

1-1 By: Hinojosa S.B. No. 1402  
1-2 (In the Senate - Filed March 5, 2009; March 17, 2009, read  
1-3 first time and referred to Committee on State Affairs;  
1-4 April 15, 2009, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 6, Nays 0; April 15, 2009,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1402 By: Van de Putte

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

1-10 relating to requiring certain political subdivisions to enter a  
1-11 contract with the county elections administrator to perform  
1-12 election services.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter D, Chapter 31, Election Code, is  
1-15 amended by adding Section 31.0925 to read as follows:

1-16 Sec. 31.0925. REQUEST FOR SERVICES REQUIRED. (a) This  
1-17 section applies only to a political subdivision located entirely in  
1-18 a county:

1-19 (1) with a population of more than 500,000 that is  
1-20 served by a county elections administrator; and

1-21 (2) that does not contain a municipality with a  
1-22 population of more than 150,000.

1-23 (b) The governing body of a political subdivision shall  
1-24 request an election services contract with the county elections  
1-25 administrator to perform all duties and functions of the political  
1-26 subdivision in relation to an election that may be transferred  
1-27 under this subchapter if the political subdivision receives a  
1-28 petition requesting the contract signed by a number of registered  
1-29 voters residing in the political subdivision that is equal to or  
1-30 exceeds one percent of all votes cast in the most recent general  
1-31 election held by the political subdivision.

1-32 (c) A petition under this section must be submitted to the  
1-33 clerk of the political subdivision before January 1 of the year in  
1-34 which the election to be administered under the requested election  
1-35 services contract will be held.

1-36 SECTION 2. This Act takes effect immediately if it receives  
1-37 a vote of two-thirds of all the members elected to each house, as  
1-38 provided by Section 39, Article III, Texas Constitution. If this  
1-39 Act does not receive the vote necessary for immediate effect, this  
1-40 Act takes effect September 1, 2009.

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