

SENATE MOTION

MR. PRESIDENT:

I move that Senate Bill 28 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 3-8-1-1 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) This section
5 does not apply to a candidate for any of the following offices:
6 (1) Judge of a city court. ~~in a city located in a county having a~~
7 ~~population of:~~
8 ~~(A) more than four hundred thousand (400,000) but less~~
9 ~~than seven hundred thousand (700,000); or~~
10 ~~(B) more than two hundred thousand (200,000) but less~~
11 ~~than three hundred thousand (300,000):~~
12 ~~(2) judge of a city court in a third class city; or~~
13 ~~(3) (2) Judge of a town court.~~
14 (b) A person is not qualified to run for:
15 (1) a state office;
16 (2) a legislative office;
17 (3) a local office; or
18 (4) a school board office;
19 unless the person is registered to vote in the election district the person
20 seeks to represent not later than the deadline for filing the declaration
21 or petition of candidacy or certificate of nomination.
22 (c) If a candidate filing error is made by the election division or a
23 circuit court clerk, the error does not invalidate the filing.
24 SECTION 2. IC 3-8-1-1.5 IS AMENDED TO READ AS
25 FOLLOWS [EFFECTIVE UPON PASSAGE] : Sec. 1.5. (a) This
26 section applies to a candidate for any of the following offices:
27 (1) Judge of a city court in a city located in a county having a
28 population of
29 ~~(A) more than four hundred thousand (400,000) but less~~
30 ~~than seven hundred thousand (700,000); or~~
31 ~~(B) more than two hundred thousand (200,000) but less~~
32 ~~than three hundred thousand (300,000).~~
33 ~~(2) Judge of a city court in a third class city.~~

1 ~~(3)~~ **(2)** Judge of a town court.

2 (b) A person is not qualified to run for an office subject to this

3 section unless **not later than the deadline for filing the declaration**

4 **or petition of candidacy or certificate of nomination** the person is

5 registered to vote in a county in which the municipality is located.

6 SECTION 3. IC 3-8-1-28.5 IS AMENDED TO READ AS

7 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 28.5. (a) This

8 section does not apply to a candidate for the office of judge of a city

9 court in a city located in a county having a population of more than two

10 hundred thousand (200,000) but less than three hundred thousand

11 (300,000).

12 (b) A candidate for the office of judge of a city court must reside

13 in the city upon filing a declaration of candidacy required under

14 IC 3-8-2 or a petition of nomination under IC 3-8-6.

15 (c) A candidate for the office of judge of a city court must reside

16 in the county upon the filing of a certificate of candidate selection

17 under IC 3-13-1-15 or IC 3-13-2-8.

18 **(d) This subsection applies to a candidate for the office of**

19 **judge of a city court listed in IC 33-10.1-5-7(c). Before a candidate**

20 **for the office of judge of the court may file a:**

21 **(1) declaration of candidacy or petition of nomination; or**

22 **(2) certificate of candidate selection under IC 3-13-1-15 or**

23 **IC 3-13-2-8;**

24 **the candidate must be an attorney in good standing admitted to the**

25 **practice of law in Indiana.**

26 SECTION 4. IC 3-8-1-29.5 IS ADDED TO THE INDIANA CODE

27 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE

28 UPON PASSAGE]: Sec. 29.5. (a) **This section applies to a candidate**

29 **for the office of judge of a town court listed in IC 33-10.1-5-7(c).**

30 **(b) Before a candidate for the office of judge of the court may**

31 **file a:**

32 **(1) declaration of candidacy or petition of nomination; or**

33 **(2) certificate of candidate selection under IC 3-13-1-15 or**

34 **IC 3-13-2-8;**

35 **the candidate must be an attorney in good standing admitted to the**

36 **practice of law in Indiana."**

37 Page 2, line 18, after "1.5." insert **"(a) This section does not apply**

38 **to a deputy prosecuting attorney appointed by a prosecuting**

39 **attorney or a special prosecutor appointed by a court.**

40 **(b)".**

41 Page 2, after line 25, begin a new paragraph and insert:

42 **"SECTION 11. An emergency is declared for this act."**

43 Renumber all SECTIONS consecutively.
 (Reference is to SB 28 as printed January 15, 1999.)

