

1-1 By: Janek, et al. S.B. No. 1464  
1-2 (In the Senate - Filed March 8, 2007; March 20, 2007, read  
1-3 first time and referred to Committee on State Affairs;  
1-4 April 18, 2007, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 6, Nays 1, 2 present not  
1-6 voting; April 18, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1464 By: Williams

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the cancellation of the voter registrations of persons  
1-11 who are not United States citizens.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 62.0142, Government Code, as added by  
1-14 Chapter 559, Acts of the 79th Legislature, Regular Session, 2005,  
1-15 is amended to read as follows:

1-16 Sec. 62.0142. NOTICE ON WRITTEN SUMMONS. If a written  
1-17 summons for jury duty allows a person to claim a disqualification or  
1-18 exemption by signing a statement and returning it to the clerk of  
1-19 the court, the form must notify the person that by claiming a  
1-20 disqualification or exemption based on the lack of citizenship or  
1-21 lack of residence in the county the person shall ~~[might]~~ no longer  
1-22 be eligible to vote in the county.

1-23 SECTION 2. Subsection (b), Section 62.113, Government Code,  
1-24 is amended to read as follows:

1-25 (b) On the third business day of each month, the clerk shall  
1-26 send a copy of the list of persons excused or disqualified because  
1-27 of citizenship in the previous month to the voter registrar of the  
1-28 county and the secretary of state.

1-29 SECTION 3. Section 16.0332, Election Code, is amended to  
1-30 read as follows:

1-31 Sec. 16.0332. CANCELLATION BECAUSE OF CITIZENSHIP STATUS.

1-32 (a) After the secretary of state receives a list under Section  
1-33 62.113, Government Code, of persons excused or disqualified from  
1-34 jury service because of citizenship status, the secretary of state  
1-35 shall cancel the voter registration of each registered voter whose  
1-36 name appears on the list.

1-37 (b) After the registrar receives a list under Section  
1-38 62.113, Government Code, of persons excused or disqualified from  
1-39 jury service because of citizenship status, the registrar shall  
1-40 deliver to each registered voter whose name appears on the list [a]  
1-41 written notice that the person's voter registration has been  
1-42 canceled [requiring the voter to submit to the registrar proof of  
1-43 United States citizenship in the form of a certified copy of the  
1-44 voter's birth certificate, United States passport, or certificate  
1-45 of naturalization or any other form prescribed by the secretary of  
1-46 state. The notice shall be delivered by forwardable mail to the  
1-47 mailing address on the voter's registration application and to any  
1-48 new address of the voter known to the registrar].

1-49 ~~[(b) If a voter fails to submit to the registrar proof of~~  
1-50 ~~citizenship on or before the 30th day after the date the notice is~~  
1-51 ~~mailed, the registrar shall cancel the voter's registration.~~

1-52 ~~[(c) The registrar shall retain a copy of the notice mailed~~  
1-53 ~~to a voter under this section on file with the voter's registration~~  
1-54 ~~application. The registrar shall also retain any proof of~~  
1-55 ~~citizenship received under this section on file with the~~  
1-56 ~~application.]~~

1-57 SECTION 4. Subsection (c), Section 16.036, Election Code,  
1-58 is amended to read as follows:

1-59 (c) The notice must include:

1-60 (1) the date of cancellation;  
1-61 (2) the reason for cancellation; and  
1-62 (3) a brief explanation of the voter's right to  
1-63 challenge the cancellation and to appeal the ~~[registrar's]~~ decision

2-1 of the registrar or secretary of state, as applicable.

2-2 SECTION 5. This Act applies only to a person summoned for  
2-3 jury duty on or after the effective date of this Act. A person  
2-4 summoned for jury duty before the effective date of this Act is  
2-5 governed by the law in effect immediately before the effective date  
2-6 of this Act, and the former law is continued in effect for that  
2-7 purpose.

2-8 SECTION 6. This Act takes effect September 1, 2007.

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