

SENATE BILL No. 382

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-11-10-26.4.

Synopsis: Election security. Requires electronic poll books and voting systems used during in-person absentee voting at the circuit court clerk's office or a satellite location to be sealed each day when absentee voting at the site concludes.

Effective: July 1, 2020.

Ford J.D.

January 13, 2020, read first time and referred to Committee on Elections.



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.

SENATE BILL No. 382

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 3-11-10-26.4 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2020]: **Sec. 26.4. (a) This section applies to**
4 **absentee voting conducted at any of the following:**
5 (1) **The office of the circuit court clerk under section 26 of this**
6 **chapter.**
7 (2) **A satellite office established under section 26.3 of this**
8 **chapter.**
9 (3) **A vote center established as an absentee satellite voting**
10 **office under IC 3-11-18.1-4.**
11 (b) **As used in this section, "unit" refers to either of the**
12 **following:**
13 (1) **A voting system.**
14 (2) **An electronic poll book.**
15 (c) **At the end of each day that absentee voting occurs, the**
16 **absentee voting board at a location described in subsection (a) shall**
17 **do all of the following:**



- 1 **(1) Attach a tamper-proof, numbered seal to each unit used**
 2 **during absentee voting.**
 3 **(2) Record the number of the seal affixed to each unit.**
 4 **(3) Provide a list of the units and the number of each unit's**
 5 **seal to the county election board.**
 6 **A seal must make it impossible to access the sealed part of the unit**
 7 **to which the seal is attached without detection. The election**
 8 **division shall prescribe the form of the seal and the information**
 9 **that must be contained on the seal.**
 10 **(d) Before the opening of absentee voting each day that it**
 11 **occurs, the absentee voter board shall determine, for each unit to**
 12 **which a seal was attached under subsection (c), that the seal**
 13 **attached to the unit:**
 14 **(1) is intact;**
 15 **(2) shows no evidence of tampering; and**
 16 **(3) bears the number indicated on the list provided to the**
 17 **county election board by the absentee voter board.**
 18 **(e) If a seal complies with subsection (d), the absentee voter**
 19 **board shall attest to that fact by executing a form prescribed under**
 20 **IC 3-5-4-8.**
 21 **(f) If the absentee voter board determines that a seal does not**
 22 **comply with subsection (d), the absentee voter board shall**
 23 **immediately notify the county election board of that fact.**
 24 **(g) A county election board may adopt, by unanimous vote of**
 25 **the entire board, a resolution to establish alternative procedures to**
 26 **secure units used for absentee voting under this section. To be**
 27 **effective, a resolution adopted under this subsection must be filed**
 28 **with the election division not later than noon three (3) days after**
 29 **the resolution is adopted by the county election board.**

