

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 519 be amended to read as follows:

- 1 Page 2, delete lines 26 through 37, begin a new paragraph and
- 2 insert:
- 3 "SECTION 4. IC 3-5-2-47.5 AS ADDED BY HEA 1311-2013,
- 4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2013]: Sec. 47.5. "Signing the poll list" means:
- 6 (1) a voter writing the voter's name on the certified list of
- 7 registered voters for the precinct prepared in accordance with
- 8 IC 3-7-29-1; or
- 9 (2) a voter writing the voter's name on an electronic poll list using
- 10 an electronic signature pad, **tablet, or other signature capturing**
- 11 **device** at a polling place, **office of the circuit court clerk (under**
- 12 **IC 3-11-10-26),** or satellite office (as established under
- 13 IC 3-11-10-26.3) where the use of an electronic poll list is
- 14 authorized in accordance with IC 3-7-29-6."
- 15 Page 12, delete lines 38 through 42, begin a new paragraph and
- 16 insert:
- 17 "SECTION 46. IC 3-7-29-1, AS AMENDED BY HEA 1311-2013,
- 18 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 19 JULY 1, 2013]: Sec. 1. (a) **Except as provided in subsection (f),** this
- 20 section does not apply to a county that:
- 21 (1) has adopted an order under section 6 of this chapter; or
- 22 (2) is a vote center county under IC 3-11-18.1.
- 23 (b) Not later than ten (10) days before the election at which the
- 24 registration record is to be used, the county voter registration office

1 shall prepare certified copies of the list of registered voters for each
2 precinct in the county.

3 (c) The lists must contain the following information concerning
4 each registered voter:

5 (1) The full name of the voter.

6 (2) The address of the voter.

7 (3) The assigned voter identification number.

8 (4) Whether the voter is required to provide additional
9 identification before voting either in person or by absentee ballot.

10 (5) The date of birth of the voter, **including an indication**
11 **whether the voter is less than eighteen (18) years of age for a**
12 **poll list used in a primary election.**

13 (6) The scanned signature of the voter.

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

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

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

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

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

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

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

31 (e) The poll list must also contain a statement at the top of each
32 page indicating that an individual who knowingly makes a false
33 statement:

34 (1) by signing a poll list; or ~~indicating~~

35 (2) on a poll list ~~that a voter's~~ **concerning the individual's name**
36 **or residence** address; ~~has changed~~

37 commits a Class D felony as provided by IC 3-14-2-11.

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

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

45 (2) indicates that an individual commits a Class D felony under
46 IC 3-14-2-11, if the individual knowingly makes a false statement

1 to a precinct election officer **concerning:**

2 (A) ~~concerning~~ the individual's name; or

3 (B) ~~indicating that~~ the individual's **residence** address. ~~has~~
4 ~~changed.~~

5 SECTION 47. IC 3-7-29-3, AS AMENDED BY HEA 1311-2013,
6 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2013]: Sec. 3. **(a) This section does not apply to a county**
8 **that:**

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

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

11 **(b)** When the inspector of a precinct procures the ballots and other
12 election supplies for an election, the inspector shall also procure from
13 the county voter registration office the certified copies of the
14 registration record of the precinct with the information required under
15 section 1 of this chapter ~~(or an electronic poll list in a county in which~~
16 ~~an order is adopted under section 6 of this chapter or that is a vote~~
17 ~~center county under IC 3-11-18.1)~~ and other necessary registration
18 supplies.

19 SECTION 48. IC 3-7-29-6 AS ADDED BY HEA 1311-2013,
20 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2013]: Sec. 6. (a) If a county election board adopts an order
22 to provide an electronic poll list to the inspector for use at a polling
23 place, **an office of the circuit court clerk (under IC 3-11-10-26),** or
24 at a satellite office established under IC 3-11-10-26.3, electronic poll
25 lists may be used at an election (rather than certified poll lists prepared
26 under this chapter) **in all precincts in which the election is to be**
27 **conducted.**

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

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

36 Delete pages 13 through 14.

37 Page 15, delete lines 1 through 16.

38 Page 16, line 1, delete "sworn or affirmed" and insert "**certified to**
39 **by the individual**".

40 Page 17, between lines 12 and 13, begin a new line block indented
41 and insert:

42 **"(11) A state agency or county voter registration office**
43 **receiving an application through the online voter registration**
44 **system under IC 3-7-26.7."**

45 Page 18, line 34, delete "As used in this chapter," and insert "**(a)**
46 **For purposes of this chapter,**".

1 Page 19, between lines 22 and 23, begin a new paragraph and insert:
 2 "**(b) For purposes of this chapter, a registration form is**
 3 **"incomplete" if a person who received a completed application**
 4 **from the applicant does not provide any of the following:**
 5 **(1) The name and residence address of the individual who**
 6 **received the application.**
 7 **(2) The date on which the individual received the application**
 8 **from the applicant.**
 9 **(3) The signature of the individual certifying this**
 10 **information."**

11 Page 24, delete lines 20 through 34.

12 Page 25, delete lines 36 through 42, begin a new paragraph and
 13 insert:

14 "SECTION 67. IC 3-7-45-6.1, AS AMENDED BY HEA 1391-2013,
 15 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2013]: Sec. 6.1. (a) **At least once each month**, the election
 17 division shall obtain information regarding Indiana residents identified
 18 as deceased by the federal Social Security Administration as required
 19 by 42 U.S.C. 15483 and in conformity with IC 3-7-26.3.

20 (b) **Not later than thirty (30) days after receiving a report**
 21 **obtained under subsection (a)**, the election division shall provide
 22 each county voter registration office with a report identifying the
 23 deceased individuals who are shown as residing in the county.

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

27 (d) If the election division does not perform a duty in accordance
 28 with this section, the secretary of state shall perform the duty.

29 SECTION 68. IC 3-7-45-8, AS AMENDED BY HEA 1391-2013,
 30 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2013]: Sec. 8. (a) **At least once each month**, the NVRA
 32 official shall notify each county voter registration office of the names
 33 of deceased persons obtained under this chapter.

34 (b) If the NVRA official does not perform a duty in accordance with
 35 this section, the secretary of state shall perform the duty.

36 SECTION 69. IC 3-10-1-7.1, AS AMENDED BY HEA 1311-2013,
 37 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2013]: Sec. 7.1. (a) This subsection does not apply to a county
 39 in which electronic poll lists are used under IC 3-7-29-6 or
 40 IC 3-11-18.1. Each county election board shall furnish the inspector of
 41 each precinct for use on primary election day a certified copy under
 42 IC 3-7-29 of the list of all voters registered to vote in the precinct.

43 (b) This subsection does not apply to a county in which electronic
 44 poll lists ~~with the capability to display signatures of voters~~ are used
 45 under IC 3-7-29-6 or IC 3-11-18.1. The county voter registration office
 46 may also provide the inspector of each precinct in the county a certified

1 photocopy of the signature on the affidavit or form of registration of
 2 each voter of the precinct for the comparison of signatures under
 3 section 24.6 of this chapter.

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

8 SECTION 70. IC 3-11-3-16, AS AMENDED BY HEA 1311-2013,
 9 SECTION 16, AND SEA 518-2013, SECTION 46, IS AMENDED TO
 10 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 16. **(a)**
 11 **Except as provided in subsection (b),** each county election board
 12 shall prepare and have delivered to the inspectors of the precincts, at
 13 the time they receive the ballots for their precincts, a suitable number
 14 of voter registration lists certified under IC 3-7-29 (or an electronic poll
 15 list in a county described by IC 3-7-29-6 or IC 3-11-18.1) and any other
 16 forms, papers, certificates, and oaths that are required to be furnished
 17 to precinct election boards. The forms and papers must be prepared in
 18 compliance with IC 3-5-4-8.

19 **(b) In a county described by IC 3-7-29-6 or IC 3-11-18.1, the**
 20 **electronic poll lists shall be delivered and installed for use by the**
 21 **county election board under section 11(b) of this chapter.**

22 (c) The county voter registration office shall cooperate with the
 23 county election board in the preparation of the lists certified under
 24 IC 3-7-29 (or in the use of the electronic poll lists).

25 SECTION 71. IC 3-11-3-29.5, AS AMENDED BY HEA
 26 1157-2013, SECTION 29, IS AMENDED TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2013]: Sec. 29.5. (a) This section applies to a
 28 **primary**, general or special election in which the name of a candidate
 29 appears on the ballot. This section does not apply to an election for
 30 presidential electors in which the name of a candidate for President of
 31 the United States or Vice President of the United States appears on the
 32 ballot.

33 (b) The election board shall print new ballots to remove the name
 34 of a candidate who has died or is no longer a candidate under
 35 IC 3-13-2-1 if:

36 (1) the candidate's party does not fill the vacancy under IC 3-13-1
 37 or IC 3-13-2 not later than noon, five (5) days before the election;
 38 and

39 (2) when a candidate has died, the election board:

40 (A) receives a certificate of death issued under IC 16-37-3 not
 41 later than noon the seventh day before the election; or

42 (B) votes unanimously by the entire membership that there is
 43 good cause to believe that the candidate has died.

44 (c) The election board shall provide the number of ballots necessary
 45 to reflect a vacancy to the following:

46 (1) The absentee voter board.

- 1 (2) The inspector of each precinct in which the candidate is on the
2 ballot.
- 3 (3) The circuit court clerk.
- 4 (d) The election board may order the printing of new ballots that
5 omit the name of a candidate described in subsection (b). ~~Except for~~
6 ~~ballots used in a primary election;~~ A ballot printed under this
7 subsection must contain the statement "NO CANDIDATE" or
8 "CANDIDATE DECEASED" or words to that effect at the appropriate
9 position on the ballot.
- 10 (e) If a candidate vacancy under IC 3-13-1 or IC 3-13-2 is filled
11 after noon five (5) days before the election, the election board is not
12 required to reprint ballots to remove the name of an individual who is
13 no longer a candidate but may do so upon the vote of the election
14 board."
- 15 Delete pages 26 through 29.
- 16 Page 30, delete lines 1 through 14.
- 17 Page 31, delete lines 6 through 42, begin a new paragraph and
18 insert:
- 19 "SECTION 74. IC 3-11-8-6.3 AS ADDED BY SEA 518-2013,
20 SECTION IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2013]: Sec. 6.3. (a) The polls may not be located in a structure
22 on or in which is ~~located~~ **affixed** any display visible to a voter of
23 political preference or party allegiance. ~~including~~ **Except as provided**
24 **in subsection (b), this section does not prohibit the location of the**
25 **polls in a structure that includes** any pictures, photographs, or other
26 likenesses of any currently elected federal, state, county, or local
27 official.
- 28 **(b) The polls may not be located in a structure in which the polls**
29 **or chute contain any display visible to the voter of political**
30 **preference or party allegiance, including any pictures,**
31 **photographs, or other likenesses of any currently elected federal,**
32 **state, county, or local official.**
- 33 SECTION 75. IC 3-11-8-10.3, AS AMENDED BY HEA
34 1311-2013, SECTION 17, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2013]: Sec. 10.3. (a) As used in this section,
36 "electronic poll list" refers to a poll list that is maintained in a computer
37 data base.
- 38 (b) An electronic poll list must satisfy all of the following:
- 39 (1) An electronic poll list must be programmed so that the
40 coordinated action of two (2) election officers who are not
41 members of the same political party is necessary to access the
42 electronic poll list.
- 43 (2) An electronic poll list may not be connected to a voting
44 system.
- 45 (3) An electronic poll list may not permit access to voter
46 information other than:

- 1 (A) information provided on the certified list of voters
 2 prepared under IC 3-7-29-1; or
 3 (B) information concerning any of the following received or
 4 issued after the electronic poll list has been downloaded by the
 5 county election board under IC 3-7-29-6:
 6 (i) The county's receipt of an absentee ballot from the voter.
 7 (ii) The county's receipt of additional documentation
 8 provided by the voter to the county voter registration office.
 9 (iii) The county's issuance of a certificate of error.
 10 (4) The information contained on an electronic poll list must be
 11 encrypted and placed on a dedicated, private server to secure
 12 connectivity between a precinct polling place or satellite absentee
 13 office and the county election board. **The electronic poll book**
 14 **must have the capability of:**
 15 (A) **storing a local version of the data base that serves as a**
 16 **backup; and**
 17 (B) **producing a list of audit records that reflect all of the**
 18 **idiosyncrasies of the system, including in-process audit**
 19 **records that set forth all transactions.**
 20 (5) The electronic poll list must permit a poll clerk to enter
 21 information regarding an individual who has appeared to vote to
 22 verify whether the individual is eligible to vote, and if so, whether
 23 the voter has:
 24 (A) already cast a ballot at the election;
 25 (B) returned an absentee ballot; or
 26 (C) submitted any additional documentation required under
 27 IC 3-7-33-4.5.
 28 (6) After the voter has been provided with a ballot, the electronic
 29 poll list must permit a poll clerk to enter information indicating
 30 that the voter has voted at the election.
 31 (7) The electronic poll list must transmit the information in
 32 subdivision (6) to the county election board so that the board may
 33 transmit the information immediately to every other polling place
 34 or satellite absentee office in the county in which an electronic
 35 poll list is being used.
 36 (8) The electronic poll list must permit reports to be:
 37 (A) generated by a county election board for a watcher
 38 appointed under IC 3-6-8 at any time during election day; and
 39 (B) electronically transmitted by the county election board to
 40 a political party or independent candidate who has appointed
 41 a watcher under IC 3-6-8.
 42 (9) After election day, the electronic poll list must permit voter
 43 history to be quickly and accurately uploaded into the
 44 computerized list.
 45 (10) The electronic poll list must be able to display an electronic
 46 image of the signature of a voter taken from the voter's

- 1 registration application, if available.
- 2 (11) The electronic poll list must be used with a signature pad,
 3 **tablet, or other signature capturing device** that permits the
 4 voter to make an electronic signature for comparison with the
 5 signature displayed under subdivision (10). **An image of the**
 6 **electronic signature made by the voter on the signature pad,**
 7 **tablet, or other signature capturing device must be retained**
 8 **and identified as the signature of the voter for the period**
 9 **required for retention under IC 3-10-1-31.1.**
- 10 (12) The electronic poll list must include a bar code reader **or**
 11 **tablet** that:
- 12 (A) permits a voter who presents an Indiana driver's license or
 13 a state identification card issued under IC 9-24-16 to scan the
 14 license or card through the bar code reader **or tablet**; and
- 15 (B) has the capability to display the voter's registration record
 16 upon processing the information contained within the bar code
 17 on the license or card.
- 18 (13) The electronic poll list must be compatible with:
- 19 (A) any hardware attached to the poll book, such as signature
 20 pads, bar code scanners, and network cards;
- 21 (B) the statewide voter registration system; and
- 22 (C) any software system used to prepare voter information to
 23 be included on the electronic poll list.
- 24 (14) The electronic poll list must have the ability to be used in
 25 conformity with this title for:
- 26 (A) any type of election conducted in Indiana; or
- 27 (B) any combination of elections held concurrently with a
 28 general election, municipal election, primary election, or
 29 special election.
- 30 (15) The procedures for setting up, using, and shutting down an
 31 electronic poll list must:
- 32 (A) be reasonably easy for a precinct election officer to learn,
 33 understand, and perform; and
- 34 (B) not require a significant amount of training in addition to
 35 the training required by IC 3-6-6-40.
- 36 (16) The electronic poll list must enable a precinct election officer
 37 to verify that the electronic poll list:
- 38 (A) has been set up correctly;
- 39 (B) is working correctly so as to verify the eligibility of the
 40 voter;
- 41 (C) is correctly recording that a voter has voted; and
- 42 (D) has been shut down correctly.
- 43 (17) The electronic poll list must include the following
 44 documentation:
- 45 (A) Plainly worded, complete, and detailed instructions
 46 sufficient for a precinct election officer to set up, use, and shut

- 1 down the electronic poll list.
- 2 (B) Training materials that:
- 3 (i) may be in written or video form; and
- 4 (ii) must be in a format suitable for use at a polling place,
- 5 such as simple "how to" guides.
- 6 (C) Failsafe data recovery procedures for information included
- 7 in the electronic poll list.
- 8 (D) Usability tests:
- 9 (i) that are conducted by the manufacturer of the electronic
- 10 poll list using individuals who are representative of the
- 11 general public;
- 12 (ii) that include the setting up, using, and shutting down of
- 13 the electronic poll list; and
- 14 (iii) that report their results using the ANSI/INCITS -354
- 15 Common Industry Format (CIF) for Usability Test Reports
- 16 approved by the American National Standards Institute
- 17 (ANSI) on December 12, 2001.
- 18 (E) A clear model of the electronic poll list system architecture
- 19 and the following documentation:
- 20 (i) End user documentation.
- 21 (ii) System-level documentation.
- 22 (iii) Developer documentation.
- 23 (F) Detailed information concerning:
- 24 (i) electronic poll list consumables; and
- 25 (ii) the vendor's supply chain for those consumables.
- 26 (G) Vendor internal quality assurance procedures and any
- 27 internal or external test data and reports available to the
- 28 vendor concerning the electronic poll list.
- 29 (H) Repair and maintenance policies for the electronic poll
- 30 list.
- 31 (I) As of the date of the vendor's application for approval of
- 32 the electronic poll list by the secretary of state as required by
- 33 IC 3-11-18.1-12(2), the following:
- 34 (i) A list of customers who are using or have previously used
- 35 the vendor's electronic poll list.
- 36 (ii) A description of any known anomalies involving the
- 37 functioning of the electronic poll list, including how those
- 38 anomalies were resolved.
- 39 (18) The electronic poll list and any hardware attached to the poll
- 40 book must be designed to prevent injury or damage to any
- 41 individual or the hardware, including fire and electrical hazards.
- 42 (19) The electronic poll list must demonstrate that it correctly
- 43 processes all activity regarding each voter registration record
- 44 included on the list, including the use, alteration, storage, and
- 45 transmittal of information that is part of the record. Compliance
- 46 with this subdivision requires the mapping of the data life cycle

1 of the voter registration record as processed by the electronic poll
2 list.

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

8 **(21) The electronic poll list must have the capacity to transmit**
9 **all information generated by the voter or poll clerk as part of**
10 **the process of casting a ballot, including the time and date**
11 **stamp indicating when the voter voted, and the electronic**
12 **signature of the voter, for retention on the dedicated private**
13 **server maintained by the county election board for the period**
14 **required by Indiana and federal law.**

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

20 (23) The electronic poll list must:
21 (A) permit a voter to sign the poll list even when there is a
22 temporary interruption in connectivity to the Internet; and
23 (B) provide for the uploading of each signature and its
24 assignment to the voter's registration record.".

25 Delete pages 32 through 34.

26 Page 37, delete lines 6 through 42, begin a new paragraph and
27 insert:

28 "SECTION 77. IC 3-11-10-26, AS AMENDED BY SEA 518-2013,
29 SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2013]: Sec. 26. (a) This subsection applies to all counties,
31 except for a county to which IC 3-6-5.2 applies. As an alternative to
32 voting by mail, a voter is entitled to cast an absentee ballot before an
33 absentee voter board at any of the following:

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

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

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

44 (c) Except for a location designated under subsection (a)(1), a
45 location of the office of the circuit court clerk must be established as
46 a satellite office under section 26.3 of this chapter in order to be used

1 as a location at which a voter is entitled to cast an absentee ballot
2 before an absentee voter board under this section.

3 (d) The voter must:

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

6 (2) provide proof of identification;

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

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

16 (f) An absent uniformed services voter who is eligible to vote by
17 absentee ballot in the circuit court clerk's office under IC 3-7-36-14
18 may vote before the board not earlier than twenty-eight (28) days
19 before the election and not later than noon on election day. If the close
20 of a voter registration period is transferred **under IC 3-5-4-1.5** from
21 twenty-nine (29) days to a later date ~~under this title~~, **due to the**
22 **Columbus Day holiday**, the voter may vote before the board on the
23 first day following the day on which the voter registration period
24 closes. If a voter described by this subsection wishes to cast an
25 absentee ballot during the period beginning at noon on the day before
26 election day and ending at noon on election day, the county election
27 board or absentee voter board may receive and process the ballot at a
28 location designated by resolution of the county election board.

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

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

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

41 (1) permitted to verify in a private and independent manner the
42 votes selected by the voter before the ballot is cast and counted;

43 (2) provided with the opportunity to change the ballot or correct
44 any error in a private and independent manner before the ballot is
45 cast and counted, including the opportunity to receive a
46 replacement ballot if the voter is otherwise unable to change or

- 1 correct the ballot; and
- 2 (3) notified before the ballot is cast regarding the effect of casting
- 3 multiple votes for the office and provided an opportunity to
- 4 correct the ballot before the ballot is cast and counted.
- 5 (j) As provided by 42 U.S.C. 15481, when an absentee ballot is
- 6 provided under this section, the board must also provide the voter with:
- 7 (1) information concerning the effect of casting multiple votes for
- 8 an office; and
- 9 (2) instructions on how to correct the ballot before the ballot is
- 10 cast and counted, including the issuance of replacement ballots.
- 11 (k) If:
- 12 (1) the voter is unable or declines to present the proof of
- 13 identification; or
- 14 (2) a member of the board determines that the proof of
- 15 identification provided by the voter does not qualify as proof of
- 16 identification under IC 3-5-2-40.5;
- 17 the voter shall be permitted to cast an absentee ballot and the voter's
- 18 absentee ballot shall be treated as a provisional ballot.
- 19 (l) A voter casting an absentee ballot under this section is entitled
- 20 to cast the voter's ballot in accordance with IC 3-11-9.
- 21 SECTION 78. IC 3-11-17-1, AS AMENDED BY HEA 1311-2013,
- 22 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2013]: Sec. 1. This chapter applies to a voting system or an
- 24 electronic poll book vendor who **markets**, sells, leases, installs,
- 25 implements, or permits the use of a voting system or an electronic poll
- 26 book in an election conducted in Indiana."
- 27 Delete pages 38 through 41.
- 28 Page 42, delete lines 1 through 3.
- 29 Page 44, delete lines 24 through 42.
- 30 Page 45, delete lines 1 through 17.
- 31 Page 45, delete lines 25 through 42.
- 32 Delete page 46.
- 33 Page 47, delete lines 1 through 28.
- 34 Page 48, delete lines 10 through 42.
- 35 Delete pages 49 through 51.
- 36 Page 52, delete lines 1 through 9.
- 37 Page 53, delete lines 4 through 23.

- 1 Page 56, delete lines 11 through 20.
- 2 Renumber all SECTIONS consecutively.
(Reference is to ESB 519 as printed April 8, 2013.)

Representative Richardson