

By: Fierro

H.B. No. 46

Substitute the following for H.B. No. 46:

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C.S.H.B. No. 46

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the opportunity to correct a vote by mail application.
3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
4 SECTION 1. Section 84.011(a), Election Code, is amended to
5 read as follows:
6 (a) The officially prescribed application form for an early
7 voting ballot must include:
8 (1) immediately preceding the signature space the
9 statement: "I certify that the information given in this
10 application is true, and I understand that giving false information
11 in this application is a crime.";
12 (2) a statement informing the applicant of the
13 offenses prescribed by Sections 84.003 and 84.004;
14 (3) spaces for entering an applicant's voter
15 registration number and county election precinct of registration,
16 with a statement informing the applicant that failure to furnish
17 that information does not invalidate the application; and
18 (4) on an application for a ballot to be voted by mail:
19 (A) a space for an applicant applying on the
20 ground of absence from the county of residence to indicate the date
21 on or after which the applicant can receive mail at the address
22 outside the county;
23 (B) a space for indicating the fact that an
24 applicant whose application is signed by a witness cannot make the

1 applicant's mark and a space for indicating the relationship or
2 lack of relationship of the witness to the applicant;

3 (C) a space for entering an applicant's telephone
4 number and e-mail address, with a statement informing the applicant
5 that failure to furnish that information does not invalidate the
6 application;

7 (D) a space or box for an applicant applying on
8 the ground of age or disability to indicate that the address to
9 which the ballot is to be mailed is the address of a facility or
10 relative described by Section 84.002(a)(3), if applicable;

11 (E) a space or box for an applicant applying on
12 the ground of confinement in jail to indicate that the address to
13 which the ballot is to be mailed is the address of a relative
14 described by Section 84.002(a)(4), if applicable;

15 (F) a space for an applicant applying on the
16 ground of age or disability to indicate if the application is an
17 application under Section 86.0015;

18 (G) spaces for entering the signature, printed
19 name, and residence address of any person assisting the applicant;

20 (H) a statement informing the applicant of the
21 condition prescribed by Section 81.005; and

22 (I) a statement informing the applicant of the
23 requirement prescribed by Section 86.003(c).

24 SECTION 2. Section 86.001, Election Code, is amended by
25 adding Subsection (f) to read as follows:

26 (f) The early voting clerk, before rejecting an application
27 on the basis of a clerical error, shall make a reasonable effort to

1 contact the applicant by telephone or e-mail at any telephone
2 number or e-mail address provided on the application to notify the
3 applicant of the error. The applicant may appear at the early
4 voting clerk's office to make clerical corrections to the
5 application or submit a new application after receiving notice
6 under this section. If the applicant does not appear at the early
7 voting clerk's office before the fourth day after the date the early
8 voting clerk contacted the applicant at the telephone number or
9 e-mail address provided on the application, the clerk may reject
10 the application. The early voting clerk shall attach to and
11 maintain with the original application any records created or
12 submitted under this subsection.

13 SECTION 3. This Act takes effect September 1, 2021.