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Issued Pursuant to Court Order

DIRECTIVE 2014-17

June 17, 2014

To: All County Boards of Elections
Directors, Deputy Directors, and Board Members

Re: Uniform Days and Hours for In-Person Absentee Voting

BACKGROUND

On June 11, 2014, a Federal District Court declared R.C. 3509.03 to be unconstitutional and permanently enjoined the Secretary of State from enforcing it to the extent that it relates to the 6:00 p.m. deadline for in-person absentee voting, which was enacted by the General Assembly in 2011. In addition, the Court ordered the Secretary of State to “set uniform and suitable hours for in-person early voting hours for all eligible voters for the three days preceding all future elections.”¹

INSTRUCTIONS

All boards of elections are instructed to adopt the following as their business hours for in-person absentee voting:

A. Presidential General Elections²

- Weeks One and Two of Voting (beginning with the day after the close of registration for the election,³ except any holiday established by state law⁴)
 - 8:00 a.m. to 5:00 p.m. on each weekday (Monday through Friday)
- Week Three of Voting
 - 8:00 a.m. to 6:00 p.m. on each weekday (Monday through Friday)
 - 8:00 a.m. to 4:00 p.m. on Saturday
- Week Four of Voting
 - 8:00 a.m. to 7:00 p.m. on each weekday (Monday through Friday)
 - 8:00 a.m. to 4:00 p.m. on the Saturday before the election⁵
 - 1:00 p.m. to 5:00 p.m. on the Sunday before the election⁵
- Week of Election Day
 - 8:00 a.m. to 2:00 p.m. on the Monday before the election⁵

B. Presidential Primary Elections⁶ and Gubernatorial General Elections⁷

- Weeks One and Two of Voting (beginning with the day after the close of registration for the election,³ except any holiday established by state law⁴)
 - 8:00 a.m. to 5:00 p.m. on each weekday (Monday through Friday)

- Week Three of Voting
 - 8:00 a.m. to 5:00 p.m. on each weekday (Monday through Friday)
 - 8:00 a.m. to 4:00 p.m. on Saturday

- Week Four of Voting
 - 8:00 a.m. to 5:00 p.m. on each weekday (Monday through Friday)
 - 8:00 a.m. to 4:00 p.m. on the Saturday before the election⁵
 - 1:00 p.m. to 5:00 p.m. on the Sunday before the election⁵

- Week of Election Day
 - 8:00 a.m. to 2:00 p.m. on the Monday before the election⁵

C. Regular Municipal Elections,⁸ Primary Elections,⁹ and Special Elections¹⁰

- Weeks One, Two and Three of Voting (beginning with the day after the close of registration for the election,³ except any holiday established by state law⁴)
 - 8:00 a.m. to 5:00 p.m. on each weekday (Monday through Friday)

- Week Four of Voting
 - 8:00 a.m. to 5:00 p.m. on each weekday (Monday through Friday)
 - 8:00 a.m. to 12:00 p.m. on the Saturday before the election⁵
 - 1:00 p.m. to 5:00 p.m. on the Sunday before the election⁵

- Week of Election Day
 - 8:00 a.m. to 2:00 p.m. on the Monday before the election⁵

Any voters in line at the end of these regular business hours must be permitted to make their application and vote.¹¹

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

Sincerely,



Jon Husted

¹ *Obama for America v. Husted*, Case No. 2:12-cv-636, June 11, 2014 Memorandum Opinion and Order, pgs. 7-8.

² R.C. 3501.02(A).

³ R.C. 3509.01(B) and R.C. 3511.10, as amended. See, Am. S.B. 238 (130th General Assembly).

⁴ R.C. 1.14.

⁵ *Obama for America*, pgs. 7-8.

⁶ R.C. 3501.01(D)(2).

⁷ R.C. 3501.01(C).

⁸ R.C. 3501.01(B).

⁹ R.C. 3501.01(E)(1).

¹⁰ R.C. 3501.01(D).

¹¹ R.C. 3509.01(B)(3).