

1-1 By: Rodriguez (Senate Sponsor - Ellis) H.B. No. 1414
1-2 (In the Senate - Received from the House May 16, 2005;
1-3 May 17, 2005, read first time and referred to Committee on State
1-4 Affairs; May 20, 2005, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 20, 2005, sent to printer.)

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

1-8 relating to the acceptance and counting of certain ballots voted by
1-9 mail.

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

1-11 SECTION 1. Section 86.007(d), Election Code, is amended to
1-12 read as follows:

1-13 (d) A marked ballot voted by mail that arrives after the
1-14 time prescribed by Subsection (a) shall be counted if:

1-15 (1) the ballot was cast from an address outside the
1-16 United States;

1-17 (2) the carrier envelope was placed for delivery
1-18 before the time the ballot is required to arrive under Subsection
1-19 (a); and

1-20 (3) the ballot arrives at the address on the carrier
1-21 envelope not later than the fifth day after the date of the
1-22 election, except that if that date falls on a Saturday, Sunday, or
1-23 legal state or national holiday, then the deadline is extended to
1-24 the next regular business day.

1-25 SECTION 2. Section 87.125, Election Code, is amended by
1-26 adding Subsection (c) to read as follows:

1-27 (c) If the date prescribed by Subsection (a) for convening
1-28 the early voting ballot board is a Saturday, Sunday, or legal state
1-29 or national holiday, the early voting ballot board shall convene on
1-30 the next regular business day.

1-31 SECTION 3. This Act takes effect September 1, 2005.

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