HOUSE BILL No. 1095

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-9-5-4; IC 3-10-7-32; IC 3-11; IC 3-12-1.

Synopsis: Various elections matters. Requires the circuit court clerk of each county to place a copy of each report, notice, or other instrument filed with the county election board on the circuit court clerk's or county election board's website in portable document format. Removes a voter's option to vote for all candidates of a political party or an independent ticket at one time (straight ticket voting) in a general or municipal election. Repeals superseded statutes relating to straight ticket voting.

Effective: January 1, 2025.

Fleming, Clere

January 8, 2024, read first time and referred to Committee on Elections and Apportionment.



Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

HOUSE BILL No. 1095

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

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

SECTION 1. IC 3-9-5-4 IS AMENDED TO READ AS FOLLOWS

2	[EFFECTIVE JANUARY 1, 2025]: Sec. 4. (a) The following persons,
3	whenever required to file a report, notice, or other instrument by this
4	article, shall file it with the county election board of each county
5	comprising part of the affected election district:
6	(1) Candidates for local office and their candidate's committees.
7	(2) Regular party committees that are not required to file with the
8	election division.
9	(3) Political action committees that are not required to file with
10	the election division.
11	(b) The circuit court clerk of each county shall place a copy of
12	each report, notice, or other instrument filed with the county
13	election board on the circuit court clerk's or county election
14	board's website in portable document format not later than seven
15	(7) days after the later of the following:
16	(1) The due date of the report, notice, or other instrument that
17	is filed.



1	(2) The date the report, notice, or other instrument is actually
2	filed.
3	SECTION 2. IC 3-10-7-32, AS AMENDED BY P.L.190-2011
4	SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5	JANUARY 1, 2025]: Sec. 32. (a) A town election board shall
6	determine what voting method will be used in a municipal election.
7	(b) The town election board and its precinct election officers shall
8	perform the duties of the county election board and its precinct election
9	officers under IC 3-11 for each voting method used.
10	(c) The town election board shall prepare the ballots in the form
11	prescribed by IC 3-11 and distribute them to the precincts in the town
12	(d) This subsection applies only to paper ballots. Notwithstanding
13	subsection (c), the town election board, by unanimous consent of the
14	board's entire membership, may authorize the printing or reproduction
15	of ballots on equipment under the control of the town clerk-treasurer
16	If the town election board acts under this subsection, the ballots are no
17	required to conform to the precise dimensions concerning the size o
18	political party devices under IC 3-11-2-9 or the placement of
19	candidate's name under IC 3-11-2-10(f). IC 3-11-2-10(d). However
20	the ballots must otherwise substantially conform with IC 3-11-2.
21	SECTION 3. IC 3-11-2-9, AS AMENDED BY P.L.227-2023
22	SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
23	JANUARY 1, 2025]: Sec. 9. (a) The device of each political party
24	described in section 6 of this chapter shall be:
25	(1) enclosed in a circle not less than three-fourths (3/4) of an incl
26	in diameter; and
27	(2) placed under the name of the party or independent ticket, a
28	required by section 10 of this chapter.
29	(b) A device of a political party must not be printed on a ballot if
30	(1) there are no candidates of that political party. or
31	(2) the only candidates of the political party are for election to
32	offices to which more than one (1) individual is to be elected and
33	which will not be credited with a vote under IC 3-12-1-7 if a vote
34	casts a straight party ticket.
35	SECTION 4. IC 3-11-2-10, AS AMENDED BY P.L.227-2023
36	SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVI
37	JANUARY 1, 2025]: Sec. 10. (a) Public questions shall be placed or
38	the general election ballot in the following order after the statemen
39	described in section 7 of this chapter, and the instructions described in
40	subsections (d) and (e) subsection (c) and section 8 of this chapter, i
41	instructions are printed on the ballot:

(1) Ratification of a state constitutional amendment.



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	(2) 7 1 111
1	(2) Local public questions.
2	Subject to section 10.1 of this chapter, each public question shall be
3	placed in a separate column on the ballot.
4	(b) The name or title of the political party shall be placed on the
5	general election ballot after the public questions described in
6	subsection (a). The device of the political party shall be placed
7	immediately under the name of the political party. Notwithstanding
8	section 8(b) of this chapter, the instructions for voting a straight party
9	ticket shall be placed to the right of the device on the ballot.
10	(c) The instructions for voting a straight party ticket must conform
11	as nearly as possible to the following:
12	"(1) You are not required to vote a straight party ticket. If you do
13	not wish to vote a straight party ticket, do not make a mark in this
14	section, and proceed to voting the ballot by office.
15	(2) To vote a straight (insert political party name) ticket for all
16	(insert political party name) candidates on this ballot, except for
17	candidates described in (3) below, make a voting mark on or in
18	this circle and do not make any other marks on this ballot.
19	(3) To vote for any candidate for an at-large office (insert county
20	council, eity common council, town council, or township board if
21	those offices appear on this ballot) to which more than one (1)
22	person may be elected, you must make another voting mark for
23	each candidate you wish to vote for. Your straight party vote will
24	not count as a vote for any candidate for that office.
25	(4) If you wish to vote for a candidate seeking a nonpartisan office
26	or on a public question, you must make another voting mark on
27	the appropriate place on this ballot.".
28	(d) Except as permitted under section 8(b) of this chapter, if the
29	ballot contains an independent ticket described in section 6 of this
30	chapter and at least one (1) other independent candidate, the ballot
31	must also contain a statement that reads substantially as follows: "A
32	vote east for an independent tieket will only be counted for the
33	candidates for President and Vice President or governor and lieutenant
34	governor comprising that independent ticket. This vote will NOT be
35	counted for any OTHER independent candidate appearing on the
36	ballot.".
37	(e) (c) Except as permitted under section 8(b) of this chapter, the
38	ballot must also contain a statement that reads substantially as follows:
39	"A write-in vote will NOT be counted unless the vote is for a
40	DECLARED write-in candidate. To vote for a write-in candidate, you
41	must make a voting mark on or in the square to the left of the name you
42	have written in or your vote will not be counted.".



1	(f) (d) Subject to section 10.1 of this chapter, the list of candidates
2	of the political party shall be placed immediately under the instructions
3	for voting a straight party ticket. The names of the candidates shall be
4	placed three-fourths $(3/4)$ of an inch apart from center to center of the
5	name. The name of each candidate must have, immediately on its left,
6	a square three-eighths (3/8) of an inch on each side.
7	(g) (e) The circuit court clerk may authorize the printing of ballots
8	containing a ballot variation code to ensure that the proper version of
9	a ballot is used within a precinct.
10	SECTION 5. IC 3-11-2-12.4, AS AMENDED BY P.L.109-2021,
11	SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12	JANUARY 1, 2025]: Sec. 12.4. (a) This section applies whenever more
13	than one (1) candidate may be elected to an office.
14	(b) The office shall be placed on the general election ballot after the
15	offices described in section 12 of this chapter and before the offices
16	described in section 12.9 of this chapter.
17	(c) Whenever candidates are to be elected to a county council, city
18	common council, or town council that includes both an at-large
19	member and a member representing a district, the candidates seeking
20	election as an at-large member shall be placed on the ballot before
21	candidates seeking to represent a district.
22	(d) The ballot shall contain a statement reading substantially as
23	follows above the name of the first candidate: "To vote for any
24	candidate for this office, you must make a voting mark for each
25	candidate you wish to vote for.". A straight party vote will not count as
26	a vote for any candidate for this office.".
27	SECTION 6. IC 3-11-7-4, AS AMENDED BY P.L.278-2019,
28	SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
29	JANUARY 1, 2025]: Sec. 4. (a) Except as provided in subsection (b),
30	A ballot card voting system must permit a voter to vote
31	(1) except at a primary election, a straight party ticket for all of
32	the candidates of one (1) political party by a single voting mark
33	on each ballot card;
34	(2) for one (1) or more candidates of each political party or
35	independent candidates, or for one (1) or more school board
36	candidates nominated by petition.
37	(3) a split ticket for the candidates of different political parties
38	and for independent candidates; or
39	(4) a straight party ticket and then split that ticket by casting
40	individual votes for candidates of another political party or
41	independent candidate.

(b) A ballot card voting system must require that a voter who wishes



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1	to east a ballot for a candidate for election to an at-large district to
2	which more than one person may be elected, on a:
3	(1) county council;
4	(2) city common council;
5	(3) town council; or
6	(4) township board;
7	make a voting mark for each individual candidate for whom the vote
8	wishes to cast a vote. The ballot card voting system may not count any
9	straight party ticket voting mark as a vote for any candidate for ar
0	office described by this subsection.
11	(c) (b) A ballot card voting system must permit a voter to vote:
12	(1) for all candidates for presidential electors and alternate
13	presidential electors of a political party or an independent ticke
14	by making a single voting mark; and
15	(2) for or against a public question on which the voter may vote
16	SECTION 7. IC 3-11-7-6 IS REPEALED [EFFECTIVE JANUARY
17	1, 2025]. Sec. 6. A ballot card voting system must count a ballot in
18	accordance with IC 3-12-1-7 when a voter votes a straight ticket vote
19	and votes for individual candidates as described by IC 3-12-1-7.
20	SECTION 8. IC 3-11-7.5-10, AS AMENDED BY P.L.278-2019
21	SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22	JANUARY 1, 2025]: Sec. 10. (a) Except as provided in subsection (b)
23	An electronic voting system must permit a voter to vote
24	(1) except at a primary election, a straight party ticket for all the
25	candidates of one (1) political party by touching the device of tha
26	party;
27	(2) for one (1) or more candidates of each political party of
28	independent candidates, or for one (1) or more school board
29	candidates nominated by petition.
30	(3) a split ticket for the candidates of different political parties
31	and for independent candidates; or
32	(4) a straight party ticket and then split that ticket by casting
33	individual votes for candidates of another political party of
34	independent candidates.
35	(b) An electronic voting system must require that a voter who
36	wishes to east a ballot for a candidate for election to an at-large distric
37	to which more than one person may be elected, on a:
38	(1) county council;
39	(2) city common council;
10	(3) town council; or
11	(4) township board;
12	make a voting mark for each individual candidate for whom the vote



wishes to east a vote. The electronic voting system may not count any
straight party ticket voting mark as a vote for any candidate for an
office described by this subsection.
(c) (b) An electronic voting system must permit a voter to vote:
(1) for as many candidates for an office as the voter may vote for,
but no more;
(2) for or against a public question on which the voter may vote,
but no other; and
(3) for all the candidates for presidential electors and alternate
presidential electors of a political party or an independent ticket
by making a single voting mark.
SECTION 9. IC 3-11-11-10 IS REPEALED [EFFECTIVE
JANUARY 1, 2025]. Sec. 10. If an election is a general or municipal
election and a voter desires to vote for all the candidates of one (1)
political party or group of petitioners, the voter may make a voting
mark on or in a large circle enclosing the device and before the name
under which the candidates of the party are printed. The voter's vote
shall then be counted for all the candidates under that party name.
SECTION 10. IC 3-11-13-7.5, AS ADDED BY P.L.109-2021,
SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JANUARY 1, 2025]: Sec. 7.5. (a) This section applies to a marking
device used in a voting system that:
(1) contains features of both a ballot card voting system and an
electronic voting system; and
(2) produces a ballot card with the voter's choices as selected by
the voter and marked on the card by the device.
(b) The interface of the marking device used with an optical scan
voting system must include all of the following:
(1) The information required by IC 3-11-14-3.5.
(2) The instructions required by IC 3-11-2-8.
(3) The information and instructions required by IC 3-11-2-10.
(c) A marking device must comply with the same disability access
standards as an electronic voting system under IC 3-11-15-13.6.
(d) Notwithstanding any other provision of this title, a ballot card
used with a marking device must have either preprinted or printed by
the marking device the following:
(1) When the marking device is used for absentee voting under
IC 3-11-10-26, the circuit court clerk's signature and seal required
by IC 3-11-10-27.
(2) When the marking device is used by a voter to cast a
provisional ballot, the circuit court clerk's signature and seal
required by IC 3-11.7-1-7.



1	(5) A fine of box for each poin clerk's infinal as required by section
2 3	19 of this chapter.
3	(4) When the marking device is used during a primary election
4	the name of the political party whose primary the voter is
5	participating in or the word "nonpartisan" if the voter is voting a
6	ballot that contains only a public question certified by the county
7	election board under IC 3-10-9.
8	(e) If the voting system produces a ballot card, the ballot card mus
9	contain a summary ballot scan of the voter's ballot that includes all or
10	the following:
11	(1) The name or designation of each office on the voter's ballot.
12	(2) The name of the candidate and the candidate's political party
13	selected by the voter.
14	(3) If the voter selects a straight party ticket, the name of the
15	political party ticket the voter selected.
16	(4) (3) A description of the text of any public question or judicia
17	retention question on the voter's ballot that the county election
18	board determines reasonably conveys the content of the public
19	question or judicial retention question and the response the voter
20	selected for each question.
21	The ballot card may contain additional information described in
22	subsection (b).
23	(f) Notwithstanding any other provision of this chapter, a ballot care
24	used with the marking device may be a different dimension or size than
25	other ballot cards:
26	(1) approved by the county election board for use in an election
27	and
28	(2) that are not designed to be marked by the marking device.
29	(g) A voter verifiable paper audit trail is not a marking device.
30	SECTION 11. IC 3-11-13-11, AS AMENDED BY THE
31	TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL
32	ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33	JANUARY 1, 2025]: Sec. 11. (a) The ballot information, whether
34	placed on the ballot card or on the marking device, must be in the order
35	of arrangement provided for ballots under this section.
36	(b) Each county election board shall have the names of al
37	candidates for all elected offices, political party offices, and public
38	questions printed on a ballot card as provided in this chapter. The
39	county may:
40	(1) print all offices and questions on a single ballot card; and
41	(2) include a ballot variation code to ensure that the proper
42	version of a ballot is used within a precinct.



- (c) Each type of ballot card must be of uniform size and of the same quality and color of paper (except as permitted under IC 3-10-1-17).
- (d) The nominees of a political party or an independent candidate or independent ticket (described in IC 3-11-2-6) nominated by petitioners shall be listed on the ballot with the name and device set forth on the certification or petition. The circle containing the device may be of any size that permits a voter to readily identify the device. IC 3-11-2-5 applies if the certification or petition does not include a name or device, or if the same device is selected by two (2) or more parties or petitioners.
- (e) The offices and public questions on the general election ballot must be placed on the ballot in the order listed in IC 3-11-2-12, IC 3-11-2-12.4, IC 3-11-2-12.5, IC 3-11-2-12.7(b), IC 3-11-2-12.9(a), IC 3-11-2-12.9(c), IC 3-11-2-13(a) through IC 3-11-2-13(c), IC 3-11-2-14(a), IC 3-11-2-14(d), and IC 3-11-2-14(e). The offices and public questions may be listed in a continuous column **or row** either vertically or horizontally and on a number of separate pages.
- (f) The name of each office must be printed in a uniform size in bold type. A statement reading substantially as follows must be placed immediately below the name of the office and above the name of the first candidate:
 - (1) "Vote for one (1) only.", if only one (1) candidate is to be elected to the office.
 - (2) "Vote for not more than (insert the number of candidates to be elected) candidate(s) for this office. To vote for any candidate for this office, you must make a voting mark for each candidate you wish to vote for.", A straight party vote will not count as a vote for any candidate for this office.", if more than one (1) candidate is to be elected to the office.
- (g) Below the name of the office and the statement required by subsection (f), the names of the candidates for each office must be grouped together in the following order:
 - (1) The major political party whose candidate received the highest greatest number of votes in the county for secretary of state at the last most recent election for secretary of state is listed first.
 - (2) The major political party whose candidate received the second highest greatest number of votes in the county for secretary of state at the most recent election for secretary of state is listed second.
 - (3) All other political parties listed in the order that the parties' candidates for secretary of state finished in the last most recent election for secretary of state are listed after the party listed in



1	subdivision (2).
2	(4) If a political party did not have a candidate for secretary of
2 3	state in the last most recent election for secretary of state or a
4	nominee is an independent candidate or independent ticket
5	(described in IC 3-11-2-6), the party or candidate is listed after
6	the parties described in subdivisions (1), (2), and (3).
7	(5) If more than one (1) political party or independent candidate
8	or ticket described in subdivision (4) qualifies to be on the ballot,
9	the parties, candidates, or tickets are listed in the order in which
10	the party filed its petition of nomination under IC 3-8-6-12.
11	(6) A space for write-in voting is placed after the candidates listed
12	in subdivisions (1) through (5), if required by law.
13	(7) The name of a write-in candidate may not be listed on the
14	ballot.
15	(h) The names of the candidates grouped in the order established by
16	subsection (g) must be printed in type with uniform capital letters and
17	have a uniform space between each name. The name of the candidate's
18	political party, or the word "Independent" if the:
19	(1) candidate; or
20	(2) ticket of candidates for:
21	(A) President and Vice President of the United States; or
22	(B) governor and lieutenant governor;
23	is independent, must be placed immediately below or beside the name
24	of the candidate and must be printed in a uniform size and type.
25	(i) All the candidates of the same political party for election to
26	at-large seats on the fiscal or legislative body of a political subdivision
27	must be grouped together:
28	(1) under the name of the office that the candidates are seeking;
29	(2) in the order established by subsection (g); and
30	(3) within the political party, in alphabetical order according to
31	surname.
32	A statement reading substantially as follows must be placed
33	immediately below the name of the office and above the name of the
34	first candidate: "Vote for not more than (insert the number of
35	candidates to be elected) candidate(s) of ANY party for this office.".
36	(j) Candidates for election to at-large seats on the governing body
37	of a school corporation must be grouped:
38	(1) under the name of the office that the candidates are seeking;
39	and
40	(2) in alphabetical order according to surname.
41	A statement reading substantially as follows must be placed
42	immediately below the name of the office and above the name of the



first	candidate:	"Vote	for	not	more	than	(insert	the	number	of
cand	idates to be	elected) car	ndida	ite(s) f	or this	office.	".		

- (k) The following information must be placed at the top of the ballot before the first public question is listed:
 - (1) The cautionary statement described in IC 3-11-2-7.
 - (2) The instructions described in IC 3-11-2-8 $\frac{1C}{3-11-2-10(d)}$, and $\frac{1C}{3-11-2-10(e)}$. IC 3-11-2-10(c).
- (1) The ballot must include: a single connectable arrow, circle, oval, or square, or a voting position for voting a straight party ticket by one (1) mark as required by section 14 of this chapter, and the single connectable arrow, circle, oval, or square, or the voting position for casting a straight party ticket ballot must be identified by:
 - (1) the name of the political party; ticket and
 - (2) immediately below or beside the political party's name, the device of that party (described in IC 3-11-2-5).

The name and device of each political party must be of uniform size and type and arranged in the order established by subsection (g) for listing candidates under each office. The instructions described in IC 3-11-2-10(c) for voting a straight party ticket and the statement concerning presidential electors required under IC 3-10-4-3 must be placed on the ballot label. The instructions for voting a straight party ticket must include the statement: "If you do not wish to vote a straight party ticket, do not make a mark in this section and proceed to voting the ballot by office.".

- (m) A public question must be in the form described in IC 3-11-2-15(a) and IC 3-11-2-15(b), except that a single connectable arrow, a circle, or an oval may be used instead of a square. Except as expressly authorized or required by statute, a county election board may not print a ballot card that contains language concerning the public question other than the language authorized by a statute.
 - (n) The requirements in this section:
 - (1) do not replace; and
 - (2) are in addition to;
- any other requirements in this title that apply to optical scan ballots.
- (o) The procedure described in IC 3-11-2-16 must be used when a ballot does not comply with the requirements imposed by this title or contains another error or omission that might result in confusion or mistakes by voters.
- (p) This subsection applies to an optical scan ballot that does not list:
 - (1) the names of political parties or candidates; or
 - (2) the text of public questions;



1	on the face of the ballot. The ballot must be prepared in accordance
2	with this section, except that the ballot must include a numbered circle
3	or oval to refer to each political party, candidate, or public question.
4	SECTION 12. IC 3-11-13-14 IS REPEALED [EFFECTIVE
5	JANUARY 1, 2025]. Sec. 14. (a) In partisan elections, the ballot labels
6	must include a voting square or position where a voter may by one (1)
7	voting mark on each eard record a straight party ticket vote for all the
8	candidates of one (1) political party, except for offices for which the
9	voter:
10	(1) is required to east an individual vote for a candidate under
11	IC 3-11-7-4(b); or
12	(2) has voted individually for a candidate for any other office.
13	(b) A ballot label must not include a voting square or position to
14	permit a voter to east a straight party ticket for a political party if:
15	(1) there are no candidates of that political party; or
16	(2) the only candidates of the political party are for election to
17	offices to which more than one (1) individual is to be elected and
18	which will not be credited with a vote under IC 3-12-1-7 if a voter
19	casts a straight party ticket.
20	SECTION 13. IC 3-11-13-22, AS AMENDED BY P.L.227-2023,
21	SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22	JANUARY 1, 2025]: Sec. 22. (a) This section applies to:
23	(1) a ballot card voting system; and
24	(2) a voting system that includes features of a ballot card voting
25	system and a direct record electronic voting system.
26	(b) Not later than seventy-four (74) days before election day, for
27	each county planning to use automatic tabulating machines at the next
28	election, VSTOP shall provide each county election board with a
29	randomly sorted list of unique identification numbers for the inventory
30	of machines in the county maintained under IC 3-11-16-4. Starting at
31	the top of the list, the county election board shall select machines in the
32	list in the order listed so that:
33	(1) if a machine to be selected in the list is not scheduled to be
34	used in the upcoming election, the selection process will move to
35	the next machine in the order listed;
36	(2) each selected machine is scheduled to be used in the
37	upcoming election; and
38	(3) the number of machines selected is not less than five percent
39	(5%) of the machines in the county scheduled by the county
40	election board to be used in the upcoming election.
41	(c) The county election board shall test the machines as described

in subsection (b) to ascertain that the machines will correctly count the



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1	votes cast for straight party tickets, for all candidates (including
2	write-in candidates) and on all public questions. If an individual
3	attending the public test requests that additional automatic tabulating
4	machines be tested, then the county election board shall select and test
5	additional machines from the list in the manner described in subsection
6	(b).
7	(d) If VSTOP does not provide the lists under subsection (b) not
8	later than sixty (60) days before the election, the county election board
9	shall establish and implement a procedure for random selection of not
10	less than five percent (5%) of the machines in the county to be used in
11	the upcoming election. The county election board shall then test the
12	machines selected as described in subsection (c).
13	(e) Not later than seven (7) days after conducting the test under
14	subsection (c), the county election board shall certify to the election
15	division that the test has been conducted in conformity with subsection
16	(c). The testing under subsection (c) must begin before absentee voting
17	begins in the office of the circuit court clerk under IC 3-11-10-26.
18	(f) Public notice of the time and place shall be given at least
19	forty-eight (48) hours before the test. The notice shall be published
20	once in accordance with IC 5-3-1-4.
21	(g) If a county election board determines that:
22	(1) a ballot:
23	(A) must be reprinted or corrected as provided by
24	IC 3-11-2-16 because of the omission of a candidate, political
25	party, or public question from the ballot; or
26	(B) is an absentee ballot that a voter is entitled to recast under
27	IC 3-11.5-4-2 because the absentee ballot includes a candidate
28	for election to office who:
29	(i) ceased to be a candidate; and
30	(ii) has been succeeded by a candidate selected under
31	IC 3-13-1 or IC 3-13-2; and
32	(2) ballots used in the test conducted under this section were not
33	reprinted or corrected to remove the omission of a candidate,
34	political party, or public question, or indicate the name of the
35	successor candidate;
36	the county election board shall conduct an additional public test
37	described in subsection (c) using the reprinted or corrected ballots.
38	Notice of the time and place of the additional test shall be given in

accordance with IC 5-14-1.5, but publication of the notice in

a signed form from a public test to the election division by electronic

(h) Notwithstanding IC 3-5-4-1.7, a county election board may send

accordance with IC 5-3-1-4 is not required.



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1	mail or fax.
2	SECTION 14. IC 3-11-13-31.7, AS AMENDED BY P.L.227-2023,
3	SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4	JANUARY 1, 2025]: Sec. 31.7. (a) This section is enacted to comply
5	with 52 U.S.C. 21081 by establishing uniform and nondiscriminatory
6	standards to define what constitutes a vote on an optical scan voting
7	system.
8	(b) After receiving ballot cards, a voter shall, without leaving the
9	room, go alone into one (1) of the booths or compartments that is
10	unoccupied and indicate:
11	(1) the candidates for whom the voter desires to vote by marking
12	the connectable arrows, circles, ovals, or squares immediately
13	beside:
14	(A) the candidates' names; or
15	(B) the numbers referring to the candidates; and
16	(2) the voter's preference on each public question by marking the
17	connectable arrow, oval, or square beside:
18	(A) the word "yes" or "no" under the question; or
19	(B) the number referring to the word "yes" or "no" on the
20	ballot.
21	(c) If an election is a general or municipal election and a voter
22	desires to vote for all the candidates of one (1) political party, the voter
23	may mark:
24	(1) the circle enclosing the device; or
25	(2) the connectable arrow, circle, oval, or square described in
26	section 11 of this chapter;
27	that designates the candidates of that political party. Except as provided
28	by IC 3-11-7-4(b), the voter's vote shall then be counted for all the
29	candidates of that political party. However, if the voter marks the
30	circle, arrow, oval, or square of an independent ticket (described in
31	IC 3-11-2-6), the vote shall not be counted for any other independent
32	candidate on the ballot.
33	(d) (c) This subsection applies to a voter casting a ballot on a voting
34	system that includes features of both an optical scan ballot card voting
35	system and a direct record electronic voting system. After entering into
36	a booth used with the voting system, the voter shall indicate the
37	candidates for whom the voter desires to vote and the voter's preference
38	on each public question by:
39	(1) inserting a paper ballot or an optical scan ballot into the voting
40	system; or
41	(2) using headphones to listen to a recorded list of political
42	parties, candidates, and public questions.
74	parties, candidates, and public questions.



(e) (d) A voter using a voting system described in subsection (d) (c)
may indicate the voter's selections by:
(1) touching a device on or in the squares immediately adjacent
to the name of a political party, candidate, or response to a public
question; or
(2) indicating the voter's choices by using a sip puff device that
enables the voter to indicate a choice by inhaling or exhaling.
SECTION 15. IC 3-11-14-2, AS AMENDED BY P.L.115-2022
SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JANUARY 1, 2025]: Sec. 2. (a) Except as provided in subsections (c)
and (f), a county election board may use an approved electronic voting
system:
(1) in any election;
(2) in all or in some of the precincts within a political subdivision
holding an election; and
(3) instead of or in combination with any other voting method.
(b) A county election board may use an electronic voting system
which includes a voter verifiable paper audit trail if the voting system
(1) otherwise complies with this chapter and IC 3-11-15; and
(2) is certified by the Indiana election commission.
(c) A county election board may not use an approved electronic
voting system purchased, leased, or otherwise acquired by the county
after December 31, 2019, unless the system:
(1) is certified by the Indiana election commission; and
(2) includes a voter verifiable paper audit trail.
This subsection does not prohibit a county election board from having
maintenance performed on an electronic voting system purchased
leased, or otherwise acquired by the county before January 1, 2020.
(d) The voter verifiable paper audit trail must contain all of the
following:
(1) The name or code of the election as provided by the voting
system.
(2) The date of the election.
(3) The date the voter verifiable paper audit trail was printed.
(4) A security code and record number specific to each paper
receipt assigned by the voting system.
(5) The name or designation of the voter's precinct.
(6) The name or designation of each office on the voter's ballot.
(7) The name of the candidate and the designation of the
candidate's political party selected by the voter.
(8) If the voter selects a straight party ticket, the name of the
political party ticket the voter selected.



1	(9) (8) The following information:
2	(A) A description of the text of any public question or judicial
3	retention question on the voter's ballot that:
4	(i) contains not more than thirty (30) characters; and
5	(ii) the county election board determines reasonably conveys
6	the content of the public question or judicial retention
7	question.
8	(B) The response the voter selected for each question.
9	(e) The voter verifiable paper audit trail may contain additional
10	information and instructions determined to be useful to the voter by the
11	county election board subject to the design capabilities of the voter
12	verifiable paper audit trail.
13	(f) This subsection applies to a county in which any direct record
14	electronic voting system that does not include a voter verifiable paper
15	audit trail is used for an election. A county election board shall not use
16	a direct record electronic voting system in an election after July 1,
17	2022, unless the county election board:
18	(1) uses a number of direct record electronic voting systems
19	including a voter verifiable paper audit trail in the election that is
20	equal to or greater than ten percent (10%) of the total number of
21	direct record electronic voting systems owned, leased, or
22	otherwise available to the county as of January 1, 2022, and as of
23	January 1 in each year thereafter;
24	(2) determines, not later than July 1, 2022, and January 1 of each
25	year thereafter, the minimum number of direct record electronic
26	voting systems including a voter verifiable paper audit trail
27	necessary to comply with the requirement of this subsection; and
28	(3) files a certification of this determination to the secretary of
29	state not later than August 11, 2022, and February 11 of each year
30	thereafter.
31	SECTION 16. IC 3-11-14-3.5, AS AMENDED BY P.L.227-2023,
32	SECTION 100, IS AMENDED TO READ AS FOLLOWS
33	[EFFECTIVE JANUARY 1, 2025]: Sec. 3.5. (a) Each county election
34	board shall have the names of all candidates for all elected offices,
35	political party offices, and public questions printed on ballot labels for
36	use in an electronic voting system as provided in this chapter.
37	(b) The county may:
38	(1) print all offices and public questions on a single ballot label;
39	and
40	(2) include a ballot variation code to ensure that the proper
41	version of a ballot label is used within a precinct.
42	(c) Each type of ballot label must be of uniform size and of the same



- quality and color of paper (except as permitted under IC 3-10-1-17).
- (d) The nominees of a political party or an independent candidate or independent ticket (described in IC 3-11-2-6) nominated by petitioners must be listed on the ballot label with the name and device set forth on the certification or petition. The circle containing the device may be of any size that permits a voter to readily identify the device. IC 3-11-2-5 applies if the certification or petition does not include a name or device, or if the same device is selected by two (2) or more parties or petitioners.
- (e) The ballot labels must list the offices and public questions on the general election ballot in the order listed in IC 3-11-2-12, IC 3-11-2-12.4, IC 3-11-2-12.5, IC 3-11-2-12.7(b), IC 3-11-2-12.9(a), IC 3-11-2-12.9(c), IC 3-11-2-13(a) through IC 3-11-2-13(c), IC 3-11-2-14(a), IC 3-11-2-14(d), and IC 3-11-2-14(e). Each office and public question may have a separate screen, or the offices and public questions may be listed in a continuous column **or row** either vertically or horizontally.
- (f) The name of each office must be printed in a uniform size in bold type. A statement reading substantially as follows must be placed immediately below the name of the office and above the name of the first candidate:
 - (1) "Vote for one (1) only.", if only one (1) candidate is to be elected to the office.
 - (2) "Vote for not more than (insert the number of candidates to be elected) candidate(s) for this office. To vote for any candidate for this office, you must make a voting mark for each candidate you wish to vote for.", A straight party vote will not count as a vote for any candidate for this office.", if more than one (1) candidate is to be elected to the office.
- (g) Below the name of the office and the statement required by subsection (f), the names of the candidates for each office must be grouped together in the following order:
 - (1) The major political party whose candidate received the highest greatest number of votes in the county for secretary of state at the last most recent election for secretary of state is listed first.
 - (2) The major political party whose candidate received the second highest greatest number of votes in the county for secretary of state at the most recent election for secretary of state is listed second.
 - (3) All other political parties listed in the order that the parties' candidates for secretary of state finished in the last most recent election for secretary of state are listed after the party listed in



1	subdivision (2).
2	(4) If a political party did not have a candidate for secretary of
3	state in the last most recent election for secretary of state or a
4	nominee is an independent candidate or independent ticket
5	(described in IC 3-11-2-6), the party or candidate is listed after
6	the parties described in subdivisions (1), (2), and (3).
7	(5) If more than one (1) political party or independent candidate
8	or ticket described in subdivision (4) qualifies to be on the ballot,
9	the parties, candidates, or tickets are listed in the order in which
10	the party filed its petition of nomination under IC 3-8-6-12.
11	(6) A space for write-in voting is placed after the candidates listed
12	in subdivisions (1) through (5), if required by law. A space for
13	write-in voting for an office is not required if there are no
14	declared write-in candidates for that office. However, procedures
15	must be implemented to permit write-in voting for candidates for
16	federal offices.
17	(7) The name of a write-in candidate may not be listed on the
18	ballot.
19	(h) The names of the candidates grouped in the order established by
20	subsection (g) must be printed in type with uniform capital letters and
21	have a uniform space between each name. The name of the candidate's
22	political party, or the word "Independent", if the:
23	(1) candidate; or
24	(2) ticket of candidates for:
25	(A) President and Vice President of the United States; or
26	(B) governor and lieutenant governor;
27	is independent, must be placed immediately below or beside the name
28	of the candidate and must be printed in uniform size and type.
29	(i) All the candidates of the same political party for election to
30	at-large seats on the fiscal or legislative body of a political subdivision
31	must be grouped together:
32	(1) under the name of the office that the candidates are seeking;
33	(2) in the party order established by subsection (g); and
34	(3) within the political party, in alphabetical order according to
35	surname.
36	A statement reading substantially as follows must be placed
37	immediately below the name of the office and above the name of the
38	first candidate: "Vote for not more than (insert the number of
39	candidates to be elected) candidate(s) of ANY party for this office.".
40	(j) Candidates for election to at-large seats on the governing body
41	of a school corporation must be grouped:
42	(1) under the name of the office that the candidates are seeking;
	<i>e,</i>



2	(2) in alphabetical order according to surname.
3	A statement reading substantially as follows must be placed
4	immediately below the name of the office and above the name of the
5	first candidate: "Vote for not more than (insert the number of
6	candidates to be elected) candidate(s) for this office.".
7	(k) The cautionary statement described in IC 3-11-2-7 must be
8	placed at the top or beginning of the ballot label before the first public
9	question is listed.
10	(1) The instructions described in IC 3-11-2-8 IC 3-11-2-10(d), and
11	IC 3-11-2-10(e) IC 3-11-2-10(c) may be:
12	(1) placed on the ballot label; or
13	(2) posted in a location within the voting booth that permits the
14	voter to easily read the instructions.
15	(m) Except as provided in section 14.5 of this chapter, The ballot
16	label must include: a touch sensitive point or button for voting a
17	straight political party ticket by one (1) touch, and the touch sensitive
18	point or button must be identified by:
19	(1) the name of the political party; and
20	(2) immediately below or beside the political party's name, the
21	device of that party (described in IC 3-11-2-5).
22	The name and device of each party must be of uniform size and type,
23	and arranged in the order established by subsection (g) for listing
24	candidates under each office. The instructions described in
25	IC 3-11-2-10(e) for voting a straight party ticket and the statement
26	concerning presidential electors required under IC 3-10-4-3 must be
27	placed on the ballot label. The instructions for voting a straight party
28	ticket must include the statement: "If you do not wish to vote a straight
29	party ticket, press "NEXT" (or replace "NEXT" with the term used by
30	that voting system to permit a voter to skip a ballot screen) to continue
31	voting.".
32	(n) A public question must be in the form described in
33	IC 3-11-2-15(a) and IC 3-11-2-15(b), except that a touch sensitive
34	point or button must be used instead of a square. Except as expressly
35	authorized or required by statute, a county election board may not print
36	a ballot label that contains language concerning the public question
37	other than the language authorized by a statute.
38	(o) The requirements in this section:
39	(1) do not replace; and
40	(2) are in addition to;
41	any other requirements in this title that apply to ballots for electronic
42	voting systems.



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and

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(p) The procedure described in IC 3-11-2-16 must be used when a ballot label does not comply with the requirements imposed by this title or contains another error or omission that might result in confusion or mistakes by voters.
SECTION 17. IC 3-11-14-14.5 IS REPEALED [EFFECTIVE
JANUARY 1, 2025]. Sec. 14.5. A ballot label must not include a touch
sensitive point or button to permit a voter to east a straight party ticket
for a political party if:
(1) there are no candidates of that political party; or
(2) the only candidates of the political party are for election to
offices to which more than one (1) individual is to be elected and
which will not be credited with a vote under IC 3-12-1-7 if a voter
casts a straight party ticket.
SECTION 18. IC 3-11-14-23, AS AMENDED BY P.L.21-2016,
SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JANUARY 1, 2025]: Sec. 23. (a) This section is enacted to comply
with 52 U.S.C. 21081 by establishing uniform and nondiscriminatory standards to define what constitutes a vote on an electronic voting
system.
(b) If a voter is not challenged by a member of the precinct election
board, the voter may pass the railing to the side where an electronic
voting system is and into the voting booth. There the voter shall
register the voter's vote in secret by indicating:
(1) the candidates for whom the voter desires to vote by touching
a device on or in the squares immediately above the candidates'
names:

- a device on or in the squares immediately above the candidates' names;
 (2) if the voter intends to cast a write-in vote, a write-in vote by touching a device on or in the square immediately below the
- (2) If the voter intends to cast a write-in vote, a write-in vote by touching a device on or in the square immediately below the candidates' names and printing the name of the candidate in the window provided for write-in voting; and
- (3) the voter's preference on each public question by touching a device above the word "yes" or "no" under the question.
- (c) If an election is a general or municipal election and a voter desires to vote for all the candidates of one (1) political party or group of petitioners, the voter may cast a straight party ticket by touching that party's device. Except as provided in IC 3-11-7.5-10(b), the voter's vote shall then be counted for all the candidates under that name. However, if the voter casts a vote by touching the circle of an independent ticket comprised of two (2) candidates, the vote shall not be counted for any other independent candidate on the ballot.
- (d) (c) As provided by 52 U.S.C. 21081, a voter casting a ballot on an electronic voting system must be:



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1	(1) permitted to verify in a private and independent manner the
2	votes selected by the voter before the ballot is cast and counted:
3	(2) provided the opportunity to change the ballot or correct any
4	error in a private and independent manner before the ballot is cast
5	and counted, including the opportunity to receive a replacement
6	ballot if the voter is otherwise unable to change or correct the
7	ballot; and
8	(3) notified before the ballot is cast regarding the effect of casting
9	multiple votes for the office and provided an opportunity to
10	correct the ballot before the ballot is cast and counted.
11	SECTION 19. IC 3-11-14.5-1, AS AMENDED BY P.L.135-2020
12	SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13	JANUARY 1, 2025]: Sec. 1. (a) Not later than seventy-four (74) days
14	before election day, for each county planning to use an electronic
15	voting system at the next election, VSTOP shall provide each county

(1) if a machine to be selected in the list is not scheduled to be used in the upcoming election, the selection process will move to the next machine in the order listed;

election board with a randomly sorted list of unique identification

numbers for the inventory of machines in the county maintained under

IC 3-11-16-4. Starting at the top of the list, the county election board

shall select machines in the list in the order listed so that:

- (2) each selected machine is scheduled to be used in the upcoming election; and
- (3) the number of machines selected is not less than five percent (5%) of the machines in the county scheduled by the county election board to be used in the upcoming election.
- (b) The county election board shall test the machines as described in subsection (a) to ascertain that the machines will correctly count the votes cast for straight party tickets, for all candidates (including write-in candidates) and on all public questions. If an individual attending the public test requests that additional electronic voting systems be tested, then the county election board shall select and test additional machines from the list in the manner described in subsection (a).
- (c) If VSTOP does not provide the lists under subsection (a) not later than sixty (60) days before the election, the county election board shall establish and implement a procedure for random selection of not less than five percent (5%) of the machines in the county. The county election board shall then test the machines selected to be used in the upcoming election as described in subsection (b).
 - (d) The testing under subsection (b) must begin before absentee



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1	voting starts in the office of the circuit court clerk under IC 3-11-10-26.
2	(e) If a county election board determines that:
3	(1) a ballot provided by an electronic voting system:
4	(A) must be corrected as provided by IC 3-11-2-16 because of
5	the omission of a candidate, political party, or public question
6	from the ballot; or
7	(B) is an absentee ballot that a voter is entitled to recast under
8	IC 3-11.5-4-2 because the absentee ballot includes a candidate
9	for election to office who:
10	(i) ceased to be a candidate; and
11	(ii) has been succeeded by a candidate selected under
12	IC 3-13-1 or IC 3-13-2; and
13	(2) machines used in the test conducted under this section did not
14	contain a ballot that was reprinted or corrected to remove the
15	omission of a candidate, political party, or public question, or
16	indicate the name of the successor candidate;
17	the county election board shall conduct an additional public test
18	described in subsection (b) using the machines previously tested and
19	containing the reprinted or corrected ballots.
20	SECTION 20. IC 3-12-1-1, AS AMENDED BY P.L.64-2014,
21	SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22	JANUARY 1, 2025]: Sec. 1. Subject to sections 5, 6, 7, 8, 9, 9.5, and
23	13 of this chapter, the primary factor to be considered in determining
24	a voter's choice on a ballot is the intent of the voter. If the voter's intent
25	can be determined on the ballot or on part of the ballot, the vote shall
26	be counted for the affected candidate or candidates or on the public
27	question. However, if it is impossible to determine a voter's choice of
28	candidates on a part of a ballot or vote on a public question, then the
29	voter's vote concerning those candidates or public questions may not
30	be counted.
31	SECTION 21. IC 3-12-1-5, AS AMENDED BY P.L.278-2019,
32	SECTION 137, IS AMENDED TO READ AS FOLLOWS
33	[EFFECTIVE JANUARY 1, 2025]: Sec. 5. (a) This subsection does not
34	apply to a ballot card voting system or an electronic voting system.
35	Except as provided in subsection (d), A voting mark made by a voter
36	on or in a voting square at the left of a candidate's name or political
37	party's name shall be counted as a vote for the candidate. or candidates
38	of the political party.
39	(b) This subsection applies to a ballot card voting system. A voting



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mark made by a voter:

(1) on or in a circle, oval, or square; or

(2) to connect a connectable arrow;

1	immediately below or beside a candidate's name or political party's
2	name shall be counted as a vote for the candidate. or candidates of the
3	political party, except as provided in subsection (d).
4	(c) This subsection applies to a direct record electronic voting
5	system. A voting mark made by a voter touching a touch sensitive point
6	or button below or beside a candidate's name or political party's name
7	shall be counted as a vote for the candidate. or candidates of the
8	political party, except as provided in subsection (d).
9	(d) A voter who wishes to east a ballot for a candidate for election
10	to an at-large district to which more than one (1) person may be elected
11	on a:
12	(1) county council;
13	(2) city common council;
14	(3) town council; or
15	(4) township board;
16	must make a voting mark for each individual candidate for whom the
17	voter wishes to east a vote. A straight ticket voting mark on a paper
18	ballot, ballot card voting system, or electronic voting system shall not
19	be counted as a straight party ticket voting mark as a vote for any
20	candidate for an office described by this subsection.
21	SECTION 22. IC 3-12-1-7, AS AMENDED BY P.L.21-2016,
22	SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
23	JANUARY 1, 2025]: Sec. 7. (a) This subsection applies whenever a
24	voter:
25	(1) votes a straight party ticket; and
26	(2) votes only for one (1) or more individual candidates who are
27	all of the same political party as the straight ticket vote.
28	Except as provided in subsection (d) or (e), the straight ticket vote shall
29	be counted and the individual candidate votes may not be counted.
30	(b) This subsection applies whenever:
31	(1) a voter has voted a straight party ticket for the candidates of
32	one (1) political party;
33	(2) only one (1) person may be elected to an office; and
34	(3) the voter has voted for one (1) individual candidate for the
35	office described in subdivision (2) who is:
36	(A) a candidate of a political party other than the party for
37	which the voter voted a straight ticket; or
38	(B) an independent candidate or declared write-in candidate
39	for the office.
40	If the voter has voted for one (1) individual candidate for the office
41	described in subdivision (2), the individual candidate vote for that

office shall be counted, the straight party ticket vote for that office may



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1	not be counted, and the straight party ticket votes for other offices on
2	the ballot shall be counted.
3	(c) This subsection applies whenever:
4	(1) a voter has voted a straight party ticket for the candidates of
5	one (1) political party; and
6	(2) the voter has voted for more individual candidates for the
7	office than the number of persons to be elected to that office.
8	The individual candidate votes for that office may not be counted, the
9	straight party ticket vote for that office may not be counted, and the
0	straight party ticket votes for other offices on the ballot shall be
1	counted.
2	(d) This subsection applies whenever:
3	(1) a voter has voted a straight party ticket for the candidates of
4	one (1) political party;
5	(2) more than one (1) person may be elected to an office; and
6	(3) the voter has voted for individual candidates for the office
7	described in subdivision (2) who are:
8	(A) independent candidates or declared write-in candidates;
9	(B) candidates of a political party other than the political party
20	for which the voter cast a straight party ticket under
21	subdivision (1); or
22	(C) a combination of candidates described in clauses (A) and
23	(B).
24	The individual votes cast by the voter for the office for the independent
25	candidates, declared write-in candidates, and the candidates of a
26	political party other than the political party for which the voter cast a
27	straight party ticket shall be counted unless the total number of these
28	individual votes is greater than the number of persons to be elected to
29	the office. The straight party ticket votes for the office shall not be
0	counted. The straight party ticket votes for other offices on the voter's
1	ballot shall be counted.
2	(e) This subsection applies whenever:
3	(1) a voter has voted a straight party ticket for the candidates of
4	one (1) political party;
5	(2) more than one (1) person may be elected to an office; and
6	(3) the voter has voted for individual candidates for the office
7	described in subdivision (2) who are:
8	(A) independent candidates, declared write-in candidates, or
9	candidates of a political party other than the political party for
-0	which the voter cast a straight party ticket under subdivision
-1	(1); and
-2	(B) candidates of the same political party for which the voter



cast a straight party ticket under subdivision (1).

The individual votes cast by the voter for the office for the independent candidates, the declared write-in candidates, and the candidates of a political party other than the political party for which the voter cast a straight party ticket, and the candidates of the political party for which the voter cast a straight party ticket shall be counted unless the total number of these individual votes is greater than the number of persons to be elected to the office. The straight party ticket votes for the office shall not be counted. The straight party ticket votes for other offices on the voter's ballot shall be counted.

- (f) If a voter votes a straight party ticket for more than one (1) political party, the whole ballot is void with regard to all candidates nominated by a political party, declared write-in candidates, or candidates designated as independent candidates on the ballot. However, the voter's vote for a school board candidate or on a public question shall be counted if otherwise valid under this chapter.
- (g) (a) If a voter does not vote a straight party ticket and the number of votes cast by that a voter for the candidates for an office are less than or equal to the number of openings for that office, the individual candidates votes shall be counted.
- (h) (b) If a voter does not vote a straight party ticket and the number of votes cast by that a voter for an office exceeds the number of openings for that office, none of the votes concerning that office may be counted.

SECTION 23. IC 3-12-1-7.5, AS AMENDED BY P.L.21-2016, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2025]: Sec. 7.5. (a) If a voter votes for one (1) individual candidate for an office for which only one (1) person may be elected and also writes in the name of another candidate for the same office, neither vote may be counted.

- (b) If a voter votes for at least one (1) individual candidate for an office for which at least two (2) people may be elected and also writes in the name of at least one (1) candidate, the vote for that office may not be counted unless the number of individual votes cast for the office, when added to the number of write-in votes cast for that office, is less than or equal to the number of seats available for that office.
- (c) If a voter votes an individual or a straight party vote for a candidate for an office and also writes in the name of the same candidate for the same office, only one (1) vote for that candidate may be counted.

SECTION 24. IC 3-12-1-8 IS REPEALED [EFFECTIVE JANUARY 1, 2025]. Sec. 8. (a) Except as provided in subsection (b),



1	a voting mark made by a voter on or in a circle containing a political
2	party device shall be counted as a vote for each candidate of that
3	political party on that ballot.
4	(b) A voter who wishes to east a ballot for a candidate for election
5	to an at-large district to which more than one (1) person may be elected
6	on a:
7	(1) county council;
8	(2) city common council;
9	(3) town council; or
10	(4) township board;
11	must make a voting mark for each individual candidate for whom the
12	voter wishes to east a vote. A voting mark on or in a circle containing
13	a political party device shall not be counted as a straight party ticket
14	voting mark as a vote for any candidate for an office described by this
15	subsection.
16	SECTION 25. IC 3-12-1-14 IS AMENDED TO READ AS
17	FOLLOWS [EFFECTIVE JANUARY 1, 2025]: Sec. 14. (a) This
18	section does not apply to a vote
19	(1) cast for President or Vice President of the United States under
20	IC 3-10-4-6. or
21	(2) described by section 15 of this chapter.
22	(b) A vote cast for a candidate who ceases to be a candidate may not
23	be counted as a vote for a successor candidate selected under IC 3-13-1
24	or IC 3-13-2.
25	SECTION 26. IC 3-12-1-15 IS REPEALED [EFFECTIVE
26	JANUARY 1, 2025]. Sec. 15. (a) This section does not apply to a
27	candidate for an at-large office of a county council, city common
28	council, town council, or township board, if those offices appear on a
29	ballot.
30	(b) This section applies to a vote cast for one (1) straight party ticket
31	that includes a candidate for election to office who:
32	(1) ecases to be a candidate; and
33	(2) is succeeded by a candidate selected under IC 3-13-1 or
34	IC 3-13-2.
35	(c) A vote cast in the election for the original nominee is considered

(c) A vote cast in the election for the original nominee is considered

a vote cast for the successor.



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