SENATE BILL No. 283

DIGEST OF INTRODUCED BILL

Citations Affected:  IC 2-1.5; IC 2-2.1-1-2.7; IC 3-3; IC 3-8.

Synopsis:  Redistricting commission. Establishes a redistricting commission (commission) to create, hold hearings on, take public comment about, and recommend plans to redraw general assembly districts and congressional districts. Provides for the appointment of four commission members by the legislative leadership. Establishes the redistricting commission nominating committee (committee) to receive applications from and evaluate applicants to fill the five remaining positions on the commission. Provides for selection of those five commission members from pools of applicants selected by the committee. Requires the legislative services agency (agency) to provide staff and administrative services to the commission. Establishes standards to govern the commission and the agency in the creation of redistricting plans. Provides that the general assembly must meet and enact redistricting plans before October 1 of a redistricting year. Authorizes the general assembly to convene in a session to act on redistricting bills at times other than the times the general assembly is currently authorized to meet. Repeals the current law establishing a redistricting commission for congressional redistricting.

Effective:  July 1, 2021.

Qaddoura

January 11, 2021, read first time and referred to Committee on Elections.
SENATE BILL No. 283

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 2-1.5 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]:

ARTICLE 1.5. REDISTRICTING OF GENERAL ASSEMBLY AND CONGRESSIONAL DISTRICTS

Chapter 1. Definitions

Sec. 1. The definitions in this chapter apply throughout this article.

Sec. 2. "Agency" refers to the legislative services agency established by IC 2-5-1.1-7.

Sec. 3. "Applicant pool" refers to any of the applicant pools described in IC 2-1.5-2-7(b).

Sec. 4. "Appointing authority" refers to any of the following:

(1) The speaker of the house of representatives.
(2) The minority leader of the house of representatives.
(3) The president pro tempore of the senate.
(4) The minority leader of the senate.
Sec. 5. "Bureau" refers to the United States Department of Commerce, Bureau of the Census.

Sec. 6. "Census data" means the population data that the bureau is required to provide to the state under 13 U.S.C. 141.

Sec. 7. "Census year" refers to the year in which a federal decennial census is conducted.

Sec. 8. (a) "Close relative" refers to the following relatives of an individual:

(1) The individual's parent.
(2) The individual's spouse.
(3) The individual's children.

(b) A relative by adoption, half-blood, marriage, or remarriage is considered as a relative of whole kinship.

Sec. 9. "Commission" refers to the redistricting commission established by IC 2-1.5-3-1.

Sec. 10. "Committee" refers to the redistricting commission nominating committee established by IC 2-1.5-2-1.

Sec. 11. "Federal decennial census" refers to a federal decennial census conducted under 13 U.S.C. 141.

Sec. 12. "House of representatives" refers to the house of representatives of the general assembly.

Sec. 13. "Ideal district population" for a plan refers to the number equal to the quotient of the following, rounded to the nearest whole number:

(1) The numerator is the population of Indiana as reported by the most recent federal decennial census.
(2) The denominator is the number of districts required by this article for the plan.

Sec. 14. "Nominee pool" refers to any of the nominee pools described in IC 2-1.5-2-7(d).

Sec. 15. (a) "Plan" refers to any of the following:

(1) A plan for districts for the house of representatives.
(2) A plan for districts for the senate.
(3) A plan for congressional districts.

(b) A plan includes maps and written descriptions of the maps that define all the districts that a plan is required to have under this article.

Sec. 16. "Political subdivision" means a city, county, town, or township.

Sec. 17. "Redistricting year" refers to the year immediately following a census year.

Sec. 18. "Senate" refers to the senate of the general assembly.
Chapter 2. Redistricting Commission Nominating Committee

Sec. 1. The redistricting commission nominating committee is established.

Sec. 2. (a) Before July 1 of a census year, the president of each state educational institution shall designate an employee of the president's state educational institution to serve as a member of the committee. The president may not serve as a member of the committee.

(b) An individual who serves as a member of the committee serves at the pleasure of the president, and any of the president's successors, of the state educational institution from which the individual was designated.

(c) If a vacancy occurs on the committee, the president of the state educational institution whose membership on the committee is vacant shall, not later than fifteen (15) days after the vacancy occurs, designate another employee of the president's state educational institution to serve on the committee.

(d) Not later than seven (7) days after a president makes a designation under this section, the president shall notify the executive director of the agency of the name of the president's designee. The agency shall publish the names of the committee members on the general assembly's Internet web site.

Sec. 3. Not later than August 1 of a census year, the committee shall meet and do the following:

1. Select one (1) member of the committee to be the committee's chair.
2. Establish the committee's procedures.
3. Perform the functions described in section 4 of this chapter.
4. Provide for other matters for conducting the committee's business as the committee considers necessary or desirable.

Sec. 4. (a) The committee shall do the following:

1. Establish a written procedure by which individuals who are qualified to serve on the commission apply to serve on the commission.
2. Write a statement that describes all of the following:

   (A) The purpose of the commission.
   (B) The requirements of this article that apply to an individual's membership on the commission.
   (C) Other qualifications that an individual who wants to serve on the commission should have.
   (D) The process that the committee will use to evaluate the
qualifications of individuals who apply to serve on the commission.

(E) All criteria the committee will use to evaluate the qualifications of individuals who apply to serve on the commission.

(F) Any other information the committee determines that an applicant to serve on the commission should, or would want to, know.

(3) Not later than September 1 of a census year, give to the agency a copy of the written procedure established under subdivision (1) and a copy of the statement written under subdivision (2).

(b) The agency shall publish the written procedure and the statement on the general assembly's Internet web site not later than September 10 of the census year.

Sec. 5. An application form prescribed by the committee must require an applicant to state whether the applicant is:

(1) a member of either of the major political parties (as defined in IC 3-5-2-30); or

(2) not a member of either of the major political parties.

If an applicant states that the applicant is a member of either of the major political parties, the applicant must state the political party of which the applicant is a member.

Sec. 6. An individual who wants to apply to be a commission member must complete an application prescribed by the committee not later than October 15 of the census year.

Sec. 7. (a) After October 15, but not later than December 31, of the census year, the committee shall meet to evaluate the applications the committee has received.

(b) The committee shall sort applicants into the following three (3) applicant pools:

(1) Applicant pool 1 consists of all applicants who have indicated on their applications that the applicant is a member of the political party whose candidate for secretary of state at the most recent election for secretary of state received the greatest number of votes.

(2) Applicant pool 2 consists of all applicants who have indicated on their applications that the applicant is a member of the political party whose candidate for secretary of state at the most recent election for secretary of state received the second greatest number of votes.

(3) Applicant pool 3 consists of all applicants who have
indicated on their applications that the applicant is not a member of either political party described in subdivision (1) or (2).

(c) The committee shall determine, for each applicant pool, the seven (7) individuals who, in the committee's judgment, best satisfy the qualifications and criteria established under section 4 of this chapter. In making its determinations under this section, the committee shall seek to reflect the geographic, minority, and gender diversity of Indiana.

(d) Except as provided in subsection (e), for purposes of this article, the following apply:

(1) Nominee pool 1 consists of the seven (7) individuals selected under subsection (c) from applicant pool 1.
(2) Nominee pool 2 consists of the seven (7) individuals selected under subsection (c) from applicant pool 2.
(3) Nominee pool 3 consists of the seven (7) individuals selected under subsection (c) from applicant pool 3.

(e) If a particular applicant pool does not include at least seven (7) individuals who are qualified under this article to serve on the commission, the corresponding nominee pool consists of all individuals from the applicant pool the committee determines satisfy the qualifications and criteria established under section 4 of this chapter.

(f) Not later than December 31 of the census year, the committee shall certify to the executive director of the agency the names of the individuals selected under subsection (c), sorted by nominee pools. The agency shall publish the list of individuals in each nominee pool on the general assembly's Internet web site.

Sec. 8. (a) The committee may meet as often as necessary to perform the committee's duties at the call of either of the following:

(1) The committee's chair.
(2) Any two (2) committee members other than the committee's chair.

(b) If the position of the committee's chair becomes vacant, the committee shall select one (1) of its remaining members as chair at the committee's next meeting.

(c) Four (4) committee members constitute a quorum of the committee.

(d) IC 5-14-1.5 and IC 5-14-3 apply to the committee's meetings and records.

(e) Except as otherwise provided in subsection (f), the state
educational institutions shall jointly share the costs of the
committee's operations as determined jointly by the presidents of
the state educational institutions.

(f) A member of the committee shall be compensated and be
reimbursed for expenses as determined by the state educational
institution president who designated the committee member.

Chapter 3. Redistricting Commission

Sec. 1. A redistricting commission is established as provided in
this chapter.

Sec. 2. (a) Not later than January 10 of a redistricting year, each
of the appointing authorities shall appoint one (1) individual to be
a commission member. Each of the appointing authorities shall
certify to the executive director of the agency the name of the
individual appointed by the appointing authority.

(b) Four (4) members of the commission shall be selected as
provided in this subsection. Not later than January 15 of a
redistricting year, the four (4) members of the commission
appointed under subsection (a) shall meet at the call of the
executive director of the agency and do the following:

(1) One (1) commission member, as determined by the four (4)
members, shall randomly select the name of an individual
from nominee pool 1.

(2) Another commission member, as determined by the four
(4) members, shall randomly select the name of an individual
from nominee pool 2.

(3) Each of the two (2) remaining commission members shall
randomly select a name of an individual from nominee pool 3.

(c) If any of the nominee pools is empty before the selection
required by subsection (b), the remaining nominee pools shall be
consolidated and all selections required under subsection (b) shall
come from the consolidated nominee pool.

(d) The individuals whose names have been selected under
subsection (b) or (c) are considered appointed to the commission.
The executive director of the agency shall notify each of the
individuals appointed under this subsection of the appointment.

(e) The agency shall determine the random method for selecting
the names of individuals from their respective pools under
subsection (b) or (c).

(f) Not later than February 15 of a redistricting year, the
members appointed under subsections (a) and (d) shall meet to
appoint the commission's chair. The members shall meet at the call
of the executive director of the agency.
(g) The chair may be a member appointed to the commission under subsection (d), or another individual from any of the nominee pools, but may not be a member appointed to the commission under subsection (a). If the commission selects as the chair a member appointed to the commission under subsection (d), the commission shall appoint to the commission by majority vote another applicant from any of the nominee pools. The commission shall certify to the executive director of the agency the appointment of the commission's chair and the other commission member, if any, selected under this subsection, and the executive director of the agency shall notify the individual of the appointment.

(h) In selecting individuals for appointment under subsection (a), and in making any appointments under subsection (g), the appointing authorities and the commission members shall seek to optimize the geographic, minority, and gender diversity of the commission.

Sec. 3. To serve on the commission, an individual must be a resident of Indiana.

Sec. 4. (a) The definitions in IC 3-5-2 apply throughout this section.

(b) An individual may not serve on the commission if the individual has been any of the following at any time less than six (6) years before the individual's appointment to the commission:

(1) A member of the general assembly or the Congress of the United States.

(2) A candidate for election to the general assembly or the Congress of the United States.

(3) The holder of a state office (as defined in IC 3-5-2-48).

(4) An appointed public official.

(5) An employee of any of the following:

(A) The general assembly.

(B) A member of the House of Representatives of the United States representing Indiana.

(C) A United States senator representing Indiana.

(6) The chairman or treasurer of a candidate's committee of a candidate for election to the general assembly or the Congress of the United States as required by IC 3-9-1 or federal law.

(7) A precinct committeeman or a precinct vice committeeman.

(8) A member of a candidate's committee.

(9) A member of a central committee.
(10) A member of a national committee of a political party.

(11) An employee or an agent of a political party or of an
entity described in subdivision (8), (9), or (10).

(12) An individual who is either of the following:

(A) A paid consultant of an entity or individual described
in subdivision (8), (9), (10), or (11).

(B) An employee of a paid consultant of an entity or
individual described in subdivision (8), (9), (10), or (11).

(13) An individual registered as a lobbyist under IC 2-7.

(14) An individual who is a close relative of an individual
described in subdivisions (1) through (13).

Sec. 5. (a) Before undertaking duties as a commission member,
an individual appointed under section 2 or 8 of this chapter must
do each of the following:

(1) Take an oath of office.

(2) Make an affirmation that the individual will:

(A) apply the provisions of this article in an honest and
independent manner; and

(B) uphold public confidence in the integrity of the
redistricting process.

(3) Make a written pledge that the individual will not be a
candidate for:

(A) election to the general assembly; or

(B) selection to fill a vacancy in the general assembly;
at any time before the second election for members of the
general assembly after the individual's appointment to the
commission.

(4) Make a written pledge that the individual will not do any
of the following until plans are adopted as provided in this
article:

(A) Make a contribution (as defined in IC 3-5-2-15).

(B) Make a political contribution to any candidate for a
federal office.

(C) Attend any function relating to the election of a
candidate.

(D) Serve in any capacity described in section 4 of this
chapter.

(b) A member's oath, affirmation, and pledge shall be filed with
the agency.

Sec. 6. An individual serves as a commission member until the
earliest of the following:

(1) The individual resigns the individual's membership on the
(2) The individual is removed as a member of the commission under section 7 of this chapter.

(3) A new commission is appointed under this chapter following a federal decennial census.

Sec. 7. (a) A commission member may be removed from office for any of the following:

(1) Substantial neglect of duty.

(2) Gross misconduct in office.

(3) Inability to discharge the duties of a member of the commission.

(4) Becoming a candidate in violation of the commission member’s pledge under section 5(a)(3) of this chapter.

(5) Taking an action in violation of the commission member's pledge under section 5(a)(4) of this chapter.

(6) Ceasing to be a resident of Indiana as required by section 3 of this chapter.

(7) Being convicted of an action that would result in the removal of a public officer under IC 5-8-1-38 or IC 5-8-3-1.

(b) The supreme court has original and exclusive jurisdiction to remove a commission member. Any resident of Indiana may seek to remove a commission member by filing a verified complaint with the clerk of the supreme court and serving the agency with a copy. The agency shall immediately transmit a copy of the complaint to all commission members by electronic mail or by a faster method, if available.

(c) The supreme court may decide the matter by summary disposition, or after a hearing, if necessary, under such procedures as the supreme court establishes by rule or order to resolve the matter. The supreme court shall decide the matter as expeditiously as possible, but not later than seven (7) days after the date the complaint is filed, in order to permit the commission to complete its duties under the schedule established by IC 2-1.5-4.

Sec. 8. (a) If a vacancy occurs in the position of a commission member who was appointed under section 2(a) of this chapter, the leader of the caucus whose leader appointed the member whose position is vacant shall appoint an individual to fill the vacancy:

(1) not later than fifteen (15) days after the vacancy occurs; and

(2) in the same manner described in section 2(a) of this chapter.

(b) If a vacancy occurs in the position of a commission member...
who was appointed under section 2(d) of this chapter, the commission shall do both of the following:

(1) Not later than fifteen (15) days after the vacancy occurs either:

(A) appoint an individual from any of the nominee pools to fill the vacancy; or
(B) if no individual described in clause (A) meets the qualifications of this article or is available to serve, appoint any individual qualified under this article to fill the vacancy.

(2) Certify to the executive director of the agency the appointment of the individual to the commission.

(c) If the position of commission chair becomes vacant, the commission shall appoint an individual to fill the vacancy:

(1) not later than fifteen (15) days after the vacancy occurs; and

(2) either from:

(A) the remaining members of the commission appointed under section 2(d) of this chapter; or
(B) any of the nominee pools.

Sec. 9. The affirmative vote of seven (7) commission members is necessary for the commission to take official action.

Sec. 10. Each commission member is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

Sec. 11. (a) The agency shall provide the commission with staff and administrative services.

(b) The expenses of the commission shall be paid out of amounts appropriated to the legislative council or the agency, including the costs of litigation (if any).

Sec. 12. (a) The general assembly intends that each commission member not communicate with any individual described in subsection (c), directly or indirectly, regarding redistricting, other than during a public meeting of the commission. However, the general assembly also recognizes that such communications could happen inadvertently and without intent to violate this article. The general assembly therefore enacts this section to maintain the public's confidence in the redistricting process established by this article.

(b) The definitions in IC 3-5-2 apply throughout this section.

(c) A commission member who has communicated, directly or
indirectly, regarding redistricting with any of the following, other
than during a public meeting of the commission, shall take the
action described in subsection (d):

(1) A member of the Congress of the United States.
(2) A member of the general assembly.
(3) An individual who holds any other public office.
(4) An individual who has held a public office described in
subdivision (1), (2), or (3).
(5) A candidate for a public office described in subdivision (1),
(2), or (3).
(6) An individual otherwise described in section 4 of this
chapter, other than an employee of the agency acting within
the scope of the employee's responsibilities under section 11
of this chapter.

(d) If a commission member communicates regarding
redistricting with an individual described in subsection (c), the
commission member shall do the following:

(1) If the communication is written or electronic material,
instruct that the written or electronic material be placed in
the commission's public records.
(2) If the communication is other than written or electronic
material, place a verified written description of the
communication in the commission's public records. The
verified written description must include the following
information:
(A) The name of the individual with whom the
communication occurred.
(B) The date and approximate time of the communication.
(C) A description of the nature and substance of the
communication.

(e) A commission member required to act under subsection (d)
must take that action not later than five (5) days after the
commission member becomes aware that a communication subject
to this section has occurred.

(f) A commission member who fails to comply with this section
commits gross misconduct in office and is subject to removal from
the commission under section 7 of this chapter.

Chapter 4. Redistricting Procedure
Sec. 1. (a) Before January 1 of a redistricting year, the agency
shall do the following:

(1) Acquire any hardware, software, and supplies necessary
to assist the commission in the performance of the
commission's duties under this article.

(2) Establish an Internet based redistricting portal to:
(A) assist the public in drawing maps and providing input
on the redistricting process; and
(B) allow members of the public to upload their own maps.
(b) At any time, the agency may acquire additional hardware,
software, and supplies the executive director of the agency
considers necessary to assist the commission in performance of the
commission's duties under this article.

Sec. 2. (a) Not later than March 15 of a redistricting year, the
commission's chair shall convene the commission to do the
following:
(1) Organize the commission.
(2) Receive reports from the agency concerning the following:
(A) Information relating to the receipt of census data from
the bureau.
(B) The readiness of the agency to assist the commission's
work.
(C) Any other matter on which a report is requested by the
commission.
(3) Provide initial instructions to the agency regarding the
commission's work.
(4) Schedule hearings required or permitted under section 5
of this chapter.
(5) Schedule other meetings the commission considers
necessary.
(6) Schedule the receipt of maps from the public.
(b) IC 5-14-1.5 (the open door law) applies to the commission's
meetings.
(c) The commission's records shall be made available for
inspection and copying in accordance with IC 5-14-3.

Sec. 3. If the agency must make a decision on a question for
which no clearly applicable provision of this article or instruction
of the commission provides an answer, the executive director of the
agency shall submit a written request to the commission for
direction.

Sec. 4. (a) The agency shall do the following:
(1) Create maps of legislative district plans and congressional
district plans that conform to this article and the
commission's instructions.
(2) Prepare written descriptions of the maps created under
subdivision (1).
(3) Evaluate maps submitted by the public for conformance with the standards set forth in IC 2-1.5-5.

(b) The agency shall produce as many different plans as the commission instructs:
   (1) not earlier than May 1 of a redistricting year; and
   (2) not later than May 15 of the redistricting year.

(c) The agency shall publish the maps and descriptions:
   (1) prepared for the commission by the agency; and
   (2) submitted to the commission from the public;
   as directed by the commission not later than May 15 of a redistricting year.

Sec. 5. (a) As directed by the commission, the agency shall receive for the commission written public comments regarding the plans after publication of the plans.

(b) The commission shall provide for at least one (1) public hearing in each Indiana congressional district, and an additional meeting in Marion County, as determined by the commission. At least two (2) commission members shall be present at each public hearing, and a commission member shall preside at and conduct the hearing. The hearings shall be held not later than June 30 of a redistricting year and shall be recorded and made available live and archived for public viewing on the Internet.

(c) The commission may hold hearings in addition to the hearings required by subsection (b).

(d) The commission shall do the following at any hearing held under this section:
   (1) Explain the redistricting procedure.
   (2) Present the plans prepared for the commission by the agency.
   (3) Have available the plans submitted by the public and the agency's evaluation of those plans.
   (4) Hear public comments and suggestions.

(e) The commission may take other actions the commission considers appropriate to do the following:
   (1) Explain the redistricting procedure or the plans to the public.
   (2) Receive public comments and suggestions.

(f) The commission may modify, with or without additional public hearings under this section, the maps published under section 4 of this chapter to:
   (1) incorporate any public comments and suggestions adopted by the commission; or
(2) comply with the federal Voting Rights Act in accordance with IC 2-1.5-5-10(b).

The commission shall adopt any modifications made under this subsection in a public meeting.

(g) The commission shall give public notice of a meeting held under this section not later than ten (10) days before the date of the meeting.

Sec. 6. (a) Not later than August 1 of a redistricting year, the commission shall meet to adopt a report for the general assembly. The report must include the following:

(1) A summary of the commission's and the agency's preparation for the commission's work.

(2) A description of the hearings held under section 5 of this chapter.

(3) A summary of the public comments and suggestions received in writing and at the hearings.

(4) The commission's recommendation to the general assembly for each of the following:

(A) A district plan for the house of representatives.

(B) A district plan for the senate.

(C) A congressional district plan.

(5) Maps for each plan, including both a statewide map and a map for each district.

(6) A bill that would enact each of the plans.

(b) The commission shall recommend to the general assembly the plan the commission considers the best in meeting the standards set forth in IC 2-1.5-5.

(c) The commission may include any other information in the report the commission considers useful to explain the commission's work or recommendations.

(d) The report required by this section must be submitted to the legislative council in an electronic format under IC 5-14-6.

Sec. 7. (a) If, for any reason, an appointing authority, the committee, the agency, the commission, or the general assembly is unable to complete a duty required under this article or IC 2-2.1-1-2.7 before the deadline specified by law, the appointing authority, committee, agency, commission, or general assembly, as applicable, shall expedite completion of the requirement as soon as practicable after the deadline.

(b) If a court invalidates a plan after October 1 of a redistricting year, the commission and the general assembly shall take all necessary action to expedite the adoption of a plan to replace the

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invalidated plan.

Chapter 5. Redistricting Standards

Sec. 1. Districts created for the house of representatives, the senate, and the United States House of Representatives must comply with the standards of this chapter.

Sec. 2. (a) A plan for house of representatives districts must provide for one hundred (100) districts.

(b) A plan for senate districts must provide for fifty (50) districts.

(c) A plan for congressional districts must provide for as many districts as are allocated to Indiana under 2 U.S.C. 2a.

Sec. 3. Districts must be established on the basis of population.

Sec. 4. Except as provided by section 10 of this chapter, the population of a district of the house of representatives or the senate may not deviate from the ideal district population by more than two percent (2%) of the ideal district population.

Sec. 5. (a) Districts must be composed of contiguous territory.

(b) Areas that meet only at the point of adjoining corners are not considered contiguous.

Sec. 6. Districts must be as compact as possible to the extent practicable while considering other provisions of this chapter and the federal Voting Rights Act.

Sec. 7. Districts must not breach precinct boundaries.

Sec. 8. To the extent possible consistent with sections 3 through 7 of this chapter, district boundaries must seek to coincide with the boundaries of Indiana political subdivisions as follows:

(1) The commission shall seek to minimize the number of counties and cities divided among more than one (1) district.

(2) Except as provided in subdivision (3), if there is a choice between political subdivisions to be divided, a more populous political subdivision shall be divided before a less populous political subdivision is divided.

(3) Subdivision (2) does not apply to a district boundary drawn along a county line that passes through a municipality that lies in more than one (1) county.

Sec. 9. A plan for senate districts may not include a senate district that includes the residence address of two (2) or more senators, one (1) or more of whose term of office expires at the second general election held after the redistricting year.

Sec. 10. (a) In evaluating plans for recommendation, the commission shall consider the effect that a plan has on language minority groups and racial minority groups as required by the
federal Voting Rights Act.

(b) Except as provided in this subsection, the commission and
the agency may not consider past election results in preparing
proposed maps of legislative district plans and congressional
district plans. After the maps have been published under
IC 2-1.5-4-4, the agency shall review past election results to
evaluate the proposed maps for compliance with the federal Voting
Rights Act, and if necessary, shall recommend to the commission
one (1) or more modifications to the maps to bring the maps into
compliance with the federal Voting Rights Act. The modifications
recommended under this subsection may include population
deviations greater than those imposed under section 4 of this
chapter. However, the population deviations may not exceed ten
percent (10%).

SECTION 2. IC 2-2.1-1-2.7 IS ADDED TO THE INDIANA CODE
AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
1, 2021]: Sec. 2.7. (a) The definitions in IC 2-1.5-1 apply throughout
this section.

(b) Before October 1 of a redistricting year, the general
assembly shall convene and enact bills to establish the following:
   (1) House of representatives districts.
   (2) Senate districts.
   (3) Congressional districts.

   (c) A bill to enact a redistricting plan recommended by the
redistricting commission under IC 2-1.5-4 must be introduced in,
considered by, and voted on by each house of the general assembly,
without amendment, except amendments of a technical nature.

   (d) If the general assembly does not enact the redistricting plan
recommended by the redistricting commission under IC 2-1.5-4,
the general assembly shall provide, not later than two (2) days after
the general assembly fails to enact the recommended plan, written
comments to the redistricting commission concerning the reason or
reasons why the recommended plan was not enacted.

   (e) Not later than fifteen (15) days after receiving the general
assembly's comments under subsection (d), the redistricting
commission shall recommend to the general assembly a second
redistricting plan. The second redistricting plan recommended by
the redistricting commission must be introduced in, considered by,
and voted on by each house of the general assembly, without
amendment, except amendments of a technical nature.

   (f) If the general assembly does not enact the second
redistricting plan recommended by the redistricting commission
under subsection (e), the general assembly may enact any redistricting plan.

(g) Unless the general assembly has enacted bills described in subsection (b) at:

(1) a session convened under another section of this chapter;

or

(2) a special session called by the governor;

the general assembly may not consider a matter that is not relevant to the legislation described in subsection (b) during a session convened under this section.

SECTION 3. IC 3-3-2 IS REPEALED [EFFECTIVE JULY 1, 2021].

(Redistricting Commission).

SECTION 4. IC 3-3-5-10, AS ADDED BY P.L.215-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 10. Beginning November 6, 2012, the 2001 Congressional District Plan:

(1) adopted by the redistricting commission under IC 3-3-2 (before its repeal); and

(2) published in the governor's executive order 01-11 in the Indiana Register at 24 IR 3293-3298;

is void.

SECTION 5. IC 3-8-2-8, AS AMENDED BY P.L.169-2015, SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 8. (a) A declaration of candidacy for the office of United States Senator or for the office of governor must be accompanied by a petition signed by at least four thousand five hundred (4,500) voters of the state, including at least five hundred (500) voters from each congressional district.

(b) Each petition must contain the following:

(1) The signature of each petitioner.

(2) The name of each petitioner legibly printed.

(3) The residence address of each petitioner as set forth on the petitioner's voter registration record.

(c) Except as provided in this subsection, the signature, printed name, and residence address of the petitioner must be made in writing by the petitioner. If a petitioner with a disability is unable to write this information on the petition, the petitioner may authorize an individual to do so on the petitioner's behalf. The individual acting under this subsection shall execute an affidavit of assistance for each such petitioner, in a form prescribed by the election division. The form must set forth the name and address of the individual providing assistance, and the date the individual provided the assistance. The form must be
submitted with the petition.

(d) This subsection applies to a petition filed during the period:

(1) beginning on the date that a congressional district plan has
been adopted under IC 3-3; IC 2-1.5; and

(2) ending on the date that the part of the act or order issued under
IC 3-3-2 establishing the previous congressional district plan is
repealed or superseded.

The petition must be signed by at least four thousand five hundred
(4,500) voters of Indiana, including at least five hundred (500) voters
from each congressional district created by the most recent
congressional district plan adopted under IC 3-3-2; IC 2-1.5.

SECTION 6. IC 3-8-3-2, AS AMENDED BY P.L.169-2015,
SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
JULY 1, 2021]: Sec. 2. (a) A request filed under section 1 of this
chapter must be accompanied by a petition signed by at least four
thousand five hundred (4,500) voters of the state, including at least five
hundred (500) voters from each congressional district.

(b) Each petition must contain the following:

(1) The signature of each petitioner.

(2) The name of each petitioner legibly printed.

(3) The residence address of each petitioner as set forth on the
petitioner's voter registration record.

(c) Except as provided in this subsection, the signature, printed
name, and residence address of the petitioner must be made in writing
by the petitioner. If a petitioner with a disability is unable to write this
information on the petition, the petitioner may authorize an individual
to do so on the petitioner's behalf. The individual acting under this
subsection shall execute an affidavit of assistance for each such
petitioner, in a form prescribed by the election division. The form must
set forth the name and address of the individual providing assistance,
and the date the individual provided the assistance. The form must be
submitted with the petition.

(d) This subsection applies to a petition filed during the period:

(1) beginning on the date that a congressional district plan has
been adopted under IC 3-3; IC 2-1.5; and

(2) ending on the date that the part of the act or order issued under
IC 3-3-2 establishing the previous congressional district plan is
repealed or superseded.

The petition must be signed by at least four thousand five hundred
(4,500) voters of Indiana, including at least five hundred (500) voters
from each congressional district created by the most recent
congressional district plan adopted under IC 3-3-2; IC 2-1.5.