

### **IC 3-11.7-3**

#### **Chapter 3. Provisional Ballot Counters**

### **IC 3-11.7-3-1**

#### **Appointment of provisional ballot counter teams**

Sec. 1. Each county election board shall appoint teams of provisional ballot counters consisting of two (2) voters of the county, one (1) from each of the two (2) political parties that have appointed members on the county election board.

*As added by P.L.126-2002, SEC.87.*

### **IC 3-11.7-3-2**

#### **Qualifications for provisional ballot counters**

Sec. 2. An otherwise qualified person is eligible to serve as a counter unless the person:

- (1) is unable to read, write, and speak the English language;
- (2) has any property bet or wagered on the result of the election;
- (3) is a candidate to be voted for at the election in any part of the county, except as an unopposed candidate for precinct committeeman or state convention delegate; or
- (4) is the spouse, parent, father-in-law, mother-in-law, child, son-in-law, daughter-in-law, grandparent, grandchild, brother, sister, brother-in-law, sister-in-law, uncle, aunt, nephew, or niece of a candidate or declared write-in candidate to be voted for at the election in any part of the county, except as an unopposed candidate. This subdivision disqualifies a person whose relationship to the candidate is the result of birth, marriage, or adoption.

*As added by P.L.126-2002, SEC.87. Amended by P.L.14-2004, SEC.151.*

### **IC 3-11.7-3-3**

#### **Recommendation of provisional ballot counters by county chairmen**

Sec. 3. Not later than noon ten (10) days before an election, each county election board shall notify the county chairmen of the two (2) political parties that have appointed members on the county election board of the number of teams of counters to be appointed under this section.

*As added by P.L.126-2002, SEC.87.*

### **IC 3-11.7-3-4**

#### **Deadline for recommendation by county chairmen**

Sec. 4. The county chairmen shall make written recommendations for the appointments to the county election board not later than noon three (3) days before the election. The county election board shall make the appointments as recommended.

*As added by P.L.126-2002, SEC.87.*

### **IC 3-11.7-3-5**

**Failure of county chairman to recommend; appointment of provisional ballot counters by county election board**

Sec. 5. If a county chairman fails to make any recommendations not later than the deadline specified under section 4 of this chapter, the county election board may appoint any voters of the county who comply with section 2 of this chapter.

*As added by P.L.126-2002, SEC.87. Amended by P.L.209-2003, SEC.175; P.L.14-2004, SEC.152.*

**IC 3-11.7-3-6**

**Absentee ballot counters at central location may serve as provisional ballot counters**

Sec. 6. An individual serving as an absentee ballot counter under IC 3-11.5-4-12 may also serve as a provisional ballot counter under this chapter.

*As added by P.L.126-2002, SEC.87.*