

By: Brimer

S.B. No. 757

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the application for a candidate to be placed on the  
3 general primary election ballot.

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

5 SECTION 1. Sections 172.021(b) and (e), Election Code, are  
6 amended to read as follows:

7 (b) An application must, in addition to complying with  
8 Section 141.031, be accompanied by the appropriate filing fee or [~~7~~  
9 ~~instead of the filing fee,~~] a petition in lieu of the filing fee  
10 that satisfies the requirements prescribed by Section 141.062. A  
11 political party may not require payment of a fee as a condition to  
12 applying for a place on the ballot as a candidate for county chair  
13 or precinct chair.

14 (e) A candidate for an office specified by Section  
15 172.024(a)(8), (10), or (12), or for justice of the peace in a  
16 county with a population of more than 850,000, who chooses to pay  
17 the filing fee must also accompany the application with a petition  
18 for a place on the primary ballot as a candidate for judicial office  
19 that complies with the requirements prescribed for the petition  
20 authorized by Subsection (b), except that the minimum number of  
21 signatures that must appear on the petition required by this  
22 subsection is 250. If the candidate chooses to file the petition  
23 authorized by Subsection (b) in lieu [~~instead~~] of the filing fee,  
24 the minimum number of signatures required for that petition is

1 increased by 250. Signatures on a petition filed under this  
2 subsection or Subsection (b) by a candidate covered by this  
3 subsection may not be obtained on the grounds of a county courthouse  
4 or courthouse annex.

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