

IC 3-7-39

Chapter 39. Address Changes by Voter on Registration Records

IC 3-7-39-1

Duty of voter to transfer registration

Sec. 1. A voter who changes residence shall transfer the voter's registration to the address where the voter currently resides by sending a transfer of registration on a prescribed form to the circuit court clerk or board of registration.

As added by P.L.12-1995, SEC.49.

IC 3-7-39-2

Change of address within same county

Sec. 2. A voter may change the residence address on the voter's registration to an address within the same county at any time during the registration period prescribed in this article. The circuit court clerk or board of registration shall receive and execute transfers during regular office hours.

As added by P.L.12-1995, SEC.49.

IC 3-7-39-3

Signature required

Sec. 3. A change of address within a county by a voter must be signed in ink or with an indelible pencil.

As added by P.L.12-1995, SEC.49. Amended by P.L.2-1996, SEC.71.

IC 3-7-39-4

Receipt and placement of change of address forms

Sec. 4. Upon receipt of a properly executed change of address form, the circuit court clerk or board of registration shall place the form in the proper precinct registration record and enter the change in any computerized record.

As added by P.L.12-1995, SEC.49.

IC 3-7-39-5

Registration to be transferred after change of address within same county

Sec. 5. Upon receiving a properly executed affidavit for transfer of registration under IC 3-10-11 or IC 3-10-12 from a person whose new residence is in the same county as the former residence, the circuit court clerk or the board of registration shall transfer the person's registration to the proper precinct in the county as soon as the transfer is permitted under this article.

As added by P.L.12-1995, SEC.49.

IC 3-7-39-6

Cancellation of registration in county of previous residence

Sec. 6. (a) A voter who has changed residence from the county in which the voter is registered to another county must give the voter's most recent previous address, listed on a form prescribed under this article.

(b) Completion of the form constitutes an authorization of cancellation of registration in each county of previous residence listed on the form. At the time of registering, the voter must sign the authorization to cancel the previous registration.

(c) This subsection applies to a county that has adopted an order under IC 3-7-29-6 or is a vote center county under IC 3-11-18.1-1. A voter described in subsection (a) may make a written affirmation of the voter's change of residence on election day using the affidavit described by IC 3-10-11-4. If the voter makes an oral affirmation under this subsection, the poll clerks shall reduce the substance of the affirmation to writing using the affidavit described by IC 3-10-11-4 and initial the affirmation.

As added by P.L.12-1995, SEC.49. Amended by P.L.3-1995, SEC.44; P.L.169-2015, SEC.43.

IC 3-7-39-7 Version a

Change of address within same precinct as former residence

Note: This version of section effective until 7-1-2015. See also following version of this section, effective 7-1-2015.

Sec. 7. (a) This section applies to a voter who changes residence to an address in the same precinct where the voter's former residence was located.

(b) As required under 52 U.S.C. 20507(e)(1), a voter described in subsection (a) may vote at the precinct polling place after the voter makes an oral or a written affirmation of the change of address before a member of the precinct election board.

(c) A person entitled to make a written affirmation under subsection (b) may make an oral affirmation. The person must make the oral affirmation before the poll clerks of the precinct. After the person makes an oral affirmation under this subsection, the poll clerks shall:

(1) reduce the substance of the affirmation to writing at an appropriate location on the poll list; and

(2) initial the affirmation.

(d) This subsection applies to a county that has adopted an order under IC 3-7-29-6 or is a vote center county under IC 3-11-18.1. A voter described in subsection (a) may make a written affirmation of the voter's change of residence on election day using the affidavit prescribed by the commission under IC 3-10-11-6. If the voter makes an oral affirmation under this subsection, the poll clerks shall reduce the substance of the affirmation to writing using the affidavit prescribed by the commission under IC 3-10-11-6 and initial the affirmation.

As added by P.L.12-1995, SEC.49. Amended by P.L.64-2014, SEC.25; P.L.128-2015, SEC.128.

IC 3-7-39-7 Version b

Change of address within same precinct as former residence

Note: This version of section effective 7-1-2015. See also preceding version of this section, effective until 7-1-2015.

Sec. 7. (a) This section applies to a voter who changes residence to an address in the same precinct where the voter's former residence was located.

(b) As required under 52 U.S.C. 20507(e)(1), a voter described in subsection (a) may vote at the precinct polling place after the voter makes an oral or a written affirmation of the change of address before a member of the precinct election board.

(c) A person entitled to make a written affirmation under subsection (b) may make an oral affirmation. The person must make the oral affirmation before the poll clerks of the precinct. After the person makes an oral affirmation under this subsection, the poll clerks shall:

- (1) reduce the substance of the affirmation to writing at an appropriate location on the poll list; and
- (2) initial the affirmation.

(d) This subsection applies to a county that has adopted an order under IC 3-7-29-6(a)(1) or is a vote center county under IC 3-11-18.1. A voter described in subsection (a) may make a written affirmation of the voter's change of residence on election day using the affidavit prescribed by the election division under IC 3-10-11-6. If the voter makes an oral affirmation under this subsection, the poll clerks shall reduce the substance of the affirmation to writing using the affidavit prescribed by the commission under IC 3-10-11-6 and initial the affirmation.

As added by P.L.12-1995, SEC.49. Amended by P.L.64-2014, SEC.25; P.L.128-2015, SEC.128; P.L.169-2015, SEC.44.

IC 3-7-39-8

Change of address to different precinct in same county

Sec. 8. (a) This section applies to a voter who changes residence from a precinct in a county to another precinct in the same county.

(b) As required under 52 U.S.C. 20507(f), the county voter registration office:

- (1) shall correct the address shown on the voter registration records for a voter subject to this section; and
- (2) may not remove the voter from the voter registration records due to a change of address, except as provided in this title.

(c) A voter described in this section, who is otherwise eligible to vote, may vote as provided in IC 3-10-11 or IC 3-10-12.

As added by P.L.12-1995, SEC.49. Amended by P.L.164-2006, SEC.37; P.L.128-2015, SEC.129.

IC 3-7-39-9

Change of address at license branch not intended for voter registration purposes

Sec. 9. As provided in 52 U.S.C. 20504(d), a voter may indicate on a change of address form submitted at a license branch that the change of address is not intended to be used for voter registration purposes. A circuit court clerk or board of registration may not change an address on a voter registration record if the change is contrary to the voter's instructions under this section.

As added by P.L.12-1995, SEC.49. Amended by P.L.128-2015, SEC.130.

IC 3-7-39-10 Version a

Record amended from form submitted at license branch

Note: This version of section effective until 7-1-2015. See also following version of this section, effective 7-1-2015.

Sec. 10. Except as provided in section 9 of this chapter, and as required under 52 U.S.C. 20504(a)(2), the circuit court clerk or board of registration shall amend a voter's registration record under this chapter to reflect information stated by the voter on a registration form submitted at a license branch.

As added by P.L.12-1995, SEC.49. Amended by P.L.128-2015, SEC.131.

IC 3-7-39-10 Version b

Record amended from form submitted at license branch; voter moving to another state

Note: This version of section effective 7-1-2015. See also preceding version of this section, effective until 7-1-2015.

Sec. 10. (a) Except as provided in section 9 of this chapter, and as required under 52 U.S.C. 20504(a)(2), the county voter registration office shall:

(1) amend a voter's registration record under this chapter to reflect information stated by the voter on a registration form submitted at a license branch; and

(2) if the information received from a license branch indicates that the voter has moved from Indiana to another state, send a notice to the voter as provided by IC 3-7-38.2-2.

As added by P.L.12-1995, SEC.49. Amended by P.L.128-2015, SEC.131; P.L.169-2015, SEC.45.

IC 3-7-39-11

Record amended from form submitted at voter registration office

Sec. 11. The circuit court clerk or board of registration shall amend a voter's registration record under this chapter to reflect information stated by the voter on a registration form submitted at a voter registration office established under this article.

As added by P.L.12-1995, SEC.49.

IC 3-7-39-12

Record amended from form submitted by mail

Sec. 12. As required under 52 U.S.C. 20505(a)(3), the circuit court

clerk or board of registration shall amend a voter's registration record under this chapter to reflect information stated by a voter on a registration by mail form.

As added by P.L.12-1995, SEC.49. Amended by P.L.128-2015, SEC.132.