

By: Hinojosa

S.B. No. 1402

Substitute the following for S.B. No. 1402:

By: Brown of Kaufman

C.S.S.B. No. 1402

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to requiring certain political subdivisions to enter a  
3 contract with the county elections administrator to perform  
4 election services.

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

6 SECTION 1. Subchapter D, Chapter 31, Election Code, is  
7 amended by adding Section 31.0925 to read as follows:

8 Sec. 31.0925. REQUEST FOR SERVICES REQUIRED. (a) This  
9 section applies only to a political subdivision:

10 (1) that is located entirely in a county:

11 (A) with a population of more than 500,000 that  
12 is served by a county elections administrator; and

13 (B) that does not contain a municipality with a  
14 population of more than 150,000; and

15 (2) that is not an irrigation district created under  
16 the authority of Section 52(b)(1) or (2), Article III, or Section  
17 59, Article XVI, Texas Constitution.

18 (b) The governing body of a political subdivision shall  
19 request an election services contract with the county elections  
20 administrator to perform all duties and functions of the political  
21 subdivision in relation to an election that may be transferred  
22 under this subchapter if the political subdivision receives a  
23 petition requesting the contract signed by a number of registered  
24 voters residing in the political subdivision that is equal to or

1 exceeds one percent of all votes cast in the most recent general  
2 election held by the political subdivision.

3 (c) A petition under this section must be submitted to the  
4 clerk of the political subdivision before January 1 of the year in  
5 which the election to be administered under the requested election  
6 services contract will be held.

7 SECTION 2. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2009.