

IC 3-11-1.5**Chapter 1.5. Precincts**

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IC 3-11-1.5-1 "Establishing a precinct" defined

Sec. 1. As used in this chapter, "establishing a precinct" includes the following:

- (1) Dividing one (1) precinct into two (2) or more precincts.
- (2) Combining two (2) or more precincts into one (1) precinct.
- (3) Altering a boundary line dividing two (2) or more precincts.

As added by P.L.13-1988, SEC.1.

IC 3-11-1.5-1.5 "GIS" defined

Sec. 1.5. As used in this chapter, "GIS" refers to the geographic information system maintained by the office under IC 2-5-1.1-12.2.

As added by P.L.212-2001, SEC.10. Amended by P.L.1-2002, SEC.8.

IC 3-11-1.5-2 Establishment by county executive

Sec. 2. Each county executive shall establish precincts in the incorporated and unincorporated areas of the county in the manner described in this chapter.

As added by P.L.13-1988, SEC.1.

IC 3-11-1.5-3 Number of voters per precinct

Sec. 3. (a) Except as provided in:

- (1) subsection (b);
- (2) subsection (c);
- (3) section 3.2 of this chapter; or
- (4) section 3.5 of this chapter;

a county executive shall establish precincts so that a precinct contains not more than two thousand (2,000) active voters.

(b) This subsection applies to a precinct that includes:

- (1) an entire township, but does not cross a township boundary in violation of section 4 of this chapter;
- (2) an entire city legislative body district, but does not cross the boundary of a city legislative body district;
- (3) an entire town legislative body district, but does not cross the boundary of a town legislative body district; or
- (4) one (1) residential structure containing more than two thousand (2,000) active voters and no other residential structure containing voters.

In changing precincts or establishing new precincts, a county executive shall arrange a precinct so that it will contain not more than two thousand three hundred (2,300) active voters.

(c) A county executive is not required to establish precincts so that a precinct contains not more than two thousand (2,000) active voters if the precinct:

- (1) was established by the county executive in compliance with subsection (a) within the preceding forty-eight (48) months; and
- (2) contains not more than two thousand two hundred (2,200) active voters.

As added by P.L.13-1988, SEC.1. Amended by P.L.3-1989, SEC.8; P.L.8-1990, SEC.1; P.L.7-1990, SEC.36; P.L.19-1993, SEC.1; P.L.12-1995, SEC.71; P.L.4-1996, SEC.59; P.L.169-2015, SEC.88.

IC 3-11-1.5-3.1 Precinct may not be established after June 30, 2019 with fewer than 600 active voters; exceptions

Sec. 3.1. (a) Except as provided in subsection (b), after June 30, 2019, a county may not establish a precinct under this chapter so that any precinct has less than six hundred (600) active voters.

(b) A county may establish a precinct having less than six hundred (600) active voters if either of the following apply:

(1) The precinct to be established would consist of an entire:

- (A) county commissioner district;
- (B) county council district;
- (C) township;
- (D) city;
- (E) town;
- (F) city common council district; or
- (G) town council district.

(2) Establishing the precinct is required so that a boundary of a governmental entity or election district described in section 4 of this chapter is not crossed.

As added by P.L.278-2019, SEC.51.

**IC 3-11-1.5-3.2 Petition for waiver of limitation on number of voters;
expiration**

Sec. 3.2. (a) A county executive may file a petition with the election division requesting the commission to waive the requirements imposed by section 3 of this chapter. The petition must:

- (1) identify each precinct to be subject to the waiver;
- (2) state the number of voters that would be included in each precinct described in subdivision (1) if the waiver is granted; and
- (3) state the reasons why the waiver should be granted.

(b) If the commission determines that compliance with the requirements of section 3 of this chapter would result in unnecessary expense and inconvenience for the county, the commission may grant a waiver exempting some or all of the precincts identified in the petition from section 3 of this chapter.

(c) A waiver granted for a precinct under this section expires when the county executive submits a subsequent proposed precinct establishment order for that precinct.

As added by P.L.8-1990, SEC.2. Amended by P.L.2-1996, SEC.126; P.L.3-1997, SEC.241.

IC 3-11-1.5-3.4 Expired

As added by P.L.64-2014, SEC.39. Expired 1-1-2016 by P.L.64-2014, SEC.39.

IC 3-11-1.5-3.5 Precincts within campuses of universities

Sec. 3.5. (a) This section does not apply to a precinct located in a county having a consolidated city.

(b) This section applies to a precinct:

(1) that is located wholly or partially within the campus of:

- (A) Ball State University;
- (B) Indiana State University;
- (C) Indiana University;
- (D) Purdue University;
- (E) The University of Evansville;
- (F) The University of Southern Indiana; or
- (G) Vincennes University;

with more full-time students enrolled at that campus than are enrolled at any other campus of that university; or

(2) that contains a structure owned by a university described in subdivision (1) that houses more than one hundred (100) students of the university.

(c) A county executive may establish a precinct subject to this section without regard to the number of registered voters permitted under section 3 of this chapter if less than forty percent (40%) of the active voters entitled to vote in the precinct voted in the last primary election.

As added by P.L.5-1989, SEC.43. Amended by P.L.12-1995, SEC.72; P.L.38-1999, SEC.34.

IC 3-11-1.5-4 Boundaries; arrangement to prevent crossing other boundaries

Sec. 4. A county executive shall establish precincts so that each boundary of each precinct does not cross the boundary of:

- (1) the state;
- (2) a county;
- (3) a township;
- (4) a district of the House of Representatives of the Congress of the United States;
- (5) a district of the senate of the general assembly; or
- (6) a district of the house of representatives of the general assembly.

As added by P.L.13-1988, SEC.1. Amended by P.L.126-2002, SEC.36.

IC 3-11-1.5-5 Boundaries; arrangement to follow other boundaries

Sec. 5. A county executive shall establish precincts so that each boundary of each precinct follows:

- (1) a boundary described in section 4 of this chapter;
- (2) a boundary of a city or town;
- (3) a boundary of a town legislative body district;
- (4) a boundary of a census block established by the Bureau of the Census and depicted in the GIS; or
- (5) a boundary of a school corporation that does not follow a census block line.

As added by P.L.13-1988, SEC.1. Amended by P.L.3-1993, SEC.111; P.L.2-1996, SEC.127; P.L.3-1997, SEC.242; P.L.212-2001, SEC.11; P.L.126-2002, SEC.37.

IC 3-11-1.5-6 Territory not included in established precincts; inclusion in contiguous precinct

Sec. 6. If any territory in any county is not included in one (1) of the precincts established by the county executive under this chapter, that territory is included within the precinct that:

- (1) is contiguous to that territory; and
- (2) contains the least number of registered voters according to the precinct registration record maintained by the circuit court clerk or the board of registration on the date of the most recent general election.

As added by P.L.13-1988, SEC.1. Amended by P.L.7-1990, SEC.37.

IC 3-11-1.5-7 Territory included in more than one established precinct

Sec. 7. If any territory in any county is included in more than one (1) of the precincts established by the county executive under this chapter, that territory is included within the precinct that:

- (1) is one (1) of the precincts in which that territory is described in the orders issued by the county executive under this chapter;
- (2) is contiguous to that territory; and
- (3) contains the least number of registered voters according to the precinct registration record maintained by the circuit court clerk or the board of registration as of the date of the most recent general election.

As added by P.L.13-1988, SEC.1. Amended by P.L.7-1990, SEC.38.

IC 3-11-1.5-8 Division of territory not included in established district or included in more than one established district

Sec. 8. If assigning territory to a precinct under sections 6 through 7 of this chapter would create a precinct that includes territory of more than one (1) of the entities listed in section 4 of this chapter, the territory shall be divided along the boundary of the entities and each part of the territory assigned to a separate precinct in accordance with sections 6 through 7 of this chapter.

As added by P.L.13-1988, SEC.1.

IC 3-11-1.5-9 Visible feature boundaries

Sec. 9. If a county executive cannot establish a precinct that complies with section 3 of this chapter by using the boundaries permitted under section 5 of this chapter, a county executive may:

- (1) establish the precinct by using a boundary following a visible feature, including a highway, railroad, or stream, and an extension of that visible feature if the extension does not cross a visible feature or another extension; or
- (2) request an exemption under section 20.5 of this chapter.

As added by P.L.13-1988, SEC.1. Amended by P.L.5-1989, SEC.44.

IC 3-11-1.5-10 Boundaries crossing entity boundaries; population

Sec. 10. A county executive may establish a precinct that does not comply with section 4 of this chapter if the part of the precinct that crosses the boundary of the entity contains no population. However, if the part of the precinct that crosses the boundary of the entity obtains population, the county executive shall establish a precinct that complies with section 4 of this chapter.

As added by P.L.13-1988, SEC.1. Amended by P.L.5-1989, SEC.45.

IC 3-11-1.5-10.5 Incorrect census boundaries; precinct boundaries following corrected boundaries

Sec. 10.5. (a) This section applies when the office determines that a boundary depicted on a census block boundary map prepared by the United States Bureau of the Census is in error.

(b) The commission may approve a precinct boundary under this chapter that follows a corrected boundary as determined by the commission. The election division shall record this approval in the minutes of the commission.

(c) The office shall annotate the corrected boundary in the GIS.

As added by P.L.3-1997, SEC.243. Amended by P.L.212-2001, SEC.12.

IC 3-11-1.5-10.7 Precinct boundary description prevails over conflicting map

Sec. 10.7. If a conflict exists between the map of a precinct and the description of the boundaries of a precinct submitted by a county and approved under this chapter, the precinct boundary is the description of the boundaries of the precinct, rather than the map of the precinct, to the extent of any conflict between the map and the description.

As added by P.L.194-2013, SEC.41; P.L.271-2013, SEC.14.

IC 3-11-1.5-10.9 Interpretation of references to census blocks

Sec. 10.9. A reference to a census block identified as required by section 15(2) of this chapter in an order described in section 14 of this chapter refers to the census block as it existed on the date of the adoption of the order. A change in a census block issued by the Bureau of the Census following the date of adoption of the order does not alter the precincts established by the order.

As added by P.L.169-2015, SEC.89.

IC 3-11-1.5-11 Primary, general, and municipal elections; consistent boundaries

Sec. 11. The precincts established for a general or municipal election must be the same as the precincts established for the preceding primary election, except as provided in section 12 of this chapter.

As added by P.L.13-1988, SEC.1.

IC 3-11-1.5-12 Establishment of precincts in county adopting new voting system

Sec. 12. If a county executive adopts the use of ballot card voting systems or electronic voting systems in a county in which ballot card voting systems or electronic voting systems have not been previously used, the county executive may establish precincts after primary election day and before August 1 by combining two (2) or more precincts into one (1) precinct.

As added by P.L.13-1988, SEC.1. Amended by P.L.221-2005, SEC.35.

IC 3-11-1.5-13 Repealed

As added by P.L.13-1988, SEC.1. Repealed by P.L.3-1993, SEC.282.

IC 3-11-1.5-14 Proposed precinct establishment orders; effect of timely and late submissions

Sec. 14. (a) A county executive must submit a proposed precinct establishment order to the co-directors before the county executive establishes a precinct under this chapter.

(b) To ensure sufficient time for review to determine whether a proposed precinct establishment order complies with this chapter, the co-directors may fix a date and time by which a county executive must submit an order under section 15 of this chapter if the county wishes to have the proposed order take effect before the beginning of the next period specified under section 25 of this chapter. The election division shall notify each county election board of the date fixed under this subsection at least ninety (90) days before the date occurs.

(c) If a county submits an order after the date and time fixed under subsection (b), the co-directors may review the order only after completing the review of orders submitted in compliance with subsection (b).

(d) This subsection applies to an order submitted after the date and time fixed under subsection (b). If the co-directors are unable to determine whether a proposed order complies with this chapter before the beginning of the next period specified under section 25 of this chapter, the co-directors shall complete the review so that, if the proposed order is otherwise approved under this chapter, the order may take effect following the end of the next period specified under section 25 of this chapter.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.38; P.L.164-2006, SEC.82.

IC 3-11-1.5-15 Proposed precinct establishment orders; contents

Sec. 15. The order described in section 14 of this chapter must include the following:

- (1) A map of each precinct to be established by the proposed order. A county may submit maps required by this subdivision in electronic form.
- (2) A description of the boundaries of each precinct to be established by the proposed order that identifies any census blocks located entirely within the precinct.
- (3) An estimated number of voters in each precinct to be established by the proposed order, based on the registration records maintained by the county voter registration office.
- (4) A statement designating a polling place for the precinct that complies with the polling place accessibility requirements adopted under IC 3-11-8.
- (5) Any additional information required by rules adopted by the commission under IC 4-22-2.

As added by P.L.13-1988, SEC.1. Amended by P.L.3-1993, SEC.112; P.L.12-1995, SEC.73; P.L.2-1996, SEC.128; P.L.212-2001, SEC.13; P.L.14-2004, SEC.91.

IC 3-11-1.5-15.5 Proposed precinct establishment orders; split census blocks

Sec. 15.5. If a precinct boundary splits a census block, either of the following must be submitted with the order described in section 14 of this chapter:

- (1) A description of the precinct boundary in metes and bounds.
- (2) One (1) or more aerial photographs that depict:

- (A) each census block that is split; and
- (B) the boundary of the precinct that splits each census block.

As added by P.L.225-2011, SEC.50.

IC 3-11-1.5-16 Proposed precinct establishment orders; precinct boundaries following boundaries of other entities

Sec. 16. (a) If a proposed precinct establishment order includes a legal description of a precinct with a boundary that follows the boundary of a municipality, state legislative district, or municipal legislative district, the order must include the following:

- (1) A description in metes and bounds that identifies the boundary as that of a municipality, state legislative district, or municipal legislative district.
- (2) A notation on the map of the precinct indicating that the boundary is that of a municipality, state legislative district, or municipal legislative district.

(b) If a proposed precinct establishment order described by section 9 of this chapter includes a legal description of a boundary that follows a visible feature, the order must include a description in metes and bounds or an aerial photograph that identifies the visible feature that forms the boundary.

As added by P.L.13-1988, SEC.1. Amended by P.L.11-1989, SEC.1; P.L.225-2011, SEC.51.

IC 3-11-1.5-17 Review and examination of proposed order

Sec. 17. (a) The election division shall send a copy of a precinct establishment order:

- (1) submitted under section 14 or 30 (repealed) of this chapter; or
- (2) resubmitted under section 20 of this chapter;

to the office for comment.

(b) The office shall review the order and may make any technical comments the office considers appropriate.

(c) The co-directors or an employee designated by the co-directors shall examine:

- (1) the proposed precinct establishment order; and
- (2) the comments of the office;

to determine if the order would establish precincts in compliance with this chapter.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.39; P.L.212-2001, SEC.14; P.L.1-2003, SEC.2.

IC 3-11-1.5-18 Election division authorization for adoption of proposed precinct establishment order; notice; objection; commission hearing

Sec. 18. (a) If the election division determines that the proposed precinct establishment order would comply with this chapter, the election division shall issue an order authorizing the county executive to establish the proposed precincts.

(b) The order issued by the election division under subsection (a) must state that the election division finds that the proposed precincts would comply with the standards set forth in this chapter. The election division shall promptly provide a copy of the order to the county executive.

(c) The county executive must give notice of the proposed order to the voters of the county by one (1) publication under IC 5-3-1-4. The notice must state the following:

- (1) The name of each existing precinct whose boundaries would be changed by the adoption of the proposed order by the county.
- (2) That any registered voter of the county may object to the proposed order by filing a sworn statement with the election division setting forth the voter's specific objections to the proposed order and requesting that a hearing be conducted by the commission under IC 4-21.5.
- (3) The mailing address of the election division.
- (4) The deadline for filing the objection with the election division under this section.

(d) Except as provided in subsection (g), an objection to a proposed precinct establishment order must be filed not later than noon ten (10) days after the publication of the notice by the county executive.

(e) If an objection is not filed with the election division by the date and time specified under subsection (d), the election division shall promptly notify the county executive. The county executive may proceed immediately to adopt the proposed order.

(f) If an objection is filed with the election division by the date and time specified under subsection (d), the election division shall promptly notify the county executive. The county executive may not adopt the proposed order until the commission conducts a hearing under IC 4-21.5 and determines whether the proposed precincts would comply with the standards set forth in this chapter.

(g) If the co-directors determine that the expiration of the ten (10) day period described in subsection (d) will occur:

- (1) after the next period specified under section 25 of this chapter begins; or
- (2) without sufficient time for a county or an objector to receive notice of a hearing before the commission concerning an objection before the next period specified under section 25 of this chapter begins;

the co-directors may request a hearing before the commission under section 21 of this chapter, notify the county executive of the request, and publication under subsection (c) is not required.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.40; P.L.3-1997, SEC.244; P.L.221-2005, SEC.36; P.L.164-2006, SEC.83; P.L.278-2019, SEC.52.

IC 3-11-1.5-19 Proposed precinct establishment order; noncompliance

Sec. 19. If the co-directors or designated employee determines that the proposed precinct establishment order would not comply with this chapter, the co-directors shall advise the county executive specifically how the order would not comply with this chapter. If the co-directors determine that the noncompliance would result from a technical error in a map or legal description included in the proposed order, the co-directors may suggest specific amendments to the map or legal description in the letter accompanying the proposed order.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.41; P.L.3-1997, SEC.245.

IC 3-11-1.5-20 Amendments to proposed order

Sec. 20. If a county executive is advised that a proposed precinct establishment order does not comply with this chapter, the county executive may:

- (1) amend the proposed order so that the precincts may be established in compliance with this chapter; or
- (2) request an exemption under section 20.5 of this chapter;

and resubmit the proposed order to the co-directors.

As added by P.L.13-1988, SEC.1. Amended by P.L.5-1989, SEC.46; P.L.3-1993, SEC.113; P.L.8-1995, SEC.42; P.L.3-1997, SEC.246.

IC 3-11-1.5-20.5 Exemption from precinct boundary requirements

Sec. 20.5. (a) This section applies when:

- (1) a county executive is advised that a proposed precinct establishment order does not comply with this chapter; and
- (2) the county executive determines that the noncompliance cannot be corrected by the establishment of a precinct that complies with both:
 - (A) the maximum voter requirement of section 3 of this chapter; and
 - (B) the precinct boundary requirements of section 5 of this chapter.

(b) The county executive may request the commission to grant an exemption from the precinct boundary requirements of section 5 of this chapter to establish a precinct boundary described by this section.

(c) The commission shall conduct a hearing on the exemption request. If the commission determines that the noncompliance cannot be corrected by the establishment of a precinct that complies with both:

- (1) the maximum voter requirement of section 3 of this chapter; and
- (2) the precinct boundary requirements of section 5 of this chapter;

the commission shall grant the exemption. However, the commission may not grant an exemption that violates section 4(1), 4(5), 4(6), or 4(7) of this chapter.

(d) If the commission grants the exemption, the county executive shall amend the proposed precinct establishment order described by section 19 of this chapter to establish precinct boundaries:

- (1) in accordance with the exemption granted by the commission; and
- (2) that comply with all other requirements established by this chapter.

(e) The proposed precinct establishment order described in subsection (d) must include a description in metes and bounds of the boundaries authorized by the exemption granted under this section.

As added by P.L.5-1989, SEC.47. Amended by P.L.8-1995, SEC.43; P.L.3-1997, SEC.247; P.L.212-2001, SEC.15.

IC 3-11-1.5-21 Resubmission of orders; request for hearing

Sec. 21. (a) If the county executive believes that the proposed order described by section 19 of this chapter complies with this chapter, the county executive may resubmit the order to the co-directors and request a hearing before the commission.

(b) The co-directors may request a hearing before the commission under section 18(g) of this chapter.

(c) The hearing under this section shall be conducted in accordance with IC 4-21.5.

(d) If the commission determines that the proposed precinct establishment order complies with this chapter, the co-directors shall advise the county executive that the order complies with this chapter and may be issued by the county executive.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.44; P.L.3-1997, SEC.248; P.L.164-2006, SEC.84.

IC 3-11-1.5-22 Issuance of order by county executive

Sec. 22. When a county executive receives a proposed order approved by:

- (1) the election division; or
- (2) the commission under section 18(f) of this chapter, the county executive may issue the order.

As added by P.L.13-1988, SEC.1. Amended by P.L.3-1997, SEC.249; P.L.221-2005, SEC.37.

IC 3-11-1.5-23 Filing of orders

Sec. 23. (a) The county executive shall file a copy of the order issued under section 22 of this chapter with the co-directors not later than seven (7) days after its issuance.

(b) The co-directors shall send a copy of the order to the office not later than seven (7) days after the co-directors receive the order.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.45; P.L.212-2001, SEC.16.

IC 3-11-1.5-24 Effective date of orders; notice

Sec. 24. (a) The precinct establishment order becomes effective on the first date permitted under section 25 of this chapter.

(b) The office shall notify the co-directors of the date the new precinct boundaries were entered into the GIS not later than seven (7) days after the new precinct boundaries are entered into the GIS.

As added by P.L.13-1988, SEC.1. Amended by P.L.2-1996, SEC.129; P.L.3-1997, SEC.250; P.L.212-2001, SEC.17.

IC 3-11-1.5-25 Effective date of orders; restricted periods

Sec. 25. A precinct establishment order may not become effective during the following periods:

- (1) In a year in which a general election is held, the period beginning on the first day that a declaration of candidacy may be filed under IC 3-8-2-4 and ending the day following general election day.
- (2) For precincts located wholly or partially within a municipality, after January 31 and before the day following municipal election day, in a year in which a municipal election is held.

As added by P.L.13-1988, SEC.1. Amended by P.L.3-1997, SEC.251; P.L.212-2001, SEC.18.

IC 3-11-1.5-26 Notice of approval

Sec. 26. The co-directors shall promptly notify the county executive of:

- (1) the approval of a precinct establishment order by the commission; and
- (2) the date the order becomes effective.

The co-directors shall provide one (1) copy of the approved order to the county executive.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.46.

IC 3-11-1.5-27 Repealed

As added by P.L.13-1988, SEC.1. Amended by P.L.3-1997, SEC.252; P.L.221-2005, SEC.38; P.L.164-2006, SEC.85. Repealed by P.L.278-2019, SEC.53.

IC 3-11-1.5-28 Repealed

As added by P.L.13-1988, SEC.1. Amended by P.L.10-1992, SEC.21; P.L.12-1995, SEC.74; P.L.2-1996, SEC.130. Repealed by P.L.278-2019, SEC.54.

IC 3-11-1.5-29 Repealed

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.47; P.L.164-2006, SEC.86. Repealed by P.L.278-2019, SEC.55.

IC 3-11-1.5-30 Repealed

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.48; P.L.3-1997, SEC.253. Repealed by P.L.126-2002, SEC.92.

IC 3-11-1.5-31 Orders; approval by commission; effective date

Sec. 31. (a) This section applies to a proposed precinct establishment order that requires that a hearing by the commission be conducted under this chapter.

(b) After the election division has reviewed the proposed precinct establishment order, and the order has been revised, if necessary, to comply with this chapter, the commission shall:

- (1) approve a proposed precinct establishment order under this section not later than the following January 31; and
- (2) order that the precinct establishment order takes effect January 31 of the year in which the municipal election will be held.

As added by P.L.13-1988, SEC.1. Amended by P.L.1-1990, SEC.7; P.L.8-1992, SEC.14; P.L.8-1995, SEC.49; P.L.3-1997, SEC.254; P.L.126-2002, SEC.38; P.L.221-2005, SEC.39.

IC 3-11-1.5-32 Municipalities; change of district boundaries; exception

Sec. 32. The legislative body of a municipality may not change the boundary of a district established under:

- (1) IC 36-3-4-3;
- (2) IC 36-4-6-3;
- (3) IC 36-4-6-4;

- (4) IC 36-4-6-5;
- (5) IC 36-5-1-10.1;
- (6) IC 36-5-2-4.1; or
- (7) IC 36-5-2-4.2;

after November 8 of the year preceding the year in which a municipal election is to be held and before the day following the date on which the municipal election is held except to assign territory to a municipal legislative body district in an annexation ordinance.

As added by P.L.13-1988, SEC.1. Amended by P.L.5-1989, SEC.48; P.L.7-1990, SEC.39.

IC 3-11-1.5-32.5 Townships in counties containing a consolidated city; changes in boundaries of legislative body districts

Sec. 32.5. (a) This section applies to townships in a county containing a consolidated city.

(b) The legislative body of a township may not change the boundary of a legislative body district established under IC 36-6-6-2.5 after November 8 of the year preceding the year in which an election is held to elect township board members and before the day following the date on which an election is held to elect township board members.

As added by P.L.6-1994, SEC.1. Amended by P.L.170-2002, SEC.8.

IC 3-11-1.5-32.7 Change of boundaries of political subdivision or election district in a political subdivision does not change precinct boundaries

Sec. 32.7. (a) A precinct boundary does not change automatically whenever either of the following occurs:

- (1) The boundaries of a political subdivision change as the result of annexation or disannexation of territory.
- (2) The boundaries of an election district within a political subdivision are changed by the political subdivision.

(b) A precinct boundary may be changed only as provided in this chapter.

As added by P.L.74-2017, SEC.45.

IC 3-11-1.5-33 Municipalities; extended boundaries

Sec. 33. (a) If the boundaries of a municipality are extended before a municipal primary election or a municipal election, and the territory within those boundaries has not been included in precincts wholly within the municipality, the voters within the extended boundaries may vote, if otherwise qualified, in the municipal primary election or municipal election.

(b) The voters may vote in the precinct in which they have their residence as if the precinct had been established to include them in a precinct wholly within the municipality. These votes shall be counted and included in the canvass of the votes cast in the municipal primary election or municipal election.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1992, SEC.15; P.L.14-2004, SEC.92.

IC 3-11-1.5-34 Renaming or renumbering precincts

Sec. 34. (a) A county executive may issue an order to rename or renumber precincts without establishing new precinct boundaries. An order issued under this section becomes effective when it is filed with the co-directors.

(b) The co-directors shall send a copy of the order to the office.

As added by P.L.13-1988, SEC.1. Amended by P.L.8-1995, SEC.50; P.L.212-2001, SEC.19.

IC 3-11-1.5-35 Application of section; precinct establishment order issued by commission

Sec. 35. (a) This section applies to a county that has a precinct that crosses a boundary in violation of section 4(4), 4(5), or 4(6) of this chapter.

(b) Notwithstanding section 25 of this chapter, if the county does not issue a precinct establishment order that establishes precincts in compliance with section 4(4), 4(5), and 4(6) of this chapter by the January 31 following the last effective date described in section 25(2) of this chapter, the commission may issue an order establishing precincts as provided under subsection (c).

(c) An order issued by the commission under this section must comply with section 4(4), 4(5), and 4(6) of this chapter.

(d) The co-directors shall send a copy of the commission's order to the office.

As added by P.L.8-1992, SEC.16. Amended by P.L.2-1996, SEC.131; P.L.1-1999, SEC.1; P.L.212-2001, SEC.20; P.L.37-2002, SEC.14; P.L.2-2005, SEC.3.

IC 3-11-1.5-36 Delegation of responsibilities of county executive

Sec. 36. The county executive may adopt an order to delegate some or all of the county executive's responsibilities under this chapter to the county election board. The order may not take effect until a copy of the order has been filed with the election division.

As added by P.L.3-1993, SEC.114. Amended by P.L.2-1996, SEC.132; P.L.3-1997, SEC.255.

IC 3-11-1.5-37 Notice of errors in precinct boundaries in GIS

Sec. 37. (a) The co-directors shall notify the office of any errors found in the precinct boundaries depicted in the GIS.

(b) The office and the co-directors shall cooperate to resolve any errors found in the GIS.

As added by P.L.212-2001, SEC.21.

IC 3-11-1.5-38 Expired

Expired 12-31-2014 by P.L.214-2011, SEC.13.