

BILL ANALYSIS

C.S.H.B. 862
By: Aycock
Elections
Committee Report (Substituted)

BACKGROUND AND PURPOSE

There are a number of occasions where the temporary county party chair is unable to fulfill their term. Under current statute, if a temporary county party chair is unable to or does not complete their term, there is no legal way to fill that position. Without a temporary county party chair there is no clear determination of how the county shall proceed in the interim. In order to make that clear determination, state law should allow for the appointment of a temporary county chair until the next regular meeting of the state executive committee. C.S.H.B. 862 would amend the Election Code to allow for the appointment of a temporary county chair until the next regular meeting of the state executive committee.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.H.B. 862 amends the Election Code by allowing the executive committee or state chair to appoint a temporary county chair. The bill states that if the state chair appoints a temporary county chair then at the next regular meeting of the state executive committee the committee shall ratify, with a majority vote, the appointment of the temporary party chair or appoint another person as temporary county chair.

EFFECTIVE DATE

September 1, 2007.

COMPARISON OF ORIGINAL TO SUBSTITUTE

The difference between C.S.H.B. 862 and H.B. 862 is found in SECTION 1. C.S.H.B. 862 allows either the state chair or the state executive committee to appoint a temporary county chair.