

By: Keel

H.B. No. 2405

A BILL TO BE ENTITLED

1 AN ACT

2 relating to prohibiting a person not entitled to receive an early  
3 voting ballot by mail from casting that ballot; providing a  
4 criminal penalty.

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

6 SECTION 1. Section 84.001, Election Code, is amended by  
7 amending Subsection (f) and adding Subsection (g) to read as  
8 follows:

9 (f) A person who has not made an application as provided by  
10 this title is not entitled to receive an early voting ballot to be  
11 voted by mail. A marked ballot voted by mail of a person who has not  
12 made an application as provided by this title may not be counted.

13 (g) A person commits an offense if the person votes a ballot  
14 by mail with knowledge that the person is not entitled to receive an  
15 early voting ballot to be voted by mail. An offense under this  
16 subsection is a Class A misdemeanor.

17 SECTION 2. This Act applies only to an election ordered on  
18 or after the effective date of this Act.

19 SECTION 3. This Act takes effect September 1, 2005.