January 20, 2012

SENATE BILL No. 233

DIGEST OF SB 233 (Updated January 19, 2012 6:03 pm - DI 102)

Citations Affected: IC 3-10.

Synopsis: Unopposed candidates on municipal election ballot. Requires that all nominees for each municipal office must be on the ballot if there is an election for any office of the municipality.

Effective: July 1, 2012.

Alting, Lawson C, Landske, Arnold, Broden, Glick, Lanane, Head, Miller

January 4, 2012, read first time and referred to Committee on Elections.
January 20, 2012, reported favorably — Do Pass.

C o p y

January 20, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

C o p y

SENATE BILL No. 233

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 3-10-6-7.5, AS AMENDED BY P.L.225-2011, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 7.5. (a) This section applies to a municipal office elected during a municipal or general election.

(b) **Except as provided in subsection (c),** an election may not be held for a municipal office if:

(1) there is only one (1) nominee for the office or only one (1) person has filed a declaration of intent to be a write-in candidate for the office under IC 3-8-2-2.5; and

(2) no person has filed a declaration of intent to be a write-in candidate for the office under IC 3-8-2-2.5 that results in a contest for election to the same municipal office.

(c) If there is an election for any office of the municipality, all nominees for each office must be on the ballot.

SECTION 2. IC 3-10-7-6, AS AMENDED BY P.L.225-2011, SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) A municipal election conducted under this

chapter shall be held at the time prescribed by IC 3-10-6.

(b) This subsection applies to a municipal office elected during a municipal or general election. **Except as provided in subsection (c),** an election may not be held for a municipal office if:

(1) there is only one (1) nominee for the office or only one (1) person has filed a declaration of intent to be a write-in candidate for the office under IC 3-8-2-2.5; and

(2) no person has filed a declaration of intent to be a write-in candidate for the office under IC 3-8-2-2.5 that results in a contest for election to the same municipal office.

(c) If there is an election for any office of the municipality, all nominees for each office must be on the ballot.

C o p y

COMMITTEE REPORT

Madam President: The Senate Committee on Elections, to which was referred Senate Bill No. 233, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 233 as introduced.)

LANDSKE, Chairperson

Committee Vote: Yeas 8, Nays 0.

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