

By: S. Davis of Harris

H.B. No. 1428

A BILL TO BE ENTITLED

AN ACT

relating to inappropriate actions by the early voting ballot board.

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

SECTION 1. Subchapter A, Chapter 87, Election Code, is amended by adding Section 87.006 to read as follows:

Sec. 87.006. INAPPROPRIATE ACTION BY BOARD. On written application by the presiding officer of the local canvassing authority indicating that the early voting ballot board has inappropriately accepted or rejected a ballot or otherwise violated a provision of this code, the secretary of state shall review the act in question and determine the appropriate remedy, including making a determination that may lead to a recount under Chapter 212.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.