

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**H. B. No. 179**

**Representatives Stinziano, Sykes**

**Cosponsors: Representatives Bishoff, Boyd, Cera, Curtin, Johnson, G., Leland,  
Lepore-Hagan, Phillips, Ramos, Sheehy, Smith, K.**

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**A BILL**

To amend sections 3501.05, 3503.09, 3503.12, 1  
3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 2  
3503.21, 3503.28, 3503.30, 3503.33, 3505.18, 3  
3505.181, 3505.183, 3509.03, 3509.05, 3511.02, 4  
3511.09, 3599.11, 3599.18, 4501.023, 4503.03, 5  
4503.10, 4506.04, 4506.07, 4507.05, 4507.06, 6  
4507.09, 4507.36, and 4507.51; to enact new 7  
section 3503.11; to repeal sections 3503.11 and 8  
3503.29 of the Revised Code; and to amend the 9  
versions of sections 4507.05 and 4507.06 of the 10  
Revised Code that are scheduled to take effect 11  
January 1, 2017, to continue the provisions of 12  
this act on and after the effective date, to 13  
require that eligible persons in the database of 14  
the Bureau of Motor Vehicles be automatically 15  
registered to vote or have their registrations 16  
updated automatically, as applicable, unless 17  
those persons decline to be registered or to 18  
update their registrations. 19

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

**Section 1.** That sections 3501.05, 3503.09, 3503.12, 20  
3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 3503.21, 3503.28, 21  
3503.30, 3503.33, 3505.18, 3505.181, 3505.183, 3509.03, 3509.05, 22  
3511.02, 3511.09, 3599.11, 3599.18, 4501.023, 4503.03, 4503.10, 23  
4506.04, 4506.07, 4507.05, 4507.06, 4507.09, 4507.36, and 24  
4507.51 be amended and new section 3503.11 of the Revised Code 25  
be enacted to read as follows: 26

**Sec. 3501.05.** The secretary of state shall do all of the 27  
following: 28

(A) Appoint all members of boards of elections; 29

(B) Issue instructions by directives and advisories in 30  
accordance with section 3501.053 of the Revised Code to members 31  
of the boards as to the proper methods of conducting elections. 32

(C) Prepare rules and instructions for the conduct of 33  
elections; 34

(D) Publish and furnish to the boards from time to time a 35  
sufficient number of indexed copies of all election laws then in 36  
force; 37

(E) Edit and issue all pamphlets concerning proposed laws 38  
or amendments required by law to be submitted to the voters; 39

(F) Prescribe the form of registration cards, blanks, and 40  
records; 41

(G) Determine and prescribe the forms of ballots and the 42  
forms of all blanks, cards of instructions, pollbooks, tally 43  
sheets, certificates of election, and forms and blanks required 44  
by law for use by candidates, committees, and boards; 45

(H) Prepare the ballot title or statement to be placed on 46  
the ballot for any proposed law or amendment to the constitution 47

to be submitted to the voters of the state; 48

(I) Except as otherwise provided in section 3519.08 of the Revised Code, certify to the several boards the forms of ballots and names of candidates for state offices, and the form and wording of state referendum questions and issues, as they shall appear on the ballot; 49 50 51 52 53

(J) Except as otherwise provided in division (I) (2) (b) of section 3501.38 of the Revised Code, give final approval to ballot language for any local question or issue approved and transmitted by boards of elections under section 3501.11 of the Revised Code; 54 55 56 57 58

(K) Receive all initiative and referendum petitions on state questions and issues and determine and certify to the sufficiency of those petitions; 59 60 61

(L) Require such reports from the several boards as are provided by law, or as the secretary of state considers necessary; 62 63 64

(M) Compel the observance by election officers in the several counties of the requirements of the election laws; 65 66

(N) (1) Except as otherwise provided in division (N) (2) of this section, investigate the administration of election laws, frauds, and irregularities in elections in any county, and report violations of election laws to the attorney general or prosecuting attorney, or both, for prosecution; 67 68 69 70 71

(2) On and after August 24, 1995, report a failure to comply with or a violation of a provision in sections 3517.08 to 3517.13, 3517.17, 3517.18, 3517.20 to 3517.22, 3599.03, or 3599.031 of the Revised Code, whenever the secretary of state has or should have knowledge of a failure to comply with or a 72 73 74 75 76

violation of a provision in one of those sections, by filing a 77  
complaint with the Ohio elections commission under section 78  
3517.153 of the Revised Code. 79

(O) Make an annual report to the governor containing the 80  
results of elections, the cost of elections in the various 81  
counties, a tabulation of the votes in the several political 82  
subdivisions, and other information and recommendations relative 83  
to elections the secretary of state considers desirable; 84

(P) Prescribe and distribute to boards of elections a list 85  
of instructions indicating all legal steps necessary to petition 86  
successfully for local option elections under sections 4301.32 87  
to 4301.41, 4303.29, 4305.14, and 4305.15 of the Revised Code; 88

(Q) Adopt rules pursuant to Chapter 119. of the Revised 89  
Code for the removal by boards of elections of ineligible voters 90  
from the statewide voter registration database and, if 91  
applicable, from the poll list or signature pollbook used in 92  
each precinct, which rules shall provide for all of the 93  
following: 94

(1) A process for the removal of voters who have changed 95  
residence, which shall be uniform, nondiscriminatory, and in 96  
compliance with the Voting Rights Act of 1965 and the National 97  
Voter Registration Act of 1993, including a program that uses 98  
the national change of address service provided by the United 99  
States postal system through its licensees; 100

(2) A process for the removal of ineligible voters under 101  
section 3503.21 of the Revised Code; 102

(3) A uniform system for marking or removing the name of a 103  
voter who is ineligible to vote from the statewide voter 104  
registration database and, if applicable, from the poll list or 105

signature pollbook used in each precinct and noting the reason 106  
for that mark or removal. 107

(R) (1) Prescribe a general program for registering voters 108  
or updating voter registration information, such as name and 109  
residence changes, by boards of elections, designated agencies, 110  
offices of deputy registrars of motor vehicles, public high 111  
schools and vocational schools, public libraries, and offices of 112  
county treasurers consistent with the requirements of section 113  
3503.09 of the Revised Code; 114

(2) Adopt rules to implement the automatic voter 115  
registration program described in section 3503.11 of the Revised 116  
Code. 117

(S) Prescribe a program of distribution of voter 118  
registration forms through boards of elections, designated 119  
agencies, offices of the registrar and deputy registrars of 120  
motor vehicles, public high schools and vocational schools, 121  
public libraries, and offices of county treasurers; 122

(T) To the extent feasible, provide copies, at no cost and 123  
upon request, of the voter registration form in post offices in 124  
this state; 125

(U) Adopt rules pursuant to section 111.15 of the Revised 126  
Code for the purpose of implementing the program for registering 127  
voters through boards of elections, designated agencies, and the 128  
offices of the registrar and deputy registrars of motor vehicles 129  
consistent with this chapter; 130

(V) Establish the full-time position of Americans with 131  
Disabilities Act coordinator within the office of the secretary 132  
of state to do all of the following: 133

(1) Assist the secretary of state with ensuring that there 134

is equal access to polling places for persons with disabilities; 135

(2) Assist the secretary of state with ensuring that each 136  
voter may cast the voter's ballot in a manner that provides the 137  
same opportunity for access and participation, including privacy 138  
and independence, as for other voters; 139

(3) Advise the secretary of state in the development of 140  
standards for the certification of voting machines, marking 141  
devices, and automatic tabulating equipment. 142

(W) Establish and maintain a computerized statewide 143  
database of all legally registered voters under section 3503.15 144  
of the Revised Code that complies with the requirements of the 145  
"Help America Vote Act of 2002," Pub. L. No. 107-252, 116 Stat. 146  
1666, and provide training in the operation of that system; 147

(X) Ensure that all directives, advisories, other 148  
instructions, or decisions issued or made during or as a result 149  
of any conference or teleconference call with a board of 150  
elections to discuss the proper methods and procedures for 151  
conducting elections, to answer questions regarding elections, 152  
or to discuss the interpretation of directives, advisories, or 153  
other instructions issued by the secretary of state are posted 154  
on a web site of the office of the secretary of state as soon as 155  
is practicable after the completion of the conference or 156  
teleconference call, but not later than the close of business on 157  
the same day as the conference or teleconference call takes 158  
place. 159

(Y) Publish a report on a web site of the office of the 160  
secretary of state not later than one month after the completion 161  
of the canvass of the election returns for each primary and 162  
general election, identifying, by county, the number of absent 163

voter's ballots cast and the number of those ballots that were counted, and the number of provisional ballots cast and the number of those ballots that were counted, for that election. The secretary of state shall maintain the information on the web site in an archive format for each subsequent election.

(Z) Conduct voter education outlining voter identification, absent voters ballot, provisional ballot, and other voting requirements;

(AA) Establish a procedure by which a registered elector may make available to a board of elections a more recent signature to be used in the poll list or signature pollbook produced by the board of elections of the county in which the elector resides;

(BB) Disseminate information, which may include all or part of the official explanations and arguments, by means of direct mail or other written publication, broadcast, or other means or combination of means, as directed by the Ohio ballot board under division (F) of section 3505.062 of the Revised Code, in order to inform the voters as fully as possible concerning each proposed constitutional amendment, proposed law, or referendum;

(CC) Be the single state office responsible for the implementation of the "Uniformed and Overseas Citizens Absentee Voting Act," Pub. L. No. 99-410, 100 Stat. 924, 42 U.S.C. 1973ff, et seq., as amended, in this state. The secretary of state may delegate to the boards of elections responsibilities for the implementation of that act, including responsibilities arising from amendments to that act made by the "Military and Overseas Voter Empowerment Act," Subtitle H of the "National Defense Authorization Act for Fiscal Year 2010," Pub. L. No.

111-84, 123 Stat. 3190.	194
(DD) Adopt rules, under Chapter 119. of the Revised Code,	195
to establish procedures and standards for determining when a	196
board of elections shall be placed under the official oversight	197
of the secretary of state, placing a board of elections under	198
the official oversight of the secretary of state, a board that	199
is under official oversight to transition out of official	200
oversight, and the secretary of state to supervise a board of	201
elections that is under official oversight of the secretary of	202
state.	203
(EE) Perform other duties required by law.	204
Whenever a primary election is held under section 3513.32	205
of the Revised Code or a special election is held under section	206
3521.03 of the Revised Code to fill a vacancy in the office of	207
representative to congress, the secretary of state shall	208
establish a deadline, notwithstanding any other deadline	209
required under the Revised Code, by which any or all of the	210
following shall occur: the filing of a declaration of candidacy	211
and petitions or a statement of candidacy and nominating	212
petition together with the applicable filing fee; the filing of	213
protests against the candidacy of any person filing a	214
declaration of candidacy or nominating petition; the filing of a	215
declaration of intent to be a write-in candidate; the filing of	216
campaign finance reports; the preparation of, and the making of	217
corrections or challenges to, precinct voter registration lists;	218
the receipt of applications for absent voter's ballots or	219
uniformed services or overseas absent voter's ballots; the	220
supplying of election materials to precincts by boards of	221
elections; the holding of hearings by boards of elections to	222
consider challenges to the right of a person to appear on a	223



voter registration list; and the scheduling of programs to 224  
instruct or reinstruct election officers. 225

In the performance of the secretary of state's duties as 226  
the chief election officer, the secretary of state may 227  
administer oaths, issue subpoenas, summon witnesses, compel the 228  
production of books, papers, records, and other evidence, and 229  
fix the time and place for hearing any matters relating to the 230  
administration and enforcement of the election laws. 231

In any controversy involving or arising out of the 232  
adoption of registration or the appropriation of funds for 233  
registration, the secretary of state may, through the attorney 234  
general, bring an action in the name of the state in the court 235  
of common pleas of the county where the cause of action arose or 236  
in an adjoining county, to adjudicate the question. 237

In any action involving the laws in Title XXXV of the 238  
Revised Code wherein the interpretation of those laws is in 239  
issue in such a manner that the result of the action will affect 240  
the lawful duties of the secretary of state or of any board of 241  
elections, the secretary of state may, on the secretary of 242  
state's motion, be made a party. 243

The secretary of state may apply to any court that is 244  
hearing a case in which the secretary of state is a party, for a 245  
change of venue as a substantive right, and the change of venue 246  
shall be allowed, and the case removed to the court of common 247  
pleas of an adjoining county named in the application or, if 248  
there are cases pending in more than one jurisdiction that 249  
involve the same or similar issues, the court of common pleas of 250  
Franklin county. 251

Public high schools and vocational schools, public 252

libraries, and the office of a county treasurer shall implement 253  
voter registration programs as directed by the secretary of 254  
state pursuant to this section. 255

The secretary of state may mail unsolicited applications 256  
for absent voter's ballots to individuals only for a general 257  
election and only if the general assembly has made an 258  
appropriation for that particular mailing. Under no other 259  
circumstance shall a public office, or a public official or 260  
employee who is acting in an official capacity, mail unsolicited 261  
applications for absent voter's ballots to any individuals. 262

**Sec. 3503.09.** (A) (1) The secretary of state shall adopt 263  
rules for the electronic transmission by boards of elections, 264  
designated agencies, offices of deputy registrars of motor 265  
vehicles, public high schools and vocational schools, public 266  
libraries, and offices of county treasurers, where applicable, 267  
of name and residence changes for voter registration records in 268  
the statewide voter registration database. 269

(2) The secretary of state shall adopt rules for the 270  
purpose of improving the speed of processing new voter 271  
registrations that permit information from a voter registration 272  
application received by a designated agency or an office of 273  
deputy registrar of motor vehicles to be made available 274  
electronically, in addition to requiring the original voter 275  
registration application to be transmitted to the applicable 276  
board of elections under division (E) (2) of section 3503.10 or 277  
section 3503.11 of the Revised Code. 278

(B) Rules adopted under division (A) of this section shall 279  
do all of the following: 280

(1) Prohibit any direct electronic connection between a 281

designated agency, office of deputy registrar of motor vehicles, 282  
public high school or vocational school, public library, or 283  
office of a county treasurer and the statewide voter 284  
registration database; 285

(2) Require any updated voter registration information to 286  
be verified by the secretary of state or a board of elections 287  
before the information is added to the statewide voter 288  
registration database for the purpose of modifying an existing 289  
voter registration; 290

(3) Require each designated agency or office of deputy 291  
registrar of motor vehicles that transmits voter registration 292  
information electronically to transmit an identifier for data 293  
relating to each new voter registration that shall be used by 294  
the secretary of state or a board of elections to match the 295  
electronic data to the original voter registration application. 296

(C) In the case of voter registration information 297  
submitted by the office of a deputy registrar of motor vehicles, 298  
the requirements of this section apply to only voter 299  
registration applications and notice of change of name or change 300  
of address forms submitted to that office. This section does not 301  
apply to information the registrar of motor vehicles transmits 302  
to the secretary of state under section 3503.11 of the Revised 303  
Code. 304

**Sec. 3503.11.** (A) (1) The registrar of motor vehicles shall 305  
provide to the secretary of state, in accordance with a schedule 306  
established by rule by the secretary of state, electronic 307  
records concerning each person who appears to be eligible to 308  
register to vote or to update the person's registration and 309  
about whom the registrar possesses the information listed in 310  
division (A) (2) of this section for the purpose of automatically 311

registering the person to vote or updating the person's 312  
registration in accordance with this section. 313

(2) The registrar shall transmit all of the following 314  
information concerning each person described in division (A)(1) 315  
of this section: 316

(a) The person's legal name; 317

(b) The person's residence address; 318

(c) The person's date of birth; 319

(d) The number of the person's driver's license or state 320  
identification card or, if the person does not have a driver's 321  
license or state identification card, the person's social 322  
security number; 323

(e) Whether the person is a United States citizen; 324

(f) The person's electronic signature. 325

(B)(1) Upon receiving information concerning a person 326  
under division (A) of this section, the secretary of state shall 327  
transmit that information to the board of elections of the 328  
county in which the person resides. The board shall determine 329  
whether the person is eligible to register to vote or to update 330  
the person's registration and, if the person is eligible, shall 331  
send the person a notice of all of the following: 332

(a) The fact that the person will be registered to vote or 333  
have the person's registration updated unless the person 334  
declines to be registered to vote or to update the person's 335  
registration; 336

(b) The procedure to decline to be registered to vote or 337  
to update the person's registration; 338

(c) The precinct in which the person will be registered to 339  
vote; 340

(d) In bold type as follows: 341

"Voters must bring identification to the polls in order to 342  
verify identity. Identification may include a current and valid 343  
photo identification, a military identification, or a copy of a 344  
current utility bill, bank statement, government check, 345  
paycheck, or other government document, other than a voter 346  
registration notice, that shows the voter's name and current 347  
address. Voters who do not provide one of these documents will 348  
still be able to vote by casting a provisional ballot. Voters 349  
who do not have any of the above forms of identification, 350  
including a social security number, will still be able to vote 351  
by signing an affirmation swearing to the voter's identity under 352  
penalty of election falsification and by casting a provisional 353  
ballot." 354

(2) The notice shall be by nonforwardable mail. If the 355  
notice is returned to the board, it shall investigate and cause 356  
the notice to be delivered to the correct address. 357

(C)(1) Except as provided in division (C)(3)(a) of this 358  
section, not earlier than twenty-one days after sending the 359  
notice described in division (B) of this section to a person, 360  
the board of elections shall register the person to vote or 361  
update the person's registration, as applicable. The electronic 362  
record transmitted to the board of elections under this section 363  
shall be considered to be the person's voter registration form. 364

(2)(a) If, after investigating as required under division 365  
(B)(2) of this section, the board is unable to verify the 366  
person's correct address, it shall register the person to vote 367

and shall cause the person's name in the official registration 368  
list and in the poll list or signature pollbook to be marked to 369  
indicate that the person's notice was returned to the board. 370

At the first election at which an elector whose name has 371  
been so marked appears to vote, the elector shall be required to 372  
provide identification to the election officials and to vote by 373  
provisional ballot under section 3505.181 of the Revised Code. 374  
If the provisional ballot is counted pursuant to division (B) (3) 375  
of section 3505.183 of the Revised Code, the board shall correct 376  
that elector's registration, if needed, and shall remove the 377  
indication that the elector's notice was returned from that 378  
elector's name on the official registration list and on the poll 379  
list or signature pollbook. If the provisional ballot is not 380  
counted pursuant to division (B) (4) (a) (i), (v), or (vi) of 381  
section 3505.183 of the Revised Code, the elector's registration 382  
shall be canceled. The board shall notify the elector by United 383  
States mail of the cancellation. 384

(b) If the notice described in division (B) (1) of this 385  
section is sent by nonforwardable mail and is returned 386  
undelivered, the person shall be registered as provided in 387  
division (C) (1) of this section and sent a confirmation notice 388  
by forwardable mail. If the person fails to respond to the 389  
confirmation notice, update the person's registration, or vote 390  
by provisional ballot as provided in division (C) (2) (a) of this 391  
section in any election during the period of two federal 392  
elections subsequent to the mailing of the confirmation notice, 393  
the person's registration shall be canceled. 394

(3) (a) A board of elections shall not register a person to 395  
vote or update an elector's registration under this section if 396  
the board determines that the person is not eligible to register 397

or if the person declines to register or to update the elector's 398  
registration. 399

(b) If, after a person has been registered to vote under 400  
this section, the person declines to register, the board of 401  
elections shall treat the declination as a request to cancel the 402  
person's registration. 403

(c) If, after an elector's registration has been updated 404  
under this section, the elector declines to update the elector's 405  
registration, the board of elections shall correct the elector's 406  
registration to reflect the name, address, or both, as 407  
applicable, that it contained before the board updated the 408  
elector's registration under this section. 409

(D) The secretary of state shall adopt rules to implement 410  
this section. 411

**Sec. 3503.12.** All registrations shall be carefully 412  
checked, and in case any person is found to have ~~registered~~ more 413  
than ~~one~~ one registration form, the additional registration 414  
forms shall be canceled by the board of elections. 415

Six weeks prior to the day of a special, primary, or 416  
general election, the board shall publish notices in one or more 417  
newspapers of general circulation advertising the places, dates, 418  
times, methods of registration, and voter qualifications for 419  
registration. 420

The board shall establish a schedule or program to assure 421  
to the extent reasonably possible that, on or before November 1, 422  
1980, all registration places shall be free of barriers that 423  
would impede the ingress and egress of handicapped persons. 424  
Entrances shall be level or shall be provided with a nonskid 425  
ramp of not over eight per cent gradient, and doors shall be a 426

minimum of thirty-two inches wide. Registration places located 427  
at polling places shall, however, comply with the requirements 428  
of section 3501.29 of the Revised Code for the elimination of 429  
barriers. 430

As used in this section, "handicapped" means having lost 431  
the use of one or both legs, one or both arms, or any 432  
combination thereof, or being blind or so severely disabled as 433  
to be unable to move about without the aid of crutches or a 434  
wheelchair. 435

**Sec. 3503.13.** (A) Except as otherwise provided by state or 436  
federal law, registration forms ~~submitted by applicants~~ and the 437  
statewide voter registration database established under section 438  
3503.15 of the Revised Code shall be open to public inspection 439  
at all times when the office of the board of elections is open 440  
for business, under such regulations as the board adopts, 441  
provided that no person shall be permitted to inspect voter 442  
registration forms except in the presence of an employee of the 443  
board. 444

(B) A board of elections may use a legible digitized 445  
signature list of voter signatures, copied from the signatures 446  
on the registration forms in a form and manner prescribed by the 447  
secretary of state, provided that the board includes the 448  
required voter registration information in the statewide voter 449  
registration database established under section 3503.15 of the 450  
Revised Code, and provided that the precinct election officials 451  
have computer printouts at the polls prepared in the manner 452  
required under section 3503.23 of the Revised Code. 453

**Sec. 3503.14.** (A) The secretary of state shall prescribe 454  
the form and content of the registration, change of residence, 455  
and change of name forms used in this state. The forms shall 456



meet the requirements of the National Voter Registration Act of 457  
1993 and shall include spaces for all of the following: 458

(1) The voter's name; 459

(2) The voter's address; 460

(3) The current date; 461

(4) The voter's date of birth; 462

(5) The voter to provide one or more of the following: 463

(a) The voter's driver's license number, if any; 464

(b) The last four digits of the voter's social security 465  
number, if any; 466

(c) A copy of a current and valid photo identification, a 467  
copy of a military identification, or a copy of a current 468  
utility bill, bank statement, government check, paycheck, or 469  
other government document, other than a notice of voter 470  
registration mailed by a board of elections ~~under section~~ 471  
~~3503.19 of the Revised Code~~, that shows the voter's name and 472  
address. 473

(6) The voter's signature. 474

~~The registration form shall include a space on which the~~ 475  
~~person registering an applicant shall sign the person's name and~~ 476  
~~provide the person's address and a space on which the person~~ 477  
~~registering an applicant shall name the employer who is~~ 478  
~~employing that person to register the applicant.~~ 479

Except for forms prescribed by the secretary of state 480  
under section 3503.11 of the Revised Code, the secretary of 481  
state shall permit boards of elections to produce forms that 482  
have subdivided spaces for each individual alphanumeric 483

character of the information provided by the voter so as to 484  
accommodate the electronic reading and conversion of the voter's 485  
information to data and the subsequent electronic transfer of 486  
that data to the statewide voter registration database 487  
established under section 3503.15 of the Revised Code. 488

~~(B) None of the following persons who are registering an 489  
applicant in the course of that official's or employee's normal 490  
duties shall sign the person's name, provide the person's 491  
address, or name the employer who is employing the person to 492  
register an applicant on a form prepared under this section. 493~~

~~(1) An election official; 494~~

~~(2) A county treasurer; 495~~

~~(3) A deputy registrar of motor vehicles; 496~~

~~(4) An employee of a designated agency; 497~~

~~(5) An employee of a public high school; 498~~

~~(6) An employee of a public vocational school; 499~~

~~(7) An employee of a public library; 500~~

~~(8) An employee of the office of a county treasurer; 501~~

~~(9) An employee of the bureau of motor vehicles; 502~~

~~(10) An employee of a deputy registrar of motor vehicles; 503~~

~~(11) An employee of an election official. 504~~

~~(C) Except as provided in section 3501.382 of the Revised 505  
Code, any applicant who is unable to sign the applicant's own 506  
name shall make an "X," if possible, which shall be certified by 507  
the signing of the name of the applicant by the person filling 508  
out the form, who shall add the person's own signature. If an 509~~

applicant is unable to make an "X," the applicant shall indicate 510  
in some manner that the applicant desires to register to vote or 511  
to change the applicant's name or residence. ~~The person~~ 512  
~~registering the applicant shall sign the form and attest that~~ 513  
~~the applicant indicated that the applicant desired to register~~ 514  
~~to vote or to change the applicant's name or residence.~~ 515

~~(D) No registration, change of residence, or change of~~ 516  
~~name form shall be rejected solely on the basis that a person~~ 517  
~~registering an applicant failed to sign the person's name or~~ 518  
~~failed to name the employer who is employing that person to~~ 519  
~~register the applicant as required under division (A) of this~~ 520  
~~section.~~ 521

~~(E) As used in this section, "registering an applicant"~~ 522  
~~includes any effort, for compensation, to provide voter~~ 523  
~~registration forms or to assist persons in completing or~~ 524  
~~returning those forms.~~ 525

**Sec. 3503.15.** (A) (1) The secretary of state shall 526  
establish and maintain a statewide voter registration database 527  
that shall be administered by the office of the secretary of 528  
state and made continuously available to each board of elections 529  
and to other agencies as authorized by law. 530

(2) (a) State ~~Except as otherwise provided in division (A)~~ 531  
(2) (d) of this section, state agencies, including, but not 532  
limited to, the department of health, ~~bureau of motor vehicles,~~ 533  
the department of job and family services, and the department of 534  
rehabilitation and corrections, shall provide any information 535  
and data to the secretary of state that is collected in the 536  
course of normal business and that is necessary to register to 537  
vote, to update an elector's registration, or to maintain the 538  
statewide voter registration database established pursuant to 539

this section, except where prohibited by federal law or 540  
regulation. The secretary of state shall ensure that any 541  
information or data provided to the secretary of state that is 542  
confidential in the possession of the entity providing the data 543  
remains confidential while in the possession of the secretary of 544  
state. No public office, and no public official or employee, 545  
shall sell that information or data or use that information or 546  
data for profit. 547

(b) Information provided under ~~this division (A) (2) (a) of~~ 548  
this section for maintenance of the statewide voter registration 549  
database shall not be used to update the name or address of a 550  
registered elector. ~~The name or address of a registered elector~~ 551  
~~shall only be updated as a result of the elector's actions in~~ 552  
~~filing a notice of change of name, change of address, or both.~~ 553

(c) A board of elections shall contact a registered 554  
elector pursuant to the rules adopted under division (D) (7) of 555  
this section to verify the accuracy of the information in the 556  
statewide voter registration database regarding that elector if 557  
that information does not conform with information provided 558  
under division (A) (2) (a) of this section and the discrepancy 559  
would affect the elector's eligibility to cast a regular ballot. 560

(d) Divisions (A) (2) (a) to (c) of this section do not 561  
apply to information the secretary of state receives from the 562  
registrar of motor vehicles under section 3503.11 of the Revised 563  
Code. The secretary of state and the boards of elections shall 564  
handle information they receive from the registrar in accordance 565  
with that section. 566

(3) (a) The secretary of state shall enter into agreements 567  
to share information or data that is in the possession of the 568  
secretary of state with other states or groups of states, as the 569

secretary of state considers necessary, in order to maintain the 570  
statewide voter registration database established pursuant to 571  
this section. Except as otherwise provided in division (A) (3) (b) 572  
of this section, the secretary of state shall ensure that any 573  
information or data provided to the secretary of state that is 574  
confidential in the possession of the state providing the data 575  
remains confidential while in the possession of the secretary of 576  
state. 577

(b) The secretary of state may provide such otherwise 578  
confidential information or data to persons or organizations 579  
that are engaging in legitimate governmental purposes related to 580  
the maintenance of the statewide voter registration database. 581  
The secretary of state shall adopt rules pursuant to Chapter 582  
119. of the Revised Code identifying the persons or 583  
organizations who may receive that information or data. The 584  
secretary of state shall not share that information or data with 585  
a person or organization not identified in those rules. The 586  
secretary of state shall ensure that a person or organization 587  
that receives confidential information or data under this 588  
division keeps the information or data confidential in the 589  
person's or organization's possession by, at a minimum, entering 590  
into a confidentiality agreement with the person or 591  
organization. Any confidentiality agreement entered into under 592  
this division shall include a requirement that the person or 593  
organization submit to the jurisdiction of this state in the 594  
event that the person or organization breaches the agreement. 595

(4) No person or entity that receives information or data 596  
under division (A) (3) of this section shall sell the information 597  
or data or use the information or data for profit. 598

(B) The statewide voter registration database established 599

under this section shall be the official list of registered voters for all elections conducted in this state.

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

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

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

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

(4) A search program capable of verifying registered voters and their registration information by name, driver's license number, birth date, social security number, or current address;

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

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

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

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

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

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

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

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

~~(6) Establishing, by mutual agreement with the bureau of motor vehicles, the content and format of the information and data the bureau of motor vehicles shall provide to the secretary of state under division (A) (2) (a) of this section and the frequency with which the bureau shall provide that information and data;~~

~~(7) Establishing a uniform method for addressing instances in which records contained in the statewide voter registration database do not conform with records maintained by an agency, state, or group of states described in division (A) (2) (a) or (3) (a) of this section. That method shall prohibit an elector's voter registration from being canceled on the sole basis that~~

the information in the registration record does not conform to 657  
records maintained by such an agency. 658

(E) A board of elections promptly shall purge a voter's 659  
name and voter registration information from the statewide voter 660  
registration database in accordance with the rules adopted by 661  
the secretary of state under division (D) (3) of this section 662  
after the cancellation of a voter's registration under section 663  
3503.21 of the Revised Code. 664

(F) The secretary of state shall provide training in the 665  
operation of the statewide voter registration database to each 666  
board of elections and to any persons authorized by the 667  
secretary of state to add, delete, modify, or print database 668  
records, and to conduct updates of the database. 669

(G) (1) The statewide voter registration database 670  
established under this section shall be made available on a web 671  
site of the office of the secretary of state as follows: 672

(a) Except as otherwise provided in division (G) (1) (b) of 673  
this section, the following information from the statewide voter 674  
registration database regarding a registered voter shall be made 675  
available on the web site: 676

(i) The voter's name; 677

(ii) The voter's address; 678

(iii) The voter's precinct number; 679

(iv) The voter's voting history. 680

(b) During the thirty days before the day of a primary or 681  
general election, the web site interface of the statewide voter 682  
registration database shall permit a voter to search for the 683  
polling location at which that voter may cast a ballot. 684



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

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

**Sec. 3503.16.** (A) Whenever a registered elector changes the place of residence of that registered elector from one precinct to another within a county or from one county to another, or has a change of name, that registered elector shall report the change by ~~delivering~~ doing any of the following:

(1) Delivering a change of residence or change of name form, whichever is appropriate, as prescribed by the secretary of state under section 3503.14 of the Revised Code to the state or local office of a designated agency, a public high school or vocational school, a public library, the office of the county treasurer, the office of the secretary of state, any office of the registrar or deputy registrar of motor vehicles, or any office of a board of elections in person or by a third person.

Any voter registration, change of address, or change of name 715  
application, returned by mail, may be sent only to the secretary 716  
of state or the board of elections. 717

~~A registered elector also may update the registration of~~ 718  
~~that registered elector by filing~~ 719

(2) Submitting the elector's current residence or name 720  
information to any office of the registrar or deputy registrar 721  
of motor vehicles on a form provided by the registrar or through 722  
the official web site of the bureau of motor vehicles; 723

(3) Filing a change of residence or change of name form on 724  
the day of a special, primary, or general election at the 725  
polling place in the precinct in which that registered elector 726  
resides or at the board of elections or at another site 727  
designated by the board. 728

(B) (1) (a) Any registered elector who moves within a 729  
precinct on or prior to the day of a general, primary, or 730  
special election and has not ~~filed a notice of~~ reported the 731  
change of residence in accordance with the board of elections 732  
division (A) of this section may vote in that election by going 733  
to that registered elector's assigned polling place, completing 734  
and signing a notice of change of residence, showing 735  
identification in the form of a current and valid photo 736  
identification, a military identification, or a copy of a 737  
current utility bill, bank statement, government check, 738  
paycheck, or other government document, other than a notice of 739  
voter registration mailed by a board of elections ~~under section~~ 740  
~~3503.19 of the Revised Code~~, that shows the name and current 741  
address of the elector, and casting a ballot. 742

(b) Any registered elector who changes the name of that 743

registered elector and remains within a precinct on or prior to 744  
the day of a general, primary, or special election and has not 745  
~~filed a notice of~~ reported the change of name in accordance with 746  
~~the board of elections division~~ (A) of this section may vote in 747  
that election by going to that registered elector's assigned 748  
polling place, completing and signing a notice of a change of 749  
name, and casting a provisional ballot under section 3505.181 of 750  
the Revised Code. If the registered elector provides to the 751  
precinct election officials proof of a legal name change, such 752  
as a marriage license or court order that includes the elector's 753  
current and prior names, the elector may complete and sign a 754  
notice of change of name and cast a regular ballot. 755

(2) Any registered elector who moves from one precinct to 756  
another within a county or moves from one precinct to another 757  
and changes the name of that registered elector on or prior to 758  
the day of a general, primary, or special election and has not 759  
~~filed a notice of~~ reported the change of residence or change of 760  
name, whichever is appropriate, in accordance with ~~the board of~~ 761  
~~elections division~~ (A) of this section may vote in that election 762  
if that registered elector complies with division (G) of this 763  
section or does all of the following: 764

(a) Appears at anytime during regular business hours on or 765  
after the twenty-eighth day prior to the election in which that 766  
registered elector wishes to vote or, if the election is held on 767  
the day of a presidential primary election, the twenty-fifth day 768  
prior to the election, through noon of the Saturday prior to the 769  
election at the office of the board of elections, appears at any 770  
time during regular business hours on the Monday prior to the 771  
election at the office of the board of elections, or appears on 772  
the day of the election at either of the following locations: 773

(i) The polling place for the precinct in which that 774  
registered elector resides; 775

(ii) The office of the board of elections or, if pursuant 776  
to division (C) of section 3501.10 of the Revised Code the board 777  
has designated another location in the county at which 778  
registered electors may vote, at that other location instead of 779  
the office of the board of elections. 780

(b) Completes and signs, under penalty of election 781  
falsification, the written affirmation on the provisional ballot 782  
envelope, which shall serve as a notice of change of residence 783  
or change of name, whichever is appropriate; 784

(c) Votes a provisional ballot under section 3505.181 of 785  
the Revised Code at the polling place, at the office of the 786  
board of elections, or, if pursuant to division (C) of section 787  
3501.10 of the Revised Code the board has designated another 788  
location in the county at which registered electors may vote, at 789  
that other location instead of the office of the board of 790  
elections, whichever is appropriate, using the address to which 791  
that registered elector has moved or the name of that registered 792  
elector as changed, whichever is appropriate; 793

(d) Completes and signs, under penalty of election 794  
falsification, a statement attesting that that registered 795  
elector moved or had a change of name, whichever is appropriate, 796  
on or prior to the day of the election, has voted a provisional 797  
ballot at the polling place for the precinct in which that 798  
registered elector resides, at the office of the board of 799  
elections, or, if pursuant to division (C) of section 3501.10 of 800  
the Revised Code the board has designated another location in 801  
the county at which registered electors may vote, at that other 802  
location instead of the office of the board of elections, 803

whichever is appropriate, and will not vote or attempt to vote 804  
at any other location for that particular election. 805

(C) Any registered elector who moves from one county to 806  
another county within the state on or prior to the day of a 807  
general, primary, or special election and has not ~~registered to~~ 808  
~~vote in the county to which that registered elector moved~~ 809  
reported the change of residence in accordance with division (A) 810  
of this section may vote in that election if that registered 811  
elector complies with division (G) of this section or does all 812  
of the following: 813

(1) Appears at any time during regular business hours on 814  
or after the twenty-eighth day prior to the election in which 815  
that registered elector wishes to vote or, if the election is 816  
held on the day of a presidential primary election, the twenty- 817  
fifth day prior to the election, through noon of the Saturday 818  
prior to the election at the office of the board of elections 819  
or, if pursuant to division (C) of section 3501.10 of the 820  
Revised Code the board has designated another location in the 821  
county at which registered electors may vote, at that other 822  
location instead of the office of the board of elections, 823  
appears during regular business hours on the Monday prior to the 824  
election at the office of the board of elections or, if pursuant 825  
to division (C) of section 3501.10 of the Revised Code the board 826  
has designated another location in the county at which 827  
registered electors may vote, at that other location instead of 828  
the office of the board of elections, or appears on the day of 829  
the election at the office of the board of elections or, if 830  
pursuant to division (C) of section 3501.10 of the Revised Code 831  
the board has designated another location in the county at which 832  
registered electors may vote, at that other location instead of 833  
the office of the board of elections; 834

(2) Completes and signs, under penalty of election 835  
falsification, the written affirmation on the provisional ballot 836  
envelope, which shall serve as a notice of change of residence; 837

(3) Votes a provisional ballot under section 3505.181 of 838  
the Revised Code at the office of the board of elections or, if 839  
pursuant to division (C) of section 3501.10 of the Revised Code 840  
the board has designated another location in the county at which 841  
registered electors may vote, at that other location instead of 842  
the office of the board of elections, using the address to which 843  
that registered elector has moved; 844

(4) Completes and signs, under penalty of election 845  
falsification, a statement attesting that that registered 846  
elector has moved from one county to another county within the 847  
state on or prior to the day of the election, has voted at the 848  
office of the board of elections or, if pursuant to division (C) 849  
of section 3501.10 of the Revised Code the board has designated 850  
another location in the county at which registered electors may 851  
vote, at that other location instead of the office of the board 852  
of elections, and will not vote or attempt to vote at any other 853  
location for that particular election. 854

(D) A person who votes by absent voter's ballots pursuant 855  
to division (G) of this section shall not make written 856  
application for the ballots pursuant to Chapter 3509. of the 857  
Revised Code. Ballots cast pursuant to division (G) of this 858  
section shall be set aside in a special envelope and counted 859  
during the official canvass of votes in the manner provided for 860  
in sections 3505.32 and 3509.06 of the Revised Code insofar as 861  
that manner is applicable. The board shall examine the pollbooks 862  
to verify that no ballot was cast at the polls or by absent 863  
voter's ballots under Chapter 3509. or 3511. of the Revised Code 864

by an elector who has voted by absent voter's ballots pursuant 865  
to division (G) of this section. Any ballot determined to be 866  
insufficient for any of the reasons stated above or stated in 867  
section 3509.07 of the Revised Code shall not be counted. 868

Subject to division (C) of section 3501.10 of the Revised 869  
Code, a board of elections may lease or otherwise acquire a site 870  
different from the office of the board at which registered 871  
electors may vote pursuant to division (B) or (C) of this 872  
section. 873

(E) Upon receiving a notice of change of residence or 874  
change of name form from a registrant, the board of elections 875  
shall immediately send the registrant an acknowledgment notice. 876  
If the change of residence or change of name notice is valid, 877  
the board shall update the voter's registration as appropriate. 878  
If that form is incomplete, the board shall inform the 879  
registrant in the acknowledgment notice specified in this 880  
division of the information necessary to complete or update that 881  
registrant's registration. 882

(F) Change of residence and change of name forms shall be 883  
available at each polling place, and when these forms are 884  
completed, noting changes of residence or name, as appropriate, 885  
they shall be filed with election officials at the polling 886  
place. Election officials shall return completed forms, together 887  
with the pollbooks and tally sheets, to the board of elections. 888

The board of elections shall provide change of residence 889  
and change of name forms to the probate court and court of 890  
common pleas. The court shall provide the forms to any person 891  
eighteen years of age or older who has a change of name by order 892  
of the court or who applies for a marriage license. The court 893  
shall forward all completed forms to the board of elections 894

within five days after receiving them. 895

(G) A registered elector who otherwise would qualify to 896  
vote under division (B) or (C) of this section but is unable to 897  
appear at the office of the board of elections or, if pursuant 898  
to division (C) of section 3501.10 of the Revised Code the board 899  
has designated another location in the county at which 900  
registered electors may vote, at that other location, on account 901  
of personal illness, physical disability, or infirmity, may vote 902  
on the day of the election if that registered elector does all 903  
of the following: 904

(1) Makes a written application that includes all of the 905  
information required under section 3509.03 of the Revised Code 906  
to the appropriate board for an absent voter's ballot on or 907  
after the twenty-seventh day prior to the election in which the 908  
registered elector wishes to vote through noon of the Saturday 909  
prior to that election and requests that the absent voter's 910  
ballot be sent to the address to which the registered elector 911  
has moved if the registered elector has moved, or to the address 912  
of that registered elector who has not moved but has had a 913  
change of name; 914

(2) Declares that the registered elector has moved or had 915  
a change of name, whichever is appropriate, and otherwise is 916  
qualified to vote under the circumstances described in division 917  
(B) or (C) of this section, whichever is appropriate, but that 918  
the registered elector is unable to appear at the board of 919  
elections because of personal illness, physical disability, or 920  
infirmity; 921

(3) Completes and returns along with the completed absent 922  
voter's ballot a notice of change of residence indicating the 923  
address to which the registered elector has moved, or a notice 924



of change of name, whichever is appropriate; 925

(4) Completes and signs, under penalty of election 926  
falsification, a statement attesting that the registered elector 927  
has moved or had a change of name on or prior to the day before 928  
the election, has voted by absent voter's ballot because of 929  
personal illness, physical disability, or infirmity that 930  
prevented the registered elector from appearing at the board of 931  
elections, and will not vote or attempt to vote at any other 932  
location or by absent voter's ballot mailed to any other 933  
location or address for that particular election. 934

**Sec. 3503.19.** (A) (1) Persons qualified to register or to 935  
change their registration because of a change of address or 936  
change of name may register or change their registration ~~in by~~ 937  
any of the following methods: 938

(a) In person at any state or local office of a designated 939  
agency, at the office of the registrar or any deputy registrar 940  
of motor vehicles, at a public high school or vocational school, 941  
at a public library, at the office of a county treasurer, or at 942  
a branch office established by the board of elections, ~~or in;~~ 943

(b) In person, through another person, or by mail at the 944  
office of the secretary of state or at the office of a board of 945  
elections. ~~A registered elector may also change the elector's~~ 946  
~~registration on;~~ 947

(c) By submitting the required information to any office 948  
of the registrar or deputy registrar of motor vehicles on a form 949  
provided by the registrar or through the official web site of 950  
the bureau of motor vehicles; 951

(d) On election day at any polling place where the elector 952  
is eligible to vote, in the manner provided under section 953

3503.16 of the Revised Code. 954

(2) Any state or local office of a designated agency, the 955  
office of the registrar or any deputy registrar of motor 956  
vehicles, a public high school or vocational school, a public 957  
library, or the office of a county treasurer shall transmit any 958  
voter registration application or change of registration form 959  
that it receives to the board of elections of the county in 960  
which the state or local office is located, within five days 961  
after receiving the voter registration application or change of 962  
registration form. 963

~~An~~ (3) (a) Except as provided in division (A) (3) (b) of this 964  
section, an otherwise valid voter registration application that 965  
is returned to the appropriate office other than by mail must be 966  
received by a state or local office of a designated agency, the 967  
office of the registrar or any deputy registrar of motor 968  
vehicles, a public high school or vocational school, a public 969  
library, the office of a county treasurer, the office of the 970  
secretary of state, or the office of a board of elections no 971  
later than the thirtieth day preceding a primary, special, or 972  
general election for the person to qualify as an elector 973  
eligible to vote at that election. An otherwise valid 974  
registration application received after that day entitles the 975  
elector to vote at all subsequent elections. 976

(b) Information transmitted to the secretary of state by 977  
the registrar of motor vehicles under division (A) of section 978  
3503.11 of the Revised Code concerning a person who is eligible 979  
to register to vote must have been submitted to the registrar of 980  
motor vehicles or a deputy registrar by the person not later 981  
than the thirtieth day preceding a primary, special, or general 982  
election for the person to be registered to vote and to qualify 983

as an elector eligible to vote at that election. Otherwise valid 984  
information transmitted under that division that was submitted 985  
after that day entitles the person to be registered to vote and 986  
to vote at all subsequent elections. 987

(4) Any state or local office of a designated agency, the 988  
office of the registrar or any deputy registrar of motor 989  
vehicles, a public high school or vocational school, a public 990  
library, or the office of a county treasurer shall date stamp a 991  
registration application or change of name or change of address 992  
form it receives using a date stamp that does not disclose the 993  
identity of the state or local office that receives the 994  
registration. 995

(5) Voter registration applications, if otherwise valid, 996  
that are returned by mail to the office of the secretary of 997  
state or to the office of a board of elections must be 998  
postmarked no later than the thirtieth day preceding a primary, 999  
special, or general election in order for the person to qualify 1000  
as an elector eligible to vote at that election. If an otherwise 1001  
valid voter registration application that is returned by mail 1002  
does not bear a postmark or a legible postmark, the registration 1003  
shall be valid for that election if received by the office of 1004  
the secretary of state or the office of a board of elections no 1005  
later than twenty-five days preceding any special, primary, or 1006  
general election. 1007

(B) (1) Any person may apply in person, by telephone, by 1008  
mail, or through another person for voter registration forms to 1009  
the office of the secretary of state or the office of a board of 1010  
elections. An individual who is eligible to vote as a uniformed 1011  
services voter or an overseas voter in accordance with 42 U.S.C. 1012  
1973ff-6 also may apply for voter registration forms by 1013

electronic means to the office of the secretary of state or to 1014  
the board of elections of the county in which the person's 1015  
voting residence is located pursuant to section 3503.191 of the 1016  
Revised Code. 1017

(2) (a) An applicant may return the applicant's completed 1018  
registration form in person or by mail to any state or local 1019  
office of a designated agency, to a public high school or 1020  
vocational school, to a public library, to the office of a 1021  
county treasurer, to the office of the secretary of state, or to 1022  
the office of a board of elections. An applicant who is eligible 1023  
to vote as a uniformed services voter or an overseas voter in 1024  
accordance with 42 U.S.C. 1973ff-6 also may return the 1025  
applicant's completed voter registration form electronically to 1026  
the office of the secretary of state or to the board of 1027  
elections of the county in which the person's voting residence 1028  
is located pursuant to section 3503.191 of the Revised Code. 1029

~~(b) Subject to division (B) (2) (c) of this section, an~~ 1030  
An applicant may return the applicant's completed registration form 1031  
through another person to any board of elections or the office 1032  
of the secretary of state. 1033

~~(c) A person who receives compensation for registering a~~ 1034  
~~voter shall return any registration form entrusted to that~~ 1035  
~~person by an applicant to any board of elections or to the~~ 1036  
~~office of the secretary of state.~~ 1037

~~(d)~~ If a board of elections or the office of the secretary 1038  
of state receives a registration form under division (B) (2) (b) 1039  
~~or (c)~~ of this section before the thirtieth day before an 1040  
election, the board or the office of the secretary of state, as 1041  
applicable, shall forward the registration to the board of 1042  
elections of the county in which the applicant is seeking to 1043

register to vote within ten days after receiving the 1044  
application. If a board of elections or the office of the 1045  
secretary of state receives a registration form under division 1046  
(B) (2) (b) ~~or (c)~~ of this section on or after the thirtieth day 1047  
before an election, the board or the office of the secretary of 1048  
state, as applicable, shall forward the registration to the 1049  
board of elections of the county in which the applicant is 1050  
seeking to register to vote within thirty days after that 1051  
election. 1052

(C) (1) A board of elections that receives a voter 1053  
registration application and is satisfied as to the truth of the 1054  
statements made in the registration form shall register the 1055  
applicant not later than twenty business days after receiving 1056  
the application, unless that application is received during the 1057  
thirty days immediately preceding the day of an election. The 1058  
board shall promptly notify the applicant in writing of each of 1059  
the following: 1060

(a) The applicant's registration; 1061

(b) The precinct in which the applicant is to vote; 1062

(c) In bold type as follows: 1063

"Voters must bring identification to the polls in order to 1064  
verify identity. Identification may include a current and valid 1065  
photo identification, a military identification, or a copy of a 1066  
current utility bill, bank statement, government check, 1067  
paycheck, or other government document, other than ~~this a voter~~ 1068  
registration notification, that shows the voter's name and 1069  
current address. Voters who do not provide one of these 1070  
documents will still be able to vote by casting a provisional 1071  
ballot. Voters who do not have any of the above forms of 1072

identification, including a social security number, will still 1073  
be able to vote by signing an affirmation swearing to the 1074  
voter's identity under penalty of election falsification and by 1075  
casting a provisional ballot." 1076

The notification shall be by nonforwardable mail. If the 1077  
mail is returned to the board, it shall investigate and cause 1078  
the notification to be delivered to the correct address. 1079

(2) If, after investigating as required under division (C) 1080  
(1) of this section, the board is unable to verify the voter's 1081  
correct address, it shall cause the voter's name in the official 1082  
registration list and in the poll list or signature pollbook to 1083  
be marked to indicate that the voter's notification was returned 1084  
to the board. 1085

At the first election at which a voter whose name has been 1086  
so marked appears to vote, the voter shall be required to 1087  
provide identification to the election officials and to vote by 1088  
provisional ballot under section 3505.181 of the Revised Code. 1089  
If the provisional ballot is counted pursuant to division (B) (3) 1090  
of section 3505.183 of the Revised Code, the board shall correct 1091  
that voter's registration, if needed, and shall remove the 1092  
indication that the voter's notification was returned from that 1093  
voter's name on the official registration list and on the poll 1094  
list or signature pollbook. If the provisional ballot is not 1095  
counted pursuant to division (B) (4) (a) (i), (v), or (vi) of 1096  
section 3505.183 of the Revised Code, the voter's registration 1097  
shall be canceled. The board shall notify the voter by United 1098  
States mail of the cancellation. 1099

(3) If a notice of the disposition of an otherwise valid 1100  
registration application is sent by nonforwardable mail and is 1101  
returned undelivered, the person shall be registered as provided 1102

in division (C) (2) of this section and sent a confirmation 1103  
notice by forwardable mail. If the person fails to respond to 1104  
the confirmation notice, update the person's registration, or 1105  
vote by provisional ballot as provided in division (C) (2) of 1106  
this section in any election during the period of two federal 1107  
elections subsequent to the mailing of the confirmation notice, 1108  
the person's registration shall be canceled. 1109

**Sec. 3503.21.** (A) The registration of a registered elector 1110  
shall be canceled upon the occurrence of any of the following: 1111

(1) The filing by a registered elector of a written 1112  
request with a board of elections, on a form prescribed by the 1113  
secretary of state and signed by the elector, that the 1114  
registration be canceled. The filing of such a request does not 1115  
prohibit an otherwise qualified elector from reregistering to 1116  
vote at any time. 1117

(2) The filing of a notice of the death of a registered 1118  
elector as provided in section 3503.18 of the Revised Code; 1119

(3) The filing with the board of elections of a certified 1120  
copy of the death certificate of a registered elector by the 1121  
deceased elector's spouse, parent, or child, by the 1122  
administrator of the deceased elector's estate, or by the 1123  
executor of the deceased elector's will; 1124

(4) The conviction of the registered elector of a felony 1125  
under the laws of this state, any other state, or the United 1126  
States as provided in section 2961.01 of the Revised Code; 1127

(5) The adjudication of incompetency of the registered 1128  
elector for the purpose of voting as provided in section 1129  
5122.301 of the Revised Code; 1130

(6) The change of residence of the registered elector to a 1131

location outside the county of registration in accordance with 1132  
division (B) of this section; 1133

(7) The failure of the registered elector, after having 1134  
been mailed a confirmation notice, to do either of the 1135  
following: 1136

(a) Respond to such a notice and vote at least once during 1137  
a period of four consecutive years, which period shall include 1138  
two general federal elections; 1139

(b) Update the elector's registration and vote at least 1140  
once during a period of four consecutive years, which period 1141  
shall include two general federal elections; 1142

(8) The declination of an elector who has been 1143  
automatically registered under section 3503.11 of the Revised 1144  
Code to register to vote, as described in division (C) (3) (b) of 1145  
that section. 1146

(B) (1) The secretary of state shall prescribe procedures 1147  
to identify and cancel the registration in a prior county of 1148  
residence of any registrant who changes the registrant's voting 1149  
residence to a location outside the registrant's current county 1150  
of registration. Any procedures prescribed in this division 1151  
shall be uniform and nondiscriminatory, and shall comply with 1152  
the Voting Rights Act of 1965. The secretary of state may 1153  
prescribe procedures under this division that include the use of 1154  
the national change of address service provided by the United 1155  
States postal system through its licensees. Any program so 1156  
prescribed shall be completed not later than ninety days prior 1157  
to the date of any primary or general election for federal 1158  
office. 1159

(2) The registration of any elector identified as having 1160



changed the elector's voting residence to a location outside the 1161  
elector's current county of registration shall not be canceled 1162  
unless the registrant is sent a confirmation notice on a form 1163  
prescribed by the secretary of state and the registrant fails to 1164  
respond to the confirmation notice or otherwise update the 1165  
registration and fails to vote in any election during the period 1166  
of two federal elections subsequent to the mailing of the 1167  
confirmation notice. 1168

(C) The registration of a registered elector shall not be 1169  
canceled except as provided in this section, division (Q) of 1170  
section 3501.05 of the Revised Code, division (C)(3)(b) of 1171  
section 3503.11 of the Revised Code, division (C)(2) of section 1172  
3503.19 of the Revised Code, or division (C) of section 3503.24 1173  
of the Revised Code. 1174

(D) Boards of elections shall send their voter 1175  
registration information to the secretary of state as required 1176  
under section 3503.15 of the Revised Code. The secretary of 1177  
state may prescribe by rule adopted pursuant to section 111.15 1178  
of the Revised Code the format in which the boards of elections 1179  
must send that information to the secretary of state. In the 1180  
first quarter of each year, the secretary of state shall send 1181  
the information to the national change of address service 1182  
described in division (B) of this section and request that 1183  
service to provide the secretary of state with a list of any 1184  
voters sent by the secretary of state who have moved within the 1185  
last twelve months. The secretary of state shall transmit to 1186  
each appropriate board of elections whatever lists the secretary 1187  
of state receives from that service. The board shall send a 1188  
notice to each person on the list transmitted by the secretary 1189  
of state requesting confirmation of the person's change of 1190  
address, together with a postage prepaid, preaddressed return 1191

envelope containing a form on which the voter may verify or 1192  
correct the change of address information. 1193

(E) The registration of a registered elector described in 1194  
division (A) (7) or (B) (2) of this section shall be canceled not 1195  
later than one hundred twenty days after the date of the second 1196  
general federal election in which the elector fails to vote or 1197  
not later than one hundred twenty days after the expiration of 1198  
the four-year period in which the elector fails to vote or 1199  
respond to a confirmation notice, whichever is later. 1200

(F) (1) When a registration is canceled pursuant to 1201  
division (A) (2) or (3) of this section, the applicable board of 1202  
elections shall send a written notice, on a form prescribed by 1203  
the secretary of state, to the address at which the elector was 1204  
registered, informing the recipient that the elector's 1205  
registration has been canceled, of the reason for the 1206  
cancellation, and that if the cancellation was made in error, 1207  
the elector may contact the board of elections to correct the 1208  
error. 1209

(2) If the elector's registration is canceled pursuant to 1210  
division (A) (2) or (3) of this section in error, it shall be 1211  
restored and treated as though it were never canceled. 1212

**Sec. 3503.28.** (A) The secretary of state shall develop an 1213  
information brochure regarding voter registration. The brochure 1214  
shall include, but is not limited to, all of the following 1215  
information: 1216

(1) The applicable deadlines for registering to vote or 1217  
for returning an applicant's completed registration form; 1218

~~(2) The applicable deadline for returning an applicant's-~~ 1219  
~~completed registration form if the person returning the form is-~~ 1220

~~being compensated for registering voters;~~ 1221

~~(3) The locations ~~to~~ and manner in which a person may 1222  
~~return an applicant's completed registration form~~ register to 1223  
vote; 1224~~

~~(4) The location to which a person who is compensated for 1225  
~~registering voters may return an applicant's completed~~ 1226  
~~registration form;~~ 1227~~

~~(5) The registration and affirmation requirements 1228  
~~applicable to persons who are compensated for registering voters~~ 1229  
~~under section 3503.29 of the Revised Code;~~ 1230~~

~~(6) (3) The manner in which a person may opt out of 1231  
automatic voter registration; 1232~~

(4) A notice, which shall be written in bold type, stating 1233  
as follows: 1234

"Voters must bring identification to the polls in order to 1235  
verify identity. Identification may include a current and valid 1236  
photo identification, a military identification, or a copy of a 1237  
current utility bill, bank statement, government check, 1238  
paycheck, or other government document, other than a voter 1239  
registration notification sent by a board of elections, that 1240  
shows the voter's name and current address. Voters who do not 1241  
provide one of these documents will still be able to vote by 1242  
casting a provisional ballot. Voters who do not have any of the 1243  
above forms of identification, including a social security 1244  
number, will still be able to vote by signing an affirmation 1245  
swearing to the voter's identity under penalty of election 1246  
falsification and by casting a provisional ballot." 1247

(B) Except as otherwise provided in division (D) of this 1248  
section, a board of elections, designated agency, public high 1249

school, public vocational school, public library, office of a 1250  
county treasurer, or deputy registrar of motor vehicles shall 1251  
distribute a copy of the brochure developed under division (A) 1252  
of this section to any person who requests more than two voter 1253  
registration forms at one time. 1254

(C) (1) The secretary of state shall provide the 1255  
information required to be included in the brochure developed 1256  
under division (A) of this section to any person who prints a 1257  
voter registration form that is made available on a web site of 1258  
the office of the secretary of state. 1259

(2) If a board of elections operates and maintains a web 1260  
site, the board shall provide the information required to be 1261  
included in the brochure developed under division (A) of this 1262  
section to any person who prints a voter registration form that 1263  
is made available on that web site. 1264

(D) A board of elections shall not be required to 1265  
distribute a copy of a brochure under division (B) of this 1266  
section to any of the following officials or employees who are 1267  
requesting more than two voter registration forms at one time in 1268  
the course of the official's or employee's normal duties: 1269

(1) An election official; 1270

(2) A county treasurer; 1271

(3) A deputy registrar of motor vehicles; 1272

(4) An employee of a designated agency; 1273

(5) An employee of a public high school; 1274

(6) An employee of a public vocational school; 1275

(7) An employee of a public library; 1276

(8) An employee of the office of a county treasurer;	1277
(9) An employee of the bureau of motor vehicles;	1278
(10) An employee of a deputy registrar of motor vehicles;	1279
(11) An employee of an election official.	1280
<del>(E) As used in this section, "registering voters" includes</del>	1281
<del>any effort, for compensation, to provide voter registration</del>	1282
<del>forms or to assist persons in completing or returning those</del>	1283
<del>forms.</del>	1284
<b>Sec. 3503.30.</b> <u>(A)</u> When by mistake a qualified elector has	1285
caused <del>himself</del> <u>the elector</u> to be registered in a precinct <del>which</del>	1286
<del>was</del> <u>that is not his</u> <u>the elector's</u> place of residence, the board	1287
of elections, on full and satisfactory proof that such error was	1288
committed by mistake, may, on <del>his</del> <u>the elector's</u> personal	1289
application and proof of <del>his</del> <u>the elector's</u> true residence,	1290
correct <del>his</del> <u>the elector's</u> registration form. The board may	1291
correct all errors occurring in the registration of electors	1292
when it finds that the errors subject to correction were not of	1293
fraudulent intent.	1294
<u>(B) When by mistake a qualified elector has been</u>	1295
<u>registered automatically under section 3503.11 of the Revised</u>	1296
<u>Code in a precinct that is not the elector's place of residence,</u>	1297
<u>the board of elections, upon application of the elector and</u>	1298
<u>proof of the elector's true residence, shall correct the</u>	1299
<u>elector's registration form.</u>	1300
<b>Sec. 3503.33.</b> <u>(A)</u> If an elector applying for registration	1301
is already registered in another state or in another county	1302
within this state, the elector shall declare this fact to the	1303
registration officer and shall sign an authorization to cancel	1304
the previous registration on a form prescribed by the secretary	1305

of state. 1306

(B) When the board of elections registers a person to vote 1307  
or updates a person's registration under section 3503.11 of the 1308  
Revised Code, if the board is aware of the person's previous 1309  
residence address and that address is located in another state 1310  
or in another county within this state, the board shall create a 1311  
notice to cancel the previous registration for the purpose of 1312  
complying with division (C) of this section. 1313

(C) (1) The ~~director of the~~ board of elections shall mail 1314  
all ~~such~~ authorizations and notices described in division (A) or 1315  
(B) of this section to the board of elections or comparable 1316  
agency of the proper state and county. In the case of a notice 1317  
described in division (B) of this section, the board shall 1318  
include with the notice a copy of the elector's most recent 1319  
registration form. 1320

(a) Upon the receipt of ~~this~~ an authorization described in 1321  
division (A) of this section from the forwarding county, the 1322  
director of a board of elections in Ohio, upon a comparison of 1323  
the elector's signature with the elector's signature as it 1324  
appears on the registration files, shall remove the elector's 1325  
registration from the files, and place it with the cancellation 1326  
authorization in a separate file which shall be kept for a 1327  
period of two calendar years. 1328

(b) Upon the receipt of a notice described in division (B) 1329  
of this section from the forwarding county, the board of 1330  
elections in Ohio shall compare the elector's signature on the 1331  
copy of the registration form received with the notice with the 1332  
elector's signature as it appears on the registration files, 1333  
shall remove the elector's registration from the files, and 1334  
shall place it with the notice in a separate file, which shall 1335

be kept for a period of two calendar years. 1336

(2) The board shall notify the elector at the present 1337  
address ~~as~~ shown on the cancellation authorization or notice 1338  
that ~~his~~ the elector's prior registration has been canceled. 1339

(D) If, after the cancellation of an elector's prior 1340  
registration under division (C) (1) (b) of this section, the board 1341  
of elections that sent the notice under division (B) of this 1342  
section receives a declination to register or to update the 1343  
elector's registration under section 3503.11 of the Revised 1344  
Code, the board shall notify the board of elections or 1345  
comparable agency to which the board sent the notice under 1346  
division (B) of this section to restore the elector's previous 1347  
registration and treat it as though it were never canceled. 1348

**Sec. 3505.18.** (A) (1) When an elector appears in a polling 1349  
place to vote, the elector shall announce to the precinct 1350  
election officials the elector's full name and current address 1351  
and provide proof of the elector's identity in the form of a 1352  
current and valid photo identification, a military 1353  
identification, or a copy of a current utility bill, bank 1354  
statement, government check, paycheck, or other government 1355  
document, other than a notice of voter registration mailed by a 1356  
board of elections ~~under section 3503.19 of the Revised Code,~~ 1357  
that shows the name and current address of the elector. 1358

(2) If an elector does not have or is unable to provide to 1359  
the precinct election officials any of the forms of 1360  
identification required under division (A) (1) of this section, 1361  
the elector may cast a provisional ballot under section 3505.181 1362  
of the Revised Code and do either of the following: 1363

(a) Write the elector's driver's license or state 1364

identification card number or the last four digits of the 1365  
elector's social security number on the provisional ballot 1366  
envelope; or 1367

(b) Appear at the office of the board of elections not 1368  
later than the seventh day after the day of the election and 1369  
provide the identification required under division (A)(1) of 1370  
this section, the elector's driver's license or state 1371  
identification card number, or the last four digits of the 1372  
elector's social security number. 1373

(B) After the elector has announced the elector's full 1374  
name and current address and provided any of the forms of 1375  
identification required under division (A)(1) of this section, 1376  
the elector shall write the elector's name and address at the 1377  
proper place in the poll list or signature pollbook provided for 1378  
the purpose, except that if, for any reason, an elector is 1379  
unable to write the elector's name and current address in the 1380  
poll list or signature pollbook, the elector may make the 1381  
elector's mark at the place intended for the elector's name, and 1382  
a precinct election official shall write the name of the elector 1383  
at the proper place on the poll list or signature pollbook 1384  
following the elector's mark. The making of such a mark shall be 1385  
attested by the precinct election official, who shall evidence 1386  
the same by signing the precinct election official's name on the 1387  
poll list or signature pollbook as a witness to the mark. 1388  
Alternatively, if applicable, an attorney in fact acting 1389  
pursuant to section 3501.382 of the Revised Code may sign the 1390  
elector's signature in the poll list or signature pollbook in 1391  
accordance with that section. 1392

The elector's signature in the poll list or signature 1393  
pollbook then shall be compared with the elector's signature on 1394



the elector's registration form or a digitized signature list as 1395  
provided for in section 3503.13 of the Revised Code, and if, in 1396  
the opinion of a majority of the precinct election officials, 1397  
the signatures are the signatures of the same person, the 1398  
election officials shall enter the date of the election on the 1399  
registration form or shall record the date by other means 1400  
prescribed by the secretary of state. The validity of an 1401  
attorney in fact's signature on behalf of an elector shall be 1402  
determined in accordance with section 3501.382 of the Revised 1403  
Code. 1404

If the right of the elector to vote is not then 1405  
challenged, or, if being challenged, the elector establishes the 1406  
elector's right to vote, the elector shall be allowed to proceed 1407  
to use the voting machine. If voting machines are not being used 1408  
in that precinct, the precinct election official in charge of 1409  
ballots shall then detach the next ballots to be issued to the 1410  
elector from Stub B attached to each ballot, leaving Stub A 1411  
attached to each ballot, hand the ballots to the elector, and 1412  
call the elector's name and the stub number on each of the 1413  
ballots. The precinct election official shall enter the stub 1414  
numbers opposite the signature of the elector in the pollbook. 1415  
The elector shall then retire to one of the voting compartments 1416  
to mark the elector's ballots. No mark shall be made on any 1417  
ballot which would in any way enable any person to identify the 1418  
person who voted the ballot. 1419

**Sec. 3505.181.** (A) All of the following individuals shall 1420  
be permitted to cast a provisional ballot at an election: 1421

(1) An individual who declares that the individual is a 1422  
registered voter in the precinct in which the individual desires 1423  
to vote and that the individual is eligible to vote in an 1424

election, but the name of the individual does not appear on the 1425  
official list of eligible voters for the precinct or an election 1426  
official asserts that the individual is not eligible to vote; 1427

(2) An individual who does not have or is unable to 1428  
provide to the election officials any of the forms of 1429  
identification required under division (A)(1) of section 3505.18 1430  
of the Revised Code; 1431

(3) An individual whose name in the poll list or signature 1432  
pollbook has been marked under section 3509.09 or 3511.13 of the 1433  
Revised Code as having requested an absent voter's ballot or a 1434  
uniformed services or overseas absent voter's ballot for that 1435  
election and who appears to vote at the polling place; 1436

(4) An individual whose notification of registration has 1437  
been returned undelivered to the board of elections and whose 1438  
name in the official registration list and in the poll list or 1439  
signature pollbook has been marked under division (C)(2)(a) of 1440  
section 3503.11 or division (C)(2) of section 3503.19 of the 1441  
Revised Code; 1442

(5) An individual who has been successfully challenged 1443  
under section 3505.20 or 3513.20 of the Revised Code or whose 1444  
application or challenge hearing has been postponed until after 1445  
the day of the election under division (D)(1) of section 3503.24 1446  
of the Revised Code; 1447

(6) An individual who changes the individual's name and 1448  
remains within the precinct without providing proof of that name 1449  
change under division (B)(1)(b) of section 3503.16 of the 1450  
Revised Code, moves from one precinct to another within a 1451  
county, moves from one precinct to another and changes the 1452  
individual's name, or moves from one county to another within 1453

the state, and completes and signs the required forms and 1454  
statements under division (B) or (C) of section 3503.16 of the 1455  
Revised Code; 1456

(7) An individual whose signature, in the opinion of the 1457  
precinct officers under section 3505.22 of the Revised Code, is 1458  
not that of the person who signed that name in the registration 1459  
forms. 1460

(B) An individual who is eligible to cast a provisional 1461  
ballot under division (A) of this section shall be permitted to 1462  
cast a provisional ballot as follows: 1463

(1) An election official at the polling place shall notify 1464  
the individual that the individual may cast a provisional ballot 1465  
in that election. 1466

(2) Except as otherwise provided in division (F) of this 1467  
section, the individual shall complete and execute a written 1468  
affirmation before an election official at the polling place 1469  
stating that the individual is both of the following: 1470

(a) A registered voter in the precinct in which the 1471  
individual desires to vote; 1472

(b) Eligible to vote in that election. 1473

(3) An election official at the polling place shall 1474  
transmit the ballot cast by the individual and the voter 1475  
information contained in the written affirmation executed by the 1476  
individual under division (B)(2) of this section to an 1477  
appropriate local election official for verification under 1478  
division (B)(4) of this section. 1479

(4) If the appropriate local election official to whom the 1480  
ballot or voter or address information is transmitted under 1481

division (B) (3) of this section determines that the individual 1482  
is eligible to vote, the individual's provisional ballot shall 1483  
be counted as a vote in that election. 1484

(5) (a) At the time that an individual casts a provisional 1485  
ballot, the appropriate local election official shall give the 1486  
individual written information that states that any individual 1487  
who casts a provisional ballot will be able to ascertain under 1488  
the system established under division (B) (5) (b) of this section 1489  
whether the vote was counted, and, if the vote was not counted, 1490  
the reason that the vote was not counted. 1491

(b) The appropriate state or local election official shall 1492  
establish a free access system, in the form of a toll-free 1493  
telephone number, that any individual who casts a provisional 1494  
ballot may access to discover whether the vote of that 1495  
individual was counted, and, if the vote was not counted, the 1496  
reason that the vote was not counted. The free access system 1497  
established under this division also shall provide to an 1498  
individual whose provisional ballot was not counted information 1499  
explaining how that individual may contact the board of 1500  
elections to register to vote or to resolve problems with the 1501  
individual's voter registration. 1502

The appropriate state or local election official shall 1503  
establish and maintain reasonable procedures necessary to 1504  
protect the security, confidentiality, and integrity of personal 1505  
information collected, stored, or otherwise used by the free 1506  
access system established under this division. The system shall 1507  
permit an individual only to gain access to information about 1508  
the individual's own provisional ballot. 1509

(6) If, at the time that an individual casts a provisional 1510  
ballot, the individual provides identification in the form of a 1511

current and valid photo identification, a military 1512  
identification, or a copy of a current utility bill, bank 1513  
statement, government check, paycheck, or other government 1514  
document, other than a notice of voter registration mailed by a 1515  
board of elections ~~under section 3503.19 of the Revised Code,~~ 1516  
that shows the individual's name and current address, or 1517  
provides the individual's driver's license or state 1518  
identification card number or the last four digits of the 1519  
individual's social security number, the individual shall record 1520  
the type of identification provided or the driver's license, 1521  
state identification card, or social security number information 1522  
and include that information on the provisional ballot 1523  
affirmation under division (B) (3) of this section. 1524

(7) During the seven days after the day of an election, an 1525  
individual who casts a provisional ballot because the individual 1526  
does not have or is unable to provide to the election officials 1527  
any of the required forms of identification or because the 1528  
individual has been successfully challenged under section 1529  
3505.20 of the Revised Code shall appear at the office of the 1530  
board of elections and provide to the board any additional 1531  
information necessary to determine the eligibility of the 1532  
individual who cast the provisional ballot. 1533

(a) For a provisional ballot cast by an individual who 1534  
does not have or is unable to provide to the election officials 1535  
any of the required forms of identification to be eligible to be 1536  
counted, the individual who cast that ballot, within seven days 1537  
after the day of the election, shall do either of the following: 1538

(i) Provide to the board of elections proof of the 1539  
individual's identity in the form of a current and valid photo 1540  
identification, a military identification, or a copy of a 1541

current utility bill, bank statement, government check, 1542  
paycheck, or other government document, other than a notice of 1543  
voter registration mailed by a board of elections ~~under section~~ 1544  
~~3503.19 of the Revised Code~~, that shows the individual's name 1545  
and current address; or 1546

(ii) Provide to the board of elections the individual's 1547  
driver's license or state identification card number or the last 1548  
four digits of the individual's social security number. 1549

(b) For a provisional ballot cast by an individual who has 1550  
been successfully challenged under section 3505.20 of the 1551  
Revised Code to be eligible to be counted, the individual who 1552  
cast that ballot, within seven days after the day of that 1553  
election, shall provide to the board of elections any 1554  
identification or other documentation required to be provided by 1555  
the applicable challenge questions asked of that individual 1556  
under section 3505.20 of the Revised Code. 1557

(C) (1) If an individual declares that the individual is 1558  
eligible to vote in a precinct other than the precinct in which 1559  
the individual desires to vote, or if, upon review of the 1560  
precinct voting location guide using the residential street 1561  
address provided by the individual, an election official at the 1562  
precinct at which the individual desires to vote determines that 1563  
the individual is not eligible to vote in that precinct, the 1564  
election official shall direct the individual to the precinct 1565  
and polling place in which the individual appears to be eligible 1566  
to vote, explain that the individual may cast a provisional 1567  
ballot at the current location but the ballot or a portion of 1568  
the ballot will not be counted if it is cast in the wrong 1569  
precinct, and provide the telephone number of the board of 1570  
elections in case the individual has additional questions. 1571

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

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

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

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

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

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

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

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

(1) "Precinct voting location guide" means either of the

following: 1600

(a) An electronic or paper record that lists the correct 1601  
precinct and polling place for either each specific residential 1602  
street address in the county or the range of residential street 1603  
addresses located in each neighborhood block in the county; 1604

(b) Any other method that a board of elections creates 1605  
that allows a precinct election official or any elector who is 1606  
at a polling place in that county to determine the correct 1607  
precinct and polling place of any qualified elector who resides 1608  
in the county. 1609

(2) "Voting information" means all of the following: 1610

(a) A sample version of the ballot that will be used for 1611  
that election; 1612

(b) Information regarding the date of the election and the 1613  
hours during which polling places will be open; 1614

(c) Instructions on how to vote, including how to cast a 1615  
vote and how to cast a provisional ballot; 1616

(d) Instructions for mail-in registrants and first-time 1617  
voters under applicable federal and state laws; 1618

(e) General information on voting rights under applicable 1619  
federal and state laws, including information on the right of an 1620  
individual to cast a provisional ballot and instructions on how 1621  
to contact the appropriate officials if these rights are alleged 1622  
to have been violated; 1623

(f) General information on federal and state laws 1624  
regarding prohibitions against acts of fraud and 1625  
misrepresentation. 1626



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

**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 1658  
the written affirmation in order for the provisional ballot to 1659  
be eligible to be counted: 1660

(a) The individual's printed name, signature, date of 1661  
birth, and current address; 1662

(b) A statement that the individual is a registered voter 1663  
in the precinct in which the provisional ballot is being voted; 1664

(c) A statement that the individual is eligible to vote in 1665  
the election in which the provisional ballot is being voted. 1666

(2) In addition to the information required to be included 1667  
in an affirmation under division (B)(1) of this section, in 1668  
determining whether a provisional ballot is valid and entitled 1669  
to be counted, the board also shall examine any additional 1670  
information for determining ballot validity provided by the 1671  
provisional voter on the affirmation, provided by the 1672  
provisional voter to an election official under section 3505.182 1673  
of the Revised Code, or provided to the board of elections 1674  
during the seven days after the day of the election under 1675  
division (B)(7) of section 3505.181 of the Revised Code, to 1676  
assist the board in determining the individual's eligibility to 1677  
vote. 1678

(3) If, in examining a provisional ballot affirmation and 1679  
additional information under divisions (B)(1) and (2) of this 1680  
section and comparing the information required under division 1681  
(B)(1) of this section with the elector's information in the 1682  
statewide voter registration database, the board determines that 1683  
all of the following apply, the provisional ballot envelope 1684  
shall be opened, and the ballot shall be placed in a ballot box 1685  
to be counted: 1686

(a) The individual named on the affirmation is properly registered to vote. 1687  
1688

(b) The individual named on the affirmation is eligible to cast a ballot in the precinct and for the election in which the individual cast the provisional ballot. 1689  
1690  
1691

(c) The individual provided all of the information required under division (B)(1) of this section in the affirmation that the individual executed at the time the individual cast the provisional ballot. 1692  
1693  
1694  
1695

(d) The last four digits of the elector's social security number or the elector's driver's license number or state identification card number are not different from the last four digits of the elector's social security number or the elector's driver's license number or state identification card number contained in the statewide voter registration database. 1696  
1697  
1698  
1699  
1700  
1701

(e) Except as otherwise provided in this division, the month and day of the elector's date of birth are not different from the day and month of the elector's date of birth contained in the statewide voter registration database. 1702  
1703  
1704  
1705

This division does not apply to an elector's provisional ballot if either of the following is true: 1706  
1707

(i) The elector's date of birth contained in the statewide voter registration database is January 1, 1800. 1708  
1709

(ii) The board of elections has found, by a vote of at least three of its members, that the elector has met all other requirements of division (B)(3) of this section. 1710  
1711  
1712

(f) The elector's current address is not different from the elector's address contained in the statewide voter 1713  
1714

registration database, unless the elector indicated that the 1715  
elector is casting a provisional ballot because the elector has 1716  
moved and has not submitted a notice of change of address, as 1717  
described in division (A) (6) of section 3505.181 of the Revised 1718  
Code. 1719

(g) If applicable, the individual provided any additional 1720  
information required under division (B) (7) of section 3505.181 1721  
of the Revised Code within seven days after the day of the 1722  
election. 1723

(h) If applicable, the hearing conducted under division 1724  
(B) of section 3503.24 of the Revised Code after the day of the 1725  
election resulted in the individual's inclusion in the official 1726  
registration list. 1727

(4) (a) Except as otherwise provided in division (D) of 1728  
this section, if, in examining a provisional ballot affirmation 1729  
and additional information under divisions (B) (1) and (2) of 1730  
this section and comparing the information required under 1731  
division (B) (1) of this section with the elector's information 1732  
in the statewide voter registration database, the board 1733  
determines that any of the following applies, the provisional 1734  
ballot envelope shall not be opened, and the ballot shall not be 1735  
counted: 1736

(i) The individual named on the affirmation is not 1737  
qualified or is not properly registered to vote. 1738

(ii) The individual named on the affirmation is not 1739  
eligible to cast a ballot in the precinct or for the election in 1740  
which the individual cast the provisional ballot. 1741

(iii) The individual did not provide all of the 1742  
information required under division (B) (1) of this section in 1743

the affirmation that the individual executed at the time the individual cast the provisional ballot. 1744  
1745

(iv) The individual has already cast a ballot for the election in which the individual cast the provisional ballot. 1746  
1747

(v) If applicable, the individual did not provide any additional information required under division (B) (7) of section 3505.181 of the Revised Code within seven days after the day of the election. 1748  
1749  
1750  
1751

(vi) If applicable, the hearing conducted under division (B) of section 3503.24 of the Revised Code after the day of the election did not result in the individual's inclusion in the official registration list. 1752  
1753  
1754  
1755

(vii) The individual failed to provide a current and valid photo identification, a military identification, 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~~, with the voter's name and current address, the individual's driver's license or state identification card number, or the last four digits of the individual's social security number or to execute an affirmation under division (B) of section 3505.181 of the Revised Code. 1756  
1757  
1758  
1759  
1760  
1761  
1762  
1763  
1764  
1765

(viii) The last four digits of the elector's social security number or the elector's driver's license number or state identification card number are different from the last four digits of the elector's social security number or the elector's driver's license number or state identification card number contained in the statewide voter registration database. 1766  
1767  
1768  
1769  
1770  
1771

(ix) Except as otherwise provided in this division, the 1772

month and day of the elector's date of birth are different from 1773  
the day and month of the elector's date of birth contained in 1774  
the statewide voter registration database. 1775

This division does not apply to an elector's provisional 1776  
ballot if either of the following is true: 1777

(I) The elector's date of birth contained in the statewide 1778  
voter registration database is January 1, 1800. 1779

(II) The board of elections has found, by a vote of at 1780  
least three of its members, that the elector has met all of the 1781  
requirements of division (B) (3) of this section, other than the 1782  
requirements of division (B) (3) (e) of this section. 1783

(x) The elector's current address is different from the 1784  
elector's address contained in the statewide voter registration 1785  
database, unless the elector indicated that the elector is 1786  
casting a provisional ballot because the elector has moved and 1787  
has not submitted a notice of change of address, as described in 1788  
division (A) (6) of section 3505.181 of the Revised Code. 1789

(b) If, in examining a provisional ballot affirmation and 1790  
additional information under divisions (B) (1) and (2) of this 1791  
section and comparing the information required under division 1792  
(B) (1) of this section with the elector's information in the 1793  
statewide voter registration database, the board is unable to 1794  
determine either of the following, the provisional ballot 1795  
envelope shall not be opened, and the ballot shall not be 1796  
counted: 1797

(i) Whether the individual named on the affirmation is 1798  
qualified or properly registered to vote; 1799

(ii) Whether the individual named on the affirmation is 1800  
eligible to cast a ballot in the precinct or for the election in 1801

which the individual cast the provisional ballot. 1802

(C) For each provisional ballot rejected under division 1803  
(B) (4) of this section, the board shall record the name of the 1804  
provisional voter who cast the ballot, the identification number 1805  
of the provisional ballot envelope, the names of the election 1806  
officials who determined the validity of that ballot, the date 1807  
and time that the determination was made, and the reason that 1808  
the ballot was not counted, unless the board has already 1809  
recorded that information in another database. 1810

(D) (1) If an individual cast a provisional ballot in a 1811  
precinct in which the individual is not registered and eligible 1812  
to vote, but in the correct polling location for the precinct in 1813  
which the individual is registered and eligible to vote, and the 1814  
election official failed to direct the individual to the correct 1815  
precinct, the individual's ballot shall be remade under division 1816  
(D) (2) of this section. The election official shall be deemed to 1817  
have directed the individual to the correct precinct if the 1818  
election official correctly completed the form described in 1819  
division (C) (2) of section 3505.181 of the Revised Code. 1820

(2) A board of elections that remakes a provisional ballot 1821  
under division (D) (1) of this section shall remake the 1822  
provisional ballot on a ballot for the appropriate precinct to 1823  
reflect the offices, questions, and issues for which the 1824  
individual was eligible to cast a ballot and for which the 1825  
individual attempted to cast a provisional ballot. The remade 1826  
ballot shall be counted for each office, question, and issue for 1827  
which the individual was eligible to vote. 1828

(3) If an individual cast a provisional ballot in a 1829  
precinct in which the individual is not registered and eligible 1830  
to vote and in the incorrect polling location for the precinct 1831

in which the individual is registered and eligible to vote, the 1832  
provisional ballot envelope shall not be opened, and the ballot 1833  
shall not be counted. 1834

(E) Provisional ballots that are rejected under division 1835  
(B) (4) of this section shall not be counted but shall be 1836  
preserved in their provisional ballot envelopes unopened until 1837  
the time provided by section 3505.31 of the Revised Code for the 1838  
destruction of all other ballots used at the election for which 1839  
ballots were provided, at which time they shall be destroyed. 1840

(F) Provisional ballots that the board determines are 1841  
eligible to be counted under division (B) (3) or (D) of this 1842  
section shall be counted in the same manner as provided for 1843  
other ballots under section 3505.27 of the Revised Code. No 1844  
provisional ballots shall be counted in a particular county 1845  
until the board determines the eligibility to be counted of all 1846  
provisional ballots cast in that county under division (B) of 1847  
this section for that election. Observers, as provided in 1848  
section 3505.21 of the Revised Code, may be present at all times 1849  
that the board is determining the eligibility of provisional 1850  
ballots to be counted and counting those provisional ballots 1851  
determined to be eligible. No person shall recklessly disclose 1852  
the count or any portion of the count of provisional ballots in 1853  
such a manner as to jeopardize the secrecy of any individual 1854  
ballot. 1855

(G) (1) Except as otherwise provided in division (G) (2) of 1856  
this section, nothing in this section shall prevent a board of 1857  
elections from examining provisional ballot affirmations and 1858  
additional information under divisions (B) (1) and (2) of this 1859  
section to determine the eligibility of provisional ballots to 1860  
be counted during the ten days after the day of an election. 1861



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

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

- (A) The elector's name;
- (B) The elector's signature;
- (C) The address at which the elector is registered to vote;
- (D) The elector's date of birth;
- (E) One of the following:
  - (1) The elector's driver's license number;
  - (2) The last four digits of the elector's social security number;
  - (3) A copy of the elector's current and valid photo

identification, a copy of a military identification, or a copy 1890  
of a current utility bill, bank statement, government check, 1891  
paycheck, or other government document, other than a notice of 1892  
voter registration mailed by a board of elections ~~under section~~ 1893  
~~3503.19 of the Revised Code~~, that shows the name and address of 1894  
the elector. 1895

(F) A statement identifying the election for which absent 1896  
voter's ballots are requested; 1897

(G) A statement that the person requesting the ballots is 1898  
a qualified elector; 1899

(H) If the request is for primary election ballots, the 1900  
elector's party affiliation; 1901

(I) If the elector desires ballots to be mailed to the 1902  
elector, the address to which those ballots shall be mailed. 1903

Each application for absent voter's ballots shall be 1904  
delivered to the director not earlier than the first day of 1905  
January of the year of the elections for which the absent 1906  
voter's ballots are requested or not earlier than ninety days 1907  
before the day of the election at which the ballots are to be 1908  
voted, whichever is earlier, and not later than twelve noon of 1909  
the third day before the day of the election at which the 1910  
ballots are to be voted, or not later than six p.m. on the last 1911  
Friday before the day of the election at which the ballots are 1912  
to be voted if the application is delivered in person to the 1913  
office of the board. 1914

A board of elections that mails an absent voter's ballot 1915  
application to an elector under this section shall not prepay 1916  
the return postage for that application. 1917

Except as otherwise provided in this section and in 1918

sections 3505.24 and 3509.08 of the Revised Code, an election 1919  
official shall not fill out any portion of an application for 1920  
absent voter's ballots on behalf of an applicant. The secretary 1921  
of state or a board of elections may preprint only an 1922  
applicant's name and address on an application for absent 1923  
voter's ballots before mailing that application to the 1924  
applicant. 1925

**Sec. 3509.05.** (A) When an elector receives an absent 1926  
voter's ballot pursuant to the elector's application or request, 1927  
the elector shall, before placing any marks on the ballot, note 1928  
whether there are any voting marks on it. If there are any 1929  
voting marks, the ballot shall be returned immediately to the 1930  
board of elections; otherwise, the elector shall cause the 1931  
ballot to be marked, folded in a manner that the stub on it and 1932  
the indorsements and facsimile signatures of the members of the 1933  
board of elections on the back of it are visible, and placed and 1934  
sealed within the identification envelope received from the 1935  
director of elections for that purpose. Then, the elector shall 1936  
cause the statement of voter on the outside of the 1937  
identification envelope to be completed and signed, under 1938  
penalty of election falsification. 1939

If the elector does not provide the elector's driver's 1940  
license number or the last four digits of the elector's social 1941  
security number on the statement of voter on the identification 1942  
envelope, the elector also shall include in the return envelope 1943  
with the identification envelope a copy of the elector's current 1944  
valid photo identification, a copy of a military identification, 1945  
or a copy of a current utility bill, bank statement, government 1946  
check, paycheck, or other government document, other than a 1947  
notice of voter registration mailed by a board of elections 1948  
~~under section 3503.19 of the Revised Code,~~ that shows the name 1949

and address of the elector. 1950

The elector shall mail the identification envelope to the 1951  
director from whom it was received in the return envelope, 1952  
postage prepaid, or the elector may personally deliver it to the 1953  
director, or the spouse of the elector, the father, mother, 1954  
father-in-law, mother-in-law, grandfather, grandmother, brother, 1955  
or sister of the whole or half blood, or the son, daughter, 1956  
adopting parent, adopted child, stepparent, stepchild, uncle, 1957  
aunt, nephew, or niece of the elector may deliver it to the 1958  
director. The return envelope shall be transmitted to the 1959  
director in no other manner, except as provided in section 1960  
3509.08 of the Revised Code. 1961

When absent voter's ballots are delivered to an elector at 1962  
the office of the board, the elector may retire to a voting 1963  
compartment provided by the board and there mark the ballots. 1964  
Thereupon, the elector shall fold them, place them in the 1965  
identification envelope provided, seal the envelope, fill in and 1966  
sign the statement on the envelope under penalty of election 1967  
falsification, and deliver the envelope to the director of the 1968  
board. 1969

Except as otherwise provided in division (B) of this 1970  
section, all other envelopes containing marked absent voter's 1971  
ballots shall be delivered to the director not later than the 1972  
close of the polls on the day of an election. Absent voter's 1973  
ballots delivered to the director later than the times specified 1974  
shall not be counted, but shall be kept by the board in the 1975  
sealed identification envelopes in which they are delivered to 1976  
the director, until the time provided by section 3505.31 of the 1977  
Revised Code for the destruction of all other ballots used at 1978  
the election for which ballots were provided, at which time they 1979

shall be destroyed. 1980

(B) (1) Except as otherwise provided in division (B) (2) of 1981  
this section, any return envelope that is postmarked prior to 1982  
the day of the election shall be delivered to the director prior 1983  
to the eleventh day after the election. Ballots delivered in 1984  
envelopes postmarked prior to the day of the election that are 1985  
received after the close of the polls on election day through 1986  
the tenth day thereafter shall be counted on the eleventh day at 1987  
the board of elections in the manner provided in divisions (C) 1988  
and (D) of section 3509.06 of the Revised Code. Any such ballots 1989  
that are received by the director later than the tenth day 1990  
following the election shall not be counted, but shall be kept 1991  
by the board in the sealed identification envelopes as provided 1992  
in division (A) of this section. 1993

(2) Division (B) (1) of this section shall not apply to any 1994  
mail that is postmarked using a postage evidencing system, 1995  
including a postage meter, as defined in 39 C.F.R. 501.1. 1996

**Sec. 3511.02.** Notwithstanding any section of the Revised 1997  
Code to the contrary, whenever any person applies for 1998  
registration as a voter on a form adopted in accordance with 1999  
federal regulations relating to the "Uniformed and Overseas 2000  
Citizens Absentee Voting Act," 100 Stat. 924, 42 U.S.C.A. 1973ff 2001  
(1986), this application shall be sufficient for voter 2002  
registration and as a request for an absent voter's ballot. 2003  
Uniformed services or overseas absent voter's ballots may be 2004  
obtained by any person meeting the requirements of section 2005  
3511.011 of the Revised Code by applying electronically to the 2006  
secretary of state or to the board of elections of the county in 2007  
which the person's voting residence is located in accordance 2008  
with section 3511.021 of the Revised Code or by applying to the 2009

director of the board of elections of the county in which the 2010  
person's voting residence is located, in one of the following 2011  
ways: 2012

(A) That person may make written application for those 2013  
ballots. The person may personally deliver the application to 2014  
the director or may mail it, send it by facsimile machine, send 2015  
it by electronic mail, send it through internet delivery if such 2016  
delivery is offered by the board of elections or the secretary 2017  
of state, or otherwise send it to the director. The application 2018  
need not be in any particular form but shall contain all of the 2019  
following information: 2020

(1) The elector's name; 2021

(2) The elector's signature; 2022

(3) The address at which the elector is registered to 2023  
vote; 2024

(4) The elector's date of birth; 2025

(5) One of the following: 2026

(a) The elector's driver's license number; 2027

(b) The last four digits of the elector's social security 2028  
number; 2029

(c) A copy of the elector's current and valid photo 2030  
identification, a copy of a military identification, or a copy 2031  
of a current utility bill, bank statement, government check, 2032  
paycheck, or other government document, other than a notice of 2033  
voter registration mailed by a board of elections ~~under section~~ 2034  
~~3503.19 of the Revised Code~~, that shows the name and address of 2035  
the elector. 2036

- (6) A statement identifying the election for which absent voter's ballots are requested; 2037  
2038
- (7) A statement that the person requesting the ballots is a qualified elector; 2039  
2040
- (8) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff-6; 2041  
2042  
2043
- (9) A statement of the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near the service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, whichever is applicable; 2044  
2045  
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- (10) If the request is for primary election ballots, the elector's party affiliation; 2052  
2053
- (11) If the elector desires ballots to be mailed to the elector, the address to which those ballots shall be mailed; 2054  
2055
- (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; 2056  
2057  
2058
- (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. 2059  
2060  
2061  
2062  
2063
- (B) A voter or any relative of a voter listed in division 2064

(C) of this section may use a single federal post card 2065  
application to apply for uniformed services or overseas absent 2066  
voter's ballots for use at the primary and general elections in 2067  
a given year and any special election to be held on the day in 2068  
that year specified by division (E) of section 3501.01 of the 2069  
Revised Code for the holding of a primary election, designated 2070  
by the general assembly for the purpose of submitting 2071  
constitutional amendments proposed by the general assembly to 2072  
the voters of the state. A single federal postcard application 2073  
shall be processed by the board of elections pursuant to section 2074  
3511.04 of the Revised Code the same as if the voter had applied 2075  
separately for uniformed services or overseas absent voter's 2076  
ballots for each election. 2077

(C) Application to have uniformed services or overseas 2078  
absent voter's ballots mailed or sent by facsimile machine to 2079  
such a person may be made by the spouse, father, mother, father- 2080  
in-law, mother-in-law, grandfather, grandmother, brother or 2081  
sister of the whole blood or half blood, son, daughter, adopting 2082  
parent, adopted child, stepparent, stepchild, daughter-in-law, 2083  
son-in-law, uncle, aunt, nephew, or niece of such a person. The 2084  
application shall be in writing upon a blank form furnished only 2085  
by the director or on a single federal post card as provided in 2086  
division (B) of this section. The form of the application shall 2087  
be prescribed by the secretary of state. The director shall 2088  
furnish that blank form to any of the relatives specified in 2089  
this division desiring to make the application, only upon the 2090  
request of such a relative made in person at the office of the 2091  
board or upon the written request of such a relative mailed to 2092  
the office of the board. The application, subscribed and sworn 2093  
to by the applicant, shall contain all of the following: 2094

(1) The full name of the elector for whom ballots are 2095



requested;	2096
(2) A statement that the elector is an absent uniformed services voter or overseas voter as defined in 42 U.S.C. 1973ff- 6;	2097 2098 2099
(3) The address at which the elector is registered to vote;	2100 2101
(4) A statement identifying the elector's length of residence in the state immediately preceding the commencement of service, immediately preceding the date of leaving to be with or near a service member, or immediately preceding leaving the United States, or a statement that the elector's parent or legal guardian resided in this state long enough to establish residency for voting purposes immediately preceding leaving the United States, as the case may be;	2102 2103 2104 2105 2106 2107 2108 2109
(5) The elector's date of birth;	2110
(6) One of the following:	2111
(a) The elector's driver's license number;	2112
(b) The last four digits of the elector's social security number;	2113 2114
(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 <del>under section</del> <del>3503.19 of the Revised Code</del> , that shows the name and address of the elector.	2115 2116 2117 2118 2119 2120 2121
(7) A statement identifying the election for which absent voter's ballots are requested;	2122 2123

(8) A statement that the person requesting the ballots is a qualified elector; 2124  
2125

(9) If the request is for primary election ballots, the elector's party affiliation; 2126  
2127

(10) A statement that the applicant bears a relationship to the elector as specified in division (C) of this section; 2128  
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(11) The address to which ballots shall be mailed, the telephone number to which ballots shall be sent by facsimile machine, the electronic mail address to which ballots shall be sent by electronic mail, or, if internet delivery is offered by the board of elections or the secretary of state, the internet contact information to which ballots shall be sent through internet delivery; 2130  
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(12) The signature and address of the person making the application. 2137  
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Each application for uniformed services or overseas 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 uniformed services or overseas 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 preceding the day of the election, or not later than six p.m. on the last Friday before the day of the election at which those ballots are to be voted if the application is delivered in person to the office of the board. 2139  
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(D) If the voter for whom the application is made is entitled to vote for presidential and vice-presidential electors only, the applicant shall submit to the director in addition to 2150  
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the requirements of divisions (A), (B), and (C) of this section, 2153  
a statement to the effect that the voter is qualified to vote 2154  
for presidential and vice-presidential electors and for no other 2155  
offices. 2156

(E) A board of elections that mails a federal post card 2157  
application or other absent voter's ballot application to an 2158  
elector under this section shall not prepay the return postage 2159  
for that application. 2160

(F) Except as otherwise provided in this section and in 2161  
sections 3505.24 and 3509.08 of the Revised Code, an election 2162  
official shall not fill out any portion of a federal post card 2163  
application or other application for absent voter's ballots on 2164  
behalf of an applicant. The secretary of state or a board of 2165  
elections may preprint only an applicant's name and address on a 2166  
federal post card application or other application for absent 2167  
voter's ballots before mailing that application to the 2168  
applicant. 2169

**Sec. 3511.09.** Upon receiving uniformed services or 2170  
overseas absent voter's ballots, the elector shall cause the 2171  
questions on the face of the identification envelope to be 2172  
answered, and, by writing the elector's usual signature in the 2173  
proper place on the identification envelope, the elector shall 2174  
declare under penalty of election falsification that the answers 2175  
to those questions are true and correct to the best of the 2176  
elector's knowledge and belief. Then, the elector shall note 2177  
whether there are any voting marks on the ballot. If there are 2178  
any voting marks, the ballot shall be returned immediately to 2179  
the board of elections; otherwise, the elector shall cause the 2180  
ballot to be marked, folded separately so as to conceal the 2181  
markings on it, deposited in the identification envelope, and 2182

securely sealed in the identification envelope. The elector then 2183  
shall cause the identification envelope to be placed within the 2184  
return envelope, sealed in the return envelope, and mailed to 2185  
the director of the board of elections to whom it is addressed. 2186  
The ballot shall be submitted for mailing not later than 12:01 2187  
a.m. at the place where the voter completes the ballot, on the 2188  
date of the election. If the elector does not provide the 2189  
elector's driver's license number or the last four digits of the 2190  
elector's social security number on the statement of voter on 2191  
the identification envelope, the elector also shall include in 2192  
the return envelope with the identification envelope a copy of 2193  
the elector's current valid photo identification, a copy of a 2194  
military identification, or a copy of a current utility bill, 2195  
bank statement, government check, paycheck, or other government 2196  
document, other than a notice of voter registration mailed by a 2197  
board of elections ~~under section 3503.19 of the Revised Code,~~ 2198  
that shows the name and address of the elector. Each elector who 2199  
will be outside the United States on the day of the election 2200  
shall check the box on the return envelope indicating this fact 2201  
and shall mail the return envelope to the director prior to the 2202  
close of the polls on election day. 2203

Every uniformed services or overseas absent voter's ballot 2204  
identification envelope shall be accompanied by the following 2205  
statement in boldface capital letters: WHOEVER COMMITS ELECTION 2206  
FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE. 2207

**Sec. 3599.11.** (A) No person shall knowingly register or 2208  
make application or attempt to register in a precinct in which 2209  
the person is not a qualified voter; or knowingly aid or abet 2210  
any person to so register; or attempt to register or knowingly 2211  
induce or attempt to induce any person to so register; or 2212  
knowingly impersonate another or write or assume the name of 2213

another, real or fictitious, in registering or attempting to 2214  
register; or by false statement or other unlawful means procure, 2215  
aid, or attempt to procure the erasure or striking out on the 2216  
register or duplicate list of the name of a qualified elector 2217  
therein; or knowingly induce or attempt to induce a registrar or 2218  
other election authority to refuse registration in a precinct to 2219  
an elector thereof; or knowingly swear or affirm falsely upon a 2220  
lawful examination by or before any registering officer; or 2221  
make, print, or issue any false or counterfeit certificate of 2222  
registration or knowingly alter any certificate of registration. 2223

No person shall knowingly register under more than one 2224  
name or knowingly induce any person to so register. 2225

No person shall knowingly make any false statement on any 2226  
form for registration or change of registration or upon any 2227  
application or return envelope for an absent voter's ballot. 2228

Whoever violates this division is guilty of a felony of 2229  
the fifth degree. 2230

(B) (1) No person who helps another person register outside 2231  
an official voter registration place shall knowingly destroy, or 2232  
knowingly help another person to destroy, any completed 2233  
registration form. 2234

Whoever violates this division is guilty of election 2235  
falsification, a felony of the fifth degree. 2236

(2) ~~(a)~~ No person who helps another person register outside 2237  
an official voter registration place shall knowingly fail to 2238  
~~return~~ cause any registration form entrusted to that person to 2239  
be returned to any board of elections or the office of the 2240  
secretary of state within ten days after that ~~registration~~ 2241  
registration form is completed, or on or before the thirtieth 2242

day before the election, whichever day is earlier, unless the 2243  
registration form is received by the person within twenty-four 2244  
hours of the thirtieth day before the election, in which case 2245  
the person shall ~~return~~ cause the registration form to be 2246  
returned to any board of elections or the office of the 2247  
secretary of state within ten days of its receipt. 2248

Whoever violates this division is guilty of election 2249  
falsification, a felony of the fifth degree, unless the person 2250  
has not previously been convicted of a violation of this 2251  
division ~~(B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this~~ 2252  
~~section~~, the violation of this division does not cause any 2253  
person to miss any voter registration deadline with regard to 2254  
any election, and the number of voter registration forms that 2255  
the violator has failed to properly return does not exceed 2256  
forty-nine, in which case the violator is guilty of a 2257  
misdemeanor of the first degree. 2258

~~(b) Subject to division (C) (2) of this section, no person~~ 2259  
~~who helps another person register outside an official~~ 2260  
~~registration place shall knowingly return any registration form~~ 2261  
~~entrusted to that person to any location other than any board of~~ 2262  
~~elections or the office of the secretary of state.~~ 2263

~~Whoever violates this division is guilty of election~~ 2264  
~~falsification, a felony of the fifth degree, unless the person~~ 2265  
~~has not previously been convicted of a violation of division (B)~~ 2266  
~~(2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the~~ 2267  
~~violation of this division does not cause any person to miss any~~ 2268  
~~voter registration deadline with regard to any election, and the~~ 2269  
~~number of voter registration forms that the violator has failed~~ 2270  
~~to properly return does not exceed forty nine, in which case the~~ 2271  
~~violator is guilty of a misdemeanor of the first degree.~~ 2272

~~(C) (1) No person who receives compensation for registering a voter shall knowingly fail to return any registration form entrusted to that person to any board of elections or the office of the secretary of state within ten days after that voter registration form is completed, or on or before the thirtieth day before the election, whichever is earlier, unless the registration form is received by the person within twenty four hours of the thirtieth day before the election, in which case the person shall return the registration form to any board of elections or the office of the secretary of state within ten days of its receipt.~~ 2273  
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~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the number of voter registration forms that the violator has failed to properly return does not exceed forty nine, in which case the violator is guilty of a misdemeanor of the first degree.~~ 2284  
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~~(2) No person who receives compensation for registering a voter shall knowingly return any registration form entrusted to that person to any location other than any board of elections or the office of the secretary of state.~~ 2293  
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~~Whoever violates this division is guilty of election falsification, a felony of the fifth degree, unless the person has not previously been convicted of a violation of division (B) (2) (a), (B) (2) (b), (C) (1), or (C) (2) of this section, the violation of this division does not cause any person to miss any voter registration deadline with regard to any election, and the~~ 2297  
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~~number of voter registration forms that the violator has failed- 2303  
to properly return does not exceed forty nine, in which case the 2304  
violator is guilty of a misdemeanor of the first degree. 2305~~

~~(D) As used in division (C) of this section, "registering- 2306  
a voter" includes any effort, for compensation, to provide voter 2307  
registration forms or to assist persons in completing or 2308  
returning those forms. 2309~~

**Sec. 3599.18.** (A) No election official, person assisting 2310  
in the registration of electors, or police officer shall 2311  
knowingly do any of the following: 2312

(1) Refuse, neglect, or unnecessarily delay, hinder, or 2313  
prevent the registration of a qualified elector, who in a lawful 2314  
manner applies for registration or who should be registered 2315  
under section 3503.11 of the Revised Code; 2316

(2) Enter or consent to the entry of a fictitious name on 2317  
a voter registration list; 2318

(3) Alter the name on or remove or destroy the 2319  
registration card or form of any qualified elector; 2320

(4) Neglect, unlawfully execute, or fail to execute any 2321  
duty enjoined upon that person as an election official, person 2322  
assisting in the registration of electors, or police officer. 2323

(B) Whoever violates division (A) of this section is 2324  
guilty of a misdemeanor of the first degree. 2325

**Sec. 4501.023.** (A) The registrar of motor vehicles shall 2326  
designate an employee of the bureau of motor vehicles to be in 2327  
charge of and responsible for voter registration within the 2328  
bureau. Each deputy registrar of motor vehicles shall designate 2329  
an employee in that deputy registrar's office to be in charge of 2330



and responsible for voter registration within that office. 2331

(B) The registrar shall provide, in cooperation with the 2332  
secretary of state, a training program and materials for initial 2333  
training in voter registration and for ongoing training for all 2334  
deputy registrars and their employees. 2335

(C) The registrar shall report to the secretary of state 2336  
at least once annually ~~the number of applicants for licenses-~~ 2337  
~~served and~~ the number of voter registration transactions 2338  
completed and transmitted to the board of elections by the 2339  
registrar and all deputy registrars. 2340

**Sec. 4503.03.** (A) (1) (a) Except as provided in division (B) 2341  
of this section, the registrar of motor vehicles may designate 2342  
one or more of the following persons to act as a deputy 2343  
registrar in each county: 2344

(i) The county auditor in any county, subject to division 2345  
(A) (1) (b) (i) of this section; 2346

(ii) The clerk of a court of common pleas in any county, 2347  
subject to division (A) (1) (b) (ii) of this section; 2348

(iii) An individual; 2349

(iv) A nonprofit corporation as defined in division (C) of 2350  
section 1702.01 of the Revised Code. 2351

(b) (i) If the population of a county is forty thousand or 2352  
less according to the most recent federal decennial census and 2353  
if the county auditor is designated by the registrar as a deputy 2354  
registrar, no other person need be designated in the county to 2355  
act as a deputy registrar. 2356

(ii) The registrar may designate a clerk of a court of 2357  
common pleas as a deputy registrar if the population of the 2358

county is forty thousand or less according to the last federal 2359  
census. In a county with a population greater than forty 2360  
thousand but not more than fifty thousand according to the last 2361  
federal census, the clerk of a court of common pleas is eligible 2362  
to act as a deputy registrar and may participate in the 2363  
competitive selection process for the award of a deputy 2364  
registrar contract by applying in the same manner as any other 2365  
person. All fees collected and retained by a clerk for 2366  
conducting deputy registrar services shall be paid into the 2367  
county treasury to the credit of the certificate of title 2368  
administration fund created under section 325.33 of the Revised 2369  
Code. 2370

Notwithstanding the county population restrictions in 2371  
division (A)(1)(b) of this section, if no person applies to act 2372  
under contract as a deputy registrar in a county and the county 2373  
auditor is not designated as a deputy registrar, the registrar 2374  
may ask the clerk of a court of common pleas to serve as the 2375  
deputy registrar for that county. 2376

(c) As part of the selection process in awarding a deputy 2377  
registrar contract, the registrar shall consider the customer 2378  
service performance record of any person previously awarded a 2379  
deputy registrar contract pursuant to division (A)(1) of this 2380  
section. 2381

(2) Deputy registrars shall accept applications for the 2382  
annual license tax for any vehicle not taxed under section 2383  
4503.63 of the Revised Code and shall assign distinctive numbers 2384  
in the same manner as the registrar. Such deputies shall be 2385  
located in such locations in the county as the registrar sees 2386  
fit. There shall be at least one deputy registrar in each 2387  
county. 2388

Deputy registrar contracts are subject to the provisions 2389  
of division (B) of section 125.081 of the Revised Code. 2390

(B) (1) The registrar shall not designate any person to act 2391  
as a deputy registrar under division (A) (1) of this section if 2392  
the person or, where applicable, the person's spouse or a member 2393  
of the person's immediate family has made, within the current 2394  
calendar year or any one of the previous three calendar years, 2395  
one or more contributions totaling in excess of one hundred 2396  
dollars to any person or entity included in division (A) (2) of 2397  
section 4503.033 of the Revised Code. As used in this division, 2398  
"immediate family" has the same meaning as in division (D) of 2399  
section 102.01 of the Revised Code, and "entity" includes any 2400  
political party and any "continuing association" as defined in 2401  
division (C) (4) of section 3517.01 of the Revised Code or 2402  
"political action committee" as defined in division (C) (8) of 2403  
that section that is primarily associated with that political 2404  
party. For purposes of this division, contributions to any 2405  
continuing association or any political action committee that is 2406  
primarily associated with a political party shall be aggregated 2407  
with contributions to that political party. 2408

The contribution limitations contained in this division do 2409  
not apply to any county auditor or clerk of a court of common 2410  
pleas. A county auditor or clerk of a court of common pleas is 2411  
not required to file the disclosure statement or pay the filing 2412  
fee required under section 4503.033 of the Revised Code. The 2413  
limitations of this division also do not apply to a deputy 2414  
registrar who, subsequent to being awarded a deputy registrar 2415  
contract, is elected to an office of a political subdivision. 2416

(2) The registrar shall not designate either of the 2417  
following to act as a deputy registrar: 2418

(a) Any elected public official other than a county auditor or, as authorized by division (A) (1) (b) of this section, a clerk of a court of common pleas, acting in an official capacity, except that, the registrar shall continue and may renew a contract with any deputy registrar who, subsequent to being awarded a deputy registrar contract, is elected to an office of a political subdivision;

(b) Any person holding a current, valid contract to conduct motor vehicle inspections under section 3704.14 of the Revised Code.

(3) As used in division (B) of this section, "political subdivision" has the same meaning as in section 3501.01 of the Revised Code.

(C) (1) Except as provided in division (C) (2) of this section, deputy registrars are independent contractors and neither they nor their employees are employees of this state, except that nothing in this section shall affect the status of county auditors or clerks of courts of common pleas as public officials, nor the status of their employees as employees of any of the counties of this state, which are political subdivisions of this state. Each deputy registrar shall be responsible for the payment of all unemployment compensation premiums, all workers' compensation premiums, social security contributions, and any and all taxes for which the deputy registrar is legally responsible. Each deputy registrar shall comply with all applicable federal, state, and local laws requiring the withholding of income taxes or other taxes from the compensation of the deputy registrar's employees. Each deputy registrar shall maintain during the entire term of the deputy registrar's contract a policy of business liability insurance satisfactory

to the registrar and shall hold the department of public safety, 2449  
the director of public safety, the bureau of motor vehicles, and 2450  
the registrar harmless upon any and all claims for damages 2451  
arising out of the operation of the deputy registrar agency. 2452

(2) For purposes of Chapter 4141. of the Revised Code, 2453  
determinations concerning the employment of deputy registrars 2454  
and their employees shall be made under Chapter 4141. of the 2455  
Revised Code. 2456

(D)(1) With the approval of the director, the registrar 2457  
shall adopt rules governing deputy registrars. The rules shall 2458  
do all of the following: 2459

(a) Establish requirements governing the terms of the 2460  
contract between the registrar and each deputy registrar and the 2461  
services to be performed; 2462

(b) Establish requirements governing the amount of bond to 2463  
be given as provided in this section; 2464

(c) Establish requirements governing the size and location 2465  
of the deputy's office; 2466

(d) Establish requirements governing the leasing of 2467  
equipment necessary to conduct the vision screenings required 2468  
under section 4507.12 of the Revised Code and training in the 2469  
use of the equipment; 2470

(e) Encourage every deputy registrar to inform the public 2471  
of the location of the deputy registrar's office and hours of 2472  
operation by means of public service announcements; 2473

(f) Allow any deputy registrar to advertise in regard to 2474  
the operation of the deputy registrar's office; 2475

(g) Specify the hours the deputy's office is to be open to 2476

the public and require as a minimum that one deputy's office in 2477  
each county be open to the public for at least four hours each 2478  
weekend, provided that if only one deputy's office is located 2479  
within the boundary of the county seat, that office is the 2480  
office that shall be open for the four-hour period each weekend; 2481

(h) Specify that every deputy registrar, upon request, 2482  
provide any person with information about the location and 2483  
office hours of all deputy registrars in the county; 2484

(i) Allow a deputy registrar contract to be awarded to a 2485  
nonprofit corporation formed under the laws of this state; 2486

(j) Except as provided in division (D)(2) of this section, 2487  
prohibit any deputy registrar from operating more than one 2488  
deputy registrar's office at any time; 2489

(k) For the duration of any deputy registrar contract, 2490  
require that the deputy registrar occupy a primary residence in 2491  
a location that is within a one-hour commute time from the 2492  
deputy registrar's office or offices. The rules shall require 2493  
the registrar to determine commute time by using multiple 2494  
established internet-based mapping services. 2495

(l) Establish procedures for a deputy registrar to request 2496  
the authority to collect reinstatement fees under sections 2497  
4507.1612, 4507.45, 4509.101, 4509.81, 4510.10, 4510.22, 2498  
4510.72, and 4511.191 of the Revised Code and to transmit the 2499  
reinstatement fees and two dollars of the service fee collected 2500  
under those sections. The registrar shall ensure that, not later 2501  
than January 1, 2012, at least one deputy registrar in each 2502  
county has the necessary equipment and is able to accept 2503  
reinstatement fees. The registrar shall deposit the service fees 2504  
received from a deputy registrar under those sections into the 2505

state bureau of motor vehicles fund created in section 4501.25 2506  
of the Revised Code and shall use the money for deputy registrar 2507  
equipment necessary in connection with accepting reinstatement 2508  
fees. 2509

(m) Establish such other requirements as the registrar and 2510  
director consider necessary to provide a high level of service. 2511

(2) Notwithstanding division (D)(1)(j) of this section, 2512  
the rules may allow both of the following: 2513

(a) The registrar to award a contract to a deputy 2514  
registrar to operate more than one deputy registrar's office if 2515  
determined by the registrar to be practical; 2516

(b) A nonprofit corporation formed for the purposes of 2517  
providing automobile-related services to its members or the 2518  
public and that provides such services from more than one 2519  
location in this state to operate a deputy registrar office at 2520  
any location. 2521

(3) As a daily adjustment, the bureau of motor vehicles 2522  
shall credit to a deputy registrar three dollars and fifty cents 2523  
for each damaged license plate or validation sticker the deputy 2524  
registrar replaces as a service to a member of the public. 2525

(4) (a) With the prior approval of the registrar, each 2526  
deputy registrar may conduct at the location of the deputy 2527  
registrar's office any business that is consistent with the 2528  
functions of a deputy registrar and that is not specifically 2529  
mandated or authorized by this or another chapter of the Revised 2530  
Code or by implementing rules of the registrar. 2531

(b) In accordance with guidelines the director of public 2532  
safety shall establish, a deputy registrar may operate or 2533  
contract for the operation of a vending machine at a deputy 2534

registrar location if products of the vending machine are 2535  
consistent with the functions of a deputy registrar. 2536

(c) A deputy registrar may enter into an agreement with 2537  
the Ohio turnpike and infrastructure commission pursuant to 2538  
division (A)(11) of section 5537.04 of the Revised Code for the 2539  
purpose of allowing the general public to acquire from the 2540  
deputy registrar the electronic toll collection devices that are 2541  
used under the multi-jurisdiction electronic toll collection 2542  
agreement between the Ohio turnpike and infrastructure 2543  
commission and any other entities or agencies that participate 2544  
in such an agreement. The approval of the registrar is not 2545  
necessary if a deputy registrar engages in this activity. 2546

(5) As used in this section and in section 4507.01 of the 2547  
Revised Code, "nonprofit corporation" has the same meaning as in 2548  
section 1702.01 of the Revised Code. 2549

(E)(1) Unless otherwise terminated and except for interim 2550  
contracts lasting not longer than one year, contracts with 2551  
deputy registrars shall be entered into through a competitive 2552  
selection process and shall be limited in duration as follows: 2553

(a) For contracts entered into between July 1, 1996 and 2554  
June 29, 2014, for a period of not less than two years, but not 2555  
more than three years; 2556

(b) For contracts entered into on or after June 29, 2014, 2557  
for a period of five years, unless the registrar determines that 2558  
a shorter contract term is appropriate for a particular deputy 2559  
registrar. 2560

(2) All contracts with deputy registrars shall expire on 2561  
the last Saturday of June in the year of their expiration. Prior 2562  
to the expiration of any deputy registrar contract, the 2563



registrar, with the approval of the director, may award a one- 2564  
year contract extension to any deputy registrar who has provided 2565  
exemplary service based upon objective performance evaluations. 2566

(3) (a) The auditor of state may examine the accounts, 2567  
reports, systems, and other data of each deputy registrar at 2568  
least every two years. The registrar, with the approval of the 2569  
director, shall immediately remove a deputy who violates any 2570  
provision of the Revised Code related to the duties as a deputy, 2571  
any rule adopted by the registrar, or a term of the deputy's 2572  
contract with the registrar. The registrar also may remove a 2573  
deputy who, in the opinion of the registrar, has engaged in any 2574  
conduct that is either unbecoming to one representing this state 2575  
or is inconsistent with the efficient operation of the deputy's 2576  
office. 2577

(b) If the registrar, with the approval of the director, 2578  
determines that there is good cause to believe that a deputy 2579  
registrar or a person proposing for a deputy registrar contract 2580  
has engaged in any conduct that would require the denial or 2581  
termination of the deputy registrar contract, the registrar may 2582  
require the production of books, records, and papers as the 2583  
registrar determines are necessary, and may take the depositions 2584  
of witnesses residing within or outside the state in the same 2585  
manner as is prescribed by law for the taking of depositions in 2586  
civil actions in the court of common pleas, and for that purpose 2587  
the registrar may issue a subpoena for any witness or a subpoena 2588  
duces tecum to compel the production of any books, records, or 2589  
papers, directed to the sheriff of the county where the witness 2590  
resides or is found. Such a subpoena shall be served and 2591  
returned in the same manner as a subpoena in a criminal case is 2592  
served and returned. The fees of the sheriff shall be the same 2593  
as that allowed in the court of common pleas in criminal cases. 2594

Witnesses shall be paid the fees and mileage provided for under 2595  
section 119.094 of the Revised Code. The fees and mileage shall 2596  
be paid from the fund in the state treasury for the use of the 2597  
agency in the same manner as other expenses of the agency are 2598  
paid. 2599

In any case of disobedience or neglect of any subpoena 2600  
served on any person or the refusal of any witness to testify to 2601  
any matter regarding which the witness lawfully may be 2602  
interrogated, the court of common pleas of any county where the 2603  
disobedience, neglect, or refusal occurs or any judge of that 2604  
court, on application by the registrar, shall compel obedience 2605  
by attachment proceedings for contempt, as in the case of 2606  
disobedience of the requirements of a subpoena issued from that 2607  
court, or a refusal to testify in that court. 2608

(4) Nothing in division (E) of this section shall be 2609  
construed to require a hearing of any nature prior to the 2610  
termination of any deputy registrar contract by the registrar, 2611  
with the approval of the director, for cause. 2612

(F) Except as provided in section 2743.03 of the Revised 2613  
Code, no court, other than the court of common pleas of Franklin 2614  
county, has jurisdiction of any action against the department of 2615  
public safety, the director, the bureau, or the registrar to 2616  
restrain the exercise of any power or authority, or to entertain 2617  
any action for declaratory judgment, in the selection and 2618  
appointment of, or contracting with, deputy registrars. Neither 2619  
the department, the director, the bureau, nor the registrar is 2620  
liable in any action at law for damages sustained by any person 2621  
because of any acts of the department, the director, the bureau, 2622  
or the registrar, or of any employee of the department or 2623  
bureau, in the performance of official duties in the selection 2624

and appointment of, and contracting with, deputy registrars. 2625

(G) The registrar shall assign to each deputy registrar a 2626  
series of numbers sufficient to supply the demand at all times 2627  
in the area the deputy registrar serves, and the registrar shall 2628  
keep a record in the registrar's office of the numbers within 2629  
the series assigned. Each deputy shall be required to give bond 2630  
in the amount of at least twenty-five thousand dollars, or in 2631  
such higher amount as the registrar determines necessary, based 2632  
on a uniform schedule of bond amounts established by the 2633  
registrar and determined by the volume of registrations handled 2634  
by the deputy. The form of the bond shall be prescribed by the 2635  
registrar. The bonds required of deputy registrars, in the 2636  
discretion of the registrar, may be individual or schedule bonds 2637  
or may be included in any blanket bond coverage carried by the 2638  
department. 2639

(H) Each deputy registrar shall keep a file of each 2640  
application received by the deputy and shall register that motor 2641  
vehicle with the name and address of its owner. 2642

(I) Upon request, a deputy registrar shall make the 2643  
physical inspection of a motor vehicle and issue the physical 2644  
inspection certificate required in section 4505.061 of the 2645  
Revised Code. 2646

~~(J) Each deputy registrar shall file a report semiannually 2647  
with the registrar of motor vehicles listing the number of 2648  
applicants for licenses the deputy has served, the number of 2649  
voter registration applications the deputy has completed and 2650  
transmitted to the board of elections, and the number of voter 2651  
registration applications declined. 2652~~

**Sec. 4503.10.** (A) The owner of every snowmobile, off- 2653

highway motorcycle, and all-purpose vehicle required to be 2654  
registered under section 4519.02 of the Revised Code shall file 2655  
an application for registration under section 4519.03 of the 2656  
Revised Code. The owner of a motor vehicle, other than a 2657  
snowmobile, off-highway motorcycle, or all-purpose vehicle, that 2658  
is not designed and constructed by the manufacturer for 2659  
operation on a street or highway may not register it under this 2660  
chapter except upon certification of inspection pursuant to 2661  
section 4513.02 of the Revised Code by the sheriff, or the chief 2662  
of police of the municipal corporation or township, with 2663  
jurisdiction over the political subdivision in which the owner 2664  
of the motor vehicle resides. Except as provided in section 2665  
4503.103 of the Revised Code, every owner of every other motor 2666  
vehicle not previously described in this section and every 2667  
person mentioned as owner in the last certificate of title of a 2668  
motor vehicle that is operated or driven upon the public roads 2669  
or highways shall cause to be filed each year, by mail or 2670  
otherwise, in the office of the registrar of motor vehicles or a 2671  
deputy registrar, a written or electronic application or a 2672  
preprinted registration renewal notice issued under section 2673  
4503.102 of the Revised Code, the form of which shall be 2674  
prescribed by the registrar, for registration for the following 2675  
registration year, which shall begin on the first day of January 2676  
of every calendar year and end on the thirty-first day of 2677  
December in the same year. Applications for registration and 2678  
registration renewal notices shall be filed at the times 2679  
established by the registrar pursuant to section 4503.101 of the 2680  
Revised Code. A motor vehicle owner also may elect to apply for 2681  
or renew a motor vehicle registration by electronic means using 2682  
electronic signature in accordance with rules adopted by the 2683  
registrar. Except as provided in division (J) of this section, 2684  
applications for registration shall be made on blanks furnished 2685

by the registrar for that purpose, containing the following 2686  
information: 2687

(1) A brief description of the motor vehicle to be 2688  
registered, including the year, make, model, and vehicle 2689  
identification number, and, in the case of commercial cars, the 2690  
gross weight of the vehicle fully equipped computed in the 2691  
manner prescribed in section 4503.08 of the Revised Code; 2692

(2) The name and residence address of the owner, and the 2693  
township and municipal corporation in which the owner resides; 2694

(3) The district of registration, which shall be 2695  
determined as follows: 2696

(a) In case the motor vehicle to be registered is used for 2697  
hire or principally in connection with any established business 2698  
or branch business, conducted at a particular place, the 2699  
district of registration is the municipal corporation in which 2700  
that place is located or, if not located in any municipal 2701  
corporation, the county and township in which that place is 2702  
located. 2703

(b) In case the vehicle is not so used, the district of 2704  
registration is the municipal corporation or county in which the 2705  
owner resides at the time of making the application. 2706

(4) Whether the motor vehicle is a new or used motor 2707  
vehicle; 2708

(5) The date of purchase of the motor vehicle; 2709

(6) Whether the fees required to be paid for the 2710  
registration or transfer of the motor vehicle, during the 2711  
preceding registration year and during the preceding period of 2712  
the current registration year, have been paid. Each application 2713

for registration shall be signed by the owner, either manually 2714  
or by electronic signature, or pursuant to obtaining a limited 2715  
power of attorney authorized by the registrar for registration, 2716  
or other document authorizing such signature. If the owner 2717  
elects to apply for or renew the motor vehicle registration with 2718  
the registrar by electronic means, the owner's manual signature 2719  
is not required. 2720

(7) The owner's social security number, driver's license 2721  
number, or state identification number, or, where a motor 2722  
vehicle to be registered is used for hire or principally in 2723  
connection with any established business, the owner's federal 2724  
taxpayer identification number. The bureau of motor vehicles 2725  
shall retain in its records all social security numbers provided 2726  
under this section, but the bureau shall not place social 2727  
security numbers on motor vehicle certificates of registration. 2728

(8) All of the following information: 2729

(a) That if the applicant is eligible to register to vote 2730  
or to update the applicant's name or address on the applicant's 2731  
voter registration, the applicant will be automatically 2732  
registered as an elector or the applicant's registration will be 2733  
automatically updated, as applicable; 2734

(b) That if the applicant does not wish to register to 2735  
vote or to update the applicant's voter registration, the 2736  
applicant will receive instructions from the board of elections 2737  
describing the process to decline to register or to update the 2738  
applicant's registration; 2739

(c) That whoever knowingly provides a false name, 2740  
residence address, driver's license or state identification card 2741  
number, or social security number on the form is guilty of 2742

election falsification, a felony of the fifth degree. 2743

(B) Except as otherwise provided in this division, each 2744  
time an applicant first registers a motor vehicle in the 2745  
applicant's name, the applicant shall present for inspection a 2746  
physical certificate of title or memorandum certificate showing 2747  
title to the motor vehicle to be registered in the name of the 2748  
applicant if a physical certificate of title or memorandum 2749  
certificate has been issued by a clerk of a court of common 2750  
pleas. If, under sections 4505.021, 4505.06, and 4505.08 of the 2751  
Revised Code, a clerk instead has issued an electronic 2752  
certificate of title for the applicant's motor vehicle, that 2753  
certificate may be presented for inspection at the time of first 2754  
registration in a manner prescribed by rules adopted by the 2755  
registrar. An applicant is not required to present a certificate 2756  
of title to an electronic motor vehicle dealer acting as a 2757  
limited authority deputy registrar in accordance with rules 2758  
adopted by the registrar. When a motor vehicle inspection and 2759  
maintenance program is in effect under section 3704.14 of the 2760  
Revised Code and rules adopted under it, each application for 2761  
registration for a vehicle required to be inspected under that 2762  
section and those rules shall be accompanied by an inspection 2763  
certificate for the motor vehicle issued in accordance with that 2764  
section. The application shall be refused if any of the 2765  
following applies: 2766

(1) The application is not in proper form. 2767

(2) The application is prohibited from being accepted by 2768  
division (D) of section 2935.27, division (A) of section 2769  
2937.221, division (A) of section 4503.13, division (B) of 2770  
section 4510.22, or division (B) (1) of section 4521.10 of the 2771  
Revised Code. 2772

(3) A certificate of title or memorandum certificate of title is required but does not accompany the application or, in the case of an electronic certificate of title, is required but is not presented in a manner prescribed by the registrar's rules.

(4) All registration and transfer fees for the motor vehicle, for the preceding year or the preceding period of the current registration year, have not been paid.

(5) The owner or lessee does not have an inspection certificate for the motor vehicle as provided in section 3704.14 of the Revised Code, and rules adopted under it, if that section is applicable.

This section does not require the payment of license or registration taxes on a motor vehicle for any preceding year, or for any preceding period of a year, if the motor vehicle was not taxable for that preceding year or period under sections 4503.02, 4503.04, 4503.11, 4503.12, and 4503.16 or Chapter 4504. of the Revised Code. When a certificate of registration is issued upon the first registration of a motor vehicle by or on behalf of the owner, the official issuing the certificate shall indicate the issuance with a stamp on the certificate of title or memorandum certificate or, in the case of an electronic certificate of title, an electronic stamp or other notation as specified in rules adopted by the registrar, and with a stamp on the inspection certificate for the motor vehicle, if any. The official also shall indicate, by a stamp or by other means the registrar prescribes, on the registration certificate issued upon the first registration of a motor vehicle by or on behalf of the owner the odometer reading of the motor vehicle as shown in the odometer statement included in or attached to the



certificate of title. Upon each subsequent registration of the 2803  
motor vehicle by or on behalf of the same owner, the official 2804  
also shall so indicate the odometer reading of the motor vehicle 2805  
as shown on the immediately preceding certificate of 2806  
registration. 2807

The registrar shall include in the permanent registration 2808  
record of any vehicle required to be inspected under section 2809  
3704.14 of the Revised Code the inspection certificate number 2810  
from the inspection certificate that is presented at the time of 2811  
registration of the vehicle as required under this division. 2812

(C) (1) Except as otherwise provided in division (C) (1) of 2813  
this section, for each registration renewal with an expiration 2814  
date on or after October 1, 2003, and for each initial 2815  
application for registration received on and after that date, 2816  
the registrar and each deputy registrar shall collect an 2817  
additional fee of eleven dollars for each application for 2818  
registration and registration renewal received. For vehicles 2819  
specified in divisions (A) (1) to (21) of section 4503.042 of the 2820  
Revised Code, commencing with each registration renewal with an 2821  
expiration date on or after October 1, 2009, and for each 2822  
initial application received on or after that date, the 2823  
registrar and deputy registrar shall collect an additional fee 2824  
of thirty dollars for each application for registration and 2825  
registration renewal received. The additional fee is for the 2826  
purpose of defraying the department of public safety's costs 2827  
associated with the administration and enforcement of the motor 2828  
vehicle and traffic laws of Ohio. Each deputy registrar shall 2829  
transmit the fees collected under division (C) (1) of this 2830  
section in the time and manner provided in this section. The 2831  
registrar shall deposit all moneys received under division (C) 2832  
(1) of this section into the state highway safety fund 2833

established in section 4501.06 of the Revised Code. 2834

(2) In addition, a charge of twenty-five cents shall be 2835  
made for each reflectorized safety license plate issued, and a 2836  
single charge of twenty-five cents shall be made for each county 2837  
identification sticker or each set of county identification 2838  
stickers issued, as the case may be, to cover the cost of 2839  
producing the license plates and stickers, including material, 2840  
manufacturing, and administrative costs. Those fees shall be in 2841  
addition to the license tax. If the total cost of producing the 2842  
plates is less than twenty-five cents per plate, or if the total 2843  
cost of producing the stickers is less than twenty-five cents 2844  
per sticker or per set issued, any excess moneys accruing from 2845  
the fees shall be distributed in the same manner as provided by 2846  
section 4501.04 of the Revised Code for the distribution of 2847  
license tax moneys. If the total cost of producing the plates 2848  
exceeds twenty-five cents per plate, or if the total cost of 2849  
producing the stickers exceeds twenty-five cents per sticker or 2850  
per set issued, the difference shall be paid from the license 2851  
tax moneys collected pursuant to section 4503.02 of the Revised 2852  
Code. 2853

(D) Each deputy registrar shall be allowed a fee of three 2854  
dollars and fifty cents for each application for registration 2855  
and registration renewal notice the deputy registrar receives, 2856  
which shall be for the purpose of compensating the deputy 2857  
registrar for the deputy registrar's services, and such office 2858  
and rental expenses, as may be necessary for the proper 2859  
discharge of the deputy registrar's duties in the receiving of 2860  
applications and renewal notices and the issuing of 2861  
registrations. 2862

(E) Upon the certification of the registrar, the county 2863

sheriff or local police officials shall recover license plates 2864  
erroneously or fraudulently issued. 2865

(F) Each deputy registrar, upon receipt of any application 2866  
for registration or registration renewal notice, together with 2867  
the license fee and any local motor vehicle license tax levied 2868  
pursuant to Chapter 4504. of the Revised Code, shall transmit 2869  
that fee and tax, if any, in the manner provided in this 2870  
section, together with the original and duplicate copy of the 2871  
application, to the registrar. The registrar, subject to the 2872  
approval of the director of public safety, may deposit the funds 2873  
collected by those deputies in a local bank or depository to the 2874  
credit of the "state of Ohio, bureau of motor vehicles." Where a 2875  
local bank or depository has been designated by the registrar, 2876  
each deputy registrar shall deposit all moneys collected by the 2877  
deputy registrar into that bank or depository not more than one 2878  
business day after their collection and shall make reports to 2879  
the registrar of the amounts so deposited, together with any 2880  
other information, some of which may be prescribed by the 2881  
treasurer of state, as the registrar may require and as 2882  
prescribed by the registrar by rule. The registrar, within three 2883  
days after receipt of notification of the deposit of funds by a 2884  
deputy registrar in a local bank or depository, shall draw on 2885  
that account in favor of the treasurer of state. The registrar, 2886  
subject to the approval of the director and the treasurer of 2887  
state, may make reasonable rules necessary for the prompt 2888  
transmittal of fees and for safeguarding the interests of the 2889  
state and of counties, townships, municipal corporations, and 2890  
transportation improvement districts levying local motor vehicle 2891  
license taxes. The registrar may pay service charges usually 2892  
collected by banks and depositories for such service. If deputy 2893  
registrars are located in communities where banking facilities 2894

are not available, they shall transmit the fees forthwith, by 2895  
money order or otherwise, as the registrar, by rule approved by 2896  
the director and the treasurer of state, may prescribe. The 2897  
registrar may pay the usual and customary fees for such service. 2898

(G) This section does not prevent any person from making 2899  
an application for a motor vehicle license directly to the 2900  
registrar by mail, by electronic means, or in person at any of 2901  
the registrar's offices, upon payment of a service fee of three 2902  
dollars and fifty cents for each application. 2903

(H) (1) No person shall make a false statement as to the 2904  
district of registration in an application required by division 2905  
(A) of this section. ~~Violation Except as otherwise provided in~~ 2906  
division (H) (2) of this section, violation of this division is 2907  
falsification under section 2921.13 of the Revised Code and 2908  
punishable as specified in that section. 2909

(2) No person shall knowingly provide a false name, 2910  
residence address, driver's license or state identification card 2911  
number, or social security number in an application required by 2912  
division (A) of this section. Whoever violates this division is 2913  
guilty of election falsification, a felony of the fifth degree. 2914

(I) (1) Where applicable, the requirements of division (B) 2915  
of this section relating to the presentation of an inspection 2916  
certificate issued under section 3704.14 of the Revised Code and 2917  
rules adopted under it for a motor vehicle, the refusal of a 2918  
license for failure to present an inspection certificate, and 2919  
the stamping of the inspection certificate by the official 2920  
issuing the certificate of registration apply to the 2921  
registration of and issuance of license plates for a motor 2922  
vehicle under sections 4503.102, 4503.12, 4503.14, 4503.15, 2923  
4503.16, 4503.171, 4503.172, 4503.19, 4503.40, 4503.41, 4503.42, 2924

4503.43, 4503.44, 4503.46, 4503.47, and 4503.51 of the Revised Code. 2925  
2926

(2) (a) The registrar shall adopt rules ensuring that each 2927  
owner registering a motor vehicle in a county where a motor 2928  
vehicle inspection and maintenance program is in effect under 2929  
section 3704.14 of the Revised Code and rules adopted under it 2930  
receives information about the requirements established in that 2931  
section and those rules and about the need in those counties to 2932  
present an inspection certificate with an application for 2933  
registration or preregistration. 2934

(b) Upon request, the registrar shall provide the director 2935  
of environmental protection, or any person that has been awarded 2936  
a contract under section 3704.14 of the Revised Code, an on-line 2937  
computer data link to registration information for all passenger 2938  
cars, noncommercial motor vehicles, and commercial cars that are 2939  
subject to that section. The registrar also shall provide to the 2940  
director of environmental protection a magnetic data tape 2941  
containing registration information regarding passenger cars, 2942  
noncommercial motor vehicles, and commercial cars for which a 2943  
multi-year registration is in effect under section 4503.103 of 2944  
the Revised Code or rules adopted under it, including, without 2945  
limitation, the date of issuance of the multi-year registration, 2946  
the registration deadline established under rules adopted under 2947  
section 4503.101 of the Revised Code that was applicable in the 2948  
year in which the multi-year registration was issued, and the 2949  
registration deadline for renewal of the multi-year 2950  
registration. 2951

(J) Subject to division (K) of this section, application 2952  
for registration under the international registration plan, as 2953  
set forth in sections 4503.60 to 4503.66 of the Revised Code, 2954

shall be made to the registrar on forms furnished by the 2955  
registrar. In accordance with international registration plan 2956  
guidelines and pursuant to rules adopted by the registrar, the 2957  
forms shall include the following: 2958

(1) A uniform mileage schedule; 2959

(2) The gross vehicle weight of the vehicle or combined 2960  
gross vehicle weight of the combination vehicle as declared by 2961  
the registrant; 2962

(3) Any other information the registrar requires by rule. 2963

(K) The registrar shall determine the feasibility of 2964  
implementing an electronic commercial fleet licensing and 2965  
management program that will enable the owners of commercial 2966  
tractors, commercial trailers, and commercial semitrailers to 2967  
conduct electronic transactions by July 1, 2010, or sooner. If 2968  
the registrar determines that implementing such a program is 2969  
feasible, the registrar shall adopt new rules under this 2970  
division or amend existing rules adopted under this division as 2971  
necessary in order to respond to advances in technology. 2972

If international registration plan guidelines and 2973  
provisions allow member jurisdictions to permit applications for 2974  
registrations under the international registration plan to be 2975  
made via the internet, the rules the registrar adopts under this 2976  
division shall permit such action. 2977

**Sec. 4506.04.** (A) No person shall do any of the following: 2978

(1) Drive a commercial motor vehicle while having in the 2979  
person's possession or otherwise under the person's control more 2980  
than one valid driver's license issued by this state, any other 2981  
state, or by a foreign jurisdiction; 2982

(2) Drive a commercial motor vehicle on a highway in this state in violation of an out-of-service order, while the person's driving privilege is suspended, revoked, or canceled, or while the person is subject to disqualification;

(3) Drive a motor vehicle on a highway in this state under authority of a commercial driver's license issued by another state or a foreign jurisdiction, after having been a resident of this state for thirty days or longer;

(4) Knowingly give false information in any application or certification required by section 4506.07 of the Revised Code.

(B) The department of public safety shall give every conviction occurring out of this state and notice of which is received after December 31, 1989, full faith and credit and treat it for sanctioning purposes under this chapter as though the conviction had occurred in this state.

(C) (1) Whoever violates division (A) (1), (2), or (3) of this section is guilty of a misdemeanor of the first degree.

~~(2) Whoever (a) Except as otherwise provided in division (C) (2) (b) of this section, whoever violates division (A) (4) of this section is guilty of falsification, a misdemeanor of the first degree. In addition, the~~

(b) Whoever violates division (A) (4) of this section by knowingly providing a false name, residence address, date of birth, license number, social security number, or country of citizenship is guilty of election falsification, a felony of the fifth degree.

(c) The provisions of section 4507.19 of the Revised Code apply to a violation of division (A) (4) of this section.

**Sec. 4506.07.** (A) Every application for a commercial 3011  
driver's license, restricted commercial driver's license, or a 3012  
commercial driver's temporary instruction permit, or a duplicate 3013  
of such a license, shall be made upon a form approved and 3014  
furnished by the registrar of motor vehicles. Except as provided 3015  
in section 4506.24 of the Revised Code in regard to a restricted 3016  
commercial driver's license, the application shall be signed by 3017  
the applicant and shall contain the following information: 3018

(1) The applicant's name, date of birth, social security 3019  
account number, sex, general description including height, 3020  
weight, and color of hair and eyes, current residence, duration 3021  
of residence in this state, country of citizenship, and 3022  
occupation; 3023

(2) Whether the applicant previously has been licensed to 3024  
operate a commercial motor vehicle or any other type of motor 3025  
vehicle in another state or a foreign jurisdiction and, if so, 3026  
when, by what state, and whether the license or driving 3027  
privileges currently are suspended or revoked in any 3028  
jurisdiction, or the applicant otherwise has been disqualified 3029  
from operating a commercial motor vehicle, or is subject to an 3030  
out-of-service order issued under this chapter or any similar 3031  
law of another state or a foreign jurisdiction and, if so, the 3032  
date of, locations involved, and reason for the suspension, 3033  
revocation, disqualification, or out-of-service order; 3034

(3) Whether the applicant is afflicted with or suffering 3035  
from any physical or mental disability or disease that prevents 3036  
the applicant from exercising reasonable and ordinary control 3037  
over a motor vehicle while operating it upon a highway or is or 3038  
has been subject to any condition resulting in episodic 3039  
impairment of consciousness or loss of muscular control and, if 3040



so, the nature and extent of the disability, disease, or 3041  
condition, and the names and addresses of the physicians 3042  
attending the applicant; 3043

(4) Whether the applicant has obtained a medical 3044  
examiner's certificate as required by this chapter and, 3045  
beginning January 30, 2012, the applicant, prior to or at the 3046  
time of applying, has self-certified to the registrar the 3047  
applicable status of the applicant under division (A) (2) of 3048  
section 4506.10 of the Revised Code; 3049

(5) Whether the applicant has pending a citation for 3050  
violation of any motor vehicle law or ordinance except a parking 3051  
violation and, if so, a description of the citation, the court 3052  
having jurisdiction of the offense, and the date when the 3053  
offense occurred; 3054

(6) If an applicant has not certified the applicant's 3055  
willingness to make an anatomical gift under section 2108.05 of 3056  
the Revised Code, whether the applicant wishes to certify 3057  
willingness to make such an anatomical gift, which shall be 3058  
given no consideration in the issuance of a license; 3059

(7) ~~On and after May 1, 1993, whether~~ Whether the 3060  
applicant has executed a valid durable power of attorney for 3061  
health care pursuant to sections 1337.11 to 1337.17 of the 3062  
Revised Code or has executed a declaration governing the use or 3063  
continuation, or the withholding or withdrawal, of life- 3064  
sustaining treatment pursuant to sections 2133.01 to 2133.15 of 3065  
the Revised Code and, if the applicant has executed either type 3066  
of instrument, whether the applicant wishes the license issued 3067  
to indicate that the applicant has executed the instrument; 3068

(8) ~~On and after October 7, 2009, whether~~ Whether the 3069

applicant is a veteran, active duty, or reservist of the armed 3070  
forces of the United States and, if the applicant is such, 3071  
whether the applicant wishes the license issued to indicate that 3072  
the applicant is a veteran, active duty, or reservist of the 3073  
armed forces of the United States by a military designation on 3074  
the license. 3075

(B) Every applicant shall certify, on a form approved and 3076  
furnished by the registrar, all of the following: 3077

(1) That the motor vehicle in which the applicant intends 3078  
to take the driving skills test is representative of the type of 3079  
motor vehicle that the applicant expects to operate as a driver; 3080

(2) That the applicant is not subject to any 3081  
disqualification or out-of-service order, or license suspension, 3082  
revocation, or cancellation, under the laws of this state, of 3083  
another state, or of a foreign jurisdiction and does not have 3084  
more than one driver's license issued by this or another state 3085  
or a foreign jurisdiction; 3086

(3) Any additional information, certification, or evidence 3087  
that the registrar requires by rule in order to ensure that the 3088  
issuance of a commercial driver's license to the applicant is in 3089  
compliance with the law of this state and with federal law. 3090

(C) Every applicant shall execute a form, approved and 3091  
furnished by the registrar, under which the applicant consents 3092  
to the release by the registrar of information from the 3093  
applicant's driving record. 3094

(D) The form approved and furnished by the registrar or a 3095  
deputy registrar, in accordance with section 3503.11 of the 3096  
Revised Code, of motor vehicles for an application for a 3097  
commercial driver's license, restricted commercial driver's 3098

license, or a commercial driver's temporary instruction permit 3099  
or an application for a duplicate of such a license shall 3100  
~~register as an elector any applicant for a commercial driver's~~ 3101  
~~license or for a renewal or duplicate of such a license under~~ 3102  
~~this chapter, if the applicant is eligible and wishes to~~ inform 3103  
the applicant of all of the following: 3104

(1) That if the applicant is eligible to register to vote 3105  
or to update the applicant's name or address on the applicant's 3106  
voter registration, the applicant will be automatically 3107  
~~registered as an elector. The decision of an applicant whether~~ 3108  
~~to register as an elector shall be given no consideration in the~~ 3109  
~~decision of whether to issue the applicant a license or a~~ 3110  
~~renewal or duplicate or the applicant's registration will be~~ 3111  
automatically updated, as applicable; 3112

(2) That if the applicant does not wish to register to 3113  
vote or to update the applicant's voter registration, the 3114  
applicant will receive instructions from the board of elections 3115  
describing the process to decline to register or to update the 3116  
applicant's registration; 3117

(3) That whoever knowingly provides a false name, 3118  
residence address, date of birth, license number, social 3119  
security number, or country of citizenship on the form is guilty 3120  
of election falsification, a felony of the fifth degree. 3121

~~(E) The registrar or a deputy registrar, in accordance~~ 3122  
~~with section 3503.11 of the Revised Code, shall offer the~~ 3123  
~~opportunity of completing a notice of change of residence or~~ 3124  
~~change of name to any applicant for a commercial driver's~~ 3125  
~~license or for a renewal or duplicate of such a license who is a~~ 3126  
~~resident of this state, if the applicant is a registered elector~~ 3127  
~~who has changed the applicant's residence or name and has not~~ 3128

~~filed such a notice.~~ 3129

~~(F)~~In considering any application submitted pursuant to 3130  
this section, the bureau of motor vehicles may conduct any 3131  
inquiries necessary to ensure that issuance or renewal of a 3132  
commercial driver's license would not violate any provision of 3133  
the Revised Code or federal law. 3134

~~(G)~~(F) In addition to any other information it contains, 3135  
~~on and after October 7, 2009,~~ the form approved and furnished by 3136  
the registrar of motor vehicles for an application for a 3137  
commercial driver's license, restricted commercial driver's 3138  
license, or a commercial driver's temporary instruction permit 3139  
or an application for a duplicate of such a license shall inform 3140  
applicants that the applicant must present a copy of the 3141  
applicant's DD-214 or an equivalent document in order to qualify 3142  
to have the license or duplicate indicate that the applicant is 3143  
a veteran, active duty, or reservist of the armed forces of the 3144  
United States based on a request made pursuant to division (A) 3145  
(8) of this section. 3146

**Sec. 4507.05.** (A) The registrar of motor vehicles, or a 3147  
deputy registrar, upon receiving an application for a temporary 3148  
instruction permit and a temporary instruction permit 3149  
identification card for a driver's license from any person who 3150  
is at least fifteen years six months of age, may issue such a 3151  
permit and identification card entitling the applicant to drive 3152  
a motor vehicle, other than a commercial motor vehicle, upon the 3153  
highways under the following conditions: 3154

(1) If the permit is issued to a person who is at least 3155  
fifteen years six months of age, but less than sixteen years of 3156  
age: 3157

(a) The permit and identification card are in the holder's 3158  
immediate possession; 3159

(b) The holder is accompanied by an eligible adult who 3160  
actually occupies the seat beside the permit holder and does not 3161  
have a prohibited concentration of alcohol in the whole blood, 3162  
blood serum or plasma, breath, or urine as provided in division 3163  
(A) of section 4511.19 of the Revised Code; 3164

(c) The total number of occupants of the vehicle does not 3165  
exceed the total number of occupant restraining devices 3166  
originally installed in the motor vehicle by its manufacturer, 3167  
and each occupant of the vehicle is wearing all of the available 3168  
elements of a properly adjusted occupant restraining device. 3169

(2) If the permit is issued to a person who is at least 3170  
sixteen years of age: 3171

(a) The permit and identification card are in the holder's 3172  
immediate possession; 3173

(b) The holder is accompanied by a licensed operator who 3174  
is at least twenty-one years of age, is actually occupying a 3175  
seat beside the driver, and does not have a prohibited 3176  
concentration of alcohol in the whole blood, blood serum or 3177  
plasma, breath, or urine as provided in division (A) of section 3178  
4511.19 of the Revised Code; 3179

(c) The total number of occupants of the vehicle does not 3180  
exceed the total number of occupant restraining devices 3181  
originally installed in the motor vehicle by its manufacturer, 3182  
and each occupant of the vehicle is wearing all of the available 3183  
elements of a properly adjusted occupant restraining device. 3184

(B) The registrar or a deputy registrar, upon receiving 3185  
from any person an application for a temporary instruction 3186

permit and temporary instruction permit identification card to 3187  
operate a motorcycle or motorized bicycle, may issue such a 3188  
permit and identification card entitling the applicant, while 3189  
having the permit and identification card in the applicant's 3190  
immediate possession, to drive a motorcycle under the 3191  
restrictions prescribed in section 4511.53 of the Revised Code, 3192  
or to drive a motorized bicycle under restrictions determined by 3193  
the registrar. A temporary instruction permit and temporary 3194  
instruction permit identification card to operate a motorized 3195  
bicycle may be issued to a person fourteen or fifteen years old. 3196

(C) (1) Any permit and identification card issued under 3197  
this section shall be issued in the same manner as a driver's 3198  
license, upon a form to be furnished by the registrar. 3199

(2) The form shall inform the applicant of all of the 3200  
following: 3201

(a) That if the applicant is eligible to register to vote 3202  
or to update the applicant's name or address on the applicant's 3203  
voter registration, the applicant will be automatically 3204  
registered as an elector or the applicant's registration will be 3205  
automatically updated, as applicable; 3206

(b) That if the applicant does not wish to register to 3207  
vote or to update the applicant's voter registration, the 3208  
applicant will receive instructions from the board of elections 3209  
describing the process to decline to register or to update the 3210  
applicant's registration; 3211

(c) That whoever knowingly provides a false name, 3212  
residence address, date of birth, state identification card 3213  
number, social security number, or country of citizenship on the 3214  
form is guilty of election falsification, a felony of the fifth 3215

degree. 3216

(3) A temporary instruction permit to drive a motor 3217  
vehicle other than a commercial motor vehicle shall be valid for 3218  
a period of one year. 3219

(D) Any person having in the person's possession a valid 3220  
and current driver's license or motorcycle operator's license or 3221  
endorsement issued to the person by another jurisdiction 3222  
recognized by this state is exempt from obtaining a temporary 3223  
instruction permit for a driver's license and from submitting to 3224  
the examination for a temporary instruction permit and the 3225  
regular examination for obtaining a driver's license or 3226  
motorcycle operator's endorsement in this state if the person 3227  
does all of the following: 3228

(1) Submits to and passes vision screening as provided in 3229  
section 4507.12 of the Revised Code; 3230

(2) Surrenders to the registrar or deputy registrar the 3231  
person's driver's license issued by the other jurisdiction; and 3232

(3) Complies with all other applicable requirements for 3233  
issuance by this state of a driver's license, driver's license 3234  
with a motorcycle operator's endorsement, or restricted license 3235  
to operate a motorcycle. 3236

If the person does not comply with all the requirements of 3237  
this division, the person shall submit to the regular 3238  
examination for obtaining a driver's license or motorcycle 3239  
operator's endorsement in this state in order to obtain such a 3240  
license or endorsement. 3241

(E) The registrar may adopt rules governing the use of 3242  
temporary instruction permits and temporary instruction permit 3243  
identification cards. 3244

(F) (1) No holder of a permit issued under division (A) of 3245  
this section shall operate a motor vehicle upon a highway or any 3246  
public or private property used by the public for purposes of 3247  
vehicular travel or parking in violation of the conditions 3248  
established under division (A) of this section. 3249

(2) Except as provided in division (F) (2) of this section, 3250  
no holder of a permit that is issued under division (A) of this 3251  
section and that is issued on or after July 1, 1998, and who has 3252  
not attained the age of eighteen years, shall operate a motor 3253  
vehicle upon a highway or any public or private property used by 3254  
the public for purposes of vehicular travel or parking between 3255  
the hours of midnight and six a.m. 3256

The holder of a permit issued under division (A) of this 3257  
section on or after July 1, 1998, who has not attained the age 3258  
of eighteen years, may operate a motor vehicle upon a highway or 3259  
any public or private property used by the public for purposes 3260  
of vehicular travel or parking between the hours of midnight and 3261  
six a.m. if, at the time of such operation, the holder is 3262  
accompanied by the holder's parent, guardian, or custodian, and 3263  
the parent, guardian, or custodian holds a current valid 3264  
driver's or commercial driver's license issued by this state, is 3265  
actually occupying a seat beside the permit holder, and does not 3266  
have a prohibited concentration of alcohol in the whole blood, 3267  
blood serum or plasma, breath, or urine as provided in division 3268  
(A) of section 4511.19 of the Revised Code. 3269

(G) (1) Notwithstanding any other provision of law to the 3270  
contrary, no law enforcement officer shall cause the operator of 3271  
a motor vehicle being operated on any street or highway to stop 3272  
the motor vehicle for the sole purpose of determining whether 3273  
each occupant of the motor vehicle is wearing all of the 3274



available elements of a properly adjusted occupant restraining device as required by division (A) of this section, or for the sole purpose of issuing a ticket, citation, or summons if the requirement in that division has been or is being violated, or for causing the arrest of or commencing a prosecution of a person for a violation of that requirement.

(2) Notwithstanding any other provision of law to the contrary, no law enforcement officer shall cause the operator of a motor vehicle being operated on any street or highway to stop the motor vehicle for the sole purpose of determining whether a violation of division (F) (2) of this section has been or is being committed or for the sole purpose of issuing a ticket, citation, or summons for such a violation or for causing the arrest of or commencing a prosecution of a person for such violation.

(H) As used in this section:

(1) "Eligible adult" means any of the following:

(a) An instructor of a driver training course approved by the department of public safety;

(b) Any of the following persons who holds a current valid driver's or commercial driver's license issued by this state:

(i) A parent, guardian, or custodian of the permit holder;

(ii) A person twenty-one years of age or older who acts in loco parentis of the permit holder.

(2) "Occupant restraining device" has the same meaning as in section 4513.263 of the Revised Code.

(I) Whoever violates division (F) (1) or (2) of this section is guilty of a minor misdemeanor.

**Sec. 4507.06.** (A) (1) Every application for a driver's 3303  
license or motorcycle operator's license or endorsement, or 3304  
duplicate of any such license or endorsement, shall be made upon 3305  
the approved form furnished by the registrar of motor vehicles 3306  
and shall be signed by the applicant. 3307

Every application shall state the following: 3308

(a) The applicant's name, date of birth, social security 3309  
number if such has been assigned, sex, general description, 3310  
including height, weight, color of hair, and eyes, residence 3311  
address, including county of residence, duration of residence in 3312  
this state, and country of citizenship; 3313

(b) Whether the applicant previously has been licensed as 3314  
an operator, chauffeur, driver, commercial driver, or motorcycle 3315  
operator and, if so, when, by what state, and whether such 3316  
license is suspended or canceled at the present time and, if so, 3317  
the date of and reason for the suspension or cancellation; 3318

(c) Whether the applicant is now or ever has been 3319  
afflicted with epilepsy, or whether the applicant now is 3320  
suffering from any physical or mental disability or disease and, 3321  
if so, the nature and extent of the disability or disease, 3322  
giving the names and addresses of physicians then or previously 3323  
in attendance upon the applicant; 3324

(d) Whether an applicant for a duplicate driver's license, 3325  
or duplicate license containing a motorcycle operator 3326  
endorsement has pending a citation for violation of any motor 3327  
vehicle law or ordinance, a description of any such citation 3328  
pending, and the date of the citation; 3329

(e) If an applicant has not certified the applicant's 3330  
willingness to make an anatomical gift under section 2108.05 of 3331

the Revised Code, whether the applicant wishes to certify 3332  
willingness to make such an anatomical gift, which shall be 3333  
given no consideration in the issuance of a license or 3334  
endorsement; 3335

(f) Whether the applicant has executed a valid durable 3336  
power of attorney for health care pursuant to sections 1337.11 3337  
to 1337.17 of the Revised Code or has executed a declaration 3338  
governing the use or continuation, or the withholding or 3339  
withdrawal, of life-sustaining treatment pursuant to sections 3340  
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3341  
executed either type of instrument, whether the applicant wishes 3342  
the applicant's license to indicate that the applicant has 3343  
executed the instrument; 3344

(g) ~~On and after October 7, 2009, whether~~ Whether the 3345  
applicant is a veteran, active duty, or reservist of the armed 3346  
forces of the United States and, if the applicant is such, 3347  
whether the applicant wishes the applicant's license to indicate 3348  
that the applicant is a veteran, active duty, or reservist of 3349  
the armed forces of the United States by a military designation 3350  
on the license. 3351

(2) Every applicant for a driver's license shall be 3352  
photographed in color at the time the application for the 3353  
license is made. The application shall state any additional 3354  
information that the registrar requires. 3355

(B) ~~The approved form furnished by the registrar or a~~ 3356  
~~deputy registrar, in accordance with section 3503.11 of the~~ 3357  
~~Revised Code, of motor vehicles for an application for a~~ 3358  
driver's license or motorcycle operator's license or endorsement 3359  
or an application for a duplicate of any such license or 3360  
endorsement shall register as an elector any person who applies 3361

~~for a driver's license or motorcycle operator's license or  
endorsement under division (A) of this section, or for a renewal  
or duplicate of the license or endorsement, if the applicant is  
eligible and wishes to inform the applicant of all of the  
following:~~ 3362 3363 3364 3365 3366

(1) That if the applicant is eligible to register to vote  
or to update the applicant's name or address on the applicant's  
voter registration, the applicant will be automatically  
registered as an elector. The decision of an applicant whether  
to register as an elector shall be given no consideration in the  
decision of whether to issue the applicant a license or  
endorsement, or a renewal or duplicate or the applicant's  
registration will be automatically updated, as applicable; 3367 3368 3369 3370 3371 3372 3373 3374

(2) That if the applicant does not wish to register to  
vote or to update the applicant's voter registration, the  
applicant will receive instructions from the board of elections  
describing the process to decline to register or to update the  
applicant's registration; 3375 3376 3377 3378 3379

(3) That whoever knowingly provides a false name,  
residence address, date of birth, license number, social  
security number, or country of citizenship on the form is guilty  
of election falsification, a felony of the fifth degree. 3380 3381 3382 3383

~~(C) The registrar or a deputy registrar, in accordance  
with section 3503.11 of the Revised Code, shall offer the  
opportunity of completing a notice of change of residence or  
change of name to any applicant for a driver's license or  
endorsement under division (A) of this section, or for a renewal  
or duplicate of the license or endorsement, if the applicant is  
a registered elector who has changed the applicant's residence  
or name and has not filed such a notice.~~ 3384 3385 3386 3387 3388 3389 3390 3391

~~(D)~~In addition to any other information it contains, ~~on~~ 3392  
~~and after October 7, 2009,~~ the approved form furnished by the 3393  
registrar of motor vehicles for an application for a driver's 3394  
license or motorcycle operator's license or endorsement or an 3395  
application for a duplicate of any such license or endorsement 3396  
shall inform applicants that the applicant must present a copy 3397  
of the applicant's DD-214 or an equivalent document in order to 3398  
qualify to have the license or duplicate indicate that the 3399  
applicant is a veteran, active duty, or reservist of the armed 3400  
forces of the United States based on a request made pursuant to 3401  
division (A) (1) (g) of this section. 3402

**Sec. 4507.09.** (A) Except as provided in division (B) of 3403  
this section, every driver's license issued to a resident of 3404  
this state expires on the birthday of the applicant in the 3405  
fourth year after the date it is issued and every driver's 3406  
license issued to a temporary resident expires in accordance 3407  
with rules adopted by the registrar of motor vehicles. In no 3408  
event shall any license be issued for a period longer than four 3409  
years and ninety days. 3410

Subject to the requirements of section 4507.12 of the 3411  
Revised Code, every driver's license issued to a resident is 3412  
renewable at any time prior to its expiration and any license of 3413  
a temporary resident is nonrenewable. A nonrenewable license may 3414  
be replaced with a new license within ninety days prior to its 3415  
expiration in accordance with division (E) of this section. No 3416  
refund shall be made or credit given for the unexpired portion 3417  
of the driver's license that is renewed. The registrar of motor 3418  
vehicles shall notify each person whose driver's license has 3419  
expired within forty-five days after the date of expiration. 3420  
Notification shall be made by regular mail sent to the person's 3421  
last known address as shown in the records of the bureau of 3422

motor vehicles. Failure to provide such notification shall not 3423  
be construed as a renewal or extension of any license. For the 3424  
purposes of this section, the date of birth of any applicant 3425  
born on the twenty-ninth day of February shall be deemed to be 3426  
the first day of March in any year in which there is no twenty- 3427  
ninth day of February. 3428

(B) Every driver's license or renewal of a driver's 3429  
license issued to an applicant who is sixteen years of age or 3430  
older, but less than twenty-one years of age, expires on the 3431  
twenty-first birthday of the applicant, except that an applicant 3432  
who applies no more than thirty days before the applicant's 3433  
twenty-first birthday shall be issued a license in accordance 3434  
with division (A) of this section. 3435

(C) (1) Each person licensed as a driver under this chapter 3436  
shall notify the registrar of any change in the person's address 3437  
within ten days following that change. 3438

(2) The notification shall be in writing on a form 3439  
provided by the registrar and shall include the full name, date 3440  
of birth, license number, county of residence, social security 3441  
number, and new address of the person. 3442

(3) The form shall inform the person of all of the 3443  
following: 3444

(a) That if the person is eligible to register to vote or 3445  
to update the person's name or address on the person's voter 3446  
registration, the person will be automatically registered as an 3447  
elector or the person's registration will be automatically 3448  
updated, as applicable; 3449

(b) That if the person does not wish to register to vote 3450  
or to update the person's voter registration, the person will 3451

receive instructions from the board of elections describing the 3452  
process to decline to register or to update the person's 3453  
registration; 3454

(c) That whoever knowingly provides a false name, 3455  
residence address, date of birth, license number, or social 3456  
security number on the form is guilty of election falsification, 3457  
a felony of the fifth degree. 3458

(D) No driver's license shall be renewed when renewal is 3459  
prohibited by division (A) of section 4507.091 of the Revised 3460  
Code. 3461

(E) A nonrenewable license may be replaced with a new 3462  
license within ninety days prior to its expiration upon the 3463  
applicant's presentation of documentation verifying the 3464  
applicant's legal presence in the United States. A nonrenewable 3465  
license expires on the same date listed on the legal presence 3466  
documentation, or on the same date in the fourth year after the 3467  
date the nonrenewable license is issued, whichever comes first. 3468  
A nonrenewable license is not transferable, and the applicant 3469  
may not rely on it to obtain a driver's license in another 3470  
state. 3471

In accordance with Chapter 119. of the Revised Code, the 3472  
registrar of motor vehicles shall adopt rules governing 3473  
nonrenewable licenses for temporary residents. At a minimum, the 3474  
rules shall include provisions specifying all of the following: 3475

(1) That no nonrenewable license may extend beyond the 3476  
duration of the applicant's temporary residence in this state; 3477

(2) That no nonrenewable license may be replaced by a new 3478  
license unless the applicant provides acceptable documentation 3479  
of the person's identity and of the applicant's continued 3480

temporary residence in this state; 3481

(3) That no nonrenewable license is valid to apply for a 3482  
driver's license in any other state; 3483

(4) That every nonrenewable license may contain any 3484  
security features that the registrar prescribes. 3485

**Sec. 4507.36.** (A) No person shall knowingly make a false 3486  
statement to any matter or thing required by this chapter. 3487

~~(B) Whoever~~ Except as provided in division (B) of this 3488  
section, whoever violates division (A) of this section is guilty 3489  
of a misdemeanor of the first degree. 3490

(B) Whoever violates division (A) of this section by doing 3491  
any of the following is guilty of election falsification, a 3492  
felony of the fifth degree: 3493

(1) Knowingly providing a false name, residence address, 3494  
date of birth, license number, or social security number on a 3495  
form provided under section 4507.06 or 4507.51 or division (C) 3496  
of section 4507.09 of the Revised Code; 3497

(2) Knowingly stating a false country of citizenship on a 3498  
form provided under section 4507.06 or 4507.51 of the Revised 3499  
Code. 3500

**Sec. 4507.51.** (A) (1) Every application for an 3501  
identification card or duplicate shall be made on a form 3502  
furnished by the registrar of motor vehicles, shall be signed by 3503  
the applicant, and by the applicant's parent or guardian if the 3504  
applicant is under eighteen years of age, and shall contain the 3505  
following information pertaining to the applicant: name, date of 3506  
birth, sex, general description including the applicant's 3507  
height, weight, hair color, and eye color, residence address, 3508



~~and~~ social security number, and country of citizenship. The 3509  
application also shall include, for an applicant who has not 3510  
already certified the applicant's willingness to make an 3511  
anatomical gift under section 2108.05 of the Revised Code, 3512  
whether the applicant wishes to certify willingness to make such 3513  
an anatomical gift and shall include information about the 3514  
requirements of sections 2108.01 to 2108.29 of the Revised Code 3515  
that apply to persons who are less than eighteen years of age. 3516  
The statement regarding willingness to make such a donation 3517  
shall be given no consideration in the decision of whether to 3518  
issue an identification card. Each applicant shall be 3519  
photographed in color at the time of making application. 3520

(2) (a) The application also shall state whether the 3521  
applicant has executed a valid durable power of attorney for 3522  
health care pursuant to sections 1337.11 to 1337.17 of the 3523  
Revised Code or has executed a declaration governing the use or 3524  
continuation, or the withholding or withdrawal, of life- 3525  
sustaining treatment pursuant to sections 2133.01 to 2133.15 of 3526  
the Revised Code and, if the applicant has executed either type 3527  
of instrument, whether the applicant wishes the identification 3528  
card issued to indicate that the applicant has executed the 3529  
instrument. 3530

(b) ~~On and after October 7, 2009, the~~ The application also 3531  
shall state whether the applicant is a veteran, active duty, or 3532  
reservist of the armed forces of the United States and, if the 3533  
applicant is such, whether the applicant wishes the 3534  
identification card issued to indicate that the applicant is a 3535  
veteran, active duty, or reservist of the armed forces of the 3536  
United States by a military designation on the identification 3537  
card. 3538

~~(3) The registrar or deputy registrar, in accordance with section 3503.11 of the Revised Code, application also shall register as an elector any person who applies for an identification card or duplicate if the applicant is eligible and wishes to inform the applicant of all of the following:~~ 3539  
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(a) That if the applicant is eligible to register to vote or to update the applicant's name or address on the applicant's voter registration, the applicant will be automatically registered as an elector. The decision of an applicant whether to register as an elector shall be given no consideration in the decision of whether to issue the applicant an identification card or duplicate or the applicant's registration will be automatically updated, as applicable; 3544  
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(b) That if the applicant does not wish to register to vote or to update the applicant's voter registration, the applicant will receive instructions from the board of elections describing the process to decline to register or to update the applicant's registration; 3552  
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(c) That whoever knowingly provides a false name, residence address, date of birth, driver's license or identification card number, social security number, or country of citizenship on the form is guilty of election falsification, a felony of the fifth degree. 3557  
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(B) The application for an identification card or duplicate shall be filed in the office of the registrar or deputy registrar. Each applicant shall present documentary evidence as required by the registrar of the applicant's age and identity, and the applicant shall swear that all information given is true. An identification card issued by the department of rehabilitation and correction under section 5120.59 of the 3562  
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Revised Code or an identification card issued by the department 3569  
of youth services under section 5139.511 of the Revised Code 3570  
shall be sufficient documentary evidence under this division 3571  
upon verification of the applicant's social security number by 3572  
the registrar or a deputy registrar. Upon issuing an 3573  
identification card under this section for a person who has been 3574  
issued an identification card under section 5120.59 or section 3575  
5139.511 of the Revised Code, the registrar or deputy registrar 3576  
shall destroy the identification card issued under section 3577  
5120.59 or section 5139.511 of the Revised Code. 3578

All applications for an identification card or duplicate 3579  
shall be filed in duplicate, and if submitted to a deputy 3580  
registrar, a copy shall be forwarded to the registrar. The 3581  
registrar shall prescribe rules for the manner in which a deputy 3582  
registrar is to file and maintain applications and other 3583  
records. The registrar shall maintain a suitable, indexed record 3584  
of all applications denied and cards issued or canceled. 3585

(C) In addition to any other information it contains, ~~on~~ 3586  
~~and after the date that is fifteen months after April 7, 2009,~~ 3587  
the form furnished by the registrar of motor vehicles for an 3588  
application for an identification card or duplicate shall inform 3589  
applicants that the applicant must present a copy of the 3590  
applicant's DD-214 or an equivalent document in order to qualify 3591  
to have the card or duplicate indicate that the applicant is an 3592  
honorably discharged veteran of the armed forces of the United 3593  
States based on a request made pursuant to division (A) (2) (b) of 3594  
this section. 3595

**Section 2.** That existing sections 3501.05, 3503.09, 3596  
3503.12, 3503.13, 3503.14, 3503.15, 3503.16, 3503.19, 3503.21, 3597  
3503.28, 3503.30, 3503.33, 3505.18, 3505.181, 3505.183, 3509.03, 3598

3509.05, 3511.02, 3511.09, 3599.11, 3599.18, 4501.023, 4503.03, 3599  
4503.10, 4506.04, 4506.07, 4507.05, 4507.06, 4507.09, 4507.36, 3600  
and 4507.51 and sections 3503.11 and 3503.29 of the Revised Code 3601  
are hereby repealed. 3602

**Section 3.** That the versions of sections 4507.05 and 3603  
4507.06 of the Revised Code that are scheduled to take effect 3604  
January 1, 2017, be amended to read as follows: 3605

**Sec. 4507.05.** (A) The registrar of motor vehicles, or a 3606  
deputy registrar, upon receiving an application for a temporary 3607  
instruction permit and a temporary instruction permit 3608  
identification card for a driver's license from any person who 3609  
is at least fifteen years six months of age, may issue such a 3610  
permit and identification card entitling the applicant to drive 3611  
a motor vehicle, other than a commercial motor vehicle, upon the 3612  
highways under the following conditions: 3613

(1) If the permit is issued to a person who is at least 3614  
fifteen years six months of age, but less than sixteen years of 3615  
age: 3616

(a) The permit and identification card are in the holder's 3617  
immediate possession; 3618

(b) The holder is accompanied by an eligible adult who 3619  
actually occupies the seat beside the permit holder and does not 3620  
have a prohibited concentration of alcohol in the whole blood, 3621  
blood serum or plasma, breath, or urine as provided in division 3622  
(A) of section 4511.19 of the Revised Code; 3623

(c) The total number of occupants of the vehicle does not 3624  
exceed the total number of occupant restraining devices 3625  
originally installed in the motor vehicle by its manufacturer, 3626  
and each occupant of the vehicle is wearing all of the available 3627

elements of a properly adjusted occupant restraining device. 3628

(2) If the permit is issued to a person who is at least 3629  
sixteen years of age: 3630

(a) The permit and identification card are in the holder's 3631  
immediate possession; 3632

(b) The holder is accompanied by a licensed operator who 3633  
is at least twenty-one years of age, is actually occupying a 3634  
seat beside the driver, and does not have a prohibited 3635  
concentration of alcohol in the whole blood, blood serum or 3636  
plasma, breath, or urine as provided in division (A) of section 3637  
4511.19 of the Revised Code; 3638

(c) The total number of occupants of the vehicle does not 3639  
exceed the total number of occupant restraining devices 3640  
originally installed in the motor vehicle by its manufacturer, 3641  
and each occupant of the vehicle is wearing all of the available 3642  
elements of a properly adjusted occupant restraining device. 3643

(B) The registrar or a deputy registrar, upon receiving 3644  
from any person an application for a temporary instruction 3645  
permit and temporary instruction permit identification card to 3646  
operate a motorcycle, motor-driven cycle or motor scooter, or 3647  
motorized bicycle, may issue such a permit and identification 3648  
card entitling the applicant, while having the permit and 3649  
identification card in the applicant's immediate possession, to 3650  
drive a motorcycle or motor-driven cycle or motor scooter, under 3651  
the restrictions prescribed in section 4511.53 of the Revised 3652  
Code, or to drive a motorized bicycle under restrictions 3653  
determined by the registrar. A temporary instruction permit and 3654  
temporary instruction permit identification card to operate a 3655  
motorized bicycle may be issued to a person fourteen or fifteen 3656

years old. 3657

(C) (1) Any permit and identification card issued under 3658  
this section shall be issued in the same manner as a driver's 3659  
license, upon a form to be furnished by the registrar. 3660

(2) The form shall inform the applicant of all of the 3661  
following: 3662

(a) That if the applicant is eligible to register to vote 3663  
or to update the applicant's name or address on the applicant's 3664  
voter registration, the applicant will be automatically 3665  
registered as an elector or the applicant's registration will be 3666  
automatically updated, as applicable; 3667

(b) That if the applicant does not wish to register to 3668  
vote or to update the applicant's voter registration, the 3669  
applicant will receive instructions from the board of elections 3670  
describing the process to decline to register or to update the 3671  
applicant's registration; 3672

(c) That whoever knowingly provides a false name, 3673  
residence address, date of birth, state identification card 3674  
number, social security number, or country of citizenship on the 3675  
form is guilty of election falsification, a felony of the fifth 3676  
degree. 3677

(3) A temporary instruction permit to drive a motor 3678  
vehicle other than a commercial motor vehicle shall be valid for 3679  
a period of one year. 3680

(D) Any person having in the person's possession a valid 3681  
and current driver's license or motorcycle operator's license or 3682  
endorsement issued to the person by another jurisdiction 3683  
recognized by this state is exempt from obtaining a temporary 3684  
instruction permit for a driver's license and from submitting to 3685

the examination for a temporary instruction permit and the 3686  
regular examination for obtaining a driver's license or 3687  
motorcycle operator's endorsement in this state if the person 3688  
does all of the following: 3689

(1) Submits to and passes vision screening as provided in 3690  
section 4507.12 of the Revised Code; 3691

(2) Surrenders to the registrar or deputy registrar the 3692  
person's driver's license issued by the other jurisdiction; and 3693

(3) Complies with all other applicable requirements for 3694  
issuance by this state of a driver's license, driver's license 3695  
with a motorcycle operator's endorsement, or restricted license 3696  
to operate a motorcycle. 3697

If the person does not comply with all the requirements of 3698  
this division, the person shall submit to the regular 3699  
examination for obtaining a driver's license or motorcycle 3700  
operator's endorsement in this state in order to obtain such a 3701  
license or endorsement. 3702

(E) The registrar may adopt rules governing the use of 3703  
temporary instruction permits and temporary instruction permit 3704  
identification cards. 3705

(F) (1) No holder of a permit issued under division (A) of 3706  
this section shall operate a motor vehicle upon a highway or any 3707  
public or private property used by the public for purposes of 3708  
vehicular travel or parking in violation of the conditions 3709  
established under division (A) of this section. 3710

(2) Except as provided in division (F) (2) of this section, 3711  
no holder of a permit that is issued under division (A) of this 3712  
section and that is issued on or after July 1, 1998, and who has 3713  
not attained the age of eighteen years, shall operate a motor 3714

vehicle upon a highway or any public or private property used by 3715  
the public for purposes of vehicular travel or parking between 3716  
the hours of midnight and six a.m. 3717

The holder of a permit issued under division (A) of this 3718  
section on or after July 1, 1998, who has not attained the age 3719  
of eighteen years, may operate a motor vehicle upon a highway or 3720  
any public or private property used by the public for purposes 3721  
of vehicular travel or parking between the hours of midnight and 3722  
six a.m. if, at the time of such operation, the holder is 3723  
accompanied by the holder's parent, guardian, or custodian, and 3724  
the parent, guardian, or custodian holds a current valid 3725  
driver's or commercial driver's license issued by this state, is 3726  
actually occupying a seat beside the permit holder, and does not 3727  
have a prohibited concentration of alcohol in the whole blood, 3728  
blood serum or plasma, breath, or urine as provided in division 3729  
(A) of section 4511.19 of the Revised Code. 3730

(G) (1) Notwithstanding any other provision of law to the 3731  
contrary, no law enforcement officer shall cause the operator of 3732  
a motor vehicle being operated on any street or highway to stop 3733  
the motor vehicle for the sole purpose of determining whether 3734  
each occupant of the motor vehicle is wearing all of the 3735  
available elements of a properly adjusted occupant restraining 3736  
device as required by division (A) of this section, or for the 3737  
sole purpose of issuing a ticket, citation, or summons if the 3738  
requirement in that division has been or is being violated, or 3739  
for causing the arrest of or commencing a prosecution of a 3740  
person for a violation of that requirement. 3741

(2) Notwithstanding any other provision of law to the 3742  
contrary, no law enforcement officer shall cause the operator of 3743  
a motor vehicle being operated on any street or highway to stop 3744



the motor vehicle for the sole purpose of determining whether a 3745  
violation of division (F) (2) of this section has been or is 3746  
being committed or for the sole purpose of issuing a ticket, 3747  
citation, or summons for such a violation or for causing the 3748  
arrest of or commencing a prosecution of a person for such 3749  
violation. 3750

(H) As used in this section: 3751

(1) "Eligible adult" means any of the following: 3752

(a) An instructor of a driver training course approved by 3753  
the department of public safety; 3754

(b) Any of the following persons who holds a current valid 3755  
driver's or commercial driver's license issued by this state: 3756

(i) A parent, guardian, or custodian of the permit holder; 3757

(ii) A person twenty-one years of age or older who acts in 3758  
loco parentis of the permit holder. 3759

(2) "Occupant restraining device" has the same meaning as 3760  
in section 4513.263 of the Revised Code. 3761

(I) Whoever violates division (F) (1) or (2) of this 3762  
section is guilty of a minor misdemeanor. 3763

**Sec. 4507.06.** (A) (1) Every application for a driver's 3764  
license, motorcycle operator's license or endorsement, or motor- 3765  
driven cycle or motor scooter license or endorsement, or 3766  
duplicate of any such license or endorsement, shall be made upon 3767  
the approved form furnished by the registrar of motor vehicles 3768  
and shall be signed by the applicant. 3769

Every application shall state the following: 3770

(a) The applicant's name, date of birth, social security 3771

number if such has been assigned, sex, general description, 3772  
including height, weight, color of hair, and eyes, residence 3773  
address, including county of residence, duration of residence in 3774  
this state, and country of citizenship; 3775

(b) Whether the applicant previously has been licensed as 3776  
an operator, chauffeur, driver, commercial driver, or motorcycle 3777  
operator and, if so, when, by what state, and whether such 3778  
license is suspended or canceled at the present time and, if so, 3779  
the date of and reason for the suspension or cancellation; 3780

(c) Whether the applicant is now or ever has been 3781  
afflicted with epilepsy, or whether the applicant now is 3782  
suffering from any physical or mental disability or disease and, 3783  
if so, the nature and extent of the disability or disease, 3784  
giving the names and addresses of physicians then or previously 3785  
in attendance upon the applicant; 3786

(d) Whether an applicant for a duplicate driver's license, 3787  
duplicate license containing a motorcycle operator endorsement, 3788  
or duplicate license containing a motor-driven cycle or motor 3789  
scooter endorsement has pending a citation for violation of any 3790  
motor vehicle law or ordinance, a description of any such 3791  
citation pending, and the date of the citation; 3792

(e) If an applicant has not certified the applicant's 3793  
willingness to make an anatomical gift under section 2108.05 of 3794  
the Revised Code, whether the applicant wishes to certify 3795  
willingness to make such an anatomical gift, which shall be 3796  
given no consideration in the issuance of a license or 3797  
endorsement; 3798

(f) Whether the applicant has executed a valid durable 3799  
power of attorney for health care pursuant to sections 1337.11 3800

to 1337.17 of the Revised Code or has executed a declaration 3801  
governing the use or continuation, or the withholding or 3802  
withdrawal, of life-sustaining treatment pursuant to sections 3803  
2133.01 to 2133.15 of the Revised Code and, if the applicant has 3804  
executed either type of instrument, whether the applicant wishes 3805  
the applicant's license to indicate that the applicant has 3806  
executed the instrument; 3807

(g) ~~On and after October 7, 2009, whether~~ Whether the 3808  
applicant is a veteran, active duty, or reservist of the armed 3809  
forces of the United States and, if the applicant is such, 3810  
whether the applicant wishes the applicant's license to indicate 3811  
that the applicant is a veteran, active duty, or reservist of 3812  
the armed forces of the United States by a military designation 3813  
on the license. 3814

(2) Every applicant for a driver's license shall be 3815  
photographed in color at the time the application for the 3816  
license is made. The application shall state any additional 3817  
information that the registrar requires. 3818

(B) ~~The approved form furnished by the registrar or a~~ 3819  
~~deputy registrar, in accordance with section 3503.11 of the~~ 3820  
~~Revised Code, of motor vehicles for an application for a~~ 3821  
driver's license or motorcycle operator's license or endorsement 3822  
or an application for a duplicate of any such license or 3823  
endorsement shall register as an elector any person who applies 3824  
~~for a license or endorsement under division (A) of this section,~~ 3825  
~~or for a renewal or duplicate of the license or endorsement, if~~ 3826  
~~the applicant is eligible and wishes to~~ inform the applicant of 3827  
all of the following: 3828

(1) That if the applicant is eligible to register to vote 3829  
or to update the applicant's name or address on the applicant's 3830

voter registration, the applicant will be automatically 3831  
registered as an elector. The decision of an applicant whether 3832  
to register as an elector shall be given no consideration in the 3833  
decision of whether to issue the applicant a license or 3834  
endorsement, or a renewal or duplicate or the applicant's 3835  
registration will be automatically updated, as applicable; 3836

(2) That if the applicant does not wish to register to 3837  
vote or to update the applicant's voter registration, the 3838  
applicant will receive instructions from the board of elections 3839  
describing the process to decline to register or to update the 3840  
applicant's registration; 3841

(3) That whoever knowingly provides a false name, 3842  
residence address, date of birth, license number, social 3843  
security number, or country of citizenship on the form is guilty 3844  
of election falsification, a felony of the fifth degree. 3845

~~(C) The registrar or a deputy registrar, in accordance~~ 3846  
~~with section 3503.11 of the Revised Code, shall offer the~~ 3847  
~~opportunity of completing a notice of change of residence or~~ 3848  
~~change of name to any applicant for a driver's license or~~ 3849  
~~endorsement under division (A) of this section, or for a renewal~~ 3850  
~~or duplicate of the license or endorsement, if the applicant is~~ 3851  
~~a registered elector who has changed the applicant's residence~~ 3852  
~~or name and has not filed such a notice.~~ 3853

~~(D)~~In addition to any other information it contains, ~~on~~ 3854  
~~and after October 7, 2009,~~the approved form furnished by the 3855  
registrar of motor vehicles for an application for a license or 3856  
endorsement or an application for a duplicate of any such 3857  
license or endorsement shall inform applicants that the 3858  
applicant must present a copy of the applicant's DD-214 or an 3859  
equivalent document in order to qualify to have the license or 3860

duplicate indicate that the applicant is a veteran, active duty, 3861  
or reservist of the armed forces of the United States based on a 3862  
request made pursuant to division (A) (1) (g) of this section. 3863

**Section 4.** That the existing versions of sections 4507.05 3864  
and 4507.06 of the Revised Code that were scheduled to take 3865  
effect January 1, 2017, are hereby repealed. 3866

**Section 5.** Section 3501.05 of the Revised Code is 3867  
presented in this act as a composite of the section as amended 3868  
by both Am. Sub. S.B. 109 and Sub. S.B. 205 of the 130th General 3869  
Assembly. 3870

Section 3505.18 of the Revised Code is presented in this 3871  
act as a composite of the section as amended by Sub. S.B. 47, 3872  
Am. Sub. S.B. 109, and Sub. S.B. 216, all of the 130th General 3873  
Assembly. 3874

The General Assembly, applying the principle stated in 3875  
division (B) of section 1.52 of the Revised Code that amendments 3876  
are to be harmonized if reasonably capable of simultaneous 3877  
operation, finds that the composites are the resulting versions 3878  
of those sections in effect prior to the effective dates of the 3879  
sections as presented in this act. 3880