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# SENATE BILL No. 200

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 3-7; IC 3-10-8-9.

**Synopsis:** Voter registration. Changes the deadline for registering to vote in a primary, general, municipal, or special election from not later than 29 days before an election to not later than 14 days before an election. Makes conforming amendments in the deadlines for registering: (1) in person at the office of the circuit court clerk or board of registration; (2) in person at a license branch; (3) in person at a public assistance agency; (4) in person at an agency serving persons with disabilities; (5) in person at a governmental or nongovernmental office authorized by law to register voters; and (6) by mail. Changes the deadline for a circuit court clerk or board of registration to prepare certified copies of the list of registered voters from not later than ten days before the election to not later than four days before the election. Changes the time within which a circuit court clerk or board of registration must send an authorization of cancellation to the county of a voter's previous residence from not later than 15 days after receipt of the authorization to not later than five days after the receipt of the authorization.

**Effective:** July 1, 2000.

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## Washington

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January 10, 2000, read first time and referred to Committee on Elections.

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Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

# SENATE BILL No. 200



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 3-7-13-10 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 10. (a) The registration  
3 period begins December 1 of each year (or the first Monday in  
4 December if December 1 falls on a Saturday or Sunday).

5 (b) The registration period continues through the ~~twenty-ninth~~  
6 **fourteenth** day before the date a primary election is scheduled under  
7 this title.

8 (c) The registration period resumes fourteen (14) days after primary  
9 election day and continues through the ~~twenty-ninth~~ **fourteenth** day  
10 before the date a general or municipal election is scheduled under this  
11 article.

12 (d) This subsection applies in each precinct in which a special  
13 election is to be conducted. The registration period ceases in that  
14 precinct on the ~~twenty-ninth~~ **fourteenth** day before a special election  
15 is conducted and resumes fourteen (14) days after the special election  
16 occurs.

17 SECTION 2. IC 3-7-13-11 IS AMENDED TO READ AS



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1 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 11. A person desiring  
 2 to register or transfer a registration may do so at the office of the circuit  
 3 court clerk or board of registration through the close of business on the  
 4 ~~twenty-ninth~~ **fourteenth** day before the election is scheduled to occur.

5 SECTION 3. IC 3-7-14-10 IS AMENDED TO READ AS  
 6 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 10. If an individual is  
 7 registering to vote after the ~~twenty-ninth~~ **fourteenth** day before the  
 8 date that a primary, general, municipal, or special election is scheduled  
 9 in the precinct where the voter resides, the employee of the commission  
 10 who provides an individual with a driver's license or an identification  
 11 card application shall do the following:

12 (1) Inform the individual that license branch registration will not  
 13 permit the individual to vote in the next election.

14 (2) Inform the individual of other procedures the individual may  
 15 follow to vote in the next election.

16 SECTION 4. IC 3-7-15-10 IS AMENDED TO READ AS  
 17 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 10. If an individual is  
 18 registering to vote after the ~~twenty-ninth~~ **fourteenth** day before the  
 19 date that a primary, general, municipal, or special election is scheduled  
 20 in the precinct where the voter resides, the employee of the office who  
 21 provides an individual with an application for assistance or services  
 22 under section 3 of this chapter shall do the following:

23 (1) Inform the individual that office registration will not permit  
 24 the individual to vote in the next election.

25 (2) Inform the individual of other procedures the individual may  
 26 follow to vote in the next election.

27 SECTION 5. IC 3-7-16-17 IS AMENDED TO READ AS  
 28 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 17. If an individual is  
 29 registering to vote after the ~~twenty-ninth~~ **fourteenth** day before the  
 30 date that a primary, general, municipal, or special election is scheduled  
 31 in the precinct where the voter resides, the employee or a volunteer of  
 32 the office who provides an individual with an application for assistance  
 33 or services under this chapter shall do the following:

34 (1) Inform the individual that office registration will not permit  
 35 the individual to vote in the next election.

36 (2) Inform the individual of other procedures the individual may  
 37 follow to vote in the next election.

38 SECTION 6. IC 3-7-18-9 IS AMENDED TO READ AS FOLLOWS  
 39 [EFFECTIVE JULY 1, 2000]: Sec. 9. If an individual is registering to  
 40 vote after the ~~twenty-ninth~~ **fourteenth** day before the date that a  
 41 primary, general, municipal, or special election is scheduled in the  
 42 precinct where the voter resides, the employee or volunteer of the

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1 office who provides an individual with an application for assistance or  
2 services under this chapter shall do the following:

- 3 (1) Inform the individual that office registration will not permit  
4 the individual to vote in the next election.  
5 (2) Inform the individual of other procedures the individual may  
6 follow to vote in the next election.

7 SECTION 7. IC 3-7-28-3 IS AMENDED TO READ AS FOLLOWS  
8 [EFFECTIVE JULY 1, 2000]: Sec. 3. Copies of all memoranda  
9 executed under this article during that part of a registration period  
10 beginning sixty-five (65) days before a primary, general, or municipal  
11 election and ending ~~twenty-nine (29)~~ **fourteen (14)** days before the  
12 election shall be forwarded daily and within forty-eight (48) hours of  
13 the date on which the memoranda were originally made to the  
14 following upon request:

- 15 (1) Each of the county chairmen of the major political parties of  
16 the county.  
17 (2) The chairman of the following:  
18 (A) A bona fide political party that has at least one (1)  
19 candidate on the ballot of the election.  
20 (B) An independent candidate's committee if the candidate is  
21 on the ballot at the election.

22 SECTION 8. IC 3-7-29-1 IS AMENDED TO READ AS FOLLOWS  
23 [EFFECTIVE JULY 1, 2000]: Sec. 1. (a) Not later than ~~ten (10)~~ **four**  
24 **(4)** days before the election at which the registration record is to be  
25 used, the circuit court clerk or board of registration shall prepare  
26 certified copies of the list of registered voters for each precinct in the  
27 county.

28 (b) The lists must contain the full name, address, and assigned  
29 identification number of each registered voter. The names shall be  
30 arranged in the same order as they are in the registration record of the  
31 precinct.

32 SECTION 9. IC 3-7-33-3 IS AMENDED TO READ AS FOLLOWS  
33 [EFFECTIVE JULY 1, 2000]: Sec. 3. (a) This section applies to a voter  
34 registration application that is:

- 35 (1) completed as part of a driver's license application under  
36 IC 3-7-14; or  
37 (2) submitted at a voter registration agency under this article.

38 (b) As provided in 42 U.S.C. 1973gg-6(a)(1), an eligible applicant  
39 whose application is accepted by the bureau of motor vehicles or a  
40 voter registration agency not later than ~~twenty-nine (29)~~ **fourteen (14)**  
41 days before the election shall be registered to vote in the election.

42 SECTION 10. IC 3-7-33-4 IS AMENDED TO READ AS



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1 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 4. (a) This section  
 2 applies to a voter registration application submitted on a registration by  
 3 mail form under IC 3-7-31.

4 (b) Except as provided in subsection (c), and as provided in 42  
 5 U.S.C. 1973gg-6(a)(1), an eligible applicant whose application is  
 6 postmarked not later than ~~twenty-nine (29)~~ **fourteen (14)** days before  
 7 the election shall be registered to vote in the election.

8 (c) If a postmark on a registration by mail form is missing or  
 9 illegible, an eligible applicant shall be registered to vote in the election  
 10 if the form is received by the circuit court clerk or board of registration  
 11 not later than ~~twenty-four (24)~~ **nine (9)** days before the election.

12 SECTION 11. IC 3-7-36-10 IS AMENDED TO READ AS  
 13 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 10. The circuit court  
 14 clerk or board of registration shall process an absentee registration  
 15 affidavit or form received from a voter described in section 1 of this  
 16 chapter during the registration period or during the period beginning on  
 17 the ~~twenty-ninth~~ **fourteenth** day before the election and ending on the  
 18 date that the clerk or board prepares the certified list under IC 3-7-29-1.

19 SECTION 12. IC 3-7-38.2-13, AS AMENDED BY P.L.38-1999,  
 20 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2000]: Sec. 13. After the county voter registration office has  
 22 determined under this chapter that a voter's residence may have  
 23 changed, the election division shall send a notice to the voter that sets  
 24 forth substantially the following statements as provided in 42 U.S.C.  
 25 1973gg-6(d)(2):

26 (1) If the voter did not change the voter's residence or changed  
 27 the residence but remained in the same county where the voter  
 28 was listed on the voter registration record, the voter must return  
 29 the card enclosed with the notice in person to the county voter  
 30 registration office not later than ~~twenty-nine (29)~~ **fourteen (14)**  
 31 days before the election or by regular United States mail:

32 (A) with a postmark not later than ~~twenty-nine (29)~~ **fourteen**  
 33 **(14)** days before the election; or

34 (B) if a postmark is missing or illegible, to the county voter  
 35 registration office not later than ~~twenty-one (21)~~ **nine (9)** days  
 36 before the election.

37 (2) If the card is not returned under subdivision (1), the voter may  
 38 be required to affirm or confirm the voter's address before the  
 39 voter is permitted to vote in an election during the period:

40 (A) beginning on the date of the notice; and

41 (B) ending on the day after the date of the second general  
 42 election scheduled to occur after the date of the notice.



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1 (3) If the voter does not vote in an election described in  
 2 subdivision (2), the voter's name will be removed from the voter  
 3 registration list.

4 (4) If the voter changed residence to a place outside the county in  
 5 which the voter is included on the voter registration list,  
 6 information concerning how the voter can continue to be eligible  
 7 to vote in the county where the voter currently resides.

8 SECTION 13. IC 3-7-43-6 IS AMENDED TO READ AS  
 9 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 6. (a) This section  
 10 applies to a voter who requests a cancellation of voter registration  
 11 under IC 3-7-39-6.

12 (b) The circuit court clerk or board of registration of the county in  
 13 which a voter registers shall send the authorization of cancellation to  
 14 the circuit court clerk or board of registration of the county or counties  
 15 of previous residence within ~~fifteen~~ **(+5) five (5)** days after receipt of  
 16 the authorization. ~~However, all authorizations shall be sent to the clerk~~  
 17 ~~or board not later than the fifteenth day before the date on which an~~  
 18 ~~election will be held.~~

19 SECTION 14. IC 3-7-46-8 IS AMENDED TO READ AS  
 20 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 8. On the last day of  
 21 each month each county voter registration office shall prepare a list of  
 22 the names and last known addresses of all persons within the county  
 23 who have been disfranchised. The county voter registration office may  
 24 secure the list at any time, but not later than the ~~twenty-ninth~~  
 25 **fourteenth** day before a primary, general, or municipal election.

26 SECTION 15. IC 3-10-8-9 IS AMENDED TO READ AS  
 27 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 9. (a) If the special  
 28 election occurs during the period when registration is open under  
 29 IC 3-7-13, the registration period continues through the ~~twenty-ninth~~  
 30 **fourteenth** day before the special election occurs and resumes on the  
 31 first day of the month following the month in which the special election  
 32 is conducted.

33 (b) The election board conducting the special election shall provide  
 34 poll lists for use at the precincts that include the names of voters in the  
 35 precinct who:

36 (1) have registered through the ~~twenty-ninth~~ **fourteenth** day  
 37 before the special election is to be conducted; or

38 (2) are absent uniformed services voters or overseas voters  
 39 registered under IC 3-7-36.

40 (c) This subsection applies when a special election is ordered by a  
 41 court under IC 3-12-8-17 or the state recount commission under  
 42 IC 3-12-11-18. A candidate may not be placed on the special election

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1 ballot unless the candidate was on the ballot or was a declared write-in  
2 candidate for the office at the general election preceding the special  
3 election.

4 (d) The restrictions on the sale of alcoholic beverages set forth in  
5 IC 7.1-5-10-1 apply in each precinct in which the special election is  
6 conducted.

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