

1-1 By: Duncan S.B. No. 1046
1-2 (In the Senate - Filed March 1, 2011; March 16, 2011, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 11, 2011, reported favorably by the following vote: Yeas 9,
1-5 Nays 0; April 11, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to information regarding deceased registered voters.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 16.001, Election Code, is amended by
1-11 adding Subsection (d) to read as follows:

1-12 (d) The secretary of state shall quarterly obtain from the
1-13 United States Social Security Administration available information
1-14 specified by the secretary relating to deceased residents of the
1-15 state and compare the information received to the statewide
1-16 computerized voter registration list. If the secretary determines
1-17 that a voter on the registration list is deceased, the secretary
1-18 shall send notice of the determination to the voter registrar of the
1-19 counties considered appropriate by the secretary.

1-20 SECTION 2. Subsection (b), Section 16.031, Election Code,
1-21 is amended to read as follows:

1-22 (b) The registrar shall cancel a voter's registration
1-23 immediately if the registrar:

1-24 (1) determines from information received under
1-25 Section 16.001(c) that the voter is deceased;

1-26 (2) has personal knowledge that the voter is deceased;
1-27 [~~or~~]

1-28 (3) receives from a person related within the second
1-29 degree by consanguinity or affinity, as determined under Chapter
1-30 573, Government Code, to the voter a sworn statement by that person
1-31 indicating that the voter is deceased; or

1-32 (4) receives notice from the secretary of state under
1-33 Section 16.001(d) that the voter is deceased.

1-34 SECTION 3. This Act takes effect immediately if it receives
1-35 a vote of two-thirds of all the members elected to each house, as
1-36 provided by Section 39, Article III, Texas Constitution. If this
1-37 Act does not receive the vote necessary for immediate effect, this
1-38 Act takes effect September 1, 2011.

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