



April 8, 2013

**ENGROSSED
SENATE BILL No. 519**

DIGEST OF SB 519 (Updated April 3, 2013 6:23 pm - DI 75)

Citations Affected: IC 3-5; IC 3-6; IC 3-7; IC 3-10; IC 3-11; IC 3-11.5; IC 3-14; IC 5-26.5; IC 12-14; IC 12-15; IC 16-35; IC 35-51; noncode.

Synopsis: Various election law matters. Adds a definition of "signing the poll list" and a list of additional information that must be contained on a certified poll list for a precinct. Removes references to "pasters". Makes changes in the standards for determining residency of voters and candidates. Establishes the voter education outreach fund to receive, hold, and disburse funds for education and outreach to citizens concerning voter rights and responsibilities. Provides that the NVRA official (rather than the secretary of family and social services) designates "full service" registration agencies. Permits county vote center plans to use other titles to designate precinct election officials. Provides that the county vote center plan must specify which precinct election officer is to perform a duty required of a precinct election officer by the election code. Provides that vote center plans are required to include certain provisions applicable only when an election
(Continued next page)

Effective: Upon passage; July 1, 2013.

Landske, Miller Patricia

(HOUSE SPONSORS — RICHARDSON, SMITH M)

January 14, 2013, read first time and referred to Committee on Elections.
February 4, 2013, amended, reported favorably — Do Pass; reassigned to Committee on Appropriations.
February 18, 2013, amended, reported favorably — Do Pass.
February 21, 2013, read second time, ordered engrossed.
February 22, 2013, engrossed.
February 25, 2013, read third time, passed. Yeas 37, nays 13.
HOUSE ACTION
March 5, 2013, read first time and referred to Committee on Elections and Apportionment.
April 8, 2013, amended, reported — Do Pass.

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is not being held in all of a county. Provides that the subscription of an entity to statewide voter registration file information expires on the first January 1 following payment of the annual fee. Amends the requirements concerning precinct polling place lists to update a reference to voter identification number and to add birth dates. Requires the NVRA official to conduct an annual residency confirmation and outreach procedure. Requires that a poll list used in a primary to indicate if a voter is less than 18 years of age. Requires that the statewide voter registration system ("the computerized list") be able to upload vote history and other information from an electronic pollbook certified by the secretary of state for use in Indiana at the end of each day absentee voting is conducted using the electronic pollbook. Requires that an electronic pollbook must be able to permit vote history to be quickly and accurately uploaded into the statewide voter registration system on each day after absentee voting concludes in the clerk's office, a satellite clerk's office, or a vote center. Requires that a signature pad used with an electronic pollbook must capture the image of the signature made by the voter for retention as part of the records of the election. Specifies that registration forms previously approved by the Indiana election commission which do not comply with the requirements to provide a space for a sworn statement of the name and address of an individual who received the form from the applicant, the date on which the form was received from the applicant, and contain a receipt to be given to the applicant from the individual who receives the application may not be used after December 31, 2013 or accepted by a county voter registration office. Permits, but does not require, that a notice mailed to all active voters of a county to be used by the county for voter list maintenance purposes. Requires comparison of voter lists from certain neighboring states and others with the Indiana voter registration list to identify duplicate registrations and any cases in which a voter cast a ballot in more than one state during the same election. Requires a county voter registration office to cancel the registration of a voter if the office receives certain notices of the voter's death. Requires the state department of health and the election division to obtain certain information about the deaths of Indiana residents for purposes of maintaining voter registration records. Establishes procedures for county processing of voter registration record cancellations. Permits the county election board of a county that is not a vote center county to adopt an order to use electronic poll lists. Establishes additional standards for electronic poll lists. Permits the family and social services administration and the state department of health to transmit voter registration applications by first class mail. (Current law requires the use of certified mail, when mail is used.) Provides that a government employee may not: (1) use certain property of the employee's government employer to: solicit a contribution, advocate the election or defeat of a candidate, or advocate the approval or defeat of a public question; or (2) distribute campaign materials advocating: the election or defeat of a candidate; or the approval or defeat of a public question; on the government employer's real property during regular working hours. Provides that the prohibitions do not apply to activities permitted under the statute governing issuance of bonds or other evidences of indebtedness by a political subdivision. Provides that a violation of the prohibition is a Class A misdemeanor. Provides that a second or subsequent conviction for a violation is a Class D felony. Makes technical changes. Repeals: (1) obsolete procedures relating to designation of voter registration agencies; (2) a requirement for counties to have an NVRA implementation plan; (3) requirements relating to making memoranda of voter registration documents; (4) statutes relating to pasters; (5) sample ballots; and (6) delivery of absentee ballot applications.

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April 8, 2013

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 519

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 3-5-2-16.4 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2013]: **Sec. 16.4. "Domicile" means residence, as determined**
4 **under IC 3-5-5.**
- 5 SECTION 2. IC 3-5-2-23.2 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 23.2. (a) Except as
7 provided in subsection (b), "expedited basis" refers to the processing
8 of:
9 (1) a voter registration application;
10 (2) a cancellation of a voter registration application;
11 (3) a transfer of a voter registration application; or
12 (4) another document that creates or amends the voter registration
13 record of an individual;
14 not later than forty-eight (48) hours after the document is received by
15 a county voter registration office or an agency required under IC 3-7 to

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1 transmit voter registration documents to a county voter registration
2 office.

3 (b) If a voter registration application or other document listed in
4 subsection (a) includes a partial Social Security number that must be
5 submitted to the Commissioner of Social Security for verification under
6 42 U.S.C. 405(r), "expedited basis" refers to the processing of the
7 application or document not later than forty-eight (48) hours after the
8 bureau of motor vehicles commission receives verification from the
9 Commissioner regarding the partial Social Security number.

10 (c) **This subsection applies to the processing of a voter**
11 **registration document described in subsection (a)(1) that is**
12 **received by a county voter registration office not more than seven**
13 **(7) days before the close of a registration period under**
14 **IC 3-7-13-10. The processing of a document subject to this**
15 **subsection on an "expedited basis" refers to processing not later**
16 **than seven (7) days following the receipt of the document.**

17 SECTION 3. IC 3-5-2-26.4 IS ADDED TO THE INDIANA CODE
18 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
19 1, 2013]: **Sec. 26.4. "Inhabitant", for purposes of:**

- 20 (1) **Article 4, Section 7 of the Constitution of the State of**
- 21 **Indiana; and**
- 22 (2) **Article 6, Section 4 of the Constitution of the State of**
- 23 **Indiana;**

24 **means a person who resides at a location, as determined under**
25 **IC 3-5-5.**

26 SECTION 4. IC 3-5-2-47.5 IS ADDED TO THE INDIANA CODE
27 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
28 1, 2013]: **Sec. 47.5. "Signing the poll list" means:**

- 29 (1) **a voter writing the voter's name on the certified list of**
- 30 **registered voters for the precinct prepared in accordance with**
- 31 **IC 3-7-29-1; or**
- 32 (2) **a voter writing the voter's name on an electronic poll list**
- 33 **using an electronic signature pad at a polling place, office of**
- 34 **the circuit court clerk (under IC 3-11-10-26), or satellite office**
- 35 **(as established under IC 3-11-10-26.3) where the use of an**
- 36 **electronic poll list is authorized in accordance with**
- 37 **IC 3-7-29-6.**

38 SECTION 5. IC 3-5-5-0.2 IS ADDED TO THE INDIANA CODE
39 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
40 1, 2013]: **Sec. 0.2. Notwithstanding any other law, the additions and**
41 **amendments to IC 3-5-2 or this chapter made by SEA 519-2013 do**
42 **not affect any;**



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- 1 (1) rights or liabilities accrued;
 2 (2) penalties incurred;
 3 (3) violations committed; or
 4 (4) proceedings begun;

5 before July 1, 2013. Those rights, liabilities, penalties, offenses, and
 6 proceedings continue and shall be imposed and enforced under
 7 prior law as if SEA 519-2013 had not been enacted.

8 SECTION 6. IC 3-5-5-0.5 IS ADDED TO THE INDIANA CODE
 9 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 10 1, 2013]: **Sec. 0.5. For purposes of this chapter, an individual's**
 11 **"immediate family" includes the spouse, children, stepchildren,**
 12 **parents, or grandparents of the individual.**

13 SECTION 7. IC 3-5-5-3 IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A person does not have
 15 residence in more than one (1) precinct **within Indiana.**

16 (b) **For purposes of this chapter, a person does not have**
 17 **residence both within Indiana and outside Indiana.**

18 SECTION 8. IC 3-5-5-5 IS AMENDED TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2013]: Sec. 5. As provided in Article 2, Section
 20 4 of the Constitution of the State of Indiana, a person is ~~not considered~~
 21 ~~to have lost~~ **does not lose** residence in a precinct in Indiana by reason
 22 of the person's absence on the business of:

- 23 (1) the state of Indiana; or
 24 (2) the United States.

25 SECTION 9. IC 3-5-5-6 IS AMENDED TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) Sections 7 through 17 of this
 27 chapter establish presumptions regarding the residency of a person in
 28 a precinct. A person can rebut these presumptions by demonstrating
 29 intent to reside in another precinct and conduct taken to implement that
 30 intent.

31 (b) **An individual who makes a statement regarding the**
 32 **residence of the individual, under the penalties for perjury, is**
 33 **presumed to reside at the location specified by the individual, as of**
 34 **the date of making the statement.**

35 SECTION 10. IC 3-5-5-7, AS AMENDED BY P.L.164-2006,
 36 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2013]: Sec. 7. **Subject to section 6 of this chapter,** a person
 38 does not gain residency in a precinct into which the person moves for:

- 39 (1) temporary employment;
 40 (2) educational purposes; ~~or~~
 41 (3) **preparing to purchase or occupy a residence; or**
 42 (4) other purposes;

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1 without the intent of making a permanent home in the precinct.

2 SECTION 11. IC 3-5-5-8 IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2013]: Sec. 8. **Subject to section 6 of this**
4 **chapter**, if a person ~~moves into~~ **is physically present within** another
5 state with the intention of making that state the person's residence, the
6 person loses residency in Indiana.

7 SECTION 12. IC 3-5-5-9 IS AMENDED TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2013]: Sec. 9. **Subject to section 6 of this**
9 **chapter**, if a person ~~moves to~~ **is physically present within** another
10 state with the intention of remaining in the other state for an indefinite
11 time as a place of residence, the person loses residency in Indiana, even
12 if the person intends to return at some time.

13 SECTION 13. IC 3-5-5-10 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. **Subject to section**
15 **6 of this chapter**, if a person ~~moves into~~ **is physically present within**
16 another precinct in Indiana with the intention of making that precinct
17 the person's residence, the person loses residency in the precinct that
18 the person left.

19 SECTION 14. IC 3-5-5-13 IS AMENDED TO READ AS
20 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 13. **Subject to section**
21 **6 of this chapter**, if a person:

- 22 (1) is living at a place other than the residence of the person's
23 immediate family; and
24 (2) has the intention of remaining at that place **and engages in**
25 **conduct to carry out that intent;**

26 the place where the person lives is the person's residence.

27 SECTION 15. IC 3-5-5-14 IS AMENDED TO READ AS
28 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 14. **Subject to section**
29 **6 of this chapter**, a married person who does not live in a household
30 with the person's spouse may establish a separate residence from the
31 residence of the person's spouse **by intending to do so and engaging**
32 **in conduct to carry out that intent.**

33 SECTION 16. IC 3-5-5-15 IS AMENDED TO READ AS
34 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 15. **Subject to section**
35 **6 of this chapter**, the residence of a person who:

- 36 (1) is unmarried; and
37 (2) does not have an immediate family;

38 is where the person usually sleeps **if that is the intent of the person,**
39 **and the person engages in conduct to carry out that intent.**

40 SECTION 17. IC 3-6-3.7-4 IS ADDED TO THE INDIANA CODE
41 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
42 1, 2013]: Sec. 4. (a) **The voter education outreach fund is**

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1 established for the purpose of receiving, holding, and disbursing
 2 funds for education and outreach to citizens concerning voter
 3 rights and responsibilities, including voter identification
 4 requirements.

5 (b) The fund shall be administered by the secretary of state.

6 (c) The expenses of administering the fund shall be paid from
 7 money in the fund.

8 (d) The treasurer of state shall invest the money in the fund not
 9 currently needed to meet the obligations of the fund in the same
 10 manner as other public money may be invested.

11 SECTION 18. IC 3-6-5-14, AS AMENDED BY P.L.221-2005,
 12 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2013]: Sec. 14. (a) Each county election board, in addition to
 14 duties otherwise prescribed by law, shall do the following:

15 ~~(1)~~ Adopt and amend a written plan to implement NVRA within
 16 the county.

17 ~~(2)~~ (1) Conduct all elections and administer the election laws
 18 within the county, except as provided in IC 3-8-5 and IC 3-10-7
 19 for town conventions and municipal elections in certain small
 20 towns.

21 ~~(3)~~ (2) Prepare all ballots.

22 ~~(4)~~ (3) Distribute all ballots and pasters to all of the precincts in
 23 the county.

24 (b) This subsection does not apply to pasters to be attached to
 25 ballots during the final three ~~(3)~~ days before an election. Not later than
 26 the Monday before distributing ballots ~~pasters~~, and voting systems to
 27 the precincts in the county, the county election board shall notify the
 28 county chairman of each major political party and, upon request, the
 29 chairman of any other bona fide political party in the county, that
 30 sample ballots and pasters are available for inspection.

31 SECTION 19. IC 3-6-6-5.5 IS ADDED TO THE INDIANA CODE
 32 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 33 1, 2013]: Sec. 5.5. (a) This section applies in a county using vote
 34 centers under IC 3-11-18.1.

35 (b) The county vote center plan:

36 (1) may use other titles to designate precinct election officers;
 37 and

38 (2) must specify which precinct election officer is to perform
 39 a duty required under this title to be performed by a precinct
 40 election officer.

41 (c) A precinct election officer in a vote center county shall
 42 comply with section 7 of this chapter.



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1 SECTION 20. IC 3-7-11-1 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. The co-directors of
 3 the ~~commission election division~~ are jointly designated under 42
 4 U.S.C. 1973gg-8 as the chief state election official responsible for the
 5 coordination of state responsibilities under NVRA.

6 SECTION 21. IC 3-7-12-26 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 26. Each county fiscal
 8 body shall appropriate an adequate amount of funds for the ~~circuit~~
 9 ~~court clerk or board of~~ **county voter registration office** to conduct:

- 10 (1) the voter list maintenance activity under this article; and
 11 (2) the mailing of notices required under the voter list
 12 maintenance program.

13 SECTION 22. IC 3-7-12-27 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 27. (a) The circuit court
 15 clerk (or **in a county with a board of registration, the members of**
 16 **the board of registration**) ~~members~~ shall, ~~following the cancellation of~~
 17 ~~voter registrations as provided by the voter list maintenance program~~
 18 ~~under this article, not later than noon seventy-seven (77) days before~~
 19 **each general, primary, or municipal election, file an affidavit under**
 20 affirmation with the election division.

21 (b) The affidavit must be on a form prescribed by the commission
 22 and must state that the ~~clerk or board~~ **county voter registration office**
 23 has:

- 24 (1) conducted the voter list maintenance program under this
 25 article; and
 26 (2) canceled the registrations required under the voter list
 27 maintenance program.

28 SECTION 23. IC 3-7-16-2.5 IS ADDED TO THE INDIANA CODE
 29 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 30 1, 2013]: **Sec. 2.5. The NVRA official shall designate the agencies**
 31 **required to provide voter registration services under this chapter**
 32 **after determining the extent to which:**

- 33 (1) **an agency's programs are funded by the state; and**
 34 (2) **the agency is primarily engaged in serving persons with**
 35 **disabilities.**

36 SECTION 24. IC 3-7-16-3 IS REPEALED [EFFECTIVE JULY 1,
 37 2013]. ~~Sec. 3: The commission shall determine if an agency is required~~
 38 ~~to provide voter registration services under NVRA and this chapter.~~

39 SECTION 25. IC 3-7-16-4 IS REPEALED [EFFECTIVE JULY 1,
 40 2013]. ~~Sec. 4: Before making a determination under section 3 of this~~
 41 ~~chapter, the commission shall do the following:~~

- 42 (1) Notify the governing body of the agency that the agency may

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- 1 be required to provide voter registration services under this
 2 chapter and NVRA.
- 3 (2) Conduct a public hearing on the matter.
- 4 SECTION 26. IC 3-7-16-5 IS REPEALED [EFFECTIVE JULY 1,
 5 2013]. Sec. 5: The commission shall accept evidence at the public
 6 hearing concerning the extent to which:
- 7 (1) the agency's programs are funded by the state; and
 8 (2) the agency is primarily engaged in serving persons with
 9 disabilities.
- 10 SECTION 27. IC 3-7-16-6 IS REPEALED [EFFECTIVE JULY 1,
 11 2013]. Sec. 6: The commission may only accept evidence at the hearing
 12 concerning the agency's cost in complying with NVRA or this chapter
 13 to determine when an order issued under section 7 of this chapter
 14 should take effect.
- 15 SECTION 28. IC 3-7-16-7 IS REPEALED [EFFECTIVE JULY 1,
 16 2013]. Sec. 7: If the commission determines that the agency is required
 17 to provide voter registration services under NVRA and this chapter, the
 18 NVRA official shall issue an order specifying the date that the agency
 19 must begin providing voter registration services and prescribing any
 20 other procedures reasonably necessary for the agency to comply with
 21 NVRA.
- 22 SECTION 29. IC 3-7-16-8 IS REPEALED [EFFECTIVE JULY 1,
 23 2013]. Sec. 8: An order issued under section 7 of this chapter expires
 24 when the earlier of the following occurs:
- 25 (1) Ten (10) years after the date that an agency is required to
 26 begin providing voter registration services.
- 27 (2) When revoked by the NVRA official after a public hearing as
 28 provided in this chapter.
- 29 SECTION 30. IC 3-7-21-2 IS REPEALED [EFFECTIVE JULY 1,
 30 2013]. Sec. 2: Each county election board shall file the county's NVRA
 31 implementation plan adopted under IC 3-6-5-14 with the election
 32 division.
- 33 SECTION 31. IC 3-7-21-3 IS REPEALED [EFFECTIVE JULY 1,
 34 2013]. Sec. 3: A county NVRA implementation plan may recommend
 35 that additional federal, state, and local governmental offices (or
 36 nongovernmental offices) within the county be designated as voter
 37 registration agencies.
- 38 SECTION 32. IC 3-7-21-4 IS REPEALED [EFFECTIVE JULY 1,
 39 2013]. Sec. 4: The commission shall review each county NVRA
 40 implementation plan and determine the following:
- 41 (1) Whether the voter registration agencies located within the
 42 county will adequately implement the legislative findings and

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1 purposes set forth in NVRA and this article:

2 (2) Whether designating an office recommended as a voter
3 registration agency under section 3 of this chapter will implement
4 the legislative findings and purposes:

5 SECTION 33. IC 3-7-21-5 IS REPEALED [EFFECTIVE JULY 1,
6 2013]. Sec. 5: (a) If the commission determines that the voter
7 registration agencies located within the county will not adequately
8 implement NVRA or this article, the commission shall recommend an
9 amendment to the county NVRA implementation plan to ensure that
10 NVRA and this article are adequately implemented:

11 (b) Unless the county election board files a written protest with the
12 NVRA official not later than noon thirty (30) days after the commission
13 recommends the plan amendment, the plan is amended as provided in
14 the recommendation. A written protest under this subsection is referred
15 to the commission for final determination:

16 (c) If recommended in the county NVRA implementation plan:

17 (1) as filed under section 2 of this chapter; or

18 (2) as amended under subsection (b);

19 the county election board shall enter into an agreement to designate an
20 office described in the plan as a voter registration agency. An
21 agreement under this subsection is subject to review and approval by
22 the commission:

23 SECTION 34. IC 3-7-21-5.5 IS ADDED TO THE INDIANA CODE
24 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
25 1, 2013]: **Sec. 5.5. The designation of an office as a voter
26 registration agency under a county NVRA implementation plan
27 before July 1, 2013, remains in effect until otherwise ordered by
28 the county election board.**

29 SECTION 35. IC 3-7-21-6 IS AMENDED TO READ AS
30 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) For the purposes
31 of this chapter, the officer, board, entity, or agency that has the
32 authority to enter into an agreement with the county election board is
33 the "governing body" under ~~IC 3-17-18~~. **IC 3-7-18.**

34 (b) **A county election board, by unanimous vote of its entire
35 membership, may enter into an agreement to designate an office
36 located within the county as a voter registration agency.**

37 SECTION 36. IC 3-7-26.3-29 IS AMENDED TO READ AS
38 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 29. (a) The
39 computerized list must include voter registration management features
40 that do the following:

41 (1) Automatically assign voter identification numbers in
42 accordance with this title.

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- 1 (2) Calculate the number of registered voters by precinct or any
2 election district.
- 3 (3) Permit expedited web based inquiries concerning polling
4 place locations.
- 5 (4) Track and report all voter list maintenance transactions
6 performed within the system.
- 7 (5) Permit tracking regarding the political party ballot requested
8 by voters voting in a primary.
- 9 (6) Generate a variety of reports on paper ~~compact disc~~, or floppy
10 disc format, such as walking lists, call lists, lists of voters by
11 precinct, lists of voters by name, date of birth, or date of
12 registration, and lists of voters by other household data.
- 13 (7) Identify voters who are currently less than eighteen (18) years
14 of age.
- 15 (8) Permit electronic processing of voter registration information
16 received as files from other state and federal agencies.
- 17 (9) Provide flexible query functions for management and
18 statistical reports, including the ability of the secretary of state or
19 a co-director of the election division to view individual voter
20 registration records.
- 21 (10) Contain full audit controls and management reports to track
22 and manage the work of county voter registration office
23 employees, including the ability of the secretary of state or the
24 co-directors of the election division to determine whether a
25 county voter registration office is performing voter list
26 maintenance functions in the manner required by IC 3-7.
- 27 **(b) The reports and lists generated under subsection (a)(6) and**
28 **(a)(7) may not contain any information described by**
29 **IC 3-7-26.4-8(c), except when provided to a person who:**
- 30 **(1) is entitled to a complete compilation of the voter**
31 **registration information; and**
- 32 **(2) has paid the annual fee required under IC 3-7-26.4 for the**
33 **current calendar year.**
- 34 SECTION 37. IC 3-7-26.3-33 IS ADDED TO THE INDIANA
35 CODE AS A NEW SECTION TO READ AS FOLLOWS
36 [EFFECTIVE JULY 1, 2013]: **Sec. 33. (a) The computerized list**
37 **must have the capacity to receive vote history and other**
38 **information from an electronic pollbook certified by the secretary**
39 **of state under IC 3-11-18.1-12. This information must be able to be**
40 **uploaded into the computerized list on each day after absentee**
41 **voting concludes in the circuit court clerk's office, a satellite office,**
42 **or a vote center, and after election day.**

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1 **(b) The computerized list must have the capacity to transmit**
2 **electronic images of the signature of a voter taken from the voter's**
3 **registration application, if available, to be downloaded in**
4 **connection with a voter's record on any electronic poll list certified**
5 **by the secretary of state under IC 3-11-18.1-12.**

6 SECTION 38. IC 3-7-26.4-12, AS AMENDED BY P.L.164-2006,
7 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2013]: Sec. 12. (a) This section does not apply to the chief
9 justice of the supreme court or to a person described by section 8 of
10 this chapter.

11 (b) Notwithstanding IC 5-14-3-8, the election division shall charge
12 each person described by section 6 of this chapter an annual
13 **subscription** fee of five thousand dollars (\$5,000) to receive the
14 following:

15 (1) A complete compilation of the voter registration information
16 contained in the computerized list.

17 (2) Updates of the voter registration information made during the
18 year covered by the fee.

19 **(c) A subscription to the statewide voter registration system**
20 **information expires on the first January 1 following the payment**
21 **of the subscription fee.**

22 SECTION 39. IC 3-7-27-6, AS AMENDED BY P.L.225-2011,
23 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2013]: Sec. 6. (a) As required under 42 U.S.C. 1973gg-6(i),
25 a county voter registration office shall retain records concerning the
26 implementation of programs and activities conducted for the purpose
27 of ensuring the accuracy and currency of the voter registration list.
28 These records include the following:

29 (1) Lists of names and addresses of voters who were sent notices
30 under the voter list maintenance program.

31 (2) Information concerning whether a voter has responded to a
32 notice described by subdivision (1) as of the date the inspection
33 of the record is made.

34 (b) The county voter registration office shall retain the records
35 described by this section for at least two (2) years. Except for records
36 concerning declinations to register to vote or that indicate the identity
37 of a voter registration agency where a person registered, the county
38 voter registration office shall make the records available for public
39 inspection and photocopying at a reasonable cost as provided in
40 IC 5-14-3.

41 (c) In accordance with IC 5-14-3-3(h) and notwithstanding any other
42 statute, a county voter registration office shall, with regard to voter

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1 registration information concerning voters of the county on a
 2 computerized system, act in accordance with a nondiscriminatory
 3 uniform policy adopted by the county election board. The policy must
 4 either permit a person to duplicate or obtain a duplicate copy of a
 5 ~~computer tape; computer disc microfilm;~~ or other similar record system
 6 that contains this voter registration information or not permit the person
 7 to duplicate or obtain a duplicate copy of the information.
 8 **Notwithstanding IC 5-14-3-8, the county election board may adopt**
 9 **a nondiscriminatory uniform fee for the production of this**
 10 **electronic record.**

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

- 14 (1) use the information to solicit merchandise, goods, services, or
 - 15 subscriptions; or
 - 16 (2) sell, loan, give away, or otherwise deliver the information
 - 17 obtained by the request to any other person;
- 18 for a purpose other than political activities or political fundraising
 19 activities.

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

22 SECTION 40. IC 3-7-27-8 IS REPEALED [EFFECTIVE JULY 1,
 23 2013]. ~~Sec. 8: In a county that has a board of registration, the board~~
 24 ~~shall have prepared a memorandum for each voter's original affidavit~~
 25 ~~of registration or transfer of an original registration executed by the~~
 26 ~~board.~~

27 SECTION 41. IC 3-7-27-9 IS REPEALED [EFFECTIVE JULY 1,
 28 2013]. ~~Sec. 9: The memorandum must indicate the name; assigned~~
 29 ~~identification number; street and number; ward; and precinct of each~~
 30 ~~resident voter of the county who has executed an original affidavit of~~
 31 ~~registration. For a resident voter of the county who executes a transfer~~
 32 ~~of an original registration or a change of name, the memorandum must~~
 33 ~~indicate the name; the assigned identification number; and the former~~
 34 ~~and present addresses by street and number; ward; and precinct.~~

35 SECTION 42. IC 3-7-27-10 IS REPEALED [EFFECTIVE JULY 1,
 36 2013]. ~~Sec. 10: The board of registration shall retain the original copies~~
 37 ~~of all memoranda or microfilmed copies of the memoranda as part of~~
 38 ~~the board's records until disposal of the record is permitted under this~~
 39 ~~article after cancellation of the registration.~~

40 SECTION 43. IC 3-7-28-1 IS AMENDED TO READ AS
 41 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. The ~~circuit court~~
 42 ~~clerk or board of county voter registration office~~ shall provide a copy

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1 of voter registration memoranda as described in IC 3-7-27-8
2 **information** to certain county chairmen and candidates as provided in
3 this chapter.

4 SECTION 44. IC 3-7-28-2 IS AMENDED TO READ AS
5 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) This section does
6 not apply to confidential information included on a voter registration
7 application.

8 (b) ~~Copies of~~ **A report containing information regarding** all
9 registration applications executed under this article during that part of
10 a registration period ending sixty-five (65) days before a primary,
11 general, or municipal election shall be forwarded not later than sixty
12 (60) days before the election to the following upon request:

13 (1) Each of the county chairmen of the major political parties of
14 the county.

15 (2) The chairman of the following:

16 (A) A bona fide political party that has at least one (1)
17 candidate on the ballot of the election.

18 (B) An independent candidate's committee if the candidate is
19 on the ballot at the election.

20 SECTION 45. IC 3-7-28-3 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. ~~Copies of~~ **(a) This**
22 **section does not apply to confidential information included on a**
23 **voter registration application.**

24 **(b) A report containing information regarding** all memoranda
25 **registration applications** executed under this article during that part
26 of a registration period beginning sixty-five (65) days before a primary,
27 general, or municipal election and ending twenty-nine (29) days before
28 the election shall be forwarded daily and within forty-eight (48) hours
29 of the date on which the ~~memoranda were~~ **report was** originally made
30 to the following upon request:

31 (1) Each of the county chairmen of the major political parties of
32 the county.

33 (2) The chairman of the following:

34 (A) A bona fide political party that has at least one (1)
35 candidate on the ballot of the election.

36 (B) An independent candidate's committee if the candidate is
37 on the ballot at the election.

38 SECTION 46. IC 3-7-29-1, AS AMENDED BY P.L.81-2005,
39 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2013]: Sec. 1. **(a) Except as provided in subsection (f), this**
41 **section does not apply to a county that:**

42 **(1) has adopted an order under section 6 of this chapter; or**

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(2) is a vote center county under IC 3-11-18.1.

~~(a)~~ **(b)** Not later than ten (10) days before the election at which the registration record is to be used, the county voter registration office shall prepare certified copies of the list of registered voters for each precinct in the county.

~~(b)~~ **(c)** The lists must contain the following information concerning each registered voter:

- (1) The full name of the voter.
- (2) The address of the voter.
- (3) The assigned ~~county~~ **voter** identification number.
- (4) Whether the voter is required to provide additional identification before voting either in person or by absentee ballot.
- (5) The voter's date of birth, including an indication whether the voter is less than eighteen (18) years of age for a poll list used in a primary election.**
- (6) The scanned signature of the voter.**
- (7) Whether the voter is required to provide an affirmation of the voter's residence.**
- (8) A bar code that allows the county voter registration office to efficiently record whether the voter has signed the poll list.**
- (9) For a poll list used in a primary election, a letter abbreviation of the name of the major political party whose ballot the voter has requested.**
- (10) A space for a poll clerk to indicate when a voter has cast an absentee ballot.**
- (11) A space for a poll clerk to indicate when a voter has cast a provisional ballot.**
- (12) For a voter required to submit additional documentation required under IC 3-7-33-4.5, a space for a poll clerk to insert letters serving as an abbreviation for the type of documentation provided by the voter.**

~~(c)~~ **(d)** The names shall be arranged in the same order as they are in the registration record of the precinct.

(e) The poll list must also contain a statement at the top of each page indicating that an individual who knowingly makes a false statement by signing a poll list or indicating on a poll list that a voter's address has changed commits a Class D felony as provided by IC 3-14-2-11.

(f) This subsection applies to a county that has adopted an order under section 6 of this chapter or is a vote center county under IC 3-11-18.1. The precinct election board shall post in a location within the precinct or vote center a notice that:

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1 (1) is clearly visible to an individual (or to an individual
2 providing assistance under IC 3-11-9) who is providing
3 information to a precinct election officer using an electronic
4 poll list; and

5 (2) indicates that an individual commits a Class D felony
6 under IC 3-14-2-11 if the individual knowingly makes a false
7 statement to a precinct election officer:

- 8 (A) concerning the individual's name; or
- 9 (B) indicating that the individual's address has changed.

10 SECTION 47. IC 3-7-29-2 IS AMENDED TO READ AS
11 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) **This section
12 does not apply to a county:**

- 13 (1) that has adopted an order under section 6 of this chapter;
14 or
- 15 (2) in which vote centers are used under IC 3-11-18.1.

16 (b) After the county election board receives a request from the
17 county chairman of a major political party, not more than two (2)
18 copies of the list required by this chapter shall be prepared and
19 furnished to the inspector of the precinct for use at the polls on election
20 day. The inspector may provide a list furnished under this section to
21 any other precinct officer.

22 SECTION 48. IC 3-7-29-3, AS AMENDED BY P.L.164-2006,
23 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2013]: Sec. 3. When the inspector of a precinct procures the
25 ballots and other election supplies for an election, the inspector shall
26 also procure from the county voter registration office the certified
27 copies of the registration record of the precinct with the information
28 required under section 1 of this chapter (or an electronic poll list in
29 a county in which an order is adopted under section 6 of this
30 chapter or that is a vote center county under IC 3-11-18.1) and
31 other necessary registration supplies.

32 SECTION 49. IC 3-7-29-4, AS AMENDED BY P.L.164-2006,
33 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2013]: Sec. 4. (a) **This section does not apply to a county
35 that:**

- 36 (1) has adopted an order under section 6 of this chapter; or
- 37 (2) is a vote center county under IC 3-11-18.1.

38 (b) The county voter registration office may also provide the
39 inspector of each precinct in the county with a certified photocopy
40 scanned copy of the signature on the affidavit of registration of each
41 voter of the precinct for the comparison of signatures under
42 IC 3-10-1-24.6 or IC 3-11-8-25.1.

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1 SECTION 50. IC 3-7-29-6 IS ADDED TO THE INDIANA CODE
 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 2013]: **Sec. 6. (a) If a county election board adopts an order to
 4 provide an electronic poll list to the inspector for use at a polling
 5 place, an office of the circuit court clerk (under IC 3-11-10-26), or
 6 a satellite office established under IC 3-11-10-26.3, electronic poll
 7 lists may be used at an election (rather than certified poll lists
 8 prepared under this chapter).**

9 **(b) An order adopted under subsection (a) must require the use
 10 of an electronic signature (as defined in IC 26-2-8-102) to sign an
 11 electronic poll list at an election (rather than requiring voters to
 12 sign certified poll lists prepared under this chapter).**

13 **(c) The county voter registration office shall download the
 14 information required to be available on an electronic poll list
 15 before the electronic poll list is delivered and installed as required
 16 by IC 3-11-3-11(b).**

17 SECTION 51. IC 3-7-31-2 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. Except as provided
 19 under section 3 of this chapter, a ~~circuit court clerk or board of the~~
 20 **county voter registration office** shall use the forms prescribed by the
 21 commission under section 1 of this chapter.

22 SECTION 52. IC 3-7-31-3 IS AMENDED TO READ AS
 23 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. A ~~circuit court clerk~~
 24 ~~or board of county voter registration office~~ may make minor
 25 modifications to registration forms to use the form in the county
 26 registration records **after filing a copy of the modified form with the**
 27 **election division.**

28 SECTION 53. IC 3-7-31-5 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. **(a)** The registration
 30 forms prescribed under section 1 of this chapter must:

- 31 (1) provide for the residence address and the mailing address of
 32 the individual completing the forms;
- 33 (2) contain a statement that a notice of disposition of the person's
 34 registration application will be mailed to the mailing address of
 35 the individual; ~~and~~
- 36 (3) require the applicant to provide the applicant's voter
 37 identification number;
- 38 **(4) after December 31, 2013, require an individual subject to**
 39 **IC 3-7-32-8 who receives a completed application from the**
 40 **applicant to state on the application the name and residence**
 41 **address of the individual and the date on which the individual**
 42 **received the application from the applicant, with this**

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1 statement being sworn or affirmed under the penalties for
2 perjury; and

3 (5) after December 31, 2013, contain a receipt to be given by
4 an individual subject to IC 3-7-32-8 to the applicant when the
5 individual receives the completed application.

6 The receipt provided under subdivision (5) must state the name
7 and residence address of the individual and the date on which the
8 individual took custody of the application.

9 (b) Not later than August 1, 2013, the commission shall act
10 under IC 3-5-4-8 to approve a voter registration form that
11 complies with this section and IC 3-7-32. Any version of a form
12 approved by the commission under section 1 of this chapter before
13 August 1, 2013, may not be used after December 31, 2013, or
14 accepted by a county voter registration office under IC 3-5-4-8.

15 SECTION 54. IC 3-7-32-7 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. (a) If the voter is
17 unable to write, execute an original registration application in a
18 manner authorized under section 1 of this chapter, the voter may
19 procure another individual to assist with the execution of the
20 application.

21 (b) If the voter is unable to sign the application, the person
22 assisting the voter may write the voter's name and in the space
23 provided for the voter's signature. Unless the voter is physically
24 unable to do so, the voter shall also make the voter's mark in the
25 space provided for the voter's signature.

26 (c) The person writing in the name of the voter assisting the voter
27 with the execution of the application shall also write the person's own
28 name and residence address on the affidavit in the space indicated for
29 that purpose.

30 SECTION 55. IC 3-7-32-8 IS ADDED TO THE INDIANA CODE
31 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
32 1, 2013]: Sec. 8. (a) This section does not apply to a voter
33 registration application received by any of the following:

34 (1) An employee of a license branch acting in accordance with
35 IC 3-7-14.

36 (2) An employee of a public assistance agency acting in
37 accordance with IC 3-7-15.

38 (3) An employee of an agency serving persons with disabilities
39 acting in accordance with IC 3-7-16.

40 (4) An employee of an office designated under IC 3-7-18
41 acting in accordance with that chapter.

42 (5) An employee of an office designated under IC 3-7-19

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- 1 acting in accordance with that chapter.
- 2 (6) An employee of the office of the department of
- 3 employment and training services acting in accordance with
- 4 IC 3-7-20.5.
- 5 (7) An employee of the United States Postal Service or a
- 6 bonded courier company, acting in the individual's capacity
- 7 as an employee of the United States Postal Service or a
- 8 bonded courier company.
- 9 (8) A member of the applicant's household.
- 10 (9) An applicant's attorney in fact under IC 30-5-5-14.
- 11 (10) The election division acting in accordance with
- 12 IC 3-7-33-3.7.
- 13 (b) After December 31, 2013, a person who receives a completed
- 14 application form shall file the application with the appropriate
- 15 county voter registration office or the election division not later
- 16 than:
- 17 (1) noon ten (10) days after the person receives the
- 18 application; or
- 19 (2) the deadline set by state law for filing the application with
- 20 the county voter registration office;
- 21 whichever occurs first.
- 22 (c) If a person receives a completed voter registration
- 23 application that the person has reason to believe is materially false,
- 24 fictitious, or fraudulent, the person shall deliver the application to
- 25 the appropriate county election board not later than the deadline
- 26 set forth in subsection (b), with a statement sworn or affirmed to
- 27 under the penalties for perjury, setting forth the reasons why the
- 28 person believes the application may be materially false, fictitious,
- 29 or fraudulent. The county election board shall act under
- 30 IC 3-6-5-31 to determine if a violation of election law has occurred.
- 31 SECTION 56. IC 3-7-33-3.7, AS ADDED BY P.L.225-2011,
- 32 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 33 JULY 1, 2013]: Sec. 3.7. (a) This section applies to a voter registration
- 34 application submitted to the election division in person or by mail.
- 35 (b) An eligible applicant:
- 36 (1) who submits a completed application; or
- 37 (2) on whose behalf a completed application is submitted;
- 38 in person to the election division not later than 5 p.m. on the
- 39 twenty-ninth day before an election shall be registered to vote in the
- 40 election.
- 41 (c) An eligible applicant:
- 42 (1) who submits a completed application; or

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1 (2) on whose behalf a completed application is submitted;
2 by mail to the election division shall be registered to vote in the
3 election, if the application is postmarked not later than the twenty-ninth
4 day before the election. If a postmark on an application submitted by
5 mail is missing or illegible, an eligible applicant shall be registered to
6 vote in the election, if the application is received by the election
7 division not later than the Monday following the close of the
8 registration period.

9 (d) The election division shall promptly forward an application
10 received under this section to the county voter registration office of the
11 county where the applicant resides. **However, the election division**
12 **shall not transmit to a county voter registration office an**
13 **application that cannot be processed during the period when**
14 **registration is closed under IC 3-7-13-10 until at least seven (7)**
15 **days after the date of the close of registration. The election division**
16 **shall clearly identify the applications described by this subsection**
17 **in the transmittal to the county voter registration office as "late**
18 **registrations".**

19 SECTION 57. IC 3-7-33-5.5 IS ADDED TO THE INDIANA CODE
20 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
21 1, 2013]: **Sec. 5.5. (a) This section applies to a voter registration**
22 **application that is received by a county voter registration office**
23 **after the date specified for filing the application under IC 3-7-32-8.**

24 (b) **In determining the eligibility of the applicant, the county**
25 **voter registration office may not reject the application solely on the**
26 **ground that an individual who received the application from the**
27 **applicant failed to comply with IC 3-7-32-8. However, the county**
28 **voter registration office shall, not later than three (3) days after**
29 **receipt of the application, provide notice of the apparent violation**
30 **of IC 3-7-32-8 to the county election board for appropriate action**
31 **under IC 3-6-5-31.**

32 SECTION 58. IC 3-7-34-1.5 IS ADDED TO THE INDIANA CODE
33 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
34 1, 2013]: **Sec. 1.5. As used in this chapter, a registration form is**
35 **"incomplete" if the applicant does not provide any of the**
36 **following:**

- 37 (1) **The name of the applicant.**
- 38 (2) **The residence address of the applicant (other than the ZIP**
39 **code).**
- 40 (3) **The mailing address of the applicant (other than the ZIP**
41 **code), unless the applicant provides a residence address at**
42 **which United States Postal Service mail delivery for the**

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- applicant can be received.
- (4) The date of birth of the applicant.
- (5) The voter identification number of the applicant or a statement that the applicant has no voter identification number.
- (6) The applicant's response to the question, "Are you a citizen of the United States of America?".
- (7) The applicant's response to the question, "Will you be at least eighteen (18) years of age on or before election day?".
- (8) A map or diagram of the voter's residence (if the applicant has no residence address with a street number or name included on this application).
- (9) The signature of the applicant to the statement swearing or affirming that:
 - (A) the applicant meets the requirements for approval of the application;
 - (B) the information and all other statements on the application are true; and
 - (C) the applicant understands if the applicant signs the statement knowing that the statement is not true, the applicant is committing perjury, and understands the penalties for committing perjury.

SECTION 59. IC 3-7-34-2, AS AMENDED BY P.L.81-2005, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) This section applies when a county voter registration office receives a registration form that is not fully and properly completed so that the county voter registration office can:

- (1) administer voter registration and other parts of the election process (as provided by 42 U.S.C. 1973gg-7); or
- (2) determine if the applicant is eligible to register under this article, or including when the applicant fails to answer either of the questions set forth in IC 3-7-22-5(3) or IC 3-7-22-5(4).

(b) As required by 42 U.S.C. 15483, the county voter registration office shall promptly make:

- (1) one (1) effort to contact the voter by mail if possible; and
- (2) one (1) effort to contact the voter by telephone if a telephone number is listed.

SECTION 60. IC 3-7-38.2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. As required under 42 U.S.C. 1973gg-6(a)(4), the NVRA official and each county voter registration office shall conduct a general program that makes a reasonable effort to remove the names of ineligible voters from the

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1 official lists of eligible voters due to a change of residence of the voter.

2 SECTION 61. IC 3-7-38.2-2, AS AMENDED BY P.L.1-2007,
3 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2013]: Sec. 2. (a) A voter list maintenance program conducted
5 under this chapter must:

- 6 (1) be uniform, nondiscriminatory, and in compliance with the
- 7 Voting Rights Act of 1965 (42 U.S.C. 1973);
- 8 (2) not result in the removal of the name of a person from the
- 9 official list of voters solely due to the person's failure to vote; and
- 10 (3) be completed not later than ninety (90) days before a primary,
- 11 general, or municipal election.

12 (b) A county voter registration office may conduct a voter list
13 maintenance program that complies with subsection (a). In conducting
14 a voter list maintenance program, the county voter registration office
15 shall mail a notice described in subsection (d) to each registered voter
16 at the residence address:

- 17 (1) listed in the voter's registration record; and
- 18 (2) determined by the county voter registration office not to be the
- 19 voter's current residence address.

20 (c) A county voter registration office may use information only from
21 the following sources to make the determination under subsection
22 (b)(2):

- 23 (1) The United States Postal Service National Change of Address
- 24 Service.
- 25 (2) A court regarding jury duty notices.
- 26 (3) The return of a mailing sent by the county voter registration
- 27 office to all **active** voters (**as defined in IC 3-11-18.1-2**) in the
- 28 county.
- 29 (4) The bureau of motor vehicles concerning the surrender of a
- 30 voter's Indiana license for the operation of a motor vehicle to
- 31 another jurisdiction.

32 (d) The notice described in subsection (b) must:

- 33 (1) be sent by first class United States mail, postage prepaid, by
- 34 a method that requires the notice to be forwarded to the voter; and
- 35 (2) include a postage prepaid return card that:
 - 36 (A) is addressed to the county voter registration office;
 - 37 (B) states a date (**which must be at least thirty (30) days**
 - 38 **after the date the notice is mailed**) by which the card must be
 - 39 returned or the voter's registration will become inactive until
 - 40 the information is provided to the county voter registration
 - 41 office; and
 - 42 (C) permits the voter to provide the voter's current residence

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address.

(e) If a voter returns the card described in subsection (d)(2) and provides a current residence address that establishes that the voter resides:

- (1) in the county, the county voter registration office shall update the voter's registration record; or
- (2) outside the county, the county voter registration office shall cancel the voter's registration.

(f) If a voter returns the card described in subsection (d)(2) after the final day for completing voter list maintenance activities under section 3 of this chapter, the county voter registration office shall, when registration reopens after the next primary, general, or municipal election following the date specified in the notice, process any update or cancellation of the voter registration record indicated on the card by the voter under subsection (e). If a card is returned as undeliverable due to an unknown or insufficient address by the United States Postal Service after the date specified in subsection (d)(2)(B), the county voter registration office shall, when registration reopens after the next primary, general, or municipal election, designate the voter as inactive.

~~(f)~~ **(g)** If a voter does not return the card described in subsection (d)(2) by the date specified in subsection (d)(2)(B), the county voter registration office shall indicate in the voter's registration record that the voter's registration is inactive.

~~(g)~~ **(h)** A voter's registration that becomes inactive under subsection (f) **or (g)** remains in inactive status from the date described in subsection (d)(2)(B) until the earlier of the following:

- (1) The date the county voter registration office updates or cancels the voter's registration under subsection (e) after the voter provides a current residence address.
- (2) The day after the second general election in which the voter has not voted or appeared to vote.

~~(h)~~ **(i)** After the date described in subsection ~~(g)~~(2); **(h)(2)**, the county voter registration office shall remove the voter's registration from the voter registration records.

SECTION 62. IC 3-7-38.2-5, AS AMENDED BY P.L.164-2006, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. **(a)** To assist in performing voter list maintenance under this chapter, the NVRA official ~~may~~ **shall** submit the names of all registered voters in Indiana to the United States Postal Service National Change of Address Service. The submission under this chapter shall be compiled from the county voter registration

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1 information submitted to the election division under IC 3-7-26.3.

2 (b) This subsection does not require the NVRA official to
3 request voter registration data from a state listed in this subsection
4 if the NVRA official will be receiving voter registration data from
5 that state under the memorandum of understanding described in
6 subsection (d). To assist in performing voter list maintenance
7 under this chapter, not later than December 31 of each calendar
8 year the NVRA official shall request that the chief state election
9 official who is responsible for the coordination of state
10 responsibilities under NVRA in each of the following states provide
11 a list of the registered voters in that state:

- 12 (1) Florida.
- 13 (2) Illinois.
- 14 (3) Kentucky.
- 15 (4) Michigan.
- 16 (5) Ohio.

17 (c) The NVRA official shall request a list of registered voters
18 from any other state in which the NVRA official determines there
19 is a reasonable possibility that a significant number of individuals
20 who have registered to vote in Indiana may also be registered to
21 vote in that state.

22 (d) Not later than August 1, 2013, the NVRA official shall
23 execute a memorandum of understanding with the Kansas
24 Secretary of State. Notwithstanding any limitation under
25 IC 3-7-26.4 regarding the availability of certain information from
26 the computerized list, on January 15 of each year, the NVRA
27 official shall provide data from the statewide voter registration list
28 without cost to the Kansas Secretary of State to permit the
29 comparison of voter registration data in the statewide voter
30 registration list with registration data from all other states
31 participating in this memorandum of understanding and to identify
32 any cases in which a voter cast a ballot in more than one (1) state
33 during the same election. Not later than thirty (30) days following
34 the receipt of information under this subsection indicating that a
35 voter of Indiana may also be registered to vote in another state, the
36 NVRA official shall provide the appropriate county voter
37 registration office with the name and any other information
38 obtained under this subsection concerning that voter. The county
39 voter registration office shall determine whether the individual:

- 40 (1) identified in the report provided by the NVRA official
41 under this subsection is the same individual who is a
42 registered voter of the county;

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1 **(2) registered to vote in another state on a date following the**
 2 **date that voter registered in Indiana; and**

3 **(3) authorized the cancellation of any previous registration by**
 4 **the voter when the voter registered in another state.**

5 **(e) If the county voter registration office determines that the**
 6 **voter is described by subsection (d)(1) through (d)(3), the county**
 7 **voter registration office shall cancel the voter registration of that**
 8 **voter. If the county voter registration office determines that the**
 9 **voter is described by subsection (d)(1) and (d)(2), but has not**
 10 **authorized the cancellation of any previous registration, the county**
 11 **voter registration office shall send an address confirmation notice**
 12 **to the Indiana address of the voter.**

13 SECTION 63. IC 3-7-38.2-6 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. ~~If~~ **When** the names
 15 of voters are submitted under section 5 of this chapter, the NVRA
 16 official shall request that the United States Postal Service indicate the
 17 voters who no longer reside at the submitted address. However, the
 18 NVRA official shall also request that a voter who:

19 (1) has a temporary forwarding order in effect;

20 (2) is an absent uniformed services voter; or

21 (3) is an overseas voter;

22 not be included in the list of voters who no longer reside at the
 23 submitted address.

24 SECTION 64. IC 3-7-38.2-7.5 IS ADDED TO THE INDIANA
 25 CODE AS A NEW SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2013]: **Sec. 7.5. The NVRA official shall do**
 27 **both of the following:**

28 **(1) Compare the lists of voters described in section 5(c) of this**
 29 **chapter with the list of registered voters in Indiana to identify**
 30 **any individuals who may be registered to vote in more than**
 31 **one (1) state.**

32 **(2) Provide each county voter registration office with a list of**
 33 **potential duplicate registrations not later than thirty (30) days**
 34 **after receipt of a list of voters of a state.**

35 SECTION 65. IC 3-7-38.2-8 IS AMENDED TO READ AS
 36 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. **At least once each**
 37 **month**, the NVRA official shall notify each county voter registration
 38 office whose residences may have changed according to information
 39 supplied under this chapter.

40 SECTION 66. IC 3-7-38.2-16 IS AMENDED TO READ AS
 41 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 16. **(a) During each**
 42 **even-numbered year**, the NVRA official ~~may also~~ **shall** conduct an

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1 ~~annual~~ a residency confirmation and outreach procedure under this
 2 chapter. The NVRA official (or a contractor acting on behalf of the
 3 NVRA official) may send a mailing by U.S. mail, postage prepaid, to
 4 each active voter (as defined in IC 3-11-18.1-2) in Indiana. ~~who has~~
 5 ~~not received a mailing under any other provision of this chapter.~~

6 (b) The NVRA official shall, not later than January 31 of each
 7 year, request information from the:

8 (1) United States District Court for the Northern District of
 9 Indiana; and

10 (2) United States District Court for the Southern District of
 11 Indiana;

12 concerning the return of U.S. mail sent by the court for jury
 13 selection purposes. The state shall provide each county voter
 14 registration office with information concerning any registered
 15 voter who appears to no longer reside at the address set forth in
 16 the voter's registration record due to a mailing returned to the
 17 courts as undeliverable due to an unknown or insufficient address.
 18 The county voter registration office shall send an address
 19 confirmation notice to the voter described by this subsection.

20 SECTION 67. IC 3-7-43-6, AS AMENDED BY P.L.164-2006,
 21 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2013]: Sec. 6. (a) This section applies to a voter who requests
 23 a cancellation of voter registration under IC 3-7-39-6.

24 (b) The county voter registration office of the county in which a
 25 voter registers shall send the authorization of cancellation to the county
 26 voter registration office **using the computerized list**, on an expedited
 27 basis, as required by IC 3-7-26.3. **A county voter registration office**
 28 **is not required to forward a paper copy of the request for**
 29 **cancellation of registration to another county voter registration**
 30 **office if the authorization of cancellation has been transmitted to**
 31 **the other county voter registration office using the computerized**
 32 **list. The county voter registration office shall retain the paper copy**
 33 **of the request for cancellation for the two (2) year period required**
 34 **under 42 U.S.C. 1974.**

35 SECTION 68. IC 3-7-45-4, AS AMENDED BY P.L.164-2006,
 36 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2013]: Sec. 4. (a) Except as provided in subsection (b), a
 38 county voter registration office shall cancel the registration of a
 39 deceased person after receiving a copy of the deceased person's death
 40 certificate on an expedited basis, as required under 42 U.S.C. 15483.
 41 The county voter registration office shall enter the date and other
 42 information regarding the cancellation into the computerized list under



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1 IC 3-7-26.3.

2 (b) **Except as provided in subsection (c), a county voter**
 3 **registration office shall cancel the registration of a deceased person**
 4 **after receiving a copy of an obituary, notice of estate**
 5 **administration, or other notice of death of that person published in**
 6 **a newspaper in which a legal notice may be published under**
 7 **IC 5-3-1.**

8 (b) (c) A county voter registration office may require additional
 9 written information before canceling the registration of a person under
 10 subsection (a) if the information contained in the death certificate **or**
 11 **notice of death** is insufficient to identify the person whose registration
 12 is to be canceled. If:

13 (1) additional written information is not given to the county voter
 14 registration office; or

15 (2) the additional written information is insufficient to identify the
 16 person whose registration is to be canceled;

17 the county voter registration office is not required to cancel the person's
 18 registration.

19 SECTION 69. IC 3-7-45-5, AS AMENDED BY P.L.164-2006,
 20 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2013]: Sec. 5. (a) The state department of health shall
 22 ~~negotiate with appropriate agencies in each state other than Indiana to~~
 23 ~~acquire information regarding the deaths of Indiana residents occurring~~
 24 ~~in each of the other states~~ **from those states or from the State and**
 25 **Territorial Exchange of Vital Events (STEVE) System and**
 26 **Electronic Verification of Vital Events (EVVE) System,**
 27 **administered by the National Association for Public Health**
 28 **Statistics and Information Systems.** The state department of health
 29 may offer to share with each other state information regarding the
 30 deaths of the other state's residents in Indiana.

31 (b) ~~If an agreement is made with the agency of another state under~~
 32 ~~this section, the agreement must provide for acquisition of information~~
 33 ~~about the deaths of Indiana residents in the other state so that~~ **At least**
 34 **once each month,** the state department of health ~~can~~ **shall** forward that
 35 information as provided in section 2.1 of this chapter.

36 SECTION 70. IC 3-7-45-6.1, AS AMENDED BY P.L.164-2006,
 37 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2013]: Sec. 6.1. (a) **At least once each month,** the election
 39 division shall obtain information regarding Indiana residents identified
 40 as deceased by the federal Social Security Administration as required
 41 by 42 U.S.C. 15483 and in conformity with IC 3-7-26.3.

42 (b) **Not later than thirty (30) days after receiving a report**

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1 **obtained under subsection (a)**, the election division shall provide
 2 each county voter registration office with a report identifying the
 3 deceased individuals who are shown as residing in the county.

4 (c) Except as provided in section 7 of this chapter, the county voter
 5 registration office shall cancel the registration of each deceased person
 6 listed in the report provided under subsection (b).

7 SECTION 71. IC 3-7-45-8 IS AMENDED TO READ AS
 8 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. **At least once each**
 9 **month**, the NVRA official shall notify each county voter registration
 10 office of the names of deceased persons obtained under this chapter.

11 SECTION 72. IC 3-7-48-1 IS AMENDED TO READ AS
 12 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) Except as
 13 otherwise provided by NVRA or in this chapter, a person whose name
 14 does not appear on the registration record may not vote, unless the
 15 ~~circuit court clerk or board of county voter registration~~ **provides office**
 16 **issues** a signed certificate of error **immediately available for**
 17 **inspection** in the **county voter registration** office ~~where the~~
 18 ~~permanent registration record is kept~~ showing that the voter is legally
 19 registered in the precinct where the voter resides.

20 (b) A person whose name does not appear on the registration record
 21 may cast a provisional ballot as provided in IC 3-11.7.

22 SECTION 73. IC 3-7-48-2, AS AMENDED BY P.L.81-2005,
 23 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2013]: Sec. 2. A certificate of error issued under section 1 of
 25 this chapter:

26 (1) may be issued at any time after:

27 (A) the production of the certified list under IC 3-7-29; or

28 (B) **the downloading of the information into an electronic**
 29 **poll list under IC 3-7-29-6(c);**

30 (2) shall be executed by the circuit court clerk, or in a county with
 31 a board of registration, by both members of the board; and

32 (3) shall be numbered serially in the method prescribed for entry
 33 in the computerized list maintained under IC 3-7-26.3.

34 SECTION 74. IC 3-7-48-3 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) **This section**
 36 **does not apply whenever a county voter registration office provides**
 37 **confirmation of the issuance of a certificate of error to a precinct**
 38 **election officer by transmitting the confirmation through an**
 39 **electronic poll list used at a precinct or vote center.**

40 (b) One (1) copy of the certificate of error shall be delivered to the
 41 inspector of the precinct of the voter's residence. The inspector shall
 42 return that copy to the circuit court clerk with other election material

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1 at the close of the polls as provided in this title. ~~The other copy shall be~~
2 ~~delivered to the county election board and returned to the circuit court~~
3 ~~clerk when the polls are closed.~~

4 SECTION 75. IC 3-10-1-7.1, AS AMENDED BY P.L.164-2006,
5 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2013]: Sec. 7.1. (a) **This subsection does not apply to a**
7 **county in which electronic poll lists are used under IC 3-7-29-6 or**
8 **IC 3-11-18.1.** Each county election board shall furnish the inspector of
9 each precinct for use on primary election day a certified copy under
10 IC 3-7-29 of the list of all voters registered to vote in the precinct.

11 (b) **This subsection does not apply to a county in which**
12 **electronic poll lists with the ability to display signatures of voters**
13 **are used under IC 3-7-29-6 or IC 3-11-18.1.** The county voter
14 registration office may also provide the inspector of each precinct in
15 the county a certified photocopy of the signature on the affidavit or
16 form of registration of each voter of the precinct for the comparison of
17 signatures under section 24.6 of this chapter.

18 (c) If the name of a person offering to vote at the primary is in the
19 registration record or listed in the certified copy prepared for the
20 precinct **or the electronic poll list**, it is sufficient evidence of the
21 person's right to vote unless the person is challenged.

22 SECTION 76. IC 3-10-1-8, AS AMENDED BY P.L.164-2006,
23 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2013]: Sec. 8. A person who will be a voter at the general
25 election for which the primary is being held and whose name does not
26 appear on the registration record of the precinct, ~~or on~~ the certified
27 copy of the registration record prepared under IC 3-7-29, **or the**
28 **electronic poll list** may:

- 29 (1) vote if the county voter registration office provides a signed
30 certificate of error; or
- 31 (2) cast a provisional ballot under IC 3-11.7, as provided by 42
32 U.S.C. 15482.

33 SECTION 77. IC 3-10-1-24, AS AMENDED BY P.L.164-2006,
34 SECTION 72, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2013]: Sec. 24. (a) A voter who desires to vote must give the
36 voter's name and political party to the poll clerks of the precinct on
37 primary election day. The poll clerks shall require the voter to write the
38 following on the poll list **or to provide the following information for**
39 **entry into the electronic poll list:**

- 40 (1) The voter's name.
- 41 (2) Except as provided in subsection (d), the voter's current
42 residence address.

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- 1 (3) The name of the voter's party.
- 2 (b) The poll clerks shall:
- 3 (1) ask the voter to provide or update the voter's voter
- 4 identification number;
- 5 (2) tell the voter the number the voter may use as a voter
- 6 identification number; and
- 7 (3) explain to the voter that the voter is not required to provide a
- 8 voter identification number at the polls.
- 9 (c) If the voter is unable to sign the voter's name, the voter must sign
- 10 the poll list by mark, which must be witnessed by one (1) of the poll
- 11 clerks or assistant poll clerks acting under IC 3-6-6, who shall place the
- 12 poll clerk's or assistant poll clerk's initials after or under the mark.
- 13 (d) **The electronic poll list (or** each line on a poll list sheet
- 14 provided to take a voter's current residence address) must include a box
- 15 under the heading "Address Unchanged" so that **the voter may check**
- 16 **the box instead of writing the voter's current address on the poll**
- 17 **list, or if an electronic poll list is used, the poll clerk may check the**
- 18 **box a voter whose after stating to the voter the address shown on**
- 19 **the electronic poll list and receiving an oral affirmation from the**
- 20 **voter that the voter's** residence address shown on the poll list is the
- 21 voter's current residence address ~~may check the box~~ instead of writing
- 22 the voter's current residence address on the poll list **or reentering the**
- 23 **address in the electronic poll list.**
- 24 (e) **If the voter makes:**
- 25 **(1) a written affirmation on the poll list that the voter resides**
- 26 **at an address within the precinct but not at the address shown**
- 27 **on the poll list for the precinct; or**
- 28 **(2) an oral affirmation of a change of address under**
- 29 **IC 3-7-39-7;**
- 30 **the county election board shall direct the county voter registration**
- 31 **office to transfer the individual's voter registration record to the**
- 32 **address within the precinct indicated by the voter.**
- 33 SECTION 78. IC 3-10-1-24.6, AS AMENDED BY P.L.164-2006,
- 34 SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 35 JULY 1, 2013]: Sec. 24.6. (a) In case of doubt concerning a voter's
- 36 identity, the precinct election board shall compare the voter's signature
- 37 with the signature on the ~~affidavit~~ of registration **record** or any
- 38 certified copy of the signature provided under section 7.1 of this
- 39 chapter. If the board determines that the voter's signature is authentic,
- 40 the voter may then vote.
- 41 (b) If either poll clerk doubts the voter's identity following the
- 42 comparison of the signatures, the poll clerk shall challenge the voter in

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1 the manner prescribed by IC 3-11-8. If the poll clerk does not execute
 2 a challenger's affidavit under IC 3-11-8-21 or if the voter executes a
 3 challenged voter's affidavit under IC 3-11-8-22.1, the voter may then
 4 vote.

5 SECTION 79. IC 3-11-3-11, AS AMENDED BY P.L.230-2005,
 6 SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2013]: Sec. 11. **(a) Except as provided in subsection (b),** the
 8 county election board shall deliver the following to each inspector or
 9 the inspector's representative:

10 (1) The supplies provided for the inspector's precinct by the
 11 election division.

12 (2) The local sample ballots, the ballot labels, if any, and all poll
 13 lists, registration lists, and other supplies considered necessary to
 14 conduct the election in the inspector's precinct.

15 (3) The local ballots printed under the direction of the county
 16 election board as follows:

17 (A) In those precincts where ballot card voting systems are to
 18 be used, the number of ballots at least equal to one hundred
 19 percent (100%) of the number of voters in the inspector's
 20 precinct, according to the poll list.

21 (B) In those precincts where electronic voting systems are to
 22 be used, the number of ballots that will be required to be
 23 printed and furnished to the precincts for emergency purposes
 24 only.

25 (C) Provisional ballots in the number considered necessary by
 26 the county election board.

27 (4) Twenty (20) ink pens suitable for printing the names of
 28 write-in candidates on the ballot or ballot envelope.

29 (5) Copies of the voter's bill of rights for posting as required by 42
 30 U.S.C. 15482.

31 (6) Copies of the instructions for a provisional voter required by
 32 42 U.S.C. 15482. The county election board shall provide at least
 33 the number of copies of the instructions as the number of
 34 provisional ballots provided under subdivision (3).

35 **(7) Copies of the notice for posting as required by**
 36 **IC 3-7-29-1(f).**

37 **(8) The blank voter registration applications required to be**
 38 **provided under IC 3-7-48-7(b).**

39 **(b) This subsection applies to a county that:**

40 **(1) has adopted an order under IC 3-7-29-6 of this chapter; or**

41 **(2) is a vote center county under IC 3-11-18.1.**

42 **The county election board shall deliver and install the hardware,**

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1 **firmware, and software necessary to use an electronic poll list in**
 2 **each precinct or vote center.**

3 SECTION 80. IC 3-11-3-16, AS AMENDED BY P.L.164-2006,
 4 SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2013]: Sec. 16. Each county election board shall prepare and
 6 have delivered to the inspectors of the precincts, at the time they
 7 receive the ballots for their precincts, a suitable number of voter
 8 registration lists certified under IC 3-7-29 **(or an electronic poll list in**
 9 **a county described by IC 3-7-29-6 or IC 3-11-18.1)** and any other
 10 forms, papers, certificates, and oaths that are required to be furnished
 11 to precinct election boards. The forms and papers must be prepared in
 12 compliance with IC 3-5-4-8. The county voter registration office shall
 13 cooperate with the county election board in the preparation of the lists
 14 certified under IC 3-7-29 **(or in the use of the electronic poll lists).**

15 SECTION 81. IC 3-11-8-3, AS AMENDED BY P.L.230-2005,
 16 SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2013]: Sec. 3. **(a) This section does not apply to a county**
 18 **using vote centers under IC 3-11-18.1.**

19 ~~(a)~~ **(b)** Before each election each county executive shall secure for
 20 each precinct of the county an accessible facility in which to hold the
 21 election.

22 ~~(b)~~ **(c)** If an accessible facility is not available within the precinct,
 23 then the polls may be located in another precinct in the county if the
 24 polls are:

25 (1) either:

26 (A) not more than five (5) miles from the closest boundary of
 27 the precinct for which it is the polls; or

28 (B) located in the same township as the precinct that does not
 29 have an accessible facility available; and

30 (2) located in an accessible facility.

31 ~~(c)~~ **(d)** If the county election board, by a unanimous vote of its entire
 32 membership, determines that an accessible facility is not available
 33 under subsection ~~(b)~~; **(c)**, the board may locate the polls in the most
 34 convenient available accessible facility in the county.

35 ~~(d)~~ **(e)** If the county election board, by unanimous vote of its entire
 36 membership, determines that:

37 (1) an accessible facility is not available under subsection ~~(b)~~ **(c)**
 38 or ~~(c)~~; **(d)**; and

39 (2) the most convenient accessible facility is located in an
 40 adjoining county;

41 the board may locate the polls in the facility described in subdivision
 42 (2) with the unanimous consent of the entire membership of the county

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1 election board of the county in which the facility is located.

2 SECTION 82. IC 3-11-8-4.1 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4.1. **(a) This section**
4 **does not apply to a county using vote centers under IC 3-11-18.1.**

5 **(b)** The polls for each precinct may be located in only one (1) place.

6 SECTION 83. IC 3-11-8-10.3, AS ADDED BY P.L.1-2011,
7 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2013]: Sec. 10.3. (a) As used in this section, "electronic poll
9 list" refers to a poll list that is maintained in a computer data base.

10 (b) An electronic poll list must satisfy all of the following:

11 (1) An electronic poll list must be programmed so that the
12 coordinated action of two (2) election officers who are not
13 members of the same political party is necessary to access the
14 electronic poll list.

15 (2) An electronic poll list may not be connected to a voting
16 system.

17 (3) An electronic poll list may not permit access to voter
18 information other than:

19 (A) information provided on the certified list of voters
20 prepared under IC 3-7-29-1; or

21 **(B) information concerning any of the following received**
22 **or issued after the electronic poll list has been downloaded**
23 **by the county election board under IC 3-7-29-6:**

24 (i) The county's receipt of an absentee ballot from the
25 voter.

26 (ii) The county's receipt of additional documentation
27 provided by the voter to the county voter registration
28 office.

29 (iii) The county's issuance of a certificate of error.

30 (4) The information contained on an electronic poll list must
31 be encrypted and placed on a dedicated, private server to
32 secure connectivity between a precinct polling place or
33 satellite absentee office and the county election board.

34 (5) The electronic poll list must permit a poll clerk to enter
35 information regarding an individual who has appeared to vote
36 to verify whether the individual is eligible to vote and, if so,
37 whether the voter has:

38 (A) already cast a ballot at the election;

39 (B) returned an absentee ballot; or

40 (C) submitted any additional documentation required
41 under IC 3-7-33-4.5.

42 (6) After the voter has been provided with a ballot, the

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1 electronic poll list must permit a poll clerk to enter
2 information indicating that the voter has voted at the election.

3 (7) The electronic poll list must transmit the information in
4 subdivision (6) to the county election board so that the board
5 may transmit the information immediately to every other
6 polling place or satellite absentee office in the county in which
7 an electronic poll list is being used.

8 (8) The electronic poll list must permit reports to be:

9 (A) generated by a county election board for a watcher
10 appointed under IC 3-6-8 at any time during election day;
11 and

12 (B) electronically transmitted by the county election board
13 to a political party or independent candidate who has
14 appointed a watcher under IC 3-6-8.

15 (9) On each day after absentee ballots are cast before an
16 absentee voting board in the circuit court clerk's office, a
17 satellite office, or a vote center, and after election day, the
18 electronic poll list must permit voter history to be quickly and
19 accurately uploaded into the computerized list.

20 (10) The electronic poll list must be able to display an
21 electronic image of the signature of a voter taken from the
22 voter's registration application, if available.

23 (11) The electronic poll list must be used with a signature pad
24 that permits the voter to make an electronic signature for
25 comparison with the signature displayed under subdivision
26 (10). An image of the electronic signature made by the voter
27 on the signature pad must be retained and identified as the
28 signature of the voter for the period required for retention
29 under IC 3-10-1-31.1.

30 (12) The electronic poll list must include a bar code reader
31 that:

32 (A) permits a voter who presents an Indiana driver's
33 license or a state identification card issued under
34 IC 9-24-16 to scan the license or card through the bar code
35 reader; and

36 (B) has the capability to display the voter's registration
37 record upon processing the information contained within
38 the bar code on the license or card.

39 (13) The electronic poll list must be compatible with:

40 (A) any hardware attached to the pollbook, such as
41 signature pads, bar code scanners, and network cards;

42 (B) the statewide voter registration system; and

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- 1 (C) any software system used to prepare voter information
 2 to be included on the electronic poll list.
 3 (14) The electronic poll list must have the ability to be used in
 4 conformity with this title for:
 5 (A) any type of election conducted in Indiana; or
 6 (B) any combination of elections held concurrently with a
 7 general election, municipal election, primary election, or
 8 special election.
 9 (15) The procedures for setting up, using, and shutting down
 10 an electronic poll list must:
 11 (A) be reasonably easy for a precinct election officer to
 12 learn, understand, and perform; and
 13 (B) not require a significant amount of training in addition
 14 to the training required by IC 3-6-6-40.
 15 (16) The electronic poll list must enable a precinct election
 16 officer to verify that the electronic poll list:
 17 (A) has been set up correctly;
 18 (B) is working correctly so as to verify the eligibility of the
 19 voter;
 20 (C) is correctly recording that a voter has voted; and
 21 (D) has been shut down correctly.
 22 (17) The electronic poll list must include the following
 23 documentation:
 24 (A) Plainly worded, complete, and detailed instructions
 25 sufficient for a precinct election officer to set up, use, and
 26 shut down the electronic poll list.
 27 (B) Training materials that:
 28 (i) may be in written or video form; and
 29 (ii) must be in a format suitable for use at a polling place,
 30 such as simple "how to" guides.
 31 (C) Failsafe data recovery procedures for information
 32 included in the electronic poll list.
 33 (D) Usability tests:
 34 (i) that are conducted by the manufacturer of the
 35 electronic poll list using individuals who are
 36 representative of the general public;
 37 (ii) that include the setting up, using, and shutting down
 38 of the electronic poll list; and
 39 (iii) that report their results using the ANSI/INCITS-354
 40 Common Industry Format (CIF) for Usability Test
 41 Reports approved by the American National Standards
 42 Institute (ANSI) on December 12, 2001.

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(E) A clear model of the electronic poll list system architecture and the following documentation:

- (i) End user documentation.**
- (ii) System-level documentation.**
- (iii) Developer documentation.**

(F) Detailed information concerning:

- (i) electronic poll list consumables; and**
- (ii) the vendor's supply chain for those consumables.**

(G) Vendor internal quality assurance procedures and any internal or external test data and reports available to the vendor concerning the electronic poll list.

(H) Repair and maintenance policies for the electronic poll list.

(I) As of the date of the vendor's application for approval of the electronic poll list by the secretary of state as required by IC 3-11-18.1-12(2), the following:

- (i) A list of customers who are using or have previously used the vendor's electronic poll list.**
- (ii) A description of any known anomalies involving the functioning of the electronic poll list, including how those anomalies were resolved.**

(18) The electronic poll list and any hardware attached to the pollbook must be designed to prevent injury or damage to any individual or the hardware, including fire and electrical hazards.

(19) The electronic poll list must demonstrate that it correctly processes all activity regarding each voter registration record included on the list, including the use, alteration, storage, and transmittal of information that is part of the record. Compliance with this subdivision requires the mapping of the data life cycle of the voter registration record as processed by the electronic poll list.

(20) The electronic poll list must successfully perform in accordance with all representations concerning functionality, usability, security, accessibility, and sustainability made in the vendor's application for approval of the electronic poll list by the secretary of state as required by IC 3-11-18.1-12(2).

(21) The electronic poll list must:

- (A) permit a voter to sign the poll list even when there is a temporary interruption in connectivity to the Internet; and**
- (B) provide for the uploading of each signature and its assignment to the voter's registration record.**

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1 SECTION 84. IC 3-11-8-17 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 17. **(a) This section**
 3 **does not apply to a county using vote centers under IC 3-11-18.1.**

4 **(b)** In a precinct, ~~for which assistant poll clerks are provided,~~ as
 5 many as ~~six (6)~~ voters may be admitted to the polls at one **(1)** time for
 6 the purpose of voting ~~if there are no assistant poll clerks, no more than~~
 7 ~~three (3) voters may be admitted to the polls at any one time.~~ **as there**
 8 **are stations for voting in the polls.**

9 SECTION 85. IC 3-11-8-25.1, AS AMENDED BY P.L.53-2009,
 10 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2013]: Sec. 25.1. (a) Except as provided in subsection (e), a
 12 voter who desires to vote an official ballot at an election shall provide
 13 proof of identification.

14 (b) Except as provided in subsection (e), before the voter proceeds
 15 to vote in the election, a precinct election officer shall ask the voter to
 16 provide proof of identification. The voter shall produce the proof of
 17 identification before being permitted to sign the poll list.

18 (c) If:

19 (1) the voter is unable or declines to present the proof of
 20 identification; or

21 (2) a member of the precinct election board determines that the
 22 proof of identification provided by the voter does not qualify as
 23 proof of identification under IC 3-5-2-40.5;

24 a member of the precinct election board shall challenge the voter as
 25 prescribed by this chapter.

26 (d) If the voter executes a challenged voter's affidavit under section
 27 22.1 of this chapter, the voter may:

28 (1) sign the poll list; and

29 (2) receive a provisional ballot.

30 (e) A voter who votes in person at a precinct polling place that is
 31 located at a state licensed care facility where the voter resides is not
 32 required to provide proof of identification before voting in an election.

33 (f) After a voter has passed the challengers or has been sworn in, the
 34 voter shall be instructed by a member of the precinct election board to
 35 proceed to the location where the poll clerks are stationed. The voter
 36 shall announce the voter's name to the poll clerks or assistant poll
 37 clerks. A poll clerk, an assistant poll clerk, or a member of the precinct
 38 election board shall require the voter to write the following on the poll
 39 list **or to provide the following information for entry into the**
 40 **electronic poll list:**

41 (1) The voter's name.

42 (2) Except as provided in subsection (k), the voter's current

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- 1 residence address.
- 2 (g) The poll clerk, an assistant poll clerk, or a member of the
3 precinct election board shall:
- 4 (1) ask the voter to provide or update the voter's voter
5 identification number;
- 6 (2) tell the voter the number the voter may use as a voter
7 identification number; and
- 8 (3) explain to the voter that the voter is not required to provide or
9 update a voter identification number at the polls.
- 10 (h) The poll clerk, an assistant poll clerk, or a member of the
11 precinct election board shall ask the voter to provide proof of
12 identification.
- 13 (i) In case of doubt concerning a voter's identity, the precinct
14 election board shall compare the voter's signature with the signature on
15 the affidavit of registration or any certified copy of the signature
16 provided under IC 3-7-29 **or enter the information into the**
17 **electronic poll list.** If the board determines that the voter's signature is
18 authentic, the voter may then vote. If either poll clerk doubts the voter's
19 identity following comparison of the signatures, the poll clerk shall
20 challenge the voter in the manner prescribed by section 21 of this
21 chapter.
- 22 (j) If, in a precinct governed by subsection (g):
- 23 (1) the poll clerk does not execute a challenger's affidavit; or
24 (2) the voter executes a challenged voter's affidavit under section
25 22.1 of this chapter or executed the affidavit before signing the
26 poll list;
27 the voter may then vote.
- 28 (k) **The electronic poll list (or each line on a poll list sheet**
29 **provided to take a voter's current address) must include a box under the**
30 **heading "Address Unchanged" so that the voter may check the box**
31 **instead of writing the voter's current address on the poll list, or if**
32 **an electronic poll list is used, the poll clerk may check the box a**
33 **voter whose after stating to the voter the address shown on the**
34 **electronic poll list and receiving an oral affirmation from the voter**
35 **that the voter's residence address shown on the poll list is the voter's**
36 **current residence address ~~may check the box~~ instead of writing the**
37 **voter's current residence address on the poll list or reentering the**
38 **address in the electronic poll list.**
- 39 (l) **If the voter makes:**
- 40 (1) **a written affirmation on the poll list that the voter resides**
41 **at an address within the precinct but not at the address shown**
42 **on the poll list for the precinct; or**

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1 **(2) an oral affirmation of a change of address under**
 2 **IC 3-7-39-7;**
 3 **the county election board shall direct the county voter registration**
 4 **office to transfer the individual's voter registration record to the**
 5 **address within the precinct indicated by the voter.**

6 SECTION 86. IC 3-11-8-25.5, AS AMENDED BY P.L.164-2006,
 7 SECTION 102, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2013]: Sec. 25.5. If an individual signs the
 9 individual's name and either:

10 (1) signs the individual's address; or
 11 (2) checks the "Address Unchanged" box;
 12 on the poll list **or provides the information for entry by the poll**
 13 **clerk into the electronic poll list** under section 25.1 of this chapter
 14 and then leaves the polls without casting a ballot or after casting a
 15 provisional ballot, the voter may not be permitted to reenter the polls
 16 to cast a ballot at the election.

17 SECTION 87. IC 3-11-8-25.7, AS ADDED BY P.L.120-2009,
 18 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2013]: Sec. 25.7. (a) This section applies only to a voter who
 20 is a member of the military or public safety officer.

21 (b) Notwithstanding section 25.5 of this chapter, if a voter signs the
 22 voter's name and either:

23 (1) writes the voter's address; or
 24 (2) checks the "Address Unchanged" box;
 25 on the poll list **or provides the information for entry by the poll**
 26 **clerk into the electronic poll list** under section 25.1 of this chapter
 27 and then leaves the polls without casting a ballot or after casting a
 28 provisional ballot, the voter may reenter the polls to cast a ballot at the
 29 election as provided in this section.

30 (c) A voter who leaves the polls to respond to an emergency in the
 31 voter's capacity as a member of the military or public safety officer
 32 must notify a precinct election officer that the voter is leaving the polls
 33 to respond to an emergency in the voter's capacity as a member of the
 34 military or public safety officer.

35 (d) A poll clerk or assistant poll clerk shall make a notation on the
 36 poll list with the voter's name indicating that the voter has left the polls
 37 as permitted by this section and the time the voter left the polls.

38 (e) If the voter returns to the polls, the voter shall be permitted to
 39 vote if the voter executes an affidavit stating all of the following:

40 (1) The name of the voter.
 41 (2) That the voter is a member of the military or public safety
 42 officer.

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- 1 (3) The military or public safety position the voter holds.
- 2 (4) That after the voter signed the poll list, but before the voter
- 3 voted, the voter was called to respond to an emergency in the
- 4 voter's capacity as a member of the military or public safety
- 5 officer.
- 6 (5) A brief description of the emergency to which the voter
- 7 responded.
- 8 (6) The time at which the voter returned to the polls.
- 9 (f) The commission shall prescribe the form of the affidavit required
- 10 by this section.

11 SECTION 88. IC 3-11-8-26.1, AS AMENDED BY P.L.164-2006,
 12 SECTION 103, IS AMENDED TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2013]: Sec. 26.1. (a) If a voter:

- 14 (1) cannot sign; or
- 15 (2) is a voter with a disability that makes it difficult for the voter
- 16 to sign;

17 the voter's name and address, the poll clerks shall, by proper
 18 interrogation, satisfy themselves that the voter is the person the voter
 19 represents the voter to be.

20 (b) If satisfied as to the voter's identity under subsection (a), one (1)
 21 of the poll clerks shall then place the following on the poll list **or enter**
 22 **the information into the electronic poll list:**

- 23 (1) The voter's name.
- 24 (2) Except as provided in subsection (e), the voter's current
- 25 residence address.

26 (c) The poll clerks shall:

- 27 (1) ask the voter to provide or update the voter's voter
- 28 identification number;
- 29 (2) tell the voter the number the voter may use as a voter
- 30 identification number; and
- 31 (3) explain to the voter that the voter is not required to provide or
- 32 update a voter identification number at the polls.

33 (d) The poll clerk shall then add the clerk's initials in parentheses,
 34 after or under the signature. The voter then may vote.

35 (e) **The electronic poll list (or each line on a poll list sheet**
 36 **provided to take a voter's current residence address) must include a box**
 37 **under the heading "Address Unchanged" so that the voter may check**
 38 **the box instead of writing the voter's current address on the poll**
 39 **list, or if an electronic poll list is used, the poll clerk may check the**
 40 **box to indicate that the after stating to the voter the address shown**
 41 **on the electronic poll list and receiving an oral affirmation from**
 42 **the voter that the voter's residence address shown on the poll list is**

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1 the voter's current residence address instead of writing the voter's
 2 current residence address on the poll list **or reentering the address in**
 3 **the electronic poll list.**

4 SECTION 89. IC 3-11-10-26, AS AMENDED BY P.L.225-2011,
 5 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2013]: Sec. 26. (a) This subsection applies to all counties,
 7 except for a county to which IC 3-6-5.2 applies. As an alternative to
 8 voting by mail, a voter is entitled to cast an absentee ballot before an
 9 absentee voter board at any of the following:

10 (1) One (1) location of the office of the circuit court clerk
 11 designated by the circuit court clerk.

12 (2) A satellite office established under section 26.3 of this
 13 chapter.

14 (b) This subsection applies to a county to which IC 3-6-5.2 applies.
 15 As an alternative to voting by mail, a voter is entitled to cast an
 16 absentee ballot before an absentee voter board at any of the following:

17 (1) The office of the board of elections and registration.

18 (2) A satellite office established under section 26.3 of this
 19 chapter.

20 (c) Except for a location designated under subsection (a)(1), a
 21 location of the office of the circuit court clerk must be established as
 22 a satellite office under section 26.3 of this chapter in order to be used
 23 as a location at which a voter is entitled to cast an absentee ballot
 24 before an absentee voter board under this section.

25 (d) The voter must:

26 (1) sign an application on the form prescribed by the commission
 27 under IC 3-11-4-5.1; and

28 (2) provide proof of identification;

29 before being permitted to vote. The application must be received by the
 30 circuit court clerk not later than the time prescribed by IC 3-11-4-3.

31 (e) The voter may vote before the board not more than ~~twenty-nine~~
 32 ~~(29)~~ **twenty-eight (28)** days nor later than noon on the day before
 33 election day. **If the close of a voter registration period is transferred**
 34 **pursuant to IC 3-5-4-1.5 from twenty-nine (29) days to a later date**
 35 **due to the Columbus Day holiday, the voter may vote before the**
 36 **board on the first day following the day on which the voter**
 37 **registration period closes.**

38 (f) An absent uniformed services voter who is eligible to vote by
 39 absentee ballot in the circuit court clerk's office under IC 3-7-36-14
 40 may vote before the board not earlier than ~~twenty-nine (29)~~
 41 **twenty-eight (28)** days before the election and not later than noon on
 42 election day. **If the close of a voter registration period is transferred**



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1 **pursuant to IC 3-5-4-1.5 from twenty-nine (29) days to a later date**
 2 **due to the Columbus Day holiday, the voter may vote before the**
 3 **board on the first day following the day on which the voter**
 4 **registration period closes.** If a voter described by this subsection
 5 wishes to cast an absentee ballot during the period beginning at noon
 6 on the day before election day and ending at noon on election day, the
 7 county election board or absentee voter board may receive and process
 8 the ballot at a location designated by resolution of the county election
 9 board.

10 (g) The absentee voter board in the office of the circuit court clerk
 11 must permit voters to cast absentee ballots under this section for at
 12 least seven (7) hours on each of the two (2) Saturdays preceding
 13 election day.

14 (h) Notwithstanding subsection (g), in a county with a population of
 15 less than twenty thousand (20,000), the absentee voter board in the
 16 office of the circuit court clerk, with the approval of the county election
 17 board, may reduce the number of hours available to cast absentee
 18 ballots under this section to a minimum of four (4) hours on each of the
 19 two (2) Saturdays preceding election day.

20 (i) As provided by 42 U.S.C. 15481, a voter casting an absentee
 21 ballot under this section must be:

- 22 (1) permitted to verify in a private and independent manner the
- 23 votes selected by the voter before the ballot is cast and counted;
- 24 (2) provided with the opportunity to change the ballot or correct
- 25 any error in a private and independent manner before the ballot is
- 26 cast and counted, including the opportunity to receive a
- 27 replacement ballot if the voter is otherwise unable to change or
- 28 correct the ballot; and
- 29 (3) notified before the ballot is cast regarding the effect of casting
- 30 multiple votes for the office and provided an opportunity to
- 31 correct the ballot before the ballot is cast and counted.

32 (j) As provided by 42 U.S.C. 15481, when an absentee ballot is
 33 provided under this section, the board must also provide the voter with:

- 34 (1) information concerning the effect of casting multiple votes for
- 35 an office; and
- 36 (2) instructions on how to correct the ballot before the ballot is
- 37 cast and counted, including the issuance of replacement ballots.

38 (k) If:

- 39 (1) the voter is unable or declines to present the proof of
- 40 identification; or
- 41 (2) a member of the board determines that the proof of
- 42 identification provided by the voter does not qualify as proof of

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1 identification under IC 3-5-2-40.5;
 2 the voter shall be permitted to cast an absentee ballot and the voter's
 3 absentee ballot shall be treated as a provisional ballot.
 4 (1) A voter casting an absentee ballot under this section is entitled
 5 to cast the voter's ballot in accordance with IC 3-11-9.
 6 SECTION 90. IC 3-11-16-4, AS ADDED BY P.L.221-2005,
 7 SECTION 95, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2013]: Sec. 4. The person or entity designated under this
 9 chapter to conduct the program shall do the following:
 10 (1) Develop and propose procedures and standards for the
 11 certification, acquisition, functioning, training, and security for
 12 voting systems used to conduct elections in Indiana.
 13 (2) Compile and maintain an inventory of all voting systems used
 14 to conduct elections in Indiana.
 15 (3) Review reports concerning voting systems prepared by
 16 independent laboratories and submitted by applicants for voting
 17 system certification.
 18 (4) Recommend to the commission whether an application for
 19 voting system certification should be approved and, if so, whether
 20 the approval should be subject to any restrictions or conditions to
 21 ensure compliance with Indiana law.
 22 (5) Perform any additional testing of a voting system necessary to
 23 determine whether the voting system complies with state law.
 24 (6) Each year perform random audits of voting systems used to
 25 conduct Indiana elections and prepare reports indicating whether
 26 the voting systems have been certified, programmed, and used in
 27 compliance with Indiana law.
 28 (7) Review contracts, leases, purchase orders, and amendments to
 29 those documents concerning the acquisition or maintenance of
 30 voting systems.
 31 (8) Assist with the development of quantity purchase agreements
 32 and other contracts for the lease or purchase of voting systems.
 33 **(9) Develop and propose procedures and standards for the**
 34 **certification, acquisition, functioning, training, and security**
 35 **for electronic pollbooks used to conduct elections in Indiana.**
 36 ~~(9)~~ **(10)** Perform any other duties related to the approval or use of
 37 voting systems as provided in:
 38 (A) state law; or
 39 (B) the contract described in section 3 of this chapter.
 40 SECTION 91. IC 3-11-17-1, AS ADDED BY P.L.221-2005,
 41 SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 42 JULY 1, 2013]: Sec. 1. This chapter applies to a voting system **or an**

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1 **electronic pollbook** vendor who sells, leases, installs, implements, or
 2 permits the use of a voting system **or an electronic pollbook** in an
 3 election conducted in Indiana.

4 SECTION 92. IC 3-11-17-2, AS ADDED BY P.L.221-2005,
 5 SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2013]: Sec. 2. In addition to any other penalty imposed, a
 7 vendor who knowingly, recklessly, or negligently sells, leases, installs,
 8 implements, or permits the use of a voting system **or an electronic**
 9 **pollbook** in an election conducted in Indiana in violation of this title is
 10 subject to a civil penalty under this chapter.

11 SECTION 93. IC 3-11-18.1-4, AS ADDED BY P.L.225-2011,
 12 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2013]: Sec. 4. The plan required by section 3 of this chapter
 14 must include at least the following:

- 15 (1) The total number of vote centers to be established.
- 16 (2) The location of each vote center.
- 17 (3) The effective date of the order.
- 18 (4) The following information according to the computerized list
 19 (as defined in IC 3-7-26.3-2) as of the date of the order:
 - 20 (A) The total number of voters within the county.
 - 21 (B) The number of active voters within the county.
 - 22 (C) The number of inactive voters within the county.
- 23 (5) For each vote center designated under subdivision (2), a list
 24 of the precincts whose polls will be located at the vote center
 25 consistent with section 13 of this chapter **for an election that is**
 26 **not being held in each precinct of the county.**
- 27 (6) For each vote center designated under subdivision (2), the
 28 number of precinct election boards that will be appointed to
 29 administer an election at the vote center.
- 30 (7) For each precinct election board designated under subdivision
 31 (6), the number and name of each precinct the precinct election
 32 board will administer consistent with section 13 of this chapter
 33 **for an election that is not being held in each precinct of the**
 34 **county.**
- 35 (8) For each vote center designated under subdivision (2), the
 36 number and title of the precinct election officers who will be
 37 appointed to serve at the vote center.
- 38 (9) For each vote center designated under subdivision (2):
 - 39 (A) the number and type of ballot variations that will be
 40 provided at the vote center; and
 - 41 (B) whether these ballots will be:
 - 42 (i) delivered to the vote center before the opening of the

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- 1 polls; or
 2 (ii) printed on demand for a voter's use.
- 3 (10) A detailed description of any hardware, firmware, or
 4 software used:
 5 (A) to create an electronic poll list for each precinct whose
 6 polls are to be located at a vote center; or
 7 (B) to establish a secure electronic connection between the
 8 county election board and the precinct election officials
 9 administering a vote center.
- 10 (11) A description of the equipment and procedures to be used to
 11 ensure that information concerning a voter entered into any
 12 electronic poll list used by precinct election officers at a vote
 13 center is immediately accessible to:
 14 (A) the county election board; and
 15 (B) the electronic poll lists used by precinct election officers
 16 at all other vote centers in the county.
- 17 (12) For each precinct designated under subdivision (5), the
 18 number of electronic poll lists to be provided for the precinct.
- 19 (13) The security and contingency plans to be implemented by the
 20 county to do all of the following:
 21 (A) Prevent a disruption of the vote center process.
 22 (B) Ensure that the election is properly conducted if a
 23 disruption occurs.
 24 (C) Prevent access to an electronic poll list without the
 25 coordinated action of two (2) precinct election officers who are
 26 not members of the same political party.
- 27 (14) A certification that the vote center complies with the
 28 accessibility requirements applicable to polling places under
 29 IC 3-11-8.
- 30 (15) A sketch depicting the planned layout of the vote center,
 31 indicating the location of:
 32 (A) equipment; and
 33 (B) precinct election officers;
 34 within the vote center.
- 35 (16) The total number and locations of satellite offices to be
 36 established under IC 3-11-10-26.3 at vote center locations
 37 designated under subdivision (2) to allow voters to cast absentee
 38 ballots in accordance with IC 3-11. However, a plan must provide
 39 for at least one (1) vote center to be established as a satellite
 40 office under IC 3-11-10-26.3 on the two (2) Saturdays
 41 immediately preceding an election day.
- 42 (17) The method and timing of providing voter data to persons

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1 who are entitled to receive the data under this title. Data shall be
 2 provided to all persons entitled to the data without unreasonable
 3 delay.

4 **(18) That the county election board shall adopt a resolution**
 5 **under IC 3-11.5-5-1 or IC 3-11.5-6-1 to make the central**
 6 **counting of absentee ballots applicable to the county (if the**
 7 **board has not already done so).**

8 SECTION 94. IC 3-11-18.1-8, AS ADDED BY P.L.1-2011,
 9 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2013]: Sec. 8. (a) **Except as provided in subsection (b),** the
 11 designation of a county as a vote center county takes effect
 12 immediately upon the filing of the order with the election division,
 13 unless otherwise specified by the county election board.

14 **(b) An order filed with the election division during the final sixty**
 15 **(60) days before an election becomes effective on the day following**
 16 **the election.**

17 ~~(b)~~ (c) The designation of a county as a vote center county remains
 18 in effect until the county election board, by unanimous vote of its entire
 19 membership:

- 20 (1) rescinds the order designating the county as a vote center
 21 county; and
 22 (2) files a copy of the document rescinding the order with the
 23 election division.

24 SECTION 95. IC 3-11-18.1-12, AS ADDED BY P.L.1-2011,
 25 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2013]: Sec. 12. (a) Notwithstanding any other law, the
 27 electronic poll list used at each vote center

28 ~~(+)~~ must:

- 29 (1) comply with IC 3-11-8-10.3;
 30 ~~(2) may include an electronic image of the signature of a voter~~
 31 ~~taken from the voter's registration application, if available; and~~
 32 ~~(3) may (2) be in a format approved by the secretary of state in~~
 33 **accordance with this section.**

34 **(b) A person who wishes to market, sell, lease, or provide an**
 35 **electronic pollbook for use in an election in Indiana must first file**
 36 **an application for certification with the election division on a form**
 37 **prescribed by the secretary of state.**

38 (c) The secretary of state shall refer the application to the
 39 person or entity conducting the voting system technical oversight
 40 program (VSTOP) established by IC 3-11-16-2.

41 (d) The VSTOP shall examine the electronic pollbook with its
 42 accompanying documentation and file a report with the secretary



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1 of state indicating:

2 (1) whether the electronic pollbook would operate in
3 compliance with this title;

4 (2) any recommendations regarding the acquisition or use of
5 the electronic pollbook; and

6 (3) whether VSTOP recommends that the secretary of state
7 approve the electronic pollbook under this section, including
8 any recommended restrictions that should be placed on the
9 secretary of state's approval.

10 (e) After the report required by subsection (d) is filed, the
11 secretary of state may approve the application for certification,
12 permitting the electronic pollbook to be used in an election in
13 Indiana.

14 (f) A certification under this section expires on December 31 of
15 the year following the date of its issuance, unless earlier revoked by
16 the secretary of state upon a written finding of good cause for the
17 revocation.

18 SECTION 96. IC 3-11-18.1-14.5 IS ADDED TO THE INDIANA
19 CODE AS A NEW SECTION TO READ AS FOLLOWS
20 [EFFECTIVE JULY 1, 2013]: **Sec. 14.5. Each day after absentee
21 voting concludes in the circuit court clerk's office, a satellite office,
22 or a vote center, the county election board shall direct that the vote
23 history be uploaded from each electronic pollbook into the
24 computerized list.**

25 SECTION 97. IC 3-11.5-4-1 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. Each circuit court
27 clerk shall do the following:

28 (1) Keep a separate absentee ballot record for each precinct in the
29 county.

30 (2) **This subdivision applies to a county in which the county
31 voter registration office prepares a certified list of all voters
32 registered to vote in each precinct in the county under
33 IC 3-7-29-1. Certify to each inspector or the inspector's
34 representative, at the time that the ballots and supplies are
35 delivered under IC 3-11-3, the names of the voters:**

36 (A) to whom absentee ballots were sent or who marked ballots
37 in person; and

38 (B) whose ballots have been received by the county election
39 board under IC 3-11-10.

40 (3) **This subdivision applies to a county that has adopted an
41 order to use an electronic poll list under IC 3-7-29-6 or is a
42 voter center county under IC 3-11-18.1. Provide the following**

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1 information to the county voter registration office so that the
 2 information can be included on the electronic poll list under
 3 IC 3-7-29-6(c) at the time the county voter registration office
 4 downloads information to an electronic poll list under
 5 IC 3-7-29-6(c):

6 (A) The names of the voters to whom absentee ballots were
 7 sent or who marked ballots in person.

8 (B) The names of the voters whose ballots have been
 9 received by the county election board under IC 3-11-10.

10 SECTION 98. IC 3-11.5-4-8 IS AMENDED TO READ AS
 11 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. (a) **This section**
 12 **does not apply to a county that:**

13 (1) has adopted an order to use an electronic poll list under
 14 IC 3-7-29-6; or

15 (2) is a vote center county under IC 3-11-18.1;

16 if the electronic poll list used at a polling place or vote center is
 17 immediately updated to indicate that the county received, not later
 18 than noon on election day, an absentee ballot from a voter.

19 (a) (b) Each county election board shall certify the names of voters:

20 (1) to whom absentee ballots were sent or who marked ballots in
 21 person; and

22 (2) whose ballots have been received by the board under this
 23 chapter;

24 after the certification under section 1 of this chapter and not later than
 25 noon on election day.

26 (b) (c) The county election board shall have:

27 (1) the certificates described in subsection (a); (b); and

28 (2) the circuit court clerk's certificates for voters who have
 29 registered and voted under IC 3-7-36-14;

30 delivered to the precinct election boards at their respective polls on
 31 election day by couriers appointed under section 22 of this chapter.

32 (c) (d) The certificates shall be delivered not later than 3 p.m. on
 33 election day.

34 SECTION 99. IC 3-11.5-4-9, AS AMENDED BY P.L.225-2011,
 35 SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2013]: Sec. 9. (a) **This section does not apply to a county**
 37 **that:**

38 (1) has adopted an order to use an electronic poll list under
 39 IC 3-7-29-6; or

40 (2) is a vote center county under IC 3-11-18.1;

41 if the electronic poll list used at a polling place or vote center is
 42 immediately updated to indicate that the county received, not later

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- 1 **than noon on election day, an absentee ballot from a voter.**
 2 ~~(a)~~ **(b)** Upon delivery of the certificates under section 8 of this
 3 chapter to a precinct election board, the inspector shall do the following
 4 in the presence of the poll clerks:
 5 (1) Mark the poll list.
 6 (2) Attach the certificates of voters who have registered and voted
 7 under IC 3-7-36-14 to the poll list.
 8 The poll clerks shall sign the statement printed on the certificate
 9 indicating that the inspector marked the poll list and attached the
 10 certificates under this section in the presence of both poll clerks to
 11 indicate that the absentee ballot of the voter has been received by the
 12 county election board.
 13 ~~(b)~~ **(c)** The inspector shall then deposit:
 14 (1) the certificate prepared under section 1 of this chapter;
 15 (2) the certificate prepared under section 8 of this chapter; and
 16 (3) any challenge affidavit executed by a qualified person under
 17 section 16 of this chapter;
 18 in an envelope in the presence of both poll clerks.
 19 ~~(c)~~ **(d)** The inspector shall seal the envelope. The inspector and each
 20 poll clerk shall then sign a statement printed on the envelope indicating
 21 that the inspector or poll clerk has complied with the requirements of
 22 this chapter governing the marking of the poll list and certificates.
 23 ~~(d)~~ **(e)** The couriers shall immediately return the envelope described
 24 in subsection ~~(b)~~ **(c)** to the county election board. Upon delivering the
 25 envelope to the county election board, each courier shall sign a
 26 statement printed on the envelope indicating that the courier has not
 27 opened or tampered with the envelope since the envelope was delivered
 28 to the courier.
 29 SECTION 100. IC 3-11.5-4-11 IS AMENDED TO READ AS
 30 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11. **(a) Except as**
 31 **provided in subsection (b),** at any time after the couriers return the
 32 certificate under section 9 of this chapter, absentee ballot counters
 33 appointed under section 22 of this chapter, in the presence of the
 34 county election board, shall, except for a ballot rejected under section
 35 13 of this chapter:
 36 (1) open the outer or carrier envelope containing an absentee
 37 ballot envelope and application;
 38 (2) announce the absentee voter's name; and
 39 (3) compare the signature upon the application with the signature
 40 upon the affidavit on the ballot envelope or transmitted affidavit.
 41 **(b) This subsection applies to a county that:**
 42 **(1) has adopted an order to use an electronic poll list under**

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**IC 3-7-29-6; or
(2) is a vote center county under IC 3-11-18.1.
Immediately after the electronic poll lists used at each polling place
or vote center have been updated to indicate that the county
received, not later than noon on election day, an absentee ballot
from a voter, the absentee ballot counters shall, in a central
counting location designated by the county election board, count
the absentee ballot votes cast for each candidate for each office and
on each public question in the precinct.**

SECTION 101. IC 3-11.5-4-15 IS AMENDED TO READ AS
FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 15. (a) **Except as
provided in subsection (c)**, the vote of an absentee voter may be
challenged at the polls for the reason that the absentee voter is not a
legal voter of the precinct where the ballot is being cast.

(b) **This subsection applies** before the inspector prepares to mark
the poll list to indicate that an absentee ballot cast by the voter has been
received by the county election board according to a certificate
delivered to the polls under section 1 or section 8 of this chapter. The
inspector shall notify the challengers and the pollbook holders that the
inspector is about to mark the poll list under this section. The inspector
shall provide the challengers and pollbook holders with the name and
address of each voter listed in the certificate so that the voter may be
challenged under this article.

(c) This section applies to a county that:

- (1) has adopted an order to use an electronic poll list under
IC 3-7-29-6; or**
- (2) is a vote center county under IC 3-11-18.1.**

**The vote of an absentee ballot may be challenged for the reason
that the absentee voter is not a legal voter of the precinct for which
the absentee ballot was issued. Before the absentee ballot counters
process an absentee ballot, the absentee ballot counters shall notify
the county election board. A county election board member, or a
representative designated by the county election board member,
may challenge the counting of an absentee ballot.**

(d) The challenge under this section must be determined using
the procedures for counting a provisional ballot under IC 3-11.7.

SECTION 102. IC 3-11.5-4-16, AS AMENDED BY P.L.164-2006,
SECTION 120, IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2013]: Sec. 16. (a) If an absentee ballot is
challenged under section 15 of this chapter, the absentee voter's
application for an absentee ballot shall be considered as the affidavit
required to be made by a voter when challenged at the polls while

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1 voting in person.

2 (b) Except as provided in subsection (c), the challenge procedure
3 under this section is the same as though the ballot was cast by the voter
4 in person.

5 (c) An absentee voter is not required to provide proof of
6 identification.

7 (d) **This subsection does not apply to a county that:**

8 **(1) has adopted an order to use an electronic poll list under**
9 **IC 3-7-29-6; or**

10 **(2) is a vote center county under IC 3-11-18.1.**

11 If a proper affidavit by a qualified person in the form required by
12 IC 3-11-8-22.1 is made that would entitle the absentee voter to vote if
13 the absentee voter had personally appeared, the couriers shall return the
14 affidavit to the county election board in the same envelope as the
15 certificate returned under section 9 of this chapter.

16 (e) The absentee ballot cast by the challenged voter shall be counted
17 if the county election board makes the findings required under ~~section~~
18 ~~11 of this chapter:~~ **IC 3-11.7.**

19 SECTION 103. IC 3-11.5-4-22 IS AMENDED TO READ AS
20 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 22. (a) Except as
21 provided in subsection (b), each county election board shall appoint:

- 22 (1) absentee voter boards;
23 (2) teams of absentee ballot counters; and
24 (3) teams of couriers;

25 consisting of two (2) voters of the county, one (1) from each of the two
26 (2) political parties that have appointed members on the county
27 election board.

28 (b) Notwithstanding subsection (a), a county election board:

29 **(1) may appoint, by a unanimous vote of the board's members,**
30 **only one (1) absentee ballot courier if the person appointed is a**
31 **voter of the county; and**

32 **(2) shall not appoint teams of couriers, if the county:**

33 **(A) has adopted an order to use an electronic poll list**
34 **under IC 3-7-29-6; or**

35 **(B) is a vote center county under IC 3-11-18.1.**

36 (c) An otherwise qualified person is eligible to serve on an absentee
37 voter board or as an absentee ballot counter or a courier unless the
38 person:

- 39 (1) is unable to read, write, and speak the English language;
40 (2) has any property bet or wagered on the result of the election;
41 (3) is a candidate to be voted for at the election except as an
42 unopposed candidate for precinct committeeman or state

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1 convention delegate; or

2 (4) is the spouse, parent, father-in-law, mother-in-law, child,
3 son-in-law, daughter-in-law, grandparent, grandchild, brother,
4 sister, brother-in-law, sister-in-law, uncle, aunt, nephew, or niece
5 of a candidate or declared write-in candidate to be voted for at the
6 election except as an unopposed candidate. This subdivision
7 disqualifies a person whose relationship to the candidate is the
8 result of birth, marriage, or adoption.

9 (d) A person who is a candidate to be voted for at the election or
10 who is related to a candidate in a manner that would result in
11 disqualification under subsection (c) may, notwithstanding subsection
12 (c), serve as a member of an absentee voter board if:

13 (1) the candidate is seeking nomination or election to an office in
14 an election district that does not consist of the entire county; and

15 (2) the county election board restricts the duties of the person as
16 an absentee voter board member to performing functions that
17 could have no influence on the casting or counting of absentee
18 ballots within the election district.

19 SECTION 104. IC 3-11.5-4-24, AS AMENDED BY P.L.221-2005,
20 SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2013]: Sec. 24. **(a) This section does not apply to a county
22 that:**

23 **(1) has adopted an order to use an electronic poll list under
24 IC 3-7-29-6; or**

25 **(2) is a vote center county under IC 3-11-18.1.**

26 ~~(a)~~ **(b)** In addition to the preparations described in IC 3-11-11-2,
27 IC 3-11-13-27, or IC 3-11-14-16, the inspector shall:

28 (1) mark the poll list; and

29 (2) attach the certificates of voters who have registered and voted
30 under IC 3-7-36-14 to the poll list;

31 in the presence of the poll clerks to indicate the voters of the precinct
32 whose absentee ballots have been received by the county election board
33 according to the certificate supplied under section 1 of this chapter.

34 ~~(b)~~ **(c)** The poll clerks shall sign the statement printed on the
35 certificate supplied under section 1 of this chapter indicating that the
36 inspector:

37 (1) marked the poll list; and

38 (2) attached the certificates described in subsection ~~(a)~~(2); **(b)(2)**;
39 under this section in the presence of both poll clerks.

40 ~~(c)~~ **(d)** The inspector shall retain custody of the certificate supplied
41 under section 1 of this chapter until the certificate is returned under
42 section 9 of this chapter.

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1 SECTION 105. IC 3-11.5-5-3 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. **(a) Except as**
 3 **provided in subsection (b)**, immediately after:

4 (1) the couriers have returned the certificate from a precinct under
 5 IC 3-11.5-4-9; and

6 (2) the absentee ballot counters or the county election board have
 7 made the findings required under IC 3-11-10 and IC 3-11.5-4 for
 8 the absentee ballots cast by voters of the precinct and deposited
 9 the accepted absentee ballots in the envelope required under
 10 IC 3-11.5-4-12;

11 the absentee ballot counters shall, in a central counting location
 12 designated by the county election board, count the absentee ballot votes
 13 for each candidate for each office and on each public question in the
 14 precinct.

15 **(b) This subsection applies to a county that:**

16 **(1) has adopted an order to use an electronic poll list under**
 17 **IC 3-7-29-6; or**

18 **(2) is a vote center county under IC 3-11-18.1.**

19 **Immediately after the electronic poll lists used at each polling place**
 20 **or vote center have been updated to indicate that the county**
 21 **received, not later than noon on election day, an absentee ballot**
 22 **from a voter, the absentee ballot counters shall, in a central**
 23 **counting location designated by the county election board, count**
 24 **the absentee ballot votes cast for each candidate for each office and**
 25 **on each public question in the precinct.**

26 SECTION 106. IC 3-11.5-6-3 IS AMENDED TO READ AS
 27 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. **(a) Except as**
 28 **provided in subsection (b)**, immediately after:

29 (1) the couriers have returned the certificate from a precinct under
 30 IC 3-11.5-4-9; and

31 (2) the absentee ballot counters or the county election board has
 32 made the findings required under IC 3-11-10 and IC 3-11.5-4 for
 33 the absentee ballots cast by voters of the precinct and deposited
 34 the accepted absentee ballots in the envelope required under
 35 IC 3-11.5-4-12;

36 the absentee ballot counters shall, in a central counting location
 37 designated by the county election board, count the absentee ballot votes
 38 for each candidate for each office and on each public question in the
 39 precinct with the assistance of any persons required for the operation
 40 of the automatic tabulating machine.

41 **(b) This subsection applies to a county that:**

42 **(1) has adopted an order to use an electronic poll list under**

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1 **IC 3-7-29-6; or**

2 **(2) is a vote center county under IC 3-11-18.1.**

3 **Immediately after the electronic poll lists used at each polling place**
 4 **or vote center have been updated to indicate that the county**
 5 **received, not later than noon on election day, an absentee ballot**
 6 **from a voter, the absentee ballot counters shall, in a central**
 7 **counting location designated by the county election board, count**
 8 **the absentee ballot votes cast for each candidate for each office and**
 9 **on each public question in the precinct.**

10 **SECTION 107. IC 3-14-1-17 IS ADDED TO THE INDIANA**
 11 **CODE AS A NEW SECTION TO READ AS FOLLOWS**
 12 **[EFFECTIVE JULY 1, 2013]: Sec. 17. (a) As used in this section,**
 13 **"government employee" refers to any of the following:**

14 **(1) An employee of the state.**

15 **(2) An employee of a political subdivision.**

16 **(3) A special state appointee (as defined in IC 4-2-6-1).**

17 **(b) As used in this section, "government employer" refers to the**
 18 **state or a political subdivision.**

19 **(c) As used in this section, "property" refers only to the**
 20 **following:**

21 **(1) Equipment, goods, and materials, including mail and**
 22 **messaging systems.**

23 **(2) Money.**

24 **(d) A government employee may not knowingly or intentionally**
 25 **do any of the following:**

26 **(1) Use the property of the employee's government employer**
 27 **to do any of the following:**

28 **(A) Solicit a contribution.**

29 **(B) Advocate the election or defeat of a candidate.**

30 **(C) Advocate the approval or defeat of a public question.**

31 **(2) Distribute campaign materials advocating:**

32 **(A) the election or defeat of a candidate; or**

33 **(B) the approval or defeat of a public question;**

34 **on the government employer's real property during regular**
 35 **working hours.**

36 **This subsection does not prohibit activities permitted under**
 37 **IC 6-1.1-20.**

38 **(e) A government employee who knowingly or intentionally**
 39 **performs several actions described in subsection (d) in a connected**
 40 **series that are closely related in time, place, and circumstance may**
 41 **be charged with only one (1) violation of this section for that**
 42 **connected series of actions.**

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1 **(f) A government employee who violates this section commits a**
 2 **Class A misdemeanor. However, the offense is a Class D felony if**
 3 **the person has a prior unrelated conviction under this section.**

4 SECTION 108. IC 5-26.5-2-5 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. **(a) The definitions**
 6 **set forth in IC 3-5-2 apply to this section.**

7 **(b) A program participant who is otherwise qualified to vote may**
 8 **apply to vote as provided in IC 3-7. The residence address of a**
 9 **program participant shall be recorded in the computerized system**
 10 **as set forth in the voter registration application. However, the**
 11 **voter registration application of the program participant is**
 12 **confidential, and the name and residence address of the program**
 13 **participant shall not be printed on any poll list or made available**
 14 **through any electronic poll list provided to precinct election**
 15 **officers.**

16 **(c) The program participant may vote in person at the office of**
 17 **the county election board or may vote absentee by mail. The**
 18 **absentee ballot application of a program participant is**
 19 **confidential. The program participant's mailing address shall be**
 20 **recorded in the computerized system as the address of the office of**
 21 **the attorney general. Except as provided in this section, IC 3-11-4-6**
 22 **applies to a program participant who wishes to vote by absentee**
 23 **ballot.**

24 SECTION 109. IC 12-14-1.5-4 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) As required
 26 under 42 U.S.C. 1973gg-5(d)(1), the county director or designated
 27 office employee shall transmit a ~~copy~~ of a completed voter registration
 28 application:

29 (1) to the circuit court clerk or board of registration of the county
 30 in which the individual's residential address (as indicated on the
 31 application) is located; and

32 (2) not later than five (5) days after the application is accepted at
 33 the office.

34 (b) The county director or designated employee shall transmit a
 35 ~~copy~~ of the voter registration application (or a separate declination
 36 form) on which the individual declined to register to vote by
 37 specifically declining to register or by failing to complete the voter
 38 registration portion of the application.

39 (c) The declination must be transmitted:

40 (1) to the circuit court clerk or board of registration of the county
 41 in which the individual's residential address (as indicated on the
 42 application) is located; and

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1 (2) not later than five (5) days after the application is accepted at
2 the office.

3 SECTION 110. IC 12-14-1.5-6 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. A county director or
5 designated employee may use any of the following methods to transmit
6 voter registration applications or declinations under section 4 ~~or 5~~ of
7 this chapter:

8 (1) Hand delivery to the circuit court clerk or board of
9 registration.

10 (2) ~~Certified Delivery by the United States Postal Service,~~
11 ~~using first class mail. return receipt requested.~~

12 SECTION 111. IC 12-14-25-3 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) As required
14 under 42 U.S.C. 1973gg-5(d)(1), the designated office employee shall
15 transmit ~~a copy~~ of a completed voter registration application:

16 (1) to the circuit court clerk or board of registration of the county
17 in which the individual's residential address (as indicated on the
18 application) is located; and

19 (2) not later than five (5) days after the application is accepted at
20 the office.

21 (b) The designated employee shall transmit ~~a copy~~ of the voter
22 registration application (or a separate declination form) on which the
23 individual declined to register to vote by specifically declining to
24 register or by failing to complete the voter registration portion of the
25 application.

26 (c) The declination must be transmitted:

27 (1) to the circuit court clerk or board of registration of the county
28 in which the individual's residential address (as indicated on the
29 application) is located; and

30 (2) not later than five (5) days after the application is accepted at
31 the office.

32 SECTION 112. IC 12-15-1.5-4 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) This section does
34 not apply to a voter registration application or declination to register
35 accepted at a county office during the final five (5) days before the end
36 of a registration period under IC 3-7-13.

37 (b) As required under 42 U.S.C. 1973gg-5(d)(1), the county director
38 or designated office employee shall transmit ~~a copy~~ of a completed
39 voter registration application:

40 (1) to the circuit court clerk or board of registration of the county
41 in which the individual's residential address (as indicated on the
42 application) is located; and

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1 (2) not later than ten (10) days after the application is accepted at
2 the office.

3 (c) The county director or designated employee shall transmit ~~a copy~~
4 ~~of~~ the voter registration application (or a separate declination form) on
5 which the individual declined to register to vote by specifically
6 declining to register or by failing to complete the voter registration
7 portion of the application.

8 (d) The declination must be transmitted:

9 (1) to the circuit court clerk or board of registration of the county
10 in which the individual's residential address (as indicated on the
11 application) is located; and

12 (2) not later than ten (10) days after the application is accepted at
13 the office.

14 SECTION 113. IC 12-15-1.5-6 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. A county director or
16 designated employee may use any of the following methods to transmit
17 voter registration applications or declinations under section 4 or 5 of
18 this chapter:

19 (1) Hand delivery to the circuit court clerk or board of
20 registration.

21 (2) ~~Certified Delivery by the United States Postal Service,~~
22 ~~using first class mail. return receipt requested.~~

23 (3) Electronic transfer, after approval by the co-directors of the
24 election division.

25 SECTION 114. IC 16-35-1.6-5 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. (a) As required
27 under 42 U.S.C. 1973gg-5(d)(1), the designated office employee shall
28 transmit ~~a copy of~~ a completed voter registration application:

29 (1) to the circuit court clerk or board of registration of the county
30 in which the individual's residential address (as indicated on the
31 application) is located; and

32 (2) not later than five (5) days after the application is accepted at
33 the office.

34 (b) The employee shall transmit ~~a copy of~~ the voter registration
35 application (or a separate declination form) on which the individual
36 declined to register to vote by specifically declining to register or by
37 failing to complete the voter registration portion of the application.

38 (c) The declination must be transmitted:

39 (1) to the circuit court clerk or board of registration of the county
40 in which the individual's residential address (as indicated on the
41 application) is located; and

42 (2) not later than five (5) days after the application is accepted at

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- 1 the office.
- 2 SECTION 115. IC 16-35-1.6-7 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. A designated
- 4 employee may use any of the following methods to transmit voter
- 5 registration applications or declinations under section 5 ~~or 6~~ of this
- 6 chapter:
- 7 (1) Hand delivery to the circuit court clerk or board of
- 8 registration.
- 9 (2) ~~Certified Delivery by the United States Postal Service,~~
- 10 ~~using first class mail. return receipt requested:~~
- 11 SECTION 116. IC 16-35-1.6-9 IS AMENDED TO READ AS
- 12 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. (a) The ~~co-directors~~
- 13 ~~of the~~ election division shall provide the commissioner with a list of the
- 14 current ~~addresses~~ **address** and telephone ~~numbers~~ **number** of the
- 15 ~~offices of the circuit court clerk or board of~~ **county voter** registration
- 16 **office** in each county. The commissioner shall promptly forward the list
- 17 and each revision of the list to each WIC office.
- 18 (b) ~~The co-directors shall provide the commissioner with~~
- 19 ~~pre-addressed packets for WIC offices to transmit applications under~~
- 20 ~~section 7(1) or 7(2) of this chapter:~~
- 21 SECTION 117. IC 35-51-3-1, AS ADDED BY P.L.70-2011,
- 22 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2013]: Sec. 1. The following statutes define crimes in ~~IC 3-~~
- 24 **IC 3-14-1:**
- 25 IC 3-14-1-1 (Concerning elections).
- 26 IC 3-14-1-2 (Concerning elections).
- 27 IC 3-14-1-3 (Concerning elections).
- 28 IC 3-14-1-6 (Concerning elections).
- 29 IC 3-14-1-7 (Concerning elections).
- 30 IC 3-14-1-10 (Concerning elections).
- 31 IC 3-14-1-10.5 (Concerning elections).
- 32 IC 3-14-1-11 (Concerning elections).
- 33 IC 3-14-1-13 (Concerning elections).
- 34 IC 3-14-1-14 (Concerning elections).
- 35 IC 3-14-1-14.5 (Concerning elections).
- 36 **IC 3-14-1-17 (Concerning election campaign violations).**
- 37 ~~IC 3-14-2-1 (Concerning voting):~~
- 38 ~~IC 3-14-2-2 (Concerning voting):~~
- 39 ~~IC 3-14-2-2.5 (Concerning voting):~~
- 40 ~~IC 3-14-2-3 (Concerning voting):~~
- 41 ~~IC 3-14-2-4 (Concerning voting):~~
- 42 ~~IC 3-14-2-5 (Concerning voting):~~

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- 1 IC 3-14-2-6 (Concerning voting):
- 2 IC 3-14-2-7 (Concerning voting):
- 3 IC 3-14-2-8 (Concerning voting):
- 4 IC 3-14-2-9 (Concerning voting):
- 5 IC 3-14-2-10 (Concerning voting):
- 6 IC 3-14-2-11 (Concerning voting):
- 7 IC 3-14-2-12 (Concerning voting):
- 8 IC 3-14-2-13 (Concerning voting):
- 9 IC 3-14-2-14 (Concerning voting):
- 10 IC 3-14-2-15 (Concerning voting):
- 11 IC 3-14-2-16 (Concerning voting):
- 12 IC 3-14-2-17 (Concerning voting):
- 13 IC 3-14-2-18 (Concerning voting):
- 14 IC 3-14-2-19 (Concerning voting):
- 15 IC 3-14-2-20 (Concerning voting):
- 16 IC 3-14-2-21 (Concerning voting):
- 17 IC 3-14-2-22 (Concerning voting):
- 18 IC 3-14-2-23 (Concerning voting):
- 19 IC 3-14-2-24 (Concerning voting):
- 20 IC 3-14-2-25 (Concerning voting):
- 21 IC 3-14-2-26 (Concerning voting):
- 22 IC 3-14-2-27 (Concerning voting):
- 23 IC 3-14-2-28 (Concerning voting):
- 24 IC 3-14-2-29 (Concerning voting):
- 25 IC 3-14-2-30 (Concerning voting):
- 26 IC 3-14-3-1.1 (Concerning voting):
- 27 IC 3-14-3-2 (Concerning voting):
- 28 IC 3-14-3-3 (Concerning voting):
- 29 IC 3-14-3-4 (Concerning voting):
- 30 IC 3-14-3-5 (Concerning voting):
- 31 IC 3-14-3-6 (Concerning voting):
- 32 IC 3-14-3-7 (Concerning voting):
- 33 IC 3-14-3-8 (Concerning voting):
- 34 IC 3-14-3-9 (Concerning voting):
- 35 IC 3-14-3-10 (Concerning voting):
- 36 IC 3-14-3-11 (Concerning voting):
- 37 IC 3-14-3-12 (Concerning voting):
- 38 IC 3-14-3-13 (Concerning voting):
- 39 IC 3-14-3-14 (Concerning voting):
- 40 IC 3-14-3-15 (Concerning voting):
- 41 IC 3-14-3-16 (Concerning voting):
- 42 IC 3-14-3-17 (Concerning voting):

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- 1 IC 3-14-3-18 (Concerning voting):
- 2 IC 3-14-3-19 (Concerning voting):
- 3 IC 3-14-3-20 (Concerning voting):
- 4 IC 3-14-3-20.5 (Concerning voting):
- 5 IC 3-14-3-21 (Concerning voting):
- 6 IC 3-14-3-21.5 (Concerning voting):
- 7 IC 3-14-4-1 (Concerning elections):
- 8 IC 3-14-4-2 (Concerning elections):
- 9 IC 3-14-4-3 (Concerning elections):
- 10 IC 3-14-4-3.5 (Concerning elections):
- 11 IC 3-14-4-4 (Concerning elections):
- 12 IC 3-14-4-6 (Concerning elections):
- 13 IC 3-14-4-7 (Concerning elections):
- 14 IC 3-14-4-8 (Concerning elections):
- 15 IC 3-14-4-9 (Concerning elections):
- 16 IC 3-14-4-10 (Concerning elections):
- 17 IC 3-14-6-1.1 (Concerning elections):
- 18 IC 3-14-6-2 (Concerning elections):

19 SECTION 118. IC 35-51-3-2 IS ADDED TO THE INDIANA
 20 CODE AS A NEW SECTION TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2013]: **Sec. 2. The following statutes define**
 22 **crimes in IC 3-14-2:**

- 23 IC 3-14-2-1 (Concerning voting).
- 24 IC 3-14-2-2 (Concerning voting).
- 25 IC 3-14-2-2.5 (Concerning voting).
- 26 IC 3-14-2-3 (Concerning voting).
- 27 IC 3-14-2-4 (Concerning voting).
- 28 IC 3-14-2-5 (Concerning voting).
- 29 IC 3-14-2-6 (Concerning voting).
- 30 IC 3-14-2-7 (Concerning voting).
- 31 IC 3-14-2-8 (Concerning voting).
- 32 IC 3-14-2-9 (Concerning voting).
- 33 IC 3-14-2-10 (Concerning voting).
- 34 IC 3-14-2-11 (Concerning voting).
- 35 IC 3-14-2-12 (Concerning voting).
- 36 IC 3-14-2-13 (Concerning voting).
- 37 IC 3-14-2-14 (Concerning voting).
- 38 IC 3-14-2-15 (Concerning voting).
- 39 IC 3-14-2-16 (Concerning voting).
- 40 IC 3-14-2-17 (Concerning voting).
- 41 IC 3-14-2-18 (Concerning voting).
- 42 IC 3-14-2-19 (Concerning voting).

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- 1 IC 3-14-2-20 (Concerning voting).
- 2 IC 3-14-2-21 (Concerning voting).
- 3 IC 3-14-2-22 (Concerning voting).
- 4 IC 3-14-2-23 (Concerning voting).
- 5 IC 3-14-2-24 (Concerning voting).
- 6 IC 3-14-2-25 (Concerning voting).
- 7 IC 3-14-2-26 (Concerning voting).
- 8 IC 3-14-2-27 (Concerning voting).
- 9 IC 3-14-2-28 (Concerning voting).
- 10 IC 3-14-2-29 (Concerning voting).
- 11 IC 3-14-2-30 (Concerning voting).

12 SECTION 119. IC 35-51-3-3 IS ADDED TO THE INDIANA
 13 CODE AS A NEW SECTION TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2013]: **Sec. 3. The following statutes define**
 15 **crimes in IC 3-14-3:**

- 16 IC 3-14-3-1.1 (Concerning voting).
- 17 IC 3-14-3-2 (Concerning voting).
- 18 IC 3-14-3-3 (Concerning voting).
- 19 IC 3-14-3-4 (Concerning voting).
- 20 IC 3-14-3-5 (Concerning voting).
- 21 IC 3-14-3-6 (Concerning voting).
- 22 IC 3-14-3-7 (Concerning voting).
- 23 IC 3-14-3-8 (Concerning voting).
- 24 IC 3-14-3-9 (Concerning voting).
- 25 IC 3-14-3-10 (Concerning voting).
- 26 IC 3-14-3-11 (Concerning voting).
- 27 IC 3-14-3-12 (Concerning voting).
- 28 IC 3-14-3-13 (Concerning voting).
- 29 IC 3-14-3-14 (Concerning voting).
- 30 IC 3-14-3-15 (Concerning voting).
- 31 IC 3-14-3-16 (Concerning voting).
- 32 IC 3-14-3-17 (Concerning voting).
- 33 IC 3-14-3-18 (Concerning voting).
- 34 IC 3-14-3-19 (Concerning voting).
- 35 IC 3-14-3-20 (Concerning voting).
- 36 IC 3-14-3-20.5 (Concerning voting).
- 37 IC 3-14-3-21 (Concerning voting).
- 38 IC 3-14-3-21.5 (Concerning voting).

39 SECTION 120. IC 35-51-3-4 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2013]: **Sec. 4. The following statutes define**
 42 **crimes in IC 3-14-4:**

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- 1 IC 3-14-4-1 (Concerning elections).
- 2 IC 3-14-4-2 (Concerning elections).
- 3 IC 3-14-4-3 (Concerning elections).
- 4 IC 3-14-4-3.5 (Concerning elections).
- 5 IC 3-14-4-4 (Concerning elections).
- 6 IC 3-14-4-6 (Concerning elections).
- 7 IC 3-14-4-7 (Concerning elections).
- 8 IC 3-14-4-8 (Concerning elections).
- 9 IC 3-14-4-9 (Concerning elections).
- 10 IC 3-14-4-10 (Concerning elections).

11 SECTION 121. IC 35-51-3-6 IS ADDED TO THE INDIANA
 12 CODE AS A NEW SECTION TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2013]: **Sec. 6. The following statutes define**
 14 **crimes in IC 3-14-6:**

- 15 IC 3-14-6-1.1 (Concerning elections).
- 16 IC 3-14-6-2 (Concerning elections).

17 SECTION 122. [EFFECTIVE UPON PASSAGE] (a) **Not later**
 18 **than May 31, 2013, the election division may enter into a contract**
 19 **with an entity to provide management services for the statewide**
 20 **voter registration system, with the consent of the secretary of state.**
 21 **If the election division does not enter into a contract before June 1,**
 22 **2013, the secretary of state may enter into the contract without the**
 23 **approval of the election division.**

24 (b) **This SECTION expires July 1, 2015.**

25 SECTION 123. [EFFECTIVE JULY 1, 2013] (a) **Not later than**
 26 **October 1, 2013, the election division may enter into a contract**
 27 **with an entity to conduct the address confirmation mailing to each**
 28 **voter registration record address within Indiana. If the election**
 29 **division does not enter into a contract before October 2, 2013, the**
 30 **secretary of state may enter into the contract without the approval**
 31 **of the election division.**

32 (b) **This SECTION expires January 1, 2015.**

33 SECTION 124. **An emergency is declared for this act.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Elections, to which was referred Senate Bill No. 519, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 4. IC 3-5-5-0.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 0.2. Notwithstanding any other law, the additions and amendments to this chapter made by SEA 519-2013 do not affect any:**

- (1) rights or liabilities accrued;**
- (2) penalties incurred;**
- (3) violations committed; or**
- (4) proceedings begun;**

before July 1, 2013. Those rights, liabilities, penalties, offenses, and proceedings continue and shall be imposed and enforced under prior law as if SEA 519-2013 had not been enacted."

Page 11, line 38, strike "memoranda were" and insert "**report was**".

Page 12, line 15, after "contain" insert "**only**".

Page 12, line 32, delete "subsection" and insert "**section**".

Page 12, line 38, delete "of the county." and insert "**eligible to vote in the next election.**".

Page 13, line 28, after "that" insert ":

(A)".

Page 13, line 28, after "chapter;" insert "**and**

(B) provides an electronic poll list that contains scanned images of the signatures of voters; or".

Page 13, delete line 29.

Page 15, between lines 37 and 38, begin a new line block indented and insert:

"(10) The election division acting in accordance with IC 3-7-33-3.7."

Page 15, line 38, delete "an individual" and insert "**a person**".

Page 15, line 40, after "office" insert "**or the election division**".

Page 15, line 41, delete "individual" and insert "**person**".

Delete page 17.

Page 18, delete lines 1 through 38.

Page 21, line 29, delete "date specified in the notice," and insert "**final day for completing voter list maintenance activities under section 3 of this chapter,**".

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Page 22, line 15, delete "at least".

Page 22, line 16, delete "once each month".

Page 23, line 1, delete "On" and insert "**Notwithstanding any limitation under IC 3-7-26.4 regarding the availability of certain information from the computerized list, on**".

Page 23, line 6, delete "understanding." and insert "**understanding and to identify any cases in which a voter cast a ballot in more than one (1) state during the same election.**".

Page 24, line 25, delete "Division" and insert "**Division,**".

Page 26, line 10, after "those states" delete "and" and insert "**or**".

Page 28, line 20, delete "states" and insert "**makes a written affirmation**".

Page 28, line 22, after "makes an" insert "**oral**".

Page 30, line 32, after "generated" insert "**by a county election board**".

Page 37, line 41, delete "three" and insert "**five**".

Page 37, line 42, delete "sixty-five".

Page 37, line 42, delete "\$365,000" and insert "**(\$500,000)**".

Page 38, line 6, delete "(a) There is".

Page 38, delete lines 7 through 14.

Page 38, line 15, delete "(c)" and insert "**(a)**".

Page 38, line 21, delete "(d)" and insert "**(b)**".

Page 38, line 22, delete "(a) There is".

Page 38, delete lines 23 through 26.

Page 38, line 27, delete "(b)" and insert "**(a)**".

Page 38, line 29, delete "described in subsection (a)." and insert "**to each voter registration record address within Indiana.**".

Page 38, line 33, delete "(c)" and insert "**(b)**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.

(Reference is to SB 519 as introduced.)

LANDSKE, Chairperson

Committee Vote: Yeas 5, Nays 3.

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COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 519, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

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

Page 4, delete lines 41 through 42.

Page 5, delete lines 1 through 2.

Page 36, delete lines 10 through 31.

Page 36, line 33, delete "shall" and insert "**may**".

Page 36, line 41, delete "shall" and insert "**may**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 519 as printed February 5, 2013.)

KENLEY, Chairperson

Committee Vote: Yeas 6, Nays 4.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred Senate Bill 519, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 4. IC 3-5-2-47.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 47.5. "Signing the poll list" means:**

(1) a voter writing the voter's name on the certified list of registered voters for the precinct prepared in accordance with IC 3-7-29-1; or

(2) a voter writing the voter's name on an electronic poll list using an electronic signature pad at a polling place, office of the circuit court clerk (under IC 3-11-10-26), or satellite office (as established under IC 3-11-10-26.3) where the use of an electronic poll list is authorized in accordance with IC 3-7-29-6."

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Page 2, line 29, after "to" insert "**IC 3-5-2 or**".

Page 6, line 18, delete "secretary of family and social services" and insert "**NVRA official**".

Page 6, line 19, delete "appointed under IC 12-8-1.5".

Page 9, between lines 22 and 23, begin a new paragraph and insert:

"SECTION 37. IC 3-7-26.3-33 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 33. (a) The computerized list must have the capacity to receive vote history and other information from an electronic pollbook certified by the secretary of state under IC 3-11-18.1-12. This information must be able to be uploaded into the computerized list on each day after absentee voting concludes in the circuit court clerk's office, a satellite office, or a vote center, and after election day.**

(b) The computerized list must have the capacity to transmit electronic images of the signature of a voter taken from the voter's registration application, if available, to be downloaded in connection with a voter's record on any electronic poll list certified by the secretary of state under IC 3-11-18.1-12."

Page 12, delete lines 13 through 42, begin a new paragraph and insert:

"SECTION 46. IC 3-7-29-1, AS AMENDED BY P.L.81-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. **(a) Except as provided in subsection (f), this section does not apply to a county that:**

- (1) has adopted an order under section 6 of this chapter; or**
- (2) is a vote center county under IC 3-11-18.1.**

~~(a)~~ **(b)** Not later than ten (10) days before the election at which the registration record is to be used, the county voter registration office shall prepare certified copies of the list of registered voters for each precinct in the county.

~~(b)~~ **(c)** The lists must contain the following information concerning each registered voter:

- (1) The full name of the voter.
- (2) The address of the voter.
- (3) The assigned ~~county~~ **voter** identification number.
- (4) Whether the voter is required to provide additional identification before voting either in person or by absentee ballot.
- (5) The voter's date of birth, including an indication whether the voter is less than eighteen (18) years of age for a poll list used in a primary election.**
- (6) The scanned signature of the voter.**



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(7) Whether the voter is required to provide an affirmation of the voter's residence.

(8) A bar code that allows the county voter registration office to efficiently record whether the voter has signed the poll list.

(9) For a poll list used in a primary election, a letter abbreviation of the name of the major political party whose ballot the voter has requested.

(10) A space for a poll clerk to indicate when a voter has cast an absentee ballot.

(11) A space for a poll clerk to indicate when a voter has cast a provisional ballot.

(12) For a voter required to submit additional documentation required under IC 3-7-33-4.5, a space for a poll clerk to insert letters serving as an abbreviation for the type of documentation provided by the voter.

(e) (d) The names shall be arranged in the same order as they are in the registration record of the precinct.

(e) The poll list must also contain a statement at the top of each page indicating that an individual who knowingly makes a false statement by signing a poll list or indicating on a poll list that a voter's address has changed commits a Class D felony as provided by IC 3-14-2-11.

(f) This subsection applies to a county that has adopted an order under section 6 of this chapter or is a vote center county under IC 3-11-18.1. The precinct election board shall post in a location within the precinct or vote center a notice that:

(1) is clearly visible to an individual (or to an individual providing assistance under IC 3-11-9) who is providing information to a precinct election officer using an electronic poll list; and

(2) indicates that an individual commits a Class D felony under IC 3-14-2-11 if the individual knowingly makes a false statement to a precinct election officer:

(A) concerning the individual's name; or

(B) indicating that the individual's address has changed."

Page 13, delete lines 1 through 11.

Page 13, delete lines 24 through 42, begin a new paragraph and insert:

"SECTION 48. IC 3-7-29-3, AS AMENDED BY P.L.164-2006, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. When the inspector of a precinct procures the ballots and other election supplies for an election, the inspector shall

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also procure from the county voter registration office the certified copies of the registration record of the precinct with the information required under section 1 of this chapter **(or an electronic poll list in a county in which an order is adopted under section 6 of this chapter or that is a vote center county under IC 3-11-18.1)** and other necessary registration supplies.

SECTION 49. IC 3-7-29-4, AS AMENDED BY P.L.164-2006, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. **(a) This section does not apply to a county that:**

- (1) has adopted an order under section 6 of this chapter; or**
- (2) is a vote center county under IC 3-11-18.1.**

(b) The county voter registration office may also provide the inspector of each precinct in the county with a **certified photocopy scanned copy** of the signature on the affidavit of registration of each voter of the precinct for the comparison of signatures under IC 3-10-1-24.6 or IC 3-11-8-25.1.

SECTION 50. IC 3-7-29-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. **(a) If a county election board adopts an order to provide an electronic poll list to the inspector for use at a polling place, an office of the circuit court clerk (under IC 3-11-10-26), or a satellite office established under IC 3-11-10-26.3, electronic poll lists may be used at an election (rather than certified poll lists prepared under this chapter).**

(b) An order adopted under subsection (a) must require the use of an electronic signature (as defined in IC 26-2-8-102) to sign an electronic poll list at an election (rather than requiring voters to sign certified poll lists prepared under this chapter).

(c) The county voter registration office shall download the information required to be available on an electronic poll list before the electronic poll list is delivered and installed as required by IC 3-11-3-11(b)."

Page 14, delete lines 1 through 16.

Page 15, line 11, after "IC 3-7-32." insert **"Any version of a form approved by the commission under section 1 of this chapter before August 1, 2013, may not be used after December 31, 2013, or accepted by a county voter registration office under IC 3-5-4-8."**

Page 19, line 24, after "all" insert **"active"**.

Page 19, line 24, after "voters" insert **"(as defined in IC 3-11-18.1-2)"**.

Page 22, line 38, strike "an".

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Page 22, line 39, strike "annual" and insert "a".

Page 22, line 42, after "each" insert "active".

Page 22, line 42, after "voter" insert "**(as defined in IC 3-11-18.1-2)**".

Page 23, delete lines 2 through 13.

Page 23, line 14, delete "(c)" and insert "(b)".

Page 25, between lines 18 and 19, begin a new paragraph and insert:

"SECTION 72. IC 3-7-48-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) Except as otherwise provided by NVRA or in this chapter, a person whose name does not appear on the registration record may not vote, unless the ~~circuit court clerk or board of county voter~~ registration ~~provides office issues~~ a signed certificate of error **immediately available for inspection** in the **county voter registration** office ~~where the permanent registration record is kept~~ showing that the voter is legally registered in the precinct where the voter resides.

(b) A person whose name does not appear on the registration record may cast a provisional ballot as provided in IC 3-11.7.

SECTION 73. IC 3-7-48-2, AS AMENDED BY P.L.81-2005, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A certificate of error issued under section 1 of this chapter:

(1) may be issued at any time after:

- (A) the production of the certified list under IC 3-7-29; **or**
- (B) the downloading of the information into an electronic poll list under IC 3-7-29-6(c);**

(2) shall be executed by the circuit court clerk, or in a county with a board of registration, by both members of the board; and

(3) shall be numbered serially in the method prescribed for entry in the computerized list maintained under IC 3-7-26.3.

SECTION 74. IC 3-7-48-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. **(a) This section does not apply whenever a county voter registration office provides confirmation of the issuance of a certificate of error to a precinct election officer by transmitting the confirmation through an electronic poll list used at a precinct or vote center.**

(b) One (1) copy of the certificate of error shall be delivered to the inspector of the precinct of the voter's residence. The inspector shall return that copy to the circuit court clerk with other election material at the close of the polls as provided in this title. ~~The other copy shall be delivered to the county election board and returned to the circuit court clerk when the polls are closed.~~"



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Page 26, delete lines 6 through 42, begin a new paragraph and insert:

"SECTION 77. IC 3-10-1-24, AS AMENDED BY P.L.164-2006, SECTION 72, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 24. (a) A voter who desires to vote must give the voter's name and political party to the poll clerks of the precinct on primary election day. The poll clerks shall require the voter to write the following on the poll list **or to provide the following information for entry into the electronic poll list:**

- (1) The voter's name.
- (2) Except as provided in subsection (d), the voter's current residence address.
- (3) The name of the voter's party.

(b) The poll clerks shall:

- (1) ask the voter to provide or update the voter's voter identification number;
- (2) tell the voter the number the voter may use as a voter identification number; and
- (3) explain to the voter that the voter is not required to provide a voter identification number at the polls.

(c) If the voter is unable to sign the voter's name, the voter must sign the poll list by mark, which must be witnessed by one (1) of the poll clerks or assistant poll clerks acting under IC 3-6-6, who shall place the poll clerk's or assistant poll clerk's initials after or under the mark.

(d) **The electronic poll list (or each line on a poll list sheet provided to take a voter's current residence address) must include a box under the heading "Address Unchanged" so that the voter may check the box instead of writing the voter's current address on the poll list, or if an electronic poll list is used, the poll clerk may check the box a voter whose after stating to the voter the address shown on the electronic poll list and receiving an oral affirmation from the voter that the voter's residence address shown on the poll list is the voter's current residence address may check the box instead of writing the voter's current residence address on the poll list or reentering the address in the electronic poll list.**

(e) If the voter makes:

- (1) a written affirmation on the poll list that the voter resides at an address within the precinct but not at the address shown on the poll list for the precinct; or
- (2) an oral affirmation of a change of address under IC 3-7-39-7;

the county election board shall direct the county voter registration

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office to transfer the individual's voter registration record to the address within the precinct indicated by the voter."

Page 27, delete lines 1 through 6.

Page 27, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 79. IC 3-11-3-11, AS AMENDED BY P.L.230-2005, SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11. **(a) Except as provided in subsection (b)**, the county election board shall deliver the following to each inspector or the inspector's representative:

(1) The supplies provided for the inspector's precinct by the election division.

(2) The local sample ballots, the ballot labels, if any, and all poll lists, registration lists, and other supplies considered necessary to conduct the election in the inspector's precinct.

(3) The local ballots printed under the direction of the county election board as follows:

(A) In those precincts where ballot card voting systems are to be used, the number of ballots at least equal to one hundred percent (100%) of the number of voters in the inspector's precinct, according to the poll list.

(B) In those precincts where electronic voting systems are to be used, the number of ballots that will be required to be printed and furnished to the precincts for emergency purposes only.

(C) Provisional ballots in the number considered necessary by the county election board.

(4) Twenty (20) ink pens suitable for printing the names of write-in candidates on the ballot or ballot envelope.

(5) Copies of the voter's bill of rights for posting as required by 42 U.S.C. 15482.

(6) Copies of the instructions for a provisional voter required by 42 U.S.C. 15482. The county election board shall provide at least the number of copies of the instructions as the number of provisional ballots provided under subdivision (3).

(7) Copies of the notice for posting as required by IC 3-7-29-1(f).

(8) The blank voter registration applications required to be provided under IC 3-7-48-7(b).

(b) This subsection applies to a county that:

(1) has adopted an order under IC 3-7-29-6 of this chapter; or

(2) is a vote center county under IC 3-11-18.1.

The county election board shall deliver and install the hardware,

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firmware, and software necessary to use an electronic poll list in each precinct or vote center."

Page 28, delete lines 24 through 42, begin a new paragraph and insert:

"SECTION 83. IC 3-11-8-10.3, AS ADDED BY P.L.1-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10.3. (a) As used in this section, "electronic poll list" refers to a poll list that is maintained in a computer data base.

(b) An electronic poll list must satisfy all of the following:

(1) An electronic poll list must be programmed so that the coordinated action of two (2) election officers who are not members of the same political party is necessary to access the electronic poll list.

(2) An electronic poll list may not be connected to a voting system.

(3) An electronic poll list may not permit access to voter information other than:

(A) information provided on the certified list of voters prepared under IC 3-7-29-1; or

(B) information concerning any of the following received or issued after the electronic poll list has been downloaded by the county election board under IC 3-7-29-6:

(i) The county's receipt of an absentee ballot from the voter.

(ii) The county's receipt of additional documentation provided by the voter to the county voter registration office.

(iii) The county's issuance of a certificate of error.

(4) The information contained on an electronic poll list must be encrypted and placed on a dedicated, private server to secure connectivity between a precinct polling place or satellite absentee office and the county election board.

(5) The electronic poll list must permit a poll clerk to enter information regarding an individual who has appeared to vote to verify whether the individual is eligible to vote and, if so, whether the voter has:

(A) already cast a ballot at the election;

(B) returned an absentee ballot; or

(C) submitted any additional documentation required under IC 3-7-33-4.5.

(6) After the voter has been provided with a ballot, the electronic poll list must permit a poll clerk to enter

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information indicating that the voter has voted at the election.

(7) The electronic poll list must transmit the information in subdivision (6) to the county election board so that the board may transmit the information immediately to every other polling place or satellite absentee office in the county in which an electronic poll list is being used.

(8) The electronic poll list must permit reports to be:

(A) generated by a county election board for a watcher appointed under IC 3-6-8 at any time during election day; and

(B) electronically transmitted by the county election board to a political party or independent candidate who has appointed a watcher under IC 3-6-8.

(9) On each day after absentee ballots are cast before an absentee voting board in the circuit court clerk's office, a satellite office, or a vote center, and after election day, the electronic poll list must permit voter history to be quickly and accurately uploaded into the computerized list.

(10) The electronic poll list must be able to display an electronic image of the signature of a voter taken from the voter's registration application, if available.

(11) The electronic poll list must be used with a signature pad that permits the voter to make an electronic signature for comparison with the signature displayed under subdivision (10). An image of the electronic signature made by the voter on the signature pad must be retained and identified as the signature of the voter for the period required for retention under IC 3-10-1-31.1.

(12) The electronic poll list must include a bar code reader that:

(A) permits a voter who presents an Indiana driver's license or a state identification card issued under IC 9-24-16 to scan the license or card through the bar code reader; and

(B) has the capability to display the voter's registration record upon processing the information contained within the bar code on the license or card.

(13) The electronic poll list must be compatible with:

(A) any hardware attached to the pollbook, such as signature pads, bar code scanners, and network cards;

(B) the statewide voter registration system; and

(C) any software system used to prepare voter information

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to be included on the electronic poll list.

(14) The electronic poll list must have the ability to be used in conformity with this title for:

- (A) any type of election conducted in Indiana; or**
- (B) any combination of elections held concurrently with a general election, municipal election, primary election, or special election.**

(15) The procedures for setting up, using, and shutting down an electronic poll list must:

- (A) be reasonably easy for a precinct election officer to learn, understand, and perform; and**
- (B) not require a significant amount of training in addition to the training required by IC 3-6-6-40.**

(16) The electronic poll list must enable a precinct election officer to verify that the electronic poll list:

- (A) has been set up correctly;**
- (B) is working correctly so as to verify the eligibility of the voter;**
- (C) is correctly recording that a voter has voted; and**
- (D) has been shut down correctly.**

(17) The electronic poll list must include the following documentation:

- (A) Plainly worded, complete, and detailed instructions sufficient for a precinct election officer to set up, use, and shut down the electronic poll list.**
- (B) Training materials that:**
 - (i) may be in written or video form; and**
 - (ii) must be in a format suitable for use at a polling place, such as simple "how to" guides.**
- (C) Failsafe data recovery procedures for information included in the electronic poll list.**
- (D) Usability tests:**
 - (i) that are conducted by the manufacturer of the electronic poll list using individuals who are representative of the general public;**
 - (ii) that include the setting up, using, and shutting down of the electronic poll list; and**
 - (iii) that report their results using the ANSI/INCITS-354 Common Industry Format (CIF) for Usability Test Reports approved by the American National Standards Institute (ANSI) on December 12, 2001.**
- (E) A clear model of the electronic poll list system**

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architecture and the following documentation:

- (i) End user documentation.
- (ii) System-level documentation.
- (iii) Developer documentation.

(F) Detailed information concerning:

- (i) electronic poll list consumables; and
- (ii) the vendor's supply chain for those consumables.

(G) Vendor internal quality assurance procedures and any internal or external test data and reports available to the vendor concerning the electronic poll list.

(H) Repair and maintenance policies for the electronic poll list.

(I) As of the date of the vendor's application for approval of the electronic poll list by the secretary of state as required by IC 3-11-18.1-12(2), the following:

- (i) A list of customers who are using or have previously used the vendor's electronic poll list.
- (ii) A description of any known anomalies involving the functioning of the electronic poll list, including how those anomalies were resolved.

(18) The electronic poll list and any hardware attached to the pollbook must be designed to prevent injury or damage to any individual or the hardware, including fire and electrical hazards.

(19) The electronic poll list must demonstrate that it correctly processes all activity regarding each voter registration record included on the list, including the use, alteration, storage, and transmittal of information that is part of the record. Compliance with this subdivision requires the mapping of the data life cycle of the voter registration record as processed by the electronic poll list.

(20) The electronic poll list must successfully perform in accordance with all representations concerning functionality, usability, security, accessibility, and sustainability made in the vendor's application for approval of the electronic poll list by the secretary of state as required by IC 3-11-18.1-12(2).

(21) The electronic poll list must:

- (A) permit a voter to sign the poll list even when there is a temporary interruption in connectivity to the Internet; and
- (B) provide for the uploading of each signature and its assignment to the voter's registration record."

Page 29, delete lines 1 through 20.

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Page 29, delete lines 29 through 42, begin a new paragraph and insert:

"SECTION 85. IC 3-11-8-25.1, AS AMENDED BY P.L.53-2009, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 25.1. (a) Except as provided in subsection (e), a voter who desires to vote an official ballot at an election shall provide proof of identification.

(b) Except as provided in subsection (e), before the voter proceeds to vote in the election, a precinct election officer shall ask the voter to provide proof of identification. The voter shall produce the proof of identification before being permitted to sign the poll list.

(c) If:

- (1) the voter is unable or declines to present the proof of identification; or
- (2) a member of the precinct election board determines that the proof of identification provided by the voter does not qualify as proof of identification under IC 3-5-2-40.5;

a member of the precinct election board shall challenge the voter as prescribed by this chapter.

(d) If the voter executes a challenged voter's affidavit under section 22.1 of this chapter, the voter may:

- (1) sign the poll list; and
- (2) receive a provisional ballot.

(e) A voter who votes in person at a precinct polling place that is located at a state licensed care facility where the voter resides is not required to provide proof of identification before voting in an election.

(f) After a voter has passed the challengers or has been sworn in, the voter shall be instructed by a member of the precinct election board to proceed to the location where the poll clerks are stationed. The voter shall announce the voter's name to the poll clerks or assistant poll clerks. A poll clerk, an assistant poll clerk, or a member of the precinct election board shall require the voter to write the following on the poll list **or to provide the following information for entry into the electronic poll list:**

- (1) The voter's name.
- (2) Except as provided in subsection (k), the voter's current residence address.

(g) The poll clerk, an assistant poll clerk, or a member of the precinct election board shall:

- (1) ask the voter to provide or update the voter's voter identification number;
- (2) tell the voter the number the voter may use as a voter

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identification number; and

(3) explain to the voter that the voter is not required to provide or update a voter identification number at the polls.

(h) The poll clerk, an assistant poll clerk, or a member of the precinct election board shall ask the voter to provide proof of identification.

(i) In case of doubt concerning a voter's identity, the precinct election board shall compare the voter's signature with the signature on the affidavit of registration or any certified copy of the signature provided under IC 3-7-29 **or enter the information into the electronic poll list.** If the board determines that the voter's signature is authentic, the voter may then vote. If either poll clerk doubts the voter's identity following comparison of the signatures, the poll clerk shall challenge the voter in the manner prescribed by section 21 of this chapter.

(j) If, in a precinct governed by subsection (g):

- (1) the poll clerk does not execute a challenger's affidavit; or
- (2) the voter executes a challenged voter's affidavit under section 22.1 of this chapter or executed the affidavit before signing the poll list;

the voter may then vote.

(k) **The electronic poll list (or each line on a poll list sheet provided to take a voter's current address) must include a box under the heading "Address Unchanged" so that the voter may check the box instead of writing the voter's current address on the poll list, or if an electronic poll list is used, the poll clerk may check the box a voter whose after stating to the voter the address shown on the electronic poll list and receiving an oral affirmation from the voter that the voter's residence address shown on the poll list is the voter's current residence address may check the box instead of writing the voter's current residence address on the poll list or reentering the address in the electronic poll list.**

(l) If the voter makes:

- (1) a written affirmation on the poll list that the voter resides at an address within the precinct but not at the address shown on the poll list for the precinct; or**
- (2) an oral affirmation of a change of address under IC 3-7-39-7;**

the county election board shall direct the county voter registration office to transfer the individual's voter registration record to the address within the precinct indicated by the voter.

SECTION 86. IC 3-11-8-25.5, AS AMENDED BY P.L.164-2006,

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SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 25.5. If an individual signs the individual's name and either:

- (1) signs the individual's address; or
- (2) checks the "Address Unchanged" box;

on the poll list **or provides the information for entry by the poll clerk into the electronic poll list** under section 25.1 of this chapter and then leaves the polls without casting a ballot or after casting a provisional ballot, the voter may not be permitted to reenter the polls to cast a ballot at the election.

SECTION 87. IC 3-11-8-25.7, AS ADDED BY P.L.120-2009, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 25.7. (a) This section applies only to a voter who is a member of the military or public safety officer.

(b) Notwithstanding section 25.5 of this chapter, if a voter signs the voter's name and either:

- (1) writes the voter's address; or
- (2) checks the "Address Unchanged" box;

on the poll list **or provides the information for entry by the poll clerk into the electronic poll list** under section 25.1 of this chapter and then leaves the polls without casting a ballot or after casting a provisional ballot, the voter may reenter the polls to cast a ballot at the election as provided in this section.

(c) A voter who leaves the polls to respond to an emergency in the voter's capacity as a member of the military or public safety officer must notify a precinct election officer that the voter is leaving the polls to respond to an emergency in the voter's capacity as a member of the military or public safety officer.

(d) A poll clerk or assistant poll clerk shall make a notation on the poll list with the voter's name indicating that the voter has left the polls as permitted by this section and the time the voter left the polls.

(e) If the voter returns to the polls, the voter shall be permitted to vote if the voter executes an affidavit stating all of the following:

- (1) The name of the voter.
- (2) That the voter is a member of the military or public safety officer.
- (3) The military or public safety position the voter holds.
- (4) That after the voter signed the poll list, but before the voter voted, the voter was called to respond to an emergency in the voter's capacity as a member of the military or public safety officer.
- (5) A brief description of the emergency to which the voter

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responded.

(6) The time at which the voter returned to the polls.

(f) The commission shall prescribe the form of the affidavit required by this section.

SECTION 88. IC 3-11-8-26.1, AS AMENDED BY P.L.164-2006, SECTION 103, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 26.1. (a) If a voter:

(1) cannot sign; or

(2) is a voter with a disability that makes it difficult for the voter to sign;

the voter's name and address, the poll clerks shall, by proper interrogation, satisfy themselves that the voter is the person the voter represents the voter to be.

(b) If satisfied as to the voter's identity under subsection (a), one (1) of the poll clerks shall then place the following on the poll list **or enter the information into the electronic poll list:**

(1) The voter's name.

(2) Except as provided in subsection (e), the voter's current residence address.

(c) The poll clerks shall:

(1) ask the voter to provide or update the voter's voter identification number;

(2) tell the voter the number the voter may use as a voter identification number; and

(3) explain to the voter that the voter is not required to provide or update a voter identification number at the polls.

(d) The poll clerk shall then add the clerk's initials in parentheses, after or under the signature. The voter then may vote.

(e) **The electronic poll list (or each line on a poll list sheet provided to take a voter's current residence address) must include a box under the heading "Address Unchanged" so that the voter may check the box instead of writing the voter's current address on the poll list, or if an electronic poll list is used, the poll clerk may check the box to indicate that the after stating to the voter the address shown on the electronic poll list and receiving an oral affirmation from the voter that the voter's residence address shown on the poll list is the voter's current residence address instead of writing the voter's current residence address on the poll list or reentering the address in the electronic poll list.**

SECTION 89. IC 3-11-10-26, AS AMENDED BY P.L.225-2011, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 26. (a) This subsection applies to all counties,

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except for a county to which IC 3-6-5.2 applies. As an alternative to voting by mail, a voter is entitled to cast an absentee ballot before an absentee voter board at any of the following:

- (1) One (1) location of the office of the circuit court clerk designated by the circuit court clerk.
- (2) A satellite office established under section 26.3 of this chapter.

(b) This subsection applies to a county to which IC 3-6-5.2 applies. As an alternative to voting by mail, a voter is entitled to cast an absentee ballot before an absentee voter board at any of the following:

- (1) The office of the board of elections and registration.
- (2) A satellite office established under section 26.3 of this chapter.

(c) Except for a location designated under subsection (a)(1), a location of the office of the circuit court clerk must be established as a satellite office under section 26.3 of this chapter in order to be used as a location at which a voter is entitled to cast an absentee ballot before an absentee voter board under this section.

(d) The voter must:

- (1) sign an application on the form prescribed by the commission under IC 3-11-4-5.1; and
- (2) provide proof of identification;

before being permitted to vote. The application must be received by the circuit court clerk not later than the time prescribed by IC 3-11-4-3.

(e) The voter may vote before the board not more than ~~twenty-nine (29)~~ **twenty-eight (28)** days nor later than noon on the day before election day. **If the close of a voter registration period is transferred pursuant to IC 3-5-4-1.5 from twenty-nine (29) days to a later date due to the Columbus Day holiday, the voter may vote before the board on the first day following the day on which the voter registration period closes.**

(f) An absent uniformed services voter who is eligible to vote by absentee ballot in the circuit court clerk's office under IC 3-7-36-14 may vote before the board not earlier than ~~twenty-nine (29)~~ **twenty-eight (28)** days before the election and not later than noon on election day. **If the close of a voter registration period is transferred pursuant to IC 3-5-4-1.5 from twenty-nine (29) days to a later date due to the Columbus Day holiday, the voter may vote before the board on the first day following the day on which the voter registration period closes.** If a voter described by this subsection wishes to cast an absentee ballot during the period beginning at noon on the day before election day and ending at noon on election day, the

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county election board or absentee voter board may receive and process the ballot at a location designated by resolution of the county election board.

(g) The absentee voter board in the office of the circuit court clerk must permit voters to cast absentee ballots under this section for at least seven (7) hours on each of the two (2) Saturdays preceding election day.

(h) Notwithstanding subsection (g), in a county with a population of less than twenty thousand (20,000), the absentee voter board in the office of the circuit court clerk, with the approval of the county election board, may reduce the number of hours available to cast absentee ballots under this section to a minimum of four (4) hours on each of the two (2) Saturdays preceding election day.

(i) As provided by 42 U.S.C. 15481, a voter casting an absentee ballot under this section must be:

- (1) permitted to verify in a private and independent manner the votes selected by the voter before the ballot is cast and counted;
- (2) provided with the opportunity to change the ballot or correct any error in a private and independent manner before the ballot is cast and counted, including the opportunity to receive a replacement ballot if the voter is otherwise unable to change or correct the ballot; and
- (3) notified before the ballot is cast regarding the effect of casting multiple votes for the office and provided an opportunity to correct the ballot before the ballot is cast and counted.

(j) As provided by 42 U.S.C. 15481, when an absentee ballot is provided under this section, the board must also provide the voter with:

- (1) information concerning the effect of casting multiple votes for an office; and
- (2) instructions on how to correct the ballot before the ballot is cast and counted, including the issuance of replacement ballots.

(k) If:

- (1) the voter is unable or declines to present the proof of identification; or
- (2) a member of the board determines that the proof of identification provided by the voter does not qualify as proof of identification under IC 3-5-2-40.5;

the voter shall be permitted to cast an absentee ballot and the voter's absentee ballot shall be treated as a provisional ballot.

(l) A voter casting an absentee ballot under this section is entitled to cast the voter's ballot in accordance with IC 3-11-9.

SECTION 90. IC 3-11-16-4, AS ADDED BY P.L.221-2005,

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SECTION 95, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. The person or entity designated under this chapter to conduct the program shall do the following:

- (1) Develop and propose procedures and standards for the certification, acquisition, functioning, training, and security for voting systems used to conduct elections in Indiana.
- (2) Compile and maintain an inventory of all voting systems used to conduct elections in Indiana.
- (3) Review reports concerning voting systems prepared by independent laboratories and submitted by applicants for voting system certification.
- (4) Recommend to the commission whether an application for voting system certification should be approved and, if so, whether the approval should be subject to any restrictions or conditions to ensure compliance with Indiana law.
- (5) Perform any additional testing of a voting system necessary to determine whether the voting system complies with state law.
- (6) Each year perform random audits of voting systems used to conduct Indiana elections and prepare reports indicating whether the voting systems have been certified, programmed, and used in compliance with Indiana law.
- (7) Review contracts, leases, purchase orders, and amendments to those documents concerning the acquisition or maintenance of voting systems.
- (8) Assist with the development of quantity purchase agreements and other contracts for the lease or purchase of voting systems.
- (9) Develop and propose procedures and standards for the certification, acquisition, functioning, training, and security for electronic pollbooks used to conduct elections in Indiana.**
- ~~(9)~~ **(10)** Perform any other duties related to the approval or use of voting systems as provided in:
 - (A) state law; or
 - (B) the contract described in section 3 of this chapter.

SECTION 91. IC 3-11-17-1, AS ADDED BY P.L.221-2005, SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. This chapter applies to a voting system **or an electronic pollbook** vendor who sells, leases, installs, implements, or permits the use of a voting system **or an electronic pollbook** in an election conducted in Indiana.

SECTION 92. IC 3-11-17-2, AS ADDED BY P.L.221-2005, SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. In addition to any other penalty imposed, a

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vendor who knowingly, recklessly, or negligently sells, leases, installs, implements, or permits the use of a voting system **or an electronic pollbook** in an election conducted in Indiana in violation of this title is subject to a civil penalty under this chapter."

Page 30, delete lines 1 through 17.

Page 30, line 32, delete "." and insert "**for an election that is not being held in each precinct of the county.**".

Page 30, line 38, delete "." and insert "**for an election that is not being held in each precinct of the county.**".

Page 32, between lines 27 and 28, begin a new paragraph and insert:

"SECTION 95. IC 3-11-18.1-12, AS ADDED BY P.L.1-2011, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. (a) Notwithstanding any other law, the electronic poll list used at each vote center

(+) must:

(1) comply with IC 3-11-8-10.3;

(2) ~~may~~ include an electronic image of the signature of a voter taken from the voter's registration application, if available; and

(3) ~~may~~ (2) be in a format approved by the secretary of state in accordance with this section.

(b) A person who wishes to market, sell, lease, or provide an electronic pollbook for use in an election in Indiana must first file an application for certification with the election division on a form prescribed by the secretary of state.

(c) The secretary of state shall refer the application to the person or entity conducting the voting system technical oversight program (VSTOP) established by IC 3-11-16-2.

(d) The VSTOP shall examine the electronic pollbook with its accompanying documentation and file a report with the secretary of state indicating:

(1) whether the electronic pollbook would operate in compliance with this title;

(2) any recommendations regarding the acquisition or use of the electronic pollbook; and

(3) whether VSTOP recommends that the secretary of state approve the electronic pollbook under this section, including any recommended restrictions that should be placed on the secretary of state's approval.

(e) After the report required by subsection (d) is filed, the secretary of state may approve the application for certification, permitting the electronic pollbook to be used in an election in Indiana.



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(f) A certification under this section expires on December 31 of the year following the date of its issuance, unless earlier revoked by the secretary of state upon a written finding of good cause for the revocation.

SECTION 96. IC 3-11-18.1-14.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 14.5. Each day after absentee voting concludes in the circuit court clerk's office, a satellite office, or a vote center, the county election board shall direct that the vote history be uploaded from each electronic pollbook into the computerized list.**

SECTION 97. IC 3-11.5-4-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 1. Each circuit court clerk shall do the following:**

(1) Keep a separate absentee ballot record for each precinct in the county.

(2) **This subdivision applies to a county in which the county voter registration office prepares a certified list of all voters registered to vote in each precinct in the county under IC 3-7-29-1.** Certify to each inspector or the inspector's representative, at the time that the ballots and supplies are delivered under IC 3-11-3, the names of the voters:

(A) to whom absentee ballots were sent or who marked ballots in person; and

(B) whose ballots have been received by the county election board under IC 3-11-10.

(3) **This subdivision applies to a county that has adopted an order to use an electronic poll list under IC 3-7-29-6 or is a voter center county under IC 3-11-18.1. Provide the following information to the county voter registration office so that the information can be included on the electronic poll list under IC 3-7-29-6(c) at the time the county voter registration office downloads information to an electronic poll list under IC 3-7-29-6(c):**

(A) **The names of the voters to whom absentee ballots were sent or who marked ballots in person.**

(B) **The names of the voters whose ballots have been received by the county election board under IC 3-11-10.**

SECTION 98. IC 3-11.5-4-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 8. (a) This section does not apply to a county that:**

(1) has adopted an order to use an electronic poll list under

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IC 3-7-29-6; or

(2) is a vote center county under IC 3-11-18.1;

if the electronic poll list used at a polling place or vote center is immediately updated to indicate that the county received, not later than noon on election day, an absentee ballot from a voter.

~~(a)~~ **(b)** Each county election board shall certify the names of voters:

(1) to whom absentee ballots were sent or who marked ballots in person; and

(2) whose ballots have been received by the board under this chapter;

after the certification under section 1 of this chapter and not later than noon on election day.

~~(b)~~ **(c)** The county election board shall have:

(1) the certificates described in subsection ~~(a)~~; **(b)**; and

(2) the circuit court clerk's certificates for voters who have registered and voted under IC 3-7-36-14;

delivered to the precinct election boards at their respective polls on election day by couriers appointed under section 22 of this chapter.

~~(c)~~ **(d)** The certificates shall be delivered not later than 3 p.m. on election day.

SECTION 99. IC 3-11.5-4-9, AS AMENDED BY P.L.225-2011, SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. **(a) This section does not apply to a county that:**

(1) has adopted an order to use an electronic poll list under IC 3-7-29-6; or

(2) is a vote center county under IC 3-11-18.1;

if the electronic poll list used at a polling place or vote center is immediately updated to indicate that the county received, not later than noon on election day, an absentee ballot from a voter.

~~(a)~~ **(b)** Upon delivery of the certificates under section 8 of this chapter to a precinct election board, the inspector shall do the following in the presence of the poll clerks:

(1) Mark the poll list.

(2) Attach the certificates of voters who have registered and voted under IC 3-7-36-14 to the poll list.

The poll clerks shall sign the statement printed on the certificate indicating that the inspector marked the poll list and attached the certificates under this section in the presence of both poll clerks to indicate that the absentee ballot of the voter has been received by the county election board.

~~(b)~~ **(c)** The inspector shall then deposit:

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- (1) the certificate prepared under section 1 of this chapter;
- (2) the certificate prepared under section 8 of this chapter; and
- (3) any challenge affidavit executed by a qualified person under section 16 of this chapter;

in an envelope in the presence of both poll clerks.

~~(c)~~ (d) The inspector shall seal the envelope. The inspector and each poll clerk shall then sign a statement printed on the envelope indicating that the inspector or poll clerk has complied with the requirements of this chapter governing the marking of the poll list and certificates.

~~(d)~~ (e) The couriers shall immediately return the envelope described in subsection ~~(b)~~ (c) to the county election board. Upon delivering the envelope to the county election board, each courier shall sign a statement printed on the envelope indicating that the courier has not opened or tampered with the envelope since the envelope was delivered to the courier.

SECTION 100. IC 3-11.5-4-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11. (a) **Except as provided in subsection (b),** at any time after the couriers return the certificate under section 9 of this chapter, absentee ballot counters appointed under section 22 of this chapter, in the presence of the county election board, shall, except for a ballot rejected under section 13 of this chapter:

- (1) open the outer or carrier envelope containing an absentee ballot envelope and application;
- (2) announce the absentee voter's name; and
- (3) compare the signature upon the application with the signature upon the affidavit on the ballot envelope or transmitted affidavit.

(b) This subsection applies to a county that:

- (1) has adopted an order to use an electronic poll list under IC 3-7-29-6; or**
- (2) is a vote center county under IC 3-11-18.1.**

Immediately after the electronic poll lists used at each polling place or vote center have been updated to indicate that the county received, not later than noon on election day, an absentee ballot from a voter, the absentee ballot counters shall, in a central counting location designated by the county election board, count the absentee ballot votes cast for each candidate for each office and on each public question in the precinct.

SECTION 101. IC 3-11.5-4-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 15. (a) **Except as provided in subsection (c),** the vote of an absentee voter may be challenged at the polls for the reason that the absentee voter is not a

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legal voter of the precinct where the ballot is being cast.

(b) **This subsection applies** before the inspector prepares to mark the poll list to indicate that an absentee ballot cast by the voter has been received by the county election board according to a certificate delivered to the polls under section 1 or section 8 of this chapter. The inspector shall notify the challengers and the pollbook holders that the inspector is about to mark the poll list under this section. The inspector shall provide the challengers and pollbook holders with the name and address of each voter listed in the certificate so that the voter may be challenged under this article.

(c) **This section applies to a county that:**

- (1) **has adopted an order to use an electronic poll list under IC 3-7-29-6; or**
- (2) **is a vote center county under IC 3-11-18.1.**

The vote of an absentee ballot may be challenged for the reason that the absentee voter is not a legal voter of the precinct for which the absentee ballot was issued. Before the absentee ballot counters process an absentee ballot, the absentee ballot counters shall notify the county election board. A county election board member, or a representative designated by the county election board member, may challenge the counting of an absentee ballot.

(e) (d) The challenge under this section must be determined using the procedures for counting a provisional ballot under IC 3-11.7.

SECTION 102. IC 3-11.5-4-16, AS AMENDED BY P.L.164-2006, SECTION 120, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 16. (a) If an absentee ballot is challenged under section 15 of this chapter, the absentee voter's application for an absentee ballot shall be considered as the affidavit required to be made by a voter when challenged at the polls while voting in person.

(b) Except as provided in subsection (c), the challenge procedure under this section is the same as though the ballot was cast by the voter in person.

(c) An absentee voter is not required to provide proof of identification.

(d) **This subsection does not apply to a county that:**

- (1) **has adopted an order to use an electronic poll list under IC 3-7-29-6; or**
- (2) **is a vote center county under IC 3-11-18.1.**

If a proper affidavit by a qualified person in the form required by IC 3-11-8-22.1 is made that would entitle the absentee voter to vote if the absentee voter had personally appeared, the couriers shall return the

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affidavit to the county election board in the same envelope as the certificate returned under section 9 of this chapter.

(e) The absentee ballot cast by the challenged voter shall be counted if the county election board makes the findings required under ~~section 11 of this chapter:~~ **IC 3-11.7.**

SECTION 103. IC 3-11.5-4-22 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 22. (a) Except as provided in subsection (b), each county election board shall appoint:

- (1) absentee voter boards;
- (2) teams of absentee ballot counters; and
- (3) teams of couriers;

consisting of two (2) voters of the county, one (1) from each of the two (2) political parties that have appointed members on the county election board.

(b) Notwithstanding subsection (a), a county election board:

(1) may appoint, by a unanimous vote of the board's members, only one (1) absentee ballot courier if the person appointed is a voter of the county; **and**

(2) shall not appoint teams of couriers, if the county:

(A) has adopted an order to use an electronic poll list under IC 3-7-29-6; or

(B) is a vote center county under IC 3-11-18.1.

(c) An otherwise qualified person is eligible to serve on an absentee voter board or as an absentee ballot counter or a courier unless the person:

- (1) is unable to read, write, and speak the English language;
- (2) has any property bet or wagered on the result of the election;
- (3) is a candidate to be voted for at the election except as an unopposed candidate for precinct committeeman or state convention delegate; or
- (4) is the spouse, parent, father-in-law, mother-in-law, child, son-in-law, daughter-in-law, grandparent, grandchild, brother, sister, brother-in-law, sister-in-law, uncle, aunt, nephew, or niece of a candidate or declared write-in candidate to be voted for at the election except as an unopposed candidate. This subdivision disqualifies a person whose relationship to the candidate is the result of birth, marriage, or adoption.

(d) A person who is a candidate to be voted for at the election or who is related to a candidate in a manner that would result in disqualification under subsection (c) may, notwithstanding subsection (c), serve as a member of an absentee voter board if:

- (1) the candidate is seeking nomination or election to an office in

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an election district that does not consist of the entire county; and
 (2) the county election board restricts the duties of the person as an absentee voter board member to performing functions that could have no influence on the casting or counting of absentee ballots within the election district.

SECTION 104. IC 3-11.5-4-24, AS AMENDED BY P.L.221-2005, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 24. **(a) This section does not apply to a county that:**

- (1) has adopted an order to use an electronic poll list under IC 3-7-29-6; or**
- (2) is a vote center county under IC 3-11-18.1.**

~~(a)~~ **(b)** In addition to the preparations described in IC 3-11-11-2, IC 3-11-13-27, or IC 3-11-14-16, the inspector shall:

- (1) mark the poll list; and
- (2) attach the certificates of voters who have registered and voted under IC 3-7-36-14 to the poll list;

in the presence of the poll clerks to indicate the voters of the precinct whose absentee ballots have been received by the county election board according to the certificate supplied under section 1 of this chapter.

~~(b)~~ **(c)** The poll clerks shall sign the statement printed on the certificate supplied under section 1 of this chapter indicating that the inspector:

- (1) marked the poll list; and
 - (2) attached the certificates described in subsection ~~(a)(2)~~; **(b)(2)**;
- under this section in the presence of both poll clerks.

~~(c)~~ **(d)** The inspector shall retain custody of the certificate supplied under section 1 of this chapter until the certificate is returned under section 9 of this chapter.

SECTION 105. IC 3-11.5-5-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. **(a) Except as provided in subsection (b), immediately after:**

- (1) the couriers have returned the certificate from a precinct under IC 3-11.5-4-9; and
- (2) the absentee ballot counters or the county election board have made the findings required under IC 3-11-10 and IC 3-11.5-4 for the absentee ballots cast by voters of the precinct and deposited the accepted absentee ballots in the envelope required under IC 3-11.5-4-12;

the absentee ballot counters shall, in a central counting location designated by the county election board, count the absentee ballot votes for each candidate for each office and on each public question in the



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precinct.

(b) This subsection applies to a county that:

(1) has adopted an order to use an electronic poll list under IC 3-7-29-6; or

(2) is a vote center county under IC 3-11-18.1.

Immediately after the electronic poll lists used at each polling place or vote center have been updated to indicate that the county received, not later than noon on election day, an absentee ballot from a voter, the absentee ballot counters shall, in a central counting location designated by the county election board, count the absentee ballot votes cast for each candidate for each office and on each public question in the precinct.

SECTION 106. IC 3-11.5-6-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. **(a) Except as provided in subsection (b), immediately after:**

(1) the couriers have returned the certificate from a precinct under IC 3-11.5-4-9; and

(2) the absentee ballot counters or the county election board has made the findings required under IC 3-11-10 and IC 3-11.5-4 for the absentee ballots cast by voters of the precinct and deposited the accepted absentee ballots in the envelope required under IC 3-11.5-4-12;

the absentee ballot counters shall, in a central counting location designated by the county election board, count the absentee ballot votes for each candidate for each office and on each public question in the precinct with the assistance of any persons required for the operation of the automatic tabulating machine.

(b) This subsection applies to a county that:

(1) has adopted an order to use an electronic poll list under IC 3-7-29-6; or

(2) is a vote center county under IC 3-11-18.1.

Immediately after the electronic poll lists used at each polling place or vote center have been updated to indicate that the county received, not later than noon on election day, an absentee ballot from a voter, the absentee ballot counters shall, in a central counting location designated by the county election board, count the absentee ballot votes cast for each candidate for each office and on each public question in the precinct.

SECTION 107. IC 3-14-1-17 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 17. **(a) As used in this section, "government employee" refers to any of the following:**

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- (1) An employee of the state.
- (2) An employee of a political subdivision.
- (3) A special state appointee (as defined in IC 4-2-6-1).

(b) As used in this section, "government employer" refers to the state or a political subdivision.

(c) As used in this section, "property" refers only to the following:

- (1) Equipment, goods, and materials, including mail and messaging systems.
- (2) Money.

(d) A government employee may not knowingly or intentionally do any of the following:

- (1) Use the property of the employee's government employer to do any of the following:
 - (A) Solicit a contribution.
 - (B) Advocate the election or defeat of a candidate.
 - (C) Advocate the approval or defeat of a public question.
- (2) Distribute campaign materials advocating:
 - (A) the election or defeat of a candidate; or
 - (B) the approval or defeat of a public question;
 on the government employer's real property during regular working hours.

This subsection does not prohibit activities permitted under IC 6-1.1-20.

(e) A government employee who knowingly or intentionally performs several actions described in subsection (d) in a connected series that are closely related in time, place, and circumstance may be charged with only one (1) violation of this section for that connected series of actions.

(f) A government employee who violates this section commits a Class A misdemeanor. However, the offense is a Class D felony if the person has a prior unrelated conviction under this section."

Page 32, line 41, after "mail." insert "The absentee ballot application of a program participant is confidential."

Page 35, delete lines 24 through 37, begin a new paragraph and insert:

"SECTION 115. IC 16-35-1.6-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. A designated employee may use any of the following methods to transmit voter registration applications or declinations under section 5 or 6 of this chapter:

- (1) Hand delivery to the circuit court clerk or board of

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registration.

(2) ~~Certified Delivery by the United States Postal Service, using first class mail. return receipt requested.~~"

Page 36, between lines 5 and 6, begin a new paragraph and insert: "SECTION 116. IC 35-51-3-1, AS ADDED BY P.L.70-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. The following statutes define crimes in ~~IC 3-~~

IC 3-14-1:

- IC 3-14-1-1 (Concerning elections).
- IC 3-14-1-2 (Concerning elections).
- IC 3-14-1-3 (Concerning elections).
- IC 3-14-1-6 (Concerning elections).
- IC 3-14-1-7 (Concerning elections).
- IC 3-14-1-10 (Concerning elections).
- IC 3-14-1-10.5 (Concerning elections).
- IC 3-14-1-11 (Concerning elections).
- IC 3-14-1-13 (Concerning elections).
- IC 3-14-1-14 (Concerning elections).
- IC 3-14-1-14.5 (Concerning elections).

IC 3-14-1-17 (Concerning election campaign violations).

- ~~IC 3-14-2-1 (Concerning voting):~~
- ~~IC 3-14-2-2 (Concerning voting):~~
- ~~IC 3-14-2-2.5 (Concerning voting):~~
- ~~IC 3-14-2-3 (Concerning voting):~~
- ~~IC 3-14-2-4 (Concerning voting):~~
- ~~IC 3-14-2-5 (Concerning voting):~~
- ~~IC 3-14-2-6 (Concerning voting):~~
- ~~IC 3-14-2-7 (Concerning voting):~~
- ~~IC 3-14-2-8 (Concerning voting):~~
- ~~IC 3-14-2-9 (Concerning voting):~~
- ~~IC 3-14-2-10 (Concerning voting):~~
- ~~IC 3-14-2-11 (Concerning voting):~~
- ~~IC 3-14-2-12 (Concerning voting):~~
- ~~IC 3-14-2-13 (Concerning voting):~~
- ~~IC 3-14-2-14 (Concerning voting):~~
- ~~IC 3-14-2-15 (Concerning voting):~~
- ~~IC 3-14-2-16 (Concerning voting):~~
- ~~IC 3-14-2-17 (Concerning voting):~~
- ~~IC 3-14-2-18 (Concerning voting):~~
- ~~IC 3-14-2-19 (Concerning voting):~~
- ~~IC 3-14-2-20 (Concerning voting):~~
- ~~IC 3-14-2-21 (Concerning voting):~~

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IC 3-14-2-22 (Concerning voting):
 IC 3-14-2-23 (Concerning voting):
 IC 3-14-2-24 (Concerning voting):
 IC 3-14-2-25 (Concerning voting):
 IC 3-14-2-26 (Concerning voting):
 IC 3-14-2-27 (Concerning voting):
 IC 3-14-2-28 (Concerning voting):
 IC 3-14-2-29 (Concerning voting):
 IC 3-14-2-30 (Concerning voting):
 IC 3-14-3-1.1 (Concerning voting):
 IC 3-14-3-2 (Concerning voting):
 IC 3-14-3-3 (Concerning voting):
 IC 3-14-3-4 (Concerning voting):
 IC 3-14-3-5 (Concerning voting):
 IC 3-14-3-6 (Concerning voting):
 IC 3-14-3-7 (Concerning voting):
 IC 3-14-3-8 (Concerning voting):
 IC 3-14-3-9 (Concerning voting):
 IC 3-14-3-10 (Concerning voting):
 IC 3-14-3-11 (Concerning voting):
 IC 3-14-3-12 (Concerning voting):
 IC 3-14-3-13 (Concerning voting):
 IC 3-14-3-14 (Concerning voting):
 IC 3-14-3-15 (Concerning voting):
 IC 3-14-3-16 (Concerning voting):
 IC 3-14-3-17 (Concerning voting):
 IC 3-14-3-18 (Concerning voting):
 IC 3-14-3-19 (Concerning voting):
 IC 3-14-3-20 (Concerning voting):
 IC 3-14-3-20.5 (Concerning voting):
 IC 3-14-3-21 (Concerning voting):
 IC 3-14-3-21.5 (Concerning voting):
 IC 3-14-4-1 (Concerning elections):
 IC 3-14-4-2 (Concerning elections):
 IC 3-14-4-3 (Concerning elections):
 IC 3-14-4-3.5 (Concerning elections):
 IC 3-14-4-4 (Concerning elections):
 IC 3-14-4-6 (Concerning elections):
 IC 3-14-4-7 (Concerning elections):
 IC 3-14-4-8 (Concerning elections):
 IC 3-14-4-9 (Concerning elections):
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~~IC 3-14-6-1.1~~ (Concerning elections):

~~IC 3-14-6-2~~ (Concerning elections):

SECTION 117. IC 35-51-3-2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 2. The following statutes define crimes in IC 3-14-2:**

- IC 3-14-2-1 (Concerning voting).
- IC 3-14-2-2 (Concerning voting).
- IC 3-14-2-2.5 (Concerning voting).
- IC 3-14-2-3 (Concerning voting).
- IC 3-14-2-4 (Concerning voting).
- IC 3-14-2-5 (Concerning voting).
- IC 3-14-2-6 (Concerning voting).
- IC 3-14-2-7 (Concerning voting).
- IC 3-14-2-8 (Concerning voting).
- IC 3-14-2-9 (Concerning voting).
- IC 3-14-2-10 (Concerning voting).
- IC 3-14-2-11 (Concerning voting).
- IC 3-14-2-12 (Concerning voting).
- IC 3-14-2-13 (Concerning voting).
- IC 3-14-2-14 (Concerning voting).
- IC 3-14-2-15 (Concerning voting).
- IC 3-14-2-16 (Concerning voting).
- IC 3-14-2-17 (Concerning voting).
- IC 3-14-2-18 (Concerning voting).
- IC 3-14-2-19 (Concerning voting).
- IC 3-14-2-20 (Concerning voting).
- IC 3-14-2-21 (Concerning voting).
- IC 3-14-2-22 (Concerning voting).
- IC 3-14-2-23 (Concerning voting).
- IC 3-14-2-24 (Concerning voting).
- IC 3-14-2-25 (Concerning voting).
- IC 3-14-2-26 (Concerning voting).
- IC 3-14-2-27 (Concerning voting).
- IC 3-14-2-28 (Concerning voting).
- IC 3-14-2-29 (Concerning voting).
- IC 3-14-2-30 (Concerning voting).

SECTION 118. IC 35-51-3-3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 3. The following statutes define crimes in IC 3-14-3:**

IC 3-14-3-1.1 (Concerning voting).

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IC 3-14-3-2 (Concerning voting).
 IC 3-14-3-3 (Concerning voting).
 IC 3-14-3-4 (Concerning voting).
 IC 3-14-3-5 (Concerning voting).
 IC 3-14-3-6 (Concerning voting).
 IC 3-14-3-7 (Concerning voting).
 IC 3-14-3-8 (Concerning voting).
 IC 3-14-3-9 (Concerning voting).
 IC 3-14-3-10 (Concerning voting).
 IC 3-14-3-11 (Concerning voting).
 IC 3-14-3-12 (Concerning voting).
 IC 3-14-3-13 (Concerning voting).
 IC 3-14-3-14 (Concerning voting).
 IC 3-14-3-15 (Concerning voting).
 IC 3-14-3-16 (Concerning voting).
 IC 3-14-3-17 (Concerning voting).
 IC 3-14-3-18 (Concerning voting).
 IC 3-14-3-19 (Concerning voting).
 IC 3-14-3-20 (Concerning voting).
 IC 3-14-3-20.5 (Concerning voting).
 IC 3-14-3-21 (Concerning voting).
 IC 3-14-3-21.5 (Concerning voting).

SECTION 119. IC 35-51-3-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 4. The following statutes define crimes in IC 3-14-4:**

IC 3-14-4-1 (Concerning elections).
 IC 3-14-4-2 (Concerning elections).
 IC 3-14-4-3 (Concerning elections).
 IC 3-14-4-3.5 (Concerning elections).
 IC 3-14-4-4 (Concerning elections).
 IC 3-14-4-6 (Concerning elections).
 IC 3-14-4-7 (Concerning elections).
 IC 3-14-4-8 (Concerning elections).
 IC 3-14-4-9 (Concerning elections).
 IC 3-14-4-10 (Concerning elections).

SECTION 120. IC 35-51-3-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 6. The following statutes define crimes in IC 3-14-6:**

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IC 3-14-6-1.1 (Concerning elections).

IC 3-14-6-2 (Concerning elections)."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 519 as printed February 19, 2013.)

SMITH M, Chair

Committee Vote: yeas 9, nays 3.

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