

As Introduced

131st General Assembly

Regular Session

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H. B. No. 189

Representative Brenner

**Cosponsors: Representatives Becker, Maag, Hood, Thompson, Brinkman,
Conditt, Schaffer, Vitale, Hayes, Retherford, Kraus, Rezabek, Green, LaTourette,
Terhar, Hall, Huffman, Roegner, Ruhl, Butler, Buchy, Hambley, Young**

A BILL

To amend sections 3501.01, 3503.14, 3503.16, 1
3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 2
3505.183, 3509.03, 3509.04, 3509.05, 3509.08, 3
3511.02, 3511.05, 3511.09, 4507.50, and 4507.52 4
of the Revised Code to revise the law concerning 5
the identification an elector must provide in 6
order to cast absent voter's ballots, to vote in 7
person at a polling place, or to cast a 8
provisional ballot. 9

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

Section 1. That sections 3501.01, 3503.14, 3503.16, 10
3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 3505.183, 11
3509.03, 3509.04, 3509.05, 3509.08, 3511.02, 3511.05, 3511.09, 12
4507.50, and 4507.52 of the Revised Code be amended to read as 13
follows: 14

Sec. 3501.01. As used in the sections of the Revised Code 15
relating to elections and political communications: 16

(A) "General election" means the election held on the 17

first Tuesday after the first Monday in each November. 18

(B) "Regular municipal election" means the election held 19
on the first Tuesday after the first Monday in November in each 20
odd-numbered year. 21

(C) "Regular state election" means the election held on 22
the first Tuesday after the first Monday in November in each 23
even-numbered year. 24

(D) "Special election" means any election other than those 25
elections defined in other divisions of this section. A special 26
election may be held only on the first Tuesday after the first 27
Monday in February, May, August, or November, or on the day 28
authorized by a particular municipal or county charter for the 29
holding of a primary election, except that in any year in which 30
a presidential primary election is held, no special election 31
shall be held in February or May, except as authorized by a 32
municipal or county charter, but may be held on the first 33
Tuesday after the first Monday in March. 34

(E) (1) "Primary" or "primary election" means an election 35
held for the purpose of nominating persons as candidates of 36
political parties for election to offices, and for the purpose 37
of electing persons as members of the controlling committees of 38
political parties and as delegates and alternates to the 39
conventions of political parties. Primary elections shall be 40
held on the first Tuesday after the first Monday in May of each 41
year except in years in which a presidential primary election is 42
held. 43

(2) "Presidential primary election" means a primary 44
election as defined by division (E) (1) of this section at which 45
an election is held for the purpose of choosing delegates and 46

alternates to the national conventions of the major political 47
parties pursuant to section 3513.12 of the Revised Code. Unless 48
otherwise specified, presidential primary elections are included 49
in references to primary elections. In years in which a 50
presidential primary election is held, all primary elections 51
shall be held on the first Tuesday after the first Monday in 52
March except as otherwise authorized by a municipal or county 53
charter. 54

(F) "Political party" means any group of voters meeting 55
the requirements set forth in section 3517.01 of the Revised 56
Code for the formation and existence of a political party. 57

(1) "Major political party" means any political party 58
organized under the laws of this state whose candidate for 59
governor or nominees for presidential electors received not less 60
than twenty per cent of the total vote cast for such office at 61
the most recent regular state election. 62

(2) "Minor political party" means any political party 63
organized under the laws of this state that meets either of the 64
following requirements: 65

(a) Except as otherwise provided in this division, the 66
political party's candidate for governor or nominees for 67
presidential electors received less than twenty per cent but not 68
less than three per cent of the total vote cast for such office 69
at the most recent regular state election. A political party 70
that meets the requirements of this division remains a political 71
party for a period of four years after meeting those 72
requirements. 73

(b) The political party has filed with the secretary of 74
state, subsequent to its failure to meet the requirements of 75

division (F) (2) (a) of this section, a petition that meets the 76
requirements of section 3517.01 of the Revised Code. 77

A newly formed political party shall be known as a minor 78
political party until the time of the first election for 79
governor or president which occurs not less than twelve months 80
subsequent to the formation of such party, after which election 81
the status of such party shall be determined by the vote for the 82
office of governor or president. 83

(G) "Dominant party in a precinct" or "dominant political 84
party in a precinct" means that political party whose candidate 85
for election to the office of governor at the most recent 86
regular state election at which a governor was elected received 87
more votes than any other person received for election to that 88
office in such precinct at such election. 89

(H) "Candidate" means any qualified person certified in 90
accordance with the provisions of the Revised Code for placement 91
on the official ballot of a primary, general, or special 92
election to be held in this state, or any qualified person who 93
claims to be a write-in candidate, or who knowingly assents to 94
being represented as a write-in candidate by another at either a 95
primary, general, or special election to be held in this state. 96

(I) "Independent candidate" means any candidate who claims 97
not to be affiliated with a political party, and whose name has 98
been certified on the office-type ballot at a general or special 99
election through the filing of a statement of candidacy and 100
nominating petition, as prescribed in section 3513.257 of the 101
Revised Code. 102

(J) "Nonpartisan candidate" means any candidate whose name 103
is required, pursuant to section 3505.04 of the Revised Code, to 104

be listed on the nonpartisan ballot, including all candidates 105
for judicial office, for member of any board of education, for 106
municipal or township offices in which primary elections are not 107
held for nominating candidates by political parties, and for 108
offices of municipal corporations having charters that provide 109
for separate ballots for elections for these offices. 110

(K) "Party candidate" means any candidate who claims to be 111
a member of a political party and who has been certified to 112
appear on the office-type ballot at a general or special 113
election as the nominee of a political party because the 114
candidate has won the primary election of the candidate's party 115
for the public office the candidate seeks, has been nominated 116
under section 3517.012, or is selected by party committee in 117
accordance with section 3513.31 of the Revised Code. 118

(L) "Officer of a political party" includes, but is not 119
limited to, any member, elected or appointed, of a controlling 120
committee, whether representing the territory of the state, a 121
district therein, a county, township, a city, a ward, a 122
precinct, or other territory, of a major or minor political 123
party. 124

(M) "Question or issue" means any question or issue 125
certified in accordance with the Revised Code for placement on 126
an official ballot at a general or special election to be held 127
in this state. 128

(N) "Elector" or "qualified elector" means a person having 129
the qualifications provided by law to be entitled to vote. 130

(O) "Voter" means an elector who votes at an election. 131

(P) "Voting residence" means that place of residence of an 132
elector which shall determine the precinct in which the elector 133

may vote.	134
(Q) "Precinct" means a district within a county established by the board of elections of such county within which all qualified electors having a voting residence therein may vote at the same polling place.	135 136 137 138
(R) "Polling place" means that place provided for each precinct at which the electors having a voting residence in such precinct may vote.	139 140 141
(S) "Board" or "board of elections" means the board of elections appointed in a county pursuant to section 3501.06 of the Revised Code.	142 143 144
(T) "Political subdivision" means a county, township, city, village, or school district.	145 146
(U) "Election officer" or "election official" means any of the following:	147 148
(1) Secretary of state;	149
(2) Employees of the secretary of state serving the division of elections in the capacity of attorney, administrative officer, administrative assistant, elections administrator, office manager, or clerical supervisor;	150 151 152 153
(3) Director of a board of elections;	154
(4) Deputy director of a board of elections;	155
(5) Member of a board of elections;	156
(6) Employees of a board of elections;	157
(7) Precinct election officials;	158
(8) Employees appointed by the boards of elections on a	159

temporary or part-time basis. 160

(V) "Acknowledgment notice" means a notice sent by a board 161
of elections, on a form prescribed by the secretary of state, 162
informing a voter registration applicant or an applicant who 163
wishes to change the applicant's residence or name of the status 164
of the application; the information necessary to complete or 165
update the application, if any; and if the application is 166
complete, the precinct in which the applicant is to vote. 167

(W) "Confirmation notice" means a notice sent by a board 168
of elections, on a form prescribed by the secretary of state, to 169
a registered elector to confirm the registered elector's current 170
address. 171

(X) "Designated agency" means an office or agency in the 172
state that provides public assistance or that provides state- 173
funded programs primarily engaged in providing services to 174
persons with disabilities and that is required by the National 175
Voter Registration Act of 1993 to implement a program designed 176
and administered by the secretary of state for registering 177
voters, or any other public or government office or agency that 178
implements a program designed and administered by the secretary 179
of state for registering voters, including the department of job 180
and family services, the program administered under section 181
3701.132 of the Revised Code by the department of health, the 182
department of mental health and addiction services, the 183
department of developmental disabilities, the opportunities for 184
Ohioans with disabilities agency, and any other agency the 185
secretary of state designates. "Designated agency" does not 186
include public high schools and vocational schools, public 187
libraries, or the office of a county treasurer. 188

(Y) "National Voter Registration Act of 1993" means the 189

"National Voter Registration Act of 1993," 107 Stat. 77, 42 U.S.C.A. 1973gg. 190
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(Z) "Voting Rights Act of 1965" means the "Voting Rights Act of 1965," 79 Stat. 437, 42 U.S.C.A. 1973, as amended. 192
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(AA) "Photo identification" means a document that meets each of the following requirements: 194
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(1) ~~It shows~~ contains the name of the ~~individual to whom it was issued~~ elector, which shall conform to the name in the ~~poll list or signature pollbook.~~ individual's voter registration record; 196
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(2) ~~It shows the current address of the individual to whom it was issued, which shall conform to the address in the poll list or signature pollbook, except for a driver's license or a state identification card issued under section 4507.50 of the Revised Code, which may show either the current or former address of the individual to whom it was issued, regardless of whether that address conforms to the address in the poll list or signature pollbook.~~ 200
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~~(3) It shows~~ contains a photograph of the individual to whom it was issued. 208
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~~(4) It includes an expiration date that has not passed.~~ 210

~~(5) It was issued by the government of the United States or this state;~~ 211
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(3) It is one of the following documents: 213

(a) An Ohio driver's license or Ohio commercial driver's license issued by the registrar of motor vehicles or a deputy registrar under Chapter 4507. of the Revised Code that shows the current or former address of the elector, regardless of whether 214
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that address conforms to the address in the individual's voter registration record and regardless of whether the license is expired; 218
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(b) A state identification card issued by the registrar of motor vehicles or a deputy registrar under section 4507.50 of the Revised Code that shows the current or former address of the elector, regardless of whether that address conforms to the address in the individual's voter registration record, and that is not expired or that expired after the date of the most recent general election; 221
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(c) A United States military identification card that is not expired or that expired after the date of the most recent general election; or 228
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(d) A United States passport that is not expired or that expired after the date of the most recent general election. 231
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Sec. 3503.14. (A) The secretary of state shall prescribe the form and content of the registration, change of residence, and change of name forms used in this state. The forms shall meet the requirements of the National Voter Registration Act of 1993 and shall include spaces for all of the following: 233
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(1) The voter's name; 238

(2) The voter's address; 239

(3) The current date; 240

(4) The voter's date of birth; 241

(5) The voter to provide one or more of the following: 242

(a) The voter's driver's license or state identification card number, if any; 243
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(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 space on which the person registering an applicant shall sign the person's name and provide the person's address and a space on which the person registering an applicant shall name the employer who is employing that person to register the applicant.

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

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

(1) An election official;	274
(2) A county treasurer;	275
(3) A deputy registrar of motor vehicles;	276
(4) An employee of a designated agency;	277
(5) An employee of a public high school;	278
(6) An employee of a public vocational school;	279
(7) An employee of a public library;	280
(8) An employee of the office of a county treasurer;	281
(9) An employee of the bureau of motor vehicles;	282
(10) An employee of a deputy registrar of motor vehicles;	283
(11) An employee of an election official.	284
(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 residence. 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 residence.	285 286 287 288 289 290 291 292 293 294 295
(D) No registration, change of residence, or change of name 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	296 297 298 299 300

section. 301

(E) As used in this section, "registering an applicant" 302
includes any effort, for compensation, to provide voter 303
registration forms or to assist persons in completing or 304
returning those forms. 305

Sec. 3503.16. (A) Whenever a registered elector changes 306
the place of residence of that registered elector from one 307
precinct to another within a county or from one county to 308
another, or has a change of name, that registered elector shall 309
report the change by delivering a change of residence or change 310
of name form, whichever is appropriate, as prescribed by the 311
secretary of state under section 3503.14 of the Revised Code to 312
the state or local office of a designated agency, a public high 313
school or vocational school, a public library, the office of the 314
county treasurer, the office of the secretary of state, any 315
office of the registrar or deputy registrar of motor vehicles, 316
or any office of a board of elections in person or by a third 317
person. Any voter registration, change of address, or change of 318
name application, returned by mail, may be sent only to the 319
secretary of state or the board of elections. 320

A registered elector also may update the registration of 321
that registered elector by filing a change of residence or 322
change of name form on the day of a special, primary, or general 323
election at the polling place in the precinct in which that 324
registered elector resides or at the board of elections or at 325
another site designated by the board. 326

(B) (1) (a) Any registered elector who moves within a 327
precinct on or prior to the day of a general, primary, or 328
special election and has not filed a notice of change of 329
residence with the board of elections may vote in that election 330

by going to that registered elector's assigned polling place, 331
completing and signing a notice of change of residence, showing 332
~~identification in the form of a current and valid photo~~ 333
~~identification, a military identification, or a copy of a~~ 334
~~current utility bill, bank statement, government check,~~ 335
~~paycheck, or other government document, other than a notice of~~ 336
~~voter registration mailed by a board of elections under section~~ 337
~~3503.19 of the Revised Code, that shows the name and current~~ 338
~~address of the elector, and casting a ballot.~~ 339

(b) Any registered elector who changes the name of that 340
registered elector and remains within a precinct on or prior to 341
the day of a general, primary, or special election and has not 342
filed a notice of change of name with the board of elections may 343
vote in that election by going to that registered elector's 344
assigned polling place, completing and signing a notice of a 345
change of name, and casting a provisional ballot under section 346
3505.181 of the Revised Code. If the registered elector provides 347
to the precinct election officials proof of a legal name change, 348
such as a marriage license or court order that includes the 349
elector's current and prior names, the elector may complete and 350
sign a notice of change of name and cast a regular ballot. 351

(2) Any registered elector who moves from one precinct to 352
another within a county or moves from one precinct to another 353
and changes the name of that registered elector on or prior to 354
the day of a general, primary, or special election and has not 355
filed a notice of change of residence or change of name, 356
whichever is appropriate, with the board of elections may vote 357
in that election if that registered elector complies with 358
division (G) of this section or does all of the following: 359

(a) Appears at anytime during regular business hours on or 360

after the twenty-eighth day prior to the election in which that 361
registered elector wishes to vote or, if the election is held on 362
the day of a presidential primary election, the twenty-fifth day 363
prior to the election, through noon of the Saturday prior to the 364
election at the office of the board of elections, appears at any 365
time during regular business hours on the Monday prior to the 366
election at the office of the board of elections, or appears on 367
the day of the election at either of the following locations: 368

(i) The polling place for the precinct in which that 369
registered elector resides; 370

(ii) The office of the board of elections or, if pursuant 371
to division (C) of section 3501.10 of the Revised Code the board 372
has designated another location in the county at which 373
registered electors may vote, at that other location instead of 374
the office of the board of elections. 375

(b) Completes and signs, under penalty of election 376
falsification, the written affirmation on the provisional ballot 377
envelope, which shall serve as a notice of change of residence 378
or change of name, whichever is appropriate; 379

(c) Votes a provisional ballot under section 3505.181 of 380
the Revised Code at the polling place, at the office of the 381
board of elections, or, if pursuant to division (C) of section 382
3501.10 of the Revised Code the board has designated another 383
location in the county at which registered electors may vote, at 384
that other location instead of the office of the board of 385
elections, whichever is appropriate, using the address to which 386
that registered elector has moved or the name of that registered 387
elector as changed, whichever is appropriate; 388

(d) Completes and signs, under penalty of election 389

falsification, a statement attesting that that registered 390
elector moved or had a change of name, whichever is appropriate, 391
on or prior to the day of the election, has voted a provisional 392
ballot at the polling place for the precinct in which that 393
registered elector resides, at the office of the board of 394
elections, or, if pursuant to division (C) of section 3501.10 of 395
the Revised Code the board has designated another location in 396
the county at which registered electors may vote, at that other 397
location instead of the office of the board of elections, 398
whichever is appropriate, and will not vote or attempt to vote 399
at any other location for that particular election. 400

(C) Any registered elector who moves from one county to 401
another county within the state on or prior to the day of a 402
general, primary, or special election and has not registered to 403
vote in the county to which that registered elector moved may 404
vote in that election if that registered elector complies with 405
division (G) of this section or does all of the following: 406

(1) Appears at any time during regular business hours on 407
or after the twenty-eighth day prior to the election in which 408
that registered elector wishes to vote or, if the election is 409
held on the day of a presidential primary election, the twenty- 410
fifth day prior to the election, through noon of the Saturday 411
prior to the election at the office of the board of elections 412
or, if pursuant to division (C) of section 3501.10 of the 413
Revised Code the board has designated another location in the 414
county at which registered electors may vote, at that other 415
location instead of the office of the board of elections, 416
appears during regular business hours on the Monday prior to the 417
election at the office of the board of elections or, if pursuant 418
to division (C) of section 3501.10 of the Revised Code the board 419
has designated another location in the county at which 420

registered electors may vote, at that other location instead of 421
the office of the board of elections, or appears on the day of 422
the election at the office of the board of elections or, if 423
pursuant to division (C) of section 3501.10 of the Revised Code 424
the board has designated another location in the county at which 425
registered electors may vote, at that other location instead of 426
the office of the board of elections; 427

(2) Completes and signs, under penalty of election 428
falsification, the written affirmation on the provisional ballot 429
envelope, which shall serve as a notice of change of residence; 430

(3) Votes a provisional ballot under section 3505.181 of 431
the Revised Code at the office of the board of elections or, if 432
pursuant to division (C) of section 3501.10 of the Revised Code 433
the board has designated another location in the county at which 434
registered electors may vote, at that other location instead of 435
the office of the board of elections, using the address to which 436
that registered elector has moved; 437

(4) Completes and signs, under penalty of election 438
falsification, a statement attesting that that registered 439
elector has moved from one county to another county within the 440
state on or prior to the day of the election, has voted at the 441
office of the board of elections or, if pursuant to division (C) 442
of section 3501.10 of the Revised Code the board has designated 443
another location in the county at which registered electors may 444
vote, at that other location instead of the office of the board 445
of elections, and will not vote or attempt to vote at any other 446
location for that particular election. 447

(D) A person who votes by absent voter's ballots pursuant 448
to division (G) of this section shall not make written 449
application for the ballots pursuant to Chapter 3509. of the 450

Revised Code. Ballots cast pursuant to division (G) of this 451
section shall be set aside in a special envelope and counted 452
during the official canvass of votes in the manner provided for 453
in sections 3505.32 and 3509.06 of the Revised Code insofar as 454
that manner is applicable. The board shall examine the pollbooks 455
to verify that no ballot was cast at the polls or by absent 456
voter's ballots under Chapter 3509. or 3511. of the Revised Code 457
by an elector who has voted by absent voter's ballots pursuant 458
to division (G) of this section. Any ballot determined to be 459
insufficient for any of the reasons stated above or stated in 460
section 3509.07 of the Revised Code shall not be counted. 461

Subject to division (C) of section 3501.10 of the Revised 462
Code, a board of elections may lease or otherwise acquire a site 463
different from the office of the board at which registered 464
electors may vote pursuant to division (B) or (C) of this 465
section. 466

(E) Upon receiving a notice of change of residence or 467
change of name, the board of elections shall immediately send 468
the registrant an acknowledgment notice. If the change of 469
residence or change of name notice is valid, the board shall 470
update the voter's registration as appropriate. If that form is 471
incomplete, the board shall inform the registrant in the 472
acknowledgment notice specified in this division of the 473
information necessary to complete or update that registrant's 474
registration. 475

(F) Change of residence and change of name forms shall be 476
available at each polling place, and when these forms are 477
completed, noting changes of residence or name, as appropriate, 478
they shall be filed with election officials at the polling 479
place. Election officials shall return completed forms, together 480

with the pollbooks and tally sheets, to the board of elections. 481

The board of elections shall provide change of residence 482
and change of name forms to the probate court and court of 483
common pleas. The court shall provide the forms to any person 484
eighteen years of age or older who has a change of name by order 485
of the court or who applies for a marriage license. The court 486
shall forward all completed forms to the board of elections 487
within five days after receiving them. 488

(G) A registered elector who otherwise would qualify to 489
vote under division (B) or (C) of this section but is unable to 490
appear at the office of the board of elections or, if pursuant 491
to division (C) of section 3501.10 of the Revised Code the board 492
has designated another location in the county at which 493
registered electors may vote, at that other location, on account 494
of personal illness, physical disability, or infirmity, may vote 495
on the day of the election if that registered elector does all 496
of the following: 497

(1) Makes a written application that includes all of the 498
information required under section 3509.03 of the Revised Code 499
to the appropriate board for an absent voter's ballot on or 500
after the twenty-seventh day prior to the election in which the 501
registered elector wishes to vote through noon of the Saturday 502
prior to that election and requests that the absent voter's 503
ballot be sent to the address to which the registered elector 504
has moved if the registered elector has moved, or to the address 505
of that registered elector who has not moved but has had a 506
change of name; 507

(2) Declares that the registered elector has moved or had 508
a change of name, whichever is appropriate, and otherwise is 509
qualified to vote under the circumstances described in division 510

(B) or (C) of this section, whichever is appropriate, but that 511
the registered elector is unable to appear at the board of 512
elections because of personal illness, physical disability, or 513
infirmity; 514

(3) Completes and returns along with the completed absent 515
voter's ballot a notice of change of residence indicating the 516
address to which the registered elector has moved, or a notice 517
of change of name, whichever is appropriate; 518

(4) Completes and signs, under penalty of election 519
falsification, a statement attesting that the registered elector 520
has moved or had a change of name on or prior to the day before 521
the election, has voted by absent voter's ballot because of 522
personal illness, physical disability, or infirmity that 523
prevented the registered elector from appearing at the board of 524
elections, and will not vote or attempt to vote at any other 525
location or by absent voter's ballot mailed to any other 526
location or address for that particular election. 527

Sec. 3503.19. (A) Persons qualified to register or to 528
change their registration because of a change of address or 529
change of name may register or change their registration in 530
person at any state or local office of a designated agency, at 531
the office of the registrar or any deputy registrar of motor 532
vehicles, at a public high school or vocational school, at a 533
public library, at the office of a county treasurer, or at a 534
branch office established by the board of elections, or in 535
person, through another person, or by mail at the office of the 536
secretary of state or at the office of a board of elections. A 537
registered elector may also change the elector's registration on 538
election day at any polling place where the elector is eligible 539
to vote, in the manner provided under section 3503.16 of the 540

Revised Code. 541

Any state or local office of a designated agency, the 542
office of the registrar or any deputy registrar of motor 543
vehicles, a public high school or vocational school, a public 544
library, or the office of a county treasurer shall transmit any 545
voter registration application or change of registration form 546
that it receives to the board of elections of the county in 547
which the state or local office is located, within five days 548
after receiving the voter registration application or change of 549
registration form. 550

An otherwise valid voter registration application that is 551
returned to the appropriate office other than by mail must be 552
received by a state or local office of a designated agency, the 553
office of the registrar or any deputy registrar of motor 554
vehicles, a public high school or vocational school, a public 555
library, the office of a county treasurer, the office of the 556
secretary of state, or the office of a board of elections no 557
later than the thirtieth day preceding a primary, special, or 558
general election for the person to qualify as an elector 559
eligible to vote at that election. An otherwise valid 560
registration application received after that day entitles the 561
elector to vote at all subsequent elections. 562

Any state or local office of a designated agency, the 563
office of the registrar or any deputy registrar of motor 564
vehicles, a public high school or vocational school, a public 565
library, or the office of a county treasurer shall date stamp a 566
registration application or change of name or change of address 567
form it receives using a date stamp that does not disclose the 568
identity of the state or local office that receives the 569
registration. 570

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

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

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

the office of the secretary of state or to the board of 602
elections of the county in which the person's voting residence 603
is located pursuant to section 3503.191 of the Revised Code. 604

(b) Subject to division (B) (2) (c) of this section, an 605
applicant may return the applicant's completed registration form 606
through another person to any board of elections or the office 607
of the secretary of state. 608

(c) A person who receives compensation for registering a 609
voter shall return any registration form entrusted to that 610
person by an applicant to any board of elections or to the 611
office of the secretary of state. 612

(d) If a board of elections or the office of the secretary 613
of state receives a registration form under division (B) (2) (b) 614
or (c) of this section before the thirtieth day before an 615
election, the board or the office of the secretary of state, as 616
applicable, shall forward the registration to the board of 617
elections of the county in which the applicant is seeking to 618
register to vote within ten days after receiving the 619
application. If a board of elections or the office of the 620
secretary of state receives a registration form under division 621
(B) (2) (b) or (c) of this section on or after the thirtieth day 622
before an election, the board or the office of the secretary of 623
state, as applicable, shall forward the registration to the 624
board of elections of the county in which the applicant is 625
seeking to register to vote within thirty days after that 626
election. 627

(C) (1) A board of elections that receives a voter 628
registration application and is satisfied as to the truth of the 629
statements made in the registration form shall register the 630
applicant not later than twenty business days after receiving 631

the application, unless that application is received during the 632
thirty days immediately preceding the day of an election. The 633
board shall promptly notify the applicant in writing of each of 634
the following: 635

(a) The applicant's registration; 636

(b) The precinct in which the applicant is to vote; 637

(c) In bold type as follows: 638

"Voters must bring photo identification to the polls in 639
order to verify identity. ~~Identification may include a current~~ 640
~~and valid photo identification, a military identification, or a~~ 641
~~copy of a current utility bill, bank statement, government~~ 642
~~check, paycheck, or other government document, other than this~~ 643
~~notification, that shows the voter's name and current address.~~ 644
Voters who do not provide one of these documents have a 645
religious objection to being photographed will still be able to 646
vote by ~~casting a provisional ballot. Voters who do not have any~~ 647
~~of the above forms of identification, including a social~~ 648
~~security number, will still be able to vote by signing an~~ 649
~~affirmation swearing to the voter's identity~~ to that effect 650
under penalty of election falsification and by casting a 651
provisional ballot." 652

The notification shall be by nonforwardable mail. If the 653
mail is returned to the board, it shall investigate and cause 654
the notification to be delivered to the correct address. 655

(2) If, after investigating as required under division (C) 656
(1) of this section, the board is unable to verify the voter's 657
correct address, it shall cause the voter's name in the official 658
registration list and in the poll list or signature pollbook to 659
be marked to indicate that the voter's notification was returned 660

to the board. 661

At the first election at which a voter whose name has been 662
so marked appears to vote, the voter shall be required to 663
provide photo identification to the election officials and to 664
vote by provisional ballot under section 3505.181 of the Revised 665
Code. If the provisional ballot is counted pursuant to division 666
(B) (3) of section 3505.183 of the Revised Code, the board shall 667
correct that voter's registration, if needed, and shall remove 668
the indication that the voter's notification was returned from 669
that voter's name on the official registration list and on the 670
poll list or signature pollbook. If the provisional ballot is 671
not counted pursuant to division (B) (4) (a) (i), (v), or (vi) of 672
section 3505.183 of the Revised Code, the voter's registration 673
shall be canceled. The board shall notify the voter by United 674
States mail of the cancellation. 675

(3) If a notice of the disposition of an otherwise valid 676
registration application is sent by nonforwardable mail and is 677
returned undelivered, the person shall be registered as provided 678
in division (C) (2) of this section and sent a confirmation 679
notice by forwardable mail. If the person fails to respond to 680
the confirmation notice, update the person's registration, or 681
vote by provisional ballot as provided in division (C) (2) of 682
this section in any election during the period of two federal 683
elections subsequent to the mailing of the confirmation notice, 684
the person's registration shall be canceled. 685

Sec. 3503.28. (A) The secretary of state shall develop an 686
information brochure regarding voter registration. The brochure 687
shall include, but is not limited to, all of the following 688
information: 689

(1) The applicable deadlines for registering to vote or 690

for returning an applicant's completed registration form; 691

(2) The applicable deadline for returning an applicant's 692
completed registration form if the person returning the form is 693
being compensated for registering voters; 694

(3) The locations to which a person may return an 695
applicant's completed registration form; 696

(4) The location to which a person who is compensated for 697
registering voters may return an applicant's completed 698
registration form; 699

(5) The registration and affirmation requirements 700
applicable to persons who are compensated for registering voters 701
under section 3503.29 of the Revised Code; 702

(6) A notice, which shall be written in bold type, stating 703
as follows: 704

"Voters must bring photo identification to the polls in 705
order to verify identity. ~~Identification may include a current-~~ 706
~~and valid photo identification, a military identification, or a~~ 707
~~copy of a current utility bill, bank statement, government~~ 708
~~check, paycheck, or other government document, other than a~~ 709
~~voter registration notification sent by a board of elections,~~ 710
~~that shows the voter's name and current address. Voters who do~~ 711
~~not provide one of these documents have a religious objection to~~ 712
~~being photographed will still be able to vote by casting a~~ 713
~~provisional ballot. Voters who do not have any of the above~~ 714
~~forms of identification, including a social security number,~~ 715
~~will still be able to vote by signing an affirmation swearing to~~ 716
~~the voter's identity to that effect under penalty of election~~ 717
~~falsification and by casting a provisional ballot."~~ 718

(B) Except as otherwise provided in division (D) of this 719

section, a board of elections, designated agency, public high school, public vocational school, public library, office of a county treasurer, or deputy registrar of motor vehicles shall distribute a copy of the brochure developed under division (A) of this section to any person who requests more than two voter registration forms at one time.

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

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

(D) A board of elections shall not be required to distribute a copy of a brochure under division (B) of this section to any of the following officials or employees who are requesting more than two voter registration forms at one time in the course of the official's or employee's normal duties:

- (1) An election official;
- (2) A county treasurer;
- (3) A deputy registrar of motor vehicles;
- (4) An employee of a designated agency;
- (5) An employee of a public high school;
- (6) An employee of a public vocational school;

- (7) An employee of a public library; 747
- (8) An employee of the office of a county treasurer; 748
- (9) An employee of the bureau of motor vehicles; 749
- (10) An employee of a deputy registrar of motor vehicles; 750
- (11) An employee of an election official. 751

(E) As used in this section, "registering voters" includes 752
any effort, for compensation, to provide voter registration 753
forms or to assist persons in completing or returning those 754
forms. 755

Sec. 3505.18. (A) (1) When an elector appears in a polling 756
place to vote, the elector shall announce to the precinct 757
election officials the elector's full name and current address 758
and provide proof of the elector's identity in the form of a 759
~~current and valid photo identification, a military~~ 760
~~identification, or a copy of a current utility bill, bank~~ 761
~~statement, government check, paycheck, or other government~~ 762
~~document, other than a notice of voter registration mailed by a~~ 763
~~board of elections under section 3503.19 of the Revised Code,~~ 764
~~that shows the name and current address of the elector.~~ 765

(2) If an elector ~~does not have or is unable to provide to~~ 766
~~the precinct election officials any of the forms of~~ 767
~~identification required under division (A)(1) of this section,~~ 768
~~the elector may cast a provisional ballot under section 3505.181~~ 769
~~of the Revised Code and do either of the following:~~ 770

~~(a) Write the elector's driver's license or state~~ 771
~~identification card number or the last four digits of the~~ 772
~~elector's social security number on the provisional ballot~~ 773
~~envelope; or~~ 774

~~(b) Appear at the office of the board of elections not later than the seventh day after the day of the election and provide the identification required under division (A) (1) of this section, the elector's driver's license or state identification card number, or the last four digits of the elector's social security number~~has a religious objection to being photographed, the elector may execute an affirmation under penalty of election falsification to that effect. Upon signing the affirmation, the elector may cast a provisional ballot under section 3505.181 of the Revised Code. The secretary of state shall prescribe the form of the affirmation, which shall include spaces for all of the following:

(a) The elector's name;

(b) The elector's address;

(c) The current date;

(d) The elector's date of birth;

(e) The elector's signature; and

(f) A statement that the elector has a religious objection to being photographed.

(3) If an elector does not have or declines to provide photo identification to the precinct election officials but the elector does not have a religious objection to being photographed, the elector may cast a provisional ballot under section 3505.181 of the Revised Code.

(B) After the elector has announced the elector's full name and current address and provided ~~any of the forms of~~ identification required under division (A) (1) of this section, the elector shall ~~write~~confirm the elector's name and address

by signing the elector's name at the proper place in the poll 803
list or signature pollbook provided for the purpose, except that 804
if, for any reason, an elector is unable to ~~write~~ sign the 805
elector's name ~~and current address~~ in the poll list or signature 806
pollbook, the elector may make the elector's mark at the place 807
intended for the elector's name, and a precinct election 808
official shall write the name of the elector at the proper place 809
on the poll list or signature pollbook following the elector's 810
mark. The making of such a mark shall be attested by the 811
precinct election official, who shall evidence the same by 812
signing the precinct election official's name on the poll list 813
or signature pollbook as a witness to the mark. Alternatively, 814
if applicable, an attorney in fact acting pursuant to section 815
3501.382 of the Revised Code may sign the elector's signature in 816
the poll list or signature pollbook in accordance with that 817
section. 818

The elector's signature in the poll list or signature 819
pollbook then shall be compared with the elector's signature on 820
the elector's registration form or a digitized signature list as 821
provided for in section 3503.13 of the Revised Code, and if, in 822
the opinion of a majority of the precinct election officials, 823
the signatures are the signatures of the same person, the 824
election officials shall enter the date of the election on the 825
registration form or shall record the date by other means 826
prescribed by the secretary of state. The validity of an 827
attorney in fact's signature on behalf of an elector shall be 828
determined in accordance with section 3501.382 of the Revised 829
Code. 830

If the right of the elector to vote is not then 831
challenged, or, if being challenged, the elector establishes the 832
elector's right to vote, the elector shall be allowed to proceed 833

to use the voting machine. If voting machines are not being used 834
in that precinct, the precinct election official in charge of 835
ballots shall then detach the next ballots to be issued to the 836
elector from Stub B attached to each ballot, leaving Stub A 837
attached to each ballot, hand the ballots to the elector, and 838
call the elector's name and the stub number on each of the 839
ballots. The precinct election official shall enter the stub 840
numbers opposite the signature of the elector in the pollbook. 841
The elector shall then retire to one of the voting compartments 842
to mark the elector's ballots. No mark shall be made on any 843
ballot which would in any way enable any person to identify the 844
person who voted the ballot. 845

Sec. 3505.181. (A) All of the following individuals shall 846
be permitted to cast a provisional ballot at an election: 847

(1) An individual who declares that the individual is a 848
registered voter in the precinct in which the individual desires 849
to vote and that the individual is eligible to vote in an 850
election, but the name of the individual does not appear on the 851
official list of eligible voters for the precinct or an election 852
official asserts that the individual is not eligible to vote; 853

(2) An individual who does not have or ~~is unable declines~~ 854
to provide photo identification to the election officials ~~any of~~ 855
~~the forms of identification required~~ under division (A) (1) of 856
section 3505.18 of the Revised Code; 857

(3) An individual ~~whose~~ who does not have photo 858
identification because the individual has a religious objection 859
to being photographed, and who has executed an affirmation as 860
permitted under division (A) (2) of section 3505.18 of the 861
Revised Code; 862

(4) 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)~~(5) 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)~~(6) An individual who has been successfully challenged under section 3505.20 or 3513.20 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)~~(7) 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)~~(8) 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 892
cast a provisional ballot as follows: 893

(1) An election official at the polling place shall notify 894
the individual that the individual may cast a provisional ballot 895
in that election. 896

(2) Except as otherwise provided in division (F) of this 897
section, the individual shall complete and execute a written 898
affirmation before an election official at the polling place 899
stating that the individual is both of the following: 900

(a) A registered voter in the precinct in which the 901
individual desires to vote; 902

(b) Eligible to vote in that election. 903

(3) An election official at the polling place shall 904
transmit the ballot cast by the individual and the voter 905
information contained in the written affirmation executed by the 906
individual under division (B)(2) of this section to an 907
appropriate local election official for verification under 908
division (B)(4) of this section. 909

(4) If the appropriate local election official to whom the 910
ballot or voter or address information is transmitted under 911
division (B)(3) of this section determines that the individual 912
is eligible to vote, the individual's provisional ballot shall 913
be counted as a vote in that election. 914

(5) (a) At the time that an individual casts a provisional 915
ballot, the appropriate local election official shall give the 916
individual written information that states that any individual 917
who casts a provisional ballot will be able to ascertain under 918
the system established under division (B)(5)(b) of this section 919
whether the vote was counted, and, if the vote was not counted, 920

the reason that the vote was not counted. 921

(b) The appropriate state or local election official shall 922
establish a free access system, in the form of a toll-free 923
telephone number, that any individual who casts a provisional 924
ballot may access to discover whether the vote of that 925
individual was counted, and, if the vote was not counted, the 926
reason that the vote was not counted. The free access system 927
established under this division also shall provide to an 928
individual whose provisional ballot was not counted information 929
explaining how that individual may contact the board of 930
elections to register to vote or to resolve problems with the 931
individual's voter registration. 932

The appropriate state or local election official shall 933
establish and maintain reasonable procedures necessary to 934
protect the security, confidentiality, and integrity of personal 935
information collected, stored, or otherwise used by the free 936
access system established under this division. The system shall 937
permit an individual only to gain access to information about 938
the individual's own provisional ballot. 939

(6) If, at the time that an individual casts a provisional 940
ballot, the individual ~~provides identification in the form of a~~ 941
~~current and valid~~ may provide photo identification, a military 942
~~identification, or a copy of a current utility bill, bank~~ 943
~~statement, government check, paycheck, or other government~~ 944
~~document, other than a notice of voter registration mailed by a~~ 945
~~board of elections under section 3503.19 of the Revised Code,~~ 946
~~that shows the individual's name and current address, or~~ 947
~~provides~~ the individual's driver's license ~~or number,~~ state 948
identification card number, or the last four digits of the 949
individual's social security number, or execute an affirmation 950

that the individual has a religious objection to being 951
photographed. If the individual provides identification or 952
executes an affirmation, the individual shall record ~~the type of~~ 953
that photo identification was provided or record the driver's 954
license, state identification card, or social security number 955
information or the fact that the affirmation was executed and 956
include that information on the provisional ballot affirmation 957
under division (B) (3) of this section. 958

(7) During the seven days after the day of an election, an 959
individual who casts a provisional ballot ~~because the individual~~ 960
~~does not have or is unable to provide to the election officials~~ 961
~~any of the required forms of identification or because the~~ 962
individual and who does not provide identification or execute an 963
affirmation under division (B) (6) of this section or who has 964
been successfully challenged under section 3505.20 of the 965
Revised Code shall appear at the office of the board of 966
elections and provide to the board any additional information 967
necessary to determine the eligibility of the individual who 968
cast the provisional ballot. 969

(a) For a provisional ballot cast by an individual who 970
does not ~~have or is unable to provide~~ identification to the 971
election officials ~~any of the required forms of identification~~ 972
or execute an affirmation under division (B) (6) of this section 973
to be eligible to be counted, the individual who cast that 974
ballot, within seven days after the day of the election, shall 975
do either of the following: 976

(i) Provide to the board of elections proof of the 977
individual's identity in the form of a ~~current and valid photo~~ 978
~~identification, a military identification, or a copy of a~~ 979
~~current utility bill, bank statement, government check,~~ 980

~~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 individual's name
and current address; or~~ 981
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984

~~(ii) Provide to the board of elections the individual's
driver's license ~~or~~ number, state identification card number, or
the last four digits of the individual's social security
number.;~~ 985
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988

(ii) Execute an affirmation as permitted under division
(A) (2) of section 3505.18 of the Revised Code, stating that the
individual has a religious objection to being photographed. 989
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(b) For a provisional ballot cast by an individual who has
been successfully challenged under section 3505.20 of the
Revised Code to be eligible to be counted, the individual who
cast that ballot, within seven days after the day of that
election, shall provide to the board of elections any
identification or other documentation required to be provided by
the applicable challenge questions asked of that individual
under section 3505.20 of the Revised Code. 992
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(C) (1) If an individual declares that the individual is
eligible to vote in a precinct other than the precinct in which
the individual desires to vote, or if, upon review of the
precinct voting location guide using the residential street
address provided by the individual, an election official at the
precinct at which the individual desires to vote determines that
the individual is not eligible to vote in that precinct, the
election official shall direct the individual to the precinct
and polling place in which the individual appears to be eligible
to vote, explain that the individual may cast a provisional
ballot at the current location but the ballot or a portion of 1000
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the ballot will not be counted if it is cast in the wrong 1011
precinct, and provide the telephone number of the board of 1012
elections in case the individual has additional questions. 1013

(2) If the individual refuses to travel to the correct 1014
precinct or to the office of the board of elections to cast a 1015
ballot, the individual shall be permitted to vote a provisional 1016
ballot at that precinct in accordance with division (B) of this 1017
section. If the individual is in the correct polling location 1018
for the precinct in which the individual is registered and 1019
eligible to vote, the election official shall complete and sign, 1020
under penalty of election falsification, a form that includes 1021
all of the following, and attach the form to the individual's 1022
provisional ballot affirmation: 1023

(a) The name or number of the individual's correct 1024
precinct; 1025

(b) A statement that the election official instructed the 1026
individual to travel to the correct precinct to vote; 1027

(c) A statement that the election official informed the 1028
individual that casting a provisional ballot in the wrong 1029
precinct would result in all or a portion of the votes on the 1030
ballot being rejected; 1031

(d) The name or number of the precinct in which the 1032
individual is casting a provisional ballot; and 1033

(e) The name of the polling location in which the 1034
individual is casting a provisional ballot. 1035

(D) The appropriate local election official shall cause 1036
voting information to be publicly posted at each polling place 1037
on the day of each election. 1038

(E) As used in this section and sections 3505.182 and 3505.183 of the Revised Code: 1039
1040

(1) "Precinct voting location guide" means either of the following: 1041
1042

(a) An electronic or paper record that lists the correct precinct and polling place for either each specific residential street address in the county or the range of residential street addresses located in each neighborhood block in the county; 1043
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1046

(b) Any other method that a board of elections creates that allows a precinct election official or any elector who is at a polling place in that county to determine the correct precinct and polling place of any qualified elector who resides in the county. 1047
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(2) "Voting information" means all of the following: 1052

(a) A sample version of the ballot that will be used for that election; 1053
1054

(b) Information regarding the date of the election and the hours during which polling places will be open; 1055
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(c) Instructions on how to vote, including how to cast a vote and how to cast a provisional ballot; 1057
1058

(d) Instructions for mail-in registrants and first-time voters under applicable federal and state laws; 1059
1060

(e) General information on voting rights under applicable federal and state laws, including information on the right of an individual to cast a provisional ballot and instructions on how to contact the appropriate officials if these rights are alleged to have been violated; 1061
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(f) General information on federal and state laws 1066
regarding prohibitions against acts of fraud and 1067
misrepresentation. 1068

(F) Nothing in this section or section 3505.183 of the 1069
Revised Code is in derogation of section 3505.24 of the Revised 1070
Code, which permits a blind, disabled, or illiterate elector to 1071
receive assistance in the marking of the elector's ballot by two 1072
precinct election officials of different political parties. A 1073
blind, disabled, or illiterate elector may receive assistance in 1074
marking that elector's provisional ballot and in completing the 1075
required affirmation in the same manner as an elector may 1076
receive assistance on the day of an election under that section. 1077

Sec. 3505.182. Each individual who casts a provisional 1078
ballot under section 3505.181 of the Revised Code shall execute 1079
a written affirmation. The form of the written affirmation shall 1080
be printed upon the face of the provisional ballot envelope and 1081
shall be as follows: 1082

"Provisional Ballot Affirmation 1083

(A) Clearly print your full name: 1084

(B) Write your date of birth: 1085

(C) (1) Write your current address: 1086

..... 1087

(2) Have you moved without updating your voter 1088
registration?: 1089

Yes No 1090

If yes, write your former address: 1091

..... 1092

Failure to provide your former address will not cause your provisional ballot to be rejected. 1093
1094

(D) Provide one of the following forms of identification: 1095

(1) Write your full Ohio driver's license or state identification card number: 1096
1097

(2) Write the last four digits of your Social Security number: 1098
1099

(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~~ showed photo identification to the precinct election official, check the following box: If you do not check ~~one of the following boxes~~ box affirming the type of that you showed photo identification you ~~showed~~ to the precinct election official, the board of elections will conclude that you did not show photo identification to your precinct election official and that you must show identification at the board of elections during the seven days after the election for your vote to be eligible to be counted. 1100
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1111

~~..... A form of photo identification that was issued by the United States government or the State of Ohio, that contains your name and current address (or your former address if the identification is an Ohio driver's license or state identification card), and that has an expiration date that has not passed;~~ 1112
1113
1114
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1117

~~..... A military identification card; or~~ 1118

~~..... 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,~~ 1119
1120
1121

~~that contains your name and current address.~~ 1122

(4) If you executed an affirmation that you do not have a photo identification because you have a religious objection to being photographed, check the following box: 1123
1124
1125

If you fail to provide identification or execute an affirmation at this time, you must go to the board of elections on or before the seventh day following this election to provide a qualifying form of identification or execute an affirmation in order for this ballot to count. 1126
1127
1128
1129
1130

(E) If your right to vote has been challenged, you must provide any required additional information to the board of elections on or before the seventh day following this election. 1131
1132
1133

(F) Sign and date the following statement: 1134

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. 1135
1136
1137
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1142

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 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 1143
1144
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1150

current address or under my current name, this form will serve 1151
as an application to register to vote or update my registration 1152
for future elections, as long as I provide all of the 1153
information required to register to vote or update my 1154
registration. I further understand that knowingly providing 1155
false information is a violation of law and subjects me to 1156
possible criminal prosecution. 1157

I hereby declare, under penalty of election falsification, 1158
that the above statements are true and correct to the best of my 1159
knowledge and belief. 1160

..... 1161

Signature of Voter 1162

..... 1163

Date 1164

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 1165
FELONY OF THE FIFTH DEGREE." 1166

In addition to any information required to be included on 1167
the written affirmation, an individual casting a provisional 1168
ballot may provide additional information to the election 1169
official to assist the board of elections in determining the 1170
individual's eligibility to vote in that election, including the 1171
date and location at which the individual registered to vote, if 1172
known. 1173

If the individual provided all of the information required 1174
under section 3503.14 of the Revised Code to register to vote or 1175
to update the individual's registration on the provisional 1176
ballot affirmation, the board of elections shall consider the 1177
individual's provisional ballot affirmation to also serve as a 1178

notice of change of name, change of residence, or both, or as a voter registration form, as applicable, for that individual only for the purposes of future elections.

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

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

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

(b) A statement that the individual is a registered voter 1209
in the precinct in which the provisional ballot is being voted; 1210

(c) A statement that the individual is eligible to vote in 1211
the election in which the provisional ballot is being voted. 1212

(2) In addition to the information required to be included 1213
in an affirmation under division (B)(1) of this section, in 1214
determining whether a provisional ballot is valid and entitled 1215
to be counted, the board also shall examine any additional 1216
information for determining ballot validity provided by the 1217
provisional voter on the affirmation, provided by the 1218
provisional voter to an election official under section 3505.182 1219
of the Revised Code, or provided to the board of elections 1220
during the seven days after the day of the election under 1221
division (B)(7) of section 3505.181 of the Revised Code, to 1222
assist the board in determining the individual's eligibility to 1223
vote. 1224

(3) If, in examining a provisional ballot affirmation and 1225
additional information under divisions (B)(1) and (2) of this 1226
section and comparing the information required under division 1227
(B)(1) of this section with the elector's information in the 1228
statewide voter registration database, the board determines that 1229
all of the following apply, the provisional ballot envelope 1230
shall be opened, and the ballot shall be placed in a ballot box 1231
to be counted: 1232

(a) The individual named on the affirmation is properly 1233
registered to vote. 1234

(b) The individual named on the affirmation is eligible to 1235
cast a ballot in the precinct and for the election in which the 1236
individual cast the provisional ballot. 1237

(c) The individual provided all of the information 1238
required under division (B) (1) of this section in the 1239
affirmation that the individual executed at the time the 1240
individual cast the provisional ballot. 1241

(d) The last four digits of the elector's social security 1242
number or the elector's driver's license number or state 1243
identification card number are not different from the last four 1244
digits of the elector's social security number or the elector's 1245
driver's license number or state identification card number 1246
contained in the statewide voter registration database. 1247

(e) Except as otherwise provided in this division, the 1248
month and day of the elector's date of birth are not different 1249
from the day and month of the elector's date of birth contained 1250
in the statewide voter registration database. 1251

This division does not apply to an elector's provisional 1252
ballot if either of the following is true: 1253

(i) The elector's date of birth contained in the statewide 1254
voter registration database is January 1, 1800. 1255

(ii) The board of elections has found, by a vote of at 1256
least three of its members, that the elector has met all other 1257
requirements of division (B) (3) of this section. 1258

(f) The elector's current address is not different from 1259
the elector's address contained in the statewide voter 1260
registration database, unless the elector indicated that the 1261
elector is casting a provisional ballot because the elector has 1262
moved and has not submitted a notice of change of address, as 1263
described in division (A) ~~(6)~~ (7) of section 3505.181 of the 1264
Revised Code. 1265

(g) If applicable, the individual provided any additional 1266

information required under division (B) (7) of section 3505.181 1267
of the Revised Code within seven days after the day of the 1268
election. 1269

(h) If applicable, the hearing conducted under division 1270
(B) of section 3503.24 of the Revised Code after the day of the 1271
election resulted in the individual's inclusion in the official 1272
registration list. 1273

(4) (a) Except as otherwise provided in division (D) of 1274
this section, if, in examining a provisional ballot affirmation 1275
and additional information under divisions (B) (1) and (2) of 1276
this section and comparing the information required under 1277
division (B) (1) of this section with the elector's information 1278
in the statewide voter registration database, the board 1279
determines that any of the following applies, the provisional 1280
ballot envelope shall not be opened, and the ballot shall not be 1281
counted: 1282

(i) The individual named on the affirmation is not 1283
qualified or is not properly registered to vote. 1284

(ii) The individual named on the affirmation is not 1285
eligible to cast a ballot in the precinct or for the election in 1286
which the individual cast the provisional ballot. 1287

(iii) The individual did not provide all of the 1288
information required under division (B) (1) of this section in 1289
the affirmation that the individual executed at the time the 1290
individual cast the provisional ballot. 1291

(iv) The individual has already cast a ballot for the 1292
election in which the individual cast the provisional ballot. 1293

(v) If applicable, the individual did not provide any 1294
additional information required under division (B) (7) of section 1295

3505.181 of the Revised Code within seven days after the day of the election. 1296
1297

(vi) If applicable, the hearing conducted under division 1298
(B) of section 3503.24 of the Revised Code after the day of the 1299
election did not result in the individual's inclusion in the 1300
official registration list. 1301

(vii) The individual failed to provide a ~~current and valid~~ 1302
~~photo identification, a military identification, a copy of a~~ 1303
~~current utility bill, bank statement, government check,~~ 1304
~~paycheck, or other government document, other than a notice of~~ 1305
~~voter registration mailed by a board of elections under section~~ 1306
~~3503.19 of the Revised Code, with the voter's name and current~~ 1307
~~address,~~ the individual's driver's license or state 1308
identification card number, or the last four digits of the 1309
individual's social security number or to execute an affirmation 1310
under division (A) (2) of section 3505.18 or division (B) of 1311
section 3505.181 of the Revised Code. 1312

(viii) The last four digits of the elector's social 1313
security number or the elector's driver's license number or 1314
state identification card number are different from the last 1315
four digits of the elector's social security number or the 1316
elector's driver's license number or state identification card 1317
number contained in the statewide voter registration database. 1318

(ix) Except as otherwise provided in this division, the 1319
month and day of the elector's date of birth are different from 1320
the day and month of the elector's date of birth contained in 1321
the statewide voter registration database. 1322

This division does not apply to an elector's provisional 1323
ballot if either of the following is true: 1324

(I) The elector's date of birth contained in the statewide voter registration database is January 1, 1800. 1325
1326

(II) The board of elections has found, by a vote of at least three of its members, that the elector has met all of the requirements of division (B) (3) of this section, other than the requirements of division (B) (3) (e) of this section. 1327
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(x) The elector's current address is different from the elector's address contained in the statewide voter registration database, unless the elector indicated that the elector is casting a provisional ballot because the elector has moved and has not submitted a notice of change of address, as described in division (A) ~~(6)~~ (7) of section 3505.181 of the Revised Code. 1331
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(b) If, in examining a provisional ballot affirmation and additional information under divisions (B) (1) and (2) of this section and comparing the information required under division (B) (1) of this section with the elector's information in the statewide voter registration database, the board is unable to determine either of the following, the provisional ballot envelope shall not be opened, and the ballot shall not be counted: 1337
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(i) Whether the individual named on the affirmation is qualified or properly registered to vote; 1345
1346

(ii) Whether the individual named on the affirmation is eligible to cast a ballot in the precinct or for the election in which the individual cast the provisional ballot. 1347
1348
1349

(C) For each provisional ballot rejected under division (B) (4) of this section, the board shall record the name of the provisional voter who cast the ballot, the identification number of the provisional ballot envelope, the names of the election 1350
1351
1352
1353

officials who determined the validity of that ballot, the date 1354
and time that the determination was made, and the reason that 1355
the ballot was not counted, unless the board has already 1356
recorded that information in another database. 1357

(D) (1) If an individual cast a provisional ballot in a 1358
precinct in which the individual is not registered and eligible 1359
to vote, but in the correct polling location for the precinct in 1360
which the individual is registered and eligible to vote, and the 1361
election official failed to direct the individual to the correct 1362
precinct, the individual's ballot shall be remade under division 1363
(D) (2) of this section. The election official shall be deemed to 1364
have directed the individual to the correct precinct if the 1365
election official correctly completed the form described in 1366
division (C) (2) of section 3505.181 of the Revised Code. 1367

(2) A board of elections that remakes a provisional ballot 1368
under division (D) (1) of this section shall remake the 1369
provisional ballot on a ballot for the appropriate precinct to 1370
reflect the offices, questions, and issues for which the 1371
individual was eligible to cast a ballot and for which the 1372
individual attempted to cast a provisional ballot. The remade 1373
ballot shall be counted for each office, question, and issue for 1374
which the individual was eligible to vote. 1375

(3) If an individual cast a provisional ballot in a 1376
precinct in which the individual is not registered and eligible 1377
to vote and in the incorrect polling location for the precinct 1378
in which the individual is registered and eligible to vote, the 1379
provisional ballot envelope shall not be opened, and the ballot 1380
shall not be counted. 1381

(E) Provisional ballots that are rejected under division 1382
(B) (4) of this section shall not be counted but shall be 1383

preserved in their provisional ballot envelopes unopened until 1384
the time provided by section 3505.31 of the Revised Code for the 1385
destruction of all other ballots used at the election for which 1386
ballots were provided, at which time they shall be destroyed. 1387

(F) Provisional ballots that the board determines are 1388
eligible to be counted under division (B) (3) or (D) of this 1389
section shall be counted in the same manner as provided for 1390
other ballots under section 3505.27 of the Revised Code. No 1391
provisional ballots shall be counted in a particular county 1392
until the board determines the eligibility to be counted of all 1393
provisional ballots cast in that county under division (B) of 1394
this section for that election. Observers, as provided in 1395
section 3505.21 of the Revised Code, may be present at all times 1396
that the board is determining the eligibility of provisional 1397
ballots to be counted and counting those provisional ballots 1398
determined to be eligible. No person shall recklessly disclose 1399
the count or any portion of the count of provisional ballots in 1400
such a manner as to jeopardize the secrecy of any individual 1401
ballot. 1402

(G) (1) Except as otherwise provided in division (G) (2) of 1403
this section, nothing in this section shall prevent a board of 1404
elections from examining provisional ballot affirmations and 1405
additional information under divisions (B) (1) and (2) of this 1406
section to determine the eligibility of provisional ballots to 1407
be counted during the ten days after the day of an election. 1408

(2) A board of elections shall not examine the provisional 1409
ballot affirmation and additional information under divisions 1410
(B) (1) and (2) of this section of any provisional ballot cast by 1411
an individual who must provide additional information to the 1412
board of elections under division (B) (7) of section 3505.181 of 1413

the Revised Code for the board to determine the individual's 1414
eligibility until the individual provides that information, 1415
until any hearing required to be conducted under section 3503.24 1416
of the Revised Code with regard to the provisional voter is 1417
held, or until the eleventh day after the day of the election, 1418
whichever is earlier. 1419

Sec. 3509.03. Except as provided in division (B) of 1420
section 3509.08 of the Revised Code, any qualified elector 1421
desiring to vote absent voter's ballots at an election shall 1422
make written application for those ballots to the director of 1423
elections of the county in which the elector's voting residence 1424
is located. The application need not be in any particular form 1425
but shall contain all of the following: 1426

(A) The elector's name; 1427

(B) The elector's signature; 1428

(C) The address at which the elector is registered to 1429
vote; 1430

(D) The elector's date of birth; 1431

(E) ~~One of the following:~~ 1432

(1) The elector's ~~driver's license number, photo~~ 1433
identification, if the elector will be marking the absent 1434
voter's ballots in person at the office of the board of 1435
elections; or 1436

(2) If the elector will not be marking the ballots in 1437
person at the office of the board, one of the following: 1438

(a) The elector's driver's license or state identification 1439
card number; 1440

(b) The last four digits of the elector's social security number; 1441
1442

~~(3) (c) A copy of the elector's current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector.~~ 1443
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(F) A statement identifying the election for which absent voter's ballots are requested; 1450
1451

(G) A statement that the person requesting the ballots is a qualified elector; 1452
1453

(H) If the request is for primary election ballots, the elector's party affiliation; 1454
1455

(I) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed. 1456
1457

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 voted, whichever is earlier, and not later than twelve noon of the third day before the day of the election at which the ballots are to be voted, or not later than six p.m. on the last Friday before the day of the election at which the ballots are to be voted if the application is delivered in person to the office of the board. 1458
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A board of elections that mails an absent voter's ballot 1469

application to an elector under this section shall not prepay 1470
the return postage for that application. 1471

Except as otherwise provided in this section and in 1472
sections 3505.24 and 3509.08 of the Revised Code, an election 1473
official shall not fill out any portion of an application for 1474
absent voter's ballots on behalf of an applicant. The secretary 1475
of state or a board of elections may preprint only an 1476
applicant's name and address on an application for absent 1477
voter's ballots before mailing that application to the 1478
applicant. 1479

Sec. 3509.04. (A) If a director of a board of elections 1480
receives an application for absent voter's ballots that does not 1481
contain all of the required information, the director promptly 1482
shall notify the applicant of the additional information 1483
required to be provided by the applicant to complete that 1484
application. 1485

(B) Upon receipt by the director of elections of an 1486
application for absent voter's ballots that contains all of the 1487
required information, as provided by section 3509.03 and 1488
division (G) of section 3503.16 of the Revised Code, the 1489
director, if the director finds that the applicant is a 1490
qualified elector, shall deliver to the applicant in person or 1491
mail directly to the applicant by special delivery mail, air 1492
mail, or regular mail, postage prepaid, proper absent voter's 1493
ballots. The director shall deliver or mail with the ballots an 1494
unsealed identification envelope upon the face of which shall be 1495
printed a form substantially as follows: 1496

"Identification Envelope Statement of Voter 1497

I,(Name of voter), declare under 1498

penalty of election falsification that the within ballot or 1499
ballots contained no voting marks of any kind when I received 1500
them, and I caused the ballot or ballots to be marked, enclosed 1501
in the identification envelope, and sealed in that envelope. 1502

My voting residence in Ohio is 1503

..... 1504

(Street and Number, if any, or Rural Route and Number) 1505

of (City, Village, or Township) 1506

Ohio, which is in Ward Precinct 1507

in that city, village, or township. 1508

The primary election ballots, if any, within this envelope 1509
are primary election ballots of the Party. 1510

Ballots contained within this envelope are to be voted at 1511
the (general, special, or primary) election to be 1512
held on the day 1513
of, 1514

My date of birth is (Month and 1515
Day), (Year). 1516

~~(Voter must provide~~ 1517

.... If I am marking these ballots in person at the office 1518
of the board of elections, I have provided photo identification 1519
to the election officials. 1520

..... If I am marking these ballots other than in person 1521
at the office of the board, I have provided one of the 1522
following:} 1523

My driver's license or state identification card number is 1524
..... (Driver's license or state identification card 1525

number). 1526

The last four digits of my Social Security Number 1527
are (Last four digits of Social Security 1528
Number). 1529

..... In lieu of providing a driver's license or state 1530
identification card number or the last four digits of my Social 1531
Security Number, I am enclosing a copy of ~~one of the following~~ 1532
~~in the return envelope in which this identification envelope~~ 1533
~~will be mailed: a current and valid photo identification, a~~ 1534
~~military identification, or a current utility bill, bank~~ 1535
~~statement, government check, paycheck, or other government~~ 1536
~~document, other than a notice of voter registration mailed by a~~ 1537
~~board of elections, that shows my name and address~~in the return 1538
envelope in which this identification envelope will be mailed. 1539

I hereby declare, under penalty of election falsification, 1540
that the statements above are true, as I verily believe. 1541

..... 1542
(Signature of Voter) 1543

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF 1544
THE FIFTH DEGREE." 1545

The director shall mail with the ballots and the unsealed 1546
identification envelope an unsealed return envelope upon the 1547
face of which shall be printed the official title and post- 1548
office address of the director. In the upper left corner on the 1549
face of the return envelope, several blank lines shall be 1550
printed upon which the voter may write the voter's name and 1551
return address. The return envelope shall be of such size that 1552
the identification envelope can be conveniently placed within it 1553
for returning the identification envelope to the director. 1554

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

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

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

If the elector ~~does not~~ is marking the absent voter's
ballots in person at the office of the board of elections, the
elector shall provide photo identification to the election
officials, or the elector may execute an affirmation under
division (A) (2) of section 3505.18 of the Revised Code stating

that the elector has a religious objection to being photographed 1585
and cast a provisional ballot under section 3505.181 of the 1586
Revised Code. If the elector is not marking the absent voter's 1587
ballots in person at the office of the board, the elector shall 1588
provide the elector's driver's license or state identification 1589
card number or the last four digits of the elector's social 1590
security number on the statement of voter on the identification 1591
envelope, ~~the elector also~~ or shall include in the return 1592
envelope with the identification envelope a copy of the 1593
elector's ~~current valid photo identification, a copy of a~~ 1594
~~military identification, or a copy of a current utility bill,~~ 1595
~~bank statement, government check, paycheck, or other government~~ 1596
~~document, other than a notice of voter registration mailed by a~~ 1597
~~board of elections under section 3503.19 of the Revised Code,~~ 1598
~~that shows the name and address of the elector.~~ 1599

The elector shall mail the identification envelope to the 1600
director from whom it was received in the return envelope, 1601
postage prepaid, or the elector may personally deliver it to the 1602
director, or the spouse of the elector, the father, mother, 1603
father-in-law, mother-in-law, grandfather, grandmother, brother, 1604
or sister of the whole or half blood, or the son, daughter, 1605
adopting parent, adopted child, stepparent, stepchild, uncle, 1606
aunt, nephew, or niece of the elector may deliver it to the 1607
director. The return envelope shall be transmitted to the 1608
director in no other manner, except as provided in section 1609
3509.08 of the Revised Code. 1610

When absent voter's ballots are delivered to an elector at 1611
the office of the board, the elector may retire to a voting 1612
compartment provided by the board and there mark the ballots. 1613
Thereupon, the elector shall fold them, place them in the 1614
identification envelope provided, seal the envelope, fill in and 1615

sign the statement on the envelope under penalty of election 1616
falsification, and deliver the envelope to the director of the 1617
board. 1618

Except as otherwise provided in division (B) of this 1619
section, all other envelopes containing marked absent voter's 1620
ballots shall be delivered to the director not later than the 1621
close of the polls on the day of an election. Absent voter's 1622
ballots delivered to the director later than the times specified 1623
shall not be counted, but shall be kept by the board in the 1624
sealed identification envelopes in which they are delivered to 1625
the director, until the time provided by section 3505.31 of the 1626
Revised Code for the destruction of all other ballots used at 1627
the election for which ballots were provided, at which time they 1628
shall be destroyed. 1629

(B) (1) Except as otherwise provided in division (B) (2) of 1630
this section, any return envelope that is postmarked prior to 1631
the day of the election shall be delivered to the director prior 1632
to the eleventh day after the election. Ballots delivered in 1633
envelopes postmarked prior to the day of the election that are 1634
received after the close of the polls on election day through 1635
the tenth day thereafter shall be counted on the eleventh day at 1636
the board of elections in the manner provided in divisions (C) 1637
and (D) of section 3509.06 of the Revised Code. Any such ballots 1638
that are received by the director later than the tenth day 1639
following the election shall not be counted, but shall be kept 1640
by the board in the sealed identification envelopes as provided 1641
in division (A) of this section. 1642

(2) Division (B) (1) of this section shall not apply to any 1643
mail that is postmarked using a postage evidencing system, 1644
including a postage meter, as defined in 39 C.F.R. 501.1. 1645

Sec. 3509.08. (A) Any qualified elector, who, on account 1646
of the elector's own personal illness, physical disability, or 1647
infirmity, or on account of the elector's confinement in a jail 1648
or workhouse under sentence for a misdemeanor or awaiting trial 1649
on a felony or misdemeanor, will be unable to travel from the 1650
elector's home or place of confinement to the voting booth in 1651
the elector's precinct on the day of any general, special, or 1652
primary election may make application in writing for an absent 1653
voter's ballot to the director of the board of elections of the 1654
elector's county. The application shall include all of the 1655
information required under section 3509.03 of the Revised Code 1656
and shall state the nature of the elector's illness, physical 1657
disability, or infirmity, or the fact that the elector is 1658
confined in a jail or workhouse and the elector's resultant 1659
inability to travel to the election booth in the elector's 1660
precinct on election day. The application shall not be valid if 1661
it is delivered to the director before the ninetieth day or 1662
after twelve noon of the third day before the day of the 1663
election at which the ballot is to be voted. 1664

The absent voter's ballot may be mailed directly to the 1665
applicant at the applicant's voting residence or place of 1666
confinement as stated in the applicant's application, or the 1667
board may designate two board employees belonging to the two 1668
major political parties for the purpose of delivering the ballot 1669
to the disabled or confined elector and returning it to the 1670
board, unless the applicant is confined to a public or private 1671
institution within the county, in which case the board shall 1672
designate two board employees belonging to the two major 1673
political parties for the purpose of delivering the ballot to 1674
the disabled or confined elector and returning it to the board. 1675
In all other instances, the ballot shall be returned to the 1676

office of the board in the manner prescribed in section 3509.05 1677
of the Revised Code. 1678

Any disabled or confined elector who declares to the two 1679
board employees belonging to the two major political parties 1680
that the elector is unable to mark the elector's ballot by 1681
reason of physical infirmity that is apparent to the employees 1682
to be sufficient to incapacitate the voter from marking the 1683
elector's ballot properly, may receive, upon request, the 1684
assistance of the employees in marking the elector's ballot, and 1685
they shall thereafter give no information in regard to this 1686
matter. Such assistance shall not be rendered for any other 1687
cause. 1688

When two board employees belonging to the two major 1689
political parties deliver a ballot to a disabled or confined 1690
elector, each of the employees shall be present when the ballot 1691
is delivered, when assistance is given, and when the ballot is 1692
returned to the office of the board, and shall subscribe to the 1693
declaration on the identification envelope. 1694

The secretary of state shall prescribe the form of 1695
application for absent voter's ballots under this division. 1696

This chapter applies to disabled and confined absent 1697
voter's ballots except as otherwise provided in this section. 1698

(B) (1) Any qualified elector who is unable to travel to 1699
the voting booth in the elector's precinct on the day of any 1700
general, special, or primary election may apply to the director 1701
of the board of elections of the county where the elector is a 1702
qualified elector to vote in the election by absent voter's 1703
ballot if either of the following apply: 1704

(a) The elector is confined in a hospital as a result of 1705

an accident or unforeseeable medical emergency occurring before 1706
the election; 1707

(b) The elector's minor child is confined in a hospital as 1708
a result of an accident or unforeseeable medical emergency 1709
occurring before the election. 1710

(2) The application authorized under division (B)(1) of 1711
this section shall be made in writing, shall include all of the 1712
information required under section 3509.03 of the Revised Code, 1713
and shall be delivered to the director not later than three p.m. 1714
on the day of the election. The application shall indicate the 1715
hospital where the applicant or the applicant's child is 1716
confined, the date of the applicant's or the applicant's child's 1717
admission to the hospital, and the offices for which the 1718
applicant is qualified to vote. The applicant may also request 1719
that a member of the applicant's family, as listed in section 1720
3509.05 of the Revised Code, deliver the absent voter's ballot 1721
to the applicant. The director, after establishing to the 1722
director's satisfaction the validity of the circumstances 1723
claimed by the applicant, shall supply an absent voter's ballot 1724
to be delivered to the applicant. When the applicant or the 1725
applicant's child is in a hospital in the county where the 1726
applicant is a qualified elector and no request is made for a 1727
member of the family to deliver the ballot, the director shall 1728
arrange for the delivery of an absent voter's ballot to the 1729
applicant, and for its return to the office of the board, by two 1730
board employees belonging to the two major political parties 1731
according to the procedures prescribed in division (A) of this 1732
section. When the applicant or the applicant's child is in a 1733
hospital outside the county where the applicant is a qualified 1734
elector and no request is made for a member of the family to 1735
deliver the ballot, the director shall arrange for the delivery 1736

of an absent voter's ballot to the applicant by mail, and the 1737
ballot shall be returned to the office of the board in the 1738
manner prescribed in section 3509.05 of the Revised Code. 1739

(3) Any qualified elector who is eligible to vote under 1740
division (B) or (C) of section 3503.16 of the Revised Code but 1741
is unable to do so because of the circumstances described in 1742
division (B)(2) of this section may vote in accordance with 1743
division (B)(1) of this section if that qualified elector states 1744
in the application for absent voter's ballots that that 1745
qualified elector moved or had a change of name under the 1746
circumstances described in division (B) or (C) of section 1747
3503.16 of the Revised Code and if that qualified elector 1748
complies with divisions (G)(1) to (4) of section 3503.16 of the 1749
Revised Code. 1750

(C) Any qualified elector described in division (A) or (B) 1751
(1) of this section who needs no assistance to vote or to return 1752
absent voter's ballots to the board of elections may apply for 1753
absent voter's ballots under section 3509.03 of the Revised Code 1754
instead of applying for them under this section. 1755

(D) Any qualified elector described in division (A) or (B) 1756
(1) of this section to whom ballots are delivered by two 1757
employees of the board of elections or who votes with the 1758
assistance of two employees of the board of elections shall be 1759
considered to have cast absent voter's ballots by mail, rather 1760
than in person, for the purpose of the laws governing voter 1761
identification. Such an elector may provide any of the types of 1762
identification acceptable for mail-in absent voter's ballots to 1763
the election officials at the time the ballots are delivered to 1764
the elector or at the time the election officials assist the 1765
elector in marking the ballot, as the case may be. 1766

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

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

- (1) The elector's name;
- (2) The elector's signature;
- (3) The address at which the elector is registered to vote;
- (4) The elector's date of birth;

- (5) ~~One of the following:~~ 1796
- (a) The elector's ~~driver's license number,~~ photo 1797
identification, if the elector will be marking absent voter's 1798
ballots in person at the office of the board of elections; or 1799
- (b) If the elector will not be marking the ballots in 1800
person at the office of the board, one of the following: 1801
- (i) The elector's driver license or state identification 1802
card number; 1803
- (ii) The last four digits of the elector's social security 1804
number; 1805
- ~~(c) (iii) A copy of the elector's current and valid photo~~ 1806
~~identification, a copy of a military identification, or a copy~~ 1807
~~of a current utility bill, bank statement, government check,~~ 1808
~~paycheck, or other government document, other than a notice of~~ 1809
~~voter registration mailed by a board of elections under section~~ 1810
~~3503.19 of the Revised Code, that shows the name and address of~~ 1811
~~the elector.~~ 1812
- (6) A statement identifying the election for which absent 1813
voter's ballots are requested; 1814
- (7) A statement that the person requesting the ballots is 1815
a qualified elector; 1816
- (8) A statement that the elector is an absent uniformed 1817
services voter or overseas voter as defined in 42 U.S.C. 1973ff- 1818
6; 1819
- (9) A statement of the elector's length of residence in 1820
the state immediately preceding the commencement of service, 1821
immediately preceding the date of leaving to be with or near the 1822
service member, or immediately preceding leaving the United 1823

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;

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

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

(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;

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

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

ballots for each election. 1853

(C) Application to have uniformed services or overseas 1854
absent voter's ballots mailed or sent by facsimile machine to 1855
such a person may be made by the spouse, father, mother, father- 1856
in-law, mother-in-law, grandfather, grandmother, brother or 1857
sister of the whole blood or half blood, son, daughter, adopting 1858
parent, adopted child, stepparent, stepchild, daughter-in-law, 1859
son-in-law, uncle, aunt, nephew, or niece of such a person. The 1860
application shall be in writing upon a blank form furnished only 1861
by the director or on a single federal post card as provided in 1862
division (B) of this section. The form of the application shall 1863
be prescribed by the secretary of state. The director shall 1864
furnish that blank form to any of the relatives specified in 1865
this division desiring to make the application, only upon the 1866
request of such a relative made in person at the office of the 1867
board or upon the written request of such a relative mailed to 1868
the office of the board. The application, subscribed and sworn 1869
to by the applicant, shall contain all of the following: 1870

(1) The full name of the elector for whom ballots are 1871
requested; 1872

(2) A statement that the elector is an absent uniformed 1873
services voter or overseas voter as defined in 42 U.S.C. 1973ff- 1874
6; 1875

(3) The address at which the elector is registered to 1876
vote; 1877

(4) A statement identifying the elector's length of 1878
residence in the state immediately preceding the commencement of 1879
service, immediately preceding the date of leaving to be with or 1880
near a service member, or immediately preceding leaving the 1881

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, as the case may be; 1882
1883
1884
1885

(5) The elector's date of birth; 1886

(6) One of the following: 1887

(a) The elector's driver's license or state identification card number; 1888
1889

(b) The last four digits of the elector's social security number; 1890
1891

(c) A copy of the elector's ~~current and valid photo identification, a copy of a military identification, or a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, that shows the name and address of the elector.~~ 1892
1893
1894
1895
1896
1897
1898

(7) A statement identifying the election for which absent voter's ballots are requested; 1899
1900

(8) A statement that the person requesting the ballots is a qualified elector; 1901
1902

(9) If the request is for primary election ballots, the elector's party affiliation; 1903
1904

(10) A statement that the applicant bears a relationship to the elector as specified in division (C) of this section; 1905
1906

(11) The address to which ballots shall be mailed, the telephone number to which ballots shall be sent by facsimile 1907
1908

machine, the electronic mail address to which ballots shall be 1909
sent by electronic mail, or, if internet delivery is offered by 1910
the board of elections or the secretary of state, the internet 1911
contact information to which ballots shall be sent through 1912
internet delivery; 1913

(12) The signature and address of the person making the 1914
application. 1915

Each application for uniformed services or overseas absent 1916
voter's ballots shall be delivered to the director not earlier 1917
than the first day of January of the year of the elections for 1918
which the uniformed services or overseas absent voter's ballots 1919
are requested or not earlier than ninety days before the day of 1920
the election at which the ballots are to be voted, whichever is 1921
earlier, and not later than twelve noon of the third day 1922
preceding the day of the election, or not later than six p.m. on 1923
the last Friday before the day of the election at which those 1924
ballots are to be voted if the application is delivered in 1925
person to the office of the board. 1926

(D) If the voter for whom the application is made is 1927
entitled to vote for presidential and vice-presidential electors 1928
only, the applicant shall submit to the director in addition to 1929
the requirements of divisions (A), (B), and (C) of this section, 1930
a statement to the effect that the voter is qualified to vote 1931
for presidential and vice-presidential electors and for no other 1932
offices. 1933

(E) A board of elections that mails a federal post card 1934
application or other absent voter's ballot application to an 1935
elector under this section shall not prepay the return postage 1936
for that application. 1937

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

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

"Identification Envelope Statement of Voter

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

My voting residence in Ohio is

.....

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

of (City, Village, or Township)

Ohio, which is in Ward	Precinct	1967
in that city, village, or township.		1968
The primary election ballots, if any, within this envelope		1969
are primary election ballots of the	Party.	1970
Ballots contained within this envelope are to be voted at		1971
the	(general, special, or primary) election to be	1972
held on the	day	1973
of	,	1974
My date of birth is	(Month and	1975
Day),	(Year).	1976
(Voter must provide	<u>If I am marking these ballots in</u>	1977
<u>person at the office of the board of elections, I have provided</u>		1978
<u>photo identification to the election officials.</u>		1979
.....	<u>If I am marking these ballots other than in person</u>	1980
<u>at the office of the board, I have provided one of the</u>		1981
following:~		1982
My driver's license <u>or state identification card</u> number is		1983
.....	(Driver's license <u>or state identification card</u>	1984
number).		1985
The last four digits of my Social Security Number		1986
are	(Last four digits of Social Security	1987
Number).		1988
.....	In lieu of providing a driver's license <u>or state</u>	1989
<u>identification card</u> number or the last four digits of my Social		1990
Security Number, I am enclosing a copy of one of the following a		1991
<u>photo identification</u> in the return envelope in which this		1992
identification envelope will be mailed: a current and valid		1993
photo identification, a military identification, or a current		1994

~~utility bill, bank statement, government check, paycheck, or
other government document, other than a notice of voter
registration mailed by a board of elections, that shows my name
and address.~~ 1995
1996
1997
1998

I hereby declare, under penalty of election falsification,
that the statements above are true, as I verily believe. 1999
2000

..... 2001
(Signature of Voter) 2002

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF
THE FIFTH DEGREE." 2003
2004

(B) The director shall also mail with the ballots and the 2005
unsealed identification envelope sent by mail an unsealed return 2006
envelope, gummed, ready for sealing, for use by the voter in 2007
returning the voter's marked ballots to the director. The 2008
director shall send with the ballots and the instruction sheet 2009
for preparing a gummed envelope sent electronically, including 2010
by facsimile machine, an instruction sheet for preparing a 2011
second gummed envelope as described in this division, for use by 2012
the voter in returning that voter's marked ballots to the 2013
director. The return envelope shall have two parallel lines, 2014
each one quarter of an inch in width, printed across its face 2015
paralleling the top, with an intervening space of one quarter of 2016
an inch between such lines. The top line shall be one and one- 2017
quarter inches from the top of the envelope. Between the 2018
parallel lines shall be printed: "OFFICIAL ELECTION UNIFORMED 2019
SERVICES OR OVERSEAS ABSENT VOTER'S BALLOTS -- VIA AIR MAIL." 2020
Three blank lines shall be printed in the upper left corner on 2021
the face of the envelope for the use by the voter in placing the 2022
voter's complete military, naval, or mailing address on these 2023
lines, and beneath these lines there shall be printed a box 2024

beside the words "check if out-of-country." The voter shall 2025
check this box if the voter will be outside the United States on 2026
the day of the election. The official title and the post-office 2027
address of the director to whom the envelope shall be returned 2028
shall be printed on the face of such envelope in the lower right 2029
portion below the bottom parallel line. 2030

(C) On the back of each identification envelope and each 2031
return envelope shall be printed the following: 2032

"Instructions to voter: 2033

If the flap on this envelope is so firmly stuck to the 2034
back of the envelope when received by you as to require forcible 2035
opening in order to use it, open the envelope in the manner 2036
least injurious to it, and, after marking your ballots and 2037
enclosing same in the envelope for mailing them to the director 2038
of the board of elections, reclose the envelope in the most 2039
practicable way, by sealing or otherwise, and sign the blank 2040
form printed below. 2041

The flap on this envelope was firmly stuck to the back of 2042
the envelope when received, and required forced opening before 2043
sealing and mailing. 2044

..... 2045
(Signature of voter)" 2046

(D) Division (C) of this section does not apply when 2047
absent voter's ballots are sent electronically, including by 2048
facsimile machine. 2049

(E) Except as otherwise provided in this division and in 2050
sections 3505.24 and 3509.08 of the Revised Code, an election 2051
official shall not fill out any portion of an identification 2052
envelope statement of voter or an absent voter's ballot on 2053

behalf of an elector. A board of elections may preprint only an
elector's name and address on an identification envelope
statement of voter before mailing or electronically transmitting
absent voter's ballots to the elector.

Sec. 3511.09. Upon receiving uniformed services or
overseas absent voter's ballots, the elector shall cause the
questions on the face of the identification envelope to be
answered, and, by writing the elector's usual signature in the
proper place on the identification envelope, the elector shall
declare under penalty of election falsification that the answers
to those questions are true and correct to the best of the
elector's knowledge and belief. Then, the elector shall note
whether there are any voting marks on the ballot. If there are
any voting marks, the ballot shall be returned immediately to
the board of elections; otherwise, the elector shall cause the
ballot to be marked, folded separately so as to conceal the
markings on it, deposited in the identification envelope, and
securely sealed in the identification envelope. The elector then
shall cause the identification envelope to be placed within the
return envelope, sealed in the return envelope, and mailed to
the director of the board of elections to whom it is addressed.
The ballot shall be submitted for mailing not later than 12:01
a.m. at the place where the voter completes the ballot, on the
date of the election. ~~ff-~~

If the elector ~~does not~~ is marking the absent voter's
ballots in person at the office of the board of elections, the
elector shall provide photo identification to the election
officials, or the elector may execute an affirmation under
division (A) (2) of section 3505.18 of the Revised Code stating
that the elector has a religious objection to being photographed
and cast a provisional ballot under section 3505.181 of the

Revised Code. If the elector is not marking the absent voter's 2085
ballots in person at the office of the board, the elector shall 2086
provide the elector's driver's license or state identification 2087
card number or the last four digits of the elector's social 2088
security number on the statement of voter on the identification 2089
envelope, ~~the elector also~~ or shall include a copy of the 2090
elector's photo identification in the return envelope ~~with the~~ 2091
~~identification envelope a copy of the elector's current valid~~ 2092
~~photo identification, a copy of a military identification, or a~~ 2093
~~copy of a current utility bill, bank statement, government~~ 2094
~~check, paycheck, or other government document, other than a~~ 2095
~~notice of voter registration mailed by a board of elections~~ 2096
~~under section 3503.19 of the Revised Code, that shows the name~~ 2097
~~and address of the elector. Each~~ 2098

Each elector who will be outside the United States on the 2099
day of the election shall check the box on the return envelope 2100
indicating this fact and shall mail the return envelope to the 2101
director prior to the close of the polls on election day. 2102

Every uniformed services or overseas absent voter's ballot 2103
identification envelope shall be accompanied by the following 2104
statement in boldface capital letters: WHOEVER COMMITS ELECTION 2105
FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE. 2106

Sec. 4507.50. (A) The registrar of motor vehicles or a 2107
deputy registrar, upon receipt of an application filed in 2108
compliance with section 4507.51 of the Revised Code by any 2109
person who is a resident or a temporary resident of this state 2110
and, except as otherwise provided in this section, is not 2111
licensed as an operator of a motor vehicle in this state or 2112
another licensing jurisdiction, and, except as provided in 2113
~~division~~ divisions (B) and (C) of this section, upon receipt of 2114

a fee of three dollars and fifty cents, shall issue an 2115
identification card to that person. 2116

Any person who is a resident or temporary resident of this 2117
state whose Ohio driver's or commercial driver's license has 2118
been suspended or canceled, upon application in compliance with 2119
section 4507.51 of the Revised Code and, except as provided in 2120
division (B) of this section, payment of a fee of three dollars 2121
and fifty cents, may be issued a temporary identification card. 2122
The temporary identification card shall be identical to an 2123
identification card, except that it shall be printed on its face 2124
with a statement that the card is valid during the effective 2125
dates of the suspension or cancellation of the cardholder's 2126
license, or until the birthday of the cardholder in the fourth 2127
year after the date on which it is issued, whichever is shorter. 2128
The cardholder shall surrender the identification card to the 2129
registrar or any deputy registrar before the cardholder's 2130
driver's or commercial driver's license is restored or reissued. 2131

Except as provided in ~~division~~divisions (B) and (C) of 2132
this section, the deputy registrar shall be allowed a fee of ~~two~~ 2133
~~dollars and seventy five cents commencing on July 1, 2001, three~~ 2134
~~dollars and twenty five cents commencing on January 1, 2003, and~~ 2135
~~three dollars and fifty cents commencing on January 1, 2004,~~ for 2136
each identification card issued under this section. The fee 2137
allowed to the deputy registrar shall be in addition to the fee 2138
for issuing an identification card. 2139

Neither the registrar nor any deputy registrar shall 2140
charge a fee in excess of one dollar and fifty cents for 2141
laminating an identification card or temporary identification 2142
card. A deputy registrar laminating such a card shall retain the 2143
entire amount of the fee charged for lamination, less the actual 2144

cost to the registrar of the laminating materials used for that 2145
lamination, as specified in the contract executed by the bureau 2146
for the laminating materials and laminating equipment. The 2147
deputy registrar shall forward the amount of the cost of the 2148
laminating materials to the registrar for deposit as provided in 2149
this section. 2150

The fee collected for issuing an identification card under 2151
this section, except the fee allowed to the deputy registrar, 2152
shall be paid into the state treasury to the credit of the state 2153
bureau of motor vehicles fund created in section 4501.25 of the 2154
Revised Code. 2155

(B) A disabled veteran who has a service-connected 2156
disability rated at one hundred per cent by the veterans' 2157
administration may apply to the registrar or a deputy registrar 2158
for the issuance to that veteran of an identification card or a 2159
temporary identification card under this section without payment 2160
of any fee prescribed in division (A) of this section, including 2161
any lamination fee. 2162

An application made under division (B) of this section 2163
shall be accompanied by such documentary evidence of disability 2164
as the registrar may require by rule. 2165

(C) (1) An individual may apply to the registrar or a 2166
deputy registrar for the issuance to that individual of an 2167
identification card or a temporary identification card under 2168
this section without payment of any fee if both of the following 2169
are true: 2170

(a) The individual cannot afford to pay the fees 2171
prescribed in division (A) of this section, including any 2172
lamination fee; 2173

(b) The individual's income does not exceed one hundred per cent of the federal poverty guidelines. 2174
2175

(2) In order to receive an identification card or a temporary identification card under division (C)(1) of this section, an individual shall execute an affirmation, under penalty of election falsification, that includes: 2176
2177
2178
2179

(a) The individual's name; 2180

(b) The individual's address; 2181

(c) The individual's date of birth; 2182

(d) A statement that the individual cannot afford to pay the fees prescribed in division (A) of this section, including any lamination fee; 2183
2184
2185

(e) A statement that the individual's income does not exceed one hundred per cent of the federal poverty guidelines; 2186
2187

(f) The individual's signature; 2188

(g) The current date. 2189

(3) As used in division (C) of this section, "federal poverty guidelines" has the meaning defined in section 5101.46 of the Revised Code. 2190
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Sec. 4507.52. (A) Each identification card issued by the registrar of motor vehicles or a deputy registrar shall display a distinguishing number assigned to the cardholder, and shall display the following inscription: 2193
2194
2195
2196

"STATE OF OHIO IDENTIFICATION CARD 2197

This card is not valid for the purpose of operating a motor vehicle. It is provided solely for the purpose of establishing the identity of the bearer described on the card, 2198
2199
2200

who currently is not licensed to operate a motor vehicle in the 2201
state of Ohio." 2202

The identification card shall display substantially the 2203
same information as contained in the application and as 2204
described in division (A) (1) of section 4507.51 of the Revised 2205
Code, but shall not display the cardholder's social security 2206
number unless the cardholder specifically requests that the 2207
cardholder's social security number be displayed on the card. If 2208
federal law requires the cardholder's social security number to 2209
be displayed on the identification card, the social security 2210
number shall be displayed on the card notwithstanding this 2211
section. The identification card also shall display the color 2212
photograph of the cardholder. If the cardholder has executed a 2213
durable power of attorney for health care or a declaration 2214
governing the use or continuation, or the withholding or 2215
withdrawal, of life-sustaining treatment and has specified that 2216
the cardholder wishes the identification card to indicate that 2217
the cardholder has executed either type of instrument, the card 2218
also shall display any symbol chosen by the registrar to 2219
indicate that the cardholder has executed either type of 2220
instrument. On and after October 7, 2009, if the cardholder has 2221
specified that the cardholder wishes the identification card to 2222
indicate that the cardholder is a veteran, active duty, or 2223
reservist of the armed forces of the United States and has 2224
presented a copy of the cardholder's DD-214 form or an 2225
equivalent document, the card also shall display any symbol 2226
chosen by the registrar to indicate that the cardholder is a 2227
veteran, active duty, or reservist of the armed forces of the 2228
United States. The card shall be sealed in transparent plastic 2229
or similar material and shall be so designed as to prevent its 2230
reproduction or alteration without ready detection. 2231

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

Every identification card issued to a resident of this state shall expire, unless canceled or surrendered earlier, on the birthday of the cardholder in the fourth year after the date on which it is issued. Every identification card issued to a temporary resident shall expire in accordance with rules adopted by the registrar and is nonrenewable, but may be replaced with a new identification card upon the applicant's compliance with all applicable requirements. A cardholder may renew the cardholder's identification card within ninety days prior to the day on which it expires by filing an application and paying the prescribed fee in accordance with section 4507.50 of the Revised Code.

If a cardholder applies for a driver's or commercial driver's license in this state or another licensing jurisdiction, the cardholder shall surrender the cardholder's identification card to the registrar or any deputy registrar before the license is issued.

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

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

(2) Filing an application and presenting documentary 2261
evidence under section 4507.51 of the Revised Code. 2262

Any person who loses a card and, after obtaining a 2263
duplicate, finds the original, immediately shall surrender the 2264
original to the registrar or a deputy registrar. 2265

A cardholder may obtain a replacement identification card 2266
that reflects any change of the cardholder's name by furnishing 2267
suitable proof of the change to the registrar or a deputy 2268
registrar and surrendering the cardholder's existing card. 2269

When a cardholder applies for a duplicate or obtains a 2270
replacement identification card, the cardholder shall pay a fee 2271
of two dollars and fifty cents. A deputy registrar shall be 2272
allowed an additional fee of ~~two dollars and seventy five cents~~ 2273
~~commencing on July 1, 2001, three dollars and twenty five cents~~ 2274
~~commencing on January 1, 2003, and three dollars and fifty cents~~ 2275
~~commencing on January 1, 2004,~~ for issuing a duplicate or 2276
replacement identification card. ~~A~~ 2277

A disabled veteran who is a cardholder and has a service- 2278
connected disability rated at one hundred per cent by the 2279
veterans' administration may apply to the registrar or a deputy 2280
registrar for the issuance of a duplicate or replacement 2281
identification card without payment of any fee prescribed in 2282
this section, and without payment of any lamination fee if the 2283
disabled veteran would not be required to pay a lamination fee 2284
in connection with the issuance of an identification card or 2285
temporary identification card as provided in division (B) of 2286
section 4507.50 of the Revised Code. 2287

Not more than once every four years, an individual who is 2288
a cardholder, who applied for and received that card under 2289

division (C) of section 4507.50 of the Revised Code, and who 2290
currently meets the eligibility requirements of that division 2291
may apply to the registrar or a deputy registrar for the 2292
issuance of a duplicate or replacement identification card 2293
without payment of any fee prescribed in this section, and 2294
without payment of any lamination fee if the individual would 2295
not be required to pay a lamination fee in connection with the 2296
issuance of an identification card or temporary identification 2297
card as provided in division (C) of section 4507.50 of the 2298
Revised Code. In order to receive the duplicate or replacement 2299
identification card, the individual shall execute a new copy of 2300
the affirmation described in that division. 2301

A duplicate or replacement identification card shall 2302
expire on the same date as the card it replaces. 2303

(C) The registrar shall cancel any card upon determining 2304
that the card was obtained unlawfully, issued in error, or was 2305
altered. The registrar also shall cancel any card that is 2306
surrendered to the registrar or to a deputy registrar after the 2307
holder has obtained a duplicate, replacement, or driver's or 2308
commercial driver's license. 2309

(D) (1) No agent of the state or its political subdivisions 2310
shall condition the granting of any benefit, service, right, or 2311
privilege upon the possession by any person of an identification 2312
card. Nothing in this section shall preclude any publicly 2313
operated or franchised transit system from using an 2314
identification card for the purpose of granting benefits or 2315
services of the system. 2316

(2) No person shall be required to apply for, carry, or 2317
possess an identification card. 2318

(E) Except in regard to an identification card issued to a 2319
person who applies no more than thirty days before the 2320
applicant's twenty-first birthday, neither the registrar nor any 2321
deputy registrar shall issue an identification card to a person 2322
under twenty-one years of age that does not have the 2323
characteristics prescribed by the registrar distinguishing it 2324
from the identification card issued to persons who are twenty- 2325
one years of age or older. 2326

(F) Whoever violates division (E) of this section is 2327
guilty of a minor misdemeanor. 2328

Section 2. That existing sections 3501.01, 3503.14, 2329
3503.16, 3503.19, 3503.28, 3505.18, 3505.181, 3505.182, 2330
3505.183, 3509.03, 3509.04, 3509.05, 3509.08, 3511.02, 3511.05, 2331
3511.09, 4507.50, and 4507.52 of the Revised Code are hereby 2332
repealed. 2333

Section 3. Section 3501.01 of the Revised Code is 2334
presented in this act as a composite of the section as amended 2335
by Am. Sub. H.B. 59, Am. Sub. S.B. 109, and Am. Sub. S.B. 193 2336
all of the 130th General Assembly. The General Assembly, 2337
applying the principle stated in division (B) of section 1.52 of 2338
the Revised Code that amendments are to be harmonized if 2339
reasonably capable of simultaneous operation, finds that the 2340
composite is the resulting version of the section in effect 2341
prior to the effective date of the section as presented in this 2342
act. Section 3505.18 of the Revised Code is presented in this 2343
act as a composite of the section as amended by Sub. S.B. 47, 2344
Am. Sub. S.B. 109, and Sub. S.B. 216, all of the 130th General 2345
Assembly. The General Assembly, applying the principle stated in 2346
division (B) of section 1.52 of the Revised Code that amendments 2347
are to be harmonized if reasonably capable of simultaneous 2348

operation, finds that the composite is the resulting version of	2349
the section in effect prior to the effective date of the section	2350
as presented in this act.	2351