

# HOUSE BILL No. 1144

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-1-8-10.

**Synopsis:** Political affiliation of local board appointees. Restates the criteria by which the political affiliation of an appointee to a local board is determined, to permit an appointee to claim independent political affiliation.

**Effective:** July 1, 2013.

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## Candelaria Reardon

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January 10, 2013, read first time and referred to Committee on Local Government.

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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.

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## HOUSE BILL No. 1144



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

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

1 SECTION 1. IC 36-1-8-10 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. (a) As used in this  
3 section, "board" means an administration, an agency, an authority, a  
4 board, a bureau, a commission, a committee, a council, a department,  
5 a division, an institution, an office, a service, or another similarly  
6 designated body of a political subdivision.

7 (b) Whenever a law or political subdivision's resolution requires that  
8 an appointment to a board be conditioned upon the political affiliation  
9 of the appointee, or that the membership of a board not exceed a stated  
10 number of members from the same political party, **the political**  
11 **affiliation of an appointee shall be determined**, at the time of an  
12 appointment, ~~one (1) of the following must apply to the appointee: as~~  
13 **follows:**

14 (1) **An appointee will be considered affiliated with a political**  
15 **party if** the most recent primary election in which the appointee  
16 voted was a primary election held by the party with which the  
17 appointee claims affiliation.



- 1 (2) If the appointee has never voted in a primary election, the
- 2 appointee **will be considered:**
- 3 (A) **affiliated with the political party with which the**
- 4 **appointee claims a party affiliation; or**
- 5 (B) **an independent, if the appointee claims to be an**
- 6 **independent.**
- 7 (3) **An appointee will be considered affiliated with a political**
- 8 **party if** the appointee is certified as a member of that party by the
- 9 party's county chairman for the county in which the appointee
- 10 resides.
- 11 (4) **If the appointee did not vote in the primary election held**
- 12 **immediately before the appointee's appointment, the**
- 13 **appointee will be considered an independent if the appointee**
- 14 **claims to be an independent.**
- 15 (c) Notwithstanding any other law, if the term of an appointed
- 16 member of a board expires and the appointing authority does not make
- 17 an appointment to fill the vacancy, the member may continue to serve
- 18 on the board for only sixty (60) days after the expiration date of the
- 19 member's term.

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