

By: Miller of Fort Bend

H.B. No. 1177

A BILL TO BE ENTITLED

AN ACT

relating to the acceptance of a voter at a polling place.

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

SECTION 1. Section 63.001(g), Election Code, is amended to read as follows:

(g) If the requirements for identification prescribed by Subsection (b) are not met or the voter's name is not on the list of registered voters for the precinct, the voter may be accepted for provisional voting only under Section 63.011. For a voter who is not accepted for voting under this section, an election officer shall:

(1) inform the voter of the voter's right to cast a provisional ballot under Section 63.011; and

(2) provide the voter with written information, in a form prescribed by the secretary of state, that:

(A) lists the requirements for identification;

(B) states the procedure for presenting identification under Section 65.0541;

(C) includes a map showing the location where identification must be presented; and

(D) includes notice that if all procedures are followed and the voter is found to be eligible to vote and is voting in the correct precinct, the voter's provisional ballot will be accepted.

SECTION 2. Section 15.022(a), Election Code, is amended to read as follows:

(a) The registrar shall make the appropriate corrections in the registration records, including, if necessary, deleting a voter's name from the suspense list:

(1) after receipt of a notice of a change in registration information under Section 15.021;

(2) after receipt of a voter's reply to a notice of investigation given under Section 16.033;

~~(3) [after receipt of any affidavits executed under Section 63.006, following an election;~~

~~[(4)]~~ after receipt of a voter's statement of residence executed under Section 63.0011;

(4) ~~[(5)]~~ before the effective date of the abolishment of a county election precinct or a change in its boundary;

(5) ~~[(6)]~~ after receipt of United States Postal Service information indicating an address reclassification;

(6) ~~[(7)]~~ after receipt of a voter's response under Section 15.053; or

(7) ~~[(8)]~~ after receipt of a registration application or change of address under Chapter 20.

SECTION 3. Section 63.011(a), Election Code, is amended to read as follows:

(a) A person to whom Section 63.001(g) ~~[or 63.009]~~ applies may cast a provisional ballot if the person executes an affidavit stating that the person:

(1) is a registered voter in the precinct in which the

1 person seeks to vote; and

2 (2) is eligible to vote in the election.

3 SECTION 4. Section 66.0241, Election Code, is amended to  
4 read as follows:

5 Sec. 66.0241. CONTENTS OF ENVELOPE NO. 4. Envelope no. 4  
6 must contain:

7 (1) the precinct list of registered voters;

8 (2) the registration correction list;

9 (3) any statements of residence executed under Section  
10 63.0011; and

11 (4) any affidavits executed under Section [~~63.006 or~~]  
12 63.011.

13 SECTION 5. Sections 63.006 and 63.009, Election Code, are  
14 repealed.

15 SECTION 6. This Act takes effect September 1, 2015.