



Jon Husted

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ADVISORY 2014-03

March 20, 2014

To: All County Boards of Elections

Re: Amended Sub. S.B. 200 (130th General Assembly)

This Advisory describes the changes in the local administration of elections resulting from the recent passage of [Amended Substitute Senate Bill 200](#), which takes effect March 20, 2014. Those changes include expanding the use of records from the National Change of Address (NCOA) service for the state's general program of voter registration list maintenance, receiving information on deceased electors, and maintaining a required number of Direct Recording Electronic Voting Machines (DREs) for inventory purposes.

National Change of Address Service

- Local election officials must annually contact registered voters within their jurisdiction who have filed a notice of change of address with the United States Postal Service (USPS) to give that voter the opportunity to update his or her voter registration.¹

Instructions will be issued to boards of elections on how to properly satisfy this requirement.

Deceased Electors

- The Ohio Department of Health must send a monthly report to the Secretary of State. The report will contain the names, social security numbers, dates of birth and death, and residential addresses of all persons over 18 years of age who have died within Ohio or another state during the preceding month. If the Department is notified of a death after sending its report, it must supplement the report not later than one month after learning of the death.²
- The legislation allows a deceased person's spouse, parent, or child, or the administrator of the elector's estate, or executor of the elector's will to file a certified copy of the elector's death certificate with the county board of elections.³ To assist in fulfilling this requirement, the Secretary of State has prescribed [Form 255-D](#).

¹ R.C. 3503.21(D).

² R.C. 3503.18(A)(1).

³ R.C. 3503.21(A)(3).

- The board must cancel the deceased elector's registration upon receipt of a certified death certificate or notification of an elector's death from the Department of Health.⁴ Upon cancelling a deceased elector's registration, a board of elections must send written notice of the cancellation to the address at which the elector was registered. The notice must inform the recipient that the elector's registration has been canceled, the reason for the cancellation, and that, if the cancellation was made in error, the elector may contact the board of elections.⁵ If the registration was canceled in error, it must be restored and treated as if it were never canceled.⁶ To assist in fulfilling this requirement, the Secretary of State has prescribed [Form 255-C](#).

Minimum Number of Direct Recording Electronic Voting Machines (DREs)

- The law changes the formula for calculating the minimum number of DREs that a county must have in its inventory, if the county uses DREs for its primary voting system.

The legislation provides that, in determining the total number of registered voters in a county, the Secretary of State must subtract the number of absentee ballots cast and counted at the last presidential election.⁷ That sum is then divided by 175. A copy of the calculation and resulting minimum number of DREs per county is attached.

Note: This statutory revision does not impact the number of DREs deployed on Election Day nor should any county divest itself of voting equipment should the calculation result in the county having more than the minimum number of DREs prescribed by law.

If you have any questions concerning this Advisory, please contact the Secretary of State's elections counsel assigned to your county at (614) 466-2585.

Sincerely,

Jon Husted

⁴ R.C. 3503.18(D); R.C. 3503.21(A)(2) & (3).

⁵ R.C. 3503.21(F)(1).

⁶ R.C. 3503.21(F)(2).

⁷ R.C. 3506.22(B)(1).

CALCULATION FOR MINIMUM NUMBER OF DREs PER S.B. 200

	2012 Reg Voters	2008 Reg Voters	Average Reg Voters	2012 Absentee Cast & Counted	Higher of 2012 Reg or Average of 2008 and 2012	Registration Minus Absentee	Registration Minus Absentee Divided by 175	Quotient Rounded Up to Next Whole Number
Adams	18,309	18,004	18,157	3,502	18,309	14,807	84.6	85
Allen	69,525	70,628	70,077	13,057	70,077	57,020	325.8	326
Ashland	36,586	38,074	37,330	7,958	37,330	29,372	167.8	168
Ashtabula	64,651	64,209	64,430	11,167	64,651	53,484	305.6	306
Athens	47,858	49,034	48,446	9,453	48,446	38,993	222.8	223
Auglaize	31,397	33,760	32,579	5,985	32,579	26,594	152.0	152
Belmont	49,629	46,359	47,994	14,910	49,629	34,719	198.4	199
Brown	28,625	28,451	28,538	4,842	28,625	23,783	135.9	136
Butler	239,993	260,694	250,344	48,733	250,344	201,611	1,152.1	1,153
Carroll	18,926	19,697	19,312	3,645	19,312	15,667	89.5	90
Champaign	27,543	26,157	26,850	5,677	27,543	21,866	124.9	125
Clark	91,248	93,045	92,147	20,647	92,147	71,500	408.6	409
Clermont	132,967	135,590	134,279	28,978	134,279	105,301	601.7	602
Clinton	26,587	26,967	26,777	5,505	26,777	21,272	121.6	122
Columbiana	66,703	70,068	68,386	10,191	68,386	58,195	332.5	333
Coshocton	22,418	22,204	22,311	6,108	22,418	16,310	93.2	94
Crawford	29,410	29,754	29,582	6,412	29,582	23,170	132.4	133
Cuyahoga	927,996	1,111,286	1,019,641	266,985	1,019,641	752,656	4,300.9	4,301
Darke	36,447	34,305	35,376	6,556	36,447	29,891	170.8	171
Defiance	25,791	26,504	26,148	5,969	26,148	20,179	115.3	116
Delaware	125,596	119,612	122,604	38,801	125,596	86,795	496.0	496
Erie	54,009	55,185	54,597	14,133	54,597	40,464	231.2	232
Fairfield	106,263	106,582	106,423	26,938	106,423	79,485	454.2	455
Fayette	16,372	16,431	16,402	3,453	16,402	12,949	74.0	74
Franklin	808,798	845,083	826,941	232,647	826,941	594,294	3,396.0	3,396
Fulton	29,232	29,611	29,422	5,519	29,422	23,903	136.6	137
Gallia	22,359	23,648	23,004	3,363	23,004	19,641	112.2	113
Geauga	66,846	66,715	66,781	15,962	66,846	50,884	290.8	291
Greene	124,181	114,105	119,143	27,077	124,181	97,104	554.9	555
Guernsey	24,660	25,326	24,993	5,034	24,993	19,959	114.1	115
Hamilton	564,429	605,634	585,032	113,057	585,032	471,975	2,697.0	2,697
Hancock	54,671	53,965	54,318	11,976	54,671	42,695	244.0	244
Hardin	18,446	18,036	18,241	3,928	18,446	14,518	83.0	83
Harrison	10,684	11,079	10,882	2,187	10,882	8,695	49.7	50
Henry	20,251	20,135	20,193	4,385	20,251	15,866	90.7	91

CALCULATION FOR MINIMUM NUMBER OF DREs PER S.B. 200

	2012 Reg Voters	2008 Reg Voters	Average Reg Voters	2012 Absentee Cast & Counted	Higher of 2012 Reg or Average of 2008 and 2012	Registration Minus Absentee	Registration Minus Absentee Divided by 175	Quotient Rounded Up to Next Whole Number
Highland	28,647	27,291	27,969	5,140	28,647	23,507	134.3	135
Hocking	18,334	18,656	18,495	4,662	18,495	13,833	79.0	80
Holmes	18,585	18,166	18,376	3,997	18,585	14,588	83.4	84
Huron	36,803	37,052	36,928	7,666	36,928	29,262	167.2	168
Jackson	24,037	22,996	23,517	4,528	24,037	19,509	111.5	112
Jefferson	49,729	50,156	49,943	10,084	49,943	39,859	227.8	228
Knox	42,674	38,846	40,760	11,047	42,674	31,627	180.7	181
Lake	153,878	160,648	157,263	40,553	157,263	116,710	666.9	667
Lawrence	49,759	45,067	47,413	7,389	49,759	42,370	242.1	243
Licking	112,532	112,146	112,339	28,343	112,532	84,189	481.1	482
Logan	30,563	30,583	30,573	6,591	30,573	23,982	137.0	138
Lorain	212,372	204,400	208,386	50,850	212,372	161,522	923.0	923
Lucas	310,123	317,036	313,580	63,041	313,580	250,539	1,431.6	1,432
Madison	23,933	24,254	24,094	5,969	24,094	18,125	103.6	104
Mahoning	170,079	178,270	174,175	41,935	174,175	132,240	755.7	756
Marion	42,218	41,619	41,919	7,650	42,218	34,568	197.5	198
Medina	125,000	128,119	126,560	32,978	126,560	93,582	534.8	535
Meigs	16,714	15,882	16,298	2,503	16,714	14,211	81.2	82
Mercer	29,507	27,589	28,548	7,577	29,507	21,930	125.3	126
Miami	70,675	71,373	71,024	17,008	71,024	54,016	308.7	309
Monroe	10,462	10,216	10,339	2,324	10,462	8,138	46.5	47
Montgomery	383,906	390,119	387,013	78,849	387,013	308,164	1,760.9	1,761
Morgan	8,637	9,171	8,904	2,271	8,904	6,633	37.9	38
Morrow	24,774	25,581	25,178	4,522	25,178	20,656	118.0	119
Muskingum	53,963	54,458	54,211	13,914	54,211	40,297	230.3	231
Noble	8,938	8,895	8,917	2,448	8,938	6,490	37.1	38
Ottawa	30,642	30,429	30,536	6,860	30,642	23,782	135.9	136
Paulding	13,115	13,532	13,324	2,843	13,324	10,481	59.9	60
Perry	24,415	22,780	23,598	4,531	24,415	19,884	113.6	114
Pickaway	33,316	32,739	33,028	7,476	33,316	25,840	147.7	148
Pike	18,730	19,042	18,886	3,863	18,886	15,023	85.8	86
Portage	108,154	109,626	108,890	21,924	108,890	86,966	496.9	497
Preble	28,823	28,801	28,812	4,486	28,823	24,337	139.1	140
Putnam	23,796	24,320	24,058	4,989	24,058	19,069	109.0	109
Richland	89,382	94,579	91,981	20,529	91,981	71,452	408.3	409

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Ross	46,750	44,330	45,540	10,830	46,750	35,920	205.3	206
Sandusky	41,316	43,370	42,343	7,377	42,343	34,966	199.8	200
Scioto	47,513	48,801	48,157	9,403	48,157	38,754	221.5	222
Seneca	36,320	36,440	36,380	6,069	36,380	30,311	173.2	174
Shelby	31,327	30,917	31,122	6,991	31,327	24,336	139.1	140
Stark	258,893	270,805	264,849	51,835	264,849	213,014	1,217.2	1,218
Summit	368,055	379,939	373,997	86,119	373,997	287,878	1,645.0	1,646
Trumbull	151,505	149,261	150,383	29,735	151,505	121,770	695.8	696
Tuscarawas	59,884	59,778	59,831	14,103	59,884	45,781	261.6	262
Union	34,099	33,114	33,607	9,152	34,099	24,947	142.6	143
Van Wert	20,912	20,295	20,604	5,767	20,912	15,145	86.5	87
Vinton	8,680	9,021	8,851	1,935	8,851	6,916	39.5	40
Warren	146,374	140,988	143,681	36,864	146,374	109,510	625.8	626
Washington	42,910	41,664	42,287	9,722	42,910	33,188	189.6	190
Wayne	77,698	73,217	75,458	15,459	77,698	62,239	355.7	356
Williams	24,991	27,491	26,241	4,599	26,241	21,642	123.7	124
Wood	108,014	101,891	104,953	18,318	108,014	89,696	512.5	513
Wyandot	15,835	15,969	15,902	2,626	15,902	13,276	75.9	76

NOTICE OF CANCELLATION OF VOTER REGISTRATION
R.C. 3503.21(F)

Notice is hereby made that the voter registration of _____
(Name of Registered Voter)
of _____ has been cancelled
(Address of Registered Voter)

for one of the following reasons:

- Receipt by the secretary of state of a report from the director of health containing the names of persons who have died within the state of Ohio or another state pursuant to R.C. 3503.21(A)(2), or
- The filing with the board of elections of a certified copy of the death certificate of a registered elector by the deceased elector's spouse, parent, or child, by the administrator of the deceased elector's estate, or by the executor of the deceased elector's will pursuant to R.C. 3503.21(A)(3).

If you believe this cancellation has been made in error, please immediately contact our office by phone or mail as follows:

_____ County Board of Elections

(_____) _____ - _____

NOTICE OF CANCELLATION OF VOTER REGISTRATION
R.C. 3503.21(F)

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(Name of Registered Voter)
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- The filing with the board of elections of a certified copy of the death certificate of a registered elector by the deceased elector's spouse, parent, or child, by the administrator of the deceased elector's estate, or by the executor of the deceased elector's will pursuant to R.C. 3503.21(A)(3).

If you believe this cancellation has been made in error, please immediately contact our office by phone or mail as follows:

_____ County Board of Elections

(_____) _____ - _____

NOTICE OF DEATH OF REGISTERED VOTER
R.C. 3503.21(A)(3)

To the _____ County Board of Elections:

Name of Deceased Elector: _____

Address of Deceased Elector: _____

Date of Birth: _____ Date of Death: _____

Please provide the following, if known:

Last four digits of social security number: _____

Ohio driver license or state identification card number: _____
(Two letters followed by six numbers)

A certified copy of the deceased elector's death certificate must be attached to this form in order for the board of elections to cancel the deceased elector's voter registration.

I, _____, am the spouse, parent, or child of the deceased elector, administrator of the deceased elector's estate, or the executor of the deceased elector's will; I have attached a certified copy of the deceased elector's death certificate and certify that all of the information contained herein is accurate to the best of my knowledge of belief.

Signature

Address

City / State / Zip

Telephone Number with Area Code