

HOUSE BILL No. 1339

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-10-6-2.3.

Synopsis: Date of city elections. Authorizes a city to adopt an ordinance to provide for holding city elections in even-numbered years.

Effective: July 1, 2003.

Chowning

January 14, 2003, read first time and referred to Committee on Elections and Apportionment.

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First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

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HOUSE BILL No. 1339



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 3-10-6-2.3 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2003]: **Sec. 2.3. (a) This section applies only to a city that adopts
4 an ordinance under this section.**
5 **(b) A city legislative body may adopt an ordinance under this
6 section only:**
7 **(1) during a year a municipal election is held under section 5
8 of this chapter; and**
9 **(2) before April 1 of the year the ordinance is adopted.**
10 **(c) A city legislative body may adopt an ordinance to provide
11 that all elected city officers shall be elected in the second
12 even-numbered year after the year the ordinance is adopted under
13 this section and, except as provided in this subsection, every four
14 (4) years after that even-numbered year. Notwithstanding any
15 other law, the term of office of each city officer elected at the
16 municipal election held in the year the ordinance is adopted under
17 this subsection expires on January 1 of the second odd-numbered**



1 year after the year the ordinance is adopted. The successor of each
 2 city officer elected at the municipal election held in the year the
 3 ordinance is adopted shall be elected in the second even-numbered
 4 year after the year the ordinance is adopted for a four (4) year
 5 term.

6 (d) A city legislative body may adopt an ordinance to provide
 7 the following:

8 (1) Those elected city officers identified in the ordinance shall
 9 be elected in the even-numbered year after the year the
 10 ordinance is adopted and every four (4) years after that
 11 even-numbered year. The ordinance must identify those
 12 members of the city legislative body:

13 (A) representing districts identified in the ordinance; or

14 (B) elected at large identified in the ordinance;

15 to be elected in the even-numbered year after the ordinance
 16 is adopted.

17 (2) Those elected city officers (including members of the city
 18 legislative body elected at large or elected to represent a
 19 district) not identified under subdivision (1) shall be elected in
 20 the second even-numbered year after the ordinance is
 21 adopted.

22 The city legislative body must use a random procedure to
 23 determine which members of the city legislative body shall be
 24 elected under subdivision (1) and which members of the city
 25 legislative body shall be elected under subdivision (2). The
 26 ordinance must describe the random procedure used by the city
 27 legislative body.

28 (e) This subsection applies if the city legislative body adopts an
 29 ordinance described in subsection (d). Notwithstanding any other
 30 law, the following apply:

31 (1) The term of office of each city officer:

32 (A) elected at the municipal election held in the year the
 33 ordinance is adopted; and

34 (B) described in subsection (d)(1);

35 expires on January 1 of the odd-numbered year after the year
 36 the ordinance is adopted. The successor of each city officer
 37 described in this subdivision shall be elected at the election
 38 held in the even-numbered year after the ordinance is adopted
 39 for a four (4) year term.

40 (2) The term of office of each city officer:

41 (A) elected at the municipal election held in the year the
 42 ordinance is adopted; and

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**(B) described in subsection (d)(2);
expires on January 1 of the second odd-numbered year after
the year the ordinance is adopted. The successor of each city
officer described in this subdivision shall be elected at the
election held in the second even-numbered year after the
ordinance is adopted for a four (4) year term.**
**(f) An ordinance adopted under this section may provide other
details for city elections not in conflict with this section or other
law.**
**(g) The provisions of IC 36 relating to the adoption of
ordinances apply to an ordinance adopted under this section.**

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