

By: Zwiener

H.B. No. 4190

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to voting a limited ballot following the change of the  
3 county of residence by a voter.

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

5 SECTION 1. Sections 112.002(a) and (d), Election Code, are  
6 amended to read as follows:

7 (a) After changing residence to another county, a person is  
8 eligible to vote a limited ballot on election day, by personal  
9 appearance during the early voting period, or by mail if:

10 (1) the person would have been eligible to vote in the  
11 county of former residence on election day if still residing in that  
12 county;

13 (2) the person is registered to vote in the county of  
14 former residence at the time the person:

15 (A) offers to vote in the county of new  
16 residence; or

17 (B) submitted a voter registration application  
18 in the county of new residence; and

19 (3) a voter registration for the person in the county  
20 of new residence is not effective on or before election day.

21 (d) A statement executed under Subsection (c) shall be  
22 submitted:

23 (1) to an election officer at the ~~[main early voting]~~  
24 polling place, if the person is voting by personal appearance; or

1 (2) with the person's application for a ballot to be  
2 voted by mail, if the person is voting by mail.

3 SECTION 2. Section 112.006, Election Code, is amended to  
4 read as follows:

5 Sec. 112.006. PLACE FOR VOTING BY PERSONAL APPEARANCE. A  
6 person may vote a limited ballot by personal appearance:

7 (1) at any early voting polling place; or

8 (2) on election day, at a countywide polling place or  
9 the polling place located in the precinct of the new residence of  
10 the voter [~~only at the main early voting polling place~~].

11 SECTION 3. Sections 112.008 and 112.009, Election Code, are  
12 amended to read as follows:

13 Sec. 112.008. DETERMINING OFFICES AND MEASURES TO BE VOTED  
14 ON. For each person who is to vote a limited ballot, the election  
15 officer [~~early voting clerk~~] shall determine the offices and  
16 propositions stating measures on which the person is entitled to  
17 vote and shall indicate them on the person's application.

18 Sec. 112.009. PREPARING VOTING MACHINE. Before permitting  
19 a person to vote a limited ballot on a voting machine, the election  
20 officer [~~early voting clerk~~] shall adjust the machine so that votes  
21 may be cast only on the offices and propositions stating measures on  
22 which the voter is entitled to vote.

23 SECTION 4. Section 112.010(a), Election Code, is amended to  
24 read as follows:

25 (a) If early voting by personal appearance is conducted by  
26 voting machine, the election officer [~~early voting clerk~~] may  
27 conduct the personal appearance voting of limited ballots by using

1 official ballots for early voting by mail.

2 SECTION 5. Section [112.011](#)(b), Election Code, is amended to  
3 read as follows:

4 (b) The information must include the data necessary to  
5 enable an election officer [~~early voting clerk~~] to determine the  
6 district offices on which a voter under this chapter is eligible to  
7 vote.

8 SECTION 6. Section [112.012](#), Election Code, is amended to  
9 read as follows:

10 Sec. 112.012. NOTIFICATION TO VOTER REGISTRAR. Not later  
11 than the 30th day after receipt of an application for a limited  
12 ballot, the county [~~early voting~~] clerk shall notify the voter  
13 registrar for the voter's former county of residence that the voter  
14 has applied for a limited ballot.

15 SECTION 7. This Act takes effect September 1, 2023.