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# HOUSE BILL No. 1630

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 3-5-2; IC 3-7; IC 9-24-2.5-4; IC 12-14; IC 12-15-1.5-4; IC 16-35-1.6-5.

**Synopsis:** Voter registration. Requires license branches and other voter registration agencies to enter voter registration information into an electronic applicant file that county voter registration offices can use to update their voter registration files. Requires county voter registration offices to issue voter identification cards. Provides that an individual who presents an acknowledgment of voter registration received at a license branch or other voter registration agency is entitled to vote unless the county voter registration agency has denied the individual's application and a copy of the denial is present at the precinct on election day. Repeals obsolete sections of the voter registration statutes and a superseded definition.

**Effective:** July 1, 2005.

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### Stevenson

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January 19, 2005, read first time and referred to Committee on Elections and Apportionment.

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First Regular Session 114th General Assembly (2005)

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 2004 Regular Session of the General Assembly.

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## HOUSE BILL No. 1630



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 3-5-2-1.9 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2005]: **Sec. 1.9. "Applicant file" refers to a file:**
- 4 **(1) contained in the computerized list; and**
- 5 **(2) of individuals:**
- 6 **(A) who have submitted a voter registration application;**
- 7 **and**
- 8 **(B) whose voter registration information has not been**
- 9 **transferred to the appropriate county file.**
- 10 SECTION 2. IC 3-5-2-11.7 IS ADDED TO THE INDIANA CODE
- 11 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 12 1, 2005]: **Sec. 11.7. "Computerized list" refers to the statewide**
- 13 **voter registration list established under IC 3-7-26.3-3.**
- 14 SECTION 3. IC 3-5-2-16.1 IS ADDED TO THE INDIANA CODE
- 15 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 16 1, 2005]: **Sec. 16.1. "County file" refers to the part of the**
- 17 **computerized list that contains voter registration information**



1 **about a particular county's registered voters.**

2 SECTION 4. IC 3-7-14-9 IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2005]: Sec. 9. (a) An employee of the bureau  
4 of motor vehicles commission who provides an individual with a  
5 driver's license or identification card application shall do the following:

6 (1) Inform each individual who applies for a driver's license or an  
7 identification card that the information the individual provides on  
8 the individual's application will be used to register the individual  
9 to vote unless:

- 10 (A) the individual is not eligible to vote;
- 11 (B) the individual declines to register to vote or fails to
- 12 complete the voter registration part of the application; or
- 13 (C) the individual answers "no" to either question described by
- 14 IC 3-7-22-5(3) or IC 3-7-22-5(4).

15 (2) Provide each individual who indicates a desire to register or  
16 transfer registration with assistance in filling out the voter  
17 registration application if requested to do so by the individual.

18 (3) Check the completed voter registration form for legibility and  
19 completeness.

20 (4) Deliver the completed registration form to the license branch  
21 manager (or the employee designated by the manager to be  
22 responsible for voter registration services) for **entry of the**  
23 **information into the applicant file and** transmittal to the  
24 appropriate circuit court clerk or board of county voter  
25 registration office.

26 (5) **This subdivision applies if the individual is registering to**  
27 **vote not later than the twenty-ninth day before the scheduled**  
28 **date of a primary, general, municipal, or special election in**  
29 **the precinct where the voter resides. The employee shall do**  
30 **the following:**

31 (A) **Provide the individual with the acknowledgment**  
32 **described in section 11 of this chapter.**

33 (B) **Inform the individual of the following:**

34 (i) That the individual will receive a mailing from the county  
35 voter registration office of the county where the individual  
36 resides concerning the disposition of the voter registration  
37 application.

38 (ii) **That the acknowledgment entitles the individual to**  
39 **vote unless the mailing from the county voter**  
40 **registration office of the county where the individual**  
41 **resides states that the voter's application to vote has been**  
42 **denied for reasons stated in the mailing.**

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**(iii) That if the individual's application is approved, the individual will receive a voter registration card from the county voter registration office of the county where the individual resides that replaces the acknowledgment.**

(6) Inform each individual who submits a change of address for a driver's license or identification card that the information serves as notice of a change of address for voter registration unless the applicant states in writing on the form that the change of address is not for voter registration purposes.

(b) The bureau of motor vehicles commission shall transmit a voter registration form completed after December 31, 2005, to the election division for transmittal to the appropriate county voter registration office in accordance with IC 3-7-26.3.

SECTION 5. IC 3-7-14-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 12. (a) An applicant who completes a voter registration application under section 4 of this chapter is not required to submit the application to a county voter registration office.

(b) The bureau of motor vehicles commission shall forward the voter registration part of the application to a county voter registration office not later than five (5) days after the date of acceptance and as provided in IC 9-24-2.5 and 42 U.S.C. 1973gg-3(c)(2)(E). This subsection expires January 1, 2006.

(c) This subsection applies after December 31, 2005. The bureau of motor vehicles commission shall forward the voter registration part of the application to the election division for transmittal to the appropriate county voter registration office on an expedited basis in accordance with IC 3-7-26.3, IC 9-24-2.5 and 42 U.S.C. 1973gg-3(c)(2)(E). **The license branch manager (or the employee designated by the manager to be responsible for voter registration services) shall enter the information on the application in the applicant file.**

SECTION 6. IC 3-7-14-16 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 16. ~~The circuit court clerk or board of county voter registration office~~ shall upon **the earlier of:**

**(1) receiving a completed application under section 12 of this chapter; or**

**(2) examining the applicant's information in the applicant file;** notify the applicant of the disposition of the application in the manner prescribed under IC 3-7-33 and as required under 42 U.S.C. 1973gg-6(a)(2).

SECTION 7. IC 3-7-15-9 IS AMENDED TO READ AS FOLLOWS

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1 [EFFECTIVE JULY 1, 2005]: Sec. 9. An employee of the office who  
 2 provides an individual with an application for assistance or services  
 3 under section 3 of this chapter shall do the following:

4 (1) Inform each individual who applies for assistance or services  
 5 that the information the individual provides on the individual's  
 6 ~~voter registration~~ application will be used to register the  
 7 individual to vote unless:

8 (A) the individual is not eligible to vote; or

9 (B) the individual:

10 (i) declines to register to vote;

11 (ii) fails to complete the voter registration part of the  
 12 application; or

13 (iii) answers "no" to either question described by  
 14 IC 3-7-22-5(3) or IC 3-7-22-5(4).

15 (2) Provide each individual who indicates a desire to register or  
 16 transfer registration with assistance in filling out the voter  
 17 registration application unless the individual refuses assistance,  
 18 as provided in 42 U.S.C. 1973gg-5(a)(4)(ii).

19 (3) Check the completed voter registration form for legibility and  
 20 completeness.

21 (4) Deliver the completed registration form to the office  
 22 administrator (or the employee designated by the administrator to  
 23 be responsible for voter registration services) for **entry of the**  
 24 **information into the applicant file and** transmittal to the  
 25 appropriate county voter registration office.

26 (5) **This subdivision applies if the individual is registering to**  
 27 **vote not later than the twenty-ninth day before the scheduled**  
 28 **date of a primary, general, municipal, or special election in**  
 29 **the precinct where the voter resides. The employee shall do**  
 30 **the following:**

31 (A) **Provide the individual with the acknowledgment**  
 32 **described in section 13 of this chapter.**

33 (B) Inform the individual of the following:

34 (i) That the individual will receive a mailing from the county  
 35 voter registration office of the county where the individual  
 36 resides concerning the disposition of the voter registration  
 37 application.

38 (ii) **That the acknowledgment entitles the individual to**  
 39 **vote unless the mailing from the county voter**  
 40 **registration office of the county where the individual**  
 41 **resides states that the voter's application to vote has been**  
 42 **denied for reasons stated in the mailing.**

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1 (iii) That if the individual's application is approved, the  
2 individual will receive a voter registration card from the  
3 county voter registration office of the county where the  
4 individual resides that will replace the acknowledgment.

5 SECTION 8. IC 3-7-15-16 IS AMENDED TO READ AS  
6 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 16. (a) Unless the  
7 applicant refuses to permit the office to transmit the form to the ~~circuit~~  
8 ~~court clerk or board of county voter~~ registration office of the county  
9 where the applicant resides, the office shall forward the voter  
10 registration application to the clerk or board administrator (or the  
11 employee designated by the administrator to be responsible for  
12 voter registration services) shall do the following:

- 13 (1) Enter the information on the application in the applicant  
14 file.
- 15 (2) Forward the voter registration application to the county  
16 voter registration office of the county where the applicant  
17 resides.

18 (b) The office administrator (or the employee designated by the  
19 administrator to be responsible for voter registration services)  
20 must complete the duties listed in subsection (a) not later than five  
21 (5) days after the date of acceptance and as provided in 42 U.S.C.  
22 1973gg-5(a)(4)(iii) and:

- 23 (1) IC 12-14-1.5;
- 24 (2) IC 12-14-25;
- 25 (3) IC 12-15-1.5; or
- 26 (4) IC 16-35-1.6.

27 SECTION 9. IC 3-7-15-18 IS AMENDED TO READ AS  
28 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 18. The ~~circuit court~~  
29 ~~clerk or board of registration county voter registration office~~ shall  
30 upon the earlier of:

- 31 (1) receiving a completed application under section 16 of this  
32 chapter; or
  - 33 (2) examining the applicant's information in the applicant file;
- 34 notify the applicant of the disposition of the application in the manner  
35 prescribed under IC 3-7-33 and as required under 42 U.S.C.  
36 1973gg-6(a)(2).

37 SECTION 10. IC 3-7-16-16 IS AMENDED TO READ AS  
38 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 16. An employee or a  
39 volunteer of the office who provides an individual with an application  
40 for assistance or services under this chapter shall do the following:

- 41 (1) Inform each individual who applies for assistance or services  
42 that the information the individual provides on the individual's

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1 ~~voter registration~~ application will be used to register the  
 2 individual to vote unless:  
 3 (A) the individual is not eligible to vote;  
 4 (B) the individual declines to register to vote or fails to  
 5 complete the voter registration part of the application; or  
 6 (C) answers "no" to either question described by  
 7 IC 3-7-22-5(3) or IC 3-7-22-5(4).  
 8 (2) Provide each individual who indicates a desire to register or  
 9 transfer registration with assistance in filling out the voter  
 10 registration application unless the individual refuses assistance,  
 11 as provided in 42 U.S.C. 1973gg-5(a)(4)(ii).  
 12 (3) Check the completed voter registration form for legibility and  
 13 completeness.  
 14 (4) Deliver the completed registration form to the office  
 15 administrator (or the employee designated by the administrator to  
 16 be responsible for voter registration services) for **entry of the**  
 17 **information into the applicant file and** transmittal to the  
 18 appropriate county voter registration office.  
 19 (5) **This subdivision applies if the individual is registering to**  
 20 **vote not later than the twenty-ninth day before the scheduled**  
 21 **date of a primary, general, municipal, or special election in**  
 22 **the precinct where the voter resides. The employee shall do**  
 23 **the following:**  
 24 (A) **Provide the individual with the acknowledgment**  
 25 **described in section 20 of this chapter.**  
 26 (B) **Inform the individual of the following:**  
 27 (i) That the individual will receive a mailing from the county  
 28 voter registration office of the county where the individual  
 29 resides concerning the disposition of the voter registration  
 30 application.  
 31 (ii) **That the acknowledgment entitles the individual to**  
 32 **vote unless the mailing from the county voter**  
 33 **registration office of the county where the individual**  
 34 **resides states that the voter's application to vote has been**  
 35 **denied for reasons stated in the mailing.**  
 36 (iii) **That if the individual's application is approved, the**  
 37 **individual will receive a voter registration card from the**  
 38 **county voter registration office of the county where the**  
 39 **individual resides that will replace the acknowledgment.**  
 40 SECTION 11. IC 3-7-16-23 IS AMENDED TO READ AS  
 41 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 23. Unless the  
 42 applicant refuses to permit the office to transmit the form to the circuit

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1 ~~court clerk or board of county voter~~ registration ~~office~~ of the county  
2 where the applicant resides, the office **administrator (or the**  
3 **employee designated by the administrator to be responsible for**  
4 **voter registration services)** shall, forward the voter registration  
5 application or declination to the ~~clerk or board~~ not later than five (5)  
6 days after the date of acceptance, and as provided in ~~42 U.S.C.~~  
7 ~~1973gg-5(a)(4)(iii)~~; **do the following:**

8 (1) **Enter the information on the application in the applicant**  
9 **file.**

10 (2) **Forward the voter registration part of the application to**  
11 **the county voter registration office of the county where the**  
12 **applicant resides as provided in 42 U.S.C. 1973gg-5(a)(4)(iii).**

13 SECTION 12. IC 3-7-16-25 IS AMENDED TO READ AS  
14 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 25. The circuit court  
15 clerk or board of registration shall, upon **the earlier of:**

16 (1) receiving a completed application under section 23 of this  
17 chapter; **or**

18 (2) **examining the applicant's information in the applicant file;**  
19 notify the applicant of the disposition of the application in the manner  
20 prescribed under IC 3-7-33, and as required under 42 U.S.C.  
21 1973gg-6(a)(2).

22 SECTION 13. IC 3-7-16-29 IS AMENDED TO READ AS  
23 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 29. A designated  
24 individual may use any of the following methods to transmit voter  
25 registration applications or declinations under section 27 or 28 of this  
26 chapter:

27 (1) Hand delivery to the ~~circuit court clerk or board of county~~  
28 **voter registration office.**

29 (2) Certified mail, return receipt requested.

30 (3) Electronic transfer. ~~after approval by the commission.~~

31 SECTION 14. IC 3-7-18-8 IS AMENDED TO READ AS  
32 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. An employee of the  
33 office who provides an individual with an application for assistance or  
34 services under this chapter shall do the following:

35 (1) Inform each individual who applies for assistance or services  
36 that the information the individual provides on the individual's  
37 ~~voter registration~~ application will be used to register the  
38 individual to vote unless:

39 (A) the individual is not eligible to vote;

40 (B) the individual declines to register to vote or fails to  
41 complete the voter registration part of the application; or

42 (C) answers "no" to either question described by

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- IC 3-7-22-5(3) or IC 3-7-22-5(4).
  - (2) Provide each individual who indicates a desire to register or transfer registration with assistance in filling out the voter registration application unless the individual refuses assistance, as provided in 42 U.S.C. 1973gg-5(a)(4)(A)(ii).
  - (3) Check the completed voter registration form for legibility and completeness.
  - (4) Deliver the completed registration form to the office administrator (or the employee designated by the administrator to be responsible for voter registration services) for **entry of the information into the applicant file and** transmittal to the appropriate county voter registration office.
  - (5) **This subdivision applies if the individual is registering to vote not later than the twenty-ninth day before the scheduled date of a primary, general, municipal, or special election in the precinct where the voter resides. The employee shall do the following:**
    - (A) **Provide the individual with the acknowledgment described in section 12 of this chapter.**
    - (B) **Inform the individual of the following:**
      - (i) That the individual will receive a mailing from the county voter registration office of the county where the individual resides concerning the disposition of the voter registration application.
      - (ii) **That the acknowledgment entitles the individual to vote unless the mailing from the county voter registration office of the county where the individual resides states that the voter's application to vote has been denied for reasons stated in the mailing.**
      - (iii) **That if the individual's application is approved, the individual will receive a voter registration card from the county voter registration office of the county where the individual resides that will replace the acknowledgment.**
- SECTION 15. IC 3-7-18-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 15. Unless the applicant refuses to permit the office to transmit the form to the ~~circuit court clerk or board of county voter~~ registration office of the county where the applicant resides, the office **administrator (or the employee designated by the administrator to be responsible for voter registration services)** shall, **not later than five (5) days after the date of acceptance, do the following:**
- (1) **Enter the information on the application in the applicant**

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**file.**

**(2) Forward the voter registration application or declination to the clerk or board county voter registration office of the county where the applicant resides as provided in 42 U.S.C. 1973gg-5(a)(4)(A)(iii).**

SECTION 16. IC 3-7-18-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 17. The ~~circuit court clerk or board of county voter registration office~~ shall, upon **the earlier of:**

**(1) receiving a completed application under section 15 of this chapter; or**

**(2) examining the applicant's information in the applicant file;** notify the applicant of the disposition of the application in the manner prescribed under IC 3-7-33, and as required under 42 U.S.C. 1973gg-6(a)(2).

SECTION 17. IC 3-7-18-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 21. A designated individual may use any of the following methods to transmit voter registration applications or declinations under section 19 ~~or 20~~ of this chapter:

**(1) Hand delivery to the circuit court clerk or board of county voter registration office.**

**(2) Certified mail, return receipt requested.**

**(3) Electronic transfer. after approval by the commission.**

SECTION 18. IC 3-7-26.3-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. **(a)** As required under 42 U.S.C. 15483, the computerized list must be coordinated with other agency data bases within Indiana.

**(b) The applicant file must be designed so that all the following apply:**

**(1) An agency at which individuals are entitled to register to vote under this article is able to enter voter registration information in the applicant file.**

**(2) County voter registration offices can access the applicant file.**

**(3) County voter registration offices can move information from the applicant file to their respective county files.**

SECTION 19. IC 3-7-26.3-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 9. **(a)** As required under 42 U.S.C. 15483, a county voter registration office must electronically enter all voter registration information obtained by the county voter registration office into the computerized list on an

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1 expedited basis at the time the information is provided to the county  
2 voter registration office.

3 **(b) The county voter registration office shall update voter**  
4 **registration information each business day.**

5 SECTION 20. IC 3-7-33-5 IS AMENDED TO READ AS  
6 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) When the county  
7 voter registration office receives an application for a new registration  
8 or an application with information that revises or adds information to  
9 the applicant's current voter registration record, the county voter  
10 registration office shall determine if the applicant appears to be eligible  
11 to register to vote based on the information in the application.

12 (b) As required under 42 U.S.C. 1973gg-6(a)(2), the county voter  
13 registration office shall send a notice to each person from whom the  
14 county voter registration office receives a voter registration application.  
15 The county voter registration office shall send a notice to the applicant  
16 at the mailing address provided in the application.

17 (c) The notice required by subsection (b) must set forth the  
18 following:

19 (1) A statement that the application has been received.

20 (2) The disposition of the application by the county voter  
21 registration office.

22 (3) If the county voter registration office determines that the  
23 applicant appears to be eligible, the notice must state the  
24 following:

25 (A) The applicant is registered to vote under the residence  
26 address when the applicant receives the notice. An applicant  
27 is presumed to have received the notice unless the notice is  
28 returned by the United States Postal Service due to an  
29 unknown or insufficient address.

30 (B) The name of the precinct in which the voter is registered.

31 (C) The address of the polling place for the precinct in which  
32 the voter is registered.

33 (D) The voter's voter identification number.

34 (4) In accordance with 42 U.S.C. 1973ff-1(d), if the county voter  
35 registration office has denied the application, the notice must  
36 include the reasons for the denial.

37 (d) The notice required by subsection (b) ~~may~~ **must** include a voter  
38 registration card **if the applicant is eligible to vote. A voter**  
39 **registration card must contain the following information:**

40 (1) **The voter's name.**

41 (2) **The county in which the voter is registered to vote.**

42 (3) **The voter's residential address.**

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- 1           **(4) The precinct in which the voter is registered to vote.**
- 2           **(5) The date on which the voter registration card was issued.**
- 3           **(6) The voter's voter identification number.**

4 **A voter registration card may contain other information to assist**  
 5 **the voter.**

6           (e) If the notice is returned by the United States Postal Service due  
 7 to an unknown or insufficient address, the county voter registration  
 8 office shall determine that the applicant is ineligible and deny the  
 9 application.

10           SECTION 21. IC 3-7-33-5.5 IS ADDED TO THE INDIANA CODE  
 11 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 12 1, 2005]: **Sec. 5.5. (a) At least one (1) time each business day, the**  
 13 **county voter registration office shall process voter registration**  
 14 **information of voters contained in the applicant file.**

15           **(b) The county voter registration office shall process**  
 16 **information contained in the applicant file under the procedures in**  
 17 **section 5 of this chapter.**

18           SECTION 22. IC 3-7-48-7 IS AMENDED TO READ AS  
 19 FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 7. (a) A voter shall be**  
 20 **permitted to vote in a precinct upon written affirmation of the voter's**  
 21 **residence in the precinct if**

22           ~~(1) the voter produces a registration receipt~~ **an acknowledgment**  
 23 **of voter registration** indicating that the voter completed a  
 24 registration form at a license branch or voter registration agency  
 25 under this article on a date within the registration period.

26           ~~(2) the county voter registration office advises the precinct~~  
 27 ~~election board that the office:~~

- 28           ~~(A) approved the application; or~~
- 29           ~~(B) has no record of either approving or rejecting the~~  
 30 ~~application; and~~

31           ~~(3) the voter completes a registration application form and~~  
 32 ~~provides the completed form to the precinct election board before~~  
 33 ~~voting.~~

34           ~~(b) A county election board shall provide each precinct election~~  
 35 ~~board with a sufficient number of the registration forms for the~~  
 36 ~~purposes described in subsection (a): The precinct election board shall~~  
 37 ~~attach the completed registration forms to the poll list for processing by~~  
 38 ~~the county voter registration office under IC 3-10-1-31.~~

39           **(b) Notwithstanding subsection (a), an individual who presents**  
 40 **an acknowledgment of voter registration is not entitled to vote if:**

- 41           **(1) the county voter registration agency has sent a notice to**  
 42 **the voter under IC 3-7-33-5 denying the individual's**

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**application; and**  
**(2) a copy of the notice:**  
**(A) has been delivered to the inspector of the precinct; and**  
**(B) is at the precinct on election day.**

SECTION 23. IC 3-7-48-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The precinct election board shall add the name and address of a voter ~~described by~~ **permitted to vote under** section 7 of this chapter to the poll list of the precinct.

(b) The county voter registration office shall add the name of a voter ~~described by~~ **permitted to vote under** section 7 of this chapter to the registration record of the county.

SECTION 24. IC 9-24-2.5-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. ~~As required under 42 U.S.C. 1973gg-3(e)(1);~~ The manager or designated license branch employee shall **do the following not later than five (5) days after the application is accepted at the license branch:**

- (1) As required by 42 U.S.C. 1973gg-3(e)(1),** transmit a copy of the completed voter registration portion of each application for a driver's license or an identification card for nondrivers issued under this article ~~(1)~~ **to the circuit court clerk or board of county voter registration office** of the county in which the individual's residential address (as indicated on the application) is located. ~~and~~
- (2) not later than five (5) days after the application is accepted at the license branch. As required by IC 3-7-14-12, enter the information from the application in the statewide voter registration list applicant file.**

SECTION 25. IC 12-14-1.5-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) ~~As required under 42 U.S.C. 1973gg-5(d)(1);~~ The county director or designated office employee shall **do the following not later than five (5) days after the application is accepted at the office:**

- (1) As required by 42 U.S.C. 1973gg-5(d)(1),** transmit a copy of a completed voter registration application ~~(1)~~ **to the circuit court clerk or board of county voter registration office** of the county in which the individual's residential address (as indicated on the application) is located. ~~and~~
- (2) not later than five (5) days after the application is accepted at the office:**
- (2) As required by IC 3-7-15-9, enter the information from the application in the statewide voter registration list applicant**

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**file.**

(b) The county director or designated employee shall transmit a copy of the voter registration application (or a separate declination form) on which the individual declined to register to vote by specifically declining to register or by failing to complete the voter registration portion of the application.

(c) The declination must be transmitted:

(1) to the ~~circuit court clerk or board of county voter~~ registration **office** of the county in which the individual's residential address (as indicated on the application) is located; and

(2) not later than five (5) days after the application is accepted at the office.

SECTION 26. IC 12-14-25-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. (a) ~~As required under 42 U.S.C. 1973gg-5(d)(1);~~ The designated office employee shall **do the following not later than five (5) days after the application is accepted at the office:**

(1) ~~As required by 42 U.S.C. 1973gg-5(d)(1),~~ transmit a copy of a completed voter registration application

~~(1) to the circuit court clerk or board of county voter~~ registration **office** of the county in which the individual's residential address (as indicated on the application) is located. ~~and~~

~~(2) not later than five (5) days after the application is accepted at the office.~~

(2) **As required by IC 3-7-15-9, enter the information from the application in the statewide voter registration list applicant file.**

(b) The designated employee shall transmit a copy of the voter registration application (or a separate declination form) on which the individual declined to register to vote by specifically declining to register or by failing to complete the voter registration portion of the application.

(c) The declination must be transmitted:

(1) to the ~~circuit court clerk or board of~~ registration **office** of the county in which the individual's residential address (as indicated on the application) is located; and

(2) not later than five (5) days after the application is accepted at the office.

SECTION 27. IC 12-15-1.5-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) This section does not apply to a voter registration application or declination to register accepted at a county office during the final five (5) days before the end

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of a registration period under IC 3-7-13.

(b) ~~As required under 42 U.S.C. 1973gg-5(d)(1);~~ The county director or designated office employee shall **do the following not later than five (5) days after the application is accepted at the office:**

(1) **As required by 42 U.S.C. 1973gg-5(d)(1),** transmit a copy of a completed voter registration application

~~(1) to the circuit court clerk or board of county voter~~ registration office of the county in which the individual's residential address (as indicated on the application) is located. ~~and~~

~~(2) not later than ten (10) days after the application is accepted at the office.~~

**(2) As required by IC 3-7-15-9, enter the information from the application in the statewide voter registration list applicant file.**

(c) The county director or designated employee shall transmit a copy of the voter registration application (or a separate declination form) on which the individual declined to register to vote by specifically declining to register or by failing to complete the voter registration portion of the application.

(d) The declination must be transmitted:

(1) to the ~~circuit court clerk or board of county voter~~ registration office of the county in which the individual's residential address (as indicated on the application) is located; and

(2) not later than ten (10) days after the application is accepted at the office.

SECTION 28. IC 16-35-1.6-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) ~~As required under 42 U.S.C. 1973gg-5(d)(1);~~ The designated office employee shall **do the following not later than five (5) days after the application is accepted at the office:**

(1) **As required by 42 U.S.C. 1973gg-5(d)(1),** transmit a copy of a completed voter registration application

~~(1) to the circuit court clerk or board of county voter~~ registration office of the county in which the individual's residential address (as indicated on the application) is located. ~~and~~

~~(2) not later than five (5) days after the application is accepted at the office.~~

**(2) As required by IC 3-7-15-9, enter the information from the application in the statewide voter registration list applicant file.**

(b) The employee shall transmit a copy of the voter registration application (or a separate declination form) on which the individual

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1 declined to register to vote by specifically declining to register or by  
2 failing to complete the voter registration portion of the application.  
3 (c) The declination must be transmitted:  
4 (1) to the ~~circuit court clerk~~ or **board of county voter** registration  
5 **office** of the county in which the individual's residential address  
6 (as indicated on the application) is located; and  
7 (2) not later than five (5) days after the application is accepted at  
8 the office.  
9 SECTION 29. THE FOLLOWING ARE REPEALED [EFFECTIVE  
10 JULY 1, 2005]: IC 3-7-26-8; IC 3-7-26.3-2.

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