

By: Thompson of Harris

H.B. No. 396

Substitute the following for H.B. No. 396:

By: Morrison

C.S.H.B. No. 396

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to providing a federal postcard applicant with a ballot  
3 for certain elections in which the applicant is eligible to vote.

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

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

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

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

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

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

21 (3) each general or special election held by a county,  
22 a municipality, or an independent school district within one  
23 calendar year after the date the application is received and in  
24 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.