2020
Indiana
Candidate Guide

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Important Note About Using the 2020 Indiana Candidate Guide

This publication is not a legal document. It does not replace the Indiana Election Code. Every effort has been made to ensure the accuracy of the information contained in this publication. However, this *Guide* should be used only in conjunction with the election statutes.

If any inconsistency exists between this publication and Indiana election statutes, the statutory language governs.

Most statements in this *Guide* are followed by a statutory cite, such as "IC 3-8-2-5." The "IC" stands for Indiana Code and the numbers following "IC" refer to the title, article, chapter, and section of an Indiana statute (e.g. "IC 3-8-2-5" means Indiana Code title 3, article 8, chapter 2, section 5).

Consult the online version of the Indiana Code and the 2020 print edition of the Indiana Election Code to check for changes or updates to the election statutes. Become familiar with the laws governing your candidacy and the office you seek. The current version of the Indiana Code is available on the Internet at *http://iga.in.gov/legislative/laws/2019/ic/*

The information in this *Guide* reflects Indiana law as of July 1, 2019. However, since election laws may be changed each year, consult with your personal attorney to make certain you know and understand the most current version of the law.

The Indiana Election Division cannot provide legal advice to you as a candidate. You must retain your own attorney. The Election Division cannot provide information concerning the specific duties or responsibilities of a local government office. For information on this subject, contact:

Association of Indiana Counties 101 West Ohio Street Indianapolis, IN 46204 (317) 684-3710 www.indianacounties.org	Accelerate Indiana Municipalities 125 W Market Street, Suite 100 Indianapolis, IN 46204 (317) 237-6200 https://aimindiana.org/	Indiana Township Association P.O. Box 611 Fishers, IN 46038 (317) 813-3240 www.indianatownshipassoc.org

Note about Lake County, Porter County, and Tippecanoe County Boards of Elections and Registration: Each county, with the exception of Lake County, Porter County, and Tippecanoe County, has a county election board. In Lake, Porter, and Tippecanoe Counties, separate state statutes govern the organization of the county board of elections and registration. (IC 3-6-5.2 (Lake County); IC 3-6-5.4 (Tippecanoe County); IC 3-6-5.6 (Porter County)) For Lake, Porter, and Tippecanoe Counties, references in this *Guide* to a "county election board" (for candidate filing purposes for example), refers to the boards of elections and registration in Lake County, Porter County, and Tippecanoe County. References to circuit court clerk refer to the Lake County election director, the Porter County election director, and the office of the Tippecanoe County board of elections and registration.

Please feel free to contact the Indiana Election Division with any questions about this *Guide* or information concerning candidates.

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FEDERAL & STATE RESOURCES

State Offices		
Indiana Election Division Office of the Secretary of State Indiana Government Center South E-204 302 West Washington Street Indianapolis, IN 46204 (317) 232-3939 * (800) 622-4941 www.in.gov/sos/elections	Secretary of State Administrative Division 200 West Washington Street State House, Room 201 Indianapolis, IN 46204 (317) 232-6531 www.in.gov/sos	Inspector General State Ethics Commission 315 West Ohio Street, Room 104 Indianapolis, IN 46202 (317) 232-3850 http://www.in.gov/ig/
Principal Clerk Indiana House of Representatives State House, Room 3A-8 200 West Washington Street Indianapolis, IN 46204 (317) 232-9974 iga.in.gov	Principal Secretary Indiana State Senate State House, Room 3A-N 200 West Washington Street Indianapolis, IN 46204 (317) 232-9421 iga.in.gov	Indiana Commission on Judicial Qualifications 251 N. Illinois Street, Suite 1600 Indianapolis, IN 46204 (317) 232-4706 https://www.in.gov/judiciary/jud-qual

Federal Offices	
U. S. Election Assistance Commission 1335 East West Hwy, Suite 4300 Silver Springs, MD 20910 (301) 563-3913 * (866) 747-1471 https://www.eac.gov	Federal Election Commission 1050 First Street, NE Washington, DC 20463 (800) 424-9530 * (202) 694-1100 www.fec.gov
House Standards of Official Conduct Committee 1015 Longworth HOB Washington, D.C. 20515 (202) 225-7103 ethics.house.gov	Secretary of the Senate Office of Public Records 220 Hart Office Building Washington, D.C. 20510

Political Parties		
Democratic State Central Committee 101 West Washington Street Suite 1110 East Tower Indianapolis, IN 46204 (317) 231-7100 or (800) 223-3387 www.indems.org	Libertarian Party of Indiana 456 N Meridian St #44265, Indianapolis, IN 46204 (317) 920-1994 http://lpin.org/	Republican State Central Committee 101 W. Ohio Street Suite 2200 Indianapolis, IN 46204 (317) 635-7561 www.indgop.org

Foreign Influence & Cyber Security Information

Protected Voices is an FBI initiative, in collaboration with U.S. Department of Homeland Security (DHS) and the Office of the Director of National Intelligence (DNI), to help political campaigns improve their cybersecurity and defend against foreign influence operations.

If you would like to know a) what foreign influence operations are, b) why they are a threat to our system of government, c) what the US government is doing about that, or d) what you can do to safeguard sensitive information on your computer networks, then please visit the FBI's Protected Voices website:

https://www.fbi.gov/investigate/counterintelligence/foreign-influence/protected-voices

Report Suspicious Activity

Candidates or campaign staff should report suspicious cyber or foreign influence activity to their local FBI field office:

Indianapolis FBI Field Office (covers the entire state of Indiana)
8825 Nelson B Klein Pkwy
Indianapolis, IN 46250
indianapolis.fbi.gov
(317) 595-4000

More information about Indiana's efforts to further harden its election infrastructure and strengthen physical security of county's voting systems can be found at www.indianavoters.com under "election security."

BALLOT ACCESS, GENERALLY

A person is considered a major party candidate if the candidate affiliated with the party obtained the highest or second-highest number of votes cast for Indiana secretary of state at the last election held for the secretary of state's office. (IC 3-5-2-30) Thus, the Democratic Party and Republican Party are considered "major parties" based on the results of the 2018 election for Indiana Secretary of State. If a political party did not run a candidate for that office in 2018 or if the party's candidate did not receive the highest or second-highest number of votes in the 2018 for election to that office, the party is considered a "minor party" for ballot access purposes. An "independent" candidate is a candidate not affiliated with any political party.

The two major political parties are required by Indiana law to hold a primary election on May 5, 2020, where candidates for federal, state legislative, and local offices are nominated for November's general election. Voters must select either a Democratic or Republican ballot in the May primary election. In rare cases, a county may be conducting a special election on the same date as the primary election, and a separate "non-partisan" ballot may be offered to vote on a public question.

However, some small towns (those with a population of less than 3,500 persons) with offices on the ballot in 2020 do not hold a Democratic or Republican primary election in May unless the town council passes an ordinance to conduct a primary election. If no such ordinance has been passed, then the Democratic, Libertarian, and Republican parties may hold a town convention to nominate their candidates. (IC 3-8-5-2)

To seek nomination in the May primary election, a candidate must belong to the Democratic or Republican Party. The candidate meets this requirement if 1) the party ballot that the voter requested in the last primary election in Indiana in which the candidate voted was the ballot of that party or 2) the candidate files a certification from their county chair affirming their membership in that political party. The declaration of candidacy for primary nomination (CAN-2) requires the candidate to affirm their party affiliation and attach the certification, if required.

Democratic or Republican candidates participating in the U.S. presidential primary or seeking nomination in the 2020 primary election for Governor must also collect at least 500 signatures of registered voters in each of Indiana's nine Congressional district for a minimum amount totaling 4,500 statewide. The petition signatures are first reviewed and certified by county voter registration officials. Certified petitions are then filed with the Indiana Election Division before or at the same time the declaration of candidacy (For the primary election, the CAN-2 for governor; CAN-8 for president; for the general election) and, for all gubernatorial candidates, a receipt showing the candidate's statement of economic interests was filed with the state's Inspector General, is filed.

Republican Party Precinct Committeemen will be on the primary election ballot in 2020; Democratic Party Precinct Committeemen will be on the primary election ballot in 2022. Both major political parties will have another party office, state convention delegate, on the primary ballot in 2020. Please consult the rules of the political party for qualifications on running for these offices.

In 2020, major party candidates for statewide office – Lieutenant Governor and Attorney General – are nominated at their party's convention, and will not appear on the primary election ballot held in May.

If a minor party received at least two percent (2%), but less than ten percent (10%) of the vote cast for Indiana Secretary of State at the last election held for the office, the party may nominate candidates for the general election by conducting a state, county, or municipal convention. (IC 3-8-4-10; IC 3-8-5-17; IC 3-10-6-12) The Libertarian Party falls into this category of "minor party" based on the 2018 election results.

For this reason, the Libertarian Party nominates candidates at state or county conventions, and is able to fill a ballot vacancy where no candidate was selected at convention. However, the Libertarian Party must give notice to the Indiana Election Division (for federal, statewide, state legislative, and judicial candidates) or the county election board (for local offices) of their intent to fill these vacancies. (IC 3-13-1-20)

Although other minor parties (other than the Libertarian Party) may hold conventions to nominate candidates, these nominations are not recognized in Indiana for purposes of winning a place on the general election ballot. A minor party (other than the Libertarian Party), or independent candidate in Indiana is nominated for placement on the general election ballot by petition of nomination. The candidate must collect signatures of registered voters in the election district that total at least 2% of the total votes cast in the 2018 Secretary of State's race in the election district the candidate wishes to represent to have their name printed on the ballot. (CAN-19 Petition of Nomination for Federal, State, State Legislative, or Certain Local Offices; CAN-20 Local Office Petition of Nomination in 2020 General Election)

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

EXCEPTION: Candidates for President and Vice President of the United States or Governor and Lt. Governor are elected as a ticket. An independent candidate for President may include their running mate for Vice President on the same petition of nomination. An independent candidate for Governor must include their running mate for Lt. Governor on the same petition of nomination (IC 3-8-1-9.5; IC 3-8-6-4)

A person may run as a write-in candidate for any elected office, but may not claim affiliation with a political party in the state whose nominee for Secretary of State received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (currently the Democratic, Libertarian, or Republican parties). (IC 3-8-2-2.5) A person is considered an independent candidate if the candidate is a person who is not affiliated with any political party. (IC 3-5-2-26.6)

If no Democratic or Republican party candidate filed to run for an office in the May primary election, the ballot vacancy may be filled after the date of the primary election but before noon (prevailing local time), June 30, 2020. A candidate may also withdraw from the ballot for any reason not later than noon (prevailing local time), July 15, 2020, and may only withdraw after the July 15 deadline if the candidate is disqualified for a reason like death, a move out of the election district, or upon conviction of a felony. Information about filling ballot vacancies can be found in later chapters of this *Guide*.

A person may run as a write-in candidate for any elected office, but may not claim affiliation with a political party in the state whose nominee for Secretary of State received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (currently the Democratic, Libertarian, or Republican parties). (IC 3-8-2-2.5) A person is considered an independent candidate if the candidate is a person who is not affiliated with any political party. (IC 3-5-2-26.6)

A person may not be a write-in candidate during a primary election or for a party office, such as precinct committeeman or state convention delegate. (IC 3-8-2-2.5) Votes for write-in candidates are only counted in the general election if the write-in candidate filed a declaration of intent to be a write in candidate before the election no later than the deadline set by state law. A write-in candidate's name is never printed on the general election ballot.

On November 3, 2020, the general election will be held and voters will decide who is elected to serve their respective term of office. This ballot may include Democratic, Independent, Libertarian, Republican, or other third party or write-in candidates. Non-partisan school board races or judicial retention and public questions will also appear.

Ballot access rules vary depending on the office sought and the candidate's political party. While this *Guide* provides much of this information, please seek the advice of a personal attorney to understand your rights and responsibilities.

IMPORTANT VOTER REGISTRATION INFORMATION

Candidates sometimes provide voter registration applications to potential voters. If the candidate accepts possession of a completed state registration application, the candidate is responsible for completing the Certified Statement of Acceptance on the application. If the candidate accepts possession of a completed state or federal registration application, the candidate is responsible for ensuring that the completed application is received by the appropriate county voter registration office NO LATER THAN Noon the earlier of ten (10) days after acceptance or THE REGISTRATION DEADLINE for the PRIMARY ELECTION (close of business on April 6, 2020) or the GENERAL ELECTION (close of business on October 5, 2020. A candidate who recklessly fails to file the completed applications is subject to penalties under federal and state law.

IMPORTANT ABSENTEE BALLOT APPLICATION INFORMATION

Candidates or their campaigns sometimes provide absentee ballot applications to vote-by-mail to voters. If the candidate accepts possession of a completed absentee application, the individual who takes possession of the document is responsible for providing a date the application was received by the individual. This individual is responsible for ensuring that the completed application is received by the appropriate county election board office NOT LATER THAN the earlier of ten (10) days after acceptance or THE ABSENTEE APPLICATION DEADLINE for the PRIMARY ELECTION and GENERAL ELECTION. An individual who recklessly fails to file the completed applications is subject to penalties under federal and state law. (IC 3-11-4-2)

Further, a mailed communication of more than 100 pieces of substantially similar pieces of mail that includes an Indiana absentee ballot application is required to set forth, in a clear and conspicuous manner, the name and mailing address of the person who mailed the communication in at least 12 point type size that is clearly readable by the recipient of the mailing with a reasonable degree of color contrast between the background and the printed statement. A communication complies with the contrast requirement if the information is printed in black text on a white background or the degree of color contrast between the background and the text of the information is not less than the color contrast between the background and the largest text included in the mailing. The requirement to include the name and mailing address of the person who mailed the communication that includes an Indiana absentee ballot does not apply to direct mailings of one hundred (100) or less of substantially similar pieces of mail. (IC 3-11-4-5.2)

IMPORTANT CANDIDATE FILING DEADLINE INFORMATION

Indiana Code 3-5-4-1.9 provides that “Except as otherwise provided in [the state election laws, such as for campaign finance reports, for example]… an election board, a circuit court clerk… or any other official responsible for receiving a filing… may not receive a filing that is offered to be filed after a deadline for the filing…” This state law should be carefully noted when a filing is offered by, or on behalf of, a candidate.

CANDIDATE QUALIFICATIONS, GENERALLY

All candidates, regardless of party affiliation (major party, minor party, independent, write-in), must meet the same qualifications before the candidate may run for a particular office. Specific references to candidate qualifications can be found in Indiana Code 3-8-1, the Indiana State Constitution, and detailed in this *Guide*.

Registered Voter

This section does not apply to candidates for federal office. Under the Constitution of the United States, a candidate for federal office is not required to be a registered voter. However, except for certain city and town judges, a person is NOT qualified to run for a state office, state legislative office, local office, or a school board office unless the person is a registered voter in the election district the person seeks to represent not later than the deadline set by statute for filing a declaration of candidacy, petition of nomination, or certificate of nomination. (IC 3-8-1-1) If the candidate is new to the community or updating their registration to a new address, the registration is generally not effective for at least seven (7) days after submitting the voter registration and after approval, generating the voter acknowledgement card. Candidates should consider this "pending" period when contemplating a run for office, and ensure their registration at their residence address is "active" as of the filing deadline.

Felony Convictions

This section does not apply to candidates for federal office. Please review IC 3-8-1-5 for state law regarding the impact of a felony conviction on the ability to run for office in Indiana. This section is also included in the office chapters of the *Guide*.

Residency

Indiana law requires many candidates, but not all, seeking state and local office to have resided in their election district for at least one (1) year prior to the general election. Residency qualifications are detailed in IC 3-8-1, the Indiana State Constitution, and in the specific office chapters of this *Guide*.

Under IC 3-5-2-42.5 "residence" means the place where a person has the person's true, fixed, permanent home and principal establishment, and to which place the person has, whenever absent, the intent of returning. Under IC 3-5-5-2, a person's residence may be established by…origin or birth [or] intent and conduct taken to implement the intent. Please refer to the sections of the *Guide* for detailed information on residency requirements of certain offices.

Although Indiana residency laws include presumptions that a candidate must overcome to establish a difference residence, a county election board or Indiana Election Commission, depending on the office sought, will have to determine the facts of each particular situation to resolve a challenge regarding any candidate's residence.

The county election board or the Indiana Election Commission will need to determine the actual facts in each residency dispute and decide what, if anything, the candidate did to establish the candidate's residence, if it is called into question. The same process is used when a county voter registration office must determine if a voter resides at the location stated in a voter registration application.

Specific Office Qualifications

Specific references to candidate qualifications can be found in Indiana Code 3-8-1 and the Indiana State Constitution. Qualifications by office are detailed in the *Indiana Candidate Guide*, which is published by the Indiana Election Division. References to statutory qualifications for federal, state judicial, county and other local offices are outlined in IC 3-8-1, including the qualifications or candidate for offices such as the Clerk of the Circuit Court.

For example, a Circuit Court Clerk candidate must be a registered voter in the county that the candidate seeks to represent. (IC 3-8-1-1; IC 3-8-1-19.5) The clerk serves a four-year term upon election and may serve only eight out of twelve years. (Article 6, Section 2 of the Indiana State Constitution) Time spent filling a vacancy does not count against the Constitutional term limit. (Article 2, Section 11 of the Indiana State Constitution)

There may be other qualifications an individual must possess before assuming office after being elected. For example, a candidate who has never been a County Assessor must be certified at a level 2 assessor-appraiser to hold office. Not having the certification does not preclude the individual from running, but the individual must be certified by the date the individual assumes the office. (IC 3-8-1-23)

Please refer to the *Indiana Candidate Guide*, Indiana Code, and the Indiana State Constitution for other specific office or candidate qualifications. Where important legal rights are concerned, please seek advice from a personal attorney.

NOTE: Requirements, duties, and responsibilities for elected local officeholders can be found in Indiana Code Title 36, generally.

Sore Loser Law

A person who is defeated at a primary election, state convention, or town convention is not eligible to become a candidate for the same office in the next general or municipal election. This "sore loser" provision does not apply to a person who is selected to fill a ballot or office vacancy by the political party that the person affiliated with by voting in the most recent primary election held by that party (or who did not vote in that primary, but is certified as a member of the party by the county chair of the party in which the person is affiliated).

The "sore loser law" also applies to a defeated candidate who wants to be a write-in candidate for the office. (IC 3-8-1-5.5; IC 3-13-1-19)

Holding More Than One Lucrative "Office"

The Indiana State Constitution (Article 2, Section 9) provides that no person is eligible to hold more than one lucrative office at the same time. This restriction applies to any office, whether appointed or elected, but does not apply to a person who is merely an "employee" and not an "officer."

The Attorney General's office has opined that elected or appointed offices are "created by law instead of contract." Further, the duties of someone holding an office, as opposed to employment, must include performance of some sovereign power for the public's benefit to be considered an "office" when interpreting this Constitutional provision.

The Supreme Court has defined "lucrative office" as any office to which there is attached compensation, regardless of whether or not the compensation is paid directly to the individual. The definition of "lucrative office" does not depend upon the amount of compensation affixed to it or whether the office holder accepts any compensation. (Refer to *Attorney General Opinion #91-14*)

Not all persons who work for a government are considered officeholders. Instead, they may be considered employees. For example, a county commissioner is an officeholder. The receptionist at the county highway garage office is an employee. Sometimes, whether an individual is an officeholder or an employee is not as clear cut.

State statutes and Attorney General opinions can shed light on this question in some cases. Indiana Code 5-4-1-1(c) and IC 5-6-4-3 provide that the position of an appointed deputy of an officer of a political subdivision or of a judicial circuit (for example, a deputy county auditor, a deputy mayor, or a deputy circuit court clerk) is not considered to be a "lucrative office." Likewise, a county attorney, state convention delegate, precinct election officer, and a notary public are not considered a lucrative officeholder (IC 36-2-2-30; IC 36-2-3-10; IC 3-6-6-37(c); IC 33-42-12-1)

A person who assumes a second lucrative office is considered to have resigned from the first office automatically when the person begins serving in the second office. The Indiana Attorney General's office publishes a "Dual Office Holding" Guide on its website: https://www.in.gov/attorneygeneral/2352.htm

Prohibition on Government Employment for Some Officeholders

A government employee of the same unit of local government cannot hold an elected office. (IC 3-5-9) This does not prevent the individual from being a candidate; rather, should the government employee be elected to serve in an office of the same unit of government, the individual automatically resigns from government employment when taking elected office. (IC 3-5-9-5)

> Example 1: Sally works for the county's highway department, runs for county council, and is elected by the voters to serve on the council. Since she is a county employee, Sally resigns from her position on the county highway department when she assumes her elected position on the council.
>
> Example 2: Joe works for the township trustee, runs for county council, and is elected to serve on the council. Township government is not the same unit of government as the county council. Joe may continue to work for the township trustee after he assumes his elected position on the council.

While this law does not add qualifications to run for office, it does limit the employment options of locally elected officials. If an employee of a local unit of government takes office within the same unit, the employee's employment is terminated. A full-time paid firefighter may not assume or hold a position at any level of government that receives fire protection services from the department in which the firefighter serves. Some exemptions may apply. (IC 3-5-9-4; IC 3-5-9-7)

Federal Hatch Act and "Little Hatch Act"

The Hatch Act is a federal law that prohibits certain federal, government employees from running for partisan elected office and engaging in certain partisan political activity. The "Little Hatch Act" prohibits certain state and local government employees from engaging in certain partisan political activity.

Before becoming a candidate for partisan elected office a person that is a federal government employee, or a state or local government employee that works in connection with programs funded (in whole or in part) by federal funds, loans, or grants or whose salary entirely funded by the federal dollars should determine if the Hatch Act or Little Hatch Act prohibit them from doing so. However, in recent years, these federal laws have been amended to restrict their application to local government employees whose salary is *entirely* paid for with federal funds, and no longer apply to employees whose salaries may be only partially paid by federal funds.

If a person is prohibited under the Hatch Act or Little Hatch Act from being a candidate for partisan election office then they are disqualified from becoming a candidate or assuming elected office. (IC 3-8-1-5)

Questions on whether the Hatch Act or Little Hatch Act applies to or disqualifies a candidate should be directed to the U.S. Office of Special Counsel at 202-804-7002, 1-800-854-2824, or HatchAct@osc.gov

CANDIDATE FILINGS

Primary Election

To seek nomination in the May 5, 2020, primary election, a candidate must belong to the Democratic or Republican Party. This is determined by 1) the political party ballot requested by the candidate at the last primary election in Indiana the candidate voted, or 2) the candidate files a certification from their county chair affirming their membership in that political party. The declaration of candidacy for primary nomination (CAN-2) requires the candidate to affirm their party affiliation and attach the certification, if required.

Democratic or Republican candidates seeking nomination in the 2020 primary election for Governor must collect at least 500 signatures of registered voters in each of Indiana's nine Congressional districts for a minimum amount totaling 4,500 statewide. The petition signatures are first reviewed and certified by county voter registration officials. Certified petitions are then filed with the Indiana Election Division before or at the same time the declaration of candidacy (CAN-2) is filed along with a receipt showing their statement of economic interests was filed with the state's Inspector General.

Democratic or Republican candidates seeking nomination in the 2020 primary election for U.S. President must collect at least 500 signatures of registered voters in each of Indiana's nine Congressional districts for a minimum amount totaling 4,500 statewide. The petition signatures are first reviewed and certified by county voter registration officials. Certified petitions are then filed with the Indiana Election Division before or at the same time the candidate's consent (CAN-7) is filed.

Candidates for state, state legislative, or local office also must file a financial disclosure statement before a declaration of candidacy may be accepted. Please refer to the *Guide* for information on which form is required of the office and where to file the document. Precinct committeemen and state convention delegates are exempt from the financial disclosure requirement as the positions are party offices. Candidates for federal office should consult the rules of the U.S. House and U.S. Senate.

General Election

The general election ballot may include Democrats, Republicans, Libertarians, Independent, and minor party candidates, non-partisan school board candidates, and other constitutional, public, or judicial retention questions. Some of the Democratic and Republican candidates will have been nominated during the primary election, while others will be nominated at Convention or selected to fill ballot vacancies.

Libertarian candidates are nominated at their party's conventions, but might also be selected to fill a ballot vacancy. Independent candidates have a deadline to submit the necessary petition signatures to appear on the ballot. An independent candidate or the candidate of a party other than the Democrats, Libertarians, or Republicans, may also file to be a write-in candidate. Details on all of these processes are found in later chapters of the *Guide*.

Like those candidates running in the primary election, state, state legislative, and local candidates filing for November's general election are required to file financial disclosure statements. Candidates for federal office should consult the rules of the U.S. House and U.S. Senate.

Candidate Forms

General Information

Several candidate-related election forms approved for use in 2020 are included in this *Guide*, though are subject to change. The Election Division will release election related forms to each circuit court clerk not later than the annual conference (next scheduled to be held December 16-18, 2019) and will publish these forms (and other forms) on the Election Division's

website at www.in.gov/sos/elections/4564.htm. These forms will then be available from county election board offices. However, please allow time for the circuit court clerk to arrange for the printing and delivery of copies of these forms following the December distribution date. This *Candidate Guide* along with the *Candidate Forms* will also be available from the Indiana Election Division's office and Division's website at www.in.gov/sos/elections.

Indiana Code 3-5-4-8 provides that a person must use the most recent version of any form approved by the Indiana Election Division to comply with the election statutes. IC 3-5-4-8(c) states that the election division, an election board, a circuit court clerk, a county voter registration office, or any other official responsible for receiving an election filing shall reject a filing that is not on the most recent version of a state prescribed form or a "grandfathered" form whose continued use has been authorized by the Indiana Election Division.

FOR THIS REASON, IT IS CRITICALLY IMPORTANT TO ENSURE THAT A CANDIDATE COMPLIES WITH INDIANA CODE 3-5-4-8 BEFORE FILING A DOCUMENT REQUIRED OR PERMITTED BY THE INDIANA ELECTION CODE.

Each state prescribed form contains a state form number and a revision date, usually in the upper left or upper right corner of the form, for example: "SF 46439 (R6;11-11)." This provides a method to quickly determine which version of a form has been provided. For more information concerning the current version of any state prescribed election form, contact the Election Division.

Candidates must sign their declaration of candidacy after swearing or affirming the truth of the statements made in the statement before an individual who has the authority to administer an oath (such as a notary public). (IC 3-8-2-7) The Election Division provides notary services for federal, statewide, and state legislative candidates. Candidates for local or school board office, precinct committeeman, or state convention delegate should contact their county election official to inquire if services provided by a notary public or other person authorized to administer oaths are available.

In a political party primary election, individuals may run for federal, state, or local office and also run for precinct committeeman or state convention delegate. A separate declaration of candidacy for each party office must be filed in addition to the declaration of candidacy for elected office.

For example, in 2020, the Republican Party will hold party office elections for precinct committeeman and state convention delegate; the Democratic Party will hold party office elections for state convention delegate only. (In 2022, the reverse will be true.) This means a Republican Party candidate may run for County Auditor, Precinct Committeeman, and State Convention Delegate, and would file a separate declarations of candidacy for County Auditor, Precinct Committeeman, and State Convention Delegate.

The Indiana Election Division or county election board cannot accept a late candidate filing. Hand-delivery remains the best option to ensure the form is timely received. While a candidate form may be mailed, it will be considered late if the county election board or Indiana Election Division receives the form after the deadline, regardless of when the envelope may be postmarked.

State and local candidates must also follow Indiana campaign finance law, while federal candidates must follow federal campaign finance rules. Please consult the *2020 Indiana Campaign Finance Manual or* later sections in this *Guide* for more information.

Petition of Nomination

To qualify for the May primary election in 2020, Democratic and Republican candidates for U.S. President (CAN-8) and governor (CAN-25) must collect at least 500 certified signatures of registered voters in each of Indiana's nine Congressional districts, for a minimum number of 4,500 signatures statewide. The CAN-8 and CAN-25 petitions for the major party primary candidates are first filed with the county voter registration official for certification. Which county voter registration office to submit the petition form to is determined by the residency of the voter(s) on the petition, as only the county voter registration official of the county where the person is registered may certify the petition signature. (IC 3-8-2-9; IC 3-8-3-3)

Once certified, petitions are then filed with the Indiana Election Division. Major party gubernatorial candidates will also file a declaration of candidacy (CAN-2) a receipt showing the statement of economic interests was timely filed with the Inspector General. Major party candidates for U.S. President will also file the candidate's consent form (CAN-7).

Gaining access to the ballot as an independent or minor party candidate for local office has two distinct steps. The first is to gather signatures of registered voters within the election district totaling at least 2% of the total votes cast for all candidates in the 2018 Secretary of State's election within the precincts making up the election district. If this applies to the office you are seeking, please contact your county election board for assistance with computing this number.

The CAN-19 (petition of nomination for federal, state, state legislative, and judicial offices) and CAN-21 (petition of nomination for other local offices) petitions must be filed with the county voter registration official no later than the deadline set forth in state law. (IC 3-8-6-10) The county voter registration official must review and certify the signatures as set forth in IC 3-5-6. Petition signatures must be "wet." In other words, photocopies of signatures, electronic signatures, digital signatures, or digitized signatures will not be accepted. (IC 3-5-4-1.7(b)) Candidates may pick up the certified petitions from the county voter registration office, but the candidate should make arrangements with the office.

(More information about the petition review process conducted by county voter registration officials can be found in the current edition of the *Indiana Voter Registration Guidebook*.)

An independent or minor party candidate running for federal, statewide, state legislative, or judicial office must then file the certified petitions (CAN-19), the candidate's signed consent (CAN-20), and statement of economic interests not later than the filing deadline set forth in state law.

An independent or minor party candidate running for other local offices must then file the certified petitions (CAN-21), the candidate's signed consent (CAN-20), and statement of economic interests (CAN-12) not later than the filing deadline set forth in state law.

Statement of Economic Interests

A statement of economic interests is required for most candidates running for office in Indiana. The Indiana Election Division and the county clerk must reject any candidate filing that does not include the statement of economic interests. (IC 3-8-1-33) More information about where these offices can be found later in this *Guide*.

Note: Statements of economic interest for judicial, state legislative, statewide, and federal offices are not created by the Indiana Election Division.

- Federal office candidates: Contact the Clerk of the U.S. House or Secretary of the U.S. Senate for details on its financial disclosure requirements.
- Statewide candidates: Contact the Office of Inspector General or visit http://www.in.gov/ig/2331.htm to download the financial disclosure statement.
- State legislative candidates: statement of economic interest forms are available through the Clerk of the House or Secretary of the Senate, or visit http://www.in.gov/iga to search for and download the proper form.
- Judicial candidates: Contact the Indiana Commission on Judicial Qualifications or visit https://www.in.gov/judiciary/jud-qual/2357.htm for instructions on filling the statement of economic interest form with their office.
- Local government and school board candidates: File the CAN-12 statement of economic interests, which is available at the office of the Indiana Election Division or its website, and through the county clerk or election board.

NOTE: An email from the inspector general for candidates seeking nomination for statewide office at a Democratic, Libertarian, or Republican Party state convention or an email from the judicial qualifications commission for Libertarian Party candidates seeking nomination for judicial office at a state convention, is sufficient documentation that the required economic interest statement has been filed by the candidate. (IC 3-8-7-8)

NOTE: City and town court judges are not required to file the statement of economic interests (CAN-12) filed by other candidates for local office. Instead, these candidates are required to file an economic interest statement with the judicial qualifications commission like other candidates for judicial office. (IC 3-8-9-4)

NOTE: A petition candidate for school board or other local office (other than judge or prosecuting attorney) in a county with a separate board of registration must file the candidate's statement of economic interests (CAN-12) with the circuit court clerk after the signatures on the petitions have been certified by the board of registration. In a county that does not have a separate board of registration, the candidate's statement of economic interests (CAN-12) must be filed with the circuit court clerk at the time the candidate's petitions are filed for review and certification. (IC 3-11-13-28.1)

<u>When a Filing MUST Be Rejected</u>

1) **The Secretary of State or a circuit court clerk must determine whether a sufficient number of signatures have been obtained to meet the requirements to nominate a minor party or independent candidate for federal office, state office, or local office, respectively, by petition. Additionally, the circuit court clerk is required to determine whether there is sufficient signatures on a school board candidate's petition.** If the Secretary of State or clerk determines, based on the certification of the signatures by the county voter registration office, that the petition does not have enough signatures to nominate the candidate(s) on the petition, the Secretary of State or county clerk must deny certification to the petitioner(s). A challenge to this denial can then be brought before the Indiana Election Commission (for federal, state, state legislative, or judicial offices) or the county election board (for local offices) by a registered voter in the election district by filing. (Form CAN-1) (IC 3-8-1-2; 3-8-6-12; IC 3-8-2.5-6)

2) **A county voter registration office must determine whether petition carrier laws have been complied with before certifying petitions.** A law that applies to all candidate petitions, as well as petitions to place a public question on the ballot, requires that the petition carrier must also complete a signed affirmation, under penalties of perjury, that the individual has no reason to believe that any signer on the page is ineligible to sign the petition; and below the affirmation include printed information that identifies the petition carrier (name, address, and date of birth) (IC 3-8-2-7). This requirement applies to the candidate whenever the candidate personally circulates petitions. A signature page that does not comply with these requirements must be received for filing and retained as other election materials are retained and the county voter registration office shall not make a determination regarding the validity of the signatures on the signature page.

   The county voter registration office shall also notify the petition carrier and allow the petition carrier to make certain additions and corrections to the information to be provided by the petition carrier on the signature page. If the final date and hour for filing a petition with the county voter registration office has not passed, a petition carrier may sign the affirmation or add identification information required to be provided by the petition carrier. However, if the final date and hour for filing a petition with the county voter registration office has passed, a petition carrier may not sign the affirmation or add identification information required to be provided by the petition carrier or add or correct information supplied by or requested from a person who signs the petition as a petitioner. Please see the current version of the *Indiana Voter Registration Guidebook* for more information.

   Candidate or public question petitions that do not comply with the petition carrier affirmation and information requirements, may be challenged after the final date and hour for filing the petition with the county voter registration office. A challenge may be filed with the county election board or the Indiana election division as otherwise provided by law.

3) A clerk must reject a candidate filing that is required to be filed with the Secretary of State or Election Division to be effective (such as a CAN-2 declaration of candidacy for circuit, superior, probate, and small claims court judge or prosecuting attorney). Alternatively, the Secretary of State or Election Division must reject a candidate filing that is required to be filed with the circuit court clerk. (IC 3-5-4-1.2)

4) The Secretary of State, Indiana Election Division, or circuit court clerk must reject candidate documents offered after the filing deadline. (IC 3-5-4-1.9)

5) The Secretary of State, Indiana Election Division, or the circuit court clerk must reject a declaration of candidacy, petition of nomination, declaration of intent to be a write-in candidate, or certificate of candidate selection that does not also include a statement of economic interests. This requirement does not apply to federal candidates. Statewide, state legislative, and judicial office candidates should review the Statement of Economic Interests section in this *Guide*. Local candidates are required to file the CAN-12 statement of economic interests at the time of filing. Minor party and independent candidates are advised to review the rules on when the CAN-12 is to be filed in counties with a separate Board of Registration. (IC 3-8-1-33)

6) Filings tendered on a candidate form not currently approved for use by the Indiana Election Division must be rejected. (IC 3-5-4-8)

7) The Secretary of State, Indiana Election Division or circuit court clerk may not receive a Certificate of Candidate Selection) to fill a ballot vacancy if the related Call of Caucus or Meeting or Declaration of Candidacy to fill a Ballot Vacancy was not filed at all, or not timely filed, with the Secretary of State, Indiana Election Division or circuit court clerk. (IC 3-13-1-21)

Candidate Names and Nicknames

An individual filing as a primary election, convention, minor or independent, or write-in candidate must list the individual's name on the candidate filing in the same form as the individual wants the name to appear on the ballot and the candidate's name is permitted to appear on the ballot under IC 3-5-7. (IC 3-8-2-2.5; IC 3-8-2-7; IC 3-8-5-10.5; IC 3-8-6-5; IC 3-8-7-10; IC 3-10-2-15)

A candidate is only permitted to use certain "designations" for the form in which the candidate's legal name appears on the ballot. To implement this requirement, a candidate's "designation" is defined as referring to the name, nickname, initial, abbreviation, or number used to identify the individual. However, a designation may not be a title or degree, or imply a title or degree. A candidate's "name" refers to any of the following: (1) the candidate's given name; (2) the candidate's surname; and (3) the candidate's middle name. (IC 3-5-7)

To determine a candidate's "legal name" for ballot placement purposes, the candidate's legal name is the name shown on the candidate's birth certificate. If a candidate takes another name through a judicial proceeding or uses a name after marriage in the manner described below, then the most recent name used after marriage or taken in the judicial proceeding is considered the candidate's legal name. If a candidate changes the candidate's legal name after a candidate is nominated, the candidate shall file a statement with the office where the candidate previously filed the declaration of candidacy or certificate of nomination setting forth: (1) the former legal name; (2) the current legal name; and (3) how the candidate's legal name was changed.

A candidate's legal name after marriage can be any one of the following: (1) the name appearing on the candidate's birth certificate (as in Mary Jane Doe, for example); (2) the name used by the candidate on the application for a marriage license, (as in John Smith, for example); or (3) any combination of the names that the candidate or the candidate's spouse used as applicants for the marriage license, (as in Mary Jane Smith, Mary Doe Smith, or John Smith-Doe, for example).

First Designation: Assume a candidate has the legal name of Judith Anne Smith with the nickname of Judy. The first designation used on the ballot may be any one of the following: (1) the candidate's legal given name (*Judith*); (2) the initial of the candidate's legal given name (*J*); (3) the candidate's legal middle name (*Anne*); (4) the initial of the candidate's legal middle name (*A*); or (5) the candidate's nickname (*Judy*).

Second Designation: The second designation used on the ballot may be any one of the following, without repeating any designation used as the first designation: (1) the candidate's legal middle name (*Anne*); (2) the initial of the candidate's legal middle name (*A*); (3) the candidate's nickname (*Judy*); or (4) the candidate's legal surname (*Smith*).

Third Designation: The third designation used on the ballot may be any one of the following, without repeating any designation already used as the first or second designation: (1) the candidate's nickname (*Judy*); or (2) the candidate's legal surname (*Smith*).

The following are examples of acceptable candidate name designations:

Judith Anne Smith	*J. Anne Smith*
Judith A. Smith	*Judith Smith*
Anne Smith	*J.A. Smith*
J. Smith	*A. Smith*
Judith (Judy) Anne Smith	*Judy Smith*

A candidate can use the candidate's legal surname after the third designation if the candidate did not use the legal surname as the second or third designation. A candidate can also use Sr., Jr., or a numerical designation such as II or III after the candidate's legal surname.

A nickname used by a candidate on the ballot must:

1) be the nickname by which the candidate is commonly known;
2) not exceed twenty (20) characters in length; and
3) not imply a title or degree.

Unless the candidate uses the nickname as the first designation, the nickname must appear in parentheses. For example, Judith (Judy) Anne Smith.

> *EXAMPLE: A ballot listing of "John R. (Doc) Doe" would not be permitted since the nickname implies a title or degree. Likewise, a ballot listing would not be permitted if the selected nickname was NOT one by which the candidate was COMMONLY known. However, unless the candidate's filing is properly challenged regarding the candidate's name, and this issue brought before the Commission or a county election board for determination, the candidate's name will be placed on the ballot in the form used in the candidate's filing or certification.*

Sometimes an individual may change his or her name after filing as a candidate. If the candidate wishes to change the candidate's legal name before absentee ballots are printed for the election, the candidate must file a statement with the office where the candidate's declaration of candidacy or certificate of nomination was filed. This statement must set forth the current and former name of the candidate, and indicate that the candidate has already filed a change of name request with the appropriate county voter registration office. After this statement is filed, the county election board will print ballots bearing the candidate's new name. (IC 3-8-7-25.5)

If a candidate's legal name is changed after absentee ballots are printed the Election Division or county election board is not required to reprint ballots to reflect the new name. (IC 3-11-3-29)

Key Candidate Filing Dates in 2020

Below are many of the key dates for candidate filing in 2020, though it is not an exhaustive list. Please consult the current edition of the *Election Calendar Guide* for more information. Where your important legal rights are concerned, please seek the advice of a personal attorney.

Unless noted differently, all deadlines end at NOON (12PM), prevailing local time. Candidates filing with the Indiana Election Division are reminded local prevailing time is Eastern, which may be an hour earlier for parts of the state observing Central Time.

January 8, 2020	First day of candidate filing
January 28, 2020	Last day for Democratic and Republican party candidates for President of the United States to submit petition signatures to county voter registration officials for certification
February 4, 2020	Last day for Democratic and Republican party candidates for Governor to submit petition signatures to county voter registration officials for certification
February 7, 2020	Last day to file declaration of candidacy to run in the primary election
February 10, 2020	Deadline to withdraw from the primary election (except for presidential candidates)
February 14, 2020	Deadline to open candidate's campaign finance committee, for candidates filing a declaration of candidacy for the primary election and running for offices paying more than $5,000 in a calendar year
February 14, 2020	Deadline for filing candidate challenges against a primary election candidate
February 17, 2020	Deadline for Democratic and Republican party presidential candidates to withdraw from the primary election
May 5, 2020	Primary Election Day
June 30, 2020	Deadline for Democratic, Libertarian, Republican parties to fill ballot vacancies
July 6, 2020	Deadline for party chairs to file ballot vacancy paperwork (Deadline date moves from noon, July 3, 2020, to noon, July 6, 2020, due to state observance of holiday)
July 15, 2020	Deadline for minor party and independent candidates to file declaration and certified petitions of nomination
July 15, 2020	Deadline for Democratic, Republican, and Libertarian party candidates nominated at a state convention to be certified to the Indiana Election Division.
July 15, 2020	General election candidate withdrawal
August 7, 2020	Deadline for filing candidate challenges against a write-in candidate in the general election
August 21, 2020	Last day for candidates for School Board to file to run in the general election
August 21, 2020	Last day for filing candidate challenges against a candidate for state or state legislative office, a Libertarian candidate, a candidate nominated by petition, and a candidate that filled an early ballot vacancy under IC 3-13-1 for the general election

August 28, 2020	Last day for filing candidate challenges against a school board candidate in the general election
September 4, 2020	Last day for filing candidate challenges against a candidate for a "small town" office in the general election where no primary election is conducted
October 20, 2020	Last day for filing candidate challenges against a general election candidate that filled a late ballot vacancy under IC 3-13-2
November 3, 2020	General Election Day

Key Candidate Filing Forms

The appendix of the *2020 Indiana Candidate Guide* includes the current forms to run for office in 2020. Forms are available with the Indiana Election Division or county election board, and can be downloaded at www.in.gov/sos/elections. These forms are subject to change.

CAN-1	Candidate Filing Challenge
CAN-2	Declaration of Candidacy for Primary Nomination in 2020
CAN-3	Declaration of Intent to be a Write-In Candidate in 2020
CAN-7	Request for Presidential Primary Ballot Placement in 2020
CAN-8	Indiana Petition for Presidential Primary Ballot Placement in 2020
CAN-10	2020 Primary Election Candidate Withdrawal
CAN-12	Statement of Economic Interest for Local and School Board Offices *(Note: Federal & State candidates should refer to above materials on where to find the statement of economic interests specific to their office sought)*
CAN-16	*"Small"* Town Office Declaration of Candidacy by a Democratic, Libertarian, or Republican Party candidate when No *"Small" Town* Primary is Conducted in 2020
CAN-19	Petition of Nomination for Federal, State, or State Legislative Office in 2020
CAN-20	Consent of Independent or Minor Political Party Candidate Nominated by Petition for Election in 2020
CAN-21	Local Office Petition of Nomination in 2020 General Election
CAN-24	2020 General Election Candidate Withdrawal
CAN-25	Petition for Primary Ballot Placement as a Candidate for Governor in 2020
CAN-26	Declaration of Intent to be a School Board Write-In Candidate in 2020
CAN-31	Declaration of Candidacy and Written Consent to Fill a Ballot Vacancy in 2020
CAN-34	Petition of Nomination for School Board Office Elected in 2020
CAN-37	Declaration of Candidacy for Precinct Committeeman or State Convention Delegate in 2020
CAN-41	Allen County/Vanderburgh County Superior Court Judge/Vanderburgh Circuit Court Judge Declaration of Candidacy in 2020

NOTE: Candidates are required to comply with the Indiana Campaign Finance Act. (IC 3-9, generally) These forms can be found in the current version of the *Indiana Campaign Finance Manual* or online at campaignfinance.in.gov. Candidates for federal office (U.S. President, U.S. Senate, and U.S. House) are advised to review campaign finance requirements with the Federal Election Commission (www.fec.gov).

Where to File

The following outline summarizes where major political party candidates (Democratic and Republican) file their declarations of candidacy. (CAN-2 for candidates to be nominated in a primary election in a general election year like 2020 or CAN-42 in a city or town primary in a municipal election year like 2023)

Current law requires that all candidates affiliated with one of the two major political parties file a declaration of candidacy with the appropriate authority between one hundred eighteen (118) days and noon (prevailing local time), eighty-eight (88) days before the primary election. (IC 3-8-2-4, 3-8-2-5 and 3-8-2-6) Different deadlines apply in certain small towns. (IC 3-8-5-10.5; IC 3-8-5-13)

OFFICE	WHERE TO FILE DECLARATION
Federal, state or legislative office (U.S. Senate or U.S. Representative), state offices, state senator, and state representative	Indiana Election Division
Judge of a circuit, superior, probate, or small claims court; prosecuting attorneys	Indiana Election Division
All other county offices	county election board
All township offices	county election board
All city offices (including city judges)	county election board
Town offices (including town judges) in towns over 3,500 population, in Marion County, or which have an agreement with the county election board under IC 3-10-7-4	county election board
Town officers (including town judges) in towns under 3,500 population (without an agreement under IC 3-10-7-4)	county election board
Party offices (precinct committeemen and state convention delegates only)	county election board

Note: The deadline to withdraw a declaration of candidacy is noon (prevailing local time), eighty-five (85) days before the primary election. (IC 3-8-2-20) However, presidential candidates can withdraw as late as noon (Eastern Time), seventy-five (75) days before the primary election. (IC 3-8-3-6.5) Once nominated, the deadline for a candidate to withdraw for any reason is noon (prevailing local time), July 15, 2020. (IC 3-8-7-28, IC 3-5-4-1.5) The deadline for a candidate nominated by petition or for a write-in candidate to withdraw for any reason is also noon (prevailing local time), July 15, 2020. (IC 3-8-2-2.7; IC 3-8-6-13.5)

There are procedures for a disqualified candidate to be removed from the ballot after July 15 in the instance a candidate dies, moves out of the election district, is convicted of a felony (does not apply to federal candidates), or is ordered off the ballot by a judge. (IC 3-8-1-5; IC 3-8-7-29; IC 3-8-8; IC 3-5-4-1.5) A primary candidate who dies or withdraws before the primary election may be removed from the ballot, depending on whether the ballots have been printed or programmed when the death occurs. (IC 3-11-3-29.4)

If a general election candidate dies or withdraws before a general election, the candidate's name may be removed from the general election ballot, and a replacement candidate's name printed, depending on when the death or withdrawal occurred and when the replacement candidate was selected. (IC 3-11-3-29.5)

Filing with the Indiana Election Division and Other State Agencies

Candidate for federal, statewide, state legislative, or judicial offices including the office of prosecuting attorney file their declaration of candidacy with the Indiana Election Division or the Indiana Secretary of State. Financial disclosure statements must be filed with the appropriate office, and a copy or receipt of its filing must be presented at the time of filing the declaration of candidacy.

All state offices that receive election-related filings are located within a short distance of the intersection of West Washington Street and Capitol Avenue (the southeast corner of the State House lot). This section includes a list of references containing addresses, telephone numbers, and e-mail addresses for various federal and state entities mentioned in this *Guide*.

The Indiana Department of Administration has instituted security measures throughout the capitol complex. These measures include weapons restrictions inside government center buildings and designated visitor entrances to the statehouse. Every visitor will be required to pass through metal detectors and all bags and packages will be x-rayed and may be subject to further inspection.

The Indiana Election Division is located on the second floor of the Indiana Government Center South (IGCS) Building, 302 West Washington Street, Indianapolis, Indiana. The IGCS building is located directly west of the State House on West Washington Street. The public entrance to the IGCS building is located off of Senate Avenue. After going through security, turn right and take the elevator up to the second floor. Exit right off the elevator and room E204 is located on the left. The Election Division is open from 8:00 a.m. until 5:00 p.m. each business day, and you can reach the Division by calling (317) 232-3939 or 1-800-622-4941 or sending an email to elections@iec.in.gov.

The office of the Clerk of the Indiana House of Representatives and the Secretary of the Indiana Senate are located in the State House. People with mobility disabilities will enter the State House through the lower level, west doors, from Senate Avenue (Bicentennial Plaza). All other visitors must enter using the upper level east doors, from Capitol Avenue and Market Street.

After taking the elevator or stairs to the third floor (one floor above street level), the House Chambers will be on the east side of the building and the Senate Chambers on the west. The Clerk of the House's office is adjacent to the House chamber, and can be accessed through the House offices after going up one flight of stairs to Level 3-A. The Secretary of the Senate's office is adjacent to the Senate chamber. The Clerk's office and Secretary's office are open from 8:30 a.m. until 4:30 p.m. You can reach their offices by calling (317) 232-9600 for the House, and (317) 232-9400 for the Senate.

The Office of the Inspector General is located at 315 West Ohio Street, Room 104, Indianapolis, Indiana. This office is open from 8:00 a.m. until 4:30 p.m., and the office number is 1-800-457-8283.

The Indiana Commission on Judicial Qualifications is located at 30 South Meridian Street, Suite 500 (in the first block south of Washington Street). This office is open from 8:30 a.m. until 4:30 p.m. each business day, and can be reached by calling 317-232-4706.

On-street parking is available on West Washington Street directly south of the State House. Parking garages are also available. Please note the Office of Inspector General and State Court Administration are not on the Government Center/State House campus, so plan extra time for your trip.

Filing with the County Election Board

Candidates for circuit court clerk, county offices, township offices, town offices, school board offices, precinct committeeman or state convention delegate file their declaration of candidacy with the appropriate county election board. Candidates for local and school board office must file a Statement of Economic Interest (CAN-12) at the time of filing. Candidates for precinct committeeman or state convention delegate do not need to file a CAN-12 statement of economic interest form.

CANDIDATE CHALLENGES & DISQUALIFICATIONS

The placement of any individual on the primary or general election ballot may be challenged if the individual has not complied with the requirements set forth for candidates under Indiana law.

Candidate challenges concerning individuals who file as candidates for federal, statewide, state legislative, or judicial offices including the office of prosecuting attorney come before the Indiana Election Commission for resolution.

Candidate challenges concerning individuals who file as candidates for circuit court clerk, county offices, township offices, town offices, school board offices, precinct committeeman, or state convention delegate come before the appropriate county election board for resolution.

Before the Indiana Election Commission or a county election board may consider a challenge to a candidate, a registered voter of the election district that the candidate seeks to represent <u>or</u> a county chairman of a major political party of a county in which any part of the election district is located must file a sworn statement with the Election Division or the county election board. The sworn statement must question the eligibility of the candidate to seek the office and set forth the facts known to the voter concerning this question. (IC 3-8-1-2) The CAN-1 form may be used for a candidate challenge. A CAN-1 is included in the Appendix of this *Guide*.

There is one exception to the requirement that a registered voter or a county chairman of a major political party in the election district must file a candidate challenge. The secretary of state or a circuit court clerk must determine whether a sufficient number of valid signatures have been obtained to meet the requirements to nominate a candidate by petition in a general election. If the secretary of state or clerk determines, based on the certification of the signatures by the county voter registration office, that the petition does not have enough valid signatures to nominate the candidate(s) on the petition, the secretary of state or the clerk must deny the certification to the petitioners. An appeal of this denial can then be brought before the Indiana Election Commission or county election board by the candidate by filing the CAN-1. (IC 3-8-1-2; IC 3-8-6-12)

The Indiana Election Commission or county election board must determine the validity of the candidate's filing. State law specifies the various deadlines before the primary election or general election by which a challenger must file a challenge with the Commission or board, and the deadlines by which the Commission or board must make this determination. See IC 3-8-2-14 (primary candidates); IC 3-8-6-14 (independent and minor party candidates); IC 3-8-8 (a statewide or state legislative office in a general election), which is discussed in more detail below; IC 3-13-1-16.5 (candidates who fill “early ballot” vacancies); and IC 3-13-2-11 (candidates who fill “late ballot” vacancies); IC 3-8-2-14 (write-in candidates).

The Indiana Election Commission and county election boards will make every effort to notify candidates and other interested parties as promptly as possible when a challenge has been filed. However, due to the short period of time between the close of candidate filing and the printing of absentee ballots, the Commission or board may need to rely on informal methods such as telephone calls to give the best possible notice to these individuals. If a candidate appears before the Commission, and does not file a written objection concerning notice before the end of that meeting, any objection to notice is waived. (IC 3-8-2-18)

Except as described above for notice requirements, the Commission conducts its proceeding concerning candidate challenges in accordance with the State Administrative Orders and Procedures Act. (IC 4-21.5)

County election board meetings concerning candidate challenges are public meetings, for which notice must be given in accordance with the Open Door Law. (IC 5-14-1.5) Except for requirements set forth in the Open Door Law, county election boards are not required to follow specific procedures in conducting these meetings.

The Election Division cannot give legal advice or assistance to candidates who are challenged before the Commission or a county election board. The candidate must seek the advice and representation of a personal attorney in these cases.

If an attorney appears before the Election Commission regarding a candidate challenge, the Commission requests that the attorney file a notice of appearance with the Election Division prior to the meeting. The appearance form may be adapted from that used in judicial proceedings.

If a candidate or other interested party objects to the determination of the Commission or a county election board, the candidate or interested party may appeal the determination to an appropriate court for a decision in the same manner that other administrative decisions are appealed. An appeal from a decision of a county election board must be filed with the appropriate circuit court clerk not later than thirty (30) days after the election board makes the decision subject to the appeal (IC 3-6-5-34; IC 3-6-5.2-9; IC 3-6-5.4-10).

If a candidate selected to fill a ballot vacancy is subject to a candidate challenge, the candidate's name shall not be printed on the general election ballot until the Commission or a court resolves the challenge. (IC 3-13-1-16; IC 3-13-2-9)

Removal of Candidate for Statewide or State Legislative Office from the General Election Ballot

A different law applies concerning the removal of a candidate for a statewide or state legislative office from the general election ballot. A registered voter of the relevant election district may challenge the qualifications of a candidate to remove the candidate from the ballot. The challenge must:

1) be filed with the Election Division not later than 74-days before the general election;
2) be a sworn statement questioning the qualifications of the candidate; and
3) set forth the facts known by the challenger concerning this question.

The Indiana Election Commission shall conduct and conclude its hearing on the challenge within three (3) business days after the challenge is filed with the Election Division. The Commission shall announce its determination not later than one (1) business day after the conclusion of the hearing. If the Commission does not announce its determination by this deadline, the Commission is considered to have dismissed the challenge.

A candidate may not be challenged under this procedure if:

1) the candidate was previously challenged using this procedure;
2) the challenge under this procedure would be for the same reasons as the previous challenge to the candidate; and
3) the Indiana Election Commission already has conducted a hearing on the challenge and made a final determination in favor of the candidate.

After the Commission has made a final determination of the challenge, the challenged candidate or the challenger may appeal the Commission's determination, including a dismissal due to the Commission's failure to make a determination by the deadline. An appeal must be filed directly with the Indiana Court of Appeals under the same terms, conditions, and standards that apply to other civil appeals.

In any event, at noon, Indianapolis time, sixty (60) days before the election, any challenge that is pending before the Commission or the Court of Appeals is dismissed and the name of the challenged candidate may not be removed from the general election ballot, and another individual may not be named to replace the challenged candidate on the ballot, and all votes cast for the challenged candidate must be counted and reported under the name of the challenged candidate. (IC 3-8-8)

This law also places a time limit on candidate withdrawal for reasons other than disqualification or moving outside the election district that the candidate seeks to represent. (IC 3-8-7-28(b); IC 3-8-7-28(c); IC 3-8-8-7) If a candidate attempts to withdraw as a candidate later than noon (prevailing local time), sixty (60) days before the general election for any other reason, the candidate may not be removed from the ballot or replaced by another individual on the ballot. All votes cast for a candidate who attempts to withdraw later than noon (prevailing local time), sixty (60) days before the general election are counted and reported under the name of the candidate.

If a candidate who attempted to withdraw later than noon (prevailing local time),sixty (60) days before the general election: (1) receives the most votes at the general election; and (2) is determined to be disqualified as a candidate, a vacancy in the office occurs. The resulting vacancy shall be filled as if an eligible candidate of the same political party as the disqualified candidate had been elected, and in the manner otherwise provide by law (a caucus of precinct committeemen under IC 3-13-5 for a state legislative candidate, for example). (IC 3-8-8-8)

Disqualification of a Candidate or Officeholder

An individual can be disqualified as a candidate or removed from office if the individual becomes ineligible to become a candidate or hold an office because of failing to comply with a specific requirement under state law. For example, IC 3-8-1-5 disqualifies a person from assuming or being a candidate for elected office (other than a federal office) if the person:

1) gave or offered a bribe, threat, or reward to procure the person's election;
2) was convicted for violating a federal law listed in IC 5-8-3;
3) was found guilty of a felony by a jury or the court, entered a plea of guilty or nolo contendere to a felony even if the felony conviction was later reduced to a Class A misdemeanor under IC 35-50-2-7 or IC 35-38-1-1.5;
4) has been removed as a judge or prosecuting attorney by the Indiana Supreme Court and seeks to be a candidate for the same office;
5) is a member of the armed forces on active duty and prohibited by the Department of Defense from being a candidate; or
6) is subject to the Hatch Act or Little Hatch Act, and would violate these federal statutes by being a candidate for elected office.

If a person is a voter of the election district a candidate seeks to represent and believes that a candidate is not eligible to be on the ballot, then the voter may file a sworn statement (CAN-1), with the Indiana Election Division (for federal, statewide, state legislative, judicial candidates, including candidates for prosecuting attorney) or with the county election board (for all other candidates for local and school board office). The sworn statement must set forth the facts known to the voter as to why the candidate is ineligible. The Indiana Election Commission or the county election board must then conduct a hearing to determine if the candidate is ineligible.

With regard to officeholders, IC 5-8-3-1 prohibits anyone from serving as a public officer in Indiana (not a federal office) who has been convicted of:

1) evading the Selective Service Act of the United States;
2) engaging in any conspiracy or attempt to defraud the United States government;
3) any seditious utterances in violation of any of the laws of the United States; and
4) any other crime against the laws of the United States where the sentence imposed exceeds six (6) months.

Other statutes disqualify a person from holding office if the individual has been convicted of a felony (IC 5-8-1-38), is habitually intoxicated (IC 5-8-2-1), or fails to reside in the election district that the person represents. (IC 36-2-3-5, for example)

A public officer convicted of a felony while in office is removed from office by operation of law when the conviction of the person for the felony is publicly announced by a jury or the court, or when the trial court accepts and enters a guilty plea. (IC 5-8-1-38) In other cases, if an elected official does not meet these requirements, then an interested person can file a lawsuit in court to have the official removed. The court must decide whether the complaints made by the interested person are true, and whether or not the official should be removed from office.

A county council, city council, and town council can also remove a county commissioner or city or town council member from office in certain cases. (IC 5-8-5; IC 36-2-2-5; IC 36-4-6-6)

A court may expunge records concerning minor, Level 6 (formerly Class D) felony convictions, and some more serious felony convictions, under certain circumstances. The civil rights of a person whose conviction has been expunged shall be restored, including the right to vote and to be a candidate and, if elected, hold public office.

CANDIDATE (BALLOT) VACANCIES

There are several reasons why a "candidate vacancy" may occur on a primary or general election ballot:

- The Democratic or Republican parties may not have a candidate run for nomination in the primary election.
- The Democratic, Libertarian, or Republican parties may have a vacancy in an office following their party's nominating convention.
- A candidate nominated by the Democratic, Libertarian, or Republican parties may be disqualified, pass away, or withdraw at least thirty-one (31) days before the general election, creating another type of early ballot vacancy. (IC 3-13-1)
- A Democratic, Libertarian, or Republican candidate dies, moves out of the election district, is disqualified due to a felony conviction, or is removed via court order under IC 3-8-7-29(d) after the thirty-first (31) day before a general election creates a late ballot vacancy. (IC 3-13-2)

Procedures for Filling Democratic & Republican Party Early Ballot Vacancies

Candidate (ballot) vacancies for U.S. Senate and statewide offices are filled by the state committee of the political party. (IC 3-13-1-3) If a candidate vacancy exists for U.S. House or state legislative candidates, the state chairman of a political party calls a caucus of the precinct committeemen within the district. For judicial offices, the office of prosecuting attorney, county offices, township offices, or town offices, the county chairman calls a caucus of the precinct committeemen within the district.

However, if the county committee has adopted a resolution to delegate this candidate (ballot) vacancy filling authority to the county chairman (or to the chairman, vice-chairman, secretary, and treasurer of the county committee), then the candidate vacancy may be filled by direct appointment, without conducting a caucus. Likewise, if fewer than two (2) precinct committeemen are eligible to participate in a caucus, then the candidacy may be filled by direct appointment by the county chairman. (IC 3-13-1-3; IC 3-13-1-4; IC 3-13-1-5; IC 3-13-1-6; IC 3-13-1-8; IC 3-13-1-13)

If a chairman calls a caucus of the political party to fill a ballot vacancy, the chairman must use the notice of caucus form (CAN-30) prescribed by the Indiana Election Division. Instructions are included on the form. A CAN-30 is available from the Election Division's office and each circuit court clerk's office.

A person who wishes to be selected by the caucus to fill a ballot vacancy for a federal, statewide, state legislative office, judicial office, or the office of prosecuting attorney must file a declaration of candidacy (CAN-31) form with both the caucus chairman (or state committee chair for U.S. Senator, statewide offices, or state legislative offices) and the Election Division.

A person who wishes to be selected by the caucus to fill a ballot vacancy for local office such as circuit court clerk, county offices, township offices, or town offices must file a declaration of candidacy (CAN-31) form with both the caucus chairman and the county election board. (IC 3-13-1-10.5) A CAN-31 is available from the Election Division's office and each circuit court clerk's office, and included under the *Candidate Forms* tab of this *Guide*.

After the political party fills this vacancy, the chairman must file a written certificate of candidate selection with the Election Division if the nomination is for a federal office (CAN-27), a state legislative office (CAN-28), a judicial office (CAN-29), or an office of prosecuting attorney (CAN-29).

The chairman must file a certificate with the circuit court clerk if the nomination is for a local office such as the office of circuit court clerk, a county office, a township office or a town office (CAN-29). The CAN-29 form is available from the Election Division's office or each circuit court clerk's office. The CAN-27 and CAN-28 are available from the Election Division's office.

Filling Democratic or Republican Primary Candidate (Ballot) Vacancies

On occasion, no candidate will file for the Democratic or Republican Party nomination to an office before a primary election. If this occurs, the vacancy may not be filled before the primary. (IC 3-13-1-2) Immediately following the primary election, the political party may begin the process of filling the ballot vacancy. However, no political party is ever required to fill a ballot vacancy, even if an individual wishes to run as a candidate for the vacant nomination.

The deadline for the Democratic or Republican Party to conduct a political party caucus or to make a direct appointment to fill a vacancy existing on the general election ballot resulting from a vacancy on the primary election ballot is noon, Tuesday, June 30, 2020. (IC 3-13-1-2; IC 3-13-1-7) **Certificate of appointment and candidate's statement economic interest must be filed no later than 12:00 noon, prevailing local time Monday, July 6, 2020.** (IC 3-13-1-2; IC 3-13-1-7; IC 3-13-1-15)

If the county chair or county central committee make a direct appointment for a candidacy to fill a local office ballot vacancy, then a copy of the meeting minutes or resolution adopted by the county party authorizing the county chair or county central committee must be attached to the certification. (IC 3-13-1-6(b)(2))

State law does not specify requirements concerning the text of a resolution (or motion to record in the meeting minutes) that county party must adopt in order to authorize the county chair or a caucus comprised of the chairman, vice chairman, secretary, and treasurer of the county committee to make a direct appointment to fill a local candidate (ballot) vacancy.

A county party may authorize a chair or committee to make the appointment for one election, several elections, or in perpetuity. The county party may also choose to limit the authority to a specific individual serving as chair when the authority is granted, or to provide any person serving as county chairman with this authority until the county party decides otherwise, the decision is left to the county party to draft a document noting the parameters of the appointment authority and approve by a majority vote of party membership (IC 3-13-1-6(b)(2)). As noted above, a copy of this resolution or meeting minutes must be included at the time the vacancy paperwork is filed with the county clerk or election board.

Please note: state law prescribes the process by which a county chair or a caucus of the party leadership (chair, vice chair, secretary, treasurer) may be granted the authority by the party membership to make a direct appointment to fill a ballot vacancy for local candidates only. Should there be a Democratic or Republican Party vacancy for an Indiana House or Indiana Senate seat, even if the legislative seat is wholly contained within the county, the county chair or party central committee may not call a caucus or make a direct appointment to fill the state legislative vacancy. Only the state party chair, or his designee, may call a caucus to fill the ballot vacancy.

Filling Democratic or Republican Early Ballot Vacancies Due to the Death, Withdrawal or Disqualification of a Candidate

This information applies to a ballot vacancy that arises for any reason if the vacancy leaves a major political party without a candidate for the office and occurs before the thirtieth day before a general, special or municipal election. (IC 3-13-1-1) Please note candidate vacancies that exist on a primary election ballot are subject to different rules. (See paragraph above)

When a candidate nominated at the primary election or at the party's nominating convention dies, withdraws, or is disqualified under Indiana Code 3-8-1-5 due to a criminal conviction, or a court order issued under IC 3-8-7-29(d), a major political party is permitted to fill the resulting vacancy IF it does so no later than thirty (30) days after the vacancy occurs. (IC 3-13-1-7)

The requirements discussed above for calling a caucus and filing a declaration of candidacy apply to filling this type of candidate vacancy. However, the political party chairman must file the certificate of candidate selection (CAN-28 or CAN-29) and candidate's statement of economic interest no later than noon, three (3) days (excluding Saturdays and Sundays) after the party fills the candidate vacancy. (IC 3-13-1-15) Special restrictions apply to statewide or state legislative candidates. (IC 3-8-8)

If the political party fills the vacancy not later than five (5) days before the general election, then the county election board must reprint the ballots or reprogram the voting system. A new public test must be conducted. Posting notice pursuant to the Open Door law is required; however, public notice published in the newspaper is not. If the vacancy is filled within five (5) days of the general election, then the county election may reprint the ballot, if desired. (IC 3-11-3-29.5)

County election administrators are advised to review the tabulation requirements under IC 3-12-1-14, IC 3-12-1-15, IC 3-12-1-16 to understand how ballot re-printing may impact the programming of their voting systems to ensure proper tabulation of results.

Filling Democratic or Republican Late Ballot Vacancies Due to Death or Disqualification of a Candidate

This section applies to the filling of a candidate vacancy that exists due to the:

1) Death of a political party's candidate;
2) Withdrawal of a candidate who has moved from the election district;
3) Disqualification of a candidate due to a felony conviction under IC 3-8-1-5; or
4) Issuance of a court order under IC 3-8-7-29(d);

for nomination or election to an office at the general, municipal, or special election after the thirty-first day before a general, municipal, or special election.

In most cases, the state or county chairman of the political party of the county in which the greatest percentage of the population of the election district resides fills the candidate vacancy by direct appointment. (IC 3-13-2) The same general procedures apply regarding the filing of a certificate of candidate selection in these cases. (IC 3-13-2-8)

If the political party fills the vacancy not later than five (5) days before the general election, then the county election board must reprint the ballots or reprogram the voting system. A new public test must be conducted. Posting notice pursuant to the Open Door law is required; however, public notice published in the newspaper is not. If the political party fills a candidate vacancy during the final five (5) days before an election, state law does not require a county election board to reprint ballots. (IC 3-11-3-29.5)

County election administrators are advised to review the tabulation requirements under IC 3-12-1-14; IC 3-12-1-15; IC 3-12-1-16 to understand how ballot re-printing may impact the programming of their voting systems to ensure proper tabulation of results.

Libertarian Party Ballot Vacancies

If a candidate vacancy exists following a Libertarian Party state or county convention, the party's state committee may fill the vacancy. The Libertarian Party must fill a vacancy existing on the general election ballot resulting from a vacancy for an office nominated by that party at a state or county convention by Tuesday, June 30, 2020. (IC 3-13-1-20)

At least ten (10) days before filling the candidate vacancy, the state chairman of the Libertarian Party must file a notice of intent to fill the vacancy with the official who will receive the certificate of candidate selection filing (the Indiana election division or a circuit court clerk). (IC 3-13-1-20)

Once the Libertarian Party fills a vacancy for federal, statewide, state legislative, or judicial offices including the office of prosecuting attorney, the state chair and secretary must file a certificate of nomination with the Election Division. The Party must file the certificate no later than noon, Monday, July 6, 2020. (IC 3-13-1-20)

Once the Libertarian Party fills a vacancy for the office of circuit court clerk, county offices, township offices, or town offices, the county chair and secretary must file a certificate of nomination and the candidate's Statement of Economic Interest for Local and School Board Offices (CAN-12) with the county election board. The Party must file the certificate no later than noon, Monday, July 6, 2020. (IC 3-13-1-20)

If a vacancy occurs for any other reason at least thirty-one days before the general, municipal, or special election, the same procedure applies. The vacancy must be filled within 30-days, but the certificate and candidate's statement of economic interest must be filed no later than noon, three (3) days (excluding Saturdays and Sundays) after the selection of the candidate. (IC 3-13-1-20) Special procedures apply to late ballot vacancies occurring within the final 30 days before the election and to statewide or state legislative candidates. (IC 3-13-2-12; IC 3-8-8)

Other Minor Party Candidate Vacancies

If a candidate for federal, statewide, or state legislative offices does not affiliate with the Democratic Party, the Libertarian Party, or the Republican Party, and the candidate withdraws, dies, or is disqualified, the state chairman of the candidate's political party may fill the resulting candidate vacancy. The chairman can fill this vacancy at any time after a petition of nomination has been circulated or filed for certification by a county voter registration office by filing a statement with the Election Division. (IC 3-8-6-17) (CAN-40, CAN-20)

This statement must include the following:

1) The name of the individual who ceased to be a candidate.
2) The date and reason why the person ceased to be a candidate.
3) The name and written consent of the successor candidate.
4) If other individuals were also candidates on the same petition of nomination, the consent of each other candidate to the selection of the successor candidate.

For candidates nominated by petition for the office of circuit court clerk, county offices, township offices, or town offices, the county chairman must file the statement with the county election board. (IC 3-8-6-17)

The state or county chairman must file the statement no later than noon, Monday, July 6, 2020. The CAN-40 and CAN-20 are available from the Election Division's office or each circuit court clerk's office. (IC 3-8-6-17)

A similar procedure applies to filling candidate vacancies for individuals nominated by petition for "small" town offices with a population of less than 3,500. The town chairman of the party must file a certificate of candidate selection (CAN-18) with the county election board no later than 12:00 noon, prevailing local time, Friday, August 28, 2020. (IC 3-13-1-18)

Independent and Write-In Candidates

An independent candidate may not include the name of any other candidate on the petition, unless the other candidate included on the petition is part of an independent ticket of candidates for President and Vice-President of the United States, or governor and lieutenant governor. (IC 3-8-6-4)

If a petition of nomination is circulated or filed by an independent candidate, another candidate may not be substituted on the petition of nomination. (IC 3-8-6-17)

Indiana law has no procedure for the replacement of a write-in or independent candidate.

CAMPAIGN FINANCE INFORMATION

When a person signs and files a declaration of candidacy to run for office, the individual must indicate on the form: "I acknowledge that I am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9."

Candidates and members of their campaign finance committees are encouraged to review the current version of the *Indiana Campaign Finance Manual*. The *Manual* can be accessed from the Indiana Election Division's office or the Division's website at www.campaignfinance.in.gov. Forms required for campaign finance filings can be found online or at the offices of the Indiana Election Division and County Election Boards.

UNITED STATES REPRESENTATIVE
Candidates for United States Representative should contact the Federal Election Commission for information on campaign finance reporting requirements or visit www.fec.gov. Candidates should contact the House Standards of Official Conduct for information on economic interest statement reporting requirements.

GOVERNOR, LIEUTENANT GOVERNOR, AND ATTORNEY GENERAL
Candidates for any statewide office file campaign finance documents with the Indiana Election Division and should contact the Indiana Election Division for information on campaign finance reporting requirements or visit the Division's campaign finance website at www.campaignfinance.in.gov.

STATE LEGISLATIVE OFFICES
Candidates for any of the state legislative offices file campaign finance documents with the Indiana Election Division. Candidates should contact the division for information on campaign finance reporting requirements or visit the Division's campaign finance website at www.campaignfinance.in.gov.

JUDICIAL OFFICE
Candidates for these offices file campaign finance documents with the county election board, and should contact the county election board for information on campaign finance reporting requirements.

CIRCUIT COURT CLERK AND COUNTY OFFICES
Candidates for these offices file campaign finance documents with the county election board, and should contact the county election board for information on campaign finance reporting requirements.

TOWNSHIP OFFICES
Candidates for these offices file campaign finance documents with the county election board, and should contact the county election board for information on campaign finance reporting requirements.

SCHOOL BOARD OFFICES
Candidates for these offices file campaign finance documents with the county election board, and should contact the county election board for information on campaign finance reporting requirements.

TOWN OFFICES
Candidates for these offices file campaign finance documents with the county election board and should contact the county election board for information on campaign finance reporting requirements.

PRECINCT COMMITTEEMAN AND STATE CONVENTION DELEGATE
Indiana law does not require that precinct committeeman or state convention delegate candidates file campaign finance documents regardless of the amount of money candidates raise or spend.

CAMPAIGN RELATED VIOLATIONS AND ENFORCEMENT

A county election board may investigate and rule on questions concerning reported election law violations. If the county election board has substantial reason to believe that an election violation has or will occur, the board may conduct a hearing to resolve the issue.

The county election board has the power to subpoena witnesses, and question those witnesses under oath. If, after affording due notice and an opportunity for a hearing, the county election board believes that an act constitutes or will constitute an election violation, the board may take whatever action it deems proper under the circumstances. This includes referring the matter to the attorney general for civil action or the county prosecuting attorney for criminal prosecution. (IC 3-6-5-31; IC 3-14-5-3)

Indiana law also requires that a county election board forward all voter challenge affidavits (PRE-4) returned by precinct election officers following the close of the polls to the foreman of the grand jury when the jury is next in session and to forward photocopies of the affidavits to the Secretary of State. The grand jury is required to inquire into the truth or falsity of the affidavits, and file a report of the results of its inquiry with the court. (IC 3-14-5-2) *Exception: This procedure does not apply to affidavits solely concerning an individual who failed to provide additional documentation as a "first time" voter under IC 3-7-33-4.5 but has since provided this documentation*. (IC 3-14-5-1)

Unless otherwise stated, Indiana election law provides that the following offenses are Level 6 felonies, which subject a person to up to two and one-half years of imprisonment, a $10,000 fine, or both, upon conviction. *The laws cited below should be studied carefully, since they may contain requirements or exemptions that are not set forth in detail in this summary*.

1) Using a government employer's property to solicit contributions, or advocate the election or defeat of a candidate or public question at any time, or to distribute campaign materials on government's real property during normal business hours. Class A misdemeanor for first offense. (IC 3-14-1-17)
2) Conspiring with a person to encourage an individual to submit a false registration application or to vote illegally. (IC 3-14-2-1)
3) Paying or accepting payment for applying for or casting an absentee ballot. (IC 3-14-2-1)
4) Paying or accepting payment for registering to vote or voting. (IC 3-14-2-1)
5) Paying or offering to pay an individual any property based on the number of signatures obtained to place a candidate or public question on a ballot. This does not prohibit payment for gathering signatures not based, either directly or indirectly, on the number of signatures obtained to place a candidate or public question on a ballot. (IC 3-14-2-1)
6) Paying or offering to pay an individual any property based on the number of absentee ballot applications or voter registration applications obtained by the individual. This does not prohibit payment for gathering absentee ballot applications or voter registration applications not based, either directly or indirectly, on the number of applications obtained. (IC 3-14-2-1)
7) Soliciting a person known to be ineligible to vote to complete or submit an absentee ballot application. (IC 3-14-2-2.5)
8) Signing another person's name to an absentee ballot application that contains a false statement. (IC 3-14-2-3)
9) Signing another person's name to an absentee ballot application without writing on it the person's own name and address as an attesting witness. (IC 3-14-2-3)
10) Knowingly making a false statement regarding one's name, residence, or voter identification number when signing a poll book or making an oral affirmation to a poll worker. (IC 3-14-2-11)

11) Hiring or soliciting a person to go into a precinct for the purpose of voting when the person hired or solicited is not a voter of the precinct. (IC 3-14-2-13)
12) Receiving from a voter a ballot prepared for voting, except by an inspector, county election board member, absentee voter board member, or a member of the voter's household or an individual designated as the attorney in fact for the voter, or an employee of the United States Postal Service or a bonded courier company when delivering an envelope containing an absentee ballot. (IC 3-14-2-16)
13) Delivering an absentee ballot to an election official that is not the ballot cast by the voter. (IC 3-14-2-16)
14) Interfering with a watcher. (IC 3-14-3-3)
15) Obstructing, interfering, or injuring an election officer or a voter in the exercise of the election officer's or voter's rights or duties or because the officer or voter has exercised the officer's or voter's rights or duties. (IC 3-14-3-4)
16) Failing to receive the vote of a legal voter. (IC 3-14-3-9)
17) Interfering with the secrecy of voting. (IC 3-14-3-11)
18) Inducing or persuading a voter to vote for a candidate, while acting as a precinct election officer or absentee voter board member. (IC 3-14-3-17)
19) Inducing or procuring a person to apply for or cast an absentee ballot or vote or refrain from voting for or against a candidate by giving, offering, or promising money or other property. (IC 3-14-3-19)
20) Receiving, accepting, requesting or soliciting money or other property to induce a voter to apply for or cast an absentee ballot or to vote or refrain from voting for or against a candidate or public question. (IC 3-14-3-20)
21) Conspiring to obtain property an individual would be entitled to receive as compensation for serving as an elected official by securing false or fraudulent absentee ballot applications or voter registration applications and to transport fraudulent voter registration applications or absentee ballot applications by private or commercial carrier operating entirely within Indiana. (IC 3-14-3-20.5)
22) Intimidating, threatening, or coercing another person for voting or attempting to vote, urging or aiding another individual to vote or attempt to vote, or exercising any power or duty related to registration or voting. (IC 3-14-3-21.5)

Unless otherwise stated, Indiana election law provides that the following offenses are Class A misdemeanors, which subject a person to up to one year of imprisonment, and possibly a $5,000 fine upon conviction. *The laws cited below should be studied carefully, since they may contain requirements or exemptions that are not set forth in detail in this summary*.

1) Filing a declaration of candidacy or other similar document to place or remove a candidate from the ballot, knowing that any part of the document is falsely made. (IC 3-14-1-1)
2) Refusing to receive and record a declaration of candidacy or other similar document when presented in accordance with the election laws, or suppressing such a document that has been duly filed.(IC 3-14-1-1)

See the current version of the *Election Administrator's Manual*, published by the Indiana Election Division, for information regarding other criminal violations of the election laws. See the current version of the *Indiana Campaign Finance Manual*, published by the Indiana Election Division, for information regarding criminal violations of the campaign finance laws, and the county election board's authority to impose civil penalties for campaign finance related violations. See the current version of the *Voter Registration Guidebook*, published by the Indiana Election Division, for information regarding criminal violations of the voter registration law.

FEDERAL OFFICES

President and Vice President of the United States

A. Qualifications

Article 2, Section 1, Clause 5 of the United States Constitution provides that:

"No person except a natural-born citizen . . . shall be eligible to the office of President; neither shall any person be eligible to that office who shall not have attained to the age of thirty-five years and been fourteen years a resident within the United States."

B. Democratic and Republican Party Candidates Nominated at the Primary Election

A candidate may submit a declaration of candidacy and petition of nomination in person or by mail, and the declaration and petition are considered filed as of the DAY AND TIME THEY ARE FILED in the office of the Indiana Election Division. "Filing" occurs when the Election Division records the date and time the Division receives the document. (IC 3-5-2-24.5) A candidate may not submit a declaration or petition of nomination by facsimile transmission or electronic mail. (IC 3-5-4-1.7)

1. Declaration of Candidacy

Democratic and Republican Party candidates for the office of President will be placed on the ballot for a presidential preference vote at the primary election to be held on Tuesday, May 5, 2020. (IC 3-10-1-3)

A candidate for the nomination of President of the United States by the Democratic or Republican Party must file a declaration of candidacy with the Election Division. (IC 3-8-3-1)

The declaration of candidacy form (CAN-7) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

2. Petition of Nomination

The declaration of candidacy must be accompanied by a certified petition of nomination signed by at least 4,500 registered voters of the state, including at least 500 registered voters from each of Indiana's 9 congressional districts. (IC 3-8-3-2)

Each petition must request that the candidate's name be placed on the ballot at the primary election and must contain the following: (a) signature of each petitioner, (b) name of each petitioner printed legibly, and (c) residence mailing address of each petitioner. (IC 3-8-3-2)

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office.

The county voter registration office in each county where a petitioner is registered must certify whether each petitioner is a registered voter in that county. This certification must accompany and be a part of the petition. If a county is a part of more than one congressional district, the certificate must indicate the number of petitioners from that county who reside in each congressional district. (IC 3-8-2-9)

The petition of nomination form (CAN-8) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter in the county. Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Filing Requirements and Deadlines

A candidate may submit a petition of nomination for certification to the county voter registration office **no earlier than Wednesday, January 8, 2020, and no later than 12:00 noon, local prevailing time, on Tuesday, January 28, 2020.** (IC 3-8-3-4)

The presidential primary candidate may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-7 form) with the Election Division to be placed on the primary election ballot. (IC 3-8-3-4)

The declaration of candidacy and certified petitions must be filed with the Election Division no earlier than Wednesday, January 8, 2020, and no later than 12:00 (noon), Indianapolis time, on Friday, February 7, 2020. (IC 3-8-3-1; IC 3-8-3-5) A declaration of candidacy or certified petition presented after February 7, 2020, at 12:00 p.m.will not be accepted for filing.

4. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A candidate for President of the United States who filed with the Election Division a declaration of candidacy for the primary election may file written notice of candidate withdrawal with the Election Division certifying that the individual no longer wishes to be a candidate. **A candidate must file this notice with the Election Division no later than 12:00 noon, Indianapolis time, Thursday, February 20, 2020.** (IC 3-8-3-7.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the primary election. (IC 3-8-2-21) Notice of candidate withdrawal presented **after February 20, 2020 at 12:00 noon will not be accepted for filing.**

The primary election candidate withdrawal form (CAN-10) is available from the Election Division's office, the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

NOTE: Individuals are selected to serve as national convention delegates at the state conventions of the Democratic and Republican parties. Candidates for presidential electors and alternate electors are nominated at the Democratic and Republican state conventions or in another manner provided by state political party rules. (IC 3-8-4-2) The names of candidates for national convention delegate or presidential elector or alternate elector do not appear on the ballot.

General Election Candidate Withdrawal or Other Vacancy

If the nominee of the Democratic Party or the Republican Party for President of the United States or Vice-President of the United States ceases to be a candidate before the nominee's ticket is officially certified, then that fact and the name and state of residence of the nominee's successor must be certified to the Election Division in the same manner as the original nominee. The name of the successor nominee shall be printed on all ballots. If the nominee ceases to be a candidate after the nominee's ticket has been officially certified, then that fact and the name and state of residence of the nominee's successor, shall be certified to the Election Division in the same manner as the original nominee. However, the ballots must reflect the original nominee's name. Any vote cast in the election for the original nominee is considered a vote cast for the successor. (IC 3-10-4-6)

NOTE: Individuals are selected to serve as national convention delegates at the state conventions of the Democratic and Republican parties. Candidates for presidential electors and alternate electors are nominated at the Democratic and Republican state conventions or in another manner provided by state political party rules. (IC 3-8-4-2) The names of candidates for national convention delegate or presidential elector do not appear on the ballot.

C. Libertarian Party Candidates

1. Filing Requirements

Libertarian Party presidential candidates are not placed on the primary election ballot for a presidential preference vote.

The Libertarian Party will nominate candidates for the office of United States President and Vice President at the Party's national convention. Candidates for this office should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Libertarian Party candidates for the office of United States President and Vice President are not required to file declarations of candidacy with the Election Division. Instead, the Libertarian Party state chair and secretary will certify the Party's nominees to the Election Division.

NOTE: Individuals are selected to serve as national convention delegates at the state convention of the Libertarian Party. Candidates for presidential electors must be nominated at the Libertarian state convention or in another manner provided by state political party rules. (IC 3-8-4-2) The names of candidates for national convention delegate or presidential elector do not appear on the ballot.

2. General Election Candidate Withdrawal or Other Vacancy

If the nominee of the Libertarian Party for President of the United States or Vice-President of the United States ceases to be a candidate before the nominee's ticket is officially certified, then that fact and the name and state of residence of the nominee's successor must be certified to the election division in the same manner as the original nominee. The name of the successor nominee shall be printed on all ballots. If the nominee ceases to be a candidate after the nominee's ticket has been officially certified, then that fact and the name and state of residence of the nominee's successor, shall be certified to the Election Division in the same manner as the original nominee. However, the ballots must reflect the original nominee's name. Any vote cast in the election for the original nominee is considered a vote cast for the successor. (IC 3-10-4-6)

D. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for the office of United States President or Vice President at the general election, must file a written consent to become a candidate (CAN-20) and a petition of nomination (CAN-19) with the Election Division. (IC 3-8-6-12; IC 3-8-6-14(a))

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated. (IC 3-8-6-14(b))

The written consent form (CAN-20) and petition of nomination form (CAN-19) are available from the Election Division's office, on the Division's website, and are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the election district the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A candidate for the office of President of the United States must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election for the entire state or 44,935.

A chart listing the 2% ballot access requirement for each county is included under the *2018 Vote for Secretary of State* tab of this *Guide*.

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. EXCEPTION: Candidates for President and Vice President of the United States are elected as a ticket. An independent candidate for President may include their running mate for Vice President on the same petition of nomination. (IC 3-8-6-4)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-19 form.) (IC 3-8-6-8; IC 3-8-6-10; IC 3-8-6-11)

A petition carrier is required to complete the required information and sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office.

The first day a candidate for the office of United States President and Vice President may submit the petition of nomination, accompanied by the written consent form (CAN-20) to the county voter registration office for certification is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-10; IC 3-8-6-12)

For candidates for the office of United States President or Vice President, once the county voter registration office certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) must be filed with the Election Division. The DEADLINE for filing the petition of nomination (CAN-19), accompanied by the written consent form (CAN-20) with the Election Division is 12:00 noon, Indianapolis time, Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12)

The county voter registration office must file the certified petitions of nomination with the Election Division. However, the candidate may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20 with the Election Division to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter in the county, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and shall be denied by the Indiana election commission, if the

commission finds that the name is confusing. (IC 3-8-6-5.5)

4. General Election Candidate Withdrawal or Other Vacancy

If the nominee of a minor political party for President of the United States or Vice-President of the United States ceases to be a candidate before the nominee's ticket is officially certified, then that fact and the name and state of residence of the nominee's successor must be certified to the Election Division in the same manner as the original nominee. The name of the successor nominee shall be printed on all ballots. If the nominee ceases to be a candidate after the nominee's ticket has been officially certified, then that fact and the name and state of residence of the nominee's successor, shall be certified to the election division in the same manner as the original nominee. However, the ballots must reflect the original nominee's name. Any vote cast in the election for the original nominee is considered a vote cast for the successor. (IC 3-10-4-6; IC 3-8-6-17)

If a petition of nomination is submitted for an independent candidate for President of the United States and Vice-President of the United States, and that candidate ceases to be a candidate, another candidate may not be substituted on the petition of nomination. (IC 3-8-6-17(e))

E. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for the office of United States President or Vice President in the general election on Tuesday, November 3, 2020 must file a declaration of intent to be a write-in candidate (CAN-3) with the Election Division. (IC 3-8-2-2.5)

The CAN-3 form is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 form with the Election Division is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, Indianapolis time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5; IC 3-11-2-11.5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for the office of United States President or Vice President to file a written notice of candidate withdrawal with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020 at 12:00 noon will not be accepted for filing.

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

If a write-in candidate for President of the United States or Vice-President of the United States claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter of the election district may question the validity of the filing under IC 3-8-1-2. The Indiana Election Commission shall determine the validity of the questioned filing. If the Commission determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the Commission shall deny the filing. (IC 3-8-2-12.5)

United States Representative

A. Qualifications

Article 1, Section 2, Clause 2 of the United States Constitution provides that:
"No person shall be a representative who shall not have attained to the age of twenty-five years, and been seven years a citizen of the United States, and who shall not, when elected, be an inhabitant of that state in which he shall be chosen."

NOTE: There is no requirement that a candidate for United States Representative must reside within the ***district*** the candidate seeks to represent or be an inhabitant of Indiana until the date of the November 2020 general election.

B. Democratic and Republican Party Candidates Nominated at the Primary Election

1. Filing Requirements

A candidate may submit a declaration of candidacy in person or by mail, and it is considered filed as of the DAY AND TIME IT IS FILED in the office of the Indiana Election Division. "Filing" occurs when the Election Division records the date and time that the document was file stamped by the Division, not when the document is received in the mail or postmarked. (IC 3-5-2-24.5) A declaration may not be submitted by facsimile transmission or email. (IC 3-5-4-1.7; IC 3-8-2-11)

Candidates for the office of United States Representative from the Democratic or Republican Party will be nominated at the primary election to be held on Tuesday, May 5, 2020. (IC 3-10-1-3)

A candidate for the nomination for United States Representative by the Democratic or Republican Party must file a declaration of candidacy with the Election Division. (IC 3-8-2-5) (Petitions signed by registered voters are NOT required of Democratic or Republican Party candidates for United States Representative.)

The first day to submit a declaration of candidacy to the Election Division is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, Indianapolis time, Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A declaration of candidacy presented after February 7, 2020 at 12:00 noon will not be accepted for filing.

The declaration of candidacy form (CAN-2) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

2. Political Party Affiliation

Indiana Code 3-8-2-7 sets forth the standard for determining the political party affiliation of a Democratic or Republican candidate who files a declaration of candidacy for a primary election. The political party affiliation of the candidate is deemed to be:

1) the political party in whose primary in Indiana the candidate most recently voted; or
2) the political party of the county chair of the county in which the candidate resides who certifies that the candidate is a member of that political party.

3. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A Democratic or Republican candidate for United States Representative who filed with the Election Division a declaration of candidacy for the primary election may file written notice of candidate withdrawal with the Election Division certifying that the individual no longer wishes to be a candidate. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the primary election. (IC 3-8-2-21) Notice of candidate withdrawal presented after February 10, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing. (IC 3-5-4-1.9)

The primary election candidate withdrawal form (CAN-10) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

General Election Candidate Withdrawal

After the primary, if a nominee for United States Representative wishes to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing. (IC 3-5-4-1.9)

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

C. Libertarian Party Candidates

1. Filing Requirements

Libertarian Party candidates are not nominated in a primary election, but are nominated by political party convention. (IC 3-8-4-10)

The Libertarian Party will nominate candidates for the office of United States Representative at the Party's state convention. Candidates for this office should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Libertarian Party candidates for the office of United States Representative are not required to file declarations of candidacy with the Election Division. Instead, the Libertarian Party state chair and secretary must certify the Party's nominees to the Election Division no later than 12:00 noon, Indianapolis time, Wednesday, July 15, 2020. (IC 3-8-7-8, 3-5-4-1.5)

Following a state convention, the chairperson and secretary of the convention or the state chairperson and secretary of the Libertarian Party shall file a certificate of nomination (CAN-23) with the Election Division no later than noon, Indianapolis time, Wednesday, July 15, 2020.

2. Candidate Withdrawal Requirements

If a nominee for United States Representative wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing. (IC 3-5-4-1.9)

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

D. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for the office of United States Representative at the general election, must file a written consent to become a candidate (CAN-20) and a petition of nomination (CAN-19) with the Election Division. (IC 3-8-6-12; IC 3-8-6-14(a))

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated. (IC 3-8-6-14(b))

The written consent (CAN-20) and petition of nomination (CAN-19) are available from the Election Division's office, on the Division's website and are included in this *Guide* under the *Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election **in the election district** the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A minor party or independent candidate for the office of United States Representative, 2nd Congressional District, must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the precincts that make up the 2nd Congressional District.

The Indiana Election Division should be contacted to determine the minimum threshold signature requirement for a Congressional District. A chart listing the 2% ballot access requirement for each county is included under the *2018 Vote for Secretary of State* tab of this *Guide*, though not all counties are wholly contained in the same Congressional district, which will require careful review of precinct election results.

The Indiana Election Division will certify the minimum number of signatures required to run as a minor party or independent candidate for U.S. Representative to the Indiana Secretary of State, and the Secretary will determine whether or not enough valid signatures are certified for the candidate to be placed on the general election ballot.

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-19) (IC 3-8-6-10; IC 3-8-6-11)

A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction of information concerning the petition carrier. The petition carrier may correct the missing information up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The **first day** a candidate for the office of United States Representative may submit the petition of nomination, accompanied by the written consent form (CAN-20) to the county voter registration office for certification is **Wednesday, January 8, 2020,** and the **DEADLINE** for filing the petition for review by county voter registration officials is **12:00 noon, prevailing local time, Tuesday, June 30, 2020.** (IC 3-8-6-12, 3-5-4-1.5)

For candidates for the office of United States Representative, once the county voter registration office certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) must be filed with the Election Division. The **DEADLINE** for filing the petition of nomination (CAN-19), accompanied by the written consent form (CAN-20) with the Election Division is **12:00 noon, Indianapolis time, Wednesday, July 15, 2020.** (IC 3-8-6-10; IC 3-8-6-12, 3-5-4-1.5) The county voter registration office must file the certified petitions of nomination with the Election Division. However, the candidate for the office of United States Representative may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the Election Division to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter of the election district of the office sought by the candidate or has changed the individual's address without notifying the county voter registration office, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and shall be denied by the Indiana Election Commission, if the Commission finds the name is confusing. (IC 3-8-6-5.5) A candidate must indicate whether the candidate is affiliated with any other candidate or group of candidates filing a petition under the same political party name. (IC 3-8-6-5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for the office of United States Representative who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the Election Division is than 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon will not be accepted for filing.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

E. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for the office of United States Representative in the general election on Tuesday, November 3, 2020, must file a declaration of intent to be a write-in candidate (CAN-3) with the Election Division. (IC 3-8-2-2.5)

The CAN-3 form is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Forms* tab.

The first day a write-in candidate may file the CAN-3 form with the Election Division is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, Indianapolis time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5; IC 3-11-2-11.5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for the office of United States Representative to file a written notice of candidate withdrawal with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020,

at 12:00 noon will not be accepted for filing.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate for statewide office may claim, on the candidate's declaration, affiliation with a political party other than the Democratic Party, the Libertarian Party, or the Republican Party (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). (IC 3-8-2-2.5)

If a write-in candidate claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter of the election district may question the validity of the filing under IC 3-8-1-2. The Indiana Election Commission shall determine the validity of the questioned filing. If the Commission determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the Commission shall deny the filing. (IC 3-8-2-12.5)

STATEWIDE OFFICES

Governor & Lieutenant Governor

A. Qualifications for Governor and Lieutenant Governor

IC 3-8-1-9 provides that:
"A candidate for the office of governor or lieutenant governor:
(1) must have been a United States citizen for at least five (5) years before the election;
(2) must have resided in the state for at least five (5) years before the election;
(3) must be thirty (30) years old upon taking office; and
(4) may not hold any other office of the United States or of this state upon taking office;
as provided in Article 5, Sections 7 and 8 of the Constitution of the State of Indiana."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for:
(1) A state office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year. However, the term does not include a conviction:
(1) for which the person has been pardoned; or
(2) that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9.
(c) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);
and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.
(d) The subsequent reduction of a felony to a Class A misdemeanor under IC 35-50-2-7 or IC 35-38-1-1.5 after the:

(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;
does not affect the operation of subsection (c)."

B. Statement of Economic Interest

Candidates for statewide offices are required to file a statement of economic interest. (IC 3-8-1-33) **Candidates for these offices must file a statement of economic interest: (1) before a candidate for Governor files for placement on the primary election ballot;** (2) before a certificate of nomination is filed following the state convention of the Democratic, Libertarian, or Republican party; (3) before a petition of nomination is filed for an independent or minor party candidate; (4) before a declaration of intent to be a write-in candidate is filed; or (5) before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2.

A candidate for governor or lieutenant governor must file a statement of economic interest with the Office of the Inspector General. (IC 4-2-6-8)

A candidate will receive a Certificate of Filing from the Indiana Inspector General. If the candidate submits a statement online, the candidate will receive an email confirmation of filing. The candidate must supply a copy or photocopy of this certificate or email confirmation to the Election Division before the Division can accept a candidate's filing. The candidate may also file a paper copy of the statement, file stamped by the Office of the Inspector General. (IC 3-8-2-11)

The statement of economic interest form is available from the Office of the Inspector General. The Ethics Commission's contact information is listed under the *General Information* tab of this *Guide*.

C. Democratic and Republican Party Candidates for Governor Nominated at the Primary Election

A candidate for governor may submit a declaration of candidacy and petition of nomination in person or by mail and **they are considered filed as of the DAY AND TIME THEY ARE FILED in the office of the Indiana Election Division. "Filing" occurs when the Election Division records the date and time that the document was received.** (IC 3-5-2-24.5) **A declaration or petition of nomination may not be submitted by facsimile transmission or electronic mail.** (IC 3-5-4-1.7)

Candidates for the office of Governor from the Democratic or Republican Party will be nominated at the primary election to be held on Tuesday, May 5, 2020. (IC 3-10-1-3)

1. Declaration of Candidacy

A candidate for the nomination of Governor by the Democratic or Republican Party must file a declaration of candidacy with the Election Division. (IC 3-8-2-5)

The declaration of candidacy form (CAN-2) is available from the Election Division's office, on the Division's website and is in this *Guide* under the *Candidate Forms* tab.

2. Petition of Nomination

The declaration of candidacy must be accompanied by a certified petition of nomination signed by at least 4,500 registered voters of the state, including at least 500 registered voters from each of Indiana's nine (9) congressional districts. (IC 3-8-2-8; IC 3-8-2-9)

Each petition must request that the candidate's name be placed on the ballot at the primary election and must contain the following: (a) signature of each petitioner, (b) name of each petitioner printed legibly, and (c) residence mailing address of each petitioner. (IC 3-8-2-8; IC 3-8-2-9)

The petition of nomination form (CAN-25) and a declaration of candidacy form (CAN-2) are available from the Election Division's office, on the Division's website, or in included in this *Guide* under the *Candidate Forms* tab.

The county voter registration office in each county where a petitioner is registered must certify whether each petitioner is a registered voter in that county. This certification must accompany and be a part of the petition. If a county is a part of more than one congressional district, the certificate must indicate the number of petitioners from that county who reside in each congressional district. (IC 3-8-2-9)

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office.

A candidate for governor may submit a petition for certification to the county voter registration office no earlier than Wednesday, January 8, 2020, and no later than 12:00 noon, local prevailing time, on Tuesday, February 4, 2020. (IC 3-8-2-8; IC 3-8-2-10)

3. Filing Requirements and Deadlines

The declaration of candidacy, certified petitions, and receipt showing the statement of economic interests was timely filed must be filed with the Election Division no earlier than Wednesday, January 8, 2020, and no later than 12:00 noon, Indianapolis time, on Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5; IC 3-8-2-8) A declaration of candidacy or certified petition filed after February 7, 2020, at 12:00 noon will not be accepted for filing.

4. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A candidate for governor, who filed with the Election Division a declaration of candidacy for the primary election, may file written notice of candidate withdrawal with the Election Division certifying that the individual no longer wishes to be a candidate. This notice must be filed with the Election Division no later than 12:00 noon, Indianapolis time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the primary election (IC 3-8-2-21). Notice of candidate withdrawal filed after February 10, 2020, at 12:00 noon will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The primary election candidate withdrawal form (CAN-10) is available from the Election Division's office, the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

General Election Candidate Withdrawal

After the primary, if the nominee for governor desires to withdraw from the ballot for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. This notice must be filed with the Election Division no later than 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office, the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

D. Democratic and Republican Party Candidates for Lieutenant Governor

1. Filing Requirements

Candidates for the office of lieutenant governor from the Democratic or Republican Party will be nominated at their respective state conventions. (IC 3-8-4-2) A person wishing to become a candidate for the nomination to this office from the Democratic or Republican parties should contact their respective party's state headquarters concerning requirements for becoming a candidate.

Following a state convention, the chairman or the secretary of the state convention or the state chairman and state secretary of the political party holding the state convention shall file with the Secretary of State a certificate of nomination (CAN-23)

and a receipt showing the statement of economic interests was timely filed no later than 12:00 noon, Indianapolis time, Wednesday, July 15, 2020.

2. Candidate Withdrawal Requirements

After the state convention, if a nominee for lieutenant governor desires to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE for filing this notice with the Election Division is 12:00 noon, Indianapolis time, Wednesday, July 15, 2020. (IC 3-8-7-28) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

E. Libertarian Party Candidates

1. Filing Requirements

The Libertarian Party will nominate candidates for the governor and lieutenant governor at the Party's state convention. (IC 3-8-4-10) A person wishing to become a candidate for the nomination to any of these offices should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Following a state convention, the chairman or the secretary of the state convention or the state chairman and state secretary of the political party holding the state convention shall file with the Secretary of State a certificate of nomination (CAN-23) and a receipt showing the statement of economic interests was timely filed no later than 12:00 noon, Indianapolis time, July 15, 2020.

2. Candidate Withdrawal Requirements

If a nominee for a statewide office wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

F. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for a statewide office at the general election, must file a written consent to become a candidate (CAN-20) and a petition of nomination (CAN-19) with the Election Division. (IC 3-8-6-12 and IC 3-8-6-14(a))

The petition of a candidate for governor who files a petition of nomination to be placed on the general election ballot must include the name of a candidate for lieutenant governor. (IC 3-8-1-9.5)

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated, including the filing of a statement of economic interest. (IC 3-8-6-14(b))

The written consent (CAN-20) and petition of nomination (CAN-19) are available from the Election Division's office, on the Division's website, and are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the election district the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A minor party or independent candidate for the office of Secretary of State must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election for the entire state or 44,935.

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4) EXCEPTION: Candidates for Governor and Lt. Governor are elected as a ticket. An independent candidate for Governor must include their running mate for Lt. Governor on the same petition of nomination (IC 3-8-1-9.5; 3-8-6-4)

A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter in the county. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-19) (IC 3-8-6-10; IC 3-8-6-11)

The first day a minor party or independent candidate for governor and lieutenant governor may submit the petition of nomination to the county voter registration office for certification is Wednesday, January 8, 2020, and the DEADLINE for filing for filing the petition for certification at the county level is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-10; IC 3-5-4-1.5)

Once the county voter registration office certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) and receipt of filing of the statement of economic interest (as required under IC 3-8-1-33), must be filed with the Election Division. The DEADLINE for filing the petition of nomination (CAN-19), accompanied by the written consent form (CAN-20) with the Election Division is 12:00 noon, Indianapolis time, Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5) The county voter registration office must file the certified petitions of nomination with the Election Division. However, the candidate for a statewide office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the Election Division to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter in the county, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6). Although a minor variation between the

name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and the Indiana Election Commission shall deny the petition if the Commission finds that the name is confusing. (IC 3-8-6-5.5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for a statewide office who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the Election Division is than 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

G. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a statewide office in the general election on Tuesday, November 3, 2020, must file a declaration of intent to be a write-in candidate (CAN-3) with the Election Division. (IC 3-8-2-2.5)

The declaration of intent to be a write-in candidate for governor must include the name of a candidate for lieutenant governor. (IC 3-8-1-9.5)

The CAN-3 form is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 form along with a receipt showing the timely filing of the statement of economic interests with the Election Division is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, Indianapolis time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5; IC 3-11-2-11.5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for a statewide office to file a written notice of candidate withdrawal with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office and on the Division's website. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate for statewide office may claim on the candidate's declaration affiliation with a political party other than the Democratic Party, the Libertarian Party, or the Republican Party (the parties whose nominee for Secretary of State of

Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). (IC 3-8-2-2.5)

If a write-in candidate claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter of the election district may question the validity of the filing under IC 3-8-1-2. The Indiana Election Commission shall determine the validity of the questioned filing. If the Commission determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the Commission shall deny the filing. (IC 3-8-2-12.5)

Attorney General

A. Qualifications

IC 3-8-1-10 provides that:
"A candidate for the office of attorney general must:
(1) have resided in Indiana for at least two (2) years before the election; and
(2) have been admitted to the practice of law in Indiana for at least five (5) years upon taking office."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for:
(1) A state office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year. However, the term does not include a conviction:
(1) for which the person has been pardoned; or
(2) that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9.
(c) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or

(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(d) The subsequent reduction of a felony to a Class A misdemeanor under IC 35-50-2-7 or IC 35-38-1-1.5 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (c)."

B. Statement of Economic Interest

Candidates for statewide offices are required to file a statement of economic interest. (IC 3-8-1-33) Candidates for these offices must file a statement of economic interest: (1) before a certificate of nomination is filed following the state convention of the Democratic, Libertarian, or Republican party; (2) before a petition of nomination is filed for an independent or minor party candidate; (3) before a declaration of intent to be a write-in candidate is filed; or (4) before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2.

A candidate for attorney general must file a statement of economic interest with the Office of the Inspector General. (IC 4-2-6-8)

A candidate will receive a Certificate of Filing from the Ethics Commission. If the candidate submits a statement online, the candidate will receive an email confirmation of filing. The candidate must supply a copy or photocopy of this certificate or email confirmation to the Election Division before the Division can accept a candidate's filing. The candidate may also file a paper copy of the statement, file stamped by the Office of the Inspector General. (IC 3-8-2-11)

The statement of economic interest form is available from the Office of the Inspector General. The Ethics Commission's contact information is listed under the *General Information* tab of this *Guide*.

NOTE: An email from the inspector general for candidates seeking nomination for statewide office at a Democratic, Libertarian, or Republican Party state convention or an email from the judicial qualifications commission for Libertarian Party candidates seeking nomination for judicial office at a state convention, is sufficient documentation that the required economic interest statement has been filed by the candidate. (IC 3-8-7-8)

C. Democratic and Republican Party Candidates

1. Filing Requirements

Candidates for the office of attorney general from the Democratic or Republican Party will be nominated at their respective state conventions. (IC 3-8-4-2) A person wishing to become a candidate for the nomination to this office from the Democratic or Republican parties should contact their respective party's state headquarters concerning requirements for becoming a candidate.

Following a state convention, the chairman or the secretary of the state convention or the state chairman and state secretary of the political party holding the state convention shall file with the Secretary of State a certificate of nomination (CAN-23) and a receipt showing the timely filing of the statement of economic interests no later than 12:00 noon, Indianapolis time, Wednesday, July 15, 2020.

2. Candidate Withdrawal Requirements

After the state convention, if a nominee for statewide office desires to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE for filing this notice with the Election Division is 12:00 noon, Indianapolis time, Wednesday, July 15, 2020. (IC 3-8-7-28) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

D. Libertarian Party Candidates

1. Filing Requirements

The Libertarian Party will nominate candidates for the statewide offices at the Party's state convention. (IC 3-8-4-10) A person wishing to become a candidate for the nomination to this office should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Following a state convention, the chairman or the secretary of the state convention or the state chairman and state secretary of the political party holding the state convention shall file with the Secretary of State a certificate of nomination (CAN-23) and receipt showing the timely filing of the statement of economic interests no later than 12:00 noon, Indianapolis time, July 15, 2020.

2. Candidate Withdrawal Requirements

If a nominee for a statewide office wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

E. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for a statewide office at the general election, must file a written consent to become a candidate (CAN-20), a petition of nomination (CAN-19), and a receipt showing the timely filing of the statement of economic interests with the Election Division. (IC 3-8-6-12; IC 3-8-6-14(a))

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated, including the filing of a statement of economic interest. (IC 3-8-6-14(b))

The written consent (CAN-20) and petition of nomination (CAN-19) are available from the Election Division's office, on the Division's website, and are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the election district the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A minor party or independent candidate for the office of Secretary of State must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election for the entire state or 44,935.

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter in the county. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-19) (IC 3-8-6-10; IC 3-8-6-11)

The first day a minor party or independent candidate for a statewide office may submit the petition of nomination to the county voter registration office for certification is Wednesday, January 8, 2020, and the DEADLINE for filing for filing the petition for certification at the county level is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-10, 3-5-4-1.5)

For a candidate for a statewide office, once the county voter registration office certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) and receipt of filing of the statement of economic interest (as required under IC 3-8-1-33), must be filed with the Election Division. The DEADLINE for filing the petition of nomination (CAN-19), accompanied by the written consent form (CAN-20) and receipt showing the timely filing of the statement of economic interests with the Election Division is 12:00 noon, Indianapolis time Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5) The county voter registration office must file the certified petitions of nomination with the Election Division. However, the candidate for a statewide office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the Election Division to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter in the county or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and the Indiana Election Commission shall deny the petition if the Commission finds that the name is confusing. (IC 3-8-6-5.5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for a statewide office who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the Election Division is than 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

F. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a statewide office in the general election on Tuesday, November 3, 2020, must file a declaration of intent to be a write-in candidate (CAN-3) with the Election Division. (IC 3-8-2-2.5)

The CAN-3 form is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 form along with the receipt showing the timely filing of the statement of economic interests with the Election Division is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, Indianapolis time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5; IC 3-11-2-11.5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for a statewide office to file a written notice of candidate withdrawal with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office and on the Division's website. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate for statewide office may claim on the candidate's declaration affiliation with a political party other than the Democratic Party, the Libertarian Party, or the Republican Party (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). (IC 3-8-2-2.5)

If a write-in candidate claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter of the election district may question the validity of the filing under IC 3-8-1-2. The Indiana Election Commission shall determine the validity of the questioned filing. If the Commission determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the Commission shall deny the filing. (IC 3-8-2-12.5)

Indiana State Senator

A. Qualifications

IC 3-8-1-13 provides that:
"A candidate for the office of senator in the General Assembly must:
(1) Be a United States citizen at the time of election;
(2) Have resided in the state for at least two (2) years and in the senate district for at least one (1) year before the election; and
(3) Be at least twenty-five (25) years old upon taking office;
as provided in Article 4, Section 7 of the Constitution of the State of Indiana."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A legislative office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);
and would violate either federal statute by becoming or remaining the candidate of a political party for nomination

or election to an elected office or a political party office.
(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:
(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;
does not affect the operation of subsection (d)."

Indiana State Representative

IC 3-8-1-14 provides that:
"A candidate for the office of representative in the General Assembly must:
(1) Be a United States citizen at the time of the election;
(2) Have resided in the state for at least two (2) years and in the house district for at least one (1) year before the election; and
(3) Be at least twenty-one (21) years old upon taking office;
as provided in Article 4, Section 7 of the Constitution of the State of Indiana."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A legislative office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned; or
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9.
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted or entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

B. Statement of Economic Interest

Most copies of legislative candidate economic interest statements are available for public inspection and copying (subject to payment of a photocopying fee) at Legislative Information Center, 200 West Washington Street, Room 230, Indianapolis, Indiana 46204. The Secretary of the Senate and the Principal Clerk of the House of Representatives retain economic interest statement filings for the previous calendar year in their offices.

1. Indiana State Senator

A candidate for state senator must file a statement of economic interest with the Principal Secretary of the Indiana State Senate. (IC 2-2.2-2-2)

The Statement covers the economic activity for the previous year. Therefore, state senate candidates running for office in 2020 must file a statement of economic interest covering their economic activity for 2019.

State senate candidates must file an original statement of economic interest in person or by mail. The Principal Secretary will not accept faxed or photocopied statements of economic interest.

The office hours for the Principal Secretary's office are 8:30 a.m. - 4:45 p.m., Monday through Friday. The first date a state senate candidate may file a statement of economic interest is January 2, 2020. The statement of economic interest form is available from the Indiana State Senate and is published at
https://iga.in.gov/legislative/2020/session/economic_interest_statements/

Before accepting a declaration of candidacy or other similar filings, the Election Division will require a receipt, photocopy of a receipt or a copy of the statement file stamped by the Office of the Secretary of the Senate verifying that the statement of economic interest and other prerequisite filings have been completed. (IC 3-8-2-11)

2. Indiana State Representative

A candidate for state representative must file a statement of economic interest with the Principal Clerk of the Indiana House of Representatives. (IC 2-2.2-2-2)

The Statement covers the economic activity for the previous year. Therefore, state representative candidates running for office in 2020 must file a statement of economic interest covering their economic activity for 2019.

State representative candidates must file an original statement of economic interest in person or by mail. The Principal Clerk will not accept faxed or photocopied statements of economic interest.

The office hours for Principal Clerk's office are 8:30 a.m. - 4:45 p.m., Monday through Friday. The first date a state representative candidate may file a statement of economic interest is January 2, 2020. The statement of economic interest form is available from the Indiana House of Representatives and is published online at http://iga.in.gov/legislative/2020/session/economic_interest_statements/

The Election Division will require a receipt, photocopy of a receipt or a copy of the statement filed stamped by the Office of the Clerk of the House verifying that the statement of economic interest and other prerequisite filings have been completed. (IC 3-8-2-11)

C. Democratic and Republican Party Candidates Nominated at the Primary Election

1. Filing Requirements

A candidate may submit a declaration of candidacy in person or by mail and is considered filed as of the DAY AND TIME IT IS FILED in the office of the Indiana Election Division. "Filing" occurs when the Election Division records the date and time that the document was file stamped by the Division, not when the document is received in the mail or postmarked. (IC 3-5-2-24.5) A declaration may not be submitted by facsimile transmission or email. (IC 3-5-4-1.7)

Candidates for a state legislative office from the Democratic or Republican Party will be nominated at the primary election to be held on Tuesday, May 5, 2020.

A candidate for the nomination for a state legislative office by the Democratic or Republican Party must file a declaration of candidacy with the Election Division. (IC 3-8-2-5) (Petitions signed by registered voters are NOT required of Democratic or Republican Party candidates for state legislative offices.)

The first day to submit a declaration of candidacy (CAN-2) along with the receipt showing the timely filing of the statement of economic interests to the Election Division is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, Indianapolis time, Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A declaration of candidacy (CAN-2) presented after February 7, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing.

The declaration of candidacy form (CAN-2) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

2. Political Party Affiliation

Indiana Code 3-8-2-7 sets forth the standard for determining the political party affiliation of a candidate who files a declaration of candidacy for a primary election. The political party affiliation of the candidate is deemed to be:

1) the political party in whose primary in Indiana the candidate most recently voted; or
2) the political party of the county chair of the county in which the candidate resides who certifies that the candidate is a member of that political party.

3. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A candidate for a state legislative office who filed with the Election Division a declaration of candidacy for the primary election, may file written notice of candidate withdrawal with the Election Division certifying that the individual no longer wishes to be a candidate. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the primary election (IC 3-8-2-21). Notice of candidate withdrawal presented after February 10, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The primary election candidate withdrawal (CAN-10) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

General Election Candidate Withdrawal

After the primary, if a nominee for a state legislative office wishes to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or who has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

D. Libertarian Party Candidates

1. Filing Requirements

Libertarian Party candidates are not nominated in a primary election, but are nominated by political party convention. (IC 3-8-4-10)

The Libertarian Party will nominate candidates for state legislative offices at the Party's state convention. Candidates for these offices should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Libertarian Party candidates for state legislative offices are **not** required to file declarations of candidacy with the Election Division. Instead, the Libertarian Party state chair and secretary shall certify the Party's nominees to the Election Division no later than **12:00 noon, Indianapolis time, July 15, 2020.** (IC 3-8-7-8, 3-5-4-1.5)

Following a state convention, the chairperson and secretary of the convention or the state chairperson and secretary of the Libertarian Party must file with the Election Division a certificate of nomination (CAN-23) and a receipt showing the timely filing of a statement of economic interests no later than 12:00 noon, Indianapolis time, July 15, 2020.

2. Candidate Withdrawal Requirements

If a nominee for a state legislative office wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The **DEADLINE** to file this notice with the Election Division is **12:00 noon, Indianapolis time, on Wednesday, July 15, 2020.** (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. **Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.**

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

E. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate. A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for a state legislative office at the general election, must file a written consent to become a candidate (CAN-20) and a petition of nomination (CAN-19) with the Election Division. (IC 3-8-6-12 and IC 3-8-6-14(a))

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated, including the filing of a statement of economic interest. (IC 3-8-6-14(b))

The written consent (CAN-20) and petition of nomination (CAN-19) are available from the Election Division's office, on the Division's website, and are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election **in the election district** the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure.

(IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A minor party or independent candidate for the office of State Representative, District 2, must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the precincts that make up District 2.

The Indiana Election Division should be contacted to determine the minimum threshold signature requirement for a legislative office. A chart listing the 2% ballot access requirement for each county is included under the *2018 Vote for Secretary of State* tab of this *Guide*, though not all counties are wholly contained in a state legislative district, which will require careful review of the county's precinct election results.

The Indiana Election Division will certify the minimum number of signatures required to run as a minor party or independent candidate for a state legislative district to the Indiana Secretary of State, and the Secretary will determine whether or not enough valid signatures are certified for the candidate to be placed on the general election ballot.

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-19) (IC 3-8-6-10; IC 3-8-6-11)

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The first day a candidate for a state legislative office may submit the petition of nomination to the county voter registration office for certification is Wednesday, January 8, 2020, and the DEADLINE for filing a petition for review by county voter registration officials is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-12; IC 3-5-4-1.5)

For candidates for state legislative offices, once the county voter registration office certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) and receipt or photocopy of a receipt of filing the statement of economic interest (as required under IC 3-8-1-33), must be filed with the Election Division.

The DEADLINE for filing the petition of nomination (CAN-19), accompanied by the written consent form (CAN-20) and a receipt showing the timely filing of the statement of economic interests, with the Election Division is 12:00 noon, Indianapolis time, Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12; 3-5-4-1.5) The county voter registration office must file the certified petitions of nomination with the Election Division. However, the candidate for a state legislative office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20 and receipt showing the timely filing of the statement of economic interests) with the Election Division to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter of the election district of the office sought by the candidate, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and shall be denied by the Indiana Election Commission if the Commission finds that confusion would exist. (IC 3-8-6-5.5) A candidate must indicate whether the candidate is affiliated with any other candidate or group of candidates filing a petition under the same political party name. (IC 3-8-6-5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for a state legislative office who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the Election Division is than 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020 at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

F. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a state legislative office in the general election on Tuesday, November 3, 2020, must file a declaration of intent to be a write-in candidate (CAN-3) with the Election Division. (IC 3-8-2-2.5)

The CAN-3 is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 form with the Election Division is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, Indianapolis time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5; IC 3-11-2-11.5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for a state legislative office to file a written notice of candidate withdrawal with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal form (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate for statewide office may claim, on the candidate's declaration, affiliation with a political party other than the Democratic Party, the Libertarian Party, or the Republican Party (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). (IC 3-8-2-2.5)

If a write-in candidate claims affiliation with a political party:

1) that already has ballot access,
2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or
3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2),

then a registered voter of the election district may question the validity of the filing under IC 3-8-1-2.

The Indiana Election Commission shall determine the validity of the questioned filing. If the Commission determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the Commission shall deny the filing. (IC 3-8-2-12.5)

JUDICIAL OFFICES

Circuit Court Judge

A. Qualifications

IC 3-8-1-16 provides that:
"A candidate for the office of judge of a circuit court must:
(1) Reside in the circuit; and
(2) Be admitted to the practice of law in the state upon taking office;
as provided in Article 7, Section 7 of the Constitution of the State of Indiana."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);
and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.
(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;
does not affect the operation of subsection (d)."

Superior Court Judge

A. Qualifications

IC 3-8-1-17 provides that:
"A candidate for the office of judge of a superior or probate court must:
(1) Be admitted to the practice of law in Indiana upon filing a declaration of candidacy or petition of nomination, or upon the filing of a certificate of candidate selection under IC 3-13-1-15 or IC 3-13-2-8; and
(2) Comply with any other requirement for that office set forth in IC 33-29, IC 33-33, or IC 33-31."

IC 33-29-1-3 provides that:
"(a) A standard superior court judge is elected at the general election every six (6) years in the county in which the court is located. The judge's term begins January 1 following the election and ends December 31 following the election of the judge's successor.
(b) To be eligible to hold office as a judge of a standard superior court, a person must be:
(1) a resident of the county in which the court is located; and
(2) admitted to practice law in Indiana."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) a person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted or entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or

(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

Campaigning for Judicial Office

The Indiana Code of Judicial Conduct imposes ethical obligations upon candidates for judicial office (circuit court judge, superior court judge, probate court judge, small claims judge, city court judge, and town judge). The Indiana Commission on Judicial Qualifications, among other things, advises judicial candidates about their ethical obligations. The following is contact information for the Commission:

Indiana Commission on Judicial Qualifications
251 N. Illinois Street, Ste. 1600
Indianapolis, IN 46204
Pho: 317-232-4706
Fax: 317-233-6586
Adrienne Meiring, *Counsel*
adrienne.meiring@courts.in.gov

B. Statement of Economic Interest

A candidate for any of the following offices:

- judge of a circuit court,
- judge of a superior court,
- judge of the St. Joseph probate court, or
- prosecuting attorney

must file a statement of economic interest with the State Court Administration. (IC 33-23-11-14 & 15)

The statement of economic interest form is available from the Indiana Commission on Judicial Qualifications and information on how to file the statement can be found online.(http://www.in.gov/judiciary/jud-qual/2357.htm)

The Election Division will require a receipt, photocopy of a receipt or a copy of the statement file stamped by the Indiana Commission on Judicial Qualifications verifying that the statement of economic interest and other prerequisite filings have been completed. (IC 3-8-2-11) A file stamped copy of this filing with the Indiana Commission on Judicial Qualifications (or a photocopy of that file-stamped document) serves as a receipt.

Candidates for Superior Court Judge in Allen, Lake, Marion, St. Joseph, and Vanderburgh County as well as the Vanderburgh County Circuit Court Judge use different procedures for placement on the general election ballot. See "NON-PARTISAN ELECTIONS FOR CERTAIN COUNTY JUDICIAL OFFICES AND OTHER SPECIAL PROCEDURES" section below for these procedures.

C. Democratic and Republican Party Candidates Nominated at the Primary Election

1. Filing Requirements

A candidate may submit a declaration of candidacy in person or by mail and is considered filed as of the DAY AND TIME IT IS FILED in the office of the Indiana Election Division. "Filing" occurs when the Election Division records the date and time that the document was file stamped by the Division, not when the document is received in the mail or postmarked. (IC 3-5-2-24.5) A declaration may not be submitted by facsimile transmission or electronic mail. (IC 3-5-4-1.7; IC 3-8-2-11)

Candidates for a judicial office from the Democratic or Republican Party will be nominated at the primary election to be held on Tuesday, May 5, 2020.

A candidate for the nomination to a judicial office by the Democratic or Republican Party must file a declaration of candidacy with the Election Division. (IC 3-8-2-5) (Petitions signed by registered voters are NOT required of Democratic or Republican Party candidates for these offices.)

The first day to submit a declaration of candidacy (CAN-2) and a receipt showing the timely filing of the statement of economic interests to the Election Division is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, Indianapolis time, Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A declaration of candidacy (CAN-2) presented after February 7, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing.

The declaration of candidacy form (CAN-2) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

For judicial candidates in Monroe County, it is necessary to identify on the space following the word "district" on the declaration of candidacy (CAN-2), which seat on the Monroe County Circuit Court the person is running. To aid in this process, the Monroe County Circuit Court Clerk must file with the Election Division a list containing the name, and seat designation of each judge on the court no later than December 31, 2019. (IC 33-33-53-2.5) The court number designation must be included on the candidate's declaration of candidacy to be a valid filing.

Candidates for Superior Court Judge in Allen, Lake, Marion, St. Joseph, and Vanderburgh County as well as the Vanderburgh County Circuit Court Judge use different procedures for placement on the general election ballot. See "NON-PARTISAN ELECTIONS FOR CERTAIN COUNTY JUDICIAL OFFICES AND OTHER SPECIAL PROCEDURES" section below for these procedures.

2. Political Party Affiliation

Indiana Code 3-8-2-7 sets forth the standard for determining the political party affiliation of a candidate who files a declaration of candidacy for a primary election. The political party affiliation of the candidate is deemed to be:

(1) the political party in whose primary in Indiana the candidate most recently voted; or

(2) the political party of the county chair of the county in which the candidate resides who certifies that the candidate is a member of that political party.

3. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A candidate for a judicial office who filed with the Election Division a declaration of candidacy for the primary election, may file written notice of candidate withdrawal with the Election Division certifying that the individual no longer wishes to be a candidate. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the primary election. (IC 3-8-2-21) Notice of candidate withdrawal presented after February 10, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1- 5 or has moved from the election district the candidate sought to represent.

The primary election candidate withdrawal form (CAN-10) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

General Election Candidate Withdrawal

After the primary, if a nominee for judicial office wishes to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election.

Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

D. Libertarian Party Candidates

1. Filing Requirements

Libertarian Party candidates are not nominated in a primary election, but are nominated by political party convention. (IC 3-8-4-10) The Libertarian Party will nominate candidates for judicial offices and for prosecuting attorney at the Party's state convention. Candidates for these offices should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Libertarian Party candidates for judicial offices or prosecuting attorney are not required to file declarations of candidacy with the Election Division. Instead, the Libertarian Party state chair and secretary shall certify the Party's nominees to the Election Division no later than 12:00 noon, Indianapolis time, July 15, 2020. (IC 3-8-7-8; IC 3-5-4-1.5)

Following a state convention, the chairperson and secretary of the convention or the state chairperson and secretary of the Libertarian Party must file a certificate of nomination (CAN-23) and a receipt showing the timely filing of the statement of economic interests with the Election Division no later than 12:00 noon, Indianapolis time, July 15, 2020.

For judicial candidates in Monroe County, it is necessary to note on the candidate filing which seat on the Monroe County Circuit Court the person is running. To aid in this process, the Monroe County Circuit Court Clerk must file with the Election Division a list containing the name, and seat designation of each judge on the court no later than December 31, 2019. (33-33-53-2.5) The court number designation must be included on the candidate's declaration of candidacy to be a valid filing.

This Libertarian party candidate section applies to candidates for St. Joseph Circuit Court and Probate Court Judge. Candidates for Superior Court Judge in Allen, Lake, Marion, St. Joseph, and Vanderburgh County as well as the Vanderburgh County Circuit Court Judge use different procedures for placement on the general election ballot. See "NON-PARTISAN ELECTIONS FOR CERTAIN COUNTY JUDICIAL OFFICES AND OTHER SPECIAL PROCEDURES" section below for these procedures.

2. Candidate Withdrawal Requirements

If a nominee for a judicial office wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the Election Division. The DEADLINE to file this notice with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent. The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

E. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for a judicial office or for prosecuting attorney at the general election, must file a written consent to become a candidate (CAN-20) and a certified petition of nomination (CAN-19) with the Election Division. (IC 3-8-6-12; IC 3-8-6-14(a))

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated, including the filing of a statement of economic interest with the Indiana Commission on Judicial Qualifications. (IC 3-8-6-14(b))

The written consent (CAN-20) and petition of nomination (CAN-19) are available from the Election Division's office, on the Division's website, and are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the election district the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A candidate for the office of superior court judge must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the county.

The Indiana Election Division should be contacted to determine the minimum threshold signature requirement. A chart listing the 2% ballot access requirement for each county is included under the *2018 Vote for Secretary of State* tab of this *Guide*.

The Indiana Election Division will certify the minimum number of signatures required to run as a minor party or independent candidate for judicial office to the Indiana Secretary of State, and the Secretary will determine whether or not enough valid signatures are certified for the candidate to be placed on the general election ballot.

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-19) (IC 3-8-6-10; IC 3-8-6-11)

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The **first day** a candidate for a judicial office may submit the petition of nomination (CAN-19) to the county voter registration office for certification is **Wednesday, January 8, 2020**, and the **DEADLINE** for filing a petition for certification by county voter registration officials is **12:00 noon, prevailing local time, Tuesday, June 30, 2020**. (IC 3-8-6-12; IC 3-5-4-1.5)

For candidates for judicial offices, once the county voter registration office certifies the CAN-19 petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) and receipt of filing of the statement of economic interest (as required under IC 3-8-1-33), must be filed with the Election Division. The **DEADLINE** for filing the certified petition of nomination (CAN-219), accompanied by the written consent (CAN-20) and receipt showing the timely filing of the statement of economic interests with the Election Division is **12:00 noon, Indianapolis time, Wednesday, July 15, 2020.** (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5) The county voter registration office must file the certified petitions of nomination with the Election Division. However, the candidate for a judicial office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the Election Division to be placed on the general election ballot. (IC 3-8-6-10)

For judicial candidates in Monroe County, it is necessary to note on the candidate filing which seat on the Monroe County Circuit Court the person is running. To aid in this process, the Monroe County Circuit Court Clerk must file with the Election Division a list containing the name, and seat designation of each judge on the court no later than December 31, 2019. (33-33-53-2.5) The court number designation must be included on the candidate's declaration of candidacy in order to be a valid filing.

This minor party and independent candidate section applies to candidates for St. Joseph Circuit Court and Probate Court Judge. Candidates for Superior Court Judge in Allen, Lake, Marion, St. Joseph, and Vanderburgh County as well as the Vanderburgh County Circuit Court Judge use different procedures for placement on the general election ballot. See **"NON-PARTISAN ELECTIONS FOR CERTAIN COUNTY JUDICIAL OFFICES AND OTHER SPECIAL PROCEDURES" section below for these procedures.**

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter of the election district of the office sought by the candidate, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and shall be denied if the Indiana Election Commission finds that confusion would exist. (IC 3-8-6-5.5) A candidate must indicate whether the candidate is affiliated with any other candidate or group of candidates filing a petition under the same political party name. (IC 3-8-6-5)

4. Candidate Withdrawal Requirements

The **DEADLINE** for a person nominated by petition for a judicial office or the office of prosecuting attorney who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the Election Division is than **12:00 noon, Indianapolis time, on Wednesday, July 15, 2020**. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election.

Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

F. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a judicial office in the general election on Tuesday, November 3, 2020, must file a declaration of intent to be a write-in candidate (CAN-3) with the Election Division. (IC 3-8-2-2.5)

The CAN-3 is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 with the Election Division is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, Indianapolis time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5; IC 3-11-2-11.5)

For judicial candidates in Monroe County, it is necessary to note on the candidate filing which seat on the Monroe County Circuit Court the person is running. To aid in this process, the Monroe County Circuit Court Clerk must file with the Election Division a list containing the name, and seat designation of each judge on the court no later than December 31, 2019. (IC 33-33-53-2.5) The court number designation must be included on the candidate's declaration of candidacy in order to be a valid filing.

Write-in candidates are permitted to seek election for Superior Court Judge in Allen and Vanderburgh counties as well as the Vanderburgh County Circuit Court Judge. This write-in candidate section also applies to candidates for St. Joseph Circuit Court and Probate Court Judge. Write-in candidates are not permitted for Marion, Lake, and St. Joseph Superior Court judges as those judges stand for retention rather than election. See "NON-PARTISAN ELECTIONS FOR CERTAIN COUNTY JUDICIAL OFFICES AND OTHER SPECIAL PROCEDURES" section below for these procedures.

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for a judicial office or for prosecuting attorney to file a written notice of candidate withdrawal with the Election Division is 12:00 noon, Indianapolis time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the Election Division will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate for judicial office or for prosecuting attorney may claim, on the candidate's declaration, affiliation with a political party other than the Democratic Party, the Libertarian Party, or the Republican Party (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November2018)). (IC 3-8-2-2.5)

If a write-in candidate claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter of the election district may question the validity of

the filing under IC 3-8-1-2. The Indiana Election Commission shall determine the validity of the questioned filing. If the Commission determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the Commission shall deny the filing. (IC 3-8-2-12.5)

Non-Partisan Elections for Certain County Judicial Offices and Other Special Procedures

Allen County

The nine judges of the Allen County Superior Court are elected at the general election in November, and are placed on the general election ballot **without party designation.** (IC 33-33-2-9) A candidate for Allen County Superior Court judge must file a declaration of candidacy and a receipt showing the timely filing of the statement of economic interests with the Election Division (CAN-41). The **first day** to file with the Election Division is **Wednesday, January 8, 2020**, and the **DEADLINE** to file is **12:00 noon, Indianapolis time, on Friday, February 7, 2020.** (IC 3-8-2-4; IC 3-8-2-5) **A declaration of candidacy presented after February 7, 2020, at 12:00 noon, Indianapolis time, will not be accepted for filing.**

To identify which seats on the Allen County Superior Court are up for election, the Allen County Circuit Court Clerk must file the with the Election Division a list containing the name, division assignment, and court number of each judge on the court no later than December 31, 2019. (33-33-2-8) The court number designation must be included on the candidate's declaration of candidacy to be a valid filing.

The declaration of candidacy (CAN-41) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab. For the special candidate qualifications that apply to this office, see IC 33-33-2-10.

NOTE: If an individual who filed a declaration of candidacy for judge in the Allen County Superior Court ceases to be a candidate, the Election Division may accept the filing of additional declarations of candidacy for the seat not later than 12:00 noon (Indianapolis time), Monday, August 3, 2020. (IC 33-33-2-8(f))

Lake County

The judges of the Lake County Superior Court are appointed by the governor, following nominations submitted by the Superior Court of Lake County Nominating Commission. Each judge is subject to a retention vote by Lake County voters in a November general election in the year the judge's term in office will expire. (IC 33-33-45-25)

A Lake County Superior Court judge who wishes to stand for retention must file a statement with the Secretary of State, **no later than 12:00 noon, Indianapolis time, Wednesday, July 15, 2020**, indicating that the judge wishes to have the question of the judge's retention in office placed on the November general election ballot. The statement must also include how the judge wants the judge's name to appear on the ballot according to the ballot name designation standards in IC 3-5-7. (IC 33-33-45-42)

Please note: Lake County Superior Court Judges stand for retention and not election; therefore, write-in candidates are not permitted.

Marion County

The thirty-six judges of the Marion County Superior Court are appointed by the governor, following nominations submitted by the Marion County Judicial Selection Committee. Each judge is subject to a retention vote by the voters in a November general election in the year their term in office will expire. (IC 33-33-49-13.3)

A Marion County Superior Court judge who wishes to stand for retention must file a statement with the Marion County Clerk and the Secretary of State that the judge wishes to have the question of the judge's retention placed on the November

general election ballot:

- how the judge wants the judge's name to appear on the ballot according to the ballot name designation standards in IC 3-5-7;
- which political party the judge is affiliated with or that the judge is not affiliated with any political party; and
- a request that the name on the judge's voter registration record be the same name as the one to appear on the ballot.

The first day that a Marion County Superior Court judge may file a statement is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, Indianapolis time, Friday, February 7, 2020. (IC 33-33-49-13.3)

Please note: Marion County Superior Court Judges stand for retention and not election; therefore, write-in candidates are not permitted.

St. Joseph County

The eight judges of the St. Joseph County Superior Court are appointed by the governor, following nominations submitted by the Superior Court of St. Joseph County Nominating Commission. Each judge is subject to a retention vote by St. Joseph County voters in a November general election in the year the judge's term in office will expire. (IC 33-33-71-42)

A St. Joseph County Superior Court judge who wishes to stand for retention must file a statement with the Secretary of State, no later than 12:00 noon, Indianapolis time, Wednesday, July 15, 2020, indicating that the judge wishes to have the question of the judge's retention in office placed on the November general election ballot. The statement must also include how the judge wants the judge's name to appear on the ballot according to the ballot name designation standards in IC 3-5-7. (IC 33-33-71-43)

Please note: St. Joseph County Superior Court Judges stand for retention and not election; therefore, write-in candidates are not permitted.

Vanderburgh County

The seven judges of the Vanderburgh County Superior Court and the judge of the Vanderburgh Circuit Court are elected at the November general election, and are placed on the general election ballot without party designation. (IC 33-33-82-31) A candidate for Vanderburgh County Superior or Circuit Court judge must file a declaration of candidacy with the Election Division (CAN-41). The first day to file the CAN-41 along with the receipt showing the timely filing of the statement of economic interests with the Election Division is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, Indianapolis time, on Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A declaration of candidacy presented after February 7, 2020 at 12:00 noon, Indianapolis time, will not be accepted for filing.

To identify which seats on the Vanderburgh County Superior Court are up for election, the Vanderburgh County Circuit Court Clerk must file the with the Election Division a list containing the name, and court number of each judge on the court no later than December 31, 2019. (IC 33-33-82-31) The court number designation must be included on the candidate's declaration of candidacy to be a valid filing.

The declaration of candidacy (CAN-41) is available from the Election Division's office, on the Division's website, and is included in this *Guide* under the *Candidate Forms* tab. For the special candidate qualifications that apply to this office, see IC 33-33-82-31.

NOTE: If an individual who filed a declaration of candidacy for judge in the Vanderburgh County Superior Court ceases to be a candidate, the Election Division may accept the filing of additional declarations of candidacy for the seat not later than 12:00 noon, Indianapolis time, Monday, August 3, 2020. (IC 33-33-82-31(d))

COUNTY OFFICES

Clerk of the Circuit Court
County Auditor
County Recorder
County Treasurer
County Coroner
County Surveyor
County Assessor
County Commissioner
County Council Member

NOTE: Some (but not all) county offices will be elected in 2020. The election schedule for these offices varies from county to county according to when a county was originally organized by the state. All County Sheriffs will be elected in 2022.

A. Qualifications

Indiana law does not permit an elected officeholder to be a government employee of the same unit of government. (IC 3-5-9) While this does not prevent such an individual from running for office, the individual effectively resigns from their government position by assuming office, if elected to serve. (IC 3-5-9-5)

For example, John works for the county highway department, but wants to run for county council. If John is elected to serve on the council and takes the oath of office, then he has automatically resigned from the county highway department. On the other hand, if John worked for the city street department and ran for county council, he could remain employed at the city while serving on the county council. City and county government would not be considered the same unit of government in this example.

Volunteer firefighters may be eligible to hold elected office of the same unit government if certain criteria are met. See IC 3-5-9-4 for details. The term "government employee" does not include an individual who holds only an elected office. (IC 3-5-9-2)

Clerk of the Circuit Court

Article 6, Section 2 of the Constitution of the State of Indiana provides that:
"There shall be elected, in each county by the voters thereof, at the time of holding general elections, a Clerk of the Circuit Court, Auditor, Recorder, Treasurer, Sheriff, Coroner, and Surveyor, who shall, severally, hold their offices for four years; and no person shall be eligible to the office of Clerk, Auditor, Recorder, Treasurer, Sheriff, or Coroner more than eight years in any period of twelve years."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;

(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or

(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.

(d) A person is disqualified from assuming or being a candidate for an elected office if:

(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;

(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;

(3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:

"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests. (b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

County Auditor

County Recorder

County Treasurer

County Coroner

County Surveyor

Article 6, Section 2 of the Constitution of the State of Indiana provides that:
"There shall be elected, in each county by the voters thereof, at the time of holding general elections, a Clerk of the Circuit Court, Auditor, Recorder, Treasurer, Sheriff, Coroner, and Surveyor, who shall, severally, hold their offices for four years; and no person shall be eligible to the office of Clerk, Auditor, Recorder, Treasurer, Sheriff, or Coroner more than eight years in any period of twelve years."

IC 3-8-1-20 provides that:
"A candidate for the office of county auditor, recorder, treasurer, sheriff, coroner or surveyor must have resided in the county for at least one (1) year before the election, as provided in Article 6, Section 4 of the Constitution of the State of Indiana."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or

(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or

(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:

"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests. (b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

County Assessor

IC 3-8-1-23 provides that:

Sec. 23. A candidate for the office of county assessor must satisfy the following:

(1) The candidate must have resided in the county for at least one (1) year before the election, as provided in Article 6, Section 4 of the Constitution of the State of Indiana.

(2) The candidate must own real property located in the county upon taking office.

IC 36-2-15-2 provides that:

"… (b) To be eligible to serve as an assessor, an individual must meet the following qualifications before taking office:

(1) If the individual has never held the office of county assessor, the individual must have attained a level two assessor-appraiser certification under IC 6-1.1-35.5.

(2) If the individual has held the office of county assessor, the individual must have attained a level three assessor-appraiser certification under IC 6-1.1-35.5."

IC 3-8-1-1 provides that:

". . . (b) A person is not qualified to run for: . . .

(2) A local office; . . .

unless the person is registered to vote in the election district the person seeks to represent not later than the

deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:

"Sec. 5. (a) This section does not apply to a candidate for federal office.

(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.

(c) A person is not disqualified under this section for:

(1) a felony conviction for which the person has been pardoned;

(2) a felony conviction that has been:

(A) reversed;

(B) vacated;

(C) set aside;

(D) not entered because the trial court did not accept the person's guilty plea; or

(E) expunged under IC 35-38-9; or

(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted or entered by a trial court.

(d) A person is disqualified from assuming or being a candidate for an elected office if:

(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;

(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;

(3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;

(B) bench trial, the court publicly announces a verdict against the person for a felony; or

(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or

(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:

"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.

(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12

statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

County Commissioner

IC 3-8-1-21 provides that:

Sec. 21. (a) A candidate for the office of county commissioner must:

(1) have resided in the county for at least one (1) year before the election, as provided in Article 6, Section 4 of the Constitution of the State of Indiana; and

(2) have resided in the district in which seeking election, if applicable, for at least six (6) months before the election….

IC 3-8-1-1 provides that:

". . . (b) A person is not qualified to run for: . . .

(2) A local office; . . .

unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:

"Sec. 5. (a) This section does not apply to a candidate for federal office.

(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.

(c) A person is not disqualified under this section for:

(1) a felony conviction for which the person has been pardoned;

(2) a felony conviction that has been:

(A) reversed;

(B) vacated;

(C) set aside;

(D) not entered because the trial court did not accept the person's guilty plea; or

(E) expunged under IC 35-38-9; or

(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.

(d) A person is disqualified from assuming or being a candidate for an elected office if:

(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;

(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;

(3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;

(B) bench trial, the court publicly announces a verdict against the person for a felony; or

(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or

(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;
does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:
"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.
(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

County Council Member

IC 3-8-1-22 provides that:
"A candidate for membership on the county council of a county must:
(1) Have resided in the county for at least one (1) year before the election, as provided in Article 6, Section 4 of the Constitution of the State of Indiana; and
(2) Have resided in the district in which seeking election, if applicable, for at least six (6) months before the election."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;

(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;

(3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;

(B) bench trial, the court publicly announces a verdict against the person for a felony; or

(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or

(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(d) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;

(2) court has announced its verdict against the person for a felony; or

(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:

"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.

(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

B. Democratic and Republican Party Candidates Nominated at the Primary Election

1. Filing Requirements

Candidates for the office of circuit court clerk and county offices from the Democratic or Republican Party will be nominated at the primary election to be held on Tuesday, May 5, 2020.

A candidate for the nomination for the office of circuit court clerk or a county office by the Democratic or Republican Party must file a declaration of candidacy with the county election board. (IC 3-8-2-6) (Petitions signed by registered voters are NOT required of Democratic or Republican Party candidates for the office of circuit court clerk and county offices.)

The first day to submit a declaration of candidacy (CAN-2) and statement of economic interests (CAN-12) to the county election board is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, prevailing local time, Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A declaration of candidacy presented after February 7, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing.

The declaration of candidacy (CAN-2) and statement of economic interest (CAN-12) are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-2 and CAN-12 are included in this *Guide* under the *Candidate Forms* tab.

2. Political Party Affiliation

Indiana Code 3-8-2-7 sets forth the standard for determining the political party affiliation of a candidate who files a declaration of candidacy for a primary election. The political party affiliation of the candidate is deemed to be:

1) the political party in whose primary in Indiana the candidate most recently voted; or
2) the political party of the county chair of the county in which the candidate resides who certifies that the candidate is a member of that political party.

3. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A candidate for the office of circuit court clerk or a county office who filed with the county election board a declaration of candidacy for the primary election, may file written notice of candidate withdrawal with the county election board certifying that the individual no longer wishes to be a candidate. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the primary election. (IC 3-8-2-21) Notice of candidate withdrawal filed after February 10, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The primary election candidate withdrawal (CAN-10) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-10 is included in this *Guide* under the *Candidate Forms* tab.

General Election Candidate Withdrawal

After the primary, if a nominee for the office of circuit court clerk or a county office wishes to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the county election board. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

C. Libertarian Party Candidates

1. Filing Requirements

Libertarian Party candidates are not nominated in a primary election, but are nominated by political party convention. (IC 3-8-4-10)

The Libertarian Party will nominate candidates for the office of circuit court clerk or county offices at the Party's county conventions. Candidates for these offices should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Libertarian Party candidates for the office of circuit court clerk or county offices are not required to file declarations of candidacy with the county election board. Instead, the Libertarian Party chair and secretary will certify the Party's nominees to the county election board (CAN-22) along with the candidate's statement of economic interests (CAN-12).

Indiana law requires all Libertarian candidates for county office to file a statement of economic interests along with the certificate of nomination. (IC 3-8-9-5) The statement of economic interests (CAN-12) is available at each circuit court clerk's office and is included in the *Guide* under the *Candidate Forms* tab.

2. Candidate Withdrawal Requirements

If a nominee for the office of circuit court clerk or a county office wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the county election board. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

D. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for the office of circuit court clerk or a county office at the general election, must file a statement of economic interests (CAN-12), written consent to become a candidate, (CAN-20) and certified petitions of nomination (CAN-21) with the county election board. (IC 3-8-6-12; IC 3-8-6-14(a))

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated. (IC 3-8-6-14(b))

The statement of economic interest (CAN-12), written consent (CAN-20), and petition of nomination (CAN-19) are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12, CAN-20, and CAN-21 are included in this *Guide* under the *Candidate Forms* tab.

In order to be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the election district the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A candidate for the office of circuit court clerk must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the county.

Circuit court clerks should have information on the precinct votes for the office of secretary of state in the 2018 general election to help determine the number of signatures required for a candidate seeking ballot placement by petition of nomination. A chart listing the 2% ballot access requirement for each county is included under the *2018 Vote for Secretary of State* tab of this *Guide*. The circuit court clerk must make the determination of the number of signatures required for a minor party or independent candidate to be eligible to run in the election district.

Further, the circuit court clerk or director of the Lake or Porter County Board of Elections and Registration must determine whether or not enough valid signatures were certified for the candidate and filed with the clerk to be placed on the general election ballot. If the clerk determines that an insufficient number certified signatures where file by the candidate, then the

clerk must reject the declaration of candidacy and not place the candidate on the general election ballot. If the certification is denied, the clerk shall immediately notify the candidate by certified mail. (IC 3-8-6-12)

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-21) (IC 3-8-6-10; IC 3-8-6-11)

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The county voter registration official must file the certified petitions of nomination with the county election board. However, the candidate for circuit court clerk or county office may request that the county voter registration official return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the county election board to be placed on the general election ballot. (IC 3-8-6-10)

The first day a candidate for the office of circuit court clerk or a county office may submit the petition of nomination (CAN-21) for certification is Wednesday, January 8, 2020, and the DEADLINE to submit petition signatures for review by county voter registration officials is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-12; IC 3-5-4-1.5) Additionally, in a county that does not have a separate board of registration, the CAN-12 statement of economic interests must be filed with the circuit court clerk or the Lake, Porter, and Tippecanoe County Board of Elections and Registration at the time the candidate's petitions are filed for review and certification. In the few counties with a separate board of registration, the CAN-12 statement of economic interests is filed with the county clerk after the signatures on the petitions have been certified by the board of registration. (IC 3-8-9-5) As of October 2019, Allen, Madison, Marion, St. Joseph, Vanderburgh, and Vigo counties have a separate board of registration.

For candidates for the office of circuit court clerk or county offices, once the county voter registration office certifies the petitions of nomination (CAN-21), these certified petitions along with the candidate's consent (CAN-20) must be filed with the county election board. In most counties, the DEADLINE for filing certified petitions of nomination (CAN-21) and written consent (CAN-20) with the county election board is 12:00 noon, prevailing local time, Wednesday, July 15, 2020. (See note above about when the CAN-12 statement of economic interests are to be filed.) (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5; IC 3-8-9-5)

In the counties with a separate board of registration, the DEADLINE for filing the statement of economic interest (CAN-12), certified petition of nomination (CAN-21), and written consent (CAN-20) with the county election board is 12:00 noon, prevailing local time, Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5; IC 3-8-9-5)

The county election board is required to reject a declaration of candidacy that does not include a statement of economic interest. (IC 3-8-9-6) The county voter registration office must file the certified petitions of nomination with the county election board. However, the candidate for the office of circuit court clerk or a county office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the county election board to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter of the election district of the office sought by the candidate, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and shall be denied if the county election board finds that confusion would exist. (IC 3-8-6-5.5) A candidate must indicate whether the candidate is affiliated with any other candidate or group of candidates filing a petition under the same political party name. (IC 3-8-6-5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for the office of circuit court clerk or a county office who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

E. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for the office of circuit court clerk or a county office in the general election on Tuesday, November 3, 2020, must file a statement of economic interest (CAN-12) and declaration of intent to be a write-in candidate (CAN-3) with the county election board. (IC 3-8-2-2.5) A county is required to reject a declaration that does not contain a statement of economic interests. (IC 3-8-9-6)

The CAN-12 and CAN-3 are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. The CAN-12 and CAN-3 are included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 and CAN-12 with the county election board is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, prevailing local time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for the office of circuit court clerk or a county office to file a written notice of candidate withdrawal with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July

15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate may claim affiliation with a political party other than the Democratic, Libertarian, or Republican Parties (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). IC 3-8-2-2.5

However, if a write-in candidate claims affiliation with a political party (1) that already has ballot access; (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6; or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter in the election district may question the validity of the filing under IC 3-8-1-2. The election board shall determine the validity of the questioned filing. If the election board determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the board shall deny the filing. (IC 3-8-2-12.5)

TOWNSHIP OFFICES

Township Board Member
NOTE: Township board members in Marion County are elected in 2020. All other township officials will be elected in 2022 unless a township's board seats are staggered under IC 36-6-6-2.3.

A. Qualifications
PLEASE NOTE: Recent changes in Indiana law do not permit an elected officeholder to be a government employee of the same unit of government. (IC 3-5-9) While this does not prevent such an individual from running for office, the individual effectively resigns from their government position by assuming office, if elected to serve. (IC 3-5-9-5)

For example, Sally works for the township trustee, but wants to run for township board. If Sally is elected to serve on the township board and takes the oath of office, then she has automatically resigned from the township trustee's office. On the other hand, if Sally worked for the city's public works department and ran for township board, she could keep her city position while serving on the township board. City and township government would not be considered the same unit of government in this example.

Volunteer firefighters may be eligible to hold elected office of the same unit government if certain criteria are met. See IC 3-5-9-4 for details. The term "government employee" does not include an individual who holds only an elected office. (IC 3-5-9-2)

Township Board Member

In Marion County, each township board has five members. In Marion County, township board members are elected only by voters of the district. These candidates must be registered voters of the township board district. (IC 36-6-6-2.2)

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:
(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:

"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.

(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

Township Board "Candidate Shortage"

In some rural townships, it has become increasingly difficult to find enough candidates to run for the office of township board. If no candidate runs for this office, Article 15, Section 3 of the Constitution of the State of Indiana provides that the currently serving members of the township board automatically serve another four year term. If only one or two candidates run for these three seats, the result becomes more complicated. While each candidate who ran is automatically elected, the Board of County Commissioners must decide which currently serving township board members will serve another four year term to fill the seats for which no candidate ran. *(See IC 3-13-10-6.5 and IC 3-13-11-20 for the procedures for the Commissioners to make this decision.)*

B. Democratic and Republican Party Candidates Nominated at the Primary Election

1. Filing Requirements

Candidates for a township office from the Democratic or Republican Party will be nominated at the primary election to be held on Tuesday, May 5, 2020.

A candidate for the nomination for a township office by the Democratic or Republican Party must file a statement of economic interest and declaration of candidacy with the county election board. (IC 3-8-2-6) The county is required to reject a declaration of candidacy that does not include a statement of economic interest. (IC 3-8-9-6) (Petitions signed by registered voters are

NOT required of Democratic or Republican Party candidates for township office.)

The first day to submit a declaration of candidacy (CAN-2) and statement of economic interests (CAN-12) to the county election board is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, prevailing local time, Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A statement of economic interest or declaration of candidacy presented after February 7, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The statement of economic interest (CAN-12) and declaration of candidacy form (CAN-2) are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-2 and CAN-12 are included in this *Guide* under the *Candidate Forms* tab.

2. Political Party Affiliation

Indiana Code 3-8-2-7 sets forth the standard for determining the political party affiliation of a candidate who files a declaration of candidacy for a primary election. The political party affiliation of the candidate is deemed to be:

1) the political party in whose primary in Indiana the candidate most recently voted; or
2) the political party of the county chair of the county in which the candidate resides who certifies that the candidate is a member of that political party.

3. Candidate Withdrawal Requirements

Primary Election Candidate Withdrawal

A Democratic or Republican candidate for a township office who filed with the county election board a declaration of candidacy for the primary election, may file written notice of candidate withdrawal with the county election board certifying that the individual no longer wishes to be a candidate. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the primary election. (IC 3-8-2-21) Notice of candidate withdrawal filed after February 10, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The primary election candidate withdrawal (CAN-10) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-10 is included in this *Guide* under the *Candidate Forms* tab.

General Election Candidate Withdrawal

After the primary, if a nominee for a township office wishes to withdraw from the ticket for the general election, the nominee must file a written notice of candidate withdrawal with the county election board. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

C. Libertarian Party Candidates

1. Filing Requirements

Libertarian Party candidates are not nominated in a primary election, but are nominated by political party convention. (IC 3-8-4-10)

The Libertarian Party will nominate candidates for township offices at the Party's county conventions. Candidates for these offices should contact the Libertarian Party's state committee for information concerning any candidate filing requirements.

Libertarian Party candidates for township offices are not required to file declarations of candidacy with the county election board. Instead, the Libertarian Party chair and secretary will certify the Party's nominees to the county election board. (CAN-22)

Indiana law requires all Libertarian candidates for township offices to file a statement of economic interests along with the certificate of nomination. (IC 3-8-9-5) The statement of economic interests (CAN-12) is available at each circuit court clerk's office and is included in *the Guide* under the *Candidate Forms* tab.

2. Candidate Withdrawal Requirements

If a nominee for a township office wishes to withdraw from the Libertarian Party ticket for the general election, the nominee must file a written notice of candidate withdrawal with the county election board. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

D. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for a township office at the general election, must file a statement of economic interest (CAN-12), written consent to become a candidate (CAN-20) and certified petition(s) of nomination (CAN-21) with the county election board. (IC 3-8-6-12 and IC 3-8-6-14(a)) The county is required to reject a declaration of candidacy that does not include a statement of economic interest. (IC 3-8-9-6)

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated. (IC 3-8-6-14(b))

The statement of economic interest (CAN-12), written consent (CAN-20) and petition of nomination (CAN-21) are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12, CAN-20, and CAN-21 are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the general election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in the election district the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A candidate for the office of a township board member must obtain signatures of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election in that township board election district.

The circuit court clerk or the director of the Lake or Porter County Board of Elections and Registration must make the determination of the number of signatures required for a minor party or independent candidate to be eligible to run in the election district. Further, the circuit court clerk must determine whether or not enough valid signatures were certified for the

candidate and filed with the clerk to be placed on the general election ballot. If the clerk determines that an insufficient number certified signatures where file by the candidate, then the clerk must reject the declaration of candidacy and not place the candidate on the general election ballot. The clerk must immediately send the denial to the candidate by certified mail. (IC 3-8-6-12))

While it may be possible for candidates of the same minor political party seeking an office that serves the entire state or a congressional or legislative district, or the same political subdivision to be nominated on the same petition, only one independent candidate for an office may be nominated by the same petition of nomination. (IC 3-8-6-4)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-21) (IC 3-8-6-10; IC 3-8-6-11)

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

The first day a candidate for a township office may submit the petition of nomination (CAN-21) to the county voter registration official for certification is Wednesday, January 8, 2020, and the DEADLINE for filing petitions for review by county voter registration officials is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-12; IC 3-5-4-1.5)

Additionally, in a county that does not have a separate board of registration, the CAN-12 statement of economic interests must be filed with the circuit court clerk or the Lake, Porter, and Tippecanoe County Board of Elections and Registration at the time the candidate's petitions are filed for review and certification. In the few counties with a separate board of registration, the CAN-12 statement of economic interests is filed with the county clerk after the signatures on the petitions have been certified by the board of registration. (IC 3-8-9-5) As of October 2019, Allen, Madison, Marion, St. Joseph, Vanderburgh, and Vigo counties have a separate board of registration.

For candidates for township offices, once the county voter registration official certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) must be filed with the county election board. In most counties, the DEADLINE for filing the petition of nomination (CAN-21), accompanied by the written consent (CAN-20), with the county election board is 12:00 noon, prevailing local time, Wednesday, July 15, 2020. (See note above about when the CAN-12 statement of economic interests are to be filed.) (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5; IC 3-8-9-5)

In the counties with a separate board of registration, the DEADLINE for filing the statement of economic interest (CAN-12), certified petition of nomination (CAN-21), and written consent (CAN-20) with the county election board is 12:00 noon, prevailing local time, Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5; IC 3-8-9-5)

The county voter registration official must file the certified petitions of nomination with the county election board. However, the candidate for a township office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20) with the county election board to be placed on the general election ballot. (IC 3-8-6-10)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter of the election district of the office sought by the candidate, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition shall be denied. (IC 3-8-6-5.5) A candidate must indicate whether the candidate is affiliated with any other candidate or group of candidates filing a petition under the same political party name. (IC 3-8-6-5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for a township office who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

E. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a township office in the general election on Tuesday, November 3, 2020, must file a statement of economic interest (CAN-12) and declaration of intent to be a write-in candidate (CAN-3) with the county election board. (IC 3-8-1-33; IC 3-8-2-2.5) The county is required to reject a declaration of intent to be a write-in candidate that does not include a statement of economic interest. (IC 3-8-9-6)

The CAN-12 and CAN-3 are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 and CAN-3 are included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-12 and CAN-3 forms with the county election board is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, prevailing local time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for a township office to file a written notice of candidate withdrawal with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate may claim affiliation with a political party other than the Democratic, Libertarian, or Republican Parties (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). IC 3-8-2-2.5

However, if a write-in candidate claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter in the election district may question the validity of the filing under IC 3-8-1-2. The election board shall determine the validity of the questioned filing. If the election board determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the board shall deny the filing. (IC 3-8-2-12.5)

SCHOOL BOARD OFFICES

School Board Member

A. General Information

The procedures for selecting school board members are usually set forth in the "school corporation organization plan" adopted by the school corporation during the school consolidation process of the 1950s and 1960s, and as subsequently amended. (IC 20-23, IC 20-23-6; IC 20-23-9)

In certain school corporations, all or some of the school board members are appointed rather than elected by the voters. (IC 20-23-4-28) All school corporations that elect school board members elect those members at the same time as the general election (November 3, 2020, or in certain cases, in November 2022). Some school board members are elected "at large" for the entire school corporation, while others are elected to represent specific districts that are only part of the school corporation territory.

IN ALL CASES, CANDIDATES FOR SCHOOL BOARD APPEAR ON THE BALLOT WITHOUT A PARTY DESIGNATION. (IC 20-23-4-29.1)

B. Qualifications for Candidates and for Assuming Office

A few school corporations have school boards organized by state legislation. Candidates for school board in the following jurisdictions should consult the appropriate state statute for detailed information concerning candidate qualifications and election procedures:

Gary	IC 20-23-12
Hammond	IC 20-23-13 and IC 20-23-8-13
Indianapolis Public Schools	IC 20-25-3
Lake Station	IC 20-23-14
South Bend	IC 20-23-15
Mishawaka	IC 20-23-17
East Chicago	IC 20-23-17.2

IC 3-8-1-34 provides that:

"(a) A candidate for a school board office must have resided in the school corporation for at least one (1) year before the election.

(b) This subsection applies to a candidate for school board office seeking to represent an election district that consists of less than the entire school corporation. The candidate must have resided in the election district for at least one (1) year before the election."

IC 3-8-1-1 provides that:

". . . (b) A person is not qualified to run for: . . .

(2) A local office; . . .

unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:

"Sec. 5. (a) This section does not apply to a candidate for federal office.

(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.

(c) A person is not disqualified under this section for:

(1) a felony conviction for which the person has been pardoned;

(2) a felony conviction that has been:

(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or

(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.

(d) A person is disqualified from assuming or being a candidate for an elected office if:

(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;

(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;

(3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:

(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:

(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:

"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.

(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

IC 20-26-4-9 provides that:

"An individual who is at least twenty-one (21) years of age and is otherwise eligible to assume office as a member of a governing body may not be disqualified on the basis of age."

IC 20-26-4-11 provides that:
"(A)n individual who is employed as a teacher or as a noncertified employee (as defined in IC 20-29-2-11) of the school corporation may not be a member of the governing body of the school corporation."

C. Filing Requirements
A candidate for a school board office must file a statement of economic interest and petition of nomination. (IC 3-8-2.5-2) The county is required to reject a declaration of candidacy that does not include a statement of economic interest. (IC 3-8-9-6) The statement of economic interest (CAN-12) and petition (CAN-34) are available from the Election Division, the Division's website, and each circuit court clerk's office. The CAN-12 and CAN-34 are included in this *Guide* under the *Candidate Forms* tab.

In a metropolitan school corporation, the petition must be signed by ten (10) registered voters residing in the same board member district as the nominee. (IC 20-23-7-8.1)

In a community school corporation, the petition must be signed by ten (10) registered voters residing within the boundaries of the school corporation. (IC 20-23-4-29.1)

Additional petition requirements may apply in some school corporations. School board member candidates should consult a personal attorney if necessary.

1. General Election
Candidates for school board office on the general election ballot will be elected at the general election to be held on Tuesday, November 3, 2020.

A candidate for the election of school board office at the general election must file the petition of nomination with the county election board located in the county seat of the county containing the greatest percentage of population of the school corporation. (IC 3-8-2-6)

The first day for a candidate for a school board office to file a petition of nomination with the county election board is Wednesday, July 22, 2020, and the DEADLINE is 12:00 noon, prevailing local time, on Friday, August 21, 2020. (IC 3-8-2.5-4; IC 20-23-4-29.1; IC 20-23-7-8.1; IC 20-23-12-5; IC 20-23-14-5; IC 20-23-17-3; IC 20-23-17.2-5)

Additionally, in a county that does not have a separate board of registration, the CAN-12 statement of economic interests must be filed with the circuit court clerk or the Lake, Porter, and Tippecanoe County Board of Elections and Registration at the time the candidate's petitions (CAN-34) are filed for review and certification. In the few counties with a separate board of registration, the CAN-12 statement of economic interests is filed with the county clerk after the signatures on the petitions have been certified by the board of registration. (IC 3-8-9-5) As of October 2019, Allen, Madison, Marion, St. Joseph, Vanderburgh, and Vigo counties have a separate board of registration.

The county clerk or the director of the Lake and Porter County Boards of election and registration shall determine whether a sufficient number of signatures as required have been obtained, and certify the petition if it includes a sufficient number of signature or deny the certification if it does not. If the petition is denied, the circuit court clerk shall notify the candidate immediately in person, if the candidate files the petition in person or by certified mail. (IC 3-8-6-12)

D. Candidate Withdrawal
School board candidates may file a withdrawal of their candidacy not later than noon, Monday, August 24, 2020.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

E. Write-in Candidates
Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a school board office at the general election on Tuesday, November 3, 2020, must file a statement of economic interest (CAN-12) and a declaration of intent to be a write-in candidate (CAN-26) with the county election board located in the county seat of the county containing the greatest percentage of population of the school corporation. (IC 3-8-2-2.5; IC 3-8-2-4; IC 20-4-1-26.4)) The county is required to reject a declaration of candidacy that does not include a statement of economic interest. (IC 3-8-9-6)

The CAN-12 and CAN-26 are available from the Election Division's office, on the Division's website, and each circuit court clerk's office. The CAN-12 and CAN-26 are included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate for a school board office may file the CAN-12 and CAN-26 with the county election board for the general election is Wednesday, August 5, 2020, and the DEADLINE for filing is 12:00 noon, prevailing local time, Friday, August 21, 2020. (IC 3-8-2-2.5; IC 3-8-2.5-4; IC 20-4-1-26.4)

Candidate Withdrawal Requirements

Declared write-in candidates for school board may file a withdrawal of their candidacy not later than noon, Monday, August 24, 2020. (IC 3-8-2.5-4)

The general election candidate withdrawal (CAN-24) is available from the Election Division's office, the Division's website, and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the Candidate's Forms tab.

“Small Town” Offices

Town Council Member

Town Clerk-Treasurer

Town Judge

Indiana has no elections to city offices (Mayor, Common Council, and Judge of the City Court) in 2020. These offices were elected at the municipal election in 2019. Most town offices were also elected in 2019. However, some towns will elect officers in 2020. In these towns that elect officers in a general election year, state law requires the county election board to conduct the elections for the town. IC 3-10-7-2.

The towns using the procedures described in this chapter will be referred to as “small towns.”

Municipal Primaries

A town with a population of less than 3,500 may adopt an ordinance to provide for a nomination of Democratic and Republican candidates for town office in a primary election (instead of by town convention). The town council must adopt the ordinance not later than January 1 of the year in which a municipal election is held (2020, for example), and the town clerk-treasurer shall file a copy of the ordinance with the circuit court clerk in the county that contains the greatest percentage of the town’s population no later than the first day in which a candidate can file a declaration of candidacy. (IC 3-8-5-2)

If the town council adopts such an ordinance, the county election board shall conduct the primary election for the town according to the statutes governing primary elections, including the times for filing a declaration of candidacy under IC 3-8-2-4. The town may not change the method of nominating candidates for town offices more than one time in any 12 year period. (IC 3-8-5-2(e))

A. Qualifications

NOTE: Indiana law does not permit an elected officeholder to be a government employee of the same unit of government. (IC 3-5-9) While this does not prevent such an individual from running for office, the individual automatically resigns from their government position by assuming office, if elected to serve. (IC 3-5-9-5)

For example, Sally works for the township trustee, but wants to run for township board. If Sally is elected to serve on the township board and takes the oath of office, then she has automatically resigned from the township trustee’s office. On the other hand, if Sally worked for the city’s public works department and ran for township board, she could keep her city position while serving on the township board. City and township government would not be considered the same unit of government in this example.

Volunteer firefighters may be eligible to hold elected office of the same unit government if certain criteria are met. See IC 3-5-9-4 for details. The term “government employee” does not include an individual who holds only an elected office. (IC 3-5-9-2)

Town Council Member

Each town is required to elect a town council. (IC 36-5-2)

IC 3-8-1-29 provides that:
"A candidate for membership of a town council must reside in the district in which seeking election, if applicable."

IC 3-8-1-1 provides that:
". . . (b) A person is not qualified to run for: . . .
(2) A local office; . . .
unless the person is registered to vote in the election district the person seeks to represent not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination."

IC 3-8-1-5 provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:
(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted or entered by a trial court.
(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);
and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.
(d) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:
(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;
does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:
"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.

(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

Number of Town Council Members

In a town, the town council consists of at least three (3) members, but no more than seven (7) members. The number of town council members in each town was originally set by the county commissioners when the commissioners incorporated the town under IC 36-5-1-10.1. The number of town council members can be increased or decreased within this range only after the voters of the town approve a proposal to do so at a referendum. (IC 36-5-2-4.2)

Election Schedule

As a general rule, all town council members are elected for four year terms at each municipal election year (2023, 2027, etc.). (IC 3-10-6-2; 3-10-7-6) However, a town can alter this election schedule by adopting one of several types of ordinances permitted under state law.

A town may adopt an ordinance to provide for "staggered terms" for town council members by providing that at the next municipal election, some council members will be elected for three year terms, and the other council members will be elected for four year terms. After the first "short terms" for town council members are over, this system results in the town electing some town council members in the "non-presidential general election year" (2022, 2026), and the other town council members in the ordinary municipal election years (2023, 2027). (IC 3-10-6-2.5)

Some towns adopted similar "staggered term" ordinances under state laws that have since been repealed, or have expired (IC 18-3-1-16(b), repealed 1981; P.L. 13-1982, SECTION 3, expired 1988). These towns have the additional option of adopting an ordinance to move the election date for all town offices (including town council) to the "presidential general election year" (2020, 2024). (IC 3-10-6-3) This changeover is accomplished by electing all town officers to a "short term" of one year at the municipal election (2023, 2027), and then electing successors to a full four year term.

A town with a population of less than 3,500 may adopt an ordinance that schedules elections for some or all town offices to even numbered years, municipal election years, or both, so long as no election is scheduled for any town office in a year following a presidential election year (2021, 2025). (IC 3-10-7-2.9)

Consult with the town clerk-treasurer or town attorney for more information about any such ordinances.

Unopposed Candidates

In some "small towns" there may be no more than one nominee for each office, and no declared write-in candidates for any town office. When this occurs, a municipal election may not be held for these offices in the municipal election year if the entire membership of the county election board adopts a resolution NOT to hold an election in this situation. (IC 3-10-7-6) The one nominee for the office will be elected at the closing of the polls on election day. However, if there is a contest for any office of the town, all nominees for each town office must be on the general election ballot.

EXCEPTIONS: The printing of all nominees on the town's general election ballot is not required if there is a contest for at least one town council seat, only the voters within that town council election district are eligible to vote for the town council

seat, there is no election for an office to be voted on by all the voters of the town, and the county election board adopts, by unanimous vote of its members, a resolution to conduct an election only in the town council district,(IC 3-10-7-6).

Districts

As a general rule, town council members in small towns must be elected from districts established by ordinance adopted by the town council following each federal decennial census (such as the 2010 federal census, for example).

In a town with a population of less than 3,500, the town council may adopt an ordinance to abolish town council districts. If this town has also adopted an ordinance to nominate major party candidates for town office by primary election, then major party l town council candidates in this town will run at large in the primary and all town council candidates will run at large in the general election. (IC 36-5-2-4.1(h))

In a small town with a population of less than 3,500, if the town council has not passed an ordinance to establish new town council districts or recertify the current town council districts at any time after December 31, 2011, then the town council districts currently established will be abolished, effective January 1, 2018. But, the town council whose districts have been abolished after January 1, 2018, may still pass an ordinance to established new town council districts to take effective after January 1, 2018. (IC 36-5-2-4.1(n))

If a town has adopted an ordinance to establish or recertify town council districts, the town council must also adopt an ordinance to establish town council district boundaries in 2022 and each ten years after each subsequent U.S. census is conducted. (IC 36-5-2-4.1(g))

The town must specify by ordinance how town council members are to be elected from these districts. The ordinance may provide: (1) that all council members must reside in their districts, but are to be elected at large by all the voters of the town; (2) that all council members must reside in their districts, but are elected only by the voters of that district; or (3) or some combination of (1) and (2) specified by the ordinance. (IC 36-5-2-5) Consult with the town clerk-treasurer or town attorney for more information about any such ordinances.

Town Clerk-Treasurer

Each town is required to elect a town clerk-treasurer. The town clerk-treasurer is elected by all the voters of the town. (IC 36-5-6-4)

IC 3-8-1-5 provides that:

"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year
(c) A person is not disqualified under this section for:
- (1) a felony conviction for which the person has been pardoned;
- (2) a felony conviction that has been:
  - (A) reversed;
  - (B) vacated;
  - (C) set aside;
  - (D) not entered because the trial court did not accept the person's guilty plea; or
  - (E) expunged under IC 35-38-9; or
- (3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted or entered by a trial court.

(c) A person is disqualified from assuming or being a candidate for an elected office if:
- (1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
- (2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
- (3) in a:

(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;

(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;

(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or

(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);

and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(d) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:
(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;

does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:
"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests.
(b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecutor candidates to already file statements of economic interest)

A candidate for local office (other than judge or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

Town Judge

Each town is required to elect a town judge if the town has created a town court by ordinance. (IC 33-35-1-1) The town judge is elected by all the voters of the town. (IC 33-35-1-3)

<u>IC 3-8-1-1 does not apply to a candidate for judge of a town court.</u>

IC 3-8-1-1.5 provides that:
"…(b) A person is not qualified to run for an office subject to this section unless not later than the deadline for filing the declaration or petition of candidacy or certificate of nomination the person is registered to vote in a county in which the municipality is located.

IC 3-8-1-5 Disqualification of candidates provides that:
"Sec. 5. (a) This section does not apply to a candidate for federal office.
(b) As used in this section, "felony" means a conviction in any jurisdiction for which the convicted person might have been imprisoned for more than one (1) year.
(c) A person is not disqualified under this section for:

(1) a felony conviction for which the person has been pardoned;
(2) a felony conviction that has been:
(A) reversed;
(B) vacated;
(C) set aside;
(D) not entered because the trial court did not accept the person's guilty plea; or
(E) expunged under IC 35-38-9; or
(3) A person's plea of guilty or nolo contendere at a guilty plea hearing that is not accepted and entered by a trial court.

(d) A person is disqualified from assuming or being a candidate for an elected office if:
(1) the person gave or offered a bribe, threat, or reward to procure the person's election, as provided in Article 2, Section 6 of the Constitution of the State of Indiana;
(2) the person does not comply with IC 5-8-3 because of a conviction for a violation of the federal laws listed in that statute;
(3) in a:
(A) jury trial, a jury publicly announces a verdict against the person for a felony;
(B) bench trial, the court publicly announces a verdict against the person for a felony; or
(C) guilty plea hearing, the person pleads guilty or nolo contendere to a felony;
(4) the person has been removed from the office the candidate seeks under Article 7, Section 11 or Article 7, Section 13 of the Constitution of the State of Indiana;
(5) the person is a member of the United States armed forces on active duty and prohibited by the United States Department of Defense from being a candidate; or
(6) the person is subject to:
(A) 5 U.S.C. 1502 (the Little Hatch Act); or
(B) 5 U.S.C. 7321-7326 (the Hatch Act);
and would violate either federal statute by becoming or remaining the candidate of a political party for nomination or election to an elected office or a political party office.

(e) The subsequent reduction of a felony to a Class A misdemeanor under IC 35 after the:
(1) jury has announced its verdict against the person for a felony;
(2) court has announced its verdict against the person for a felony; or
(3) person has pleaded guilty or nolo contendere to a felony;
does not affect the operation of subsection (d)."

IC 3-8-1-33 provides that:
"Sec. 33. (a) A candidate for an office listed in subsection (b) must file a statement of economic interests. (b) Whenever a candidate for any of the following offices is also required to file a declaration of candidacy or is nominated by petition, the candidate shall file a statement of economic interests before filing the declaration of candidacy or declaration of intent to be a write-in candidate, before the petition of nomination is filed, before the certificate of nomination is filed, or before being appointed to fill a candidate vacancy under IC 3-13-1 or IC 3-13-2:

* * *

(4) A candidate for a local office…, in accordance with IC 3-8-9, except a candidate for a local office described in subdivision (3)." (Subdivision 3 requires certain judge and prosecuting attorney candidates to already file statements of economic interest)

A candidate for local office (other than judge of the circuit, superior, county, small claims, or probate court or prosecuting attorney) is required to file a statement of economic interest (CAN-12). The circuit court clerk must reject a declaration of candidacy that does not include the CAN-12 statement. This form is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-12 is included in this *Guide* under the *Candidate Forms* tab.

B. Democratic and Republican Candidates Nominated at Primary Elections

A small town may adopt an ordinance to elect some or all of the town's officers in 2020. (IC 3-10-7-2.7; IC 3-10-7-2.9) A town may also adopt an ordinance providing for the nomination of Democratic and Republican candidates at a primary election. (IC 3-8-5-2). If major party candidates are to be nominated for election to a town office at a primary election to be held on May 5, 2020, the same filing, political party affiliation, and candidate withdrawal requirements apply that are applicable to such candidates for county offices.

C. Democratic, Libertarian, and Republican Party Candidates Nominated At Town Conventions

1. Filing Requirements

A candidate for nomination to a town office by the Democratic, Libertarian, or Republican Party must file a declaration of candidacy with the county election board. (IC 3-8-2-6)

Whenever the election district for a town office includes more than one county, the declaration of candidacy must be filed with the county election board located in the county seat of the county that contains the greatest percentage of population of the election district. (IC 3-8-2-6)

Candidate Filing Deadlines

The first day to file a declaration of candidacy (CAN-16) and statement of economic interest (CAN-12) for office in a small town is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, prevailing local time, on Monday, August 3, 2020.

The Town Office Declaration of Candidacy by a Democratic, Libertarian, or Republican Candidate When No Town Primary is Conducted in 2020 (CAN-16) and the Statement of Economic Interests for Local and School Board Offices (CAN-12) are available from the Election Division's office and each circuit court clerk's office. A CAN-16 and CAN-12 are included in this *Guide* under the *Candidate's Forms* tab.

Town Convention Candidate Filing Deadlines

Friday, August 21, 2020, is the last day for the Democratic, Libertarian, and Republican parties to conduct a town convention to choose between competing candidates in the same party for the same town office. (IC 3-8-5-10; IC 3-8-5-17)
Friday, August 28, 2020, by 12:00 noon, prevailing local time, is the last day for the Democratic, Libertarian, and Republican party chairman and secretary of a town convention to file a certificate of nomination (CAN-18) with the county election board setting forth the nominees of the Democratic, Libertarian, or Republican party town convention. (IC 3-8-5-13; IC 3-8-5-17)

2. Candidate Withdrawal Requirements

Monday, August 3, 2020, by 12:00 noon, prevailing local time is the DEADLINE an individual may file a notice of withdrawal of a declaration of candidacy previously filed with the county election board to be the nominee of the Democratic, Libertarian, or Republican Party for town office in a small town. (IC 3-8-5-10.5; IC 3-8-5-14.5; IC 3-8-5-17) Notice to withdraw candidacy presented after August 3, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate's Forms* tab.

Town Convention Candidate Withdrawal

A Democrat, Republican, or Libertarian candidate who wishes to withdraw from the race following nomination at the convention must file their written notice of withdrawal no later than 12:00 noon, prevailing local time, three (3) days after the adjournment of the convention. (IC 3-8-5-14.5; IC 3-8-5-17) A notice to withdraw filed after 12:00 noon, local prevailing time, three (3) days following adjournment of the convention will not be accepted for filing unless the

candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

There is no state-approved town office convention candidate withdrawal form. The CAN-24 can be adapted for this purpose. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

D. Libertarian Party Candidates Where a Primary Election Was Conducted

1. Filing Requirements

If a "small town" passes a resolution for the county election board to conduct a May Primary Election, then the Libertarian Party candidates will be nominated by political party convention. (IC 3-8-5-17) Libertarian Party candidates for small town office file for office and are nominated according to "C. Democratic, Libertarian, and Republican Party Candidates Nominated At Town Conventions" when the Democratic and Republican parties conduct a primary election to determine their nominees for small town office.

E. Minor Party and Independent Candidates

1. Filing Requirements

This section addresses the filing and petition requirements for a person who does not intend to affiliate with the Democratic, Libertarian or Republican Party, and who does not intend to be a write-in candidate.

A person who wishes to become an independent candidate or a candidate of a minor party not qualified to nominate candidates in a primary election or by political party convention, and who wishes be a candidate for a town office at the municipal election, must file a written consent to become a candidate for the town office (CAN-20), a petition of nomination (CAN-21), and a Statement of Economic Interests for Local and School Board Offices (CAN-12) with the county election board. (IC 3-8-6-12; 3-8-6-14(a)) Indiana law requires the county to reject a petition that does not include a statement of economic interests. (IC 3-8-9-6)

More than one minor party candidate can be nominated on the same petition form if each of the candidates is seeking an office that serves the entire town (town clerk-treasurer and at large town council member, for example). If offices serve different legislative districts (such as town council members elected only by voters of a specific district), then the candidates for office must use separate petition forms.

Only one (1) *independent* candidate for town office can be nominated on the same petition form. (IC 3-8-6-4)

Each candidate nominated by petition of nomination must satisfy all statutory eligibility requirements for the office for which the candidate is nominated. (IC 3-8-6-14)

The written consent (CAN-20), petition of nomination (CAN-21), and statement of economic interests (CAN-12) are available from the Election Division's office and each circuit court clerk's office. A CAN-20, CAN-21, and CAN-12 are included in this *Guide* under the *Candidate Forms* tab.

To be placed on the municipal election ballot, an independent or minor party candidate must obtain signatures of registered voters in the election district the candidate seeks to represent. A petition of nomination must be signed by the number of registered voters equal to 2% of the total votes cast for secretary of state in the 2018 general election **in the election district** the candidate seeks to represent. Any fraction in excess of a whole number is disregarded in computing this figure. (IC 3-8-6-3) Signatures on any petition of nomination must be those of registered voters of the state who reside in the district the candidate seeks to represent. (IC 3-8-6-2)

EXAMPLE: A candidate for the office of town council member must obtain signatures of registered voters equal to 2% of the total votes cast for **all** candidates for secretary of state in the 2018 general election in that town council district.

Circuit court clerks will have information on the votes by precinct for the office of secretary of state in the 2018 general election to help determine the number of signatures required for a candidate seeking ballot placement by petition of

nomination. However, the candidate may be required to make an initial calculation of the number of votes cast for secretary of state within the town council district, or the town as a whole. In some cases, there may not be an exact match between town council districts and precinct boundaries, so a precise minimum number of signatures necessary for ballot access may be impossible to calculate. Candidates seeking nomination by petition may wish to use a higher figure based on the votes cast for this office in all precincts wholly or partially within the town or town council district to ensure that the candidate has a sufficient number of valid signatures.

A petition carrier is required to sign an affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. A petition carrier is required to fully complete and affix their signature to the affidavit at the bottom of each page of the petition prior to filing with the county voter registration office. If the petition carrier information is incomplete, then the county voter registration office may not process the signature page, but must give the best possible notice to the petition carrier who submitted the signature page to allow for the correction. The petition carrier may correct the missing information concerning the petition carrier up to the final date an hour for filing the petition with the county voter registration office. If the information is not completed by this deadline, then the signature page may not be processed. (IC 3-6-12)

For a petition of nomination to be considered valid, the county voter registration office in the county where the individual signing the petition is registered must certify whether each person who signs the petition is a registered voter at the residence listed in the petition at the time the county processes the petition and in the election district the candidate seeks to represent. This certification must accompany and be a part of the petition of nomination. (This certification is on the reverse side of the CAN-21 form.) (IC 3-8-6-10; IC 3-8-6-11)

The first day a candidate for a town office may submit the petition of nomination (CAN-21) to the county voter registration office for certification is Wednesday, January 8, 2020, and the DEADLINE for filing petitions for review by county voter registration officials is 12:00 noon, prevailing local time, Tuesday, June 30, 2020. (IC 3-8-6-10; IC 3-5-4-1.5)

Additionally, in a county that does not have a separate board of registration, the CAN-12 statement of economic interests must be filed with the circuit court clerk or the Lake, Porter, and Tippecanoe County Board of Elections and Registration at the time the candidate's petitions (CAN-21) are filed for review and certification. In the few counties with a separate board of registration, the CAN-12 statement of economic interests is filed with the county clerk after the signatures on the petitions have been certified by the board of registration. (IC 3-8-9-5) As of October 2019, Allen, Madison, Marion, St. Joseph, Vanderburgh, and Vigo counties have a separate board of registration

For candidates for town offices, once the county voter registration office certifies the petitions of nomination, these certified petitions along with the candidate's consent (CAN-20) and statement of economic interests (CAN-12) must be filed with the county election board. In most counties, the DEADLINE for filing the petition of nomination (CAN-21), accompanied by the written consent form (CAN-20) and the statement of economic interest form (CAN-12) with the county election board is 12:00 noon, prevailing local time, Wednesday, July 15, 2020. (See note above about when the CAN-12 statement of economic interests are to be filed.) (IC 3-8-6-10; IC 3-8-6-12; IC 3- 5-4-1.5; IC 3-8-9-5)

In the counties with a separate board of registration, the DEADLINE for filing the statement of economic interest (CAN-12), certified petition of nomination (CAN-21), and written consent (CAN-20) with the county election board is 12:00 noon, prevailing local time, Wednesday, July 15, 2020. (IC 3-8-6-10; IC 3-8-6-12; IC 3-5-4-1.5; IC 3-8-9-5)

The county voter registration office must file the certified petitions of nomination with the county election board. However, the candidate for a town office may request that the county voter registration office return the original petitions to the candidate so that the candidate may file the certified petitions (along with the CAN-20 and CAN-12) with the county election board to be placed on the municipal election ballot. (IC 3-8-6-10)

The county clerk or the director of the Lake and Porter County Boards of election and registration shall determine whether a sufficient number of signatures as required have been obtained, and certify the petition if it includes a sufficient number of signature or deny the certification if it does not. If the petition is denied, the circuit court clerk shall notify the candidate immediately by certified mail. (IC 3-8-6-12)

2. Nominating Petition Requirements

Candidates or political party members may wish to contact county voter registration offices to coordinate the processing of nominating petitions. Some county offices prefer to process all petitions for a candidate at the same time, while others are willing to process partial submissions.

Sometimes a county voter registration office rejects a signature on a nominating petition because the individual who signed the petition is not a registered voter of the election district for the office sought by the candidate, or has changed the individual's address without notifying the county voter registration office. (IC 3-8-6-8) A person's residence address on the petition must conform to the residence address on the person's voter registration record at the time the petition is processed. (IC 3-8-6-6) Although a minor variation between the name or address of a petition signer and the name or address on the county voter registration records does not invalidate the signature, a substantial variation renders the signature invalid. Reasonable doubts must be resolved in favor of the signer of the petition. (IC 3-5-6)

3. Political Party Names

A candidate may not submit a petition of nomination requesting ballot placement for a political party whose name would result in voter confusion due to its similarity with another party's name. If the candidate declines to amend the petition to remove this confusion, the petition may be challenged, and shall be denied by the county election board if the board finds that confusion would exist. (IC 3-8-6-5.5) A candidate must indicate whether the candidate is affiliated with any other candidate or group of candidates filing a petition under the same political party name. (IC 3-8-6-5)

4. Candidate Withdrawal Requirements

The DEADLINE for a person nominated by petition for a town office who wishes to withdraw from the general election ballot to file a written notice of candidate withdrawal with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28; IC 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing location time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The municipal election candidate withdrawal (CAN-24) is available from the Election Division's office and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

Filling Candidate Vacancies

Friday, August 28, 2020, by 12:00 noon, prevailing local time, is the last day for a town chairman of a political party that submitted a petition of nomination for the election of candidates to town office to file a certificate of candidate selection to fill any candidate vacancy. The certificate must be accompanied by the candidate's written consent to the selection. (IC 3-13-1-18)

F. Write-in Candidates

1. Filing Requirements

Indiana law provides that only votes for declared write-in candidates are counted. (IC 3-12-1-1.7(a))

A person who desires to be a write-in candidate for a town office in the municipal election on Tuesday, November 3, 2020, must file a declaration of intent to be a write-in candidate (CAN-3) and Statement of Economic Interests for Local and School Board Offices (CAN-12) with the county election board. (IC 3-8-2-2.5) Indiana law requires the county to reject a declaration that does not include a statement of economic interests. (IC 3-8-9-6)

The CAN-3 and CAN-12 are available from the Election Division's office and each circuit court clerk's office. A CAN-3 and CAN-12 are included in this *Guide* under the *Candidate Forms* tab.

The first day a write-in candidate may file the CAN-3 and CAN-12 with the county election board is Wednesday, January 8, 2020, and the DEADLINE for filing is 12:00 noon, prevailing local time, Monday, July 6, 2020. (IC 3-8-2-2.5; IC 3-8-2-4; IC 3-8-2-5)

2. Candidate Withdrawal Requirements

The DEADLINE for a person who files a declaration of intent to be a write-in candidate for a town office to file a written notice of candidate withdrawal with the county election board is 12:00 noon, prevailing local time, on Wednesday, July 15, 2020. (IC 3-8-7-28, 3-5-4-1.5) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the general election. Notice to withdraw candidacy presented after July 15, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing unless the candidate is disqualified under IC 3-8-1-5 or has moved from the election district the candidate sought to represent.

The general election candidate withdrawal (CAN-24) is available from the Election Division's office and each circuit court clerk's office. A CAN-24 is included in this *Guide* under the *Candidate Forms* tab.

3. Political Party Affiliation

A write-in candidate may claim affiliation with a political party other than the Democratic, Libertarian, or Republican Parties (the parties whose nominee for Secretary of State of Indiana received at least 2% of the total votes cast in the most recent election for the office of Secretary of State (November 2018)). (IC 3-8-2-2.5)

However, if a write-in candidate claims affiliation with a political party: (1) that already has ballot access, (2) of a candidate who has previously filed a petition of nomination under IC 3-8-6, or (3) whose name would result in voter confusion due to its similarity with the name of the political party in (1) or (2), then a registered voter in the election district may question the validity of the filing under IC 3-8-1-2. The county election board shall determine the validity of the questioned filing. If the county election board determines that the candidate's stated party affiliation would result in voter confusion due to its similarity with another party's name, and the candidate declines to amend the declaration to remove this confusion, then the board shall deny the filing. (IC 3-8-2-12.5)

PRECINCT COMMITTEEMEN AND STATE CONVENTION DELEGATES

A. Qualifications

NOTE: Precinct committeemen and state convention delegates are considered "political offices" and not "elected offices." (IC 3-5-2-17)

Although there is no *state law* requiring that a candidate for precinct committeeman or state convention delegate reside within the precinct or delegate district, *state political party rules* may restrict the ability of a political official who does not comply with a residency requirement to participate in party functions. Contact the Democratic State Committee or the Republican State Committee for more information on this point.

IC 3-8-1-32 provides that:
"Sec. 32. A candidate for:
(1) precinct committeeman; or
(2) delegate to a state convention;
of a political party in the state whose nominee received at least ten percent (10%) of the total vote cast for secretary of state at the last election must comply with any candidate requirement set by state party rules."

B. Filing Requirements for Republican Party Precinct Committeemen and Democratic and Republican State Convention Delegates Elected at the Primary Election

Candidates for Republican Party precinct committeeman and Democratic or Republican state convention delegate will be elected at the primary election to be held on Tuesday, May 5, 2020.

The Republican Party will elect its precinct committeemen at the May 5, 2020, primary election (IC 3-10-1-4.5) The Democratic Party will not elect its precinct committeemen until the May 2022 primary election (IC 3-10-1-4.6).

A candidate for Democratic Party precinct committeeman or Democratic or Republican state convention delegate must file a declaration of candidacy (CAN-37) with the county election board. (IC 3-8-2-6)

Republican candidates for precinct committeeman and Democratic and Republican candidates running for state convention delegate are not required to submit the Statement of Economic Interests (CAN-12).

Since precinct committeemen and state convention delegates are "political offices," an individual may run for elected office (e.g. County Assessor, Township Board) and also run for precinct committeeperson or state convention delegate. This would not be considered a violation of the state constitution's ban on dual lucrative officeholding. A person may run for precinct committeeman and for state convention delegate, and hold both political offices simultaneously without violating the state constitution's ban on dual lucrative officeholding. Finally, precinct committeemen and state convention delegates are not subject to the state's Campaign Finance Act.

The first day to submit a declaration of candidacy to the county election board is Wednesday, January 8, 2020, and the DEADLINE to file is 12:00 noon, prevailing local time, Friday, February 7, 2020. (IC 3-8-2-4; IC 3-8-2-5) A declaration of candidacy presented after February 7, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing.

The declaration of candidacy (CAN-37) is available from the Election Division's office, on the Division's website, and each circuit court clerk's office. A CAN-37 is included in this *Guide* under the *Candidate Forms* tab.

C. Candidate Withdrawal Requirements

A candidate for precinct committeeman or state convention delegate may file written notice of candidate withdrawal with the county election board certifying that the individual no longer wishes to be a candidate. The DEADLINE to file this notice with the county election board is 12:00 noon, prevailing local time, Monday, February 10, 2020. (IC 3-8-2-20) Upon receipt of this notice, the county election board will not certify that individual's name as a candidate for the primary election. (IC 3-8-2-21) Notice of candidate withdrawal presented after February 10, 2020, at 12:00 noon, prevailing local time, will not be accepted for filing.

2018 Vote Totals for Indiana Secretary of State

County	*Total SOS Votes Cast*	*Number of Signatures Needed**	*County*	*Total SOS Votes Cast*	*Number of Signatures Needed**
Adams	10,976	219	Knox	12,320	246
Allen	124,752	2,495	Kosciusko	26,177	523
Bartholomew	26,106	522	La Porte	36,837	736
Benton	2,935	58	LaGrange	7,622	152
Blackford	3,828	76	Lake	161,351	3,227
Boone	27,290	545	Lawrence	15,337	306
Brown	7,130	142	Madison	43,639	872
Carroll	6,886	137	Marion	305,215	6,104
Cass	11,332	226	Marshall	14,739	294
Clark	42,424	848	Martin	4,151	83
Clay	9,177	183	Miami	10,275	205
Clinton	9,102	182	Monroe	51,236	1,024
Crawford	3,819	76	Montgomery	12,399	247
Daviess	8,626	172	Morgan	24,891	497
Dearborn	18,044	360	Newton	4,555	91
Decatur	8,896	177	Noble	13,582	271
DeKalb	13,786	275	Ohio	2,364	47
Delaware	37,287	745	Orange	6,665	133
Dubois	16,571	331	Owen	7,113	142
Elkhart	53,321	1,066	Parke	5,326	106
Fayette	7,390	147	Perry	6,988	139
Floyd	31,398	627	Pike	5,018	100
Fountain	5,842	116	Porter	64,113	1,282
Franklin	7,384	147	Posey	10,463	209
Fulton	6,915	138	Pulaski	4,275	85
Gibson	12,299	245	Putnam	11,856	237
Grant	19,929	398	Randolph	8,010	160
Greene	10,612	212	Ripley	9,415	188
Hamilton	136,950	2,739	Rush	6,032	120
Hancock	30,044	600	Scott	7,473	149
Harrison	15,338	306	Shelby	14,277	285
Hendricks	62,496	1,249	Spencer	8,755	175
Henry	15,646	312	St. Joseph	91,653	1,833
Howard	29,052	581	Starke	7,418	148
Huntington	13,091	261	Steuben	12,064	241
Jackson	14,239	284	Sullivan	7,204	144
Jasper	10,530	210	Switzerland	2,861	57
Jay	6,238	124	Tippecanoe	50,979	1,019
Jefferson	11,063	221	Tipton	6,070	121
Jennings	8,983	179	Union	2,482	49
Johnson	51,586	1,031	Vanderburgh	57,675	1,153

County	*Total SOS Votes Cast*	*Number of Signatures Needed**
Vermillion	5,479	109
Vigo	31,219	624
Wabash	11,193	223
Warren	3,265	65
Warrick	24,031	480
Washington	9,206	184
Wayne	19,729	394
Wells	10,741	214
White	8,442	168
Whitley	13,266	265
STATEWIDE	2,246,759	44,935

*Pursuant to Indiana Code 3-8-6-3(b), the figures provided on this chart are rounded down in the case of a partial number. When an election district is larger than one county, the minimum number of signatures needed will be higher than the sum of the numbers on this chart. This does not apply to the given statewide figure, as that number is two percent of the total statewide votes cast in the state for Secretary of State.

APPENDIX

Candidate Forms

CAN-1	Candidate Filing Challenge
CAN-2	Declaration of Candidacy for Primary Nomination in 2020
CAN-3	Declaration of Intent to be a Write-in Candidate in 2020
CAN-7	Request for Presidential Primary Ballot Placement in 2020
CAN-8	Indiana Petition for Presidential Primary Ballot Placement in 2020
CAN-10	2020 Primary Election Candidate Withdrawal
CAN-12	Statement of Economic Interest for Local and School Board Offices
CAN-16	Town Office Declaration of Candidacy by a Democratic, Libertarian, or Republican Party Candidate when No Town Primary is Conducted in 2020
CAN-18	Town Convention Certificate of Nomination
CAN-19	Indiana Petition of Nomination for Federal, State, or State Legislative Office in 2020
CAN-20	Consent of Independent or Minor Political Party Candidate Nominated by Petition for Election in 2020
CAN-21	Local Office Petition of Nomination in 2020 General Election
CAN-24	2020 General Election Candidate Withdrawal
CAN-25	Petition for Primary Ballot Placement as a Candidate for Governor in 2020
CAN-26	Declaration of Intent to be a School Board Write-In Candidate in 2020
CAN-31	Declaration of Candidacy and Written Consent to Fill a Ballot Vacancy in 2020
CAN-34	Petition of Nomination and Consent for School Board Office Elected in 2020
CAN-37	Declaration of Candidacy for Precinct Committeeman or State Convention Delegate in 2020
CAN-41	Allen County Superior Court Judge / Vanderburgh County Superior Court Judge/Vanderburgh County Circuit Court Judge Declaration of Candidacy in 2020

CANDIDATE FILING CHALLENGE

(CAN-1)

State Form 46437 (R13 / 8-19)
Indiana Election Division (IC 3-8-1-2; IC 3-8-8)

INSTRUCTIONS: This form is used by an individual seeking to challenge the following: the eligibility of a candidate, the declaration of candidacy, the declaration of intent to be a write-in candidate, a request for ballot placement, a petition or candidate's consent to nomination, a certificate of candidate selection, or by a candidate seeking to contest the denial of certification due to insufficient signatures by filing this form under IC 3-8-1-2 or IC 3-8-8 to request a hearing before the Indiana Election Commission, the county election board or the Lake, Porter, or Tippecanoe County boards of elections and registration, or a town election board.

STATE OF INDIANA
COUNTY OF _____

GENERAL INFORMATION

I, _____, the undersigned, certify the following:

I am *(check one box)*:

☐ a registered voter of Precinct _____ of the Township of _____,

(or of Ward*, if applicable* _____ of the City or Town of _____), County of _____, State of Indiana;

☐ A county chairman of a major political party in which any part of the election district of the office subject to this challenge is located; OR

☐ A candidate who submitted a petition of nomination under IC 3-8-6.

(2) My residence address is:

_____ _____, Indiana _____
Complete residence address must be inserted — City — ZIP Code

(3) My mailing address is *(if different from residence address)*:

_____ _____, Indiana _____
Mailing address *(Write "SAME" if both addresses are identical)* — City — ZIP Code

(4) If I am filing this challenge as a registered voter, my voter registration address is located within the election district of the office listed below.

(5) If I am filing this challenge as a registered voter or a county political party chairman, I question the eligibility of the following individual, who is a candidate for the office:

_____ _____
Name of Candidate — Office sought *(include District, if applicable)*

(6) The following facts are known to me and lead me to believe that the individual listed above is ineligible to be a candidate for this office *(attach additional sheets if necessary):*

_____

(7) If I am filing this challenge as a candidate, the following facts are known to me and lead me to believe that the denial of certification of my petition of nomination due to insufficient signatures or the county voter registration office's failure to certify qualified petitioners is not in accordance with law, and I therefore request a hearing on this matter before the appropriate election authority under IC 3-8-1-2 or IC 3-8-8. *(attach additional sheets if necessary):*

_____

CHALLENGER OR CANDIDATE CERTIFICATION

I swear or affirm under the penalties for perjury that the foregoing statements are true, to the best of my knowledge and belief.

_____ _____/_____/_____ (_____)_____ (_____)_____
Signature — Date signed *(MM/DD/YY)* — Telephone *(Day)* — Telephone *(Evening)*

COUNTY OF _____ STATE OF _____

Subscribed and sworn to before me this _____ day of _____, 20_____.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____ County of Residence: _____

DECLARATION OF CANDIDACY FOR PRIMARY NOMINATION IN 2020 (CAN-2)

State Form 46439 (R19 / 8-19)
Indiana Election Division (IC 3-8-2-7)

INSTRUCTIONS: This form is used by an individual who is seeking the Democratic or Republican party nomination to an elected office in a primary election. A declaration of candidacy must be filed no later than **NOON, February 7, 2020,** and no earlier than January 8, 2020. Please print or type all information on this form except all signatures. **SEE IMPORTANT INFORMATION ON BACK OF FORM. Candidates seeking the office of U.S. Senator in a primary election also file a CAN-4 form. Candidates seeking the office of Governor in a primary election also file a CAN-25 form. All candidates seeking a primary nomination for a LOCAL office (other than circuit, probate, or superior court judge, or prosecuting attorney) must also file the CAN-12 form WITH this form.**

STATE OF INDIANA)
)
COUNTY OF _____)

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____,
(or of Ward, *if applicable,* _____ of the City or Town of _____), County of _____, State of Indiana.

(2) I request that my name be placed on the official primary ballot of the party with which I am affiliated *(check one box)*

☐ Democratic Party or the ☐ Republican Party for the office of _____, District _____ *(if any)*
to be voted on at the primary election to be held on May 5, 2020.

(3) **I am claiming affiliation with the Democratic or Republican Party.** I understand that my party affiliation is determined by which party I voted for in the last primary election in Indiana in which I voted. I understand that if I cannot meet this party affiliation requirement I must obtain and file with this declaration a certificate from the appropriate county chairman of the party indicating that I am a member of this political party. I meet the requirement to be affiliated with the political party indicated because *(check one)*

☐ The most recent primary election in Indiana in which I voted was the primary held by the party with which I claim affiliation above.

☐ The county chairman of the county in which I reside, and of the political party with which I claim affiliation above, has certified that I am a member of the political party. (I have attached a copy of the county chairman's certification to this form.)

(4) ***(This paragraph does not apply to a candidate for federal office.)*** I comply with all requirements under the laws of the State of Indiana to be a candidate for this office including any applicable residency requirement. I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

RESIDENCY INFORMATION

(5) My complete residence address is:

_____ _____, IN *(amend if other state)* _____
Complete residence address must be inserted City ZIP Code

(6) My mailing address is *(Write address if mailing address is different from residence address; write "SAME" if both addresses are identical)*:

_____ _____, IN (*amend if other state*) _____
Mailing address City ZIP Code

CANDIDATE NAME INFORMATION

I request that my name appear on the primary election ballot in the following manner:

_____
(*Include any Nickname and/or Suffix, Jr. Sr. II III IV)

I also request that my name on my voter registration record be the same as the name on this declaration of candidacy.

The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2.
*A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters.
EXAMPLE: John R. (Jack) Doe A candidate may not use a title or degree as a designation or a designation that implies a title or degree.

Please complete reverse of form

CANDIDATE CERTIFICATION

(7) ***(This paragraph does not apply to federal offices.)*** **By initialing, I acknowledge that I have attached a copy of the applicable statement of economic interest statement, file stamped by the office required to receive the statement, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed.** ***(initial here)*** **_____**

(8) *(This paragraph does not apply to a candidate for federal office or state legislative office)* By initialing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(9) (*This paragraph does not apply for candidates for federal office, state office, or state legislative office.)* By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

(10) *(This paragraph does not apply to a candidate for federal office.)*
By initialing, I acknowledge that I am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(Initial here)* ____

(11) I have been a candidate for state, state legislative, or local office in a previous primary, municipal, special, or general election:
☐ Yes ☐ No *(Check one)*
(If the answer to this question is no, skip paragraph 12 and proceed to paragraph 13.)

(12) I have filed all reports required by IC 3-9-5-10 for all previous candidacies: ☐ Yes ☐ No *(Check one)*

(13) *(This paragraph only applies to a candidate for a local office if the local office receives compensation of* ***at least*** *$5,000 per year, or to a local office if the local office receives compensation of less than $5,000 but the candidate raises or spends more than $500.)* I have filed a campaign finance statement of organization for my principal candidate's committee with the appropriate county election board **OR** I am aware that I may be required to file the campaign finance statement of organization not later than noon, seven (7) days after the final date to file this declaration of candidacy. *(initial here)* ____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____ _____/_____/_____ (_____)_____ (_____)_____
Signature Date Signed (*MM/DD/YY*) Telephone *(Day)* Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's email address: _____ *Campaign website address:* _____

STATE OF _____)
) :
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9-7

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

-A candidate's committee must file a pre-primary campaign finance report no later than **NOON, April 17, 2020**, with the Indiana Election Division (if a candidate for a state legislative office) or with the appropriate county election board (if a candidate for a local office nominated in the primary).
-The candidate's committee must also file a pre-primary supplemental report no later than forty-eight (48) hours after the committee receives any contribution of $1,000 or more during the period beginning **April 11, 2020 and ending at 6:00 a.m. on May 3, 2020**, with the Indiana Election Division or appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.
A candidate's committee must file a pre-election campaign finance report no later than **NOON, October 16, 2020**, with the Indiana Election Division (if a candidate for a state legislative office) or with the appropriate county election board (if a candidate for a local office).
-The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives any contribution of $1,000 or more during the period beginning **October 10, 2020 and ending at 6:00 a.m. November 1, 2020**, with the Indiana Election Division or appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.
-A person who fails to file a report with the Indiana Election Division or a county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the Election Division or county election board. **NOTE: State legislative candidates are required to file electronically with the Election Division.**

NOTE TO CANDIDATES FOR STATEWIDE OFFICE:

A candidate's committee must file "quarterly" campaign finance reports with the Indiana Election Division, according to the following schedule. These filings must be made electronically, and are subject to the same civil penalties set forth in the Campaign Finance Notice above. Contact the Campaign Finance Division of the Election Division for further information.
The committee must file quarterly reports no later than noon, Indianapolis time:

(1) April 15, 2020, covering the period from January 1, 2020 through March 31, 2020.
(2) July 15, 2020, covering the period from April 1, 2020 through June 30, 2020.
(3) October 15, 2020, covering the period from July 1, 2020 through September 30, 2020.
(4) October 27, 2020, covering the period from October 1, 2020 through October 19, 2020.
(5) January 20, 2021, covering the period from October 20, 2020 through December 31, 2020.

The candidate's committee must also file supplemental reports with the Indiana Election Division no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the reporting periods listed below. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

(1) Supplemental Reporting Period: April 1, 2020, through NOON, April 15, 2020.
(2) Supplemental Reporting Period: July 1, 2020, through NOON, July 15, 2020.
(3) Supplemental Reporting Period: October 1, 2020, through NOON, October 15, 2020.
(4) Supplemental Reporting Period: October 20, 2020, through NOON, October 27, 2020.

DECLARATION OF INTENT TO BE A WRITE-IN CANDIDATE IN 2020 (CAN-3)

State Form 46438 (R20 / 8-19)
Indiana Election Division (IC 3-8-2-2.5; 3-8-2-4(b))

INSTRUCTIONS:
A declaration of intent to be a write-in candidate in the general election must be filed:
(1) not earlier than **January 8, 2020;** and
(2) not later than **NOON, July 6, 2020**.
Please print or type all information on this form except all signatures.
All declared write-in candidates for election to a LOCAL office (except for circuit, probate, or superior court judge, or prosecuting attorney) must file the CAN-12 form WITH this form.
SEE IMPORTANT INFORMATION ON BACK OF FORM.

STATE OF INDIANA)
)
COUNTY OF _____)

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____,
(or of Ward, *if applicable,* _____ of the City or Town of _____), County of _____, State of Indiana (*amend if other state)*.

(2) I am *(check one box and enter name of any applicable party)*
☐ an independent candidate *(not affiliated with any party);* **OR**
☐ affiliated with a party **OTHER THAN** the Democratic Party, Libertarian Party, or Republican Party, namely the _____Party.

(3) **I declare my intention to be a write-in candidate for the office of** _____, District _____ *(if any)* to be voted on at the general election to be held on November 3, 2020.

(4) ***(This paragraph does not apply to a candidate for federal office.)*** I comply with all requirements under the laws of the State of Indiana to be a candidate for this office, including any applicable residence requirements. I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

(5) ***(This paragraph applies to a candidate for President or Vice-President of the United States.)*** I have attached a statement declaring the names of the individuals who have consented and are eligible to be my candidates for presidential electors.

RESIDENCY INFORMATION

(6) My complete residence address is:

_____ _____,IN *(amend if other state)* _____
Complete residence address must be inserted City ZIP Code

(7) My mailing address is *(Write address if mailing address is different from residence address; write "SAME" if both addresses are identical)*:

_____ _____ ,IN *(amend if other state)* _____
Mailing address City ZIP Code

CANDIDATE NAME INFORMATION

I request my name appear in the following manner:_____
I request that my name as set forth above appear on the certified list of write-in candidates. I also request that the name on my voter registration record be the same as the name on this declaration of candidacy and that a copy of this form be forwarded to the county voter registration office for any necessary change.
The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2.

Please complete reverse of form.

CANDIDATE CERTIFICATION

(8) ***(This paragraph does not apply to federal offices.)*** **By initialing, I acknowledge that I have attached a copy of the applicable statement of economic interest statement, file stamped by the office required to receive the statement, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed.** ***(initial here)*** **_____**

(9) *(This paragraph does not apply to a candidate for federal office or state legislative office)* By initialing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(10) (*This paragraph does not apply for candidates for federal office, state office, or state legislative office.)* By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

(11) *(This paragraph does not apply to a candidate for federal office.)*
By initialing, I acknowledge that I: am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(Initial here)* ____

(12) I have been a candidate for state, state legislative, or local office in a previous primary, municipal, special, or general election:
☐ Yes ☐ No *(Check one)*
(If the answer to this question is no, skip paragraph 13 and proceed to paragraph 14.)

(13) I have filed all reports required by IC 3-9-5-10 for all previous candidacies: ☐ Yes ☐ No *(Check one)*

(14) *(This paragraph applies only to a candidate for a local office if the local office receives compensation of* ***at least*** *$5,000 per year, or to a local office if the local office receives compensation of less than $5,000 but the candidate raises or spends more than $500.)* I have filed a campaign finance statement of organization for my principal candidate's committee with the appropriate county election board **OR** I am aware that I may be required to file the campaign finance statement of organization not later than noon, seven (7) days after the final date to file this declaration of candidacy. *(initial here)* ____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____	_____/_____/_____	(_____)_____	(_____)_____
Signature	Date Signed (*MM/DD/YY*)	Telephone *(Day)*	Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____ *Campaign website address:* _____

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

-A candidate's committee of a write-in candidate must file a campaign finance report no later than NOON, July 24, 2020, with the Indiana Election Division (if a candidate for a state legislative office) or with the appropriate county election board (if a candidate for a local office).
- A candidate's committee must file a pre-election campaign finance report no later than NOON, October 16, 2020, with the Indiana Election Division (if a candidate for a state legislative office) or with the appropriate county election board (if a candidate for a local office).
-The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives any contribution of $1,000 or more during the period beginning October 10, 2020 and ending at 6:00 a.m. on November 1, 2020, with the Indiana Election Division or appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.
-A person who fails to file a report with the Indiana Election Division or a county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the Election Division or county election board. **NOTE: State legislative candidates are required to file electronically with the Election Division.**

NOTE TO CANDIDATES FOR STATEWIDE OFFICE:

A candidate's committee must file "quarterly" campaign finance reports with the Indiana Election Division, according to the following schedule. These filings must be made electronically, and are subject to the same civil penalties set forth in the Campaign Finance Notice above. Contact the Campaign Finance Division of the Election Division for further information.
The committee must file quarterly reports no later than noon, Indianapolis time:

(1) April 15, 2020, covering the period from January 1, 2020 through March 31, 2020.
(2) July 15, 2020, covering the period from April 1, 2020 through June 30, 2020.
(3) October 15, 2020, covering the period from July 1, 2020 through September 30, 2020.
(4) October 27, 2020, covering the period from October 1, 2020 through October 19, 2020.
(5) January 20, 2021, covering the period from October 20, 2020 through December 31, 2020.

The candidate's committee must also file supplemental reports with the Indiana Election Division no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the reporting periods listed below. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

(1) Supplemental Reporting Period: April 1, 2020, through NOON, April 15, 2020.
(2) Supplemental Reporting Period: July 1, 2020, through NOON, July 15, 2020.
(3) Supplemental Reporting Period: October 1, 2020, through NOON, October 15, 2020.
(4) Supplemental Reporting Period: October 20, 2020, through NOON, October 27, 2020.

REQUEST FOR PRESIDENTIAL PRIMARY BALLOT PLACEMENT IN 2020 (CAN-7)

State Form 46431 (R10 / 10-19)
Indiana Election Division (IC 3-8-3-1)

INSTRUCTIONS: A candidate for the nomination of a major political party for the office of President of the United States shall file this request not earlier than **January 8, 2020** and no later **than NOON, February 7, 2020**. This request must be filed with the Indiana Election Division and accompanied by a certified petition (CAN-8 form).

STATE OF INDIANA)
)
COUNTY OF MARION)

GENERAL INFORMATION

I, _____ the undersigned, request that you place my name on the presidential primary election ballot of the *(check one box)* ☐ Democratic Party or the ☐ Republican Party for the office of President of the United States to be voted on at the primary election to be held May 5, 2020. This request is accompanied by the petition required under IC 3-8-3-2.

CANDIDATE NAME INFORMATION

I request that my name appear on the primary election ballot in the following manner:

_____
(*Include any Nickname and/or Suffix, Jr. Sr. II III IV)

CANDIDATE CONTACT INFORMATION AND SIGNATURE

I request that the Election Division send all notices or other correspondence regarding this request to the following mailing address:

_____
Mailing Address

_____
City, State, ZIP Code

_____
Telephone Number

_____
E-mail Address (*optional)*

_____
Campaign Website *(optional)*

_____
Candidate Signature

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath

Printed Name: _____

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

INDIANA PETITION FOR PRESIDENTIAL PRIMARY BALLOT PLACEMENT IN 2020 (CAN-8)

State Form 46435 (R11 / 5-19)
Indiana Election Division (IC 3-8-3-2)

COUNTY:_____

INSTRUCTIONS: This petition is used to nominate candidates for placement on the May 5, 2020 Democratic or Republican Primary Election Ballot for the office of President of the United States. Petitioners are not required to provide precinct and congressional district information. The county voter registration office will complete this information after the petition is filed. Each candidate must also complete a Request for Presidential Primary Ballot Placement form (CAN-7). **This petition must be filed with the appropriate county voter registration office for processing beginning January 8, 2020 and no later than NOON, January 28, 2020. Certified CAN-8 petitions with the CAN-7 must be filed with the Indiana Election Division no later than NOON, February 7, 2020.**

TO THE INDIANA ELECTION DIVISION:

Each of the undersigned represents that: 1) the individual resides at the address after the individual's signature at the time this petition was processed; 2) the individual is a duly qualified registered voter in Indiana, and 3) the individual desires to be able to vote for the candidate listed below; and each of the undersigned respectfully requests you to place the following name of the legally qualified candidate for President of the United States on the May 5, 2020 Primary Election Ballot as a candidate of the *(check only one box please)* ☐ Democratic Party ***or*** ☐ Republican Party.

Candidate Name *(as established on CAN-7 form)*	State where candidate resides

	SIGNATURE	PRINTED NAME First Last	DATE OF BIRTH MM/DD/YYYY	RESIDENCE ADDRESS (No P.O. Boxes) Number Street Apartment	CITY or TOWN & ZIP CODE	*Office Use Only* **Precinct/Ward**	*Office Use Only* **Congress District**
1							
2							
3							
4							
5							
6							
7							
8							
9							
10							

Petition Carrier Certification

I affirm under the penalties for perjury that I have no reason to believe that any individual whose signature appears on this page is ineligible to sign this petition or did not properly complete and sign this page.

_____ CARRIER'S SIGNATURE

_____ CARRIER'S PRINTED NAME

_____, _____ CARRIER'S DATE OF BIRTH *(month, day, year)*

_____, 20 ___ DATE SIGNED BY CARRIER *(month, day, year)*

_____
CARRIER'S FULL ADDRESS, INCLUDING ZIP CODE *(number and street, city, state, and ZIP code)*

County Voter Registration Office Certification

County:		Number of Valid Signatures:	

I certify that, in accordance with IC 3-8-3-3, I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.

I also certify the following Congressional District breakdown of petitioners on this petition who are registered voters:	Number of Voters	Congressional District

Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.	COUNTY SEAL HERE
Signature 1	☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration
Signature 2	☐ Member of the Board of Registration

County Voter Registration Office Certification

County:		Number of Valid Signatures:	

I certify that, in accordance with IC 3-8-3-3, I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.

I also certify the following Congressional District breakdown of petitioners on this petition who are registered voters:	Number of Voters	Congressional District

Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.	COUNTY SEAL HERE
Signature 1	☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration
Signature 2	☐ Member of the Board of Registration

Affidavit of Assistance Provided to Petitioner(s)

I affirm under the penalties for perjury that I assisted the following petitioners, due to disability, in writing the petitioner's signature, printed name, and residence address on this petition:

Names of Petitioners Assisted by me: _____

_____, 20_____
DATE ASSISTANCE PROVIDED *(month, day, year)*

_____ _____ _____
ASSISTER'S SIGNATURE ASSISTER'S PRINTED NAME ASSISTER'S ADDRESS *(number and street, city, state, and ZIP code)*

2020 PRIMARY ELECTION CANDIDATE WITHDRAWAL **(CAN-10)**

State Form 46429 (R14 / 8-19)
Indiana Election Division (IC 3-8-2-20)

INSTRUCTIONS: This form is used by a candidate for nomination who wishes to remove the candidate's name from the primary election ballot. This form can also be used by a candidate for precinct committeemen or political party state convention delegate to be elected at the same time as the primary election. This withdrawal must be received by the official with whom the Declaration of Candidacy was filed not later than **NOON, February 10, 2020.** A *presidential primary candidate* may file this withdrawal with the Indiana Election Division not later than **NOON, February 20, 2020.**

To the Clerk of _____ Circuit Court, the Lake, Porter, or Tippecanoe County Board of Elections and Registration, or Indiana Election Division:

CANDIDATE WITHDRAWAL

(1) I, _____ the undersigned,
Insert name on previously filed candidacy

withdraw as a candidate of the *(check one box)* ☐ Democratic Party **or** the ☐ Republican Party for *(check one box)*

☐ nomination to the office of _____, District _____ *(if any)*

☐ election as a state convention delegate for Delegate District _____ or At Large

☐ election as a precinct committeeman for Precinct _____

to be voted on at the primary election to be held on May 5, 2020.

(2) My residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted City ZIP Code

(3) I request that you act under IC 3-8-2-21 to notify each appropriate county election board that I do not wish my name to appear on the primary election ballot.

_____ _____/_____/_____ (_____)_____
Signature Date Signed *(MM/DD/YY)* Telephone Number

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF _____

COUNTY OF _____

Before me, the undersigned, a notary public *(or other officer authorized to take acknowledgments)* in and for

_____ County and the State of Indiana, personally appeared

_____, the above-named candidate, and acknowledged the execution

of the above and foregoing instrument. Witness my hand and official seal this _____ day of _____, 2020.

_____

Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

STATEMENT OF ECONOMIC INTERESTS FOR LOCAL AND SCHOOL BOARD OFFICES

(CAN-12)

State Form 55128 (R / 8-19)
Indiana Election Division (IC 3-8-9)

INSTRUCTIONS: This statement must be filed with a candidate's: (1) declaration of candidacy for nomination at a primary or town party convention; (2) certificate of nomination by a Libertarian Party convention; (3) petition of nomination as a school board candidate; (4) petition of nomination as a minor party or independent candidate; (5) declaration of intent to be a write-in candidate; or (6) certificate of candidate selection to fill an early or late vacancy on a general or municipal election ballot. This statement must also be filed no later than noon 60 days after an individual assumes a vacant local office. NOTE: A candidate who files a petition of nomination for an office in a county that has a separate voter registration board from the circuit court clerk's office must file this statement with the petition of nomination ***after*** the petition has been certified by the voter registration board and when it is presented for filing with the office described in IC 3-8-2-6.

STATE OF INDIANA
COUNTY OF _____

INFORMATION FOR THE CALENDAR YEAR BEFORE THE DATE OF THIS FILING:

20___

NOTE: Insert "Not Applicable" where appropriate.

I, _____ the undersigned, certify the following:
Name of Candidate or Person Filling Vacant Office

(1) The elected office which I seek as a candidate, or to which I have been appointed to fill a vacancy is _____. *(Include district, if applicable.)*

(2) The name of my spouse was _____.

(3) The name of my employer and the nature of its business was _____.

(4) The name of the employer of my spouse and the nature of its business was _____.

(5) If I owned a sole proprietorship, the name of the sole proprietorship and the nature of its business was _____.

(6) If I operated a professional practice, the name of the professional practice and the nature of its business was _____.

(7) If I was a member of a partnership, the name of the partnership and the nature of its business was _____.

(8) If my spouse was a member of a partnership, the name of the partnership and the nature of its business was _____.

(9) If I was a member of a limited liability company, the name of the limited liability company and the nature of its business was _____.

(10) If my spouse was a member of a limited liability company, the name of the limited liability company and the nature of its business was _____.

(11) If I was an officer or a director of a corporation (other than a church), the name of the corporation and the nature of its business was _____.

(12) If my spouse was an officer or a director of a corporation (other than a church), the name of the corporation and the nature of its business was _____.

COMPLETE THE AFFIRMATION ON REVERSE SIDE OF THIS FORM.

I, the undersigned, affirm that the information set forth on this Statement of Economic Interests is true and complete.

Signed, this the _____ day of _____, 20___:

_____

Signature

_____

Printed Name

STATE OF _____)
)
COUNTY OF _____)

Subscribed and affirmed to before me this _____ day of _____, 20__.

SEAL

_____

Notary Public or Other Official Administering Oath

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

TOWN OFFICE DECLARATION OF CANDIDACY BY A DEMOCRATIC, LIBERTARIAN, OR REPUBLICAN PARTY CANDIDATE WHEN NO TOWN PRIMARY IS CONDUCTED IN 2020

(CAN-16)

State Form 46422 (R21 / 8-19)
Indiana Election Division (IC 3-8-5-10.5)

INSTRUCTIONS: This form must be filed with the circuit court clerk of the county in which most of the town's population is located no earlier than **January 8, 2020** and no later than **NOON, August 3, 2020** before an election.

This form is to be used by a Democratic Party, Libertarian Party, or Republican Party candidate for a town office in a town that has a population of less than 3,500 in which no town primary will be conducted.

A candidate of any other political party *(or an independent candidate)* must use the CAN-19 and CAN-20 forms.

STATE OF INDIANA

COUNTY OF _____

GENERAL INFORMATION

I, _____ _____ _____ the undersigned,
First Name of Candidate — Middle Name of Candidate — Last Name of Candidate

certify the following:

(1) I am a registered voter of Precinct _____ of the Township of _____,

(or of *Ward, if applicable,*_____ of the City or Town of _____), County of _____, State of Indiana.

(2) I am a member of the *(check one box)* ☐ Democratic Party ☐ Libertarian Party OR ☐ Republican Party

(3) **If I am a candidate of the Democratic or Republican Party, I am claiming affiliation with the Democratic or Republican Party.**

I understand that my party affiliation is determined by which party I voted for in the last primary election in Indiana in which I voted. I understand that if I cannot meet this party affiliation requirement I must obtain and file with this declaration a certificate from the appropriate county chairman of the party indicating that I am a member of this political party.

I meet the requirement to be affiliated with the political party indicated because *(check one)*:

☐ The most recent primary election in Indiana in which I voted was the primary held by the party with which I claim affiliation above.

☐ The county chairman of the county in which I reside, and of the political party with which I claim affiliation above, has certified that I am a member of the political party. (I have attached a copy of the county chairman's certification to this form.)

NOTE: ***Skip Paragraph 3 if a Libertarian Party candidate.***

(4) I am a candidate for the nomination to the office of _____, District _____ (if any) in the Town of _____.

(5) I comply with all requirements under the laws of the State of Indiana to be a candidate for this office *(including any applicable residency requirement)*, and I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

RESIDENCY INFORMATION

(6) My complete residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted — City — ZIP Code

(7) My mailing address is *(if different from residence address)*:

_____ _____, Indiana _____
Mailing Address *(Write "SAME" if both addresses are identical.)* — City — ZIP Code

CANDIDATE NAME INFORMATION

(8) I request that my name appear on the municipal election ballot in the following manner:

_____

*(*Include any Nickname and/or Suffix, Jr. Sr. II III IV)*

I also request that my name on my voter registration record be the same as the name on this declaration of candidacy, and that a copy of this form be forwarded to the county voter registration office for any necessary change.

The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2.
*A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters.
EXAMPLE: John R. (Jack) Doe A candidate may not use a title or degree as a designation or a designation that implies a title or degree.

CANDIDATE CERTIFICATION

(9) By initialing, I acknowledge that I have attached a copy of the CAN-12 statement of economic interests, file stamped by the office of the appropriate circuit court clerk, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed. *(initial here)* _____

(10) By initiailing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(11) By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

(12) By initiailing, I acknowledge that I: am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(initial here)* ____

I, the undersigned, certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____	_____/_____/_____	(_____)_____	(_____)_____
Signature	Date Signed *(MM/DD/YY)*	Telephone *(Day)*	Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

A candidate's committee must file a pre-election campaign finance report no later than **NOON, October 16, 2020**, with the appropriate county election board.

The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the period beginning **October 10, 2020, and ending at 6 a.m. November 1, 2020**, with the appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

A person who fails to file a report with the county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the county election board.

TOWN CONVENTION CERTIFICATE OF NOMINATION

(CAN-18)

State Form 46423 (R12 / 11-10)
Indiana Election Commission (IC 3-8-5-13; IC 3-8-5-14)

INSTRUCTIONS: This form is to be used to certify candidates of the Democratic Party, Libertarian Party, or Republican Party who are nominated by a town convention to the circuit court clerk of the county having the greatest percentage of population of the town. After receiving this certification, the circuit court clerk *(or Lake County Election Director)* must forward a copy of this certificate to the appropriate town clerk-treasurer.

TO THE _____ COUNTY CIRCUIT COURT CLERK *(or LAKE COUNTY ELECTION DIRECTOR)*:

The undersigned certify all of the following:

(1) A convention of the *(check one)* ☐ Democratic Party ☐ Libertarian Party **OR** ☐ Republican Party was duly held in the town on the _____ day of August, 20__, for the purpose of nominating candidates of the party for the election to be held on November __, 20__.

(2) At the convention the following candidates were nominated for the respective offices and the residence address of each candidate is as follows:

Candidate Name	Residence Address	Office Sought

(3) If the town has council districts, each candidate for town council resides in the district for which the person is a candidate.

(4) Each candidate is a registered voter of the town and legally qualified to hold the office for which the person is a candidate.

(5) The title of the party that the candidates represent is the ☐ Democratic ☐ Libertarian **OR** ☐ Republican Party.

CERTIFICATION OF PRESIDING OFFICER AND SECRETARY OF TOWN CONVENTION

We, the undersigned, certify that we were respectively the presiding officer and secretary of the town convention and certify that the information in this Certificate of Nomination is true and complete.

_____ _____/_____/_____ _____
Signature of Presiding Officer Date Signed *(MM/DD/YY)* Name of Town

_____
Residence Address of Presiding Officer

_____ _____/_____/_____ _____
Signature of Secretary Date Signed *(MM/DD/YY)* Name of Town

_____
Residence Address of Secretary

STATE OF _____)
) SS:
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 20__.

SEAL

_____
Notary Public or Other Official Administering Oath

My Commission expires *(applies only to Notary Public)*: _____ County of Residence: _____

INDIANA PETITION OF NOMINATION FOR FEDERAL, STATE, STATE LEGISLATIVE, OR CERTAIN LOCAL OFFICES IN 2020

(CAN-19)

State Form 36186 (R21 / 9-19)

Indiana Election Division (IC 3-8-6-5; IC 3-8-6-6(b); IC 3-6-12-7)

COUNTY:_____

INSTRUCTIONS: This petition is used to nominate independent candidates or candidates of a minor political party. Petitioners are not required to provide precinct and ward information. Except in cases of disability, the petitioner must complete this information in the petitioner's own handwriting. If assistance is provided due to disability, the assister must complete the affidavit on the reverse of this form. **This petition must be filed with the appropriate county voter registration office for processing no earlier than January 8, 2020 and no later than NOON, June 30, 2020.** Each candidate must also file a Candidate's Consent form (CAN-20), certified petitions, and statement of economic interests with the Indiana election division not later than **NOON, July 15, 2020.** ***Candidates for county-level judge or prosecuting attorney should use this form, not the CAN-21 form. Candidates for other Local Offices*** **should use a CAN-21 form, not this form.** ***School Board Candidates*** **should use a CAN-34 form, not this form.** ***Presidential Candidates*** **must complete certification of presidential elector candidates on the reverse. Consult your attorney to be advised of your rights.**

TO THE SECRETARY OF STATE OF INDIANA OR THE INDIANA ELECTION DIVISION OR THE _____ COUNTY CIRCUIT COURT CLERK:

Each of the undersigned represents that: 1) the individual resides at the address after the individual's signature at the time this petition will be processed; 2) the individual is a duly qualified registered voter in Indiana; and 3) the individual desires to be able to vote for the candidates listed below on the November 3, 2020 General Election Ballot as

(check only one box please) ☐ an independent candidate or independent ticket for Pres./Vice President ***or*** Governor/Lt. Governor ☐ as candidates on the _____ Party ticket.

	Candidate Name (*as established on CAN-20 form*)	**Complete Candidate Address** (*If different from residence, include mailing address*)	**Office Sought**	***Insert here any political party device to be printed on the ballot under IC 3-8-7-11***
1				
2				
3				

	SIGNATURE	**PRINTED NAME** First Last	**DATE OF BIRTH** MM/DD/YYYY	**RESIDENCE ADDRESS (*No P.O. Boxes*)** Number Street Apartment	**CITY or TOWN & ZIP CODE**	***Office Use Only*** Precinct/Ward
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						

Petition Carrier Certification

I affirm under the penalties for perjury that I have no reason to believe that any individual whose signature appears on this page is ineligible to sign this petition or did not properly complete and sign this page.

_____ CARRIER'S SIGNATURE

_____ CARRIER'S PRINTED NAME

_____, _____ CARRIER'S DATE OF BIRTH *(month, day, year)*

_____, 20 _____ DATE SIGNED BY CARRIER *(month, day, year)*

CARRIER'S FULL ADDRESS, INCLUDING ZIP CODE *(number and street, city, state, and ZIP code)*: _____

County Voter Registration Office Certification				County Voter Registration Office Certification			
County:		**Number of Valid Signatures:**		**County:**		**Number of Valid Signatures:**	
I certify that, in accordance with IC 3-8-6-10(c), I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.				I certify that, in accordance with IC 3-8-6-10(c), I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.			
Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.		COUNTY SEAL HERE		Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.		COUNTY SEAL HERE	
Signature 1		☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration		Signature 1		☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration	
Signature 2		☐ Member of the Board of Registration		Signature 2		☐ Member of the Board of Registration	

PRESIDENTIAL CANDIDATE CERTIFICATION OF PRESIDENTIAL ELECTORS

As the presidential candidate nominated by the petitioners signing this petition, I certify that the following qualified and eligible individuals are the candidates for presidential elector in Indiana pledged to support my candidacy, or if I am the candidate of a political party, the candidates of my party.

	NAME	ADDRESS		NAME	ADDRESS
1			6		
2			7		
3			8		
4			9		
5			10		
NOTE: This petition may be used to nominate at least one, but no more than eleven presidential elector candidates. The presidential candidate is only required to sign one copy of this certification.			11		
PRESIDENTIAL CANDIDATE PRINTED NAME			**PRESIDENTIAL CANDIDATE SIGNATURE**		

Affidavit of Assistance Provided to Petitioner(s)

I affirm under the penalties for perjury that I assisted the following petitioners, due to disability, in writing the petitioner's signature, printed name, and residence address on this petition:

Names of Petitioners Assisted by me: _____ _____, 20_____

DATE ASSISTANCE PROVIDED *(month, day, year)*

_____ _____ _____

ASSISTER'S SIGNATURE ASSISTER'S PRINTED NAME ASSISTER'S ADDRESS *(number and street, city, state, and ZIP code)*

CONSENT OF INDEPENDENT OR MINOR POLITICAL PARTY CANDIDATE NOMINATED BY PETITION FOR ELECTION IN 2020

(CAN-20)

State Form 46419 (R17 / 8-19)
Indiana Election Division (IC 3-8-5-17; IC 3-8-6-3; IC 3-8-6-12; IC 3-10-2-15; IC 3-10-6-12)

INSTRUCTIONS: This consent must be filed no later than **noon, July 15, 2020** (the deadline for filing the CAN-19 petition of nomination form certified by the county voter registration office). **This form is used by an independent candidate or a candidate of a political party nominated by petition. This form is not used by Democratic, Libertarian, or Republican Party candidates.**
SEE IMPORTANT INFORMATION ON BACK OF FORM.

STATE OF INDIANA

COUNTY OF _____

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____,
(or of Ward _____ of the City or Town of _____), County of _____, State of Indiana.

(2) I am a candidate for the office of _____, District _____ *(if any).*

(3) I give my written consent under IC 3-8-6-12 to the circulation and filing of a petition under IC 3-8-6 to place my name on the ballot for the general election to be held on November 3, 2020, designated as an independent candidate **or** a candidate of the Party stated on the petition of nomination *(CAN-19 form)* attached to this consent.

(Note: If you claim affiliation with a political party, the name of the party may not be identical with or result in voter confusion due to its similarity with that of a party guaranteed ballot access under Indiana law or which has already filed a petition for ballot placement. (IC 3-8-6-5.5))

(4) ***(This paragraph does not apply to an independent candidate.)*** I am ☐ OR am not ☐ *(check one box)* affiliated with the same political party as any other candidate or group of candidates that has filed or will be filing a petition of nomination with the county voter registration office. *You may attach additional information concerning your affiliation with specific candidates of the same political party.*

(5) ***(This paragraph does not apply to a candidate for federal office.)*** I comply with all requirements under the laws of the State of Indiana to be a candidate for this office *(including any applicable residency requirements)*. I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

RESIDENCY INFORMATION

(6) My residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted — City — ZIP Code

(7) My mailing address is *(if different from residence address)*:

_____ _____, Indiana _____
Mailing Address *(Write "SAME" if both addresses are identical or leave blank.)* — City — ZIP Code

CANDIDATE NAME INFORMATION

I request that my name appear on the general election ballot in the following manner:

_____
*(*Include any Nickname and/or Suffix, Jr. Sr. II III IV)*

I also request that my name on my voter registration record be the same as the name on this consent, and that a copy of this form be forwarded to the county voter registration office for any necessary change.
The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the consent may be challenged under Indiana Code 3-8-1-2.
*A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters.
EXAMPLE: John R. (Jack) Doe A candidate may not use a title or degree as a designation or a designation that implies a title or degree.

↓ Please complete reverse of form ↓

CANDIDATE CERTIFICATION

(8) ***(This paragraph does not apply to federal offices.)*** **By initialing, I acknowledge that I have attached a copy of the applicable statement of economic interest statement, file stamped by the office required to receive the statement, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed.** ***(initial here)*** _____

(9) *(This paragraph does not apply to a candidate for federal office or state legislative office)* By initialing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(10) (*This paragraph does not apply for candidates for federal office, state office, or state legislative office.)* By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

(11) *(This paragraph does not apply to a candidate for federal office.)*
By initialing, I acknowledge that I: am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(Initial here)* ____

(12) I have been a candidate for state, state legislative, or local office in a previous primary, municipal, special, or general election:
☐ Yes ☐ No *(Check one)*
(If the answer to this question is no, skip paragraph 13 and proceed to paragraph 14.)

(13) I have filed all reports required by IC 3-9-5-10 for all previous candidacies: ☐ Yes ☐ No *(Check one)*

(14) *(This paragraph applies to a candidate for a local office if the local office receives compensation of* ***at least*** *$5,000 per year, or to a local office if the local office receives compensation of less than $5,000 but the candidate raises or spends more than $500.)* I have filed a campaign finance statement of organization for my principal candidate's committee with the appropriate county election board **OR** I am aware that I may be required to file the campaign finance statement of organization not later than noon, seven (7) days after the final date to file this declaration of candidacy. *(initial here)* ____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____	_____/_____/_____	(_____)_____	(_____)_____
Signature	Date Signed (*MM/DD/YY*)	Telephone *(Day)*	Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____ *Campaign website address:* _____

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

-A candidate's committee of a petition candidate must file a nomination campaign finance report no later than NOON, August 5, 2020, with the Indiana Election Division (if a candidate for a state legislative office) or with the appropriate county election board (if a candidate for a local office).
- A candidate's committee must file a pre-election campaign finance report no later than **NOON, October 16, 2020**, with the Indiana Election Division (if a candidate for a state legislative office) or with the appropriate county election board (if a candidate for a local office).
-The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives any contribution of $1,000 or more during the period beginning **October 10, 2020 and ending at 6:00 a.m. on November 1, 2020**, with the Indiana Election Division or appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.
-A person who fails to file a report with the Indiana Election Division or a county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the Election Division or county election board.

NOTE TO CANDIDATES FOR STATEWIDE OFFICE:

A candidate's committee must file "quarterly" campaign finance reports with the Indiana Election Division, according to the following schedule. These filings must be made electronically, and are subject to the same civil penalties set forth in the Campaign Finance Notice above. Contact the Campaign Finance Division of the Election Division for further information.
The committee must file quarterly reports no later than noon, Indianapolis time:

(1) April 15, 2020, covering the period from January 1, 2020 through March 31, 2020.
(2) July 15, 2020, covering the period from April 1, 2020 through June 30, 2020.
(3) October 15, 2020, covering the period from July 1, 2020 through September 30, 2020.
(4) October 27, 2020, covering the period from October 1, 2020 through October 19, 2020.
(5) January 20, 2021, covering the period from October 20, 2020 through December 31, 2020.

The candidate's committee must also file supplemental reports with the Indiana Election Division no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the reporting periods listed below. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

(1) Supplemental Reporting Period: April 1, 2020, through, NOON, April 15, 2020.
(2) Supplemental Reporting Period: July 1, 2020, through, NOON, July 15, 2020.
(3) Supplemental Reporting Period: October 1, 2020, through, NOON, October 15, 2020.
(4) Supplemental Reporting Period: October 20, 2020, through NOON, October 27, 2020.

LOCAL OFFICE PETITION OF NOMINATION IN 2020 GENERAL ELECTION (CAN-21)

State Form 56760 (R / 9-19)
Indiana Election Division (IC 3-8-6-5; IC 3-8-6-6(b); IC 3-6-12-7)

COUNTY:_____

INSTRUCTIONS: This petition is used to nominate independent candidates or candidates of a minor political party. Petitioners are not required to provide precinct and ward information. Except in cases of disability, the petitioner must complete this information in the petitioner's own handwriting. If assistance is provided due to disability, the assister must complete the affidavit on the reverse of this form. **This petition must be filed with the appropriate county voter registration office for processing no earlier than January 8, 2020 and no later than NOON, June 30, 2020.** Each candidate must also file a statement of economic interest (CAN-12 form) at the time the CAN-21 is filed with county voter registration office for review. **Not later than NOON, July 15, 2020, the certified petitions from the county voter registration office and the Candidate's Consent form (CAN-20),** must be filed with the appropriate county election board**. *Candidates for Federal, State, State Legislative Offices, county-level judge, or prosecuting attorney* should use a CAN-19 form, not this form. *School Board Candidates* should use a CAN-34 form, not this form.**

TO THE COUNTY CIRCUIT COURT CLERK OF _____ **COUNTY *(OR THE INDIANA ELECTION DIVISION IF A CANDIDATE FOR COUNTY-LEVEL JUDGE)*:**

Each of the undersigned represents that: 1) the individual resides at the address after the individual's signature at the time this petition will be processed; 2) the individual is a duly qualified registered voter in Indiana; and 3) the individual desires to be able to vote for the candidates listed below on the November 3, 2020 General Election Ballot as

(check only one box please) ☐ an independent candidate **(only 1 independent candidate allowed per petition)** *or* ☐ as candidates on the _____ Party ticket.

	Candidate Name *(as established on CAN-20 form)*	**Complete Candidate Address** *(If different from residence, include mailing address)*	**Office Sought**	***Insert here any political party device to be printed on the ballot under IC 3-8-7-11***
1				
2				
3				
4				

	SIGNATURE	**PRINTED NAME** First Last	**DATE OF BIRTH** MM/DD/YYYY	**RESIDENCE ADDRESS (*No P.O. Boxes*)** Number Street Apartment	**CITY or TOWN and ZIP CODE**	***Office Use Only*** Precinct/Ward
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						

Petition Carrier Certification

I affirm under the penalties for perjury that I have no reason to believe that any individual whose signature appears on this page is ineligible to sign this petition or did not properly complete and sign this page.

_____ CARRIER'S SIGNATURE

_____ CARRIER'S PRINTED NAME

_____, _____ CARRIER'S DATE OF BIRTH *(month, day, year)*

_____, 20 _____ DATE SIGNED BY CARRIER *(month, day, year)*

_____
CARRIER'S FULL ADDRESS, INCLUDING ZIP CODE *(number and street, city, state, and ZIP code)*

County Voter Registration Office Certification				County Voter Registration Office Certification			
County:		**Number of Valid Signatures:**		**County:**		**Number of Valid Signatures:**	
I certify that, in accordance with IC 3-8-6-10(c), I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.				I certify that, in accordance with IC 3-8-6-10(c), I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.			
Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.		COUNTY SEAL HERE		Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.		COUNTY SEAL HERE	
Signature 1		☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration		Signature 1		☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration	
Signature 2		☐ Member of the Board of Registration		Signature 2		☐ Member of the Board of Registration	

Affidavit of Assistance Provided to Petitioner(*s*)

I affirm under the penalties for perjury that I assisted the following petitioners, due to disability, in writing the petitioner's signature, printed name, and residence address on this petition:

Names of Petitioners Assisted by me: _____ _____, 20_____
DATE ASSISTANCE PROVIDED *(month, day, year)*

_____ _____ _____
ASSISTER'S SIGNATURE ASSISTER'S PRINTED NAME ASSISTER'S ADDRESS *(number and street, city, state, and ZIP code)*

2020 GENERAL ELECTION CANDIDATE WITHDRAWAL (CAN-24)

State Form 46416 (R15 / 8-19)
Indiana Election Division
(IC 3-8-2-2.7, 3-8-2.5-4; 3-8-5-10.5, 3-8-5-14.5, 3-8-6-13.5, 3-8-7-17, 3-8-7-20, 3-8-7-21, 3-8-7-28)

INSTRUCTIONS: This form is used by a nominee chosen in a primary, nominated by petition, or chosen by a convention who wishes to remove the nominee's name from the general election ballot. This form is also used by a write-in candidate who wishes to withdraw.

DEADLINE: Except as otherwise provided by law, this withdrawal must be received by the official with whom the Declaration of Candidacy or Petition of Nomination was filed *(circuit court clerk or the Indiana Election Division)* by NOON, July 15, 2020, **if nominated at the primary election, party convention, or by petition of nomination**. A write-in candidate (for an office other than school board) must file this form by NOON, July 15, 2020.

For School Board offices: A school board candidate (including a write-in candidate for that office) must file this form by NOON, August 24, 2020.

For Small Town offices: A candidate who files a declaration of candidacy for a town office in a town with a population of less than 3,500 may withdraw by filing this statement by NOON, August 3, 2020. A candidate nominated by a town convention must file this withdrawal with the circuit court clerk or town election board no later than NOON, 3 days after the adjournment of the town convention. A candidate for city or town office in a municipal election year uses CAN-46 form to withdraw.

To the Clerk of _____ Circuit Court, the Lake, Porter, or Tippecanoe County Board of Elections and Registration, or Indiana Election Division:

CANDIDATE WITHDRAWAL

(1) I, _____ the undersigned,
Insert name on previously filed candidacy

withdraw as a candidate of the _____ Party for nomination to the office of

_____, District _____ *(if any)* to be voted on at the

general election to be held on November 3, 2020.

(2) My residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted City ZIP Code

(3) I request that you act under IC 3-8-7-17 or IC 3-8-7-28 to notify each appropriate county election board to remove my name from the ballot as the nominee of the above mentioned party for this office.

_____ _____/_____/_____ (_____)_____
Signature Date Signed *(MM/DD/YY)* Telephone Number

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF INDIANA)
)
COUNTY OF _____) SEAL

Before me, the undersigned, a notary public *(or other officer authorized to take acknowledgments)* in and for

_____ County and the State of Indiana, personally appeared

_____, the above-named candidate, and acknowledged the execution

of the above and foregoing instrument. Witness my hand and official seal this _____ day of _____, 2020.

_____

Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____ County of Residence: _____

PETITION FOR PRIMARY BALLOT PLACEMENT AS A CANDIDATE FOR GOVERNOR IN 2020

(CAN-25)

State Form 54518 (R3 / 5-19)
Indiana Election Division (IC 3-8-2-8)

COUNTY:_____

INSTRUCTIONS: This petition is used to nominate a candidate for placement on the May 5, 2020 Democratic or Republican Primary Election Ballot for the office of Governor. Petitioners are not required to provide precinct and congressional district information. The county voter registration office will complete this information after the petition is filed. Each candidate must also complete a Declaration of Candidacy for Primary Nomination form (CAN-2). **This petition must be filed with the appropriate county voter registration office for processing beginning January 8, 2020, and no later than NOON, February 4, 2020. Certified CAN-25 petitions, the CAN-2, and a statement of economic interests must be filed with Secretary of State or Indiana Election Division no later than NOON, February 7, 2020.**

TO THE SECRETARY OF STATE OF INDIANA OR THE INDIANA ELECTION DIVISION: Each of the undersigned represents that: 1) the individual resides at the address after the individual's signature at the time this petition was processed, 2) the individual is a duly qualified registered voter in Indiana, and 3) the individual desires to be able to vote for the candidate listed below; and each of the undersigned requests you to place the name of this candidate on the May 5, 2020 Primary Election Ballot as candidate of the *(check only one box please)* ☐ Democratic Party ***or*** ☐ Republican Party.

Candidate Name (*as established on CAN-2 form*)	**Complete Candidate Address**	**Office Sought**

	SIGNATURE	**PRINTED NAME** First Last	**DATE OF BIRTH** MM/DD/YYYY	**RESIDENCE ADDRESS (No P.O. Boxes)** Number Street Apartment	**CITY or TOWN & ZIP CODE**	*Office Use Only* **Precinct/Ward**	*Office Use Only* **Congress District**
1							
2							
3							
4							
5							
6							
7							
8							
9							
10							

Petition Carrier Certification

I affirm under the penalties for perjury that I have no reason to believe that any individual whose signature appears on this page is ineligible to sign this petition or did not properly complete and sign this page.

_____ CARRIER'S SIGNATURE

_____ CARRIER'S PRINTED NAME

_____, _____ CARRIER'S DATE OF BIRTH *(month, day, year)*

_____, 20 ___ DATE SIGNED BY CARRIER *(month, day, year)*

_____
CARRIER'S FULL ADDRESS, INCLUDING ZIP CODE *(number and street, city, state, and ZIP code)*

County Voter Registration Office Certification

County:		Number of Valid Signatures:	

I certify that, in accordance with IC 3-8-2-9, I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.

I also certify the following Congressional District breakdown of petitioners on this petition who are registered voters:	Number of Voters	Congressional District

Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.	COUNTY SEAL HERE
Signature 1	☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration
Signature 2	☐ Member of the Board of Registration

County Voter Registration Office Certification

County:		Number of Valid Signatures:	

I certify that, in accordance with IC 3-8-2-9, I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of this County.

I also certify the following Congressional District breakdown of petitioners on this petition who are registered voters:	Number of Voters	Congressional District

Witness my/our hand and seal this _____ day of _____, 2020, at _____, Indiana.	COUNTY SEAL HERE
Signature 1	☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration
Signature 2	☐ Member of the Board of Registration

Affidavit of Assistance Provided to Petitioner(s)

I affirm under the penalties for perjury that I assisted the following petitioners, due to disability, in writing the petitioner's signature, printed name, and residence address on this petition:

Names of Petitioners Assisted by me: _____

_____, 20_____
DATE ASSISTANCE PROVIDED *(month, day, year)*

_____ _____ _____
ASSISTER'S SIGNATURE ASSISTER'S PRINTED NAME ASSISTER'S ADDRESS *(number and street, city, state, and ZIP code)*

DECLARATION OF INTENT TO BE A SCHOOL BOARD WRITE-IN CANDIDATE IN 2020 (CAN-26)

State Form 46415 (R6 / 8-19)
Indiana Election Division (IC 3-8-2.5-4)

INSTRUCTIONS:
A declaration of intent to be a school board write-in candidate must be filed not earlier than **August 5, 2020;** and not later than **NOON, August 21, 2020**.
Please print or type all information on this form except all signatures.
All declared write-in candidates for election to a school board office must file the CAN-12 form WITH this form.

SEE IMPORTANT INFORMATION ON BACK OF FORM.

STATE OF INDIANA)
)
COUNTY OF _____)

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____,
(or of Ward*, if applicable,* _____ of the City or Town of _____), County of _____, State of Indiana.

(2) **I declare my intention to be a write-in candidate for the office of School Board Member,**

_____School Corporation, _____District *(if any)*
to be voted on at the general election to be held on November 3, 2020.

(3) I comply with all requirements under the laws of the State of Indiana to be a candidate for this office, including any applicable residence requirements. I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

RESIDENCY INFORMATION

(4) My complete residence address is:

_____ _____, Indiana _____
Complete residence address must be inserted City ZIP Code

(5) My mailing address is *(Write address if mailing address is different from residence address; write "SAME" if both addresses are identical)*:

_____ _____, Indiana _____
Mailing address City ZIP Code

CANDIDATE NAME INFORMATION

I request that my name as set forth above appear on the certified list of write-in candidates. I also request that the name on my voter registration record be the same as the name on this declaration of candidacy and that a copy of this form be forwarded to the county voter registration office for any necessary change.
The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2.

Please complete reverse of form.

CANDIDATE CERTIFICATION

(8) *(This paragraph <u>does not</u> apply to federal offices.)* By initialing, I acknowledge that I have attached a copy of the applicable statement of economic interest statement, file stamped by the office required to receive the statement, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed. *(initial here)* _____

(9) *(This paragraph <u>does not</u> apply to a candidate for federal office or state legislative office)* By initialing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(10) (*This paragraph <u>does not</u> apply for candidates for federal office, state office, or state legislative office.)* By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

(11) *(This paragraph <u>does not</u> apply to a candidate for federal office.)*
By initialing, I acknowledge that I: am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(Initial here)* ____

(12) I have been a candidate for state, state legislative, or local office in a previous primary, municipal, special, or general election:
☐ Yes ☐ No *(Check one)*
(If the answer to this question is no, skip paragraph 13 and proceed to paragraph 14.)

(13) I have filed all reports required by IC 3-9-5-10 for all previous candidacies: ☐ Yes ☐ No *(Check one)*

(14) *(This paragraph applies to a candidate for a local office if the local office receives compensation of **at least** $5,000 per year, or to a local office if the local office receives compensation of less than $5,000 but the candidate raises or spends more than $500.)* I have filed a campaign finance statement of organization for my principal candidate's committee with the appropriate county election board **OR** I am aware that I may be required to file the campaign finance statement of organization not later than noon, seven (7) days after the final date to file this declaration of candidacy. *(initial here)* ____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____	_____/____/_____	(_____)_____	(_____)_____
Signature	Date Signed (*MM/DD/YY*)	Telephone *(Day)*	Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____

STATE OF _____)
):
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

A candidate's committee must file its first campaign finance report no later than **NOON, September 11, 2020** with the appropriate county election board.

A candidate's committee must file a pre-election campaign finance report no later than **NOON, October 16, 2020** with the appropriate county election board.

The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives any contribution of $1,000 or more during the period beginning **October 10, 2020 and ending at 6 a.m. on November 1, 2020**, with the appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

A person who fails to file a report with a county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the county election board.

DECLARATION OF CANDIDACY AND WRITTEN CONSENT TO FILL A BALLOT VACANCY IN 2020

(CAN-31)

State Form 47005 (R14 / 8-19)
Indiana Election Division (IC 3-13-1-10.5, IC 3-13-1-14)

INSTRUCTIONS: A declaration of candidacy to fill a **ballot vacancy** must be filed no later than 72 hours before the caucus to fill the vacancy with the chair of the caucus and the official who receives the certificate of candidate selection under IC 3-13-1-15. For questions on where to file this form, contact the Indiana Election Division at 800-622-4941. A statement of economic interests may also be required to be filed by a candidate for certain offices.

TO THE ☐ Democratic Party or the ☐ Republican Party CHAIR, _____ COUNTY, STATE OF INDIANA:

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____,

(or of Ward, *if applicable,* _____ of the City or Town of _____), County of _____, State of Indiana.

(2) I give my written consent for you to certify my name to the appropriate election official under IC 3-13-1-15 to be placed on the official general election ballot of the *(check one box)* ☐ Democratic Party **OR** the ☐ Republican Party for the office of _____, District _____ *(if any)* to be voted on at the general election to be held on November 3, 2020, if I am chosen as the above named party's candidate by its caucus or authorized committee under IC 3-13-1 *(or if I am appointed as the party's candidate when no caucus is required to be held)*.

(3) If I am a candidate for selection by a caucus or committee, I am also filing a copy of this declaration with the *(check one box)*

☐ Indiana Election Division or the ☐ Circuit Court Clerk of the above county at least seventy-two (72) hours before the time fixed for the caucus.

(4) ***This paragraph does not apply to a candidate for federal office.*** I comply with all requirements under the laws of the State of Indiana to be a candidate for this office *(including any applicable residency requirement)*, and I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

RESIDENCY INFORMATION

(5) My complete residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted — City — ZIP Code

(6) My mailing address is *(if different from residence address)*:

_____ _____, Indiana _____
Mailing Address *(Write "SAME" if both addresses are identical or leave blank.)* — City — ZIP Code

CANDIDATE NAME INFORMATION

I request that my name appear on the general election ballot in the following manner:

_____
*(*Include any Nickname and/or Suffix, Jr. Sr. II III IV)*

I also request that the name on my voter registration record be the same as the name on this declaration of candidacy, and that a copy of this form be forwarded to the county voter registration office for any necessary change.

The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2.
*A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters. EXAMPLE: John R. (Jack) Doe A candidate may not use a title or degree as a designation or a designation that implies a title or degree.

CANDIDATE CERTIFICATION

(7) *(This paragraph does not apply to federal offices.)* By initialing, I acknowledge that I have attached a copy of the applicable statement of economic interest statement, file stamped by the office required to receive the statement, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed. *(initial here)* _____

(8) *(This paragraph does not apply to a candidate for federal office or state legislative office)* By initialing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(9) (*This paragraph does not apply for candidates for federal office, state office, or state legislative office.)* By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

↓ Please complete reverse of form ↓

CANDIDATE CERTIFICATION *(continued)*

(10) *(This paragraph does not apply to a candidate for federal office.)*
By initialing, I acknowledge that I am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(Initial here)* ____

(11) I have been a candidate for state, state legislative, or local office in a previous primary, municipal, special, or general election:
☐ Yes ☐ No *(Check one)*
(If the answer to this question is no, skip paragraph 12 and proceed to paragraph 13.)

(12) I have filed all reports required by IC 3-9-5-10 for all previous candidacies: ☐ Yes ☐ No *(Check one)*

(13) *(This paragraph only applies to a candidate for a local office if the local office receives compensation of* ***at least*** *$5,000 per year, or to a local office if the local office receives compensation of less than $5,000 but the candidate raises or spends more than $500.)* I have filed a campaign finance statement of organization for my principal candidate's committee with the appropriate county election board **OR** I am aware that I may be required to file the campaign finance statement of organization not later than noon, seven (7) days after the final date to file this declaration of candidacy. *(initial here)* ____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____	_____/_____/_____	(_____)_____	(_____)_____
Signature	Date Signed (*MM/DD/YY*)	Telephone *(Day)*	Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____ *Campaign website address:* _____

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

A candidate who fills a ballot vacancy thirty (30) days or more before the general election must file campaign finance reports in accordance with IC 3-9-5-8.5. A candidate who fills a ballot vacancy less than thirty (30) days before the general election must file campaign finance reports in accordance with IC 3-9-5-8.5 in addition to all other reports required by IC 3-9-5.

The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the period beginning **October 10, 2020, and ending November 1, 2020,** with the Indiana Election Division, appropriate county election board, or both. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

A person who fails to file a report with the Indiana Election Division or a county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the Election Division or county election board.

Special Campaign Finance Instructions for Candidates For Statewide Office Filling a Ballot Vacancy

A candidate's committee must file "quarterly" campaign finance reports with the Indiana Election Division, according to the following schedule. These filings must be made electronically, and are subject to the same civil penalties set forth in the Campaign Finance Notice above. Contact the Campaign Finance Division of the Election Division for further information.

The committee must file quarterly reports no later than noon, Indianapolis time:

(1) April 15, 2020, covering the period from January 1, 2020, through March 31, 2020.
(2) July 15, 2020, covering the period from April 1, 2020, through June 30, 2020.
(3) October 15, 2020, covering the period from July 1, 2020, through September 30, 2020.
(4) October 27, 2020, covering the period from October 1, 2020, through October 19, 2020.
(5) January 20, 2021, covering the period from October 20, 2020, through December 31, 2020.

The candidate's committee must also file supplemental reports with the Indiana Election Division no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the reporting periods listed below. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

(1) Supplemental Reporting Period: April 1, 2020, through NOON April 15, 2020.
(2) Supplemental Reporting Period: July 1, 2020, through NOON July 15, 2020.
(3) Supplemental Reporting Period: October 1, 2020, through NOON October 15, 2020.
(4) Supplemental Reporting Period: October 20, 2020, through NOON October 27, 2020.

PETITION OF NOMINATION AND CONSENT FOR SCHOOL BOARD OFFICE ELECTED IN 2020 (CAN-34)

State Form 47008 (R18 / 8-19)
Indiana Election Division (IC 3-8-2.5; 3-6-12)

COUNTY:_____

INSTRUCTIONS: This petition is used to nominate candidates for school board office. **This petition must be filed with the appropriate county voter registration office not earlier than July 22, 2020 and not later than noon, August 21, 2020.** Petitioners are not required to provide precinct and ward information. Except in cases of disability, the petitioner must complete the information in the petitioner's own handwriting. If assistance is provided due to disability, the assister must complete the affidavit on the reverse of this form. The county voter registration office will complete this information and determine if the voter is registered after the petition is filed. Each candidate must complete the Candidate's Consent on the reverse of this form and file a Statement of Economic Interests (CAN-12 form). In a metropolitan school corporation, this petition must be signed by ten (10) registered voters residing **in the same board member district** as the nominee. (IC 20-23-7-8) In a community school corporation, this petition must be signed by ten (10) registered voters residing within the boundaries of the school corporation. (IC 20-23-4-29.1) Additional petition requirements apply in some school corporations. **Consult your attorney to be advised of your rights and responsibilities.**

TO THE _____ COUNTY CIRCUIT COURT CLERK *(OR THE LAKE, PORTER, OR TIPPECANOE COUNTY BOARDS OF ELECTION AND REGISTRATION)*:
Each of the undersigned represents that: 1) the individual resides at the address after the individual's signature; 2) the individual is a duly qualified registered voter in Indiana and 3) the individual desires to be able to vote for the candidates listed below; and (4) each of the undersigned respectfully requests you to place the following names of legally qualified candidates on the General Election Ballot for a school board office to be held on **November 3, 2020.**

	Candidate Name *(See Consent on reverse of form for candidate name requirements.)*	**Complete Candidate Address** *(If different from residence, include mailing address.)*	**Office Sought** *(Include election district name or number.)*
1			
2			
3			
4			

Office Use Only

	SIGNATURE	**PRINTED NAME** First Last	**DATE OF BIRTH** MM/DD/YYYY	**RESIDENCE ADDRESS** ***(No P.O. Boxes)*** Number Street Apartment	**CITY or TOWN & ZIP CODE**	Precinct / Ward	**Voter Registered**
1							
2							
3							
4							
5							
6							
7							
8							
9							
10							

Petition Carrier Certification

I affirm under the penalties for perjury that I have no reason to believe that any individual whose signature appears on this page is ineligible to sign this petition or did not properly complete and sign this page.

_____ CARRIER'S SIGNATURE

_____. CARRIER'S PRINTED NAME

_____, _____ CARRIER'S DATE OF BIRTH *(month, day, year)*

_____, 20 _____ DATE SIGNED BY CARRIER *(month, day, year)*

_____
CARRIER'S FULL ADDRESS, INCLUDING ZIP CODE *(number and street, city, state, and ZIP code)*

CONSENT OF CANDIDATE NOMINATED BY PETITION

I, the undersigned, am a candidate for the office of school board member of _____ .
Insert name of school corporation, including any election district designation.

I give my written consent under IC 3-8-2.5-7 to the circulation and filing of a petition under IC 3-8-2.5 to place my name on the ballot at the general election to be held November 3, 2020 designated as a candidate for this office. I meet all qualifications for this office, including residency requirements and do not have a criminal conviction that would prevent me from serving.

I request that the name on my voter registration record be the same as the name on this petition of nomination and consent, and that a copy of this form be forwarded to the county voter registration office for any necessary change. (The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2. A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters. EXAMPLE: John R. (Jack) Doe A candidate may not use a title or degree as a designation or a designation that implies a title or degree.)

I have been a candidate for a state, legislative, local office, or school board office in a previous primary or general election. ☐ Yes ☐ No *(Check one)* ***(If no, skip next line.)***

If yes, I have filed reports required by IC 3-9-5-10 for all previous candidacies. ☐ Yes ☐ No *(Check one)*

I am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of contributions and expenditures. I am aware of the requirement to file a campaign finance statement of organization with the appropriate county election board after the first of the following occurs:

(1) I receive more than $500 in contributions as a school board candidate, or (2) I spend more than $500 in expenditures as a school board candidate.

I agree to comply with the provisions of IC 3-9.

OPTIONAL INFORMATION: Candidate's e-mail address: _____ *Campaign website address:* _____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

Signature	Date signed *(MM/DD/YY)*	Telephone ( )

STATE OF _____
COUNTY OF _____

Subscribed and sworn to before me this _____ day of _____, 2020. SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____ County of Residence: _____

Affidavit of Assistance Provided to Petitioner(*s*)

I affirm under the penalties for perjury that I assisted the following petitioners, due to disability, in writing the petitioner's signature, printed name, and residence address on this petition:

Names of Petitioners Assisted by me: _____ _____, 20_____
DATE ASSISTANCE PROVIDED *(month, day, year)*

_____ _____ _____
ASSISTER'S SIGNATURE ASSISTER'S PRINTED NAME ASSISTER'S ADDRESS *(number and street, city, state, and ZIP code)*

NOTE: If the name of more than one candidate is included on the petition, each candidate may attach a copy of the executed consent form above when the petition of nomination is filed.

County Voter Registration Office Certification

County Name:		**Number of Valid Signatures:**		**County Name:**		**Number of Valid Signatures:**	

I certify that, in accordance with IC 3-8-2.5-5, I have reviewed the registration records of the petitioners on this petition and certify the above number to be registered voters of the indicated County.

Witness my/our hand and seal this ____ day of _____, 2020,

at _____, Indiana.

COUNTY SEAL HERE

Signature 1	☐ Clerk of the Circuit Court or ☐ Member of the Board of Registration	Signature 2 *(if a Member of Board of Registration)*

DECLARATION OF CANDIDACY FOR PRECINCT COMMITTEEMAN OR STATE CONVENTION DELEGATE IN 2020 (CAN-37)

State Form 47417 (R13 / 8-19)
Indiana Election Division (IC 3-8-1-32; IC 3-8-2-7)

INSTRUCTIONS: This form is used by Democratic and Republican Party candidates for Precinct Committeeman and State Convention Delegate. A declaration of candidacy for election as a precinct committeeman or state convention delegate must be filed with the county election board *or Lake, Porter, or Tippecanoe County boards of elections and registration* **no earlier than January 8, 2020 and no later than noon, February 7, 2020.** ***If running for BOTH precinct committeeman and state convention delegate, complete a separate copy of the CAN-37 for each office.***

STATE OF INDIANA)
)
COUNTY OF _____)

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____,

(or of Ward*, if applicable,* _____ of the City or Town of _____), County of _____, State of Indiana.

(2) I reside in the _____ Congressional district.

(3) I request that my name be placed on the May 5, 2020 primary ballot of the party with which I am affiliated:
(check one) ☐ Democratic Party or ☐ Republican Party

for the office of ☐ Precinct Committeeman OR ☐ State Convention Delegate *(check only one office on this copy)*

Precinct Name _____ *or* Convention Delegate District/"At Large" _____

(4) I comply with all requirements under the laws of the State of Indiana and any candidate requirements set by my party's rules to be a candidate for this office. *If required by my political party's rules,* I have attached a statement by the county chairman of the county in which I reside that I am a member of the political party with which I claim affiliation.

RESIDENCY INFORMATION

(5) My complete residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted City ZIP Code

(6) My mailing address is *(if different from residence address)*:

_____ _____, Indiana _____
Mailing Address *(Write "SAME" if both addresses are identical or leave blank)* City ZIP Code

CANDIDATE NAME INFORMATION

I request that my name appear on the primary election ballot in the following manner:

_____
(Include any Nickname and/or Suffix, Jr. Sr. II III IV)

I also request that my name on my voter registration record be the same as the name on this declaration of candidacy.
The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2. A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters. A candidate may not use a title or degree as a designation or a designation that implies a title or degree.

CERTIFICATION

I, the undersigned, certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____ _____/_____/_____ (_____)_____ (_____)_____
Signature Date signed *(MM/DD/YY)* Telephone *(Day)* Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

ALLEN COUNTY SUPERIOR COURT JUDGE
VANDERBURGH COUNTY SUPERIOR COURT JUDGE
VANDERBURGH COUNTY CIRCUIT COURT JUDGE

(CAN-41)

DECLARATION OF CANDIDACY IN 2020

State Form 48517 (R11 / 8-19)
Indiana Election Division (IC 33-33-2-8; IC 33-33-82-31)

INSTRUCTIONS: This form is used by an individual who is seeking election to the superior court in Allen or Vanderburgh County or circuit court judge in Vanderburgh County. A declaration of candidacy must be filed with the Indiana Election Division no earlier than January 8, 2020 and no later than NOON, February 7, 2020. Please print or type all information on this form except all signatures. SEE IMPORTANT INFORMATION ON BACK OF FORM.

STATE OF INDIANA

COUNTY OF ☐ ALLEN

☐ VANDERBURGH

(check one)

GENERAL INFORMATION

I, _____ the undersigned, certify the following:
Name of Candidate

(1) I am a registered voter of Precinct _____ of the Township of _____, (or of Ward*, if applicable,* _____ of the City or Town of _____), County of _____, State of Indiana.

(2) I request that you place my name be placed on the official general election ballot for the office of *(check one box)*

☐ Allen County Superior Court; the ☐ Vanderburgh County Superior Court or the ☐ Vanderburgh County Circuit Court

Division and Court Number _____

to be voted on at the general election to be held on November 3, 2020.

(3) I comply with all requirements under the laws of the State of Indiana to be a candidate for this office *(including any applicable residency requirement)*. I am not ineligible to be a candidate due to a criminal conviction that would prohibit me from serving in this office.

RESIDENCY INFORMATION

(4) My complete residence address is:

_____ _____, Indiana _____
Complete Residence Address Must Be Inserted City ZIP Code

(5) My mailing address is *(if different from residence address)*:

_____ _____, Indiana _____
Mailing Address *(Write "SAME" if both addresses are identical or leave blank)* City ZIP Code

CANDIDATE NAME INFORMATION

I request that my name appear on the general election ballot in the following manner:

_____
*(*Include any Nickname and/or Suffix, Jr. Sr. II III IV)*

I also request that the name on my voter registration record be the same as the name on this declaration of candidacy, and that a copy of this form be forwarded to the county voter registration office for any necessary change.

The candidate's name must comply with the requirements in Indiana Code 3-5-7. If a candidate's name does not comply with this state law, the declaration may be challenged under Indiana Code 3-8-1-2.

*A candidate may use a nickname on the ballot only if the nickname is a name by which the candidate is commonly known and does not exceed 20 characters.

EXAMPLE: John R. (Jack) Doe A candidate may not use a title or degree as a designation or a designation that implies a title or degree.

↓ Please complete reverse of form ↓

CANDIDATE CERTIFICATION

(7) By initialing, I acknowledge that I have attached a copy of the applicable statement of economic interest statement, file stamped by the office required to receive the statement, or a receipt or photocopy of a receipt showing that this statement of economic interest has been filed. *(initial here)* _____

(8) By initialing, I acknowledge that I might be required to file a surety bond before serving in office. *(initial here)* _____

(9) By initialing, I acknowledge that I might be required to complete training or have attained certification related to service in office. *(initial here)* ____

(10) By initialing, I acknowledge that I am aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign finance contributions and expenditures, and agree to comply with the provision of IC 3-9. *(Initial here)* ____

(11) I have been a candidate for state, state legislative, or local office in a previous primary, municipal, special, or general election:
☐ Yes ☐ No *(Check one)*
(If the answer to this question is no, skip paragraph 12 and proceed to paragraph 13.)

(12) I have filed all reports required by IC 3-9-5-10 for all previous candidacies: ☐ Yes ☐ No *(Check one)*

(13) I have filed a campaign finance statement of organization for my principal candidate's committee with the appropriate county election board **OR** I am aware that I may be required to file the campaign finance statement of organization not later than noon, seven (7) days after the final date to file this declaration of candidacy. *(initial here)* ____

I certify that the information in this Declaration of Candidacy is true and complete, and that I meet the specific requirements of this office.

_____ _____/_____/_____ (_____)_____ (_____)_____
Signature Date Signed *(MM/DD/YY)* Telephone *(Day)* Telephone *(Evening)*

OPTIONAL INFORMATION: Candidate's e-mail address: _____

STATE OF _____)
)
COUNTY OF _____)

Subscribed and sworn to before me this _____ day of _____, 2020.

SEAL

_____
Notary Public or Other Official Administering Oath according to IC 33-42-9

My Commission expires *(applies only to Notary Public)*: _____

County of Residence: _____

CAMPAIGN FINANCE NOTICE

A candidate's committee must file a pre-election campaign finance report no later than **NOON, Friday, October 16, 2020**, with the appropriate county election board.

The candidate's committee must also file a pre-election supplemental report no later than forty-eight (48) hours after the committee receives contributions from a person that total $1,000 or more during the period beginning **October 10, 2020 and ending November 1, 2020**, with the appropriate county election board. If no such contribution is received, the candidate's committee is not required to file a supplemental report.

A person who fails to file a report with the county election board is subject to a civil penalty of $50 for each day the report is late, with the afternoon of the final date for filing the report being calculated as the first day, for a maximum penalty of not more than $1,000, plus any investigative costs incurred and documented by the county election board.