

1 Representative in Congress

2 (1) AB _____

3 (2) CD _____

4 (3) EF _____

5 (4) GH _____

6 **(b) Local public questions shall be placed on the primary**
 7 **election ballot after the voting instructions described in subsection**
 8 **(a) and before the offices described in subsection (e).**

9 **(c) The local public questions described in subsection (b) shall**
 10 **be placed:**

11 **(1) in a separate column on the ballot if voting is by paper**
 12 **ballot;**

13 **(2) after the voting instructions described in subsection (a)**
 14 **and before the offices described in subsection (e), in the form**
 15 **specified in IC 3-11-13-11 if voting is by ballot card; or**

16 **(3) either of the following if voting is by an electronic voting**
 17 **system:**

18 **(A) On a separate screen for a public question.**

19 **(B) After the voting instructions described in subsection (a)**
 20 **and before the offices described in subsection (e), in the**
 21 **form specified in IC 3-11-14-3.5.**

22 **(d) A public question shall be placed on the primary election**
 23 **ballot in the following form:**

24 **(The explanatory text for the public question,**
 25 **if required by law.)**

26 **"Shall (insert public question)?"**

27 **YES**

28 **NO**

29 ~~(b)~~ **(e) The offices with candidates for nomination shall be placed**
 30 **on the primary election ballot in the following order:**

31 **(1) Federal and state offices:**

32 **(A) President of the United States.**

33 **(B) United States Senator.**

34 **(C) Governor.**

35 **(D) United States Representative.**

36 **(2) Legislative offices:**

37 **(A) State senator.**

38 **(B) State representative.**

39 **(3) Circuit offices and county judicial offices:**

40 **(A) Judge of the circuit court, and unless otherwise specified**
 41 **under IC 33, with each division separate if there is more than**
 42 **one (1) judge of the circuit court.**

- 1 (B) Judge of the superior court, and unless otherwise specified
 2 under IC 33, with each division separate if there is more than
 3 one (1) judge of the superior court.
 4 (C) Judge of the probate court.
 5 (D) Judge of the county court, with each division separate, as
 6 required by IC 33-30-3-3.
 7 (E) Prosecuting attorney.
 8 (F) Circuit court clerk.
 9 (4) County offices:
 10 (A) County auditor.
 11 (B) County recorder.
 12 (C) County treasurer.
 13 (D) County sheriff.
 14 (E) County coroner.
 15 (F) County surveyor.
 16 (G) County assessor.
 17 (H) County commissioner.
 18 (I) County council member.
 19 (5) Township offices:
 20 (A) Township assessor (only in a township referred to in
 21 IC 36-6-5-1(d)).
 22 (B) Township trustee.
 23 (C) Township board member.
 24 (D) Judge of the small claims court.
 25 (E) Constable of the small claims court.
 26 (6) City offices:
 27 (A) Mayor.
 28 (B) Clerk or clerk-treasurer.
 29 (C) Judge of the city court.
 30 (D) City-county council member or common council member.
 31 (7) Town offices:
 32 (A) Clerk-treasurer.
 33 (B) Judge of the town court.
 34 (C) Town council member.
 35 ~~(c)~~ (f) The political party offices with candidates for election shall
 36 be placed on the primary election ballot in the following order after the
 37 offices described in subsection ~~(b)~~: (e):
 38 (1) Precinct committeeman.
 39 (2) State convention delegate.
 40 ~~(d)~~ (g) The following offices ~~and public questions~~ shall be placed on
 41 the primary election ballot in the following order after the offices
 42 described in subsection ~~(c)~~: (f):

- 1 (1) School board offices to be elected at the primary election.
 2 (2) Other local offices to be elected at the primary election.
 3 ~~(3) Local public questions.~~
 4 ~~(e)~~ **(h)** The offices and public questions described in subsection ~~(d)~~
 5 **(g)** shall be placed:
 6 (1) in a separate column on the ballot if voting is by paper ballot;
 7 (2) after the offices described in subsection ~~(e)~~ **(f)** in the form
 8 specified in IC 3-11-13-11 if voting is by ballot card; or
 9 (3) either:
 10 (A) on a separate screen for each office or public question; or
 11 (B) after the offices described in subsection ~~(e)~~ **(f)** in the form
 12 specified in IC 3-11-14-3.5;
 13 if voting is by an electronic voting system.

14 ~~(f) A public question shall be placed on the primary election ballot~~
 15 ~~in the following form:~~

16 ~~(The explanatory text for the public question,~~
 17 ~~if required by law.)~~

18 ~~"Shall (insert public question)?"~~

19 ~~YES~~

20 ~~NO~~

21 SECTION 2. IC 3-10-1-19.5, AS AMENDED BY P.L.1-2009,
 22 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2011]: Sec. 19.5. Notwithstanding section 19 of this chapter,
 24 the county election board may alter the prescribed ballot order to place
 25 the names of the candidates for the following offices before the names
 26 of the candidates for county judicial offices:

- 27 (1) Prosecuting attorney.
 28 (2) Clerk of the circuit court.
 29 (3) The county offices listed in section ~~19(b)(4)~~ **19(e)(4)** of this
 30 chapter.

31 SECTION 3. IC 3-10-7-32, AS AMENDED BY P.L.58-2005,
 32 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2011]: Sec. 32. (a) A town election board shall determine
 34 what voting method will be used in a municipal election.

35 (b) The town election board and its precinct election officers shall
 36 perform the duties of the county election board and its precinct election
 37 officers under IC 3-11 for each voting method used.

38 (c) The town election board shall prepare the ballots in the form
 39 prescribed by IC 3-11 and distribute them to the precincts in the town.

40 (d) This subsection applies only to paper ballots. Notwithstanding
 41 subsection (c), the town election board, by unanimous consent of the
 42 board's entire membership, may authorize the printing or reproduction

1 of ballots on equipment under the control of the town clerk-treasurer.
 2 If the town election board acts under this subsection, the ballots are not
 3 required to conform to the precise dimensions concerning the size of
 4 political party devices under IC 3-11-2-9 or the placement of a
 5 candidate's name under ~~IC 3-11-2-10(e)~~; **IC 3-11-2-10(f)**. However, the
 6 ballots must otherwise substantially conform with IC 3-11-2.

7 SECTION 4. IC 3-11-2-10, AS AMENDED BY P.L.58-2005,
 8 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2011]: Sec. 10. **(a) Public questions shall be placed on the
 10 general election ballot in the following order after the statement
 11 described in section 7 of this chapter, and the instructions
 12 described in subsections (d) and (e) and section 8 of this chapter:**

13 **(1) Ratification of a state constitutional amendment.**

14 **(2) Local public questions.**

15 **Each public question shall be placed in a separate column on the
 16 ballot.**

17 ~~(a)~~ **(b)** The name or title of the political party or independent ticket
 18 described in section 6 of this chapter shall be placed ~~at the top of~~ **on the**
 19 **general election ballot after the public questions described in**
 20 **subsection (a).** The device of the political party or independent ticket
 21 shall be placed immediately under the name of the political party or
 22 independent ticket. The instructions for voting a straight party ticket
 23 shall be placed to the right of the device.

24 ~~(b)~~ **(c)** The instructions for voting a straight party ticket must
 25 conform as nearly as possible to the following: "To vote a straight
 26 (insert political party name) ticket for all (political party name)
 27 candidates on this ballot, make a voting mark on or in this circle and do
 28 not make any other marks on this ballot. If you wish to vote for a
 29 candidate seeking a nonpartisan office or on a public question, you
 30 must make another voting mark on the appropriate place on this
 31 ballot."

32 ~~(c)~~ **(d)** If the ballot contains an independent ticket described in
 33 section 6 of this chapter and at least one (1) other independent
 34 candidate, the ballot must also contain a statement that reads
 35 substantially as follows: "A vote cast for an independent ticket will
 36 only be counted for the candidates for President and Vice President or
 37 governor and lieutenant governor comprising that independent ticket.
 38 This vote will NOT be counted for any OTHER independent candidate
 39 appearing on the ballot."

40 ~~(d)~~ **(e)** The ballot must also contain a statement that reads
 41 substantially as follows: "A write-in vote will NOT be counted unless
 42 the vote is for a DECLARED write-in candidate. To vote for a write-in

1 candidate, you must make a voting mark on or in the square to the left
2 of the name you have written in or your vote will not be counted.".

3 (e) (f) The list of candidates of the political party shall be placed
4 immediately under the instructions for voting a straight party ticket.
5 The names of the candidates shall be placed three-fourths (3/4) of an
6 inch apart from center to center of the name. The name of each
7 candidate must have, immediately on its left, a square three-eighths
8 (3/8) of an inch on each side.

9 (f) (g) The election division or the circuit court clerk may authorize
10 the printing of ballots containing a ballot variation code to ensure that
11 the proper version of a ballot is used within a precinct.

12 SECTION 5. IC 3-11-2-12, AS AMENDED BY P.L.146-2008,
13 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2011]: Sec. 12. The following offices shall be placed on the
15 general election ballot in the following order **after the public**
16 **questions described in section 10(a) of this chapter:**

17 (1) Federal and state offices:

18 (A) President and Vice President of the United States.

19 (B) United States Senator.

20 (C) Governor and lieutenant governor.

21 (D) Secretary of state.

22 (E) Auditor of state.

23 (F) Treasurer of state.

24 (G) Attorney general.

25 (H) Superintendent of public instruction.

26 (I) United States Representative.

27 (2) Legislative offices:

28 (A) State senator.

29 (B) State representative.

30 (3) Circuit offices and county judicial offices:

31 (A) Judge of the circuit court, and unless otherwise specified
32 under IC 33, with each division separate if there is more than
33 one (1) judge of the circuit court.

34 (B) Judge of the superior court, and unless otherwise specified
35 under IC 33, with each division separate if there is more than
36 one (1) judge of the superior court.

37 (C) Judge of the probate court.

38 (D) Judge of the county court, with each division separate, as
39 required by IC 33-30-3-3.

40 (E) Prosecuting attorney.

41 (F) Clerk of the circuit court.

42 (4) County offices:

- 1 (A) County auditor.
 2 (B) County recorder.
 3 (C) County treasurer.
 4 (D) County sheriff.
 5 (E) County coroner.
 6 (F) County surveyor.
 7 (G) County assessor.
 8 (H) County commissioner.
 9 (I) County council member.
 10 (5) Township offices:
 11 (A) Township assessor (only in a township referred to in
 12 IC 36-6-5-1(d)).
 13 (B) Township trustee.
 14 (C) Township board member.
 15 (D) Judge of the small claims court.
 16 (E) Constable of the small claims court.
 17 (6) City offices:
 18 (A) Mayor.
 19 (B) Clerk or clerk-treasurer.
 20 (C) Judge of the city court.
 21 (D) City-county council member or common council member.
 22 (7) Town offices:
 23 (A) Clerk-treasurer.
 24 (B) Judge of the town court.
 25 (C) Town council member."
- 26 Page 1, between lines 12 and 13, begin a new paragraph and insert:
 27 "SECTION 7. IC 3-11-2-13, AS AMENDED BY P.L.58-2005,
 28 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2011]: Sec. 13. (a) The following offices ~~and public questions~~
 30 shall be placed on the general election ballot in the following order
 31 after the offices described in section 12.9 of this chapter:
 32 (1) Retention of a justice of the supreme court.
 33 (2) Retention of a judge of the court of appeals.
 34 (3) Retention of the judge of the tax court.
 35 ~~(4) Ratification of a state constitutional amendment:~~
 36 (b) Whenever more than one (1) justice of the supreme court is
 37 subject to retention, the name of each justice must appear on the ballot
 38 in alphabetical order. However, if the justice serving as chief justice is
 39 subject to retention, the chief justice's name must appear first.
 40 (c) Whenever more than one (1) judge of the court of appeals is
 41 subject to retention, the name of each judge must appear on the ballot
 42 in alphabetical order. However, if the judge serving as chief judge is

1 subject to retention, the chief judge's name must appear first.

2 (d) These offices ~~and public questions~~ shall be placed in a separate
3 column on the ballot.

4 SECTION 8. IC 3-11-2-14, AS AMENDED BY P.L.58-2005,
5 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2011]: Sec. 14. (a) The following offices ~~and public questions~~
7 shall be placed on the general election ballot in the following order
8 after the offices ~~and public questions~~ described in section 13 of this
9 chapter:

10 (1) Retention of a local judge.

11 (2) Local nonpartisan judicial offices.

12 ~~(3) Local public questions.~~

13 (b) These offices ~~and public questions~~ shall be placed in a separate
14 column on the ballot.

15 (c) If the ballot contains a candidate for a local nonpartisan judicial
16 office, the ballot must also contain a statement that reads substantially
17 as follows: "To vote for a candidate for this office, make a voting mark
18 on or in the square to the left of the candidate's name."

19 (d) If more than one (1) ~~local public~~ question concerning the
20 retention of a local judge is to be placed on a ballot, the ~~public~~
21 questions shall be placed on the ballot:

22 (1) in alphabetical order according to the surname of the local
23 judge; and

24 (2) identifying the court (including division or room) in which the
25 judge serves."

26 Page 2, between lines 5 and 6, begin a new paragraph and insert:

27 "SECTION 10. IC 3-11-13-11, AS AMENDED BY P.L.164-2006,
28 SECTION 114, IS AMENDED TO READ AS FOLLOWS
29 [EFFECTIVE JULY 1, 2011]: Sec. 11. (a) The ballot information,
30 whether placed on the ballot card or on the marking device, must be in
31 the order of arrangement provided for ballots under this section.

32 (b) Each county election board shall have the names of all
33 candidates for all elected offices, political party offices, and public
34 questions printed on a ballot card as provided in this chapter. The
35 county may:

36 (1) print all offices and questions on a single ballot card; and

37 (2) include a ballot variation code to ensure that the proper
38 version of a ballot is used within a precinct.

39 (c) Each type of ballot card must be of uniform size and of the same
40 quality and color of paper (except as permitted under IC 3-10-1-17).

41 (d) The nominees of a political party or an independent candidate
42 or independent ticket (described in IC 3-11-2-6) nominated by

1 petitioners shall be listed on the ballot with the name and device set
 2 forth on the certification or petition. The circle containing the device
 3 may be of any size that permits a voter to readily identify the device.
 4 IC 3-11-2-5 applies if the certification or petition does not include a
 5 name or device, or if the same device is selected by two (2) or more
 6 parties or petitioners.

7 (e) The offices **and public questions** on the general election ballot
 8 must be placed on the ballot in the order listed in IC 3-11-2-12,
 9 IC 3-11-2-12.2, IC 3-11-2-12.5, IC 3-11-2-12.7(b), IC 3-11-2-12.9(a),
 10 IC 3-11-2-13(a) through IC 3-11-2-13(c), IC 3-11-2-14(a), and
 11 IC 3-11-2-14(d). The offices and public questions may be listed in a
 12 continuous column either vertically or horizontally and on a number of
 13 separate pages. ~~However, school board offices, public questions~~
 14 ~~concerning the retention of a justice or judge, local nonpartisan judicial~~
 15 ~~offices and local public questions must be placed at the beginning of~~
 16 ~~separate columns.~~

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

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

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

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

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

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

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

- 1 (6) A space for write-in voting is placed after the candidates listed
 2 in subdivisions (1) through (5), if required by law.
- 3 (7) The name of a write-in candidate may not be listed on the
 4 ballot.
- 5 (h) The names of the candidates grouped in the order established by
 6 subsection (g) must be printed in type with uniform capital letters and
 7 have a uniform space between each name. The name of the candidate's
 8 political party, or the word "Independent" if the:
- 9 (1) candidate; or
 10 (2) ticket of candidates for:
- 11 (A) President and Vice President of the United States; or
 12 (B) governor and lieutenant governor;
- 13 is independent, must be placed immediately below or beside the name
 14 of the candidate and must be printed in a uniform size and type.
- 15 (i) All the candidates of the same political party for election to
 16 at-large seats on the fiscal or legislative body of a political subdivision
 17 must be grouped together:
- 18 (1) under the name of the office that the candidates are seeking;
 19 (2) in the order established by subsection (g); and
 20 (3) within the political party, in alphabetical order according to
 21 surname.
- 22 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) of ANY party for this office."
- 26 (j) Candidates for election to at-large seats on the governing body
 27 of a school corporation must be grouped:
- 28 (1) under the name of the office that the candidates are seeking;
 29 and
 30 (2) in alphabetical order according to surname.
- 31 A statement reading substantially as follows must be placed
 32 immediately below the name of the office and above the name of the
 33 first candidate: "Vote for not more than (insert the number of
 34 candidates to be elected) candidate(s) for this office."
- 35 (k) The following information must be placed at the top of the ballot
 36 before the first **office public question** is listed:
- 37 (1) The cautionary statement described in IC 3-11-2-7.
 38 (2) The instructions described in IC 3-11-2-8, ~~IC 3-11-2-10(c)~~,
 39 ~~and~~ IC 3-11-2-10(d), **and IC 3-11-2-10(e)**.
- 40 (l) The ballot must include a single connectable arrow, circle, oval,
 41 or square, or a voting position for voting a straight party or an
 42 independent ticket (described in IC 3-11-2-6) by one (1) mark as

1 required by section 14 of this chapter, and the single connectable
 2 arrow, circle, oval, or square, or the voting position for casting a
 3 straight party or an independent ticket ballot must be identified by:

- 4 (1) the name of the political party or independent ticket
 5 (described in IC 3-11-2-6); and
- 6 (2) immediately below or beside the political party's or
 7 independent ticket's name, the device of that party or ticket
 8 (described in IC 3-11-2-5).

9 The name and device of each political party or independent ticket must
 10 be of uniform size and type and arranged in the order established by
 11 subsection (g) for listing candidates under each office. The instructions
 12 described in ~~IC 3-11-2-10(b)~~ **IC 3-11-2-10(c)** for voting a straight party
 13 ticket and the statement concerning presidential electors required under
 14 IC 3-10-4-3 may be placed on the ballot beside or above the names and
 15 devices within the voting booth in a location that permits the voter to
 16 easily read the instructions.

17 (m) A public question must be in the form described in
 18 IC 3-11-2-15(a) and IC 3-11-2-15(b), except that a single connectable
 19 arrow, a circle, or an oval may be used instead of a square. Except as
 20 expressly authorized or required by statute, a county election board
 21 may not print a ballot card that contains language concerning the public
 22 question other than the language authorized by a statute.

23 (n) The requirements in this section:

- 24 (1) do not replace; and
- 25 (2) are in addition to;

26 any other requirements in this title that apply to optical scan ballots.

27 (o) The procedure described in IC 3-11-2-16 must be used when a
 28 ballot does not comply with the requirements imposed by this title or
 29 contains another error or omission that might result in confusion or
 30 mistakes by voters.

31 (p) This subsection applies to an optical scan ballot that does not
 32 list:

- 33 (1) the names of political parties or candidates; or
- 34 (2) the text of public questions;

35 on the face of the ballot. The ballot must be prepared in accordance
 36 with this section, except that the ballot must include a numbered circle
 37 or oval to refer to each political party, candidate, or public question.

38 SECTION 11. IC 3-11-14-3.5, AS ADDED BY P.L.58-2005,
 39 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2011]: Sec. 3.5. (a) Each county election board shall have the
 41 names of all candidates for all elected offices, political party offices,
 42 and public questions printed on ballot labels for use in an electronic

1 voting system as provided in this chapter.

2 (b) The county may:

3 (1) print all offices and public questions on a single ballot label;
4 and

5 (2) include a ballot variation code to ensure that the proper
6 version of a ballot label is used within a precinct.

7 (c) Each type of ballot label or paster must be of uniform size and
8 of the same quality and color of paper (except as permitted under
9 IC 3-10-1-17).

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

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

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

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

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

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

42 (3) All other political parties listed in the order that the parties'

- 1 candidates for secretary of state finished in the last election are
 2 listed after the party listed in subdivision (2).
- 3 (4) If a political party did not have a candidate for secretary of
 4 state in the last election or a nominee is an independent candidate
 5 or independent ticket (described in IC 3-11-2-6), the party or
 6 candidate is listed after the parties described in subdivisions (1),
 7 (2), and (3).
- 8 (5) If more than one (1) political party or independent candidate
 9 or ticket described in subdivision (4) qualifies to be on the ballot,
 10 the parties, candidates, or tickets are listed in the order in which
 11 the party filed its petition of nomination under IC 3-8-6-12.
- 12 (6) A space for write-in voting is placed after the candidates listed
 13 in subdivisions (1) through (5), if required by law.
- 14 (7) The name of a write-in candidate may not be listed on the
 15 ballot.
- 16 (h) The names of the candidates grouped in the order established by
 17 subsection (g) must be printed in type with uniform capital letters and
 18 have a uniform space between each name. The name of the candidate's
 19 political party, or the word "Independent", if the:
 20 (1) candidate; or
 21 (2) ticket of candidates for:
 22 (A) President and Vice President of the United States; or
 23 (B) governor and lieutenant governor;
 24 is independent, must be placed immediately below or beside the name
 25 of the candidate and must be printed in uniform size and type.
- 26 (i) All the candidates of the same political party for election to
 27 at-large seats on the fiscal or legislative body of a political subdivision
 28 must be grouped together:
 29 (1) under the name of the office that the candidates are seeking;
 30 (2) in the party order established by subsection (g); and
 31 (3) within the political party, in alphabetical order according to
 32 surname.
- 33 A statement reading substantially as follows must be placed
 34 immediately below the name of the office and above the name of the
 35 first candidate: "Vote for not more than (insert the number of
 36 candidates to be elected) candidate(s) of ANY party for this office."
- 37 (j) Candidates for election to at-large seats on the governing body
 38 of a school corporation must be grouped:
 39 (1) under the name of the office that the candidates are seeking;
 40 and
 41 (2) in alphabetical order according to surname.
- 42 A statement reading substantially as follows must be placed

1 immediately below the name of the office and above the name of the
 2 first candidate: "Vote for not more than (insert the number of
 3 candidates to be elected) candidate(s) for this office."

4 (k) The cautionary statement described in IC 3-11-2-7 must be
 5 placed at the top or beginning of the ballot label before the first ~~office~~
 6 **public question** is listed.

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

9 (1) placed on the ballot label; or

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

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

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

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

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

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

33 (o) The requirements in this section:

34 (1) do not replace; and

35 (2) are in addition to;

36 any other requirements in this title that apply to ballots for electronic
 37 voting systems.

38 (p) The procedure described in IC 3-11-2-16 must be used when a
 39 ballot label does not comply with the requirements imposed by this title

- 1 or contains another error or omission that might result in confusion or
- 2 mistakes by voters."
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1190 as reprinted January 26, 2011.)

and when so amended that said bill do pass .

Committee Vote: Yeas 7, Nays 0.

Senator Landske, Chairperson