

By: Dean

H.B. No. 3920

Substitute the following for H.B. No. 3920:

By: Cain

C.S.H.B. No. 3920

A BILL TO BE ENTITLED

1

AN ACT

2 relating to an application to vote early by mail on the grounds of
3 disability or confinement for child birth.

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

5 SECTION 1. The heading to Section 82.002, Election Code, is
6 amended to read as follows;

7 Sec. 82.002. DISABILITY OR CONFINEMENT FOR CHILDBIRTH

8 SECTION 2. Section 82.002, Election Code, is amended by
9 amending Subsections (a) and (b) and adding Subsection (c) to read
10 as follows:

11 (a) A qualified voter is eligible for early voting by mail
12 if the voter:

13 (1) has a sickness or physical condition that prevents
14 the voter from appearing at the polling place on election day
15 without a likelihood of needing personal assistance or of injuring
16 the voter's health; or

17 (2) is likely to be confined for childbirth on
18 election day.

19 (b) The following do not constitute [~~Expected or likely~~
20 ~~confinement for childbirth on election day is~~] sufficient cause to
21 entitle a voter to vote under Subsection (a):

22 (1) a lack of transportation;

23 (2) a sickness that does not otherwise prevent the
24 voter from leaving the voter's residence; or

1 (3) a requirement to appear at the voter's place of
2 employment on election day.

3 (c) To be eligible for an early voting ballot by mail under
4 subsection (a)(1), an applicant must affirmatively indicate that he
5 or she agrees with the statement prescribed by Section 84.002(c).

6 SECTION 3. Section 84.002, Election Code, is amended by
7 adding Subsection (c) to read as follows:

8 (c) An application for a ballot to be voted by mail on the
9 ground of disability must require the applicant to affirmatively
10 indicate that the applicant agrees with the statement "I have a
11 sickness or physical condition that prevents me from appearing at
12 the polling place on election day without a likelihood of needing
13 personal assistance or injuring my health," as prescribed by
14 Section 82.002(a).

15 SECTION 4. This Act takes effect September 1, 2021.