

SENATE BILL No. 211

AM021101 has been incorporated into introduced printing.

Synopsis: Cancellation of caucus meeting.

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2026

IN 211—LS 6644/DI 149



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Introduced

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

SENATE BILL No. 211

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 3-13-11-3, AS AMENDED BY P.L.278-2019,
2 SECTION 162, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) Except as provided in
4 subsections (b) and (e) and section 3.5 of this chapter, after a vacancy
5 occurs and not later than ten (10) days after a vacancy occurs in an
6 office subject to this chapter, the county chairman:

7 (1) of the county in which the greatest percentage of the
8 population of the election district of the office is located; and
9 (2) of the same political party that elected or selected the official
10 who vacated the office;

11 shall give notice of a caucus to all eligible precinct committeemen.

12 (b) A county chairman may give notice of a caucus before the time
13 specified under subsection (a) if a vacancy will exist because the
14 official has:

15 (1) submitted a written resignation under IC 5-8-3.5;

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4 (c) Notwithstanding IC 5-8-4, a person may not withdraw the
5 person's resignation after the resignation has been accepted by the
6 person authorized to accept the resignation less than seventy-two (72)
7 hours before the announced starting time of a caucus under this section.

20 (f) If a person or entity that receives notice of a resignation under
21 IC 5-8-3.5-1(b) fails to provide timely notice of the resignation to the
22 person or entity with the power to fill the vacancy or call the caucus,
23 the person or entity with the power to fill the vacancy or call that
24 caucus:

25 (1) may immediately proceed to fill the vacancy or call the
26 caucus without prior receipt of the notice; and
27 (2) must do so not later than thirty (30) days after receiving the
28 notice from the person or entity that received the notice of
29 resignation.

30 SECTION 2. IC 3-13-11-3.5, AS AMENDED BY P.L.119-2005,
31 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2026]: Sec. 3.5. (a) If a vacancy exists on a town council
33 because a circumstance has occurred under IC 36-5-2-6.5(3), **except as**
34 **provided in section 10(c) of this chapter**, the caucus shall meet and
35 select an individual to fill the vacancy not later than thirty (30) days
36 after the county chairman receives a notice of the vacancy under
37 IC 5-8-5.

38 (b) The county chairman shall:

39 (1) give notice of the caucus meeting to caucus members under

40 section 4 of this chapter; and

41 (2) keep the notice of the vacancy with the records of the caucus.



1 SECTION 3. IC 3-13-11-7 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) This section does
3 not apply to a vacancy filled by a county chairman under section 5(c)
4 of this chapter.

5 (b) A person who wishes to be a candidate for pro tempore
6 appointment to fill a vacancy under this chapter must file:

7 (1) a declaration of candidacy with:
8 (A) the chairman of the caucus; **and or**
9 (B) **the circuit court clerk; and**

10 (2) a statement of economic interests with the commission on
11 judicial qualifications if the vacancy is in the office of
12 prosecuting attorney;

13 at least seventy-two (72) hours before the time fixed for the caucus.

14 SECTION 4. IC 3-13-11-10, AS AMENDED BY P.L.240-2025,
15 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2026]: Sec. 10. (a) Except as provided in subsection (c), the
17 members of a caucus held under this chapter shall select, by a majority
18 vote of those casting a vote for a candidate, a person to fill the vacancy
19 described in the written notice of the caucus.

20 (b) If more than one (1) person seeks to fill the vacancy, the
21 selection shall be conducted by secret ballot.

22 (c) The following apply if only one (1) person seeks to fill the
23 vacancy:

24 **(1) The notice for a caucus sent under section 4 of this**
25 **chapter may be rescinded and the caucus is not required to**
26 **meet.**

27 **(†) (2) A vote under subsection (a) is not required.**

28 **(‡) (3) The county chairman may select that person to fill the**
29 **vacancy.**

