

AN ACT

relating to providing a federal postcard applicant with a ballot for certain elections in which the applicant is eligible to vote.

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

SECTION 1. Section 101.054, Election Code, is amended by amending Subsections (a) and (b) and adding Subsection (b-1) to read as follows:

(a) A person may apply with a single federal postcard application for a ballot for any one or more elections in which the person is eligible to vote as provided by this section [~~the early voting clerk to whom the application is submitted conducts early voting~~].

(b) An application that does not identify the election for which a ballot is requested shall be treated as if it requests a ballot for:

(1) except as provided by Subdivision (3), each general election in which the clerk conducts early voting; [~~and~~]

(2) the general primary election if the application indicates party preference and is submitted to the early voting clerk for the primary; and

(3) each general or special election held by a county, a municipality, or an independent school district in the calendar year in which the application is received and in which the person is eligible to vote.

1 (b-1) If an application under Subsection (b) indicates the
2 person is eligible to vote in an election described by Subsection
3 (b)(3) in which the early voting clerk who received the application
4 does not conduct early voting, the clerk shall forward a copy of the
5 application in a form prescribed by the secretary of state to each
6 early voting clerk who conducts early voting for that election.

7 SECTION 2. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 396 was passed by the House on May 2, 2013, by the following vote: Yeas 143, Nays 4, 2 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 396 on May 20, 2013, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 396 on May 25, 2013, by the following vote: Yeas 139, Nays 4, 2 present, not voting.

Chief Clerk of the House

H.B. No. 396

I certify that H.B. No. 396 was passed by the Senate, with amendments, on May 16, 2013, by the following vote: Yeas 29, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 396 on May 26, 2013, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor