

SENATE BILL No. 85

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-11-10-25.

Synopsis: Voting absentee ballots. Provides that an absentee voter board must make at least one additional visit to the residence or place of confinement of a confined voter if the voter was unavailable at the time of the board's first visit.

Effective: July 1, 2000.

Craycraft

November 18, 1999, read first time and referred to Committee on Elections.

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Second Regular Session 111th General Assembly (2000)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1999 General Assembly.

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SENATE BILL No. 85



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

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

1 SECTION 1. IC 3-11-10-25 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 25. (a) Voters who are
 3 entitled to vote by absentee ballot because of:
 4 (1) illness or injury; or
 5 (2) caring for a confined person at a private residence;
 6 under IC 3-11-4-1 and who are within the county on election day may
 7 vote before an absentee voter board or by mail.
 8 (b) If requested by a voter described in subsection (a) or by a voter
 9 with disabilities whose precinct is not accessible to voters with
 10 disabilities, an absentee voter board shall visit the voter's place of
 11 confinement, the residence of the voter with disabilities, or the private
 12 residence:
 13 (1) during the regular office hours of the circuit court clerk;
 14 (2) at a time agreed to by the board and the voter; **and**
 15 (3) on any of the twelve (12) days immediately before election
 16 day. ~~and~~
 17 (~~4~~) ~~only once before an election, unless:~~



- 1 (A) the confined voter is unavailable at the time of the board's
- 2 first visit due to a medical emergency; or
- 3 (B) the board, in its discretion, decides to make an additional
- 4 visit.
- 5 (c) **If the confined voter is unavailable at the time of the board's**
- 6 **first visit under subsection (b), the board shall make at least one (1)**
- 7 **additional visit to the voter's residence or place of confinement**
- 8 **before the election.**
- 9 (d) This subsection applies to a voter confined due to illness or
- 10 injury. An absentee voter board may not be denied access to the voter's
- 11 place of confinement if the board is present at the place of confinement
- 12 at a time:
- 13 (1) agreed to by the board and the voter; and
- 14 (2) during the regular office hours of the circuit court clerk. A
- 15 person who knowingly violates this subsection commits
- 16 obstruction or interference with an election officer in the
- 17 discharge of the officer's duty, a violation of IC 3-14-3-4.
- 18 ~~(d)~~ (e) The county election board, by unanimous vote of the board's
- 19 entire membership, may authorize an absentee voter board to visit a
- 20 voter who is confined due to illness or injury and will be outside of the
- 21 county on election day in accordance with the procedures set forth in
- 22 ~~subsection~~ **subsections (b) and (c).**

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