

By: Bohac

H.B. No. 4034

A BILL TO BE ENTITLED

AN ACT

relating to updating a voter's information using information provided on a federal postcard application or an application for an early voting ballot.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 16.031(a), Election Code, is amended to read as follows:

(a) The registrar shall cancel a voter's registration immediately on receipt of:

(1) notice under Section 13.072(b) or 15.021 or a response under Section 15.053 that the voter's residence is outside the county;

(2) an abstract of the voter's death certificate under Section 16.001(a) or an abstract of an application indicating that the voter is deceased under Section 16.001(b);

(3) an abstract of a final judgment of the voter's total mental incapacity, partial mental incapacity without the right to vote, conviction of a felony, or disqualification under Section 16.002, 16.003, or 16.004;

(4) notice under Section 112.012 that the voter has applied for a limited ballot in another county;

(5) notice from a voter registration official in another state that the voter has registered to vote outside this state;

1 (6) notice from the early voting clerk under Section
2 [101.053](#) [~~101.0041~~] that a federal postcard application submitted by
3 an applicant states a voting residence address located outside the
4 registrar's county; or

5 (7) notice from the secretary of state that the voter
6 has registered to vote in another county, as determined by the
7 voter's driver's license number or personal identification card
8 number issued by the Department of Public Safety or social security
9 number.

10 SECTION 2. Subchapter A, Chapter [84](#), Election Code, is
11 amended by adding Section 84.014 to read as follows:

12 Sec. 84.014. ACTION BY EARLY VOTING CLERK ON CERTAIN
13 APPLICATIONS. If an applicant provides a date of birth, driver's
14 license number, or social security number on the applicant's
15 application for an early voting ballot to be voted by mail that is
16 different from or in addition to the information maintained by the
17 voter registrar in accordance with Title 2, the early voting clerk
18 shall notify the voter registrar. The voter registrar shall update
19 the voter's record with the information provided by the applicant.

20 SECTION 3. Section [101.053](#), Election Code, is amended to
21 read as follows:

22 Sec. 101.053. ACTION BY EARLY VOTING CLERK ON CERTAIN
23 APPLICATIONS. (a) The early voting clerk shall notify the voter
24 registrar of a federal postcard application submitted by an
25 applicant that states a voting residence address located outside
26 the registrar's county.

27 (b) If an applicant provides a date of birth, driver's

1 license number, or social security number on the applicant's
2 federal postcard application that is different from or in addition
3 to the information maintained by the voter registrar in accordance
4 with Title 2, the early voting clerk shall notify the voter
5 registrar. The voter registrar shall update the voter's record
6 with the information provided by the applicant.

7 SECTION 4. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2017.