



**DECLARATION OF CANDIDACY AND WRITTEN CONSENT TO FILL  
A BALLOT VACANCY FOR A CITY OR TOWN OFFICE IN 2023**

**(CAN-48)**

State Form 49038 (R6 / 8-22)

Indiana Election Division (IC 3-13-1-10.5; IC 3-13-1-14; IC 3-13-2-7)

**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. For city or town offices, the declaration is filed with the county chairman of the county (or their designee) in which the greatest part of the election district is located (see IC 3-13-1-8) and the official who receives the certificate of candidate selection under IC 3-13-1-15.

TO THE  Democratic Party or the  Republican Party CHAIR, \_\_\_\_\_ COUNTY, STATE OF INDIANA:

**GENERAL INFORMATION**

I, \_\_\_\_\_, the undersigned, certify the following:  
*First Name of Candidate*      *Middle Name of Candidate*      *Last 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 municipal election ballot of the (**check one**)  Democratic Party **OR** the  Republican Party for the office of \_\_\_\_\_, District \_\_\_\_\_ (*if any*)  
*Name of Office*  
 in the (**check one box**)  City or the  Town of \_\_\_\_\_ to be voted on at the municipal election to be held on November 7, 2023, 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 of precinct committeemen of the political party, I am also filing a copy of this declaration with the Circuit Court Clerk of the above county at least seventy-two (72) hours before the time fixed for the caucus of the political party.

(4) 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:

\_\_\_\_\_, IN \_\_\_\_\_  
*Complete residence address must be included*      *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 \_\_\_\_\_  
*Mailing Address*      *City*      *ZIP Code*

**CANDIDATE NAME INFORMATION**

I request that my name appear on the municipal election ballot in the following manner:

\_\_\_\_\_  
 (Include any Nickname and/or Suffix, such as 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. (IC 3-8-2-7(c))

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. Nicknames are required to be printed on the ballot using parentheses.  
 EXAMPLE: John R. (Jack) Doe

↓ PLEASE COMPLETE REVERSE OF FORM ↓

CANDIDATE CERTIFICATION

- (7) By initialing, I acknowledge that, if required, I have attached a copy of the applicable statement of economic interests, filed 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, to be filed with the CAN-49 certificate of candidate selection form in the office of the appropriate circuit court clerk (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 the Indiana Campaign Finance Act (IC 3-9) regarding campaign finance and the reporting of campaign finance contributions and expenditures and I agree to comply with the provisions 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: (check one) [ ] Yes [ ] No 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 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.

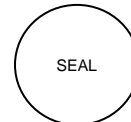
Signature \_\_\_\_\_ Date Signed (MM/DD/YYYY) (\_\_\_\_) Telephone (Day) Telephone (Evening)

OPTIONAL INFORMATION:

Candidate's email: \_\_\_\_\_ Campaign website: \_\_\_\_\_

STATE OF \_\_\_\_\_ )
COUNTY OF \_\_\_\_\_ )

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2023.



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 who fills a ballot vacancy thirty (30) days or more before the municipal 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 municipal election must file campaign finance reports in accordance with IC 3-9-5-8.5.

The candidate's committee must also file a pre-municipal 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 14, 2023 and ending November 5, 2023, 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.