

By: Deshotel

H.B. No. 1983

A BILL TO BE ENTITLED

AN ACT

relating to a challenge to a person voting by mail in an election.

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

SECTION 1. Section 88.001, Election Code, is amended to read as follows:

Sec. 88.001. CHALLENGE AUTHORIZED. (a) The eligibility to vote of a person voting an early voting ballot by mail may be challenged as provided by this chapter by:

- (1) the early voting clerk;
- (2) a member of the early voting ballot board;
- (3) a watcher observing the early voting ballot board;

or

- (4) a registered voter who is eligible to vote in the election.

(b) This chapter does not authorize a challenge:

(1) to the acceptance of a ballot under Section 87.041 by the early voting ballot board; or

(2) on any grounds other than the eligibility of a person to vote.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2003.