CONFERENCE COMMITTEE REPORT
DIGEST FOR ESB 388

Citations Affected: IC 3-11-8-11.3.

Synopsis: Election matters. Conference committee report for ESB 388. Provides that a voter casting, or waiting in line to cast, an early vote absentee ballot in person at: (1) a location of an office of the circuit court clerk designated by the circuit court clerk; (2) the office of a board of elections and registration; or (3) a satellite office; when the hour for closing the location or office, or the deadline for voting, occurs, shall be permitted to vote unless otherwise prevented according to law. Provides that an individual designated by the circuit court clerk at an early voting location shall: (1) determine the end of the line of voters who are waiting to vote at the time the hour for closing an early voting location occurs; and (2) use one of the following methods to identify the voters in the line who may vote unless otherwise prevented according to law: (A) writing down the name of each voter; (B) stamping each voter's hand; or (C) standing, or designating another individual to stand, immediately behind the last voter who may vote. Urges the legislative council to assign to the census data advisory committee the study of the election day voting process, including ways to ensure that every voter in line at the hour for closing the polls, and only those voters, may vote. **(This conference committee report: (1) removes provisions that provide certain options to an inspector at the polls or a vote center to identify the voters who are waiting in line at the time the deadline for voting occurs; and (2) urges the legislative council to assign to the census data advisory committee the study of the election day voting process, including ways to ensure that every voter in line at the hour for closing the polls, and only those voters, may vote.)**

Effective: July 1, 2013.

Adopted	Rejected

CONFERENCE COMMITTEE REPORT

MR. SPEAKER:

Your Conference Committee appointed to confer with a like committee from the Senate upon Engrossed House Amendments to Engrossed Senate Bill No. 388 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 3-11-8-11.3 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 11.3. (a) This section applies to a voter casting an absentee ballot at:**

(1) a location of the office of the circuit court clerk designated by the circuit court clerk under IC 3-11-10-26(a)(1);

(2) the office of the board of elections and registration under IC 3-11-10-26(b)(1); or

(3) a satellite office established under IC 3-11-10-26.3.

(b) When the hour for closing the location or office, or the deadline for voting established by IC 3-11-10-26, occurs, a voter who is:

(1) in the act of voting; or

(2) in line to vote, as determined in subsection (c);

shall be permitted to vote, unless otherwise prevented according to law.

(c) At the time described in subsection (b), an individual designated by the circuit court clerk shall:

(1) determine the end of the line of voters who are waiting to vote at the time described in subsection (b); and

(2) use one (1) of the following methods to identify the voters in the line who may vote unless otherwise prevented according to law:

(A) Write down the name of each voter.

(B) Stamp each voter's hand.

(C) Stand, or designate another individual to stand, immediately behind the last voter who may vote.

SECTION 2. [EFFECTIVE JULY 1, 2013] **(a) As used in this SECTION, "committee" refers to the census data advisory committee established by IC 2-5-19-2.**

(b) The general assembly urges the legislative council to assign to the committee, during the 2013 legislative interim, the study of the election day voting process, including ways to ensure that every voter in line at the hour for closing the polls, and only those voters, may vote.

(c) If the committee is assigned the topic described in subsection (b), the committee shall issue a report to the legislative council containing the committee's findings and recommendations, including any recommended legislation, not later than November 1, 2013.

(d) This SECTION expires January 1, 2014.

(Reference is to ESB 388 as printed March 8, 2013.)

Conference Committee Report
on
Engrossed Senate Bill 388

Signed by:

Senator Holdman Chairperson	Representative Smaltz
Senator Tallian	Representative Battles
Senate Conferees	**House Conferees**