. The board shall ensure that, by the 1162
opening of the polls on the day of a general or primary 1163
election, each precinct has a paper copy of the registration 1164

list of voters in that precinct. 1165

(B) On the day of a general or primary election, precinct 1166
election officials shall do both of the following: 1167

(1) By the time the polls open, conspicuously post and 1168
display at the polling place one copy of the registration list 1169
of voters in that precinct in an area of the polling place that 1170
is easily accessible; 1171

(2) At 11 a.m. and 4 p.m. place a mark, on the official 1172
registration list posted at the polling place, before the name 1173
of those registered voters who have voted. 1174

(C) Notwithstanding division (B) of section 3501.35 of the 1175
Revised Code, any person may enter the polling place for the 1176
sole purpose of reviewing the official registration list posted 1177
in accordance with division (B) of this section, provided that 1178
the person does not engage in conduct that would constitute 1179
harassment in violation of the election law, as defined in 1180
section 3501.90 of the Revised Code. 1181

Sec. 3505.181. (A) All of the following individuals shall 1182
be permitted to cast a provisional ballot at an election: 1183

(1) An individual who declares that the individual is a 1184
registered voter in the precinct in which the individual desires 1185
to vote and that the individual is eligible to vote in an 1186
election, but the name of the individual does not appear on the 1187
official list of eligible voters for the precinct or an election 1188
official asserts that the individual is not eligible to vote; 1189

(2) An individual who does not have or is unable to 1190
provide to the election officials any of the forms of 1191
identification required under division (A)(1) of section 3505.18 1192
of the Revised Code; 1193

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

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

(5) An individual who has been successfully challenged
under section 3505.20 or ~~3513.20~~ 3513.19 of the Revised Code or
whose application or challenge hearing has been postponed until
after the day of the election under division (D) (1) of section
3503.24 of the Revised Code;

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

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

(B) An individual who is eligible to cast a provisional

ballot under division (A) of this section shall be permitted to 1223
cast a provisional ballot as follows: 1224

(1) An election official at the polling place shall notify 1225
the individual that the individual may cast a provisional ballot 1226
in that election. 1227

(2) Except as otherwise provided in division (F) of this 1228
section, the individual shall complete and execute a written 1229
affirmation before an election official at the polling place 1230
stating that the individual is both of the following: 1231

(a) A registered voter in the precinct in which the 1232
individual desires to vote; 1233

(b) Eligible to vote in that election. 1234

(3) An election official at the polling place shall 1235
transmit the ballot cast by the individual and the voter 1236
information contained in the written affirmation executed by the 1237
individual under division (B)(2) of this section to an 1238
appropriate local election official for verification under 1239
division (B)(4) of this section. 1240

(4) If the appropriate local election official to whom the 1241
ballot or voter or address information is transmitted under 1242
division (B)(3) of this section determines that the individual 1243
is eligible to vote, the individual's provisional ballot shall 1244
be counted as a vote in that election. 1245

(5) (a) At the time that an individual casts a provisional 1246
ballot, the appropriate local election official shall give the 1247
individual written information that states that any individual 1248
who casts a provisional ballot will be able to ascertain under 1249
the system established under division (B)(5)(b) of this section 1250
whether the vote was counted, and, if the vote was not counted, 1251

the reason that the vote was not counted. 1252

(b) The appropriate state or local election official shall 1253
establish a free access system, in the form of a toll-free 1254
telephone number, that any individual who casts a provisional 1255
ballot may access to discover whether the vote of that 1256
individual was counted, and, if the vote was not counted, the 1257
reason that the vote was not counted. The free access system 1258
established under this division also shall provide to an 1259
individual whose provisional ballot was not counted information 1260
explaining how that individual may contact the board of 1261
elections to register to vote or to resolve problems with the 1262
individual's voter registration. 1263

The appropriate state or local election official shall 1264
establish and maintain reasonable procedures necessary to 1265
protect the security, confidentiality, and integrity of personal 1266
information collected, stored, or otherwise used by the free 1267
access system established under this division. The system shall 1268
permit an individual only to gain access to information about 1269
the individual's own provisional ballot. 1270

(6) If, at the time that an individual casts a provisional 1271
ballot, the individual provides identification in the form of a 1272
current and valid photo identification, a military 1273
identification, or a copy of a current utility bill, bank 1274
statement, government check, paycheck, or other government 1275
document, other than a notice of voter registration mailed by a 1276
board of elections under section 3503.19 of the Revised Code, 1277
that shows the individual's name and current address, or 1278
provides the individual's driver's license or state 1279
identification card number or the last four digits of the 1280
individual's social security number, the individual shall record 1281

the type of identification provided or the driver's license, 1282
state identification card, or social security number information 1283
and include that information on the provisional ballot 1284
affirmation under division (B) (3) of this section. 1285

(7) During the seven days after the day of an election, an 1286
individual who casts a provisional ballot because the individual 1287
does not have or is unable to provide to the election officials 1288
any of the required forms of identification or because the 1289
individual has been successfully challenged under section 1290
3505.20 of the Revised Code shall appear at the office of the 1291
board of elections and provide to the board any additional 1292
information necessary to determine the eligibility of the 1293
individual who cast the provisional ballot. 1294

(a) For a provisional ballot cast by an individual who 1295
does not have or is unable to provide to the election officials 1296
any of the required forms of identification to be eligible to be 1297
counted, the individual who cast that ballot, within seven days 1298
after the day of the election, shall do either of the following: 1299

(i) Provide to the board of elections proof of the 1300
individual's identity in the form of a current and valid photo 1301
identification, a military identification, or a copy of a 1302
current utility bill, bank statement, government check, 1303
paycheck, or other government document, other than a notice of 1304
voter registration mailed by a board of elections under section 1305
3503.19 of the Revised Code, that shows the individual's name 1306
and current address; or 1307

(ii) Provide to the board of elections the individual's 1308
driver's license or state identification card number or the last 1309
four digits of the individual's social security number. 1310

(b) For a provisional ballot cast by an individual who has 1311
been successfully challenged under section 3505.20 of the 1312
Revised Code to be eligible to be counted, the individual who 1313
cast that ballot, within seven days after the day of that 1314
election, shall provide to the board of elections any 1315
identification or other documentation required to be provided by 1316
the applicable challenge questions asked of that individual 1317
under section 3505.20 of the Revised Code. 1318

(C) (1) If an individual declares that the individual is 1319
eligible to vote in a precinct other than the precinct in which 1320
the individual desires to vote, or if, upon review of the 1321
precinct voting location guide using the residential street 1322
address provided by the individual, an election official at the 1323
precinct at which the individual desires to vote determines that 1324
the individual is not eligible to vote in that precinct, the 1325
election official shall direct the individual to the precinct 1326
and polling place in which the individual appears to be eligible 1327
to vote, explain that the individual may cast a provisional 1328
ballot at the current location but the ballot or a portion of 1329
the ballot will not be counted if it is cast in the wrong 1330
precinct, and provide the telephone number of the board of 1331
elections in case the individual has additional questions. 1332

(2) If the individual refuses to travel to the correct 1333
precinct or to the office of the board of elections to cast a 1334
ballot, the individual shall be permitted to vote a provisional 1335
ballot at that precinct in accordance with division (B) of this 1336
section. If the individual is in the correct polling location 1337
for the precinct in which the individual is registered and 1338
eligible to vote, the election official shall complete and sign, 1339
under penalty of election falsification, a form that includes 1340
all of the following, and attach the form to the individual's 1341

provisional ballot affirmation: 1342

(a) The name or number of the individual's correct 1343
precinct; 1344

(b) A statement that the election official instructed the 1345
individual to travel to the correct precinct to vote; 1346

(c) A statement that the election official informed the 1347
individual that casting a provisional ballot in the wrong 1348
precinct would result in all or a portion of the votes on the 1349
ballot being rejected; 1350

(d) The name or number of the precinct in which the 1351
individual is casting a provisional ballot; and 1352

(e) The name of the polling location in which the 1353
individual is casting a provisional ballot. 1354

(D) The appropriate local election official shall cause 1355
voting information to be publicly posted at each polling place 1356
on the day of each election. 1357

(E) As used in this section and sections 3505.182 and 1358
3505.183 of the Revised Code: 1359

(1) "Precinct voting location guide" means either of the 1360
following: 1361

(a) An electronic or paper record that lists the correct 1362
precinct and polling place for either each specific residential 1363
street address in the county or the range of residential street 1364
addresses located in each neighborhood block in the county; 1365

(b) Any other method that a board of elections creates 1366
that allows a precinct election official or any elector who is 1367
at a polling place in that county to determine the correct 1368

| | |
|--|------|
| precinct and polling place of any qualified elector who resides | 1369 |
| in the county. | 1370 |
| (2) "Voting information" means all of the following: | 1371 |
| (a) A sample version of the ballot that will be used for | 1372 |
| that election; | 1373 |
| (b) Information regarding the date of the election and the | 1374 |
| hours during which polling places will be open; | 1375 |
| (c) Instructions on how to vote, including how to cast a | 1376 |
| vote and how to cast a provisional ballot; | 1377 |
| (d) Instructions for mail-in registrants and first-time | 1378 |
| voters under applicable federal and state laws; | 1379 |
| (e) General information on voting rights under applicable | 1380 |
| federal and state laws, including information on the right of an | 1381 |
| individual to cast a provisional ballot and instructions on how | 1382 |
| to contact the appropriate officials if these rights are alleged | 1383 |
| to have been violated; | 1384 |
| (f) General information on federal and state laws | 1385 |
| regarding prohibitions against acts of fraud and | 1386 |
| misrepresentation. | 1387 |
| (F) Nothing in this section or section 3505.183 of the | 1388 |
| Revised Code is in derogation of section 3505.24 of the Revised | 1389 |
| Code, which permits a blind, disabled, or illiterate elector to | 1390 |
| receive assistance in the marking of the elector's ballot by two | 1391 |
| precinct election officials of different political parties. A | 1392 |
| blind, disabled, or illiterate elector may receive assistance in | 1393 |
| marking that elector's provisional ballot and in completing the | 1394 |
| required affirmation in the same manner as an elector may | 1395 |
| receive assistance on the day of an election under that section. | 1396 |

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

"Provisional Ballot Affirmation

(A) Clearly print your full name:

(B) Write your date of birth:

(C) (1) Write your current address:

.....

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

Yes No

If yes, write your former address:

.....

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

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

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

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

(3) If you did not write your full Ohio driver's license or state identification card number or the last four digits of your Social Security number, you must show one of the following forms of identification to the precinct election official. If

you do not check one of the following boxes affirming the type 1423
of identification you showed to the precinct election official, 1424
the board of elections will conclude that you did not show 1425
identification to your precinct election official and that you 1426
must show identification at the board of elections during the 1427
seven days after the election for your vote to be eligible to be 1428
counted. 1429

..... A form of photo identification that was issued by 1430
the United States government or the State of Ohio, that contains 1431
your name and current address (or your former address if the 1432
identification is an Ohio driver's license or state 1433
identification card), and that has an expiration date that has 1434
not passed; 1435

..... A military identification card; or 1436

..... A current utility bill, bank statement, government 1437
check, paycheck, or other government document, other than a 1438
notice of voter registration mailed by a board of elections, 1439
that contains your name and current address. 1440

(4) If you fail to provide identification at this time, 1441
you must go to the board of elections on or before the seventh 1442
day following this election to provide a qualifying form of 1443
identification in order for this ballot to count. 1444

(E) If you are casting this ballot in a primary election, 1445
write the name of the political party with which you are 1446
registered as affiliated: 1447

(F) If your right to vote has been challenged, you must 1448
provide any required additional information to the board of 1449
elections on or before the seventh day following this election. 1450

~~(F)~~ (G) Sign and date the following statement: 1451

I solemnly swear or affirm that I am a citizen of the United States; that I will be at least 18 years of age at the time of the general election; that I have lived in this state for 30 days immediately preceding this election in which I am voting this ballot; that I am a registered voter in the precinct in which I am voting this provisional ballot; and that I am eligible to vote in the election in which I am voting this provisional ballot. If this election is a primary election, I swear or affirm that I am registered as affiliated with the political party whose ballot I am voting.

I understand that, if the information I provide on this provisional ballot affirmation is not fully completed and correct, if the board of elections determines that I am not registered to vote, a resident of this precinct, ~~or~~ eligible to vote in this election, or, if applicable, registered with the political party whose primary election ballot I have voted, or if the board of elections determines that I have already voted in this election, my provisional ballot will not be counted. I understand that, if I am not currently registered to vote or if I am not registered at my current address ~~or~~, under my current name, or as affiliated with the political party of my choice, this form will serve as an application to register to vote or update my registration for future elections, as long as I provide all of the information required to register to vote or update my registration. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.

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

..... 1482
Signature of Voter 1483
..... 1484
Date 1485

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1486
FELONY OF THE FIFTH DEGREE." 1487

In addition to any information required to be included on 1488
the written affirmation, an individual casting a provisional 1489
ballot may provide additional information to the election 1490
official to assist the board of elections in determining the 1491
individual's eligibility to vote in that election, including the 1492
date and location at which the individual registered to vote, if 1493
known. 1494

If the individual provided all of the information required 1495
under section 3503.14 of the Revised Code to register to vote or 1496
to update the individual's registration on the provisional 1497
ballot affirmation, the board of elections shall consider the 1498
individual's provisional ballot affirmation to also serve as a 1499
notice of change of name, change of residence, change of 1500
political party affiliation, or both two or more of those 1501
notices, or as a voter registration form, as applicable, for 1502
that individual only for the purposes of future elections. 1503

Sec. 3505.183. (A) When the ballot boxes are delivered to 1504
the board of elections from the precincts, the board shall 1505
separate the provisional ballot envelopes from the rest of the 1506
ballots. Teams of employees of the board consisting of one 1507
member of each major political party shall place the sealed 1508
provisional ballot envelopes in a secure location within the 1509
office of the board. The sealed provisional ballot envelopes 1510

shall remain in that secure location until the validity of those 1511
ballots is determined under division (B) of this section. While 1512
the provisional ballot is stored in that secure location, and 1513
prior to the counting of the provisional ballots, if the board 1514
receives information regarding the validity of a specific 1515
provisional ballot under division (B) of this section, the board 1516
may note, on the sealed provisional ballot envelope for that 1517
ballot, whether the ballot is valid and entitled to be counted. 1518

(B) (1) To determine whether a provisional ballot is valid 1519
and entitled to be counted, the board shall examine its records 1520
and determine whether the individual who cast the provisional 1521
ballot is registered and eligible to vote in the applicable 1522
election and, if the election is a primary election, whether the 1523
individual who cast the provisional ballot is registered as 1524
affiliated with the political party whose ballot the individual 1525
has voted. The board shall examine the information contained in 1526
the written affirmation executed by the individual who cast the 1527
provisional ballot under division (B) (2) of section 3505.181 of 1528
the Revised Code. The following information shall be included in 1529
the written affirmation in order for the provisional ballot to 1530
be eligible to be counted: 1531

(a) The individual's printed name, signature, date of 1532
birth, and current address; 1533

(b) A statement that the individual is a registered voter 1534
in the precinct in which the provisional ballot is being voted; 1535

(c) A statement that the individual is eligible to vote in 1536
the election in which the provisional ballot is being voted; 1537

(d) If the election is a primary election, a statement 1538
that the individual is registered as affiliated with the 1539

political party whose ballot the individual has voted. 1540

(2) In addition to the information required to be included 1541
in an affirmation under division (B)(1) of this section, in 1542
determining whether a provisional ballot is valid and entitled 1543
to be counted, the board also shall examine any additional 1544
information for determining ballot validity provided by the 1545
provisional voter on the affirmation, provided by the 1546
provisional voter to an election official under section 3505.182 1547
of the Revised Code, or provided to the board of elections 1548
during the seven days after the day of the election under 1549
division (B)(7) of section 3505.181 of the Revised Code, to 1550
assist the board in determining the individual's eligibility to 1551
vote. 1552

(3) If, in examining a provisional ballot affirmation and 1553
additional information under divisions (B)(1) and (2) of this 1554
section and comparing the information required under division 1555
(B)(1) of this section with the elector's information in the 1556
statewide voter registration database, the board determines that 1557
all of the following apply, the provisional ballot envelope 1558
shall be opened, and the ballot shall be placed in a ballot box 1559
to be counted: 1560

(a) The individual named on the affirmation is properly 1561
registered to vote. 1562

(b) The individual named on the affirmation is eligible to 1563
cast a ballot in the precinct and for the election in which the 1564
individual cast the provisional ballot. 1565

(c) If the election is a primary election, the individual 1566
named on the affirmation is registered as affiliated with the 1567
political party whose ballot the individual has voted. 1568

(d) The individual provided all of the information 1569
required under division (B) (1) of this section in the 1570
affirmation that the individual executed at the time the 1571
individual cast the provisional ballot. 1572

~~(d)~~ (e) The last four digits of the elector's social 1573
security number or the elector's driver's license number or 1574
state identification card number are not different from the last 1575
four digits of the elector's social security number or the 1576
elector's driver's license number or state identification card 1577
number contained in the statewide voter registration database. 1578

~~(e)~~ (f) Except as otherwise provided in this division, the 1579
month and day of the elector's date of birth are not different 1580
from the day and month of the elector's date of birth contained 1581
in the statewide voter registration database. 1582

This division does not apply to an elector's provisional 1583
ballot if either of the following is true: 1584

(i) The elector's date of birth contained in the statewide 1585
voter registration database is January 1, 1800. 1586

(ii) The board of elections has found, by a vote of at 1587
least three of its members, that the elector has met all other 1588
requirements of division (B) (3) of this section. 1589

~~(f)~~ (g) The elector's current address is not different 1590
from the elector's address contained in the statewide voter 1591
registration database, unless the elector indicated that the 1592
elector is casting a provisional ballot because the elector has 1593
moved and has not submitted a notice of change of address, as 1594
described in division (A) (6) of section 3505.181 of the Revised 1595
Code. 1596

~~(g)~~ (h) If applicable, the individual provided any 1597

additional information required under division (B) (7) of section 1598
3505.181 of the Revised Code within seven days after the day of 1599
the election. 1600

~~(h)~~ (i) If applicable, the hearing conducted under 1601
division (B) of section 3503.24 of the Revised Code after the 1602
day of the election resulted in the individual's inclusion in 1603
the official registration list. 1604

(4) (a) Except as otherwise provided in division (D) of 1605
this section, if, in examining a provisional ballot affirmation 1606
and additional information under divisions (B) (1) and (2) of 1607
this section and comparing the information required under 1608
division (B) (1) of this section with the elector's information 1609
in the statewide voter registration database, the board 1610
determines that any of the following applies, the provisional 1611
ballot envelope shall not be opened, and the ballot shall not be 1612
counted: 1613

(i) The individual named on the affirmation is not 1614
qualified or is not properly registered to vote. 1615

(ii) The individual named on the affirmation is not 1616
eligible to cast a ballot in the precinct or for the election in 1617
which the individual cast the provisional ballot. 1618

(iii) If the election is a primary election, the 1619
individual named on the affirmation is not registered as 1620
affiliated with the political party whose ballot the individual 1621
has voted. 1622

(iv) The individual did not provide all of the information 1623
required under division (B) (1) of this section in the 1624
affirmation that the individual executed at the time the 1625
individual cast the provisional ballot. 1626

~~(iv)~~ (v) The individual has already cast a ballot for the 1627
election in which the individual cast the provisional ballot. 1628

~~(v)~~ (vi) If applicable, the individual did not provide any 1629
additional information required under division (B) (7) of section 1630
3505.181 of the Revised Code within seven days after the day of 1631
the election. 1632

~~(vi)~~ (vii) If applicable, the hearing conducted under 1633
division (B) of section 3503.24 of the Revised Code after the 1634
day of the election did not result in the individual's inclusion 1635
in the official registration list. 1636

~~(vii)~~ (viii) The individual failed to provide a current 1637
and valid photo identification, a military identification, a 1638
copy of a current utility bill, bank statement, government 1639
check, paycheck, or other government document, other than a 1640
notice of voter registration mailed by a board of elections 1641
under section 3503.19 of the Revised Code, with the voter's name 1642
and current address, the individual's driver's license or state 1643
identification card number, or the last four digits of the 1644
individual's social security number or to execute an affirmation 1645
under division (B) of section 3505.181 of the Revised Code. 1646

~~(viii)~~ (ix) The last four digits of the elector's social 1647
security number or the elector's driver's license number or 1648
state identification card number are different from the last 1649
four digits of the elector's social security number or the 1650
elector's driver's license number or state identification card 1651
number contained in the statewide voter registration database. 1652

~~(ix)~~ (x) Except as otherwise provided in this division, 1653
the month and day of the elector's date of birth are different 1654
from the day and month of the elector's date of birth contained 1655

in the statewide voter registration database. 1656

This division does not apply to an elector's provisional 1657
ballot if either of the following is true: 1658

(I) The elector's date of birth contained in the statewide 1659
voter registration database is January 1, 1800. 1660

(II) The board of elections has found, by a vote of at 1661
least three of its members, that the elector has met all of the 1662
requirements of division (B) (3) of this section, other than the 1663
requirements of division (B) (3) (e) of this section. 1664

~~(*)~~ (xi) The elector's current address is different from 1665
the elector's address contained in the statewide voter 1666
registration database, unless the elector indicated that the 1667
elector is casting a provisional ballot because the elector has 1668
moved and has not submitted a notice of change of address, as 1669
described in division (A) (6) of section 3505.181 of the Revised 1670
Code. 1671

(b) If, in examining a provisional ballot affirmation and 1672
additional information under divisions (B) (1) and (2) of this 1673
section and comparing the information required under division 1674
(B) (1) of this section with the elector's information in the 1675
statewide voter registration database, ~~the board is unable to~~ 1676
~~determine either~~ any of the following is true, the provisional 1677
ballot envelope shall not be opened, and the ballot shall not be 1678
counted: 1679

(i) ~~Whether~~ The board is unable to determine whether the 1680
individual named on the affirmation is qualified or properly 1681
registered to vote~~+~~. 1682

(ii) ~~Whether~~ The board is unable to determine whether the 1683
individual named on the affirmation is eligible to cast a ballot 1684

in the precinct or for the election in which the individual cast 1685
the provisional ballot. 1686

(iii) If the election is a primary election, the board is 1687
unable to determine whether the individual named on the 1688
affirmation is registered as affiliated with the political party 1689
whose ballot the individual has voted. 1690

(C) For each provisional ballot rejected under division 1691
(B) (4) of this section, the board shall record the name of the 1692
provisional voter who cast the ballot, the identification number 1693
of the provisional ballot envelope, the names of the election 1694
officials who determined the validity of that ballot, the date 1695
and time that the determination was made, and the reason that 1696
the ballot was not counted, unless the board has already 1697
recorded that information in another database. 1698

(D) (1) If an individual cast a provisional ballot in a 1699
precinct in which the individual is not registered and eligible 1700
to vote, but in the correct polling location for the precinct in 1701
which the individual is registered and eligible to vote, and the 1702
election official failed to direct the individual to the correct 1703
precinct, the individual's ballot shall be remade under division 1704
(D) (2) of this section. The election official shall be deemed to 1705
have directed the individual to the correct precinct if the 1706
election official correctly completed the form described in 1707
division (C) (2) of section 3505.181 of the Revised Code. 1708

(2) A board of elections that remakes a provisional ballot 1709
under division (D) (1) of this section shall remake the 1710
provisional ballot on a ballot for the appropriate precinct to 1711
reflect the offices, questions, and issues for which the 1712
individual was eligible to cast a ballot and for which the 1713
individual attempted to cast a provisional ballot. The remade 1714

ballot shall be counted for each office, question, and issue for 1715
which the individual was eligible to vote. 1716

(3) If an individual cast a provisional ballot in a 1717
precinct in which the individual is not registered and eligible 1718
to vote and in the incorrect polling location for the precinct 1719
in which the individual is registered and eligible to vote, the 1720
provisional ballot envelope shall not be opened, and the ballot 1721
shall not be counted. 1722

(E) Provisional ballots that are rejected under division 1723
(B) (4) of this section shall not be counted but shall be 1724
preserved in their provisional ballot envelopes unopened until 1725
the time provided by section 3505.31 of the Revised Code for the 1726
destruction of all other ballots used at the election for which 1727
ballots were provided, at which time they shall be destroyed. 1728

(F) Provisional ballots that the board determines are 1729
eligible to be counted under division (B) (3) or (D) of this 1730
section shall be counted in the same manner as provided for 1731
other ballots under section 3505.27 of the Revised Code. No 1732
provisional ballots shall be counted in a particular county 1733
until the board determines the eligibility to be counted of all 1734
provisional ballots cast in that county under division (B) of 1735
this section for that election. Observers, as provided in 1736
section 3505.21 of the Revised Code, may be present at all times 1737
that the board is determining the eligibility of provisional 1738
ballots to be counted and counting those provisional ballots 1739
determined to be eligible. No person shall recklessly disclose 1740
the count or any portion of the count of provisional ballots in 1741
such a manner as to jeopardize the secrecy of any individual 1742
ballot. 1743

(G) (1) Except as otherwise provided in division (G) (2) of 1744

this section, nothing in this section shall prevent a board of elections from examining provisional ballot affirmations and additional information under divisions (B) (1) and (2) of this section to determine the eligibility of provisional ballots to be counted during the ten days after the day of an election.

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

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

- (A) The elector's name;
- (B) The elector's signature;
- (C) The address at which the elector is registered to vote;
- (D) The elector's date of birth;
- (E) One of the following:

| | |
|---|--|
| (1) The elector's driver's license number; | 1774 |
| (2) The last four digits of the elector's social security number; | 1775 1776 |
| (3) 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. | 1777 1778 1779 1780 1781 1782 1783 |
| (F) A statement identifying the election for which absent voter's ballots are requested; | 1784 1785 |
| (G) A statement that the person requesting the ballots is a qualified elector; | 1786 1787 |
| (H) If the request is for primary election ballots, the elector's : | 1788 1789 |
| <u>(1) The political party affiliation, with which the elector is registered as affiliated; or</u> | 1790 1791 |
| <u>(2) A statement that the elector wishes to vote only for the questions and issues appearing on the ballot in a special election held on the day of the primary election.</u> | 1792 1793 1794 |
| (I) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed. | 1795 1796 |
| Each application for absent voter's ballots shall be delivered to the director not earlier than the first day of January of the year of the elections for which the absent voter's ballots are requested or not earlier than ninety days before the day of the election at which the ballots are to be | 1797 1798 1799 1800 1801 |

voted, whichever is earlier, and not later than twelve noon of 1802
the third day before the day of the election at which the 1803
ballots are to be voted, or not later than six p.m. on the last 1804
Friday before the day of the election at which the ballots are 1805
to be voted if the application is delivered in person to the 1806
office of the board. 1807

A board of elections that mails an absent voter's ballot 1808
application to an elector under this section shall not prepay 1809
the return postage for that application. 1810

Except as otherwise provided in this section and in 1811
sections 3505.24 and 3509.08 of the Revised Code, an election 1812
official shall not fill out any portion of an application for 1813
absent voter's ballots on behalf of an applicant. The secretary 1814
of state or a board of elections may preprint only an 1815
applicant's name and address on an application for absent 1816
voter's ballots before mailing that application to the 1817
applicant. 1818

Sec. 3511.02. Notwithstanding any section of the Revised 1819
Code to the contrary, whenever any person applies for 1820
registration as a voter on a form adopted in accordance with 1821
federal regulations relating to the "Uniformed and Overseas 1822
Citizens Absentee Voting Act," 100 Stat. 924, 42 U.S.C.A. 1973ff 1823
(1986), this application shall be sufficient for voter 1824
registration and as a request for an absent voter's ballot. 1825
Uniformed services or overseas absent voter's ballots may be 1826
obtained by any person meeting the requirements of section 1827
3511.011 of the Revised Code by applying electronically to the 1828
secretary of state or to the board of elections of the county in 1829
which the person's voting residence is located in accordance 1830
with section 3511.021 of the Revised Code or by applying to the 1831

director of the board of elections of the county in which the 1832
person's voting residence is located, in one of the following 1833
ways: 1834

(A) That person may make written application for those 1835
ballots. The person may personally deliver the application to 1836
the director or may mail it, send it by facsimile machine, send 1837
it by electronic mail, send it through internet delivery if such 1838
delivery is offered by the board of elections or the secretary 1839
of state, or otherwise send it to the director. The application 1840
need not be in any particular form but shall contain all of the 1841
following information: 1842

(1) The elector's name; 1843

(2) The elector's signature; 1844

(3) The address at which the elector is registered to 1845
vote; 1846

(4) The elector's date of birth; 1847

(5) One of the following: 1848

(a) The elector's driver's license number; 1849

(b) The last four digits of the elector's social security 1850
number; 1851

(c) A copy of the elector's current and valid photo 1852
identification, a copy of a military identification, or a copy 1853
of a current utility bill, bank statement, government check, 1854
paycheck, or other government document, other than a notice of 1855
voter registration mailed by a board of elections under section 1856
3503.19 of the Revised Code, that shows the name and address of 1857
the elector. 1858

- (6) A statement identifying the election for which absent voter's ballots are requested; 1859
1860
- (7) A statement that the person requesting the ballots is a qualified elector; 1861
1862
- (8) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 1863
1864
1865
- (9) A statement of the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable; 1866
1867
1868
1869
1870
1871
1872
1873
- (10) If the request is for primary election ballots, ~~the elector's~~ : 1874
1875
- (a) The political party affiliation, with which the elector is registered as affiliated; or 1876
1877
- (b) A statement that the elector wishes to vote only for the questions and issues appearing on the ballot in a special election held on the day of the primary election. 1878
1879
1880
- (11) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed; 1881
1882
- (12) If the elector desires ballots to be sent to the elector by facsimile machine, the telephone number to which they shall be so sent; 1883
1884
1885
- (13) If the elector desires ballots to be sent to the 1886

elector by electronic mail or, if offered by the board of 1887
elections or the secretary of state, through internet delivery, 1888
the elector's electronic mail address or other internet contact 1889
information. 1890

(B) A voter or any relative of a voter listed in division 1891
(C) of this section may use a single federal post card 1892
application to apply for uniformed services or overseas absent 1893
voter's ballots for use at the primary and general elections in 1894
a given year and any special election to be held on the day in 1895
that year specified by division (E) of section 3501.01 of the 1896
Revised Code for the holding of a primary election, designated 1897
by the general assembly for the purpose of submitting 1898
constitutional amendments proposed by the general assembly to 1899
the voters of the state. A single federal postcard application 1900
shall be processed by the board of elections pursuant to section 1901
3511.04 of the Revised Code the same as if the voter had applied 1902
separately for uniformed services or overseas absent voter's 1903
ballots for each election. 1904

(C) Application to have uniformed services or overseas 1905
absent voter's ballots mailed or sent by facsimile machine to 1906
such a person may be made by the spouse, father, mother, father- 1907
in-law, mother-in-law, grandfather, grandmother, brother or 1908
sister of the whole blood or half blood, son, daughter, adopting 1909
parent, adopted child, stepparent, stepchild, daughter-in-law, 1910
son-in-law, uncle, aunt, nephew, or niece of such a person. The 1911
application shall be in writing upon a blank form furnished only 1912
by the director or on a single federal post card as provided in 1913
division (B) of this section. The form of the application shall 1914
be prescribed by the secretary of state. The director shall 1915
furnish that blank form to any of the relatives specified in 1916
this division desiring to make the application, only upon the 1917

request of such a relative made in person at the office of the 1918
board or upon the written request of such a relative mailed to 1919
the office of the board. The application, subscribed and sworn 1920
to by the applicant, shall contain all of the following: 1921

(1) The full name of the elector for whom ballots are 1922
requested; 1923

(2) A statement that the elector is an absent uniformed 1924
services voter or overseas voter as defined in 42 U.S.C. 1973ff- 1925
6; 1926

(3) The address at which the elector is registered to 1927
vote; 1928

(4) A statement identifying the elector's length of 1929
residence in the state immediately preceding the commencement of 1930
service, immediately preceding the date of leaving to be with or 1931
near a service member, or immediately preceding leaving the 1932
United States, or a statement that the elector's parent or legal 1933
guardian resided in this state long enough to establish 1934
residency for voting purposes immediately preceding leaving the 1935
United States, as the case may be; 1936

(5) The elector's date of birth; 1937

(6) One of the following: 1938

(a) The elector's driver's license number; 1939

(b) The last four digits of the elector's social security 1940
number; 1941

(c) A copy of the elector's current and valid photo 1942
identification, a copy of a military identification, or a copy 1943
of a current utility bill, bank statement, government check, 1944
paycheck, or other government document, other than a notice of 1945

voter registration mailed by a board of elections under section 1946
3503.19 of the Revised Code, that shows the name and address of 1947
the elector. 1948

(7) A statement identifying the election for which absent 1949
voter's ballots are requested; 1950

(8) A statement that the person requesting the ballots is 1951
a qualified elector; 1952

(9) If the request is for primary election ballots, ~~the~~ 1953
~~elector's~~ : 1954

(a) The political party affiliation, with which the 1955
elector is registered as affiliated; or 1956

(b) A statement that the elector wishes to vote only for 1957
the questions and issues appearing on the ballot in a special 1958
election held on the day of the primary election. 1959

(10) A statement that the applicant bears a relationship 1960
to the elector as specified in division (C) of this section; 1961

(11) The address to which ballots shall be mailed, the 1962
telephone number to which ballots shall be sent by facsimile 1963
machine, the electronic mail address to which ballots shall be 1964
sent by electronic mail, or, if internet delivery is offered by 1965
the board of elections or the secretary of state, the internet 1966
contact information to which ballots shall be sent through 1967
internet delivery; 1968

(12) The signature and address of the person making the 1969
application. 1970

Each application for uniformed services or overseas absent 1971
voter's ballots shall be delivered to the director not earlier 1972
than the first day of January of the year of the elections for 1973

which the uniformed services or overseas absent voter's ballots 1974
are requested or not earlier than ninety days before the day of 1975
the election at which the ballots are to be voted, whichever is 1976
earlier, and not later than twelve noon of the third day 1977
preceding the day of the election, or not later than six p.m. on 1978
the last Friday before the day of the election at which those 1979
ballots are to be voted if the application is delivered in 1980
person to the office of the board. 1981

(D) If the voter for whom the application is made is 1982
entitled to vote for presidential and vice-presidential electors 1983
only, the applicant shall submit to the director in addition to 1984
the requirements of divisions (A), (B), and (C) of this section, 1985
a statement to the effect that the voter is qualified to vote 1986
for presidential and vice-presidential electors and for no other 1987
offices. 1988

(E) A board of elections that mails a federal post card 1989
application or other absent voter's ballot application to an 1990
elector under this section shall not prepay the return postage 1991
for that application. 1992

(F) Except as otherwise provided in this section and in 1993
sections 3505.24 and 3509.08 of the Revised Code, an election 1994
official shall not fill out any portion of a federal post card 1995
application or other application for absent voter's ballots on 1996
behalf of an applicant. The secretary of state or a board of 1997
elections may preprint only an applicant's name and address on a 1998
federal post card application or other application for absent 1999
voter's ballots before mailing that application to the 2000
applicant. 2001

Sec. 3513.05. Each person desiring to become a candidate 2002
for a party nomination at a primary election or for election to 2003

an office or position to be voted for at a primary election, 2004
except persons desiring to become joint candidates for the 2005
offices of governor and lieutenant governor and except as 2006
otherwise provided in section 3513.051 of the Revised Code, 2007
shall, not later than four p.m. of the ninetieth day before the 2008
day of the primary election, file a declaration of candidacy and 2009
petition and pay the fees required under divisions (A) and (B) 2010
of section 3513.10 of the Revised Code. The declaration of 2011
candidacy and all separate petition papers shall be filed at the 2012
same time as one instrument. When the offices are to be voted 2013
for at a primary election, persons desiring to become joint 2014
candidates for the offices of governor and lieutenant governor 2015
shall, not later than four p.m. of the ninetieth day before the 2016
day of the primary election, comply with section 3513.04 of the 2017
Revised Code. The prospective joint candidates' declaration of 2018
candidacy and all separate petition papers of candidacies shall 2019
be filed at the same time as one instrument. The secretary of 2020
state or a board of elections shall not accept for filing a 2021
declaration of candidacy and petition of a person seeking to 2022
become a candidate if that person, for the same election, has 2023
already filed a declaration of candidacy or a declaration of 2024
intent to be a write-in candidate, or has become a candidate by 2025
the filling of a vacancy under section 3513.30 of the Revised 2026
Code for any federal, state, or county office, if the 2027
declaration of candidacy is for a state or county office, or for 2028
any municipal or township office, if the declaration of 2029
candidacy is for a municipal or township office. 2030

If the declaration of candidacy declares a candidacy which 2031
is to be submitted to electors throughout the entire state, the 2032
petition, including a petition for joint candidates for the 2033
offices of governor and lieutenant governor, shall be signed by 2034

at least one thousand qualified electors who are members of the 2035
same political party as the candidate or joint candidates, and 2036
the declaration of candidacy and petition shall be filed with 2037
the secretary of state; provided that the secretary of state 2038
shall not accept or file any such petition appearing on its face 2039
to contain signatures of more than three thousand electors. 2040

Except as otherwise provided in this paragraph, if the 2041
declaration of candidacy is of one that is to be submitted only 2042
to electors within a district, political subdivision, or portion 2043
thereof, the petition shall be signed by not less than fifty 2044
qualified electors who are members of the same political party 2045
as the political party of which the candidate is a member. If 2046
the declaration of candidacy is for party nomination as a 2047
candidate for member of the legislative authority of a municipal 2048
corporation elected by ward, the petition shall be signed by not 2049
less than twenty-five qualified electors who are members of the 2050
political party of which the candidate is a member. 2051

No such petition, except the petition for a candidacy that 2052
is to be submitted to electors throughout the entire state, 2053
shall be accepted for filing if it appears to contain on its 2054
face signatures of more than three times the minimum number of 2055
signatures. When a petition of a candidate has been accepted for 2056
filing by a board of elections, the petition shall not be deemed 2057
invalid if, upon verification of signatures contained in the 2058
petition, the board of elections finds the number of signatures 2059
accepted exceeds three times the minimum number of signatures 2060
required. A board of elections may discontinue verifying 2061
signatures on petitions when the number of verified signatures 2062
equals the minimum required number of qualified signatures. 2063

If the declaration of candidacy declares a candidacy for 2064

party nomination or for election as a candidate of a minor 2065
party, the minimum number of signatures on such petition is one- 2066
half the minimum number provided in this section, except that, 2067
when the candidacy is one for election as a member of the state 2068
central committee or the county central committee of a political 2069
party, the minimum number shall be the same for a minor party as 2070
for a major party. 2071

If a declaration of candidacy is one for election as a 2072
member of the state central committee or the county central 2073
committee of a political party, the petition shall be signed by 2074
five qualified electors of the district, county, ward, township, 2075
or precinct within which electors may vote for such candidate. 2076
The electors signing such petition shall be members of the same 2077
political party as the political party of which the candidate is 2078
a member. 2079

For purposes of signing or circulating a petition of 2080
candidacy for party nomination or election, an elector is 2081
considered to be a member of a political party if the ~~elector~~ 2082
~~voted in that party's primary election within the preceding two~~ 2083
~~calendar years, or if the elector did not vote in any other~~ 2084
~~party's primary election within the preceding two calendar years~~ 2085
elector's voter registration record indicates that the elector 2086
is affiliated with that political party. 2087

If the declaration of candidacy is of one that is to be 2088
submitted only to electors within a county, or within a district 2089
or subdivision or part thereof smaller than a county, the 2090
petition shall be filed with the board of elections of the 2091
county. If the declaration of candidacy is of one that is to be 2092
submitted only to electors of a district or subdivision or part 2093
thereof that is situated in more than one county, the petition 2094

shall be filed with the board of elections of the county within 2095
which the major portion of the population thereof, as 2096
ascertained by the next preceding federal census, is located. 2097

A petition shall consist of separate petition papers, each 2098
of which shall contain signatures of electors of only one 2099
county. Petitions or separate petition papers containing 2100
signatures of electors of more than one county shall not thereby 2101
be declared invalid. In case petitions or separate petition 2102
papers containing signatures of electors of more than one county 2103
are filed, the board shall determine the county from which the 2104
majority of signatures came, and only signatures from such 2105
county shall be counted. Signatures from any other county shall 2106
be invalid. 2107

Each separate petition paper shall be circulated by one 2108
person only, who shall be the candidate or a joint candidate or 2109
a member of the same political party as the candidate or joint 2110
candidates, and each separate petition paper shall be governed 2111
by the rules set forth in section 3501.38 of the Revised Code. 2112

The secretary of state shall promptly transmit to each 2113
board such separate petition papers of each petition 2114
accompanying a declaration of candidacy filed with the secretary 2115
of state as purport to contain signatures of electors of the 2116
county of such board. The board of the most populous county of a 2117
district shall promptly transmit to each board within such 2118
district such separate petition papers of each petition 2119
accompanying a declaration of candidacy filed with it as purport 2120
to contain signatures of electors of the county of each such 2121
board. The board of a county within which the major portion of 2122
the population of a subdivision, situated in more than one 2123
county, is located, shall promptly transmit to the board of each 2124

other county within which a portion of such subdivision is 2125
located such separate petition papers of each petition 2126
accompanying a declaration of candidacy filed with it as purport 2127
to contain signatures of electors of the portion of such 2128
subdivision in the county of each such board. 2129

All petition papers so transmitted to a board and all 2130
petitions accompanying declarations of candidacy filed with a 2131
board shall, under proper regulations, be open to public 2132
inspection until four p.m. of the eightieth day before the day 2133
of the next primary election. Each board shall, not later than 2134
the seventy-eighth day before the day of that primary election, 2135
examine and determine the validity or invalidity of the 2136
signatures on the petition papers so transmitted to or filed 2137
with it and shall return to the secretary of state all petition 2138
papers transmitted to it by the secretary of state, together 2139
with its certification of its determination as to the validity 2140
or invalidity of signatures thereon, and shall return to each 2141
other board all petition papers transmitted to it by such board, 2142
together with its certification of its determination as to the 2143
validity or invalidity of the signatures thereon. All other 2144
matters affecting the validity or invalidity of such petition 2145
papers shall be determined by the secretary of state or the 2146
board with whom such petition papers were filed. 2147

Protests against the candidacy of any person filing a 2148
declaration of candidacy for party nomination or for election to 2149
an office or position, as provided in this section, may be filed 2150
by any qualified elector ~~who is a member of the same political-~~ 2151
~~party as the candidate and who is~~ would be eligible to vote at 2152
the ~~primary-general~~ election for the candidate whose declaration 2153
of candidacy the elector objects to if the candidate received 2154
the nomination the candidate seeks, or by the controlling 2155

committee of ~~that a~~ political party. The protest shall be in 2156
writing, and shall be filed not later than four p.m. of the 2157
seventy-fourth day before the day of the primary election. The 2158
protest shall be filed with the election officials with whom the 2159
declaration of candidacy and petition was filed. Upon the filing 2160
of the protest, the election officials with whom it is filed 2161
shall promptly fix the time for hearing it, and shall forthwith 2162
mail notice of the filing of the protest and the time fixed for 2163
hearing to the person whose candidacy is so protested. They 2164
shall also forthwith mail notice of the time fixed for such 2165
hearing to the person who filed the protest. At the time fixed, 2166
such election officials shall hear the protest and determine the 2167
validity or invalidity of the declaration of candidacy and 2168
petition. If they find that such candidate is not an elector of 2169
the state, district, county, or political subdivision in which 2170
the candidate seeks a party nomination or election to an office 2171
or position, or has not fully complied with this chapter, the 2172
candidate's declaration of candidacy and petition shall be 2173
determined to be invalid and shall be rejected; otherwise, it 2174
shall be determined to be valid. That determination shall be 2175
final. 2176

A protest against the candidacy of any persons filing a 2177
declaration of candidacy for joint party nomination to the 2178
offices of governor and lieutenant governor shall be filed, 2179
heard, and determined in the same manner as a protest against 2180
the candidacy of any person filing a declaration of candidacy 2181
singly. 2182

The secretary of state shall, on the seventieth day before 2183
the day of a primary election, certify to each board in the 2184
state the forms of the official ballots to be used at the 2185
primary election, together with the names of the candidates to 2186

be printed on the ballots whose nomination or election is to be 2187
determined by electors throughout the entire state and who filed 2188
valid declarations of candidacy and petitions. 2189

The board of the most populous county in a district 2190
comprised of more than one county but less than all of the 2191
counties of the state shall, on the seventieth day before the 2192
day of a primary election, certify to the board of each county 2193
in the district the names of the candidates to be printed on the 2194
official ballots to be used at the primary election, whose 2195
nomination or election is to be determined only by electors 2196
within the district and who filed valid declarations of 2197
candidacy and petitions. 2198

The board of a county within which the major portion of 2199
the population of a subdivision smaller than the county and 2200
situated in more than one county is located shall, on the 2201
seventieth day before the day of a primary election, certify to 2202
the board of each county in which a portion of that subdivision 2203
is located the names of the candidates to be printed on the 2204
official ballots to be used at the primary election, whose 2205
nomination or election is to be determined only by electors 2206
within that subdivision and who filed valid declarations of 2207
candidacy and petitions. 2208

Sec. 3513.053. (A)(1) Except as otherwise provided in this 2209
section, no person shall seek nomination or election to an 2210
office in this state if the person does not possess the 2211
necessary qualifications to hold the office. 2212

(2) This section does not prohibit a person from seeking 2213
nomination or election to an office if the person's 2214
ineligibility to hold the office reasonably could be cured not 2215
later than the first day of the term of office for which the 2216

person seeks nomination or election. 2217

(3) This section does not apply to a person who seeks 2218
nomination or election to a federal office. 2219

(B) Protests against the candidacy of a person who becomes 2220
a candidate by filing a declaration of candidacy and petition, a 2221
declaration of intent to be a write-in candidate, or a 2222
nominating petition or by the filling of a vacancy under section 2223
3513.30, 3513.31, or 3513.311 of the Revised Code on the ground 2224
that the person is ineligible to be a candidate under this 2225
section shall be filed and decided in the same manner as any 2226
other protest filed against the person's candidacy under this 2227
chapter. 2228

Sec. 3513.054. Upon request by a person who intends to 2229
become a candidate by filing a declaration of candidacy and 2230
petition, a declaration of intent to be a write-in candidate, or 2231
a nominating petition, an employee of a board of elections may 2232
assist the person by explaining the applicable requirements of 2233
this chapter or by examining documents the person intends to 2234
file with the board. If an employee of a board of elections 2235
chooses to provide that assistance, all of the following apply: 2236

(A) The person who receives the assistance shall be solely 2237
responsible for ensuring that the person complies with the 2238
applicable requirements of this chapter. 2239

(B) The employee shall not assist the person in a manner 2240
that constitutes an act that is prohibited by the supreme court 2241
as being the unauthorized practice of law. 2242

(C) The employee shall be immune from civil liability for 2243
any harm that results from information or assistance the 2244
employee gives to the person in good faith, provided that the 2245

employee has not violated division (B) of this section with 2246
respect to that person. 2247

Sec. 3513.18. Party primaries shall be held at the same 2248
place and time, but there shall be separate pollbooks and tally 2249
sheets provided at each polling place for each party 2250
participating in the election. 2251

If a special election on a question or issue is held on 2252
the day of a primary election, there shall be provided in the 2253
pollbooks pages on which shall be recorded the names of all 2254
electors voting on said question or issue and not voting in such 2255
primary. It shall not be necessary for electors desiring to vote 2256
only on the question or issue to declare their be affiliated 2257
with a political-affiliation party. 2258

Sec. 3513.19. (A) It is the duty of any precinct election 2259
official, whenever any such official doubts that a person 2260
attempting to vote at a primary election is legally entitled to 2261
vote at that election, to challenge the right of that person to 2262
vote. The right of a person to vote at a primary election may be 2263
challenged upon the following grounds: 2264

(1) That the person whose right to vote is challenged is 2265
not a legally qualified elector; 2266

(2) That the person has received or has been promised some 2267
valuable reward or consideration for the person's vote; 2268

(3) That the person is not affiliated with ~~or is not a~~ 2269
~~member of~~ the political party whose ballot the person desires to 2270
vote. Such party affiliation shall be determined by examining 2271
the elector's voting registration record for the current year 2272
~~and the immediately preceding two calendar years as shown on the~~ 2273
~~voter's registration card, using the standards of affiliation~~ 2274

~~specified in the seventh paragraph of section 3513.05 of the Revised Code. Division (A) (3) of this section and the seventh paragraph of section 3513.05 of the Revised Code do not prohibit a person who holds an elective office for which candidates are nominated at a party primary election from doing any of the following:~~ 2275
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~~(a) If the person voted as a member of a different political party at any primary election within the current year and the immediately preceding two calendar years, being a candidate for nomination at a party primary held during the times specified in division (C) (2) of section 3513.191 of the Revised Code provided that the person complies with the requirements of that section;~~ 2281
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~~(b) Circulating the person's own petition of candidacy for party nomination in the primary election.~~ 2288
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~~(B) When the right of a person to vote is challenged upon the ground set forth in division (A) (3) of this section, membership in or political affiliation with a political party shall be determined by the person's statement, made under penalty of election falsification, that the person desires to be affiliated with and supports the principles of the political party whose primary ballot the person desires to vote. If a majority of the precinct officials finds that the person lacks any of the qualifications required to make the person a qualified elector, or if the person's name does not appear in the poll list as affiliated with the political party whose ballot the person seeks to vote, the person shall be permitted to cast a provisional ballot under section 3505.181 of the Revised Code.~~ 2290
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Sec. 3513.191. (A) No person shall be a candidate for 2304

nomination or election at a party primary if the ~~person voted as~~ 2305
~~a member of a different political party at any primary election~~ 2306
~~within the current year and the immediately preceding two~~ 2307
~~calendar years~~ person's voter registration record does not 2308
indicate that the person is affiliated with that political 2309
party. 2310

~~(B) Notwithstanding division (A) of this section, either~~ 2311
~~of the following persons may be candidates for nomination of any~~ 2312
~~political party at a party primary:~~ 2313

~~(1) A person who does not hold an elective office;~~ 2314

~~(2) A person who holds an elective office other than one~~ 2315
~~for which candidates are nominated at a party primary.~~ 2316

~~(C) (1) Notwithstanding division (A) of this section, a~~ A 2317
person who holds an elective office for which candidates are 2318
nominated at a party primary may be a candidate at a primary 2319
election held during the times specified in division ~~(C) (2)~~ (B) 2320
(3) of this section for nomination as a candidate of a political 2321
party ~~of which the person is prohibited from being a candidate~~ 2322
~~for nomination under division (A) of this section other than the~~ 2323
~~party that most recently nominated the person as a candidate for~~ 2324
~~the office the person currently holds, only if the person files~~ 2325
: 2326

(a) Registers to vote as a member of the person's new 2327
political party; 2328

(b) Files a declaration of intent to seek the nomination 2329
~~of that the person's new party and if, by filing the~~ 2330
~~declaration, the person has;~~ and 2331

(c) Has not violated division ~~(C) (3)~~ (B) (4) of this 2332
~~section. The~~ 2333

- (2) The declaration of intent shall: 2334
- (a) Be filed not later than four p.m. of the thirtieth day 2335
before a declaration of candidacy and petition is required to be 2336
filed under section 3513.05 of the Revised Code; 2337
- (b) Be filed with the same official with whom the person 2338
filing the declaration of intent is required to file a 2339
declaration of candidacy and petition; 2340
- (c) Indicate the political party whose nomination in the 2341
primary election the person seeks; 2342
- (d) Be on a form prescribed by the secretary of state. 2343
- ~~(2)~~ (3) No person filing a declaration of intent under 2344
division ~~(C)~~ (B) (1) of this section shall be a candidate at any 2345
primary election for nomination for an elective office for which 2346
candidates are nominated at a party primary during the calendar 2347
year in which the person files the declaration or during the 2348
next calendar year except as a candidate of the party indicated 2349
under division ~~(C)~~ (1) (B) (2) (c) of this section. 2350
- ~~(3)~~ (4) No person who files a declaration of intent under 2351
division ~~(C)~~ (B) (1) of this section shall file another such 2352
declaration for a period of ten years after the declaration is 2353
filed. 2354
- ~~(4) Notwithstanding the seventh paragraph of section~~ 2355
~~3513.05 of the Revised Code, a person who complies with this~~ 2356
~~section may circulate that person's own petition of candidacy~~ 2357
~~for party nomination at the party primary at which the person~~ 2358
~~seeks nomination under this section.~~ 2359
- Sec. 3513.192.** Any candidate nominated at a party primary 2360
election who, before that primary election, registers as 2361

affiliated with and votes in that primary election as a member 2362
of a political party different from the party that nominated the 2363
candidate shall forfeit the nomination, and the vacancy so 2364
created shall be filled in accordance with section 3513.31 of 2365
the Revised Code. 2366

Sec. 3513.30. (A) (1) If only one valid declaration of 2367
candidacy is filed for nomination as a candidate of a political 2368
party for an office and that candidate dies prior to the tenth 2369
day before the primary election, both of the following may 2370
occur: 2371

(a) The political party whose candidate died may fill the 2372
vacancy so created as provided in division (A) (2) of this 2373
section. 2374

(b) Any major political party other than the one whose 2375
candidate died may select a candidate as provided in division 2376
(A) (2) of this section under either of the following 2377
circumstances: 2378

(i) No person has filed a valid declaration of candidacy 2379
for nomination as that party's candidate at the primary 2380
election. 2381

(ii) Only one person has filed a valid declaration of 2382
candidacy for nomination as that party's candidate at the 2383
primary election, that person has withdrawn, died, or been 2384
disqualified under section 3513.052 of the Revised Code, and the 2385
vacancy so created has not been filled. 2386

(2) (a) A vacancy may be filled under division (A) (1) (a) 2387
and a selection may be made under division (A) (1) (b) of this 2388
section by the appropriate committee of the political party in 2389
the same manner as provided in divisions (A) to (E) of section 2390

3513.31 of the Revised Code for the filling of similar vacancies 2391
created by withdrawals or disqualifications under section 2392
3513.052 of the Revised Code after the primary election, except 2393
that the certification required under that section may not be 2394
filed with the secretary of state, or with a board of the most 2395
populous county of a district, or with the board of a county in 2396
which the major portion of the population of a subdivision is 2397
located, later than four p.m. of the tenth day before the day of 2398
such primary election, or with any other board later than four 2399
p.m. of the fifth day before the day of such primary election. 2400

(b) Protests against the candidacy of a person selected to 2401
fill a vacancy under division (A) (2) (a) of this section may be 2402
filed by any qualified elector who is a member of the same 2403
political party as the candidate and who is eligible to vote at 2404
the primary election for the candidate to whose candidacy the 2405
elector objects. The protest shall be filed in writing, in the 2406
office in which the certification was filed, not later than four 2407
p.m. of the fourth day before the day of the primary election. 2408
Upon the filing of the protest, the election officials with whom 2409
it is filed shall promptly fix the time for hearing it, and 2410
shall forthwith mail notice of the filing of the protest and the 2411
time fixed for hearing to the person whose candidacy is so 2412
protested. They shall also forthwith mail notice of the time 2413
fixed for such hearing to the person who filed the protest. At 2414
the time fixed, such election officials shall hear the protest 2415
and determine the validity or invalidity of the person's 2416
candidacy. If they find that such candidate is not an elector of 2417
the state, district, county, or political subdivision in which 2418
the candidate seeks a party nomination to an office or position, 2419
or has not fully complied with this chapter, the certification 2420
shall be rejected; otherwise, it shall be determined to be 2421

valid. That determination shall be final. 2422

(3) If only one valid declaration of candidacy is filed 2423
for nomination as a candidate of a political party for an office 2424
and that candidate dies on or after the tenth day before the day 2425
of the primary election, that candidate is considered to have 2426
received the nomination of that candidate's political party at 2427
that primary election, and, for purposes of filling the vacancy 2428
so created, that candidate's death shall be treated as if that 2429
candidate died on the day after the day of the primary election. 2430

(B) Any person filing a declaration of candidacy may 2431
withdraw as such candidate at any time prior to the primary 2432
election. The withdrawal shall be effected and the statement of 2433
withdrawal shall be filed in accordance with the procedures 2434
prescribed in division (D) of this section for the withdrawal of 2435
persons nominated in a primary election or by nominating 2436
petition. 2437

(C) A person who is the first choice for president of the 2438
United States by a candidate for delegate or alternate to a 2439
national convention of a political party may withdraw consent 2440
for the selection of the person as such first choice no later 2441
than four p.m. of the fortieth day before the day of the 2442
presidential primary election. Withdrawal of consent shall be 2443
for the entire slate of candidates for delegates and alternates 2444
who named such person as their presidential first choice and 2445
shall constitute withdrawal from the primary election by such 2446
delegates and alternates. The withdrawal shall be made in 2447
writing and delivered to the secretary of state. If the 2448
withdrawal is delivered to the secretary of state on or before 2449
the seventieth day before the day of the primary election, the 2450
boards of elections shall remove both the name of the withdrawn 2451

first choice and the names of such withdrawn candidates from the 2452
ballots according to the directions of the secretary of state. 2453
If the withdrawal is delivered to the secretary of state after 2454
the seventieth day before the day of the primary election, the 2455
board of elections shall not remove the name of the withdrawn 2456
first choice and the names of the withdrawn candidates from the 2457
ballots. The board of elections shall post a notice at each 2458
polling location on the day of the primary election, and shall 2459
enclose with each absent voter's ballot given or mailed after 2460
the candidate withdraws, a notice that votes for the withdrawn 2461
first choice or the withdrawn candidates will be void and will 2462
not be counted. If such names are not removed from all ballots 2463
before the day of the election, the votes for the withdrawn 2464
first choice or the withdrawn candidates are void and shall not 2465
be counted. 2466

(D) Any person nominated in a primary election or by 2467
nominating petition as a candidate for election at the next 2468
general election may withdraw as such candidate at any time 2469
prior to the general election. Such withdrawal may be effected 2470
by the filing of a written statement by such candidate 2471
announcing the candidate's withdrawal and requesting that the 2472
candidate's name not be printed on the ballots. If such 2473
candidate's declaration of candidacy or nominating petition was 2474
filed with the secretary of state, the candidate's statement of 2475
withdrawal shall be addressed to and filed with the secretary of 2476
state. If such candidate's declaration of candidacy or 2477
nominating petition was filed with a board of elections, the 2478
candidate's statement of withdrawal shall be addressed to and 2479
filed with such board. 2480

(E) When a person withdraws under division (B) or (D) of 2481
this section on or before the seventieth day before the day of 2482

the primary election or the general election, the board of 2483
elections shall remove the name of the withdrawn candidate from 2484
the ballots according to the directions of the secretary of 2485
state. When a person withdraws under division (B) or (D) of this 2486
section after the seventieth day before the day of the primary 2487
election or the general election, the board of elections shall 2488
not remove the name of the withdrawn candidate from the ballots. 2489
The board of elections shall post a notice at each polling place 2490
on the day of the election, and shall enclose with each absent 2491
voter's ballot given or mailed after the candidate withdraws, a 2492
notice that votes for the withdrawn candidate will be void and 2493
will not be counted. If the name is not removed from all ballots 2494
before the day of the election, the votes for the withdrawn 2495
candidate are void and shall not be counted. 2496

Sec. 3513.31. (A) If a person nominated in a primary 2497
election as a candidate for election at the next general 2498
election, whose candidacy is to be submitted to the electors of 2499
the entire state, withdraws as that candidate or is disqualified 2500
as that candidate under section 3513.052 of the Revised Code, 2501
the vacancy in the party nomination so created may be filled by 2502
the state central committee of the major political party that 2503
made the nomination at the primary election, if the committee's 2504
chairperson and secretary certify the name of the person 2505
selected to fill the vacancy by the time specified in this 2506
division, at a meeting called for that purpose. The meeting 2507
shall be called by the chairperson of that committee, who shall 2508
give each member of the committee at least two days' notice of 2509
the time, place, and purpose of the meeting. If a majority of 2510
the members of the committee are present at the meeting, a 2511
majority of those present may select a person to fill the 2512
vacancy. The chairperson and secretary of the meeting shall 2513

certify in writing and under oath to the secretary of state, not 2514
later than the eighty-sixth day before the day of the general 2515
election, the name of the person selected to fill the vacancy. 2516
The certification must be accompanied by the written acceptance 2517
of the nomination by the person whose name is certified. A 2518
vacancy in a party nomination that may be filled by a minor 2519
political party shall be filled in accordance with the party's 2520
rules by authorized officials of the party. Certification must 2521
be made as in the manner provided for a major political party. 2522

(B) If a person nominated in a primary election as a party 2523
candidate for election at the next general election, whose 2524
candidacy is to be submitted to the electors of a district 2525
comprised of more than one county but less than all of the 2526
counties of the state, withdraws as that candidate or is 2527
disqualified as that candidate under section 3513.052 of the 2528
Revised Code, the vacancy in the party nomination so created may 2529
be filled by a district committee of the major political party 2530
that made the nomination at the primary election, if the 2531
committee's chairperson and secretary certify the name of the 2532
person selected to fill the vacancy by the time specified in 2533
this division, at a meeting called for that purpose. The 2534
district committee shall consist of the chairperson and 2535
secretary of the county central committee of such political 2536
party in each county in the district. The district committee 2537
shall be called by the chairperson of the county central 2538
committee of such political party of the most populous county in 2539
the district, who shall give each member of the district 2540
committee at least two days' notice of the time, place, and 2541
purpose of the meeting. If a majority of the members of the 2542
district committee are present at the district committee 2543
meeting, a majority of those present may select a person to fill 2544

the vacancy. The chairperson and secretary of the meeting shall 2545
certify in writing and under oath to the board of elections of 2546
the most populous county in the district, not later than four 2547
p.m. of the eighty-sixth day before the day of the general 2548
election, the name of the person selected to fill the vacancy. 2549
The certification must be accompanied by the written acceptance 2550
of the nomination by the person whose name is certified. A 2551
vacancy in a party nomination that may be filled by a minor 2552
political party shall be filled in accordance with the party's 2553
rules by authorized officials of the party. Certification must 2554
be made as in the manner provided for a major political party. 2555

(C) If a person nominated in a primary election as a party 2556
candidate for election at the next general election, whose 2557
candidacy is to be submitted to the electors of a county, 2558
withdraws as that candidate or is disqualified as that candidate 2559
under section 3513.052 of the Revised Code, the vacancy in the 2560
party nomination so created may be filled by the county central 2561
committee of the major political party that made the nomination 2562
at the primary election, or by the county executive committee if 2563
so authorized, if the committee's chairperson and secretary 2564
certify the name of the person selected to fill the vacancy by 2565
the time specified in this division, at a meeting called for 2566
that purpose. The meeting shall be called by the chairperson of 2567
that committee, who shall give each member of the committee at 2568
least two days' notice of the time, place, and purpose of the 2569
meeting. If a majority of the members of the committee are 2570
present at the meeting, a majority of those present may select a 2571
person to fill the vacancy. The chairperson and secretary of the 2572
meeting shall certify in writing and under oath to the board of 2573
that county, not later than four p.m. of the eighty-sixth day 2574
before the day of the general election, the name of the person 2575

selected to fill the vacancy. The certification must be 2576
accompanied by the written acceptance of the nomination by the 2577
person whose name is certified. A vacancy in a party nomination 2578
that may be filled by a minor political party shall be filled in 2579
accordance with the party's rules by authorized officials of the 2580
party. Certification must be made as in the manner provided for 2581
a major political party. 2582

(D) If a person nominated in a primary election as a party 2583
candidate for election at the next general election, whose 2584
candidacy is to be submitted to the electors of a district 2585
within a county, withdraws as that candidate or is disqualified 2586
as that candidate under section 3513.052 of the Revised Code, 2587
the vacancy in the party nomination so created may be filled by 2588
a district committee consisting of those members of the county 2589
central committee or, if so authorized, those members of the 2590
county executive committee in that county of the major political 2591
party that made the nomination at the primary election who 2592
represent the precincts or the wards and townships within the 2593
district, if the committee's chairperson and secretary certify 2594
the name of the person selected to fill the vacancy by the time 2595
specified in this division, at a meeting called for that 2596
purpose. The district committee meeting shall be called by the 2597
chairperson of the county central committee or executive 2598
committee, as appropriate, who shall give each member of the 2599
district committee at least two days' notice of the time, place, 2600
and purpose of the meeting. If a majority of the members of the 2601
district committee are present at the district committee 2602
meeting, a majority of those present may select a person to fill 2603
the vacancy. The chairperson and secretary of the district 2604
committee meeting shall certify in writing and under oath to the 2605
board of the county, not later than four p.m. of the eighty- 2606

sixth day before the day of the general election, the name of 2607
the person selected to fill the vacancy. The certification must 2608
be accompanied by the written acceptance of the nomination by 2609
the person whose name is certified. A vacancy in a party 2610
nomination that may be filled by a minor political party shall 2611
be filled in accordance with the party's rules by authorized 2612
officials of the party. Certification must be made as in the 2613
manner provided for a major political party. 2614

(E) If a person nominated in a primary election as a party 2615
candidate for election at the next general election, whose 2616
candidacy is to be submitted to the electors of a subdivision 2617
within a county, withdraws as that candidate or is disqualified 2618
as that candidate under section 3513.052 of the Revised Code, 2619
the vacancy in the party nomination so created may be filled by 2620
a subdivision committee consisting of those members of the 2621
county central committee or, if so authorized, those members of 2622
the county executive committee in that county of the major 2623
political party that made the nomination at that primary 2624
election who represent the precincts or the wards and townships 2625
within that subdivision, if the committee's chairperson and 2626
secretary certify the name of the person selected to fill the 2627
vacancy by the time specified in this division, at a meeting 2628
called for that purpose. 2629

The subdivision committee meeting shall be called by the 2630
chairperson of the county central committee or executive 2631
committee, as appropriate, who shall give each member of the 2632
subdivision committee at least two days' notice of the time, 2633
place, and purpose of the meeting. If a majority of the members 2634
of the subdivision committee are present at the subdivision 2635
committee meeting, a majority of those present may select a 2636
person to fill the vacancy. The chairperson and secretary of the 2637

subdivision committee meeting shall certify in writing and under 2638
oath to the board of the county, not later than four p.m. of the 2639
eighty-sixth day before the day of the general election, the 2640
name of the person selected to fill the vacancy. The 2641
certification must be accompanied by the written acceptance of 2642
the nomination by the person whose name is certified. A vacancy 2643
in a party nomination that may be filled by a minor political 2644
party shall be filled in accordance with the party's rules by 2645
authorized officials of the party. Certification must be made in 2646
the manner provided for a major political party. 2647

(F) If a person nominated by petition as an independent or 2648
nonpartisan candidate for election at the next general election 2649
withdraws as that candidate or is disqualified as that candidate 2650
under section 3513.052 of the Revised Code, the vacancy so 2651
created may be filled by a majority of the committee of five, as 2652
designated on the candidate's nominating petition, if a member 2653
of that committee certifies in writing and under oath to the 2654
election officials with whom the candidate filed the candidate's 2655
nominating petition, not later than the eighty-sixth day before 2656
the day of the general election, the name of the person selected 2657
to fill the vacancy. The certification shall be accompanied by 2658
the written acceptance of the nomination by the person whose 2659
name is certified and shall be made in the manner provided for a 2660
major political party. 2661

(G) If a person nominated in a primary election or 2662
nominated by petition under section 3517.012 of the Revised Code 2663
as a party candidate for election at the next general election 2664
dies, the vacancy so created may be filled by the same committee 2665
in the same manner as provided in this section for the filling 2666
of similar vacancies created by withdrawals or disqualifications 2667
under section 3513.052 of the Revised Code, except that the 2668

certification, when filling a vacancy created by death, may not 2669
be filed with the secretary of state, or with a board of the 2670
most populous county of a district, or with the board of a 2671
county in which the major portion of the population of a 2672
subdivision is located, later than four p.m. of the tenth day 2673
before the day of such general election, or with any other board 2674
later than four p.m. of the fifth day before the day of such 2675
general election. 2676

(H) If a person nominated by petition as an independent or 2677
nonpartisan candidate for election at the next general election 2678
dies prior to the tenth day before the day of that general 2679
election, the vacancy so created may be filled by a majority of 2680
the committee of five designated in the nominating petition to 2681
represent the candidate named in it. To fill the vacancy a 2682
member of the committee shall, not later than four p.m. of the 2683
fifth day before the day of the general election, file with the 2684
election officials with whom the petition nominating the person 2685
was filed, a certificate signed and sworn to under oath by a 2686
majority of the members, designating the person they select to 2687
fill the vacancy. The certification must be accompanied by the 2688
written acceptance of the nomination by the person whose name is 2689
so certified. 2690

(I) If a person holding an elective office dies or resigns 2691
subsequent to the one hundred fifteenth day before the day of a 2692
primary election and prior to the eighty-sixth day before the 2693
day of the next general election, and if, under the laws of this 2694
state, a person may be elected at that general election to fill 2695
the unexpired term of the person who has died or resigned, the 2696
appropriate committee of each political party, acting as in the 2697
case of a vacancy in a party nomination, as provided in 2698
divisions (A) to (D) of this section, may select a person as the 2699

party candidate for election for such unexpired term at that 2700
general election, and certify the person's name to the 2701
appropriate election official not later than four p.m. on the 2702
eighty-sixth day before the day of that general election, or on 2703
the tenth day following the day on which the vacancy occurs, 2704
whichever is later. When the vacancy occurs on or subsequent to 2705
the eighty-sixth day and six or more days prior to the fortieth 2706
day before the general election, the appropriate committee may 2707
select a person as the party candidate and certify the person's 2708
name, as provided in the preceding sentence, not later than four 2709
p.m. on the tenth day following the day on which the vacancy 2710
occurs. When the vacancy occurs fewer than six days before the 2711
fortieth day before the general election, the deadline for 2712
filing shall be four p.m. on the thirty-sixth day before the 2713
general election. Thereupon the name shall be printed as the 2714
party candidate under proper titles and in the proper place on 2715
the proper ballots for use at the election. If a person has been 2716
nominated in a primary election or nominated by petition under 2717
section 3517.012 of the Revised Code, the authorized committee 2718
of that political party shall not select and certify a person as 2719
the party candidate. 2720

(J) Each person desiring to become an independent 2721
candidate to fill the unexpired term shall file a statement of 2722
candidacy and nominating petition, as provided in section 2723
3513.261 of the Revised Code, with the appropriate election 2724
official not later than four p.m. on the tenth day following the 2725
day on which the vacancy occurs, provided that when the vacancy 2726
occurs fewer than six days before the fifty-sixth day before the 2727
general election, the deadline for filing shall be four p.m. on 2728
the fiftieth day before the general election. The nominating 2729
petition shall contain at least seven hundred fifty signatures 2730

and no more than one thousand five hundred signatures of 2731
qualified electors of the district, political subdivision, or 2732
portion of a political subdivision in which the office is to be 2733
voted upon, or the amount provided for in section 3513.257 of 2734
the Revised Code, whichever is less. 2735

(K) When a person nominated as a candidate by a political 2736
party in a primary election or by nominating petition for an 2737
elective office for which candidates are nominated at a party 2738
primary election withdraws, dies, or is disqualified under 2739
section 3513.052 of the Revised Code prior to the general 2740
election, the appropriate committee of any other major political 2741
party or committee of five that has not nominated a candidate 2742
for that office, or whose nominee as a candidate for that office 2743
has withdrawn, died, or been disqualified without the vacancy so 2744
created having been filled, may, acting as in the case of a 2745
vacancy in a party nomination or nomination by petition as 2746
provided in divisions (A) to (F) of this section, whichever is 2747
appropriate, select a person as a candidate of that party or of 2748
that committee of five for election to the office. 2749

(L) Protests against the candidacy of a person selected to 2750
fill a vacancy under this section or under division (F) or (G) 2751
of section 3513.311 of the Revised Code may be filed by any 2752
qualified elector who is a member of the same political party as 2753
the candidate and who is eligible to vote at the election for 2754
the candidate to whose candidacy the elector objects. The 2755
protest shall be filed in writing, in the office in which the 2756
certification was filed, not later than four p.m. on the 2757
sixteenth day after the day the certification was required to be 2758
filed or not later than four p.m. on the fourth day before the 2759
day of the election, whichever is earlier. Upon the filing of 2760
the protest, the election officials with whom it is filed shall 2761

promptly fix the time for hearing it, and shall forthwith mail 2762
notice of the filing of the protest and the time fixed for 2763
hearing to the person whose candidacy is so protested. They 2764
shall also forthwith mail notice of the time fixed for such 2765
hearing to the person who filed the protest. At the time fixed, 2766
such election officials shall hear the protest and determine the 2767
validity or invalidity of the person's candidacy. If they find 2768
that such candidate is not an elector of the state, district, 2769
county, or political subdivision in which the candidate seeks a 2770
party nomination to an office or position, or has not fully 2771
complied with this chapter, the certification shall be rejected; 2772
otherwise, it shall be determined to be valid. That 2773
determination shall be final. 2774

Sec. 3513.311. (A) If a candidate for lieutenant governor 2775
dies, withdraws, or is disqualified as a candidate prior to the 2776
seventieth day before the day of a primary election, the vacancy 2777
on the ballot shall be filled by appointment by the joint 2778
candidate for the office of governor. Such candidate for 2779
governor shall certify in writing and under oath to the 2780
secretary of state not later than the sixty-fifth day before the 2781
day of such election the name and residence address of the 2782
person selected to fill such vacancy. 2783

(B) If a candidate for governor dies, withdraws, or is 2784
disqualified as a candidate prior to the seventieth day before 2785
the day of a primary election, the vacancy on the ballot shall 2786
be filled by appointment by the joint candidate for the office 2787
of lieutenant governor. Such candidate for lieutenant governor 2788
shall certify in writing and under oath to the secretary of 2789
state not later than the sixty-fifth day before the day of such 2790
election the name and residence address of the person selected 2791
to fill such vacancy. 2792

(C) If a candidate for the office of lieutenant governor 2793
dies on or after the seventieth day, but prior to the tenth day, 2794
before a primary election, the vacancy so created shall be 2795
filled by appointment by the joint candidate for the office of 2796
governor. Such candidate for governor shall certify in writing 2797
and under oath to the secretary of state not later than the 2798
fifth day before the day of such election the name and residence 2799
address of the person selected to fill such vacancy. 2800

(D) If a candidate for the office of governor dies on or 2801
after the seventieth day, but prior to the tenth day, before a 2802
primary election, the vacancy so created shall be filled by 2803
appointment by the joint candidate for the office of lieutenant 2804
governor. Such candidate for lieutenant governor shall certify 2805
in writing and under oath to the secretary of state not later 2806
than the fifth day before the day of such election the name and 2807
residence address of the person selected to fill such vacancy. 2808

(E) Protests against the candidacy of a person selected to 2809
fill a vacancy under division (A), (B), (C), or (D) of this 2810
section may be filed by any qualified elector who is a member of 2811
the same political party as the candidate. The protest shall be 2812
filed in writing in the office of the secretary of state not 2813
later than four p.m. on the sixteenth day after the day the 2814
certification was required to be filed or not later than four 2815
p.m. on the fourth day before the day of the election, whichever 2816
is earlier. Upon the filing of the protest, the secretary of 2817
state shall promptly fix the time for hearing it, and shall 2818
forthwith mail notice of the filing of the protest and the time 2819
fixed for hearing to the person whose candidacy is so protested. 2820
The secretary of state shall also forthwith mail notice of the 2821
time fixed for such hearing to the person who filed the protest. 2822
At the time fixed, the secretary of state shall hear the protest 2823

and determine the validity or invalidity of the person's 2824
candidacy. If the secretary of state finds that such candidate 2825
is not an elector of the state, district, county, or political 2826
subdivision in which the candidate seeks a party nomination to 2827
an office or position, or has not fully complied with this 2828
chapter, the certification shall be rejected; otherwise, it 2829
shall be determined to be valid. That determination shall be 2830
final. 2831

(F) If a person nominated in a primary election or 2832
nominated by petition under section 3517.012 of the Revised Code 2833
as a candidate for election to the office of governor or 2834
lieutenant governor at the next general election withdraws as 2835
such candidate prior to the ninetieth day before the day of the 2836
general election or dies prior to the tenth day before the day 2837
of such general election, the vacancy so created shall be filled 2838
in the manner provided for by section 3513.31 of the Revised 2839
Code. 2840

~~(F)~~ (G) If a person nominated by petition as an 2841
independent candidate for election to the office of governor or 2842
lieutenant governor withdraws as such candidate prior to the 2843
ninetieth day before the day of the general election or dies 2844
prior to the tenth day before the day of such general election, 2845
the vacancy so created shall be filled by the candidates' 2846
committee in the manner provided for, as in the case of death, 2847
by section 3513.31 of the Revised Code, except that, in the case 2848
of withdrawal of candidacy, the name and residence address of 2849
the replacement candidate shall be certified in writing and 2850
under oath to the secretary of state not later than the eighty- 2851
sixth day before the day of the general election. 2852

~~(G)~~ (H) If the vacancy in a joint candidacy for governor 2853

and lieutenant governor can be filled in accordance with this 2854
section and is not so filled, the joint candidacy which has not 2855
been vacated shall be invalidated and shall not be presented for 2856
election. 2857

~~(H)~~ (I) Any replacement candidate appointed or selected 2858
pursuant to this section shall be one who has the qualifications 2859
of an elector. 2860

Sec. 3517.012. (A) (1) When a party formation petition 2861
meeting the requirements of section 3517.01 of the Revised Code 2862
declaring the intention to organize a political party is filed 2863
with the secretary of state, the new party comes into legal 2864
existence on the date of filing and is entitled to nominate 2865
candidates to appear on the ballot at the general election held 2866
in even-numbered years that occurs more than one hundred twenty- 2867
five days after the date of filing. 2868

(2) (a) Upon receiving a party formation petition filed 2869
under division (A) (1) of this section, the secretary of state 2870
shall promptly transmit to each board of elections the separate 2871
petition papers that purport to contain signatures of electors 2872
of that board's county. 2873

(b) Not later than the one hundred eighteenth day before 2874
the day of the general election, each board shall examine and 2875
determine the sufficiency of the signatures on the petition 2876
papers and shall return them to the secretary of state, together 2877
with the board's certification of its determination as to the 2878
validity or invalidity of the signatures on the petition. 2879

(c) Any qualified elector may file a written protest 2880
against the petition with the secretary of state not later than 2881
the one hundred fourteenth day before the day of the general 2882

election. Any such protest shall be resolved in the manner 2883
specified under section 3501.39 of the Revised Code. 2884

(d) Not later than the ninety-fifth day before the day of 2885
the general election, the secretary of state shall determine 2886
whether the party formation petition is sufficient and shall 2887
notify the committee designated in the petition of that 2888
determination. 2889

(B) (1) Not later than one hundred ten days before the day 2890
of that general election and not earlier than the day the 2891
applicable party formation petition is filed, each candidate or 2892
pair of joint candidates wishing to appear on the ballot at the 2893
general election as the nominee or nominees of the party that 2894
filed the party formation petition shall file a nominating 2895
petition, on a form prescribed by the secretary of state, that 2896
includes the name of the political party that submitted the 2897
party formation petition. Except as otherwise provided in this 2898
section and sections 3505.03, 3505.08, 3506.11, 3513.31, 2899
3513.311, and 3513.312 of the Revised Code, the provisions of 2900
the Revised Code concerning independent candidates who file 2901
nominating petitions apply to candidates who file nominating 2902
petitions under this section. 2903

(2) (a) If the candidacy is to be submitted to electors 2904
throughout the entire state, the nominating petition, including 2905
a petition for joint candidates for the offices of governor and 2906
lieutenant governor, shall be signed by at least fifty qualified 2907
electors who ~~have not voted as a member of~~ are not registered as 2908
affiliated with a different political party ~~at any primary~~ 2909
~~election within the current year or the immediately preceding~~ 2910
~~two calendar years.~~ 2911

(b) ~~Except as otherwise provided in this division, if~~ If 2912

the candidacy is to be submitted only to electors within a 2913
district, political subdivision, or portion thereof, the 2914
nominating petition shall be signed by not less than five 2915
qualified electors ~~who have not voted as a member of~~ are not 2916
registered as affiliated with a different political party ~~at any~~ 2917
~~primary election within the current year or the immediately~~ 2918
~~preceding two calendar years.~~ 2919

(3) (a) Each board of elections that is responsible to 2920
verify signatures on the nominating petition shall examine and 2921
determine the sufficiency of those signatures not later than the 2922
one hundred fifth day before the day of the general election ~~and~~ 2923
~~shall be resolved as specified in that section.~~ 2924

(b) Written protests against the petition may be filed in 2925
the manner specified under section 3513.263 of the Revised Code 2926
not later than the one hundredth day before the general election 2927
and shall be resolved as specified in that section. 2928

(c) Not later than the ninety-fifth day before the day of 2929
the general election, the secretary of state or the board of 2930
elections, as applicable, shall determine whether the nominating 2931
petition is sufficient and shall notify the candidate and the 2932
committee designated in the party formation petition of that 2933
determination. 2934

(C) (1) After being notified that the political party has 2935
submitted a sufficient party formation petition under division 2936
(A) of this section, the committee designated in a party 2937
formation petition shall, not later than the seventy-fifth day 2938
before the day of the general election, certify to the secretary 2939
of state a slate of candidates consisting of candidates or joint 2940
candidates who submitted sufficient nominating petitions under 2941
division (B) of this section. The slate certifying the 2942

candidates shall be on a form prescribed by the secretary of 2943
state and signed by all of the individuals of the committee 2944
designated in the party formation petition. In no event shall 2945
the slate of candidates include more than one candidate for any 2946
public office or more than one set of joint candidates for the 2947
offices of governor and lieutenant governor. The names of the 2948
candidates or joint candidates so certified shall appear on the 2949
ballot at the general election as that party's nominees for 2950
those offices. For purposes of this division, "joint candidates" 2951
means the joint candidates for the offices of governor and 2952
lieutenant governor. 2953

(2) If a candidate's nominating petition is insufficient 2954
or if the committee does not certify the candidate's name under 2955
division (C)(1) of this section, the candidate shall not appear 2956
on the ballot in the general election. 2957

(3) If a party formation petition is insufficient, no 2958
candidate shall appear on the ballot in the general election as 2959
that political party's nominee, regardless of whether any 2960
candidate's nominating petition is sufficient. 2961

Sec. 3517.013. ~~Section~~ Division (B) of section 3513.191 of 2962
the Revised Code does not apply to persons desiring to become 2963
candidates for party nomination of a newly formed political 2964
party meeting the requirements of sections 3517.011 and 3517.012 2965
of the Revised Code for a period of four calendar years from the 2966
date of the party formation. 2967

Sec. 3517.05. (A) All party committees, the selection of 2968
which is provided for in sections 3517.02 and 3517.03 of the 2969
Revised Code, shall, except as otherwise provided in this 2970
section, serve until the date of the organizational meeting 2971
provided for in section 3517.04 of the Revised Code. A county 2972

central committee shall serve until the sixth day after the date 2973
of the declaration of the results by the board of elections of 2974
the primary election in that county. ~~In~~ 2975

(B) In case of vacancies caused by death, resignation, 2976
failure to elect, or removal of a committeeperson from the 2977
committee, or the failure of a committeeperson to reside in the 2978
precinct, ward, township, or district from which a committeeman 2979
the committeeperson was chosen, the controlling committee or, if 2980
authorized, the executive committee shall fill the vacancy for 2981
the unexpired term by a majority vote of the members of such 2982
committee. 2983

(C) A political party may, by its rules, specify 2984
conditions and procedures under which a committeeperson who was 2985
appointed to fill a vacancy on a party committee may be removed 2986
from the committee. 2987

(D) If more than one organized group claims to be the 2988
rightful county central or executive committee, each such group 2989
shall file a list of its officers and members as provided in 2990
section 3517.06 of the Revised Code, and the board of elections 2991
with which such lists are filed shall certify them to the state 2992
central committee of the party concerned. The state central 2993
committee shall meet within thirty days after receipt of such 2994
certification and forthwith determine and certify which 2995
committee shall be recognized as the rightful county central or 2996
executive committee. 2997

Sec. 3599.02. No person shall before, during, or after any 2998
primary, general, or special election or convention solicit, 2999
request, demand, receive, or contract for any money, gift, loan, 3000
property, influence, position, employment, or other thing of 3001
value for that person or for another person for doing any of the 3002

| | |
|---|--|
| following: | 3003 |
| (A) Registering or refraining from registering to vote; | 3004 |
| (B) Agreeing to register or to refrain from registering to vote; | 3005 3006 |
| (C) Agreeing to vote or to refrain from voting; | 3007 |
| (D) Voting or refraining from voting at any primary, general, or special election or convention for a particular person, question, or issue; | 3008 3009 3010 |
| (E) Registering or voting, or refraining from registering or voting, or voting or refraining from voting for a particular person, question, or issue; | 3011 3012 3013 |
| <u>(F) Registering, or refraining from registering, as affiliated with a political party.</u> | 3014 3015 |
| Whoever violates this section is guilty of bribery, a felony of the fourth degree, and shall be disfranchised and excluded from holding any public office for five years immediately following such conviction. | 3016 3017 3018 3019 |
| Sec. 3599.11. (A) No person shall knowingly register <u>do</u> <u>any of the following:</u> | 3020 3021 |
| <u>(1) Knowingly register</u> or make application or attempt to register in a precinct in which the person is not a qualified voter <u>or as affiliated with a political party with which the</u> <u>person does not desire to be affiliated or whose principles the</u> <u>person does not support;</u> or knowingly aid or abet any person to so register; or attempt to register or knowingly induce or attempt to induce any person to so register; or knowingly | 3022 3023 3024 3025 3026 3027 3028 |
| <u>(2) Knowingly impersonate</u> another or write or assume the | 3029 |

name of another, real or fictitious, in registering or 3030
attempting to register; ~~or by~~ 3031

(3) By false statement or other unlawful means procure, 3032
aid, or attempt to procure the erasure or striking out on the 3033
register or duplicate list of the name of a qualified elector 3034
therein; ~~or knowingly~~ 3035

(4) Knowingly induce or attempt to induce a registrar or 3036
other election authority to refuse registration in a precinct to 3037
an elector thereof; ~~or knowingly~~ 3038

(5) Knowingly swear or affirm falsely upon a lawful 3039
examination by or before any registering officer; ~~or make~~ 3040

(6) Make, print, or issue any false or counterfeit 3041
certificate of registration or knowingly alter any certificate 3042
of registration. 3043

~~No person shall knowingly;~~ 3044

(7) Knowingly register under more than one name or 3045
knowingly induce any person to so register. 3046

~~No person shall knowingly; or~~ 3047

(8) Knowingly make any false statement on any form for 3048
registration or change of registration or upon any application 3049
or return envelope for an absent voter's ballot. 3050

Whoever violates ~~this~~ division (A) of this section is 3051
guilty of a felony of the fifth degree. 3052

(B) (1) No person who helps another person register outside 3053
an official voter registration place shall knowingly destroy, or 3054
knowingly help another person to destroy, any completed 3055
registration form. 3056

Whoever violates this division is guilty of election 3057
falsification, a felony of the fifth degree. 3058

(2) (a) No person who helps another person register outside 3059
an official voter registration place shall knowingly fail to 3060
return any registration form entrusted to that person to any 3061
board of elections or the office of the secretary of state 3062
within ten days after that ~~registration~~ registration form is 3063
completed, or on or before the thirtieth day before the 3064
election, whichever day is earlier, unless the registration form 3065
is received by the person within twenty-four hours of the 3066
thirtieth day before the election, in which case the person 3067
shall return the registration form to any board of elections or 3068
the office of the secretary of state within ten days of its 3069
receipt. 3070

Whoever violates this division is guilty of election 3071
falsification, a felony of the fifth degree, unless the person 3072
has not previously been convicted of a violation of division (B) 3073
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3074
violation of this division does not cause any person to miss any 3075
voter registration deadline with regard to any election, and the 3076
number of voter registration forms that the violator has failed 3077
to properly return does not exceed forty-nine, in which case the 3078
violator is guilty of a misdemeanor of the first degree. 3079

(b) Subject to division (C) (2) of this section, no person 3080
who helps another person register outside an official 3081
registration place shall knowingly return any registration form 3082
entrusted to that person to any location other than any board of 3083
elections or the office of the secretary of state. 3084

Whoever violates this division is guilty of election 3085
falsification, a felony of the fifth degree, unless the person 3086

has not previously been convicted of a violation of division (B) 3087
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3088
violation of this division does not cause any person to miss any 3089
voter registration deadline with regard to any election, and the 3090
number of voter registration forms that the violator has failed 3091
to properly return does not exceed forty-nine, in which case the 3092
violator is guilty of a misdemeanor of the first degree. 3093

(C) (1) No person who receives compensation for registering 3094
a voter shall knowingly fail to return any registration form 3095
entrusted to that person to any board of elections or the office 3096
of the secretary of state within ten days after that voter 3097
registration form is completed, or on or before the thirtieth 3098
day before the election, whichever is earlier, unless the 3099
registration form is received by the person within twenty-four 3100
hours of the thirtieth day before the election, in which case 3101
the person shall return the registration form to any board of 3102
elections or the office of the ~~secretary~~ secretary of state 3103
within ten days of its receipt. 3104

Whoever violates this division is guilty of election 3105
falsification, a felony of the fifth degree, unless the person 3106
has not previously been convicted of a violation of division (B) 3107
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3108
violation of this division does not cause any person to miss any 3109
voter registration deadline with regard to any election, and the 3110
number of voter registration forms that the violator has failed 3111
to properly return does not exceed forty-nine, in which case the 3112
violator is guilty of a misdemeanor of the first degree. 3113

(2) No person who receives compensation for registering a 3114
voter shall knowingly return any registration form entrusted to 3115
that person to any location other than any board of elections or 3116

the office of the secretary of state. 3117

Whoever violates this division is guilty of election 3118
falsification, a felony of the fifth degree, unless the person 3119
has not previously been convicted of a violation of division (B) 3120
(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the 3121
violation of this division does not cause any person to miss any 3122
voter registration deadline with regard to any election, and the 3123
number of voter registration forms that the violator has failed 3124
to properly return does not exceed forty-nine, in which case the 3125
violator is guilty of a misdemeanor of the first degree. 3126

(D) As used in division (C) of this section, "registering 3127
a voter" includes any effort, for compensation, to provide voter 3128
registration forms or to assist persons in completing or 3129
returning those forms. 3130

Sec. 3599.18. (A) No election official, person assisting 3131
in the registration of electors, or police officer shall 3132
knowingly do any of the following: 3133

(1) Refuse, neglect, or unnecessarily delay, hinder, or 3134
prevent the registration of a qualified elector, who in a lawful 3135
manner applies for registration; 3136

(2) Enter or consent to the entry of a fictitious name on 3137
a voter registration list; 3138

(3) Alter the name, political party affiliation, or lack 3139
of political party affiliation on, or remove or destroy, the 3140
registration card or form of any qualified elector; 3141

(4) Neglect, unlawfully execute, or fail to execute any 3142
duty enjoined upon that person as an election official, person 3143
assisting in the registration of electors, or police officer. 3144

(B) Whoever violates division (A) of this section is 3145
guilty of a misdemeanor of the first degree. 3146

Sec. 4507.06. (A) (1) Every application for a driver's 3147
license or motorcycle operator's license or endorsement, or 3148
duplicate of any such license or endorsement, shall be made upon 3149
the approved form furnished by the registrar of motor vehicles 3150
and shall be signed by the applicant. 3151

Every application shall state the following: 3152

(a) The applicant's name, date of birth, social security 3153
number if such has been assigned, sex, general description, 3154
including height, weight, color of hair, and eyes, residence 3155
address, including county of residence, duration of residence in 3156
this state, and country of citizenship; 3157

(b) Whether the applicant previously has been licensed as 3158
an operator, chauffeur, driver, commercial driver, or motorcycle 3159
operator and, if so, when, by what state, and whether such 3160
license is suspended or canceled at the present time and, if so, 3161
the date of and reason for the suspension or cancellation; 3162

(c) Whether the applicant is now or ever has been 3163
afflicted with epilepsy, or whether the applicant now is 3164
suffering from any physical or mental disability or disease and, 3165
if so, the nature and extent of the disability or disease, 3166
giving the names and addresses of physicians then or previously 3167
in attendance upon the applicant; 3168

(d) Whether an applicant for a duplicate driver's license, 3169
or duplicate license containing a motorcycle operator 3170
endorsement has pending a citation for violation of any motor 3171
vehicle law or ordinance, a description of any such citation 3172
pending, and the date of the citation; 3173

(e) If an applicant has not certified the applicant's 3174
willingness to make an anatomical gift under section 2108.05 of 3175
the Revised Code, whether the applicant wishes to certify 3176
willingness to make such an anatomical gift, which shall be 3177
given no consideration in the issuance of a license or 3178
endorsement; 3179

(f) Whether the applicant has executed a valid durable 3180
power of attorney for health care pursuant to sections 1337.11 3181
to 1337.17 of the Revised Code or has executed a declaration 3182
governing the use or continuation, or the withholding or 3183
withdrawal, of life-sustaining treatment pursuant to sections 3184
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3185
executed either type of instrument, whether the applicant wishes 3186
the applicant's license to indicate that the applicant has 3187
executed the instrument; 3188

(g) On and after October 7, 2009, whether the applicant is 3189
a veteran, active duty, or reservist of the armed forces of the 3190
United States and, if the applicant is such, whether the 3191
applicant wishes the applicant's license to indicate that the 3192
applicant is a veteran, active duty, or reservist of the armed 3193
forces of the United States by a military designation on the 3194
license. 3195

(2) Every applicant for a driver's license shall be 3196
photographed in color at the time the application for the 3197
license is made. The application shall state any additional 3198
information that the registrar requires. 3199

(B) The registrar or a deputy registrar, in accordance 3200
with section 3503.11 of the Revised Code, shall register as an 3201
elector any person who applies for a driver's license or 3202
motorcycle operator's license or endorsement under division (A) 3203

of this section, or for a renewal or duplicate of the license or 3204
endorsement, if the applicant is eligible and wishes to be 3205
registered as an elector. The decision of an applicant whether 3206
to register as an elector shall be given no consideration in the 3207
decision of whether to issue the applicant a license or 3208
endorsement, or a renewal or duplicate. 3209

(C) The registrar or a deputy registrar, in accordance 3210
with section 3503.11 of the Revised Code, shall offer the 3211
opportunity of completing a notice of change of residence ~~or, a~~ 3212
change of name, or change of political party affiliation to any 3213
applicant for a driver's license or endorsement under division 3214
(A) of this section, or for a renewal or duplicate of the 3215
license or endorsement, if the applicant is a registered elector 3216
who has changed the applicant's residence ~~or, name, or~~ 3217
political party affiliation and has not filed such a notice. 3218

(D) In addition to any other information it contains, on 3219
and after October 7, 2009, the approved form furnished by the 3220
registrar of motor vehicles for an application for a driver's 3221
license or motorcycle operator's license or endorsement or an 3222
application for a duplicate of any such license or endorsement 3223
shall inform applicants that the applicant must present a copy 3224
of the applicant's DD-214 or an equivalent document in order to 3225
qualify to have the license or duplicate indicate that the 3226
applicant is a veteran, active duty, or reservist of the armed 3227
forces of the United States based on a request made pursuant to 3228
division (A) (1) (g) of this section. 3229

Section 2. That existing sections 3501.01, 3503.10, 3230
3503.11, 3503.14, 3503.15, 3503.16, 3503.19, 3503.23, 3505.181, 3231
3505.182, 3505.183, 3509.03, 3511.02, 3513.05, 3513.18, 3513.19, 3232
3513.191, 3513.192, 3513.30, 3513.31, 3513.311, 3517.012, 3233

3517.013, 3517.05, 3599.02, 3599.11, 3599.18, and 4507.06 and 3234
sections 3513.20, 3517.014, and 3517.016 of the Revised Code are 3235
hereby repealed. 3236

Section 3. That the version of section 4507.06 of the 3237
Revised Code that is scheduled to take effect January 1, 2017, 3238
be amended to read as follows: 3239

Sec. 4507.06. (A) (1) Every application for a driver's 3240
license, motorcycle operator's license or endorsement, or motor- 3241
driven cycle or motor scooter license or endorsement, or 3242
duplicate of any such license or endorsement, shall be made upon 3243
the approved form furnished by the registrar of motor vehicles 3244
and shall be signed by the applicant. 3245

Every application shall state the following: 3246

(a) The applicant's name, date of birth, social security 3247
number if such has been assigned, sex, general description, 3248
including height, weight, color of hair, and eyes, residence 3249
address, including county of residence, duration of residence in 3250
this state, and country of citizenship; 3251

(b) Whether the applicant previously has been licensed as 3252
an operator, chauffeur, driver, commercial driver, or motorcycle 3253
operator and, if so, when, by what state, and whether such 3254
license is suspended or canceled at the present time and, if so, 3255
the date of and reason for the suspension or cancellation; 3256

(c) Whether the applicant is now or ever has been 3257
afflicted with epilepsy, or whether the applicant now is 3258
suffering from any physical or mental disability or disease and, 3259
if so, the nature and extent of the disability or disease, 3260
giving the names and addresses of physicians then or previously 3261
in attendance upon the applicant; 3262

(d) Whether an applicant for a duplicate driver's license, 3263
duplicate license containing a motorcycle operator endorsement, 3264
or duplicate license containing a motor-driven cycle or motor 3265
scooter endorsement has pending a citation for violation of any 3266
motor vehicle law or ordinance, a description of any such 3267
citation pending, and the date of the citation; 3268

(e) If an applicant has not certified the applicant's 3269
willingness to make an anatomical gift under section 2108.05 of 3270
the Revised Code, whether the applicant wishes to certify 3271
willingness to make such an anatomical gift, which shall be 3272
given no consideration in the issuance of a license or 3273
endorsement; 3274

(f) Whether the applicant has executed a valid durable 3275
power of attorney for health care pursuant to sections 1337.11 3276
to 1337.17 of the Revised Code or has executed a declaration 3277
governing the use or continuation, or the withholding or 3278
withdrawal, of life-sustaining treatment pursuant to sections 3279
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3280
executed either type of instrument, whether the applicant wishes 3281
the applicant's license to indicate that the applicant has 3282
executed the instrument; 3283

(g) On and after October 7, 2009, whether the applicant is 3284
a veteran, active duty, or reservist of the armed forces of the 3285
United States and, if the applicant is such, whether the 3286
applicant wishes the applicant's license to indicate that the 3287
applicant is a veteran, active duty, or reservist of the armed 3288
forces of the United States by a military designation on the 3289
license. 3290

(2) Every applicant for a driver's license shall be 3291
photographed in color at the time the application for the 3292

license is made. The application shall state any additional 3293
information that the registrar requires. 3294

(B) The registrar or a deputy registrar, in accordance 3295
with section 3503.11 of the Revised Code, shall register as an 3296
elector any person who applies for a license or endorsement 3297
under division (A) of this section, or for a renewal or 3298
duplicate of the license or endorsement, if the applicant is 3299
eligible and wishes to be registered as an elector. The decision 3300
of an applicant whether to register as an elector shall be given 3301
no consideration in the decision of whether to issue the 3302
applicant a license or endorsement, or a renewal or duplicate. 3303

(C) The registrar or a deputy registrar, in accordance 3304
with section 3503.11 of the Revised Code, shall offer the 3305
opportunity of completing a notice of change of residence ~~or,~~ 3306
change of name, or change of political party affiliation to any 3307
applicant for a driver's license or endorsement under division 3308
(A) of this section, or for a renewal or duplicate of the 3309
license or endorsement, if the applicant is a registered elector 3310
who has changed the applicant's residence ~~or,~~ name, or 3311
political party affiliation and has not filed such a notice. 3312

(D) In addition to any other information it contains, on 3313
and after October 7, 2009, the approved form furnished by the 3314
registrar of motor vehicles for an application for a license or 3315
endorsement or an application for a duplicate of any such 3316
license or endorsement shall inform applicants that the 3317
applicant must present a copy of the applicant's DD-214 or an 3318
equivalent document in order to qualify to have the license or 3319
duplicate indicate that the applicant is a veteran, active duty, 3320
or reservist of the armed forces of the United States based on a 3321
request made pursuant to division (A) (1) (g) of this section. 3322

Section 4. That the existing version of section 4507.06 of 3323
the Revised Code that is scheduled to take effect January 1, 3324
2017, is hereby repealed. 3325

Section 5. Section 3501.01 of the Revised Code is 3326
presented in this act as a composite of the section as amended 3327
by both Am. Sub. H.B. 64 and Am. H.B. 153 of the 131st General 3328
Assembly. The General Assembly, applying the principle stated in 3329
division (B) of section 1.52 of the Revised Code that amendments 3330
are to be harmonized if reasonably capable of simultaneous 3331
operation, finds that the composite is the resulting version of 3332
the section in effect prior to the effective date of the section 3333
as presented in this act. 3334

Section 6. Sections 3 and 4 of this act take effect 3335
January 1, 2017. 3336