

Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	0

MR. SPEAKER:

*Your Committee on Elections and Apportionment, to which was referred House Bill 1112, 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:*

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 2 "SECTION 1. IC 3-8-2-2.5 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2.5. (a) A person who
- 4 desires to be a write-in candidate for a federal, state, legislative, or
- 5 local office or school board office in a general, municipal, or school
- 6 board election must file a declaration of intent to be a write-in
- 7 candidate with the officer with whom declaration of candidacy must be
- 8 filed under sections 5 and 6 of this chapter.
- 9 (b) The declaration of intent to be a write-in candidate required
- 10 under subsection (a) must be signed before a person authorized to
- 11 administer oaths and must certify the following information:
- 12 (1) The candidate's name must be printed or typewritten as:
- 13 (A) the candidate wants the candidate's name to be certified;
- 14 and
- 15 (B) the candidate's name is permitted to appear under IC 3-5-7.
- 16 (2) A statement that the candidate is a registered voter and the

- 1 location of the candidate's precinct and township (or ward and
2 city or town), county, and state.
- 3 (3) The candidate's complete residence address, and if the
4 candidate's mailing address is different from the residence
5 address, the mailing address.
- 6 (4) The candidate's party affiliation or a statement that the
7 candidate is an independent candidate (not affiliated with any
8 party). ~~For purposes of this subdivision, a candidate is affiliated~~
9 ~~with a political party only if the candidate satisfies section 7(a)(4)~~
10 ~~of this chapter. **The candidate may not claim affiliation with**~~
11 ~~**any political party described by IC 3-8-4-1.**~~
- 12 (5) A statement of the candidate's intention to be a write-in
13 candidate, the name of the office, including the district, and the
14 date and type of election.
- 15 (6) If the candidate is a candidate for the office of President or
16 Vice President of the United States, a statement declaring the
17 names of the individuals who have consented and are eligible to
18 be the candidate's candidates for presidential electors.
- 19 (7) A statement that the candidate:
20 (A) is aware of the provisions of IC 3-9 regarding campaign
21 finance and the reporting of campaign contributions and
22 expenditures; and
23 (B) agrees to comply with the provisions of IC 3-9.
- 24 The candidate must separately sign the statement required by this
25 subdivision.
- 26 (8) A statement as to whether the candidate has:
27 (A) been a candidate for state or local office in a previous
28 primary or general election; and
29 (B) filed all reports required by IC 3-9-5-10 for all previous
30 candidacies.
- 31 (9) If the candidate is subject to IC 3-9-1-5, a statement that the
32 candidate has filed a campaign finance statement of organization
33 for the candidate's principal committee or is aware that the
34 candidate may be required to file a campaign finance statement of
35 organization not later than noon seven (7) days after the final date
36 to file the declaration of intent to be a write-in candidate under
37 section 4 of this chapter.
- 38 (10) If the candidate is subject to IC 3-9-1-5.5, a statement that

1 the candidate is required to file a campaign finance statement of
2 organization under IC 3-9 after the first of either of the following
3 occurs:

4 (A) The candidate receives more than five hundred dollars
5 (\$500) in contributions.

6 (B) The candidate makes more than five hundred dollars
7 (\$500) in expenditures.

8 (11) A statement that the candidate complies with all
9 requirements under the laws of Indiana to be a candidate for the
10 above named office, including any applicable residency
11 requirements, and that the candidate is not ineligible to be a
12 candidate due to a criminal conviction that would prohibit the
13 candidate from serving in the office.

14 (12) The candidate's signature and telephone number.

15 (c) At the time of filing the declaration of intent to be a write-in
16 candidate, the write-in candidate is considered a candidate for all
17 purposes.

18 (d) A write-in candidate must comply with the requirements under
19 IC 3-8-1 that apply to the office to which the write-in candidate seeks
20 election.

21 (e) A person may not be a write-in candidate in a contest for
22 nomination or for election to a political party office.

23 (f) A write-in candidate for the office of President or Vice President
24 of the United States must list at least one (1) candidate for presidential
25 elector and may not list more than the total number of presidential
26 electors to be chosen in Indiana.

27 (g) The commission shall provide that the form of a declaration of
28 intent to be a write-in candidate includes the following information
29 near the separate signature required by subsection (b)(7):

30 (1) The dates for filing campaign finance reports under IC 3-9.

31 (2) The penalties for late filing of campaign finance reports under
32 IC 3-9.

33 (h) A declaration of intent to be a write-in candidate must include
34 a statement that the candidate requests the name on the candidate's
35 voter registration record be the same as the name the candidate uses on
36 the declaration of intent to be a write-in candidate. If there is a
37 difference between the name on the candidate's declaration of intent to
38 be a write-in candidate and the name on the candidate's voter

1 registration record, the officer with whom the declaration of intent to
2 be a write-in candidate is filed shall forward the information to the
3 voter registration officer of the appropriate county as required by
4 IC 3-5-7-6(e). The voter registration officer of the appropriate county
5 shall change the name on the candidate's voter registration record to be
6 the same as the name on the candidate's declaration of intent to be a
7 write-in candidate."

8 Delete pages 2 through 11.

9 Renumber all SECTIONS consecutively.

(Reference is to HB 1112 as introduced.)

and when so amended that said bill do pass.

Representative Smith M