



DAVE YOST

OHIO ATTORNEY GENERAL

Constitutional Offices Section
Office 614-466-2872
Fax 614-728-7592

March 6, 2020

Ohio Secretary of State Frank LaRose
180 E. Broad St.
Columbus, Ohio 43215

Re: Resubmitted Summary for Initiated Constitutional Amendment to Amend Article V,
Section 1 of the Ohio Constitution —“The Secure and Fair Elections Amendment”
(Number 2)

Dear Mr. LaRose,


On March 5, 2020, in accordance with Ohio Revised Code (“ORC”) Section 3505.062(A), I received the summary and text of a proposed constitutional amendment to amend Article V, Section 1 of the Ohio Constitution. A copy of this summary and measure is attached hereto.

It is my statutory duty to determine whether the submitted summary is a “fair and truthful statement of the proposed law or constitutional amendment.” ORC Section 3519.01(A). If I conclude that the summary is fair and truthful, I am to certify it as such within ten days of receipt of the petition. In this instance, the tenth day falls on Sunday, March 15, 2020. Therefore, my determination is due on Monday, March 16, 2020.

Having examined the submission, I conclude that the summary is a fair and truthful statement of the proposed amendment. I therefore submit the following certification to the Ohio Secretary of State:

Without passing on the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General’s Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed amendment.

Yours,



Dave Yost
Ohio Attorney General

cc: Amanda Grandjean, Esq., Director of Elections (*by email*)
Michael Grodhaus, Esq., Chief Legal Counsel (*by email*)
Andrew J. King, Esq., Legal Counsel (*by email*)

TITLE

The Secure and Fair Elections Amendment

SUMMARY

The Amendment would amend Article V, Section 1 of the Ohio Constitution to:

- Remove the provision that citizens be registered to vote for 30 days to be electors, but maintain the requirement to be registered.
- Provide the following rights to every citizen who is, or is eligible to become, an Ohio elector:
 - The right to be registered to vote upon applying for, renewing, updating, or replacing an Ohio driver's license, learner's permit, or identification card with the agency responsible for issuing these documents, unless the citizen affirmatively states in writing that they do not want to be registered to vote. This provision shall take effect February 1, 2022.
 - The right, during the early voting period and on Election Day, to submit in person a voter registration form and either proof of residency or military ID to an election official at any location where the citizen would otherwise be eligible to vote if they had registered by any other method. This provision shall take effect February 1, 2022.
 - Any one form of ID accepted for voting under Ohio law as of January 1, 2020 shall be sufficient to prove residency for this registration method if it also shows the voter's current address.
 - Persons who register with this method shall be immediately qualified to receive and cast a regular ballot in the election, and the ballot shall be counted unless election administrators demonstrate that the individual is not qualified to vote.
 - This provision shall not limit other rights to register.

FULL TEXT OF PROPOSED AMENDMENT

Be it Resolved by the People of the State of Ohio that Article V, Section 1, of the Ohio Constitution is hereby amended to add the following language shown underlined below, and repeal the existing language shown by strikethrough. Current language that is not changed appears without underline or strikethrough:

Section 1.

Every citizen of the United States, of the age of eighteen years, who has been a resident of the state, county, township, or ward, such time as may be provided by law, and ~~has been~~ is registered to vote ~~for thirty days~~, has the qualifications of an elector, and is entitled to vote at all elections. Any elector who fails to vote in at least one election during any period of four consecutive years shall cease to be an elector unless he again registers to vote.

Every citizen of the United States who is, or is eligible to become, an elector in Ohio shall have the following rights:

(2) The right to be registered to vote upon applying for, renewing, updating, or replacing an Ohio driver's license, learner's permit, or identification card with the agency responsible for issuing these documents, unless the citizen affirmatively states in writing that the citizen does not want to be registered to vote.

(4) The right, during the early voting period and on Election Day, to submit in person a voter registration form and either proof of residency or military identification to an election official at any location where the citizen would otherwise be eligible to vote if they had registered by any other method. Any one form of identification accepted for voting under Ohio law as of January 1, 2020, shall be sufficient to prove residency for this registration method if it shows the current address of the voter. Persons who register with this method shall be immediately qualified to receive and cast a regular ballot in the election. The ballot shall be counted unless election administrators demonstrate that the individual is not qualified to vote. Nothing in this paragraph shall limit other rights to register.

Subsections 2 and 4 shall take effect February 1, 2022.



DAVE YOST

OHIO ATTORNEY GENERAL

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March 6, 2020

Via regular U.S. Mail and E-mail

Donald J. McTigue
McTigue & Colombo LLC
545 East Town St.
Columbus, Ohio 43215
dmctigue@electionlawgroup.com

Re: Resubmitted Summary for Initiated Constitutional Amendment to Amend Article V,
Section 1 of the Ohio Constitution —“The Secure and Fair Elections Amendment”
(Number 2)

Dear Mr. McTigue,

On March 5, 2020, in accordance with Ohio Revised Code (“ORC”) Section 3505.062(A), I received the summary and text of a proposed constitutional amendment to amend Article V, Section 1 of the Ohio Constitution. A copy of this summary and measure is attached hereto.

It is my statutory duty to determine whether the submitted summary is a “fair and truthful statement of the proposed law or constitutional amendment.” ORC Section 3519.01(A). If I conclude that the summary is fair and truthful, I am to certify it as such within ten days of receipt of the petition. In this instance, the tenth day falls on Sunday, March 15, 2020. Therefore, my determination is due on Monday, March 16, 2020.

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Yours,

A handwritten signature in blue ink that reads "Dave Yost".

Dave Yost
Ohio Attorney General

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