

HOUSE BILL No. 1031

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-8.

Synopsis: Withdrawal of candidacy. Provides that an individual who wishes to withdraw as a candidate must withdraw not later than noon September 1 before the election. (Under current law, a candidate must withdraw not later than noon July 15 before the election.)

Effective: July 1, 2015.

Smith M

January 6, 2015, read first time and referred to Committee on Elections and Apportionment.



First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1031



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 3-8-2-2.7, AS AMENDED BY P.L.219-2013,
2 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 2.7. (a) A candidate may withdraw a declaration
4 of intent to be a write-in candidate not later than noon ~~July 15~~
5 **September 1** before a general or municipal election.

6 (b) This subsection applies to a candidate who filed a declaration of
7 intent to be a write-in candidate with the election division. The election
8 division shall issue a corrected certification of write-in candidates
9 under IC 3-8-7-30 as soon as practicable after a declaration is
10 withdrawn under this section.

11 SECTION 2. IC 3-8-6-13.5, AS AMENDED BY P.L.219-2013,
12 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2015]: Sec. 13.5. A candidate may withdraw a petition of
14 nomination by noon:

15 (1) ~~July 15~~ **September 1** before a general or municipal election;



1 or

2 (2) seventy-one (71) days before a special election.

3 SECTION 3. IC 3-8-7-28, AS AMENDED BY P.L.194-2013,
4 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2015]: Sec. 28. (a) Except as provided in subsections (b) and
6 (c), if a nominee certified under this chapter, IC 3-8-5, IC 3-8-6, or
7 IC 3-10-1 desires to withdraw as the nominee, the nominee must file a
8 notice of withdrawal in writing with the public official with whom the
9 certificate of nomination was filed by noon:

10 (1) ~~July 15~~ **September 1** before a general or municipal election;

11 (2) August 1 before a municipal election in a town subject to
12 IC 3-8-5-10;

13 (3) on the date specified for town convention nominees under
14 IC 3-8-5-14.5;

15 (4) on the date specified for declared write-in candidates under
16 IC 3-8-2-2.7;

17 (5) on the date specified for a school board candidate under
18 IC 3-8-2.5-4; or

19 (6) forty-five (45) days before a special election.

20 (b) A candidate who is disqualified from being a candidate under
21 IC 3-8-1-5 must file a notice of withdrawal immediately upon
22 becoming disqualified. The filing requirements of subsection (a) do not
23 apply to a notice of withdrawal filed under this subsection.

24 (c) A candidate who has moved from the election district the
25 candidate sought to represent must file a notice of withdrawal
26 immediately after changing the candidate's residence. The filing
27 requirements of subsection (a) do not apply to a notice of withdrawal
28 filed under this subsection.

