

By: Baxter

H.B. No. 3457

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the appointment of an alternate presiding judge at the
3 central counting station for processing electronic voting system
4 results.

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

6 SECTION 1. Section 127.005(f), Election Code, is amended to
7 read as follows:

8 (f) An alternate presiding judge appointed under Subsection
9 (e) serves:

10 (1) as presiding judge for the counting station if the
11 regularly appointed presiding judge cannot serve [~~+~~] or

12 [~~(2)~~] in another position established under this
13 subchapter; and

14 (2) as required by Section 129.002.

15 SECTION 2. Chapter 129, Election Code, is amended by adding
16 Section 129.002 to read as follows:

17 Sec. 129.002. PRESENCE OF PRESIDING JUDGE AND ALTERNATE
18 PRESIDING JUDGE AT COUNTING AND TABULATION. The presiding judge of
19 each central counting station and the alternate presiding judge
20 appointed under Section 127.005(e) must be present when the votes
21 cast using a direct recording electronic voting machine are counted
22 and tabulated.

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