

January 23, 1998

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## SENATE BILL No. 297

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DIGEST OF SB297 (Updated January 22, 1998 11:22 am - DI 77)

**Citations Affected:** IC 3-11-4-3.

**Synopsis:** Absentee ballots. Provides that an application for an absentee ballot for a confined voter (or a person caring for a confined person) in Lake County must be received by the chief deputy of the combined county election board and board of registration before: (1) noon on the day before election day if the application is mailed or hand delivered and the voter requests delivery of the absentee ballots by an absentee voter board; and (2) midnight on the eighth day before election day if the application is mailed or transmitted by fax. (Current law provides that an application for an absentee ballot for a confined voter in Lake County must be received before 10 p.m. on the fourth day before election day.)

**Effective:** Upon passage.

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### Rogers, Landske

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January 8, 1998, read first time and referred to Committee on Elections.  
January 22, 1998, reported favorably — Do Pass.

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SB 297—LS 6470/DI 75+



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January 23, 1998

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

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## SENATE BILL No. 297



A BILL FOR AN ACT to amend the Indiana Code concerning elections.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 3-11-4-3, AS AMENDED BY P.L.3-1997,  
2 SECTION 273, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) Except as provided in  
4 ~~subsections (b) and (c)~~ **subsection (b)** and sections 6 and 8 of this  
5 chapter, an application for an absentee ballot must be received by the  
6 circuit court clerk **(or, in a county having a population of more than**  
7 **four hundred thousand (400,000) but less than seven hundred**  
8 **thousand (700,000), the chief deputy of the combined board, as**  
9 **defined in IC 3-6-5.2-2)** not earlier than ninety (90) days before  
10 election day nor later than **the following:**  
11 (1) Noon on the day before election day if the voter completes the  
12 application in the office of the circuit court clerk.  
13 (2) Noon on the day before election day if:  
14 (A) the application is a mailed or hand delivered application  
15 from a confined voter or person caring for a confined person;  
16 and  
17 (B) the applicant requests that the absentee ballots be

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1 delivered to the applicant by an absentee voter board. ~~or~~  
 2 (3) Midnight on the eighth day before election day if the  
 3 application:  
 4 (A) is a mailed application; or  
 5 (B) was transmitted by a facsimile (FAX) machine;  
 6 from other voters.  
 7 (b) This subsection applies to an absentee ballot application from a  
 8 confined voter or person caring for a confined voter that is mailed or  
 9 hand delivered to the circuit court clerk of a county having a  
 10 consolidated city. An application subject to this subsection that is hand  
 11 delivered must be received by the circuit court clerk not earlier than  
 12 ninety (90) days before election day nor later than 10 p.m. on the fifth  
 13 day before election day. An application subject to this subsection that  
 14 is mailed must be received by the circuit court clerk not earlier than  
 15 ninety (90) days before election day and not later than 10 p.m. on the  
 16 eighth day before election day.  
 17 ~~(c) This subsection applies to an absentee ballot application from a~~  
 18 ~~confined voter or a person caring for a confined voter that is mailed or~~  
 19 ~~hand delivered to the circuit court clerk of a county having a population~~  
 20 ~~of more than four hundred thousand (400,000) but less than seven~~  
 21 ~~hundred thousand (700,000). An application subject to this section~~  
 22 ~~must be received by the chief deputy of the combined board not earlier~~  
 23 ~~than ninety (90) days before election day nor later than 10 p.m. on the~~  
 24 ~~fourth day before election day.~~  
 25 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. President: The Senate Committee on Elections, to which was referred Senate Bill 297, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 297 as introduced.)

LANDSKE, Chairperson

Committee Vote: Yeas 9, Nays 0.

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