

By: Aycock

H.B. No. 355

A BILL TO BE ENTITLED

AN ACT

relating to the use of certain voting equipment in an election that does not involve a federal office.

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

SECTION 1. Section 61.013, Election Code, as added by Chapter 1182, Acts of the 80th Legislature, Regular Session, 2007, is amended by adding Subsection (a-1) to read as follows:

(a-1) This subsection applies to an election of a political subdivision other than a county. Notwithstanding Subsection (a), for an election of a political subdivision with a population of less than 1,500, other than an election that is held jointly with another election in which a federal office appears on the ballot, the political subdivision is not required to meet the requirements of Section 61.012(a)(1)(C) if the political subdivision:

(1) allows for a reasonable accommodation for a voter with a disability in the manner provided by Subsection (b);

(2) provides notice to the secretary of state in the manner required under Subsection (d)(1); and

(3) includes in the notice of election:

(A) a statement that the election will not meet the requirements for accessibility described by Section 61.012(a)(1)(C); and

(B) a description of the process by which a voter with a disability may request a reasonable accommodation to vote in

1 the election.

2 SECTION 2. This Act takes effect September 1, 2009.