



March 27, 2001

**ENGROSSED
HOUSE BILL No. 2009**

DIGEST OF HB 2009 (Updated March 26, 2001 11:33 AM - DI 102)

Citations Affected: IC 3-5; IC 3-6; IC 3-7; noncode.

Synopsis: Tippecanoe County board of elections and registration. Establishes a board of elections and registration for Tippecanoe County. Abolishes the county election board and the board of registration for Tippecanoe County.

Effective: Upon passage; July 1, 2001.

Klinker, Scholer

(SENATE SPONSORS — ALTING, BOWSER, HARRISON, ROGERS,
HERSHMAN)

January 17, 2001, read first time and referred to Committee on Elections and Apportionment.

February 14, 2001, reported — Do Pass.

February 19, 2001, read second time, ordered engrossed.

February 20, 2001, engrossed. Read third time, passed. Yeas 94, nays 0.

SENATE ACTION

February 27, 2001, read first time and referred to Committee on Legislative Apportionment and Elections.

March 26, 2001, amended, reported favorably — Do Pass.

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EH 2009—LS 7972/DI 75+



March 27, 2001

First Regular Session 112th General Assembly (2001)

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 2000 General Assembly.

ENGROSSED HOUSE BILL No. 2009

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 3-5-2-16.2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 16.2. "County voter
3 registration office" means **the following**:

4 (1) A board of registration established under IC 3-7-12 or by a
5 county executive acting under IC 3-7-12;

6 (2) A ~~combined county election board and board of elections and~~
7 registration established under IC 3-6-5.2 or **IC 3-6-5.4**.

8 (3) The office of the circuit court clerk, in a county in which a
9 board has not been established under subdivision (1) or (2).

10 SECTION 2. IC 3-6-5-1 IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2001]: Sec. 1. (a) Except as provided in
12 subsection (b), a board is established in each county of the state known
13 as the (name of county) county election board.

14 (b) ~~for~~ **A county election board is not established in the following**
15 **counties**:

16 (1) A county having a population of more than four hundred
17 thousand (400,000) but less than seven hundred thousand

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1 (700,000). a combined county election board and board of
2 registration is established by IC 3-6-5.2.

3 (2) A county having a population of more than one hundred
4 twenty-nine thousand (129,000) but less than one hundred
5 thirty thousand six hundred (130,600).

6 SECTION 3. IC 3-6-5.4 IS ADDED TO THE INDIANA CODE AS
7 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2001]:

9 **Chapter 5.4. Tippecanoe County Board of Elections and
10 Registration**

11 **Sec. 1. This chapter applies to a county having a population of
12 more than one hundred twenty-nine thousand (129,000) but less
13 than one hundred thirty thousand six hundred (130,600).**

14 **Sec. 2. As used in this chapter, "board" refers to the board of
15 elections and registration established by section 3 of this chapter.**

16 **Sec. 3. (a) The board of elections and registration is established
17 for the county.**

18 **(b) The board shall be known as the (name of the county) board
19 of elections and registration.**

20 **Sec. 4. (a) The board consists of the following:**

21 **(1) One (1) member appointed by the county chairman of each
22 of the major political parties of the county. A member
23 appointed under this subdivision must be a voter of the
24 county.**

25 **(2) The circuit court clerk, who serves as an ex officio member
26 of the board.**

27 **(b) The board members serving under subsection (a)(1) serve at
28 the pleasure of their respective county chairman.**

29 **Sec. 5. (a) The board has all the powers and duties given in this
30 title to the following:**

31 **(1) The county election board.**

32 **(2) The board of registration.**

33 **(3) The county executive.**

34 **(b) The circuit court clerk shall perform all the duties of the
35 circuit court clerk under this title.**

36 **Sec. 6. Each board member described in section 4(a)(1) of this
37 chapter may, subject to the approval of the county chairman that
38 appointed the board member, appoint a deputy to assist the board
39 member.**

40 **Sec. 7. (a) The board shall appoint employees to perform the
41 board's election and registration duties under this title.**

42 **(b) The board may appoint an individual as an employee only**

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1 upon the nomination by the county chairman of one (1) of the
2 major political parties of the county.

3 (c) The staff of the board must be equally divided between the
4 major political parties of the county.

5 (d) The board may designate and assign an employee to election
6 or registration duties subject to the consent of the county chairman
7 that nominated the employee to be a member of the staff.

8 (e) An employee of the board may be cross-trained and assist
9 other employees of the board with other duties subject to the
10 direction of the board.

11 (f) The board shall make final determinations with respect to
12 the duties and assignments of employees of the board.

13 **Sec. 8. The county shall establish a unified budget for the board
14 that includes all expenses of conducting elections, registering
15 voters, paying board employees, and compensating board member
16 expenses.**

17 **Sec. 9. Subject to this chapter, this title applies to the operation
18 of the board relating to conducting elections and registering voters.**

19 SECTION 4. IC 3-7-12-1 IS AMENDED TO READ AS FOLLOWS
20 [EFFECTIVE JULY 1, 2001]: Sec. 1. (a) This section does not apply
21 to the following counties:

22 (1) A county in which a ~~combined county election board and~~
23 ~~board of elections and~~ registration is established under IC 3-6-5.2
24 **or IC 3-6-5.4.**

25 (2) A county in which a board of registration is established:

26 (A) by this chapter; or

27 (B) by a county acting under this chapter.

28 (b) The circuit court clerk:

29 (1) is the voter registration officer of each county; and

30 (2) shall supervise the registration of voters of the county.

31 SECTION 5. IC 3-7-12-2, AS AMENDED BY P.L.14-2000,
32 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2001]: Sec. 2. (a) ~~A board of elections and registration is~~
34 ~~established in each county having a population of more than four~~
35 ~~hundred thousand (400,000) but less than seven hundred thousand~~
36 ~~(700,000).~~

37 (b) As used in this chapter, "board of registration" includes a board
38 of elections and registration established under ~~this section~~ **IC 3-6-5.2**
39 **or IC 3-6-5.4.**

40 SECTION 6. IC 3-7-12-3 IS AMENDED TO READ AS FOLLOWS
41 [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) **Except as provided in**
42 **subsection (b),** a board of registration is established in each county

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1 having a population of more than one hundred twenty-five thousand
 2 (125,000).
 3 **(b) A board of registration is not established in a county that has**
 4 **a board of elections and registration established under IC 3-6-5.2**
 5 **or IC 3-6-5.4.**
 6 SECTION 7. [EFFECTIVE UPON PASSAGE] (a) This SECTION
 7 applies to a county having a population of more than one hundred
 8 twenty-nine thousand (129,000) but less than one hundred thirty
 9 thousand six hundred (130,600).
 10 **(b) On July 1, 2001, the:**
 11 **(1) county election board; and**
 12 **(2) county board of registration;**
 13 **are abolished and all their functions, powers, and duties are**
 14 **transferred to the board of elections and registration established**
 15 **by IC 3-6-5.4-3, as added by this act.**
 16 **(c) On July 1, 2001, the records, property, and appropriations**
 17 **of the:**
 18 **(1) county election board; and**
 19 **(2) county board of registration;**
 20 **are transferred to the board of elections and registration**
 21 **established by IC 3-6-5.4-3, as added by this act.**
 22 **(d) This SECTION expires January 1, 2002.**
 23 SECTION 8. An emergency is declared for this act.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred House Bill 2009, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

KROMKOWSKI, Chair

Committee Vote: yeas 10, nays 0.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Legislative Apportionment and Elections, to which was referred House Bill No. 2009, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 36, delete "4(1)" and insert "4(a)(1)".

and when so amended that said bill do pass.

(Reference is to HB 2009 as printed February 15, 2001.)

LANDSKE, Chairperson

Committee Vote: Yeas 10, Nays 0.

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