



Reprinted
January 26, 2011

HOUSE BILL No. 1190

DIGEST OF HB 190 (Updated January 25, 2011 2:04 pm - DI 75)

Citations Affected: IC 3-11.

Synopsis: Ballots and voting systems. Provides that school board offices must be placed on the ballot under a nonpartisan title. (Under current law, school board offices must be placed under a separate column on the ballot.) Removes the requirement that a sample ballot must be an exact copy of the official ballot and requires a sample ballot to be altered so that marks on the sample ballot cannot be counted as votes. Provides that a county election board may require its voting system to display a ballot number or other designation that uniquely identifies the candidates. (Under current law, voting systems are required to display such a unique number or designation.) Repeals an obsolete statute relating to voting machines.

Effective: July 1, 2011.

Richardson

January 10, 2011, read first time and referred to Committee on Elections and Apportionment.
January 20, 2011, amended, reported — Do Pass.
January 25, 2011, read second time, amended, ordered engrossed.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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HOUSE BILL No. 1190

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 3-11-2-12.9, AS AMENDED BY P.L.58-2005,
2 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 12.9. (a) School board offices to be elected at the
4 general election shall be placed on the general election ballot after the
5 offices described in section 12 of this chapter **under a nonpartisan**
6 **title.**

7 ~~(b) School board offices shall be placed in a separate column on the~~
8 ~~ballot.~~

9 ~~(c)~~ **(b)** If the ballot contains a candidate for a school board office,
10 the ballot must also contain a statement that reads substantially as
11 follows: "To vote for a candidate for this office, make a voting mark on
12 or in the square to the left of the candidate's name."

13 SECTION 2. IC 3-11-13-9 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 9. The public officials
15 charged with the duty of providing ballot cards or ballot labels shall
16 also provide sample ballots. ~~The A sample ballots~~ **ballot** must be:

17 (1) ~~exact copies~~ **a copy** of the official ballot cards or ballot labels;

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1 ~~and~~
 2 (2) arranged in the form of a diagram showing the front of the
 3 marking device as it will appear ~~on~~ **at the election; ~~day: and~~**
 4 **(3) altered so marks on the sample ballot cannot be counted**
 5 **as votes.**
 6 SECTION 3. IC 3-11-15-13.1 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 13.1. **(a)** If a voting
 8 system has the capability, the voting system must display on the
 9 medium used by the voter to cast the voter's ballot the ~~following~~
 10 **information for name of** each candidate.
 11 ~~(1) The name of the candidate.~~
 12 ~~(2)~~ **(b) A county election board (or a board of elections and**
 13 **registration established under IC 3-6-5.2 or IC 3-6-5.4) may**
 14 **require a voting system to display on the medium used by the voter**
 15 **to cast the voter's ballot a ballot number or other candidate**
 16 **designation uniquely associated with the candidate.**
 17 SECTION 4. IC 3-11-11-1.5 IS REPEALED [EFFECTIVE JULY
 18 1, 2011].

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 1190, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 13 through 17.

Page 2, delete lines 1 through 5.

Page 2, after line 24, begin a new paragraph and insert:

"SECTION 4. IC 3-11-11-1.5 IS REPEALED [EFFECTIVE JULY 1, 2011]."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1190 as introduced.)

KOCH, Chair

Committee Vote: yeas 10, nays 0.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1190 be amended to read as follows:

Page 2, line 12, after "A" insert "**county election board (or a board of elections and registration established under IC 3-6-5.2 or IC 3-6-5.4) may require a**".

Page 2, line 12, delete "may" and insert "to".

(Reference is to HB 1190 as printed January 21, 2011.)

RICHARDSON

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