

# HOUSE BILL No. 1267

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 3-8-5-14.5; IC 3-10-6-12.5.

**Synopsis:** Municipal election candidate withdrawal. Extends the deadline for a candidate nominated by a town convention to withdraw from the municipal election from three days after the adjournment of the convention to ten days after the adjournment of the convention.

**Effective:** July 1, 2020.

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## Hostettler

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January 14, 2020, read first time and referred to Committee on Elections and Apportionment.

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Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

# HOUSE BILL No. 1267

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 3-8-5-14.5, AS AMENDED BY P.L.278-2019,  
2 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2020]: Sec. 14.5. (a) A town election board or circuit court  
4 clerk conducting a municipal election under IC 3-10-7 may not include  
5 the name of a candidate nominated by a town convention on the  
6 municipal election ballot if the person files a notice to withdraw with  
7 the clerk. The circuit court clerk shall notify the town election board of  
8 any candidate withdrawal filed under this subsection not later than the  
9 deadline for the clerk to file a copy of the certification of nomination  
10 under section 13(e) of this chapter.  
11 (b) The notice to withdraw must:  
12 (1) be signed and acknowledged before an officer authorized to  
13 take acknowledgments of deeds;  
14 (2) have the certificate of acknowledgment appended to the  
15 notice; and  
16 (3) be filed with the clerk no later than noon ~~three (3)~~ **ten (10)**  
17 days following the adjournment of the convention.



1 SECTION 2. IC 3-10-6-12.5 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 12.5. (a) This section  
3 applies to a candidate:

4 (1) of a political party that is not a major political party; and

5 (2) nominated by a convention under section 12 of this chapter.

6 (b) A county election board may not include the name of a candidate  
7 on the municipal election ballot if the person files a notice to withdraw  
8 with the board. The notice must:

9 (1) be signed and acknowledged before an officer authorized to  
10 take acknowledgments of deeds;

11 (2) have the certificate of acknowledgment appended to the  
12 notice; and

13 (3) be filed with the board not later than noon ~~three (3)~~ **ten (10)**  
14 days after the adjournment of the convention.

