

## **IC 32-21-13**

### **Chapter 13. Display of Political Signs on Property Subject to Restrictive Covenants or Homeowners Association Rules**

#### **IC 32-21-13-1**

##### **Application of election law definitions**

Sec. 1. The definitions in IC 3-5-2 apply to this chapter.

*As added by P.L.5-2010, SEC.1.*

#### **IC 32-21-13-2**

##### **"Rules"**

Sec. 2. As used in this chapter, "rules" refers to any of the following:

- (1) A restrictive covenant.
- (2) A homeowners association rule.

*As added by P.L.5-2010, SEC.1.*

#### **IC 32-21-13-3**

##### **"Sign"**

Sec. 3. As used in this chapter, "sign" refers only to a sign advocating:

- (1) the election or defeat of one (1) or more candidates for:
  - (A) nomination; or
  - (B) election;to a public office;
- (2) support for or opposition to:
  - (A) a political party; or
  - (B) a political party's candidates; or
- (3) the approval or disapproval of a public question.

*As added by P.L.5-2010, SEC.1.*

#### **IC 32-21-13-4**

##### **Prohibition on homeowner association adoption or enforcement of rules relating to display of political signs; exceptions**

Sec. 4. Except as provided in section 5 of this chapter, a homeowners association may not adopt or enforce a rule that prohibits a member of the homeowners association from displaying a sign on the member's property during the period:

- (1) beginning thirty (30) days before; and
- (2) ending five (5) days after;

the date of the election to which the sign relates.

*As added by P.L.5-2010, SEC.1.*

#### **IC 32-21-13-5**

##### **Permissible rules relating to display of political signs**

Sec. 5. A homeowners association may adopt and enforce rules relating to a sign described in section 3 of this chapter if the rules do any of the following:

- (1) Restrict the size of a sign if the rule permits a homeowner to display a sign that is at least as large as signs commonly

displayed during election campaigns.

(2) Restrict the number of signs that may be displayed if the rule permits a homeowner to display a reasonable number of signs.

(3) Restrict the locations where a sign may be displayed. However, a restriction under this subdivision may not prohibit the display of a sign:

(A) in a window on the homeowner's property; or

(B) on the ground that is part of the homeowner's property.

*As added by P.L.5-2010, SEC.1.*

#### **IC 32-21-13-6**

##### **Homeowner association may remove sign that violates permitted rules**

Sec. 6. A homeowners association may remove a sign that violates the rules permitted by this chapter.

*As added by P.L.5-2010, SEC.1.*

#### **IC 32-21-13-7**

##### **Political activity on homeowners association property may not be prohibited**

Sec. 7. (a) As used in this section, "homeowners association property" refers to real property owned by any of the following:

(1) A member of the homeowners association.

(2) The homeowners association.

(3) The members of the homeowners association in common.

(b) A homeowners association may not adopt or enforce a rule or covenant that prohibits, or has the effect of prohibiting:

(1) a candidate;

(2) an individual who holds an elected office;

(3) the spouse of a candidate or individual who holds an elected office; or

(4) a volunteer worker of a candidate or individual who holds an elected office;

from entering onto homeowners association property for purposes of conducting political activity.

*As added by P.L.73-2014, SEC.1.*