

HOUSE BILL No. 1361

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-5-2-23.2; IC 3-7; IC 3-10-8-9; IC 3-11-8; IC 3-11.7-2-1; IC 9-24-2.5-10.

Synopsis: Voter registration. Permits a voter to register at the polls by completing a voter registration form and an affirmation that the person has not voted elsewhere in the election and by providing proof of residence. Provides that the voter registration period in a general or municipal election continues up until the day before the general or municipal election. (Current law provides that the registration period in a general or municipal election ceases on the twenty-ninth day before a general or municipal election is conducted.)

Effective: July 1, 2021.

Pfaff, Hamilton, Campbell

January 14, 2021, read first time and referred to Committee on Elections and Apportionment.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1361

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 3-5-2-23.2, AS AMENDED BY P.L.258-2013,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 23.2. (a) Except as provided in subsection (b),
4 "expedited basis" refers to the processing of:
5 (1) a voter registration application;
6 (2) a cancellation of a voter registration application;
7 (3) a transfer of a voter registration application; or
8 (4) another document that creates or amends the voter registration
9 record of an individual;
10 not later than forty-eight (48) hours after the document is received by
11 a county voter registration office or an agency required under IC 3-7 to
12 transmit voter registration documents to a county voter registration
13 office.
14 (b) If a voter registration application or other document listed in
15 subsection (a) includes a partial Social Security number that must be
16 submitted to the Commissioner of Social Security for verification under
17 42 U.S.C. 405(r), "expedited basis" refers to the processing of the



1 application or document not later than forty-eight (48) hours after the
 2 bureau of motor vehicles commission receives verification from the
 3 Commissioner regarding the partial Social Security number.

4 ~~(c) This subsection applies to the processing of a voter registration~~
 5 ~~document described in subsection (a)(1) that is received by a county~~
 6 ~~voter registration office not more than seven (7) days before the close~~
 7 ~~of a registration period under IC 3-7-13-10. The processing of a~~
 8 ~~document subject to this subsection on an "expedited basis" refers to~~
 9 ~~processing not later than seven (7) days following the receipt of the~~
 10 ~~document.~~

11 SECTION 2. IC 3-7-13-10, AS AMENDED BY P.L.74-2017,
 12 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2021]: Sec. 10. (a) After a general or municipal election is
 14 conducted, the registration period resumes on the following December
 15 1 (or the first Monday in December if December 1 falls on a Saturday
 16 or Sunday).

17 (b) Except as provided in IC 3-7-36 for absent uniformed services
 18 voters and overseas voters, the registration period continues ~~through~~ **up**
 19 **until** the ~~twenty-ninth~~ day before the date a primary election is
 20 scheduled under this title.

21 (c) Except as provided in IC 3-7-36 for absent uniformed services
 22 voters and overseas voters, the registration period resumes fourteen
 23 (14) days after primary election day and continues ~~through~~ **up until** the
 24 ~~twenty-ninth~~ day before the date a general or municipal election is
 25 scheduled under this article.

26 (d) This subsection applies in each precinct in which a special
 27 election, municipal primary election, or municipal election is to be
 28 conducted. Except as provided in IC 3-7-36 for absent uniformed
 29 services voters and overseas voters, the registration period ~~ceases~~
 30 **continues** in that precinct ~~on~~ **up until** the ~~twenty-ninth~~ day before a
 31 special election, municipal primary election, or municipal election is
 32 conducted and resumes fourteen (14) days after the special election,
 33 municipal primary election, or municipal election occurs.

34 SECTION 3. IC 3-7-13-10.5 IS ADDED TO THE INDIANA CODE
 35 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 36 1, 2021]: **Sec. 10.5. Notwithstanding section 10 of this chapter, an**
 37 **individual may register or transfer registration on the day of a**
 38 **primary, general, municipal, school district, or special election as**
 39 **provided in IC 3-7-49.**

40 SECTION 4. IC 3-7-13-11 IS AMENDED TO READ AS
 41 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 11. A person desiring
 42 to register or transfer a registration may do so:



1 (1) at the office of the circuit court clerk or board of registration
 2 through the close of business ~~on~~ **up until** the ~~twenty-ninth~~ day
 3 before the election is scheduled to occur; **or**

4 **(2) on the day of a primary, general, municipal, school**
 5 **district, or special election as provided in IC 3-7-49 or**
 6 **IC 3-10-11.**

7 SECTION 5. IC 3-7-14-10 IS REPEALED [EFFECTIVE JULY 1,
 8 2021]. Sec. 10: If an individual is registering to vote after the
 9 ~~twenty-ninth day before the date that a primary, general, municipal, or~~
 10 ~~special election is scheduled in the precinct where the voter resides, the~~
 11 ~~employee of the bureau of motor vehicles commission who provides an~~
 12 ~~individual with a driver's license or an identification card application~~
 13 ~~shall do the following:~~

14 (1) Inform the individual that license branch registration will not
 15 permit the individual to vote in the next election:

16 (2) Inform the individual of other procedures the individual may
 17 follow to vote in the next election:

18 SECTION 6. IC 3-7-15-10 IS REPEALED [EFFECTIVE JULY 1,
 19 2021]. Sec. 10: If an individual is registering to vote after the
 20 ~~twenty-ninth day before the date that a primary, general, municipal, or~~
 21 ~~special election is scheduled in the precinct where the voter resides, the~~
 22 ~~employee of the office who provides an individual with an application~~
 23 ~~for assistance or services under section 3 of this chapter shall do the~~
 24 ~~following:~~

25 (1) Inform the individual that office registration will not permit
 26 the individual to vote in the next election:

27 (2) Inform the individual of other procedures the individual may
 28 follow to vote in the next election:

29 SECTION 7. IC 3-7-16-17 IS REPEALED [EFFECTIVE JULY 1,
 30 2021]. Sec. 17: If an individual is registering to vote after the
 31 ~~twenty-ninth day before the date that a primary, general, municipal, or~~
 32 ~~special election is scheduled in the precinct where the voter resides, the~~
 33 ~~employee or a volunteer of the office who provides an individual with~~
 34 ~~an application for assistance or services under this chapter shall do the~~
 35 ~~following:~~

36 (1) Inform the individual that office registration will not permit
 37 the individual to vote in the next election:

38 (2) Inform the individual of other procedures the individual may
 39 follow to vote in the next election:

40 SECTION 8. IC 3-7-18-9 IS REPEALED [EFFECTIVE JULY 1,
 41 2021]. Sec. 9: If an individual is registering to vote after the
 42 ~~twenty-ninth day before the date that a primary, general, municipal, or~~



1 special election is scheduled in the precinct where the voter resides, the
 2 employee or volunteer of the office who provides an individual with an
 3 application for assistance or services under this chapter shall do the
 4 following:

5 (1) Inform the individual that office registration will not permit
 6 the individual to vote in the next election:

7 (2) Inform the individual of other procedures the individual may
 8 follow to vote in the next election:

9 SECTION 9. IC 3-7-33-3.5, AS ADDED BY P.L.120-2009,
 10 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2021]: Sec. 3.5. (a) This section applies to a voter registration
 12 application submitted online in accordance with IC 3-7-26.7.

13 (b) An eligible applicant who submits a complete application online
 14 in accordance with IC 3-7-26.7 not later than midnight on the
 15 ~~twenty-ninth~~ day before the election shall be registered to vote in the
 16 election.

17 SECTION 10. IC 3-7-33-3.7, AS AMENDED BY P.L.258-2013,
 18 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2021]: Sec. 3.7. (a) This section applies to a voter registration
 20 application submitted to the election division in person or by mail.

21 (b) An eligible applicant:

22 (1) who submits a completed application; or

23 (2) on whose behalf a completed application is submitted;

24 in person to the election division not later than 5 p.m. on the
 25 ~~twenty-ninth~~ day before an election shall be registered to vote in the
 26 election.

27 (c) An eligible applicant:

28 (1) who submits a completed application; or

29 (2) on whose behalf a completed application is submitted;

30 by mail to the election division shall be registered to vote in the
 31 election, if the application is postmarked not later than the ~~twenty-ninth~~
 32 day before the election. If a postmark on an application submitted by
 33 mail is missing or illegible, an eligible applicant shall be registered to
 34 vote in the election, if the application is received by the election
 35 division not later than the Monday following the close of the
 36 registration period.

37 (d) The election division shall promptly forward an application
 38 received under this section to the county voter registration office of the
 39 county where the applicant resides. ~~However, the election division shall~~
 40 ~~not transmit to a county voter registration office an application that~~
 41 ~~cannot be processed during the period when registration is closed under~~
 42 ~~IC 3-7-13-10 until at least seven (7) days after the date of the close of~~



1 registration. The election division shall clearly identify the applications
 2 described by this subsection in the transmittal to the county voter
 3 registration office as "late registrations".

4 SECTION 11. IC 3-7-34-3, AS AMENDED BY P.L.81-2005,
 5 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2021]: Sec. 3. (a) This subsection applies to a registration
 7 form that is incomplete as a result of the failure of the applicant to
 8 answer either of the questions set forth in IC 3-7-22-5(3) or
 9 IC 3-7-22-5(4). If the county voter registration office obtains a written
 10 statement from the applicant:

11 (1) answering either or both of the questions that were not
 12 answered on the original form; and

13 (2) not later than the ~~twenty-ninth~~ day before the date of the next
 14 election following the date the form was filed;

15 the county voter registration office shall process the form under this
 16 article.

17 (b) This subsection applies to a registration application that is
 18 incomplete for a reason other than the failure of the applicant to answer
 19 either of the questions set forth in IC 3-7-22-5(3) or IC 3-7-22-5(4). If
 20 the county voter registration office obtains information under section
 21 2(b)(1) of this chapter that permits the county voter registration office
 22 to complete the registration form, the county voter registration office
 23 shall process the form under this article. If the county voter registration
 24 office obtains information under section 2(b)(2) of this chapter from
 25 the voter that permits the county voter registration office to complete
 26 the registration form, the county voter registration office shall
 27 document the information and process the form under this article.

28 SECTION 12. IC 3-7-36-10, AS AMENDED BY P.L.76-2014,
 29 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2021]: Sec. 10. (a) The county voter registration office shall
 31 process an absentee registration affidavit or form received from a voter
 32 described in section 1 of this chapter during the registration period. ~~or~~
 33 ~~during the period beginning on the twenty-ninth day before the election~~
 34 ~~and ending on the eighth day before the election.~~

35 (b) A properly completed voter registration application described in
 36 this section is subject to the same requirements that are applicable to
 37 a properly completed voter registration application from a voter
 38 described in section 1 of this chapter during the period ending on the
 39 ~~twenty-ninth~~ day before the election.

40 SECTION 13. IC 3-7-36-14, AS AMENDED BY P.L.76-2014,
 41 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 42 JULY 1, 2021]: Sec. 14. (a) This section applies to a person described



1 in subsection (b) who applies to register to vote during the period:

- 2 (1) beginning on the seventh day before election day; and
 3 (2) ending at noon election day.

4 (b) An absent uniformed services voter who is absent from Indiana
 5 during the registration period applicable to the voter under this chapter
 6 and who otherwise would be entitled to register to vote under Indiana
 7 law may, upon returning to Indiana during the period described in
 8 subsection (a) following discharge from service or reassignment,
 9 register to vote by doing the following:

10 (1) Showing either of the following to the county voter
 11 registration office:

12 (A) A discharge from service, dated not earlier than the
 13 beginning of the registration period that ended on the eighth
 14 day before election day, of:

- 15 (i) the voter;
 16 (ii) the voter's spouse; or
 17 (iii) the individual of whom the voter is a dependent.

18 (B) A copy of the government movement orders, with a
 19 reporting date not earlier than the beginning of the registration
 20 period that ended on the eighth day before election day, of:

- 21 (i) the voter;
 22 (ii) the voter's spouse; or
 23 (iii) the individual of whom the voter is a dependent.

24 (2) Completing a registration affidavit.

25 (c) **Except as provided in subsection (g)**, a voter who registers
 26 under this section may vote at the upcoming election only by absentee
 27 ballot at the office of the circuit court clerk at the time the voter
 28 registers under this section or at any time after the voter registers under
 29 this section and before noon on election day. A voter who wants to vote
 30 under this subsection must do both of the following:

- 31 (1) Complete an application for an absentee ballot.
 32 (2) Sign an affidavit that the voter has not voted at any other
 33 precinct in the election.

34 The voter may vote at subsequent elections as otherwise provided in
 35 this title.

36 (d) If the voter votes by absentee ballot under this section, the
 37 circuit court clerk shall do the following:

- 38 (1) Certify in writing that the voter registered under this section.
 39 (2) Attach the certification to the voter's absentee ballot envelope.

40 (e) If the county has a board of registration, the board of registration
 41 shall promptly deliver the voter's registration affidavit to the circuit
 42 court clerk to permit the voter to vote under subsection (c).



1 (f) If the voter chooses not to vote under subsection (c), the county
 2 voter registration office shall register the voter on the first day of the
 3 next registration period.

4 **(g) A person described in subsection (c) may register and vote**
 5 **on the day of a primary, general, municipal, school district, or**
 6 **special election as provided in IC 3-7-49.**

7 SECTION 14. IC 3-7-48-1, AS AMENDED BY P.L.271-2013,
 8 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2021]: Sec. 1. (a) Except as otherwise provided by NVRA or
 10 in this chapter, a person whose name does not appear on the
 11 registration record may not vote, unless:

12 **(1) the county voter registration office issues a signed certificate**
 13 **of error immediately available for inspection in the county voter**
 14 **registration office showing that the voter is legally registered in**
 15 **the precinct where the voter resides; or**

16 **(2) the voter has registered as provided in IC 3-7-49.**

17 (b) A person:

18 **(1) whose name does not appear on the registration record; and**

19 **(2) who does not register as provided in IC 3-7-49;**

20 may cast a provisional ballot as provided in IC 3-11.7.

21 SECTION 15. IC 3-7-49 IS ADDED TO THE INDIANA CODE AS
 22 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 23 1, 2021]:

24 **Chapter 49. Election Day Registration**

25 **Sec. 1. (a) A person who is not registered to vote but is otherwise**
 26 **qualified to vote shall be allowed to vote at the polls in a primary,**
 27 **general, municipal, school district, or special election if the person**
 28 **registers at the polls under this chapter.**

29 **(b) In order to register to vote at a precinct under this chapter,**
 30 **a person:**

31 **(1) must be a resident of the precinct;**

32 **(2) must be otherwise legally qualified to vote under**
 33 **IC 3-7-13-1;**

34 **(3) may not be registered to vote under IC 3-7-14 through**
 35 **IC 3-7-22;**

36 **(4) may not be qualified to vote under IC 3-7-39-7,**
 37 **IC 3-7-39-8, IC 3-7-48, IC 3-10-10, IC 3-10-11, or IC 3-10-12;**
 38 **and**

39 **(5) may not have already voted in the election.**

40 **(c) Before allowing a person to vote under this chapter, the poll**
 41 **clerk or other precinct election officer shall require the person to**
 42 **do the following:**



1 (1) Complete a voter registration form prescribed by
 2 IC 3-7-18, along with the affirmation described in section 3 of
 3 this chapter, and sign the form in the presence of two (2)
 4 precinct election officers who must be from different political
 5 parties. If the county election board has not appointed
 6 precinct election officers from more than one (1) political
 7 party to the precinct election board, the inspector for the
 8 precinct shall sign the form as the second precinct election
 9 officer.

10 (2) Provide acceptable proof of residence.

11 **Sec. 2. (a) For purposes of this chapter, one (1) of the following**
 12 **forms of identification is acceptable as proof of residence:**

13 (1) A current and valid photo identification.

14 (2) A current utility bill, bank statement, government check,
 15 paycheck, or government document that shows the name and
 16 address of the person registering to vote.

17 (3) A statement signed by any other voter in the precinct that
 18 corroborates the information on the voter's registration form
 19 concerning the residency of the person registering to vote. The
 20 corroborator must provide the identification listed in
 21 subdivision (1) or (2) as proof of the corroborator's residence
 22 and must sign the statement in the presence of two (2)
 23 precinct election officers who must be from different political
 24 parties. If the county election board has not appointed
 25 precinct election officers from more than one (1) political
 26 party to the precinct election board, the inspector for the
 27 precinct shall sign the form as the second precinct election
 28 officer. The commission shall prescribe the form of the
 29 statement.

30 (b) If a person presents a document under subsection (a), the
 31 poll clerk shall add a notation to the poll list indicating the type of
 32 document presented by the person. The election division shall
 33 prescribe a standardized coding system to classify documents
 34 presented under subsection (a) for entry into the county voter
 35 registration system.

36 (c) If a person is unable to present the documentation required
 37 under subsection (a) to the poll clerk while present at the polls, the
 38 poll clerk shall notify the precinct election board. The board shall
 39 provide a provisional ballot to the person under IC 3-11.7-2.

40 (d) The precinct election board shall advise the person that the
 41 person must file a copy of the documentation required under
 42 subsection (a) with:



1 (1) the county voter registration office; or
 2 (2) the precinct election board in the voter's precinct;
 3 to permit the provisional ballot to be counted under IC 3-11.7.

4 **Sec. 3.** The commission shall prescribe the affirmation required
 5 under section 1(c)(1) of this chapter. The affirmation must include
 6 a statement that the person has not already voted at the election for
 7 which the person is registering to vote.

8 **Sec. 4.** A person who registers to vote under this chapter:

9 (1) may not be challenged on the grounds that the person's
 10 registration does not appear in the precinct registration book
 11 or poll list; and

12 (2) is not required to obtain a certificate of error under
 13 IC 3-7-48 to vote.

14 **Sec. 5.** Before each primary, general, municipal, school district,
 15 or special election, the county election board shall provide each
 16 precinct election board with a sufficient number of registration
 17 forms, affirmations, and statements to meet the reasonable need
 18 for the forms, affirmations, and statements under this chapter.

19 **Sec. 6.** The precinct election board shall attach the completed
 20 registration forms, affirmations, and statements to the poll list for
 21 processing by the county voter registration office under
 22 IC 3-10-1-31.1.

23 **Sec. 7. (a)** The precinct election board shall add to the poll list
 24 of the precinct the name and address of a person who registers to
 25 vote under this chapter.

26 **(b)** The county voter registration office shall add to the
 27 registration record of the county the name of a person who
 28 registers to vote under this chapter.

29 **Sec. 8.** The county voter registration office shall process under
 30 IC 3-7-33-5 the voter registration forms completed under section
 31 1 of this chapter.

32 **Sec. 9.** If a notice mailed under IC 3-7-33-5 to a person who
 33 registered under this chapter is returned as undeliverable, the
 34 county voter registration office shall initiate steps under
 35 IC 3-7-33-6 to remove the person from the registration rolls.

36 **Sec. 10.** A registration completed under this chapter for which
 37 the notice mailed under IC 3-7-33-5 is not returned is effective to
 38 the same extent as if the registration had been completed under
 39 IC 3-7-14 through IC 3-7-22.

40 SECTION 16. IC 3-10-8-9, AS AMENDED BY P.L.10-2010,
 41 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 42 JULY 1, 2021]: Sec. 9. (a) If the special election occurs during the



1 period when registration is open under IC 3-7-13, the registration
 2 period continues ~~through up until~~ the ~~twenty-ninth~~ day before the
 3 special election occurs and resumes on the date specified by
 4 IC 3-7-13-10(d), **except that a person may register or transfer**
 5 **registration on the day of a special election as provided in**
 6 **IC 3-7-49.**

7 (b) The election board conducting the special election shall provide
 8 poll lists for use at the precincts that include the names of voters in the
 9 precinct who:

- 10 (1) have registered ~~through up until~~ the ~~twenty-ninth~~ day before
 11 the special election is to be conducted; or
 12 (2) are absent uniformed services voters or overseas voters
 13 registered under IC 3-7-36.

14 (c) This subsection applies when a special election is ordered by a
 15 court under IC 3-12-8-17 or the state recount commission under
 16 IC 3-12-11-18. A candidate may not be placed on the special election
 17 ballot unless the candidate was on the ballot or was a declared write-in
 18 candidate for the office at the general election preceding the special
 19 election.

20 SECTION 17. IC 3-11-8-15, AS AMENDED BY P.L.194-2013,
 21 SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2021]: Sec. 15. (a) Only the following persons are permitted
 23 in the polls during an election:

- 24 (1) Members of a precinct election board.
 25 (2) Poll clerks and assistant poll clerks.
 26 (3) Election sheriffs.
 27 (4) Deputy election commissioners.
 28 (5) Pollbook holders and challengers.
 29 (6) Watchers.
 30 (7) Voters for the **following** purposes: ~~of~~
 31 (A) Voting.
 32 (B) **For voters registering to vote on election day under**
 33 **IC 3-7-49, filing a copy of the documentation required by**
 34 **IC 3-7-49-2(a) with the precinct election board in the**
 35 **voter's precinct so that the voter's provisional ballot may**
 36 **be counted under IC 3-11.7.**
 37 (8) Minor children accompanying voters as provided under
 38 IC 3-11-11-8.
 39 (9) An assistant to a precinct election officer appointed under
 40 IC 3-6-6-39.
 41 (10) An individual authorized to assist a voter in accordance with
 42 IC 3-11-9.



1 (11) A member of a county election board, acting on behalf of the
2 board.

3 (12) A mechanic authorized to act on behalf of a county election
4 board to repair a voting system (if the mechanic bears credentials
5 signed by each member of the board).

6 (13) Either of the following who have been issued credentials
7 signed by the members of the county election board:

8 (A) The county chairman of a political party.

9 (B) The county vice chairman of a political party.

10 However, a county chairman or a county vice chairman who is a
11 candidate for nomination or election to office at the election may
12 not enter the polls under this subdivision.

13 (14) The secretary of state, as chief election officer of the state,
14 unless the individual serving as secretary of state is a candidate
15 for nomination or election to an office at the election.

16 (b) This subsection applies to a simulated election for minors
17 conducted with the authorization of the county election board. An
18 individual participating in the simulated election may be in the polls for
19 the purpose of voting. A person supervising the simulated election may
20 be in the polls to perform the supervision.

21 (c) The inspector of a precinct has authority over all simulated
22 election activities conducted under subsection (b) and shall ensure that
23 the simulated election activities do not interfere with the election
24 conducted in that polling place.

25 SECTION 18. IC 3-11-8-16, AS AMENDED BY P.L.230-2005,
26 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
27 JULY 1, 2021]: Sec. 16. A person may not remain within a distance
28 equal to the length of the chute (as defined in IC 3-5-2-10) of the
29 entrance to the polls except for ~~the purpose of the following purposes:~~

30 (1) Offering to vote.

31 (2) **For voters registering to vote on election day under**
32 **IC 3-7-49, filing a copy of the documentation required by**
33 **IC 3-7-49-2(a) with the precinct election board in the voter's**
34 **precinct so that the voter's provisional ballot may be counted**
35 **under IC 3-11.7.**

36 SECTION 19. IC 3-11-8-25.1, AS AMENDED BY P.L.157-2019,
37 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2021]: Sec. 25.1. (a) Except as provided in subsection (e), a
39 voter who desires to vote an official ballot at an election shall provide
40 proof of identification.

41 (b) Except as provided in subsection (e), before the voter proceeds
42 to vote in the election, a precinct election officer shall ask the voter to



1 provide proof of identification. One (1) of each of the precinct election
 2 officers nominated by each county chairman of a major political party
 3 of the county under IC 3-6-6-8 or IC 3-6-6-9 is entitled to ask the voter
 4 to provide proof of identification. The voter shall produce the proof of
 5 identification to each precinct officer requesting the proof of
 6 identification before being permitted to sign the poll list.

7 (c) If:

8 (1) the voter is unable or declines to present the proof of
 9 identification; or

10 (2) a member of the precinct election board determines that the
 11 proof of identification provided by the voter does not qualify as
 12 proof of identification under IC 3-5-2-40.5;

13 a member of the precinct election board shall challenge the voter as
 14 prescribed by this chapter.

15 (d) If the voter executes a challenged voter's affidavit under section
 16 22.1 of this chapter, the voter shall:

17 (1) sign the poll list; and

18 (2) receive a provisional ballot.

19 (e) A voter who votes in person at a precinct polling place, vote
 20 center, or satellite office established under IC 3-11-10-26.3 that is
 21 located at a state licensed care facility where the voter resides is not
 22 required to provide proof of identification before voting in an election.

23 (f) After a voter has passed the challengers or has been sworn in, the
 24 voter shall be instructed by a member of the precinct election board to
 25 proceed to the location where the poll clerks are stationed. In a vote
 26 center county using an electronic poll list, two (2) election officers who
 27 are not members of the same political party must be present when a
 28 voter signs in on the electronic poll list. The voter shall announce ~~the~~
 29 ~~voter's name~~ to the poll clerks or assistant poll clerks **the voter's name**
 30 **and whether the voter wants to register to vote at the polls. If the**
 31 **voter wants to register and meets the conditions set forth in**
 32 **IC 3-7-49, the poll clerk or other precinct election officer shall**
 33 **register the voter in accordance with IC 3-7-49. If the voter is**
 34 **already registered,** a poll clerk, an assistant poll clerk, or a member
 35 of the precinct election board shall require the voter to write the
 36 following on the poll list or to provide the following information for
 37 entry into the electronic poll list:

38 (1) The voter's name.

39 (2) Except as provided in subsection (k), the voter's current
 40 residence address.

41 (g) The poll clerk, an assistant poll clerk, or a member of the
 42 precinct election board shall:



- 1 (1) ask the voter to provide or update the voter's voter
2 identification number;
- 3 (2) tell the voter the number the voter may use as a voter
4 identification number; and
- 5 (3) explain to the voter that the voter is not required to provide or
6 update a voter identification number at the polls.
- 7 (h) The poll clerk, an assistant poll clerk, or a member of the
8 precinct election board shall ask the voter to provide proof of
9 identification.
- 10 (i) In case of doubt concerning a voter's identity, the precinct
11 election board shall compare the voter's signature with the signature on
12 the voter's registration record provided by the county voter registration
13 office under IC 3-7-29. If the board determines that the voter's
14 signature is authentic, the voter may then vote. If either poll clerk
15 doubts the voter's identity following comparison of the signatures, the
16 poll clerk shall challenge the voter in the manner prescribed by section
17 21 of this chapter.
- 18 (j) If:
- 19 (1) the poll clerk does not execute a challenger's affidavit; or
20 (2) the voter executes a challenged voter's affidavit under section
21 22.1 of this chapter or executed the affidavit before signing the
22 poll list;
23 the voter may then vote.
- 24 (k) The electronic poll book (or each line on a poll list sheet
25 provided to take a voter's current address) must include a box under the
26 heading "Address Unchanged". A voter whose address is unchanged
27 shall check the box instead of writing the voter's current address on the
28 poll list, or if an electronic poll book is used, the poll clerk shall check
29 the box after stating to the voter the address shown on the electronic
30 poll book and receiving an oral affirmation from the voter that the
31 voter's residence address shown on the poll list is the voter's current
32 residence address instead of writing the voter's current residence
33 address on the poll list or reentering the address in the electronic poll
34 book.
- 35 (l) If the voter indicates that the voter's current residence is located
36 within another county in Indiana, the voter is considered to have
37 directed the county voter registration office of the county where the
38 precinct is located to cancel the voter registration record within the
39 county. The precinct election board shall provide the voter with a voter
40 registration application for the voter to complete and file with the
41 county voter registration office of the county where the voter's current
42 residence address is located.



1 (m) If the voter indicates that the voter's current residence is located
 2 outside Indiana, the voter is considered to have directed the county
 3 voter registration office of the county where the precinct is located to
 4 cancel the voter registration record within the county.

5 SECTION 20. IC 3-11-8-25.5, AS AMENDED BY P.L.271-2013,
 6 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2021]: Sec. 25.5. (a) If an individual signs the individual's
 8 name and either:

9 (1) signs the individual's address; or

10 (2) checks the "Address Unchanged" box;

11 on the poll list or provides the information for entry by the poll clerk
 12 into the electronic poll list under section 25.1 of this chapter and then
 13 leaves the polls without casting a ballot or after casting a provisional
 14 ballot, the voter may not be permitted to reenter the polls to cast a
 15 ballot at the election: **except as provided by subsection (b).**

16 (b) **An individual who:**

17 (1) **registers to vote on election day under IC 3-7-49; and**

18 (2) **casts a provisional ballot under IC 3-11.7 because the**
 19 **individual is unable to present the documentation required**
 20 **under IC 3-7-49-2(a);**

21 **is entitled to reenter the polls solely to file a copy of the**
 22 **documentation required under IC 3-7-49-2(a) with the precinct**
 23 **election board in the individual's precinct so that the individual's**
 24 **provisional ballot may be counted under IC 3-11.7.**

25 SECTION 21. IC 3-11.7-2-1, AS AMENDED BY P.L.128-2015,
 26 SECTION 201, IS AMENDED TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2021]: Sec. 1. (a) ~~As provided by 52 U.S.C.~~
 28 ~~21082~~; This section applies to the following individuals:

29 (1) An individual:

30 (A) whose name does not appear on the registration list; and

31 (B) who is challenged under IC 3-10-1 or IC 3-11-8 after the
 32 voter makes an oral or a written affirmation under IC 3-7-48-5
 33 or IC 3-7-48-7 or after the voter produces a certificate of error
 34 under IC 3-7-48-1.

35 (2) An individual described by IC 3-10-1-10.5, IC 3-11-8-23.5, or
 36 IC 3-11-8-27.5 who is challenged as not eligible to vote.

37 (3) An individual who seeks to vote in an election as a result of a
 38 court order (or any other order) extending the time established for
 39 closing the polls under IC 3-11-8-8.

40 (4) **An individual who is registering to vote at the polls but has**
 41 **not presented identification required under IC 3-7-49-2.**

42 (b) ~~As required by 52 U.S.C. 21083~~; A voter who has registered to



- 1 vote but has not:
- 2 (1) presented identification required under 52 U.S.C. 21083 to the
- 3 poll clerk before voting in person under IC 3-11-8-25.1; ~~or~~
- 4 (2) filed a copy of the identification required under 52 U.S.C.
- 5 21083 to the county voter registration office before the voter's
- 6 absentee ballot is cast; ~~or~~
- 7 **(3) presented identification required under IC 3-7-49-2 to the**
- 8 **poll clerk before voting in person under IC 3-11-8-25.1;**
- 9 is entitled to vote a provisional ballot under this article.
- 10 (c) A precinct election officer shall inform an individual described
- 11 by subsection (a)(1) or (a)(2) that the individual may cast a provisional
- 12 ballot if the individual:
- 13 (1) is eligible to vote under IC 3-7-13-1;
- 14 (2) submitted a voter registration application during the
- 15 registration period described by IC 3-7-13-10; and
- 16 (3) executes an affidavit described in IC 3-10-1-9 or IC 3-11-8-23.
- 17 (d) A precinct election officer shall inform an individual described
- 18 by subsection (a)(3) that the individual may cast a provisional ballot.
- 19 SECTION 22. IC 9-24-2.5-10 IS AMENDED TO READ AS
- 20 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 10. The co-directors of
- 21 the election division shall notify the commission of the following:
- 22 (1) The scheduled date of each primary, general, municipal, and
- 23 special election.
- 24 (2) The jurisdiction in which the election will be held.
- 25 ~~(3) The date when registration ceases under IC 3-7-13-10 before~~
- 26 ~~each primary, general, municipal, and special election.~~

