

1-1 By: Brimer S.B. No. 757
1-2 (In the Senate - Filed February 28, 2003; March 5, 2003,
1-3 read first time and referred to Committee on State Affairs;
1-4 April 29, 2003, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 29, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the application for a candidate to be placed on the
1-9 general primary election ballot.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsections (b) and (e), Section 172.021,
1-12 Election Code, are amended to read as follows:

1-13 (b) An application must, in addition to complying with
1-14 Section 141.031, be accompanied by the appropriate filing fee or~~,~~
1-15 ~~instead of the filing fee,~~ a petition in lieu of the filing fee
1-16 that satisfies the requirements prescribed by Section 141.062. A
1-17 political party may not require payment of a fee as a condition to
1-18 applying for a place on the ballot as a candidate for county chair
1-19 or precinct chair.

1-20 (e) A candidate for an office specified by Section
1-21 172.024(a)(8), (10), or (12), or for justice of the peace in a
1-22 county with a population of more than 850,000, who chooses to pay
1-23 the filing fee must also accompany the application with a petition
1-24 for a place on the primary ballot as a candidate for judicial office
1-25 that complies with the requirements prescribed for the petition
1-26 authorized by Subsection (b), except that the minimum number of
1-27 signatures that must appear on the petition required by this
1-28 subsection is 250. If the candidate chooses to file the petition
1-29 authorized by Subsection (b) in lieu ~~instead~~ of the filing fee,
1-30 the minimum number of signatures required for that petition is
1-31 increased by 250. Signatures on a petition filed under this
1-32 subsection or Subsection (b) by a candidate covered by this
1-33 subsection may not be obtained on the grounds of a county courthouse
1-34 or courthouse annex.

1-35 SECTION 2. This Act takes effect immediately if it receives
1-36 a vote of two-thirds of all the members elected to each house, as
1-37 provided by Section 39, Article III, Texas Constitution. If this
1-38 Act does not receive the vote necessary for immediate effect, this
1-39 Act takes effect September 1, 2003.

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