

IC 5-8-4

Chapter 4. Resignations

IC 5-8-4-1

No right to withdrawal without consent

Sec. 1. Whenever any officer, servant or employee of the state of Indiana, or of any board, bureau, commission, department, division, instrumentality or agency thereof, or of any city, town, county, township, or school corporation, or of any board, bureau, commission, department, division, instrumentality or agency of any city, town, county, township, or school corporation, shall submit in writing his or her resignation, whether to take effect at once, when accepted, or at some future fixed date, with the proper officer, person or persons or authority of government to receive such resignation, the person so submitting such written resignation shall have no right to withdraw, rescind, annul or amend such resignation without the consent of the officer, person or persons or authority of government having power by law to fill such vacancy.

(Formerly: Acts 1945, c.119, s.1.)

IC 5-8-4-2

Conditions null and void

Sec. 2. Any condition contained in any resignation, except as to time of taking effect of the same, shall be null and void.

(Formerly: Acts 1945, c.119, s.2.)

IC 5-8-4-3

Repealed

(Repealed by P.L.4-1988, SEC.5.)

IC 5-8-4-4

Effective upon filing with person authorized to receive resignation

Sec. 4. (a) This section applies to a person holding an elected or appointed office.

(b) When the person submits a written resignation as an officer, the resignation takes effect when filed with the proper person authorized to receive the resignation unless the resignation:

- (1) has a delayed effective date; or
- (2) is withdrawn, rescinded, annulled, or amended in accordance with this chapter.

As added by P.L.3-1997, SEC.420.

IC 5-8-4-5

Effective on time or date contained in resignation

Sec. 5. A written resignation containing a provision stating that the resignation takes effect at a time or on a date following the filing of the resignation with the proper person takes effect at that time or on that date.

As added by P.L.3-1997, SEC.421.

IC 5-8-4-6

Effective upon filing with first required entity

Sec. 6. If this article requires that notice of a resignation be filed with more than one (1) officer or entity, the resignation becomes effective when filed with the first entity unless otherwise stated in the resignation.

As added by P.L.3-1997, SEC.422.