By: Hochberg   H.B. No. 715

A BILL TO BE ENTITLED

1   AN ACT

2 relating to automatic voter registration on issuance or change of a

3 driver's license or identification card by the Department of Public

4 Safety.

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

6 ARTICLE 1. VOTER REGISTRAR, APPLICATION FOR REGISTRATION, INITIAL

7   REGISTRATION, AND RENEWAL OF REGISTRATION

8   SECTION 1.01. Section 12.001, Election Code, is amended to

9 read as follows:

10   Sec. 12.001. DESIGNATION OF VOTER REGISTRAR. (a) Except as

11 provided by Subsection (b), the [The] county tax assessor-collector

12 is the voter registrar for the county unless the position of county

13 elections administrator is created or the county clerk is

14 designated as the voter registrar.

15   (b) The secretary of state is the voter registrar for the

16 purpose of the registration of voters and maintenance of the list of

17 registered voters. The voter registrar designated under Subsection

18 (a) is the voter registrar for all other purposes.

19   SECTION 1.02. Section 12.004, Election Code, is amended to

20 read as follows:

21   Sec. 12.004. OFFICE HOURS.   (a) [The registrar shall

22 conduct voter registration activities at all times during regular

23 office hours.

24   [(b) The registrar may keep the office open for voter

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1 ~~registration activities at times other than regular office hours.~~
2 ~~The registrar shall post notice of the irregular days and hours the~~
3 ~~office will be open. The notice must remain posted continuously at~~
4 ~~each entrance to the registrar's office for the period beginning~~
5 ~~not later than the third day before the day the office is to be open~~
6 ~~during irregular hours and ending after the last time specified in~~
7 ~~the notice for the office to be open.~~
8 [~~(c)~~] The registrar's office shall remain open [~~for voter~~
9 ~~registration activities~~] during the hours the polls are required to
10 be open for voting on the date of any general or primary election in
11 which a statewide office appears on the ballot or any other election
12 held in the county on a uniform election date.
13 (b) [~~(d)~~] If early voting by personal appearance is
14 required to be conducted for extended hours under Section 85.005(c)
15 or for weekend hours under Section 85.006(e), the registrar's
16 office shall remain open for providing voter registration
17 information during the extended hours or weekend hours that the
18 main early voting polling place is open for voting.
19 SECTION 1.03. Section 13.001(b), Election Code, is amended
20 to read as follows:
21 (b) To be eligible to apply for registration, a person must,
22 on the date the registration application is submitted to the
23 secretary of state [~~registrar~~], be at least 17 years and 10 months
24 of age and satisfy the requirements of Subsection (a) except for
25 age.
26 SECTION 1.04. The heading to Section 13.002, Election Code,
27 is amended to read as follows:

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1   Sec. 13.002. OPTIONAL APPLICATION [REQUIRED].

2   SECTION 1.05. Section 13.002, Election Code, is amended by

3   amending Subsection (a) and adding Subsection (h) to read as

4   follows:

5   (a) A person desiring to register to vote may [must] submit

6   an application to the secretary of state [registrar of the county in

7   which the person resides]. Except as provided by Subsection (e),

8   an application must be submitted by personal delivery or by mail.

9   (h) Nothing in this section shall prevent a person from

10   becoming registered to vote as provided by Section 13.008.

11   SECTION 1.06. Section 13.0021, Election Code, is amended by

12   adding Subsection (c) to read as follows:

13   (c) A federal judge or state judge who is automatically

14   registered to vote under Section 13.008 and seeks to have a

15   residence address omitted from the registration list shall submit

16   an affidavit to the secretary of state stating that the individual

17   is a federal judge or state judge.

18   SECTION 1.07. Section 13.004, Election Code, is amended to

19   read as follows:

20   Sec. 13.004. RECORDING   AND   DISCLOSURE   OF   CERTAIN

21   INFORMATION [BY REGISTRAR].   (a) The secretary of state

22   [registrar] may not transcribe, copy, or otherwise record a

23   telephone number furnished on a registration application.

24   (b) The secretary of state [registrar] may transcribe,

25   copy, or otherwise record a social security number furnished on a

26   registration application only in maintaining the accuracy of the

27   registration records.

1   (c) The following information furnished on a registration

2 application is confidential and does not constitute public

3 information for purposes of Chapter 552, Government Code:

4   (1) a social security number;

5   (2) a Texas driver's license number;

6   (3) a number of a personal identification card issued

7 by the Department of Public Safety;

8   (4) an indication that an applicant is interested in

9 working as an election judge; or

10   (5) the residence address of the applicant, if the

11 applicant is a federal judge or state judge, as defined by Section

12 13.0021, and included an affidavit with the registration

13 application under Section 13.0021 or the secretary of state

14 [registrar] has received an affidavit submitted under Section

15 13.0021(c) or 15.0215.

16   (c-1) The secretary of state and the registrar shall ensure

17 that the information listed in Subsection (c) is excluded from

18 disclosure.

19   (d) The secretary of state, voter registrar, or other county

20 official who has access to the information furnished on a

21 registration application may not post the following information on

22 a website:

23   (1) a telephone number;

24   (2) a social security number;

25   (3) a driver's license number or a number of a personal

26 identification card;

27   (4) a date of birth; or

1   (5) the residence address of a voter who is a federal

2 judge or state judge, as defined by Section 13.0021, if the voter

3 included an affidavit with the application under Section 13.0021 or

4 the secretary of state [registrar] has received an affidavit

5 submitted under Section 13.0021(c) or 15.0215.

6   SECTION 1.08. Subchapter A, Chapter 13, Election Code, is

7 amended by adding Sections 13.008 and 13.009 to read as follows:

8   Sec. 13.008. VOTER REGISTRATION THROUGH DEPARTMENT OF

9 PUBLIC SAFETY. (a) The secretary of state shall automatically

10 register any individual who is eligible to vote as provided by

11 Section 13.001 and:

12   (1) is issued a Texas driver's license or a personal

13 identification card by the Department of Public Safety; or

14   (2) makes a change to a Texas driver's license or

15 personal identification card issued by the Department of Public

16 Safety.

17   (b) A driver's license or personal identification card

18 transaction with an indication provided by Section 20.062(b) or

19 20.063(c) that the transaction is not for voter registration

20 purposes is not subject to this section.

21   Sec. 13.009. PAPER APPLICATION FOR VOTER REGISTRATION. The

22 secretary of state shall post on its Internet website voter

23 registration application forms that may be printed and submitted to

24 the secretary of state in:

25   (1) English; and

26   (2) any language other than English for which over

27 five percent of the total voting age citizens of a political

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1 subdivision in this state are members of that single minority

2 language group.

3 SECTION 1.09. Section 13.071, Election Code, is amended to

4 read as follows:

5 Sec. 13.071. REVIEW OF APPLICATION. (a) The secretary of

6 state [registrar] shall review each submitted application for

7 registration to determine whether it complies with Section 13.002

8 and indicates that the applicant is eligible for registration.

9 (b) The secretary of state [registrar] shall make the

10 determination not later than the seventh day after the date the

11 application is submitted to the secretary of state [registrar].

12 SECTION 1.10. Sections 13.072(a), (b), and (c), Election

13 Code, are amended to read as follows:

14 (a) The secretary of state [Unless the registrar challenges

15 the applicant, the registrar] shall approve the application if:

16 (1) the secretary of state [registrar] determines that

17 an application complies with Section 13.002 and indicates that the

18 applicant is eligible for registration; and

19 (2) for an applicant who has not included a statement

20 described by Section 13.002(c)(8)(A) or (B) or for an applicant who

21 does not register under Section 13.008 [13.002(c)(8)(C)], the

22 [registrar verifies with the] secretary of state verifies:

23 (A) the applicant's Texas driver's license number

24 or number of a personal identification card issued by the

25 Department of Public Safety; or

26 (B) the last four digits of the applicant's

27 social security number.

1   (b) After approval of an application by an applicant who was

2 registered in another county at the time of application, the

3 secretary of state [registrar] shall update the statewide voter

4 registration list to reflect [deliver written notice of the

5 applicant's change of residence to the other county's registrar and

6 include in the notice] the applicant's change in county of [name,

7 former] residence [address, and former registration number, if

8 known].

9   (c) If [Except as provided by Subsection (d), if] the

10 secretary of state [registrar] determines that an application does

11 not comply with Section 13.002 or does not indicate that the

12 applicant is eligible for registration, the secretary of state

13 [registrar] shall reject the application.

14   SECTION 1.11. Subchapter C, Chapter 13, Election Code, is

15 amended by adding Section 13.0725 to read as follows:

16   Sec. 13.0725. PROCESS FOR VERIFICATION OF APPLICANT'S TEXAS

17 DRIVER'S LICENSE NUMBER, DEPARTMENT OF PUBLIC SAFETY ISSUED

18 PERSONAL IDENTIFICATION NUMBER, OR SOCIAL SECURITY NUMBER. (a) The

19 secretary of state shall adopt rules establishing standards used

20 for the verification of information on a voter registration

21 application submitted under Section 13.072(a)(2)(A). The rules

22 shall provide a process by which the secretary of state verifies an

23 applicant's Texas driver's license number or Department of Public

24 Safety issued personal identification card number if, based on the

25 available information, a minor correction in the applicant's last

26 name or date of birth would lead a reasonable person to conclude

27 that the number submitted is the correct number for that applicant.

1   (b) If available, the secretary of state shall review the

2 name and date of birth maintained by the Department of Public Safety

3 or other agency used in the verification process for a submitted

4 application that corresponds to the Texas driver's license number,

5 Department of Public Safety issued personal identification card

6 number, or social security number submitted by the applicant if:

7   (1) the secretary of state cannot verify the accuracy

8 of an applicant's Texas driver's license number, Department of

9 Public Safety issued personal identification card number, or social

10 security number as submitted by the applicant; or

11   (2) the secretary of state verifies the accuracy of

12 the number provided, but it is not a perfect match with the personal

13 information provided by the applicant.

14   (c) If the secretary of state determines that a governmental

15 clerical error was made in processing or submitting the

16 application, the secretary of state shall correct the registration

17 record and submit the corrected record for verification under

18 Section 13.072(a)(2)(B) if the application was not verified.

19   SECTION 1.12. Section 13.073, Election Code, is amended to

20 read as follows:

21   Sec. 13.073. NOTICE OF REJECTION. (a) Except as provided

22 by Subsection (b), the secretary of state [registrar] shall deliver

23 written notice of the reason for the rejection of an application to

24 the applicant not later than the second day after the date of

25 rejection. If an application is rejected because it was not

26 verified under Section 13.072, the notice shall indicate whether

27 the last name, date of birth, Texas driver's license number,

1 Department of Public Safety issued personal identification card
2 number, or social security number was the reason for the failure to
3 verify, if that information is provided to the secretary of state
4 under Section 13.0725.

5   (b) If the secretary of state [registrar] rejects an
6 application in the applicant's presence, at that time the secretary
7 of state [registrar] shall orally inform the applicant of the
8 reason for the rejection. If the rejection is for incompleteness,
9 the secretary of state [registrar] shall return the application to
10 the applicant for completion and resubmission.

11   (c) If the secretary of state [registrar] rejects an
12 application for incompleteness but receives a completed
13 application not later than the 10th day after the date the notice is
14 delivered under Subsection (a) or the date the incomplete
15 application is returned under Subsection (b), as applicable, the
16 original date of submission of the incomplete application is
17 considered to be the date of submission to the secretary of state
18 [registrar] for the purpose of determining the effective date of
19 registration.

20   SECTION 1.13. Sections 13.074(a) and (b), Election Code,
21 are amended to read as follows:

22   (a) If after the secretary of state determines
23 [determining] that an application complies with Section 13.002 and
24 indicates that the applicant is eligible for registration, the
25 registrar has reason to believe the applicant is not eligible for
26 registration or the application was submitted in an unauthorized
27 manner, the registrar shall challenge the applicant.

1   (b) The registrar shall indicate on the <u>statewide</u>

2 <u>computerized voter registration list</u> [~~application of a challenged~~

3 ~~applicant~~] that the applicant's eligibility or the manner of

4 submission of the application has been challenged and the date of

5 the challenge.

6   SECTION 1.14. Section 13.080, Election Code, is amended to

7 read as follows:

8   Sec. 13.080. RECORDING REJECTION. On rejection of an

9 applicant's registration application <u>by a registrar under Section</u>

10 <u>13.079</u>, the registrar shall <u>inform the secretary of state and the</u>

11 <u>secretary of state shall</u> enter the date of and reason for the

12 rejection on the application.

13   SECTION 1.15. Sections 13.101(a) and (b), Election Code,

14 are amended to read as follows:

15   (a) The <u>secretary of state</u> [~~registrar~~] shall maintain a file

16 containing the approved registration applications of the

17 registered voters of the <u>state</u> [~~county~~].

18   (b) The <u>secretary of state</u> [~~registrar~~] shall maintain the

19 file in alphabetical order by voter name on a <u>county by county</u>

20 [~~countywide~~] basis. However, the <u>secretary of state</u> [~~registrar~~]

21 may maintain the file in numerical order by registration number if

22 the <u>secretary of state</u> [~~registrar~~] regularly maintains a list of

23 registered voters in alphabetical order by voter name on a <u>county by</u>

24 <u>county</u> [~~countywide~~] basis.

25   SECTION 1.16. Sections 13.102(a), (b), and (c), Election

26 Code, are amended to read as follows:

27   (a) The <u>secretary of state</u> [~~registrar~~] shall maintain a file

1 containing the rejected applications of applicants for

2 registration.

3   (b) The secretary of state [registrar] shall maintain a

4 file, separate from the file maintained under Subsection (a),

5 containing the applications of the voters whose registrations have

6 been canceled.

7   (c) The secretary of state [registrar] shall maintain each

8 file in alphabetical order by applicant or voter name on a county by

9 county [countywide] basis.

10   SECTION 1.17. Section 13.103, Election Code, is amended to

11 read as follows:

12   Sec. 13.103. PLACE FOR KEEPING FILES; SECURITY. (a) The

13 registration application files maintained under this subchapter

14 shall be kept in the secretary of state's [registrar's] office at

15 all times in a place and manner ensuring their security.

16   (b) Applications may be removed from the secretary of

17 state's [registrar's] office temporarily, in a manner ensuring

18 their security, for use in preparing registration certificates,

19 lists of registered voters, and other registration documents by

20 electronic data-processing methods.

21   SECTION 1.18. Section 13.104(a), Election Code, is amended

22 to read as follows:

23   (a) Instead of keeping the original registration

24 applications and supporting documentation as required by this

25 title, the secretary of state [registrar] may record the

26 applications and documentation on an optical disk or other computer

27 storage medium [approved by the secretary of state].

1   SECTION 1.19. Section 13.142(a), Election Code, is amended

2 to read as follows:

3   (a) The secretary of state shall notify the registrar of a

4 voter's registration as soon as practicable. After notification of

5 registration of a voter by the secretary of state under Section

6 13.008, or approval of a registration application by the secretary

7 of state, the registrar shall:

8   (1) prepare a voter registration certificate in

9 duplicate and issue the original certificate to the applicant; and

10   (2) enter the applicant's county election precinct

11 number and registration number on the applicant's registration

12 application.

13   SECTION 1.20. Sections 13.143(d) and (e), Election Code,

14 are amended to read as follows:

15   (d) For purposes of determining the effective date of a

16 registration, an application submitted by mail is considered to be

17 submitted to the secretary of state [registrar] on the date it is

18 placed with postage prepaid and properly addressed in the United

19 States mail. The date indicated by the post office cancellation

20 mark is considered to be the date the application was placed in the

21 mail unless proven otherwise.

22   (e) If the 30th day before the date of an election is a

23 Saturday, Sunday, or legal state or national holiday, an

24 application is considered to be timely if it is submitted to the

25 secretary of state [registrar] on or before the next regular

26 business day.

27   SECTION 1.21. Sections 13.144(a) and (b), Election Code,

1 are amended to read as follows:

2 (a) Not later than the 30th day after the date the registrar

3 receives notice from the secretary of state that an individual has

4 registered to vote [the application], the registrar shall deliver

5 the original of an initial certificate:

6 (1) in person to the applicant or the applicant's agent

7 appointed under Section 13.003; or

8 (2) by mail to the applicant.

9 (b) If delivery is by mail, the registrar shall send the

10 certificate to the mailing address provided for the individual in

11 the statewide computerized voter [on the applicant's] registration

12 list [application].

13 SECTION 1.22. Section 14.002(a), Election Code, is amended

14 to read as follows:

15 (a) Except as provided by Subsection (d), the registrar

16 shall deliver a voter's renewal certificate by mail to the mailing

17 address provided for the individual in the statewide computerized

18 voter [on the voter's] registration list [application].

19 SECTION 1.23. Section 15.021(c), Election Code, is amended

20 to read as follows:

21 (c) The registrar shall retain the notice on file [with the

22 voter's registration application]. If the correction is a change

23 of the voter's name, the registrar shall file the application under

24 the new name.

25 SECTION 1.24. Section 15.0215(b), Election Code, is amended

26 to read as follows:

27 (b) A federal judge or state judge who is registered to vote

1 may at any time submit to the secretary of state [registrar of the

2 county in which the judge resides] an affidavit stating that the

3 voter is a federal judge or state judge.

4 SECTION 1.25. Section 15.053(c), Election Code, is amended

5 to read as follows:

6 (c) The registrar shall retain the response on file [with

7 the voter's registration application].

8 SECTION 1.26. Section 16.005, Election Code, is amended to

9 read as follows:

10 Sec. 16.005. PRESERVATION OF ABSTRACT. If an abstract

11 received under this subchapter affects a registered voter of the

12 county, the registrar shall retain a copy of the abstract on file

13 [with the affected voter's registration application].

14 SECTION 1.27. Section 16.031(a), Election Code, is amended

15 to read as follows:

16 (a) The registrar shall cancel a voter's registration

17 immediately on receipt of:

18 (1) notice under Section [13.072(b) or] 15.021 or a

19 response under Section 15.053 that the voter's residence is outside

20 the county;

21 (2) an abstract of the voter's death certificate under

22 Section 16.001(a) or an abstract of an application indicating that

23 the voter is deceased under Section 16.001(b);

24 (3) an abstract of a final judgment of the voter's

25 total mental incapacity, partial mental incapacity without the

26 right to vote, conviction of a felony, or disqualification under

27 Section 16.002, 16.003, or 16.004;

1   (4) notice under Section 112.012 that the voter has

2   applied for a limited ballot in another county;

3   (5) notice from a voter registration official in

4   another state that the voter has registered to vote outside this

5   state; or

6   (6) notice from the secretary of state that the voter

7   has registered to vote in another county, as determined by the

8   voter's driver's license number or personal identification card

9   number issued by the Department of Public Safety or social security

10   number.

11   SECTION 1.28. Section 16.0331(c), Election Code, is amended

12   to read as follows:

13   (c) The registrar shall retain the request on file [with the

14   voter's registration application].

15   SECTION 1.29. Section 16.034, Election Code, is amended to

16   read as follows:

17   Sec. 16.034. RECORDING CANCELLATION. On cancellation of a

18   voter's registration, the registrar shall notify the secretary of

19   state of [enter] the date of and reason for the cancellation and the

20   secretary of state shall record the information on the voter's

21   registration application and duplicate registration certificate

22   and make any other appropriate corrections in the registration

23   records.

24   SECTION 1.30. Section 16.037(c), Election Code, is amended

25   to read as follows:

26   (c) On reinstatement of a registration, the registrar shall

27   notify the secretary of state of [enter] the date of and reason for

1 the reinstatement and the secretary of state shall record the

2 information on the voter's registration application and duplicate

3 registration certificate, make any appropriate corrections in the

4 registration records, and take any other action necessary to give

5 effect to the reinstatement.

6   ARTICLE 2. PROCEDURES FOR IDENTIFYING REGISTERED VOTERS

7   SECTION 2.01. Section 18.041(a), Election Code, is amended

8 to read as follows:

9   (a) Each voting year, the secretary of state [registrar]

10 shall prepare a report of the number of persons whose voter

11 registrations [in the county and] in each county [election

12 precinct] will be effective on January 1.

13   SECTION 2.02. Section 18.042, Election Code, is amended to

14 read as follows:

15   Sec. 18.042. PREELECTION REGISTRATION FIGURES [STATEMENT].

16 [(a)] Not later than the 20th day before the date of the general

17 primary election and the date of the general election for state and

18 county officers, [the registrar shall file with] the secretary of

19 state shall derive certified figures [a statement] of the number of

20 persons in each county whose voter registrations [in the county and

21 in each county election precinct] will be effective on election

22 day.

23   [(b) The secretary of state shall prescribe the categories

24 of voters and computations required in the statement.]

25   SECTION 2.03. Sections 18.043(a) and (c), Election Code,

26 are amended to read as follows:

27   (a) The [At the times prescribed by the] secretary of

1 state[, the registrar] shall produce [deliver to the secretary] a

2 statement containing the voter registration information determined

3 [by the secretary] to be necessary to comply with reporting

4 requirements prescribed under federal law.

5   (c) The secretary of state [registrar] shall maintain the

6 information required for the statements in accordance with

7 procedures prescribed by this section [the secretary of state].

8   SECTION 2.04. Section 18.061(c), Election Code, is amended

9 to read as follows:

10   (c) Under procedures prescribed by the secretary of state,

11 the Department of Public Safety and each voter registrar shall

12 provide to the secretary of state on an expedited basis the

13 information necessary to maintain the registration list

14 established under Subsection (a). The procedures shall provide for

15 the electronic submission of the information.

16   SECTION 2.05. Section 18.064, Election Code, is amended to

17 read as follows:

18   Sec. 18.064. SANCTION FOR NONCOMPLIANCE. If a registrar

19 fails to substantially comply with Section 15.083, 16.032,

20 [18.042,] or 18.061 or with rules adopted by the secretary of state

21 implementing the statewide computerized voter registration list,

22 the registrar is not entitled to receive state funds for financing

23 voter registration in the county.

24   SECTION 2.06. Section 18.065(a), Election Code, is amended

25 to read as follows:

26   (a) The secretary of state shall monitor each registrar for

27 substantial compliance with Sections 15.083, 16.032, [18.042,] and

1 18.061 and with rules implementing the statewide computerized voter

2 registration list.

3 　　　　SECTION 2.07.　Section 18.066(b), Election Code, is amended

4 to read as follows:

5 　　　　(b)　Information furnished under this section may not

6 include:

7 　　　　　　　　(1)　a voter's social security number; or

8 　　　　　　　　(2)　the residence address of a voter who is a federal

9 judge or state judge, as defined by Section 13.0021, if the voter

10 included an affidavit with the voter's registration application

11 under Section 13.0021 or the secretary of state [applicable

12 registrar] has received an affidavit submitted under Section

13 15.0215.

14 　　　　SECTION 2.08.　Section 19.002(d), Election Code, is amended

15 to read as follows:

16 　　　　(d)　The comptroller may not issue a warrant if on June 1 of

17 the year in which the warrant is to be issued the most recent notice

18 received by the comptroller from the secretary of state under

19 Section 18.065 indicates that the registrar is not in substantial

20 compliance with Section 15.083, 16.032, [18.042,] or 18.065 or with

21 rules implementing the registration service program.

22 　　　　　　　　ARTICLE 3.　VOTER REGISTRATION AGENCIES

23 　　　　SECTION 3.01.　Section 20.037(c), Election Code, is amended

24 to read as follows:

25 　　　　(c) An application form delivered by mail must be

26 accompanied by a notice informing the applicant that the

27 application may be submitted in person or by mail to the secretary

1 of state [voter registrar of the county in which the applicant

2 resides or in person to a volunteer deputy registrar for delivery to

3 the voter registrar of the county in which the applicant resides].

4 SECTION 3.02. Section 20.061, Election Code, is amended to

5 read as follows:

6 Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other

7 provisions of this chapter apply to the Department of Public Safety

8 except provisions that conflict with this subchapter or Section

9 13.008.

10 SECTION 3.03. Section 20.062(b), Election Code, is amended

11 to read as follows:

12 (b) The department shall prescribe and use a change of

13 address form and procedure that combines department and voter

14 registration functions. The form must allow a licensee or

15 cardholder to indicate that [whether] the change of address is not

16 [also to be used] for voter registration purposes.

17 SECTION 3.04. Section 20.063, Election Code, is amended to

18 read as follows:

19 Sec. 20.063. REGISTRATION PROCEDURES. (a) The Department

20 of Public Safety shall consider an application made in person, by

21 mail, or online at the department's Internet website [provide to

22 each person who applies in person at the department's offices] for

23 an original or renewal of a driver's license, a personal

24 identification card, or a duplicate or corrected license or card by

25 a person who is eligible to vote as provided by Section 13.001 an

26 application for [opportunity to complete a] voter registration.

27 The date of application is considered to be the date of submission

1 to the secretary of state for the purpose of determining the

2 effective date of registration [application form].

3 (b) The Department of Public Safety shall consider a change

4 of address that relates to [When the department processes] a

5 license or card and that is submitted to [for renewal by mail,] the

6 department [shall deliver to the applicant by mail a voter

7 registration application form.

8 [(c) A change of address that relates to a license or card

9 and that is submitted to the department] in person, [or] by mail, or

10 online at the department's Internet website [serves] as a change in

11 [of address for] voter registration [unless the licensee or

12 cardholder indicates that the change is not for voter registration

13 purposes]. The date of submission of a change of address to a

14 department employee is considered to be the date of submission to

15 the secretary of state [voter registrar] for the purpose of

16 determining the effective date of registration [only].

17 (c) The registration of an eligible [(d) If a completed]

18 voter as required by Subsections (a) and (b) is automatic unless the

19 person indicates that the transaction is not for voter

20 registration purposes [application submitted to a department

21 employee does not include the applicant's correct driver's license

22 number or personal identification card number, a department

23 employee shall enter the appropriate information on the

24 application. If a completed application does not include the

25 applicant's correct residence address or mailing address, a

26 department employee shall obtain the appropriate information from

27 the applicant and enter the information on the application].

1   SECTION 3.05. Section 20.065(b), Election Code, is amended
2 to read as follows:
3   (b) Each weekday the department is regularly open for
4 business, the department shall electronically transfer to the
5 secretary of state the name and information designated by the
6 secretary of state for [of each person who completes a] voter
7 registration for each individual who is eligible to vote as
8 provided by Section 13.001 and applies in person, by mail, or online
9 at the department's Internet website for an original or renewal of a
10 driver's license, a personal identification card, or a duplicate or
11 corrected license or card [application submitted to the
12 department]. The secretary shall prescribe procedures necessary to
13 implement this subsection.
14   SECTION 3.06. Subchapter C, Chapter 20, Election Code, is
15 amended by adding Section 20.067 to read as follows:
16   Sec. 20.067. PUBLIC ANNOUNCEMENT. The Department of Public
17 Safety and the secretary of state shall develop printed materials
18 and a public service announcement to inform the public about
19 automatic voter registration.
20   SECTION 3.07. Section 20.122(c), Election Code, is amended
21 to read as follows:
22   (c) The application forms must be accompanied by a notice
23 informing the licensees that the applications may be submitted in
24 person or by mail to the secretary of state [voter registrar of the
25 county in which they reside or in person to a volunteer deputy
26 registrar for delivery to the voter registrar of the county in which
27 they reside].

1   ARTICLE 4. DRIVER'S LICENSES AND PERSONAL IDENTIFICATION

2   CERTIFICATES

3   SECTION 4.01. Section 521.101, Transportation Code, is

4   amended by amending Subsection (f) and adding Subsection (j) to

5   read as follows:

6   (f) A certificate expires on a date specified by the

7   department[, except that a certificate issued to a person 60 years

8   of age or older does not expire].

9   (j) The department shall indicate "VOTER" on the face of a

10   personal   identification   certificate   issued   to   a   person

11   automatically registered to vote under Section 20.063, Election

12   Code, and "NONVOTER" on a personal identification certificate

13   issued to a person who declines to be registered to vote under

14   Section 20.063, Election Code, or is ineligible for voter

15   registration.

16   SECTION 4.02. Subchapter F, Chapter 521, Transportation

17   Code, is amended by adding Section 521.127 to read as follows:

18   Sec. 521.127. VOTER REGISTRATION REQUIRED TO BE INDICATED

19   ON LICENSE. The department shall indicate "VOTER" on the face of

20   each driver's license issued to a person automatically registered

21   to vote under Section 20.063, Election Code, and "NONVOTER" on each

22   driver's license issued to a person who declines to be registered to

23   vote under Section 20.063, Election Code, or is ineligible for

24   voter registration.

25   SECTION 4.03. Section 521.422(a), Transportation Code, is

26   amended to read as follows:

27   (a) The fee for a personal identification certificate is:

1   (1) waived for an individual eligible to register to

2 vote under Section 13.001, Election Code;

3   (2) $15 for a person under 60 years of age;

4   (3) [(2)] $5 for a person 60 years of age or older; and

5   (4) [(3)] $20 for a person subject to the registration

6 requirements under Chapter 62, Code of Criminal Procedure.

7   ARTICLE 5. REPEALER; EFFECTIVE DATE

8   SECTION 5.01.   The following provisions of the Election Code

9 are repealed:

10   (1) Section 12.002;

11   (2) Section 12.005;

12   (3) Section 12.006;

13   (4) Subchapter B, Chapter 12;

14   (5) Subchapter B, Chapter 13;

15   (6) Section 13.072(d);

16   (7) Section 13.121(c);

17   (8) Sections 18.041(b), (c), and (d); and

18   (9) Sections 20.065(a) and (c).

19   SECTION 5.02.   This Act takes effect September 1, 2009.