
HOUSE BILL No. 1242

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-5-4; IC 3-6; IC 3-7; IC 3-8; IC 3-9-1-12; IC 3-10; IC 3-11; IC 3-13; IC 9-24-2.5; IC 36-2-9-9.

Synopsis: Various election law matters. Makes the following changes to the election law: (1) Specifies the contents of statewide voter registration system reports. (2) Specifies certain procedures in connection with voter list maintenance, and updates procedures for address changes of voter registration records in the statewide voter registration system. (3) Permits a county voter registration office to return to a candidate for President of the United States, United States Senator, or governor, after the petition is certified, an original petition that accompanies a declaration of candidacy. (4) Changes several dates concerning the certification of ballot questions and devices to conform to the date in current law for the certification of candidates. (5) Permits the dissolution of a committee without the waiver of outstanding civil penalties previously imposed on the committee, and specifies that the chairman or treasurer of the committee remains liable for any committee debts. (6) Requires that county voter registration records be updated not later than 60 days after election day or after completion of a recount or contest. (7) Revises precinct boundary change procedures. (8) Amends provisions concerning candidate ballot vacancy procedures. (9) Repeals obsolete references concerning voting instructions, paper ballots, and special polling places. Makes a technical correction.

Effective: July 1, 2011.

Richardson

January 12, 2011, read first time and referred to Committee on Elections and Apportionment.

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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. 1242



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 3-5-4-1.9, AS ADDED BY P.L.164-2006,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 1.9. **(a) This section does not apply to a
4 delinquent campaign finance filing received under IC 3-9.**

5 **(b) This section does not apply to an application for voter
6 registration received while registration is closed under IC 3-7.**

7 **(c) Except as otherwise provided in this title, the election division,
8 an election board, a circuit court clerk, a county voter registration
9 office, or any other official responsible for receiving a filing under this
10 title may not receive a filing that is offered to be filed after a deadline
11 for the filing provided by this title.**

12 SECTION 2. IC 3-5-4-7, AS AMENDED BY P.L.230-2005,
13 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2011]: Sec. 7. Except as otherwise provided in this title, a
15 reference to a federal statute or regulation in this title is a reference to
16 the statute or regulation as in effect January 1, ~~2005~~; **2011.**

17 SECTION 3. IC 3-6-3-6 IS AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2011]: Sec. 6. (a) After the state chairman of a
 2 political party files a statement with the election division certifying that
 3 the party's name has been changed in accordance with all applicable
 4 party rules, a political party shall be known by the political party's new
 5 name, and the party has all the rights it had under its former name.

6 (b) If the state chairman of a political party files a statement under
 7 subsection (a) after the printing of ballots for use at an election
 8 conducted under this title has begun, ~~the election division or the~~
 9 election board responsible for printing the ballots is not required to
 10 alter the ballots to state the new name of the political party.

11 SECTION 4. IC 3-6-6-39, AS AMENDED BY P.L.230-2005,
 12 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2011]: Sec. 39. (a) The county election board by unanimous
 14 vote of the entire membership of the board may permit an individual
 15 who is not a voter to serve as any precinct election officer (other than
 16 inspector), or to assist a precinct election officer, if the individual
 17 satisfies all the following:

18 (1) The individual is at least sixteen (16) years of age but not
 19 ~~more than seventeen (17)~~ **eighteen (18)** years of age **or older**.

20 (2) The individual is a citizen of the United States.

21 (3) The individual is a resident of the county.

22 (4) The individual has a cumulative grade point average
 23 equivalent to not less than 3.0 on a 4.0 scale.

24 (5) The individual has the written approval of the principal of the
 25 school the individual attends at the time of the appointment or, if
 26 the student is educated in the home, the approval of the individual
 27 responsible for the education of the student.

28 (6) The individual has the approval of the individual's parent or
 29 legal guardian.

30 (7) The individual has satisfactorily completed any training
 31 required by the county election board.

32 (8) The individual otherwise is eligible to serve as a precinct
 33 election officer under this chapter.

34 (b) An individual appointed to a precinct election office or assistant
 35 under this section:

36 (1) must serve in a nonpartisan manner in accordance with the
 37 standards developed by the Help America Vote Foundation under
 38 36 U.S.C. 152602; and

39 (2) while serving as a precinct election officer or assistant:

40 (A) is not required to obtain an employment certificate under
 41 IC 20-33-3; and

42 (B) is not subject to the limitations on time and duration of

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employment under IC 20-33-3.

SECTION 5. IC 3-7-26.4-4, AS ADDED BY P.L.81-2005, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 4. (a) The election division may provide parts and reports from the voter registration information from the computerized list for the purposes specified under IC 3-7-26.3-29. ~~However,~~

(b) **Except as otherwise provided in this section,** the parts and reports provided under this section may not include information described under section 8 of this chapter.

(c) **The parts and reports may contain the information described in section 8 of this chapter if:**

- (1) **the part or report is to be provided to an entity that:**
 - (A) **is described in section 6 of this chapter; and**
 - (B) **has previously submitted an application to the election division and paid any required fee to obtain the complete compilation; or**
- (2) **the part or report is a purely statistical compilation that:**
 - (A) **includes the information described in section 8 of this chapter; and**
 - (B) **does not include any information:**
 - (i) **concerning an individual voter; or**
 - (ii) **that would permit the identification of an individual voter as a result of providing the compilation.**

(d) **The parts and reports provided under this section may not include the complete Social Security number of any individual.**

SECTION 6. IC 3-7-27-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 6. (a) As required under 42 U.S.C. 1973gg-6(i), a county voter registration office shall retain records concerning the implementation of programs and activities conducted for the purpose of ensuring the accuracy and currency of the voter registration list. These records include the following:

- (1) Lists of names and addresses of voters who were sent notices under the voter list maintenance program.
- (2) Information concerning whether a voter has responded to a notice described by subdivision (1) as of the date the inspection of the record is made.

(b) The county voter registration office shall retain the records described by this section for at least two (2) years. Except for records concerning declinations to register to vote or that indicate the identity of a voter registration agency where a person registered, the county voter registration office shall make the records available for public inspection and photocopying at a reasonable cost as provided in

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1 IC 5-14-3.

2 (c) In accordance with ~~IC 5-14-3-3(g)~~ **IC 5-14-3-3(h)** and
 3 notwithstanding any other statute, a county voter registration office
 4 shall, with regard to voter registration information concerning voters
 5 of the county on a computerized system, act in accordance with a
 6 nondiscriminatory uniform policy adopted by the county election
 7 board. The policy must either permit a person to duplicate or obtain a
 8 duplicate copy of a computer tape, computer disc, microfilm, or other
 9 similar record system that contains this voter registration information
 10 or not permit the person to duplicate or obtain a duplicate copy of the
 11 information.

12 (d) A person who requests computerized voter registration
 13 information under subsection (c) must provide a written statement that
 14 the person will not:

15 (1) use the information to solicit merchandise, goods, services, or
 16 subscriptions; or

17 (2) sell, loan, give away, or otherwise deliver the information
 18 obtained by the request to any other person;

19 for a purpose other than political activities or political fundraising
 20 activities.

21 (e) Publication of information obtained under subsection (d) in a
 22 news broadcast or newspaper is not prohibited.

23 SECTION 7. IC 3-7-28-12 IS AMENDED TO READ AS
 24 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 12. ~~Not later than thirty~~
 25 ~~(30) days after receipt of the reports of deceased individuals required~~
 26 ~~under this article;~~ **(a) Each circuit court clerk or board of county voter**
 27 **registration office** shall send a list of the deceased persons whose
 28 registrations have been canceled to the following upon request:

29 (1) The county chairman of each major political party of the
 30 county.

31 (2) The chairman of the following:

32 (A) A bona fide political party of the county.

33 (B) An independent candidate's committee, if the candidate is
 34 on the ballot for the next election to be conducted in the
 35 county.

36 **(b) A request filed under this section may state that the list is to**
 37 **include only cancellations made by the county voter registration**
 38 **office within a period specified in the request.**

39 SECTION 8. IC 3-7-28-13 IS AMENDED TO READ AS
 40 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 13. ~~Not later than thirty~~
 41 ~~(30) days after preparation of a list of disfranchised voters under this~~
 42 ~~article;~~ **the circuit court clerk or board of (a) Each county voter**

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1 registration office shall send a ~~notice~~ **list of disfranchised voters**
2 **whose registrations have been canceled** to the following upon
3 request:

- 4 (1) The county chairmen of the major political parties of the
5 county.
- 6 (2) The chairman of the following:
 - 7 (A) A bona fide political party of the county.
 - 8 (B) An independent candidate's committee, if the candidate is
9 on the ballot for the next general election to be conducted in
10 the county.

11 **(b) A request filed under this section may state that the list is to**
12 **include only cancellations made by the county voter registration**
13 **office within a period specified in the request.**

14 SECTION 9. IC 3-7-28-14 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 14. ~~The circuit court~~
16 ~~clerk or board of~~ **(a) Each county voter registration office** shall
17 provide a list of the names and addresses of all voters whose
18 registrations have been canceled under this article ~~not later than sixty~~
19 ~~(60) days before election day~~ to the following upon request:

- 20 (1) The county chairmen of the major political parties of the
21 county.
- 22 (2) The chairman of the following:
 - 23 (A) A bona fide political party of the county.
 - 24 (B) An independent candidate's committee participating in a
25 primary, general, or municipal election.

26 ~~After that date, upon request the clerk or board shall report~~
27 ~~cancellations daily and within forty-eight (48) hours after the day on~~
28 ~~which the cancellations were made, until election day.~~

29 **(b) A request filed under this section may state that the list is to**
30 **include only cancellations made by the county voter registration**
31 **office within a period specified in the request.**

32 SECTION 10. IC 3-7-33-4.5, AS AMENDED BY P.L.164-2006,
33 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2011]: Sec. 4.5. (a) Except as provided in subsection (b), this
35 section applies to an individual who:

- 36 (1) submits an application to register to vote by mail under
37 IC 3-7-22; and
- 38 (2) has not previously voted in:
 - 39 (A) a general election in Indiana (or a special election for
40 federal office in Indiana); or
 - 41 (B) a general election (or a special election for federal office)
42 in the county where the individual has submitted an

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1 application under this chapter if a statewide voter registration
 2 system is not operational in accordance with the requirements
 3 of IC 3-7-26.3 and 42 U.S.C. 15483 on the date the application
 4 is was received by the county voter registration office after
 5 **December 31, 2002, and before January 1, 2006.**

6 (b) This section does not apply to an individual who complies with
 7 the requirements in any of the following:

8 (1) The individual submits an application to register to vote by
 9 mail under this chapter and includes with that mailing a copy of:

10 (A) a current and valid photo identification; or

11 (B) a current utility bill, bank statement, government check,
 12 paycheck, or government document;

13 that shows the name and residence address of the voter stated on
 14 the voter registration application.

15 (2) The individual submits an application to register to vote by
 16 mail under this chapter that includes:

17 (A) the individual's Indiana driver's license number; or

18 (B) the last four (4) digits of the individual's Social Security
 19 number;

20 and the county voter registration office or election division
 21 matches the information submitted by the applicant with an
 22 existing Indiana identification record bearing the same number,
 23 name, and date of birth set forth in the voter registration
 24 application.

25 (3) The individual is an absent uniformed services voter or
 26 overseas voter.

27 (4) The individual is entitled to vote other than in person under
 28 the federal Voting Accessibility for the Elderly and Handicapped
 29 Act (42 U.S.C. 1973ee-1(b)(2)(B)(ii)) due to a determination by
 30 the election division that a permanent or temporarily accessible
 31 polling place cannot be provided for the individual.

32 (5) The individual is entitled to vote other than in person under
 33 any other federal law.

34 (c) When a county voter registration office receives a voter
 35 registration application by mail, the office shall determine whether the
 36 applicant is subject to the requirements to provide additional
 37 documentation under this section and 42 U.S.C. 15483.

38 (d) As required by 42 U.S.C. 15483, a county voter registration
 39 office shall administer the requirements of this section in a uniform and
 40 nondiscriminatory manner.

41 (e) If the county voter registration office determines that the
 42 applicant:

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1 (1) is not required to submit additional documentation under this
2 section; or

3 (2) has provided the documentation required under this section;
4 the county voter registration office shall process the application in
5 accordance with section 5 of this chapter.

6 (f) If the county voter registration office determines that the
7 applicant is required to submit additional documentation under this
8 section and 42 U.S.C. 15483, the office shall process the application
9 under section 5 of this chapter and, if the applicant is otherwise eligible
10 to vote, add the information concerning this documentation to the
11 voter's computerized registration entry under IC 3-7-27-20.2.

12 (g) The county voter registration office shall remove the notation
13 described in subsection (f) after the voter votes in an election for a
14 federal office.

15 SECTION 11. IC 3-7-34-7, AS AMENDED BY P.L.81-2005,
16 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2011]: Sec. 7. (a) The county voter registration office shall
18 certify to the NVRA official on an expedited basis a list of the
19 registration forms that have been processed under section 6 of this
20 chapter but do not contain information required to be supplied by the
21 bureau of motor vehicles commission or a voter registration agency.

22 (b) The NVRA official shall notify the commission or agency that
23 the commission or agency is required to supply the omitted information
24 on an expedited basis to the county voter registration office. ~~following~~
25 ~~receipt of notice from the NVRA official.~~

26 SECTION 12. IC 3-7-36-10 IS AMENDED TO READ AS
27 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 10. (a) The ~~circuit~~
28 ~~court clerk or board of county voter registration office~~ shall process an
29 absentee registration affidavit or form received from a voter described
30 in section 1 of this chapter during the registration period or during the
31 period beginning on the twenty-ninth day before the election and
32 ending on the date that the clerk or board prepares the certified list
33 under IC 3-7-29-1. ~~tenth day before the election.~~

34 (b) **A properly completed voter registration application**
35 **described in this section is subject to the same requirements that**
36 **are applicable to a properly completed voter registration**
37 **application from a voter described in section 1 of this chapter**
38 **during the period ending on the twenty-ninth day before the**
39 **election.**

40 SECTION 13. IC 3-7-40-3 IS AMENDED TO READ AS
41 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 3. The local public
42 officials (or plan commission under IC 36-7-4-405) responsible for:

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- 1 (1) naming or renaming streets;
 - 2 (2) numbering or renumbering lots or structures; and
 - 3 (3) converting rural route addresses to numbered addresses;
- 4 shall report the changes to the ~~circuit court clerk or board of county~~
5 **voter registration office** not later than the last day of the month
6 following the month in which the change was made.

7 SECTION 14. IC 3-7-40-6, AS AMENDED BY P.L.164-2006,
8 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2011]: Sec. 6. When notified by the NVRA official of a
10 conversion from rural route addresses to numbered addresses under
11 this chapter, the county voter registration office shall, as soon as
12 practicable, amend

- 13 ~~(1) the original affidavit filed by the voter to indicate the~~
14 ~~numbered address that replaces the rural route address on the~~
15 ~~affidavit; and~~
- 16 ~~(2) the entry for the voter in the computerized list under~~
17 ~~IC 3-7-26.3.~~

18 SECTION 15. IC 3-8-2-10 IS AMENDED TO READ AS
19 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 10. **(a)** A petition
20 required by section 8 of this chapter must be submitted to the ~~circuit~~
21 ~~court clerk or board of county voter~~ registration **office** during the
22 period beginning January 1 of the year in which the primary election
23 will be held and ending at noon seventy-seven (77) days before the
24 primary election.

25 **(b) After the certification of a petition under this section, the**
26 **county voter registration office may, upon the request of the**
27 **candidate named in the petition, return the original petition to the**
28 **candidate for filing with the secretary of state under section 5 of**
29 **this chapter.**

30 SECTION 16. IC 3-8-3-4 IS AMENDED TO READ AS FOLLOWS
31 [EFFECTIVE JULY 1, 2011]: Sec. 4. **(a)** A petition required by section
32 2 of this chapter must be submitted to the county voter registration
33 office during the period beginning January 1 of the year in which the
34 primary election will be held and ending at noon ten (10) days before
35 the final date for filing a declaration of candidacy under IC 3-8-2-4 for
36 the primary election.

37 **(b) After the certification of a petition under this section, the**
38 **county voter registration office may, upon the request of the**
39 **candidate named in the petition, return the original petition to the**
40 **candidate for filing under section 5 of this chapter.**

41 SECTION 17. IC 3-8-5-14 IS AMENDED TO READ AS
42 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 14. ~~(a)~~ A certificate of

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1 nomination **executed under section 13 of this chapter** must be signed
2 before a person authorized to administer oaths and certify the following
3 information:

4 (1) The name of the party, the town where the convention was
5 held, the date of the convention, and the date of the town election.

6 ~~(2) The name, residence, and office of each candidate that was
7 nominated at the convention:~~

8 ~~(3) That each candidate for town council resides in the ward for
9 which the person is a candidate:~~

10 ~~(4) That each candidate is a registered voter of the town and
11 legally qualified to hold the office for which the person is a
12 candidate:~~

13 ~~(5) (2) The title of the party that the candidates represent and the
14 device by which the candidates may be designated on the ballots
15 (a symbol to designate the party).~~

16 ~~(6) (3) The signature and residence address of the presiding
17 officer and secretary of the convention.~~

18 ~~(b) The certificate of nomination must be filed with the circuit court
19 clerk of the county where the convention was held:~~

20 SECTION 18. IC 3-8-6-12 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 12. (a) A petition of
22 nomination for an office filed under section 10 of this chapter must be
23 filed with and, except as provided in subsection (d), certified by the
24 person with whom a declaration of candidacy must be filed under
25 IC 3-8-2.

26 (b) The petition of nomination must be accompanied by the
27 following:

28 (1) The candidate's written consent to become a candidate.

29 (2) A statement that the candidate:

30 (A) is aware of the provisions of IC 3-9 regarding campaign
31 finance and the reporting of campaign contributions and
32 expenditures; and

33 (B) agrees to comply with the provisions of IC 3-9.

34 The candidate must separately sign the statement required by this
35 subdivision.

36 (3) If the candidate is subject to IC 3-9-1-5, a statement by the
37 candidate that the candidate has filed a campaign finance
38 statement of organization under IC 3-9-1-5 or is aware that the
39 candidate may be required to file a campaign finance statement of
40 organization not later than noon seven (7) days after the final date
41 for filing a petition for nomination under section 10 of this
42 chapter.

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1 (4) If the candidate is subject to IC 3-9-1-5.5, a statement by the
 2 candidate that the candidate is aware of the requirement to file a
 3 campaign finance statement of organization under IC 3-9 after the
 4 first of either of the following occurs:

5 (A) The candidate receives more than five hundred dollars
 6 (\$500) in contributions.

7 (B) The candidate makes more than five hundred dollars
 8 (\$500) in expenditures.

9 (5) A statement indicating whether or not each candidate:

10 (A) has been a candidate for state or local office in a previous
 11 primary or general election; and

12 (B) has filed all reports required by IC 3-9-5-10 for all
 13 previous candidacies.

14 (6) A statement that each candidate is legally qualified to hold the
 15 office that the candidate seeks, including any applicable residency
 16 requirements and restrictions on service due to a criminal
 17 conviction.

18 (7) If the petition is filed with the secretary of state for an office
 19 not elected by the electorate of the whole state, a statement signed
 20 by the circuit court clerk of each county in the election district of
 21 the office sought by the individual.

22 (8) Any statement of economic interests required under
 23 IC 3-8-1-33.

24 (c) The statement required under subsection (b)(7) must:

25 (1) be certified by each circuit court clerk; and

26 (2) indicate the number of votes cast for secretary of state:

27 (A) at the last election for secretary of state; and

28 (B) in the part of the county included in the election district of
 29 the office sought by the individual filing the petition.

30 (d) The person with whom the petition of nomination must be filed
 31 under subsection (a) shall:

32 (1) determine whether a sufficient number of signatures as
 33 required by section 3 of this chapter have been obtained; and

34 (2) do one (1) of the following:

35 (A) If the petition includes a sufficient number of signatures,
 36 certify the petition.

37 (B) If the petition has an insufficient number of signatures,
 38 deny the certification.

39 (e) The secretary of state shall, by noon ~~August 20~~: **on the date**
 40 **specified under IC 3-8-7-16 for the certification of candidates and**
 41 **public questions by the election division:**

42 (1) certify; or

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1 (2) deny certification under subsection (d) to;
2 each petition of nomination filed in the secretary of state's office to the
3 appropriate county.

4 (f) The commission shall provide that the form of a petition of
5 nomination includes the following information near the separate
6 signature required by subsection (b)(2):

- 7 (1) The dates for filing campaign finance reports under IC 3-9.
- 8 (2) The penalties for late filing of campaign finance reports under
9 IC 3-9.

10 (g) A candidate's consent to become a candidate must include a
11 statement that the candidate requests the name on the candidate's voter
12 registration record be the same as the name the candidate uses on the
13 consent to become a candidate. If there is a difference between the
14 name on the candidate's consent to become a candidate and the name
15 on the candidate's voter registration record, the officer with whom the
16 consent to become a candidate is filed shall forward the information to
17 the voter registration officer of the appropriate county as required by
18 IC 3-5-7-6(e). The voter registration officer of the appropriate county
19 shall change the name on the candidate's voter registration record to be
20 the same as the name on the candidate's consent to become a candidate.

21 (h) If the person with whom the petition was filed denies
22 certification under subsection (d), the person shall notify the candidate
23 immediately by certified mail.

24 (i) A candidate may contest the denial of certification under
25 subsection (d) based on:

- 26 (1) the circuit court clerk's or board of registration's failure to
27 certify, under section 8 of this chapter, qualified petitioners; or
 - 28 (2) the determination described in subsection (d)(1);
- 29 using the procedure in IC 3-8-1-2 and section 14 of this chapter that
30 applies to questions concerning the validity of a petition of nomination.

31 SECTION 19. IC 3-8-7-11, AS AMENDED BY P.L.230-2005,
32 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2011]: Sec. 11. (a) Except as provided in subsection (f), if a
34 political party has filed a statement with the election division (or any
35 of its predecessors) that the device selected by the political party be
36 used to designate the candidates of the political party on the ballot for
37 all elections throughout the state, the device must be used until:

- 38 (1) the device is changed in accordance with party rules; and
- 39 (2) a statement concerning the use of the new device is filed with
40 the election division.

41 (b) Except as provided in subsection (c), the device may be any
42 appropriate symbol.

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(c) A political party or an independent candidate may not use **any of the following** as a device:

- (1) A symbol that has previously been filed by a political party or candidate with the election division (or any of its predecessors).
- (2) The coat of arms or seal of the state or of the United States.
- (3) The national or state flag. ~~or~~
- (4) Any other emblem common to the people.

(d) Not later than noon ~~August 20, before each general or municipal election,~~ **on the date specified under section 16 of this chapter for the certification of candidates and public questions by the election division,** the election division shall provide each county election board with a camera-ready copy of the device under which the candidates of the political party or the petitioner are to be listed so that ballots may be prepared using the best possible reproduction of the device.

(e) This subsection applies to a candidate or political party whose device is not filed with the election division under subsection (a) and is to be printed only on ballots to identify candidates for election to a local office. Not later than noon ~~August 20,~~ **on the date specified under section 16 of this chapter for the certification of candidates and public questions by the election division,** the chairman of the political party or the petitioner of nomination shall file a camera-ready copy of the device under which the candidates of the political party or the petitioner are to be listed with the county election board of each county in which the name of the candidate or party will be placed on the ballot. The county election board shall provide the camera-ready copy of the device to the town election board of a town located wholly or partially within the county upon request by the town election board.

(f) If a copy of the device is not filed in accordance with subsection (a) or (e), or unless a device is designated in accordance with section 26 or 27 of this chapter, the county election board or town election board is not required to use any device to designate the list of candidates.

(g) If a device is filed with the election division or an election board after the commencement of printing of ballots for use at an election conducted under this title, the election board responsible for printing the ballots is not required to alter the ballots to include the device filed under this subsection.

SECTION 20. IC 3-8-7-25.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 25.5. (a) This section does not apply to the change of a candidate's name that occurs after absentee ballots have been printed bearing the candidate's name.

(b) A candidate who:

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1 (1) is:
 2 (A) nominated for election; or
 3 (B) a candidate for nomination; and
 4 (2) changed the candidate's legal name after:
 5 (A) the candidate has been nominated; or
 6 (B) the candidate has become a candidate for nomination;
 7 shall file a statement setting forth the former and current legal name of
 8 the candidate with the office where a declaration of candidacy or
 9 certificate of nomination for the office is required to be filed. If the
 10 final date and hour has not passed for filing a declaration of candidacy,
 11 consent for nomination, or declaration of intent to be a write-in
 12 candidate, the candidate must file the request for a change of name on
 13 the form prescribed by the commission for the declaration or consent.
 14 (c) The statement filed under subsection (b) must also indicate the
 15 following:
 16 (1) That the candidate has previously filed a change of name
 17 request with a county voter registration office so that the name set
 18 forth in the statement is identical to the candidate's name on the
 19 county voter registration record.
 20 (2) How the candidate's legal name was changed.
 21 (d) Upon the filing of the statement, ~~the election division and~~ each
 22 county election board shall print the candidate's legal name on the
 23 ballot as set forth in the statement.
 24 SECTION 21. IC 3-9-1-12 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 12. (a) A committee
 26 may disband at any time in the manner prescribed by this section.
 27 (b) The commission or a county election board may administratively
 28 disband a committee in the manner prescribed by this section.
 29 (c) The commission has exclusive jurisdiction to disband any of the
 30 following:
 31 (1) A candidate's committee for state office.
 32 (2) A candidate's committee for legislative office.
 33 (3) A legislative caucus committee.
 34 (4) A political action committee that has filed a statement or
 35 report with the election division.
 36 (5) A regular party committee that has filed a statement or report
 37 with the election division.
 38 (d) A county election board has exclusive jurisdiction to disband
 39 any of the following:
 40 (1) A candidate's committee for a local office.
 41 (2) A candidate's committee for a school board office.
 42 (3) A political action committee that has filed a statement or

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1 report with the election board, unless the political action
 2 committee has also filed a report with the election division.
 3 (4) A regular party committee that has filed a statement or report
 4 with the election board, unless the regular party committee has
 5 also filed a report with the election division.
 6 (e) The commission or a county election board may administratively
 7 disband a committee in the following manner:
 8 (1) Not later than the last Friday of January of each year, the
 9 election division or county election board shall review the list of
 10 committees that have filed statements of organization with the
 11 division or board under this article.
 12 (2) If the election division or county election board determines
 13 both of the following, the election division or county election
 14 board may begin a proceeding before the commission or board to
 15 administratively disband the committee:
 16 (A) The committee has not filed any report of expenditures
 17 during the previous three (3) calendar years.
 18 (B) The committee last reported cash on hand in an amount
 19 that does not exceed one thousand dollars (\$1,000), if the
 20 committee filed a report under this article.
 21 (3) The election division or county election board shall provide
 22 notice of the proceeding by certified mail to the last known
 23 address of the chairman and treasurer of the committee.
 24 (4) The commission or board may issue an order administratively
 25 dissolving the committee ~~and waiving any outstanding civil~~
 26 ~~penalty previously imposed by the commission or board;~~ if the
 27 commission or board makes the following findings:
 28 (A) There is no evidence that the committee continues to
 29 receive contributions, make expenditures, or otherwise
 30 function as a committee.
 31 ~~(B) The prudent use of public resources makes further efforts~~
 32 ~~to collect any outstanding civil penalty imposed against the~~
 33 ~~committee wasteful or unjust.~~
 34 ~~(C)~~ (B) According to the best evidence available to the
 35 commission or board, the dissolution of the committee will not
 36 impair any contract or impede the collection of a debt or
 37 judgment by any person.
 38 (5) **If the commission or board:**
 39 (A) **administratively dissolves a committee under**
 40 **subdivision (4); and**
 41 (B) **finds that the prudent use of public resources makes**
 42 **further efforts to collect any outstanding civil penalty**

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imposed against the committee wasteful or unjust; the commission or board may also waive the outstanding civil penalty previously imposed by the commission or board against the committee.

~~(5)~~ **(6)** The election division shall arrange for the publication in the Indiana Register of an order administratively disbanding a committee. A county election board shall publish a notice under IC 5-3-1 stating that the board has disbanded a committee under this subsection. The notice must state the date of the order and the name of the committee, but the board is not required to publish the text of the order.

~~(6)~~ **(7)** An order issued under this subsection takes effect immediately upon its adoption, unless otherwise specified in the order.

(f) If the chairman or treasurer of a committee wishes to disband the committee, the committee must do either of the following:

(1) Give written notification of the dissolution and transfer a surplus of contributions less expenditures to any one (1) or a combination of the following:

- (A) One (1) or more regular party committees.
- (B) One (1) or more candidate's committees.
- (C) The election division.
- (D) An organization exempt from federal income taxation under Section 501 of the Internal Revenue Code.
- (E) Contributors to the committee, on a pro rata basis.

(2) Use the surplus in any other manner permitted under IC 3-9-3-4.

(g) Except as provided in subsection (e) concerning the waiver of civil penalties, a dissolution or transfer of funds does not relieve the committee or the committee's members from **any:**

- (1) civil liability, including the liability of the committee's chairman or treasurer for the payment of any debts incurred by or on behalf of the committee; or**
- (2) criminal liability.**

SECTION 22. IC 3-10-1-31.2 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: **Sec. 31.2. (a) This subsection does not apply if a recount or contest is being conducted in a county. The county voter registration office shall complete the updating of the registration record under section 31.1 of this chapter not later than sixty (60) days after election day.**

(b) If a recount or contest is being conducted in a county, the

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1 **county voter registration office shall complete the updating of the**
2 **registration record under section 31.1 of this chapter not later than**
3 **sixty (60) days after the completion of the recount or contest and**
4 **the issuance of an order under IC 3-12-6-22.5, IC 3-12-8-17,**
5 **IC 3-12-11-18, or IC 3-12-12-19.**

6 SECTION 23. IC 3-10-3-1 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 1. (a) Whenever a
8 proposed state constitutional amendment or other public question is
9 submitted by the general assembly under Article 16 of the Constitution
10 of the State of Indiana to the electorate of the state for a popular vote,
11 the election division shall certify the public question to the county
12 election board of each county.

13 (b) If the vote is to occur at a general election, the election division
14 shall certify by noon ~~August 20 before the election:~~ **on the date**
15 **specified under IC 3-8-7-16 for the election division to certify**
16 **candidates and other public questions for the general election**
17 **ballot.** If a special election is to be held, the election division shall
18 certify at least thirty (30) days before the election. Each county election
19 board shall publish notice of the public question in accordance with
20 IC 5-3-1.

21 SECTION 24. IC 3-11-1.5-16 IS AMENDED TO READ AS
22 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 16. (a) If a proposed
23 precinct establishment order includes a legal description of a precinct
24 with a boundary that follows the boundary of a municipality, state
25 legislative district, or municipal legislative district, the order must
26 include the following:

- 27 (1) A description in metes and bounds that identifies the boundary
28 as that of a municipality, state legislative district, or municipal
29 legislative district.
- 30 (2) A notation on the map of the precinct indicating that the
31 boundary is that of a municipality, state legislative district, or
32 municipal legislative district.

33 (b) If a proposed precinct establishment order described by section
34 9 of this chapter includes a legal description of a boundary that follows
35 a visible feature, the order must include a description in metes and
36 bounds **or an aerial photograph** that identifies the visible feature that
37 forms the boundary.

38 SECTION 25. IC 3-11-3-29 IS AMENDED TO READ AS
39 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 29. (a) If a new
40 candidate is appointed or selected under IC 3-13-1 or IC 3-13-2 after
41 the printing of ballots and before the election, the ~~election division or~~
42 ~~the~~ election board may print ballots containing the name of the new

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candidate.

(b) If the ~~election division or the~~ election board determines that printing ballots under subsection (a) would be uneconomical or impractical, the chairman or committee that made the appointment or selection shall provide to the ~~division or the~~ election board the number of pasters the ~~division or the~~ board determines to be necessary for all ballots to reflect the appointment or selection. Pastors may not be given to or received by any person except the ~~co-directors of the election division (or the~~ election board and the board's chairman.

(c) If a candidate entitled to be placed on the ballot changes the candidate's legal name after the printing of ballots and before the election, the candidate who has changed the candidate's legal name shall provide to the ~~election division or the~~ election board the number of pasters the ~~division or the~~ board determines to be necessary for all ballots to reflect the change of name. If a candidate declines to do so under this subsection, the ~~division or the~~ board is not required to reprint ballots to reflect the change of legal name.

SECTION 26. IC 3-11-8-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 2. A voter shall vote at the polls for the precinct where the voter resides except when authorized to vote in another precinct under IC 3-10-10, IC 3-10-11, or IC 3-10-12. ~~or at a special voting poll under section 6.5 of this chapter.~~

SECTION 27. IC 3-11-8-3.1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 3.1. (a) A county executive shall designate the polls for each precinct not less than twenty-nine (29) days before election day.

(b) The designation of a polling place under this section remains in effect until:

- (1) the location of the polling place is altered by an order of the county executive or county election board under this chapter; or
- (2) a precinct establishment order issued under IC 3-11-1.5:
 - (A) designates a new polling place location; or
 - (B) combines the existing precinct with another precinct established by the order.

~~(c) The county executive shall then file the report required by section 6.5 of this chapter concerning polls that are inaccessible to voters with disabilities.~~

SECTION 28. IC 3-11-8-3.2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 3.2. (a) A county executive shall give ten (10) days notice of the place of voting in each precinct by publication in the manner prescribed by IC 5-3-1-4. The notice must include the following information:

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1 (1) For each precinct, state whether the polls are located in an
2 accessible facility.
3 (2) If special polling places are designated under section 6.5 of
4 this chapter:
5 (A) the location of each special polling place; and
6 (B) the procedures for elderly voters and voters with
7 disabilities to apply to vote at a special polling place.
8 (b) If it is necessary to change a place for voting after giving notice,
9 notice of the change shall be given in the same manner. However,
10 except as provided in subsection (c), a change may not be made within
11 two (2) days before an election.
12 (c) If the county election board determines by a unanimous vote of
13 the board's entire membership that the use of a polling place at an
14 election would be dangerous or impossible, the county election board
15 may order the relocation of the polling place during the final two (2)
16 days before an election. The county election board shall give the best
17 possible notice of this change to news media and the voters of the
18 precinct. If an order is adopted under this subsection, the order expires
19 after the election.
20 SECTION 29. IC 3-11-8-6 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 6. ~~Except as provided~~
22 ~~in section 6.5 of this chapter;~~ The county executive shall locate the
23 polls for each precinct in an accessible facility.
24 SECTION 30. IC 3-11-13-31.6 IS ADDED TO THE INDIANA
25 CODE AS A NEW SECTION TO READ AS FOLLOWS
26 [EFFECTIVE JULY 1, 2011]: **Sec. 31.6. Whenever a ballot card**
27 **voting system is used in a precinct and a ballot form prescribed by**
28 **this title refers to a voting mark, the county election board shall**
29 **approve voting instructions indicating that a specific type of**
30 **marking device is employed on the system to indicate a vote.**
31 SECTION 31. IC 3-11-14-3.5, AS ADDED BY P.L.58-2005,
32 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2011]: Sec. 3.5. (a) Each county election board shall have the
34 names of all candidates for all elected offices, political party offices,
35 and public questions printed on ballot labels for use in an electronic
36 voting system as provided in this chapter.
37 (b) The county may:
38 (1) print all offices and public questions on a single ballot label;
39 and
40 (2) include a ballot variation code to ensure that the proper
41 version of a ballot label is used within a precinct.
42 (c) Each type of ballot label or paster must be of uniform size and

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1 of the same quality and color of paper (except as permitted under
2 IC 3-10-1-17).

3 (d) The nominees of a political party or an independent candidate
4 or independent ticket (described in IC 3-11-2-6) nominated by
5 petitioners must be listed on the ballot label with the name and device
6 set forth on the certification or petition. The circle containing the
7 device may be of any size that permits a voter to readily identify the
8 device. IC 3-11-2-5 applies if the certification or petition does not
9 include a name or device, or if the same device is selected by two (2)
10 or more parties or petitioners.

11 (e) The ballot labels must list the offices on the general election
12 ballot in the order listed in IC 3-11-2-12, IC 3-11-2-12.2,
13 IC 3-11-2-12.5, IC 3-11-2-12.7(b), IC 3-11-2-12.9(a), IC 3-11-2-13(a)
14 through IC 3-11-2-13(c), IC 3-11-2-14(a), and IC 3-11-2-14(d). Each
15 office and public question may have a separate screen, or the offices
16 and public questions may be listed in a continuous column either
17 vertically or horizontally. However, school board offices, public
18 questions concerning the retention of a justice or judge, local
19 nonpartisan judicial offices, and local public questions shall be placed
20 at the beginning of separate columns or pages.

21 (f) The name of each office must be printed in a uniform size in bold
22 type. A statement reading substantially as follows must be placed
23 immediately below the name of the office and above the name of the
24 first candidate: "Vote for not more than (insert the number of
25 candidates to be elected) candidate(s) for this office."

26 (g) Below the name of the office and the statement required by
27 subsection (f), the names of the candidates for each office must be
28 grouped together in the following order:

29 (1) The major political party whose candidate received the highest
30 number of votes in the county for secretary of state at the last
31 election is listed first.

32 (2) The major political party whose candidate received the second
33 highest number of votes in the county for secretary of state is
34 listed second.

35 (3) All other political parties listed in the order that the parties'
36 candidates for secretary of state finished in the last election are
37 listed after the party listed in subdivision (2).

38 (4) If a political party did not have a candidate for secretary of
39 state in the last election or a nominee is an independent candidate
40 or independent ticket (described in IC 3-11-2-6), the party or
41 candidate is listed after the parties described in subdivisions (1),
42 (2), and (3).

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(5) If more than one (1) political party or independent candidate or ticket described in subdivision (4) qualifies to be on the ballot, the parties, candidates, or tickets are listed in the order in which the party filed its petition of nomination under IC 3-8-6-12.

(6) A space for write-in voting is placed after the candidates listed in subdivisions (1) through (5), if required by law. **A space for write-in voting for an office is not required if there are no declared write-in candidates for that office. However, procedures must be implemented to permit write-in voting for candidates for federal offices.**

(7) The name of a write-in candidate may not be listed on the ballot.

(h) The names of the candidates grouped in the order established by subsection (g) must be printed in type with uniform capital letters and have a uniform space between each name. The name of the candidate's political party, or the word "Independent", if the:

- (1) candidate; or
- (2) ticket of candidates for:
 - (A) President and Vice President of the United States; or
 - (B) governor and lieutenant governor;

is independent, must be placed immediately below or beside the name of the candidate and must be printed in uniform size and type.

(i) All the candidates of the same political party for election to at-large seats on the fiscal or legislative body of a political subdivision must be grouped together:

- (1) under the name of the office that the candidates are seeking;
- (2) in the party order established by subsection (g); and
- (3) within the political party, in alphabetical order according to surname.

A statement reading substantially as follows must be placed immediately below the name of the office and above the name of the first candidate: "Vote for not more than (insert the number of candidates to be elected) candidate(s) of ANY party for this office."

(j) Candidates for election to at-large seats on the governing body of a school corporation must be grouped:

- (1) under the name of the office that the candidates are seeking; and
- (2) in alphabetical order according to surname.

A statement reading substantially as follows must be placed immediately below the name of the office and above the name of the first candidate: "Vote for not more than (insert the number of candidates to be elected) candidate(s) for this office."

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1 (k) The cautionary statement described in IC 3-11-2-7 must be
 2 placed at the top or beginning of the ballot label before the first office
 3 is listed.

4 (l) The instructions described in IC 3-11-2-8, IC 3-11-2-10(c), and
 5 IC 3-11-2-10(d) may be:

6 (1) placed on the ballot label; or

7 (2) posted in a location within the voting booth that permits the
 8 voter to easily read the instructions.

9 (m) The ballot label must include a touch sensitive point or button
 10 for voting a straight political party or independent ticket (described in
 11 IC 3-11-2-6) by one (1) touch, and the touch sensitive point or button
 12 must be identified by:

13 (1) the name of the political party or independent ticket; and

14 (2) immediately below or beside the political party's or
 15 independent ticket's name, the device of that party or ticket
 16 (described in IC 3-11-2-5).

17 The name and device of each party or ticket must be of uniform size
 18 and type, and arranged in the order established by subsection (g) for
 19 listing candidates under each office. The instructions described in
 20 IC 3-11-2-10(b) for voting a straight party ticket and the statement
 21 concerning presidential electors required under IC 3-10-4-3 may be
 22 placed on the ballot label or in a location within the voting booth that
 23 permits the voter to easily read the instructions.

24 (n) A public question must be in the form described in
 25 IC 3-11-2-15(a) and IC 3-11-2-15(b), except that a touch sensitive
 26 point or button must be used instead of a square. Except as expressly
 27 authorized or required by statute, a county election board may not print
 28 a ballot label that contains language concerning the public question
 29 other than the language authorized by a statute.

30 (o) The requirements in this section:

31 (1) do not replace; and

32 (2) are in addition to;

33 any other requirements in this title that apply to ballots for electronic
 34 voting systems.

35 (p) The procedure described in IC 3-11-2-16 must be used when a
 36 ballot label does not comply with the requirements imposed by this title
 37 or contains another error or omission that might result in confusion or
 38 mistakes by voters.

39 SECTION 32. IC 3-11-14-22.5 IS ADDED TO THE INDIANA
 40 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2011]: **Sec. 22.5. Whenever an electronic**
 42 **voting system is used in a precinct and a ballot form prescribed by**

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1 **this title refers to a voting mark, the county election board shall**
2 **approve voting instructions indicating that a specific type of**
3 **marking device is employed on the system to indicate a vote.**

4 SECTION 33. IC 3-13-1-10.5 IS AMENDED TO READ AS
5 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 10.5. (a) A person who
6 wishes to be a candidate for appointment to fill a candidate vacancy
7 under this chapter must file a declaration of candidacy on a form
8 prescribed by the commission with:

9 (1) the chairman of the caucus **or committee conducting a**
10 **meeting under this chapter;** and

11 (2) the official who is required to receive a certificate of candidate
12 selection following the caucus under section 15 of this chapter;
13 at least seventy-two (72) hours before the time fixed for the caucus **or**
14 **committee meeting.**

15 (b) A candidate's declaration of candidacy must include a statement
16 that the candidate requests the name on the candidate's voter
17 registration record be the same as the name the candidate uses on the
18 declaration of candidacy. If there is a difference between the name on
19 the candidate's declaration of candidacy and the name on the
20 candidate's voter registration record, the officer with whom the
21 declaration of candidacy is filed shall forward the information to the
22 voter registration officer of the appropriate county as required by
23 IC 3-5-7-6(e). The voter registration officer of the appropriate county
24 shall change the name on the candidate's voter registration record to be
25 the same as the name on the candidate's declaration of candidacy.

26 SECTION 34. IC 3-13-1-11 IS AMENDED TO READ AS
27 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 11. (a) At a meeting
28 called under section 7 of this chapter, the eligible participants shall:

29 (1) establish the ~~caucus~~ rules of procedure **for the caucus or**
30 **meeting,** except as otherwise provided in this chapter; and

31 (2) select, by a majority vote of those casting a vote for a
32 candidate, a person to fill the candidate vacancy described in the
33 call for the meeting.

34 (b) If more than one (1) person seeks to fill the vacancy, the
35 selection shall be conducted by secret ballot.

36 SECTION 35. IC 3-13-5-3 IS AMENDED TO READ AS
37 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 3. (a) The state
38 chairman **or a person designated by the state chairman** shall preside
39 over a caucus meeting held under this chapter.

40 (b) A person who desires to be a candidate to fill a vacancy under
41 this chapter must file:

42 (1) a declaration of candidacy with the chairman of the caucus;

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1 and
2 (2) a statement of economic interests under IC 2-2.1-3-2 with the
3 secretary of the senate or principal clerk of the house of
4 representatives;

5 at least seventy-two (72) hours before the time fixed for the caucus.

6 (c) In addition to the procedures prescribed by this chapter, the
7 chairman and precinct committeemen may adopt rules of procedure
8 that are necessary to conduct business.

9 SECTION 36. IC 9-24-2.5-6, AS AMENDED BY P.L.164-2006,
10 SECTION 138, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2011]: Sec. 6. (a) A manager or an employee
12 may use any of the following methods to transmit paper copies of voter
13 registration applications under section 4 of this chapter:

- 14 (1) Hand delivery to the county voter registration office.
- 15 ~~(2) Certified mail, return receipt requested.~~
- 16 **(2) Delivery by the United States Postal Service, using first**
- 17 **class mail.**

18 **(b) A county voter registration office:**

- 19 **(1) shall process a voter registration application transmitted**
- 20 **in electronic format from a license branch; and**
- 21 **(2) is not required to receive the paper copy of a voter**
- 22 **registration application from a license branch before:**

- 23 **(A) approving or denying the application; and**
- 24 **(B) mailing a notice of approval or denial to the applicant.**

25 SECTION 37. IC 9-24-2.5-8 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 8. ~~(a) The co-directors~~
27 ~~of the~~ election division shall provide the commission with a list of the
28 current addresses and telephone numbers of the offices of the ~~circuit~~
29 ~~court clerk or board of county voter registration office~~ in each county.
30 The commission shall promptly forward the list and each revision of
31 the list to each license branch.

32 ~~(b) The co-directors of the election division shall provide the~~
33 ~~commission with pre-addressed packets for the commission to transmit~~
34 ~~applications under section 6(1) or 6(2) of this chapter.~~

35 SECTION 38. IC 36-2-9-9 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 9. (a) The auditor may
37 administer the following:

- 38 (1) Oaths necessary in the performance of the auditor's duties.
- 39 (2) The oath of office to an officer who receives the officer's
40 certificate of appointment ~~or election~~ from the auditor.
- 41 (3) Oaths relating to the duty of an officer who receives the
42 officer's certificate of appointment ~~or election~~ from the auditor.

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1 (4) The oath of office to a member of the board of directors of a
2 solid waste management district established under IC 13-21 or
3 IC 13-9.5 (before its repeal).

4 (b) The auditor may take acknowledgments of deeds and mortgages
5 executed for the security of trust funds the auditor is required to lend.

6 SECTION 39. THE FOLLOWING ARE REPEALED [EFFECTIVE
7 JULY 1, 2011]: IC 3-5-4-6; IC 3-11-8-6.5; IC 3-11-11-1.5;
8 IC 3-11-11-1.6.

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