By: Ellis   S.B. No. 1582

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

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:

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 (j) 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 (j) Nothing in this section shall prevent a person from

10 becoming registered to vote as provided by Section 13.009.

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 or the spouse of a federal

14 judge or state judge who is automatically registered to vote under

15 Section 13.009 and seeks to have a residence address omitted from

16 the registration list shall submit an affidavit to the secretary of

17 state stating that the individual is a federal judge or state judge

18 or the spouse of a federal judge or state judge.

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

20 read as follows:

21 Sec. 13.004. RECORDING AND DISCLOSURE OF CERTAIN

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

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

24 telephone number furnished on a registration application.

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

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

27 registration application only in maintaining the accuracy of the

1 registration records.

2 (c) The following information furnished on a registration

3 application is confidential and does not constitute public

4 information for purposes of Chapter 552, Government Code:

5 (1) a social security number;

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

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

8 by the Department of Public Safety;

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

10 working as an election judge; or

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

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

13 13.0021, or the spouse of a federal judge or state judge, and

14 included an affidavit with the registration application under

15 Section 13.0021 or the secretary of state [registrar] has received

16 an affidavit submitted under Section 13.0021(c) or 15.0215.

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

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

19 disclosure.

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

21 official who has access to the information furnished on a

22 registration application may not post the following information on

23 a website:

24 (1) a telephone number;

25 (2) a social security number;

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

27 identification card;

1   (4) a date of birth; or

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

3 judge or state judge, as defined by Section 13.0021, or the spouse

4 of a federal judge or state judge, if the voter included an

5 affidavit with the application under Section 13.0021 or the

6 secretary of state [registrar] has received an affidavit submitted

7 under Section 13.0021(c) or 15.0215.

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

9 amended by adding Sections 13.009 and 13.010 to read as follows:

10   Sec. 13.009. VOTER REGISTRATION THROUGH DEPARTMENT OF

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

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

13 Section 13.001 and:

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

15 identification card by the Department of Public Safety; or

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

17 personal identification card issued by the Department of Public

18 Safety.

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

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

21 20.063(c) that the transaction is not for voter registration

22 purposes is not subject to this section.

23   Sec. 13.010. PAPER APPLICATION FOR VOTER REGISTRATION. The

24 secretary of state shall post on its Internet website voter

25 registration application forms that may be printed and submitted to

26 the secretary of state in:

27   (1) English; and

1   (2) any language other than English for which over
2 five percent of the total voting age citizens of a political
3 subdivision in this state are members of that single minority
4 language group.

5   SECTION 1.09. Section 13.071, Election Code, is amended to
6 read as follows:

7   Sec. 13.071. REVIEW OF APPLICATION. (a) The secretary of
8 state [registrar] shall review each submitted application for
9 registration to determine whether it complies with Section 13.002
10 and indicates that the applicant is eligible for registration.

11   (b) The secretary of state [registrar] shall make the
12 determination not later than the seventh day after the date the
13 application is submitted to the secretary of state [registrar].

14   SECTION 1.10. Sections 13.072(a), (b), and (c), Election
15 Code, are amended to read as follows:

16   (a) The secretary of state [Unless the registrar challenges
17 the applicant, the registrar] shall approve the application if:

18   (1) the secretary of state [registrar] determines that
19 an application complies with Section 13.002 and indicates that the
20 applicant is eligible for registration; and

21   (2) for an applicant who has not included a statement
22 described by Section 13.002(c)(8)(C) or for an applicant who does
23 not register under Section 13.009, the [registrar verifies with
24 the] secretary of state verifies:

25   (A) the applicant's Texas driver's license number
26 or number of a personal identification card issued by the
27 Department of Public Safety; or

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

2 social security number.

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

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

5 secretary of state [~~registrar~~] shall update the statewide voter

6 registration list to reflect [~~deliver written notice of the~~

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

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

9 ~~former~~] residence [~~address, and former registration number, if~~

10 ~~known~~].

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

12 secretary of state [~~registrar~~] determines that an application does

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

14 applicant is eligible for registration, the secretary of state

15 [~~registrar~~] shall reject the application.

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

17 amended by adding Section 13.0725 to read as follows:

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

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

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

21 secretary of state shall adopt rules establishing standards used

22 for the verification of information on a voter registration

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

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

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

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

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

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

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

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

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

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

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

7 Department of Public Safety issued personal identification card

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

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

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

11 Public Safety issued personal identification card number, or social

12 security number as submitted by the applicant; or

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

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

15 information provided by the applicant.

16 (c) If the application was not otherwise verified under this

17 section and the secretary of state determines that a governmental

18 clerical error was made in processing or submitting the

19 application, the secretary of state shall correct the registration

20 record and submit the corrected record for verification under

21 Section 13.072(a)(2).

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

23 read as follows:

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

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

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

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

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

2   verified under Section 13.072, the notice shall indicate whether

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

4   Department of Public Safety issued personal identification card

5   number, or social security number was the reason for the failure to

6   verify, if that information is provided to the secretary of state

7   under Section 13.0725.

8   (b) If the secretary of state [registrar] rejects an

9   application in the applicant's presence, at that time the secretary

10   of state [registrar] shall orally inform the applicant of the

11   reason for the rejection. If the rejection is for incompleteness,

12   the secretary of state [registrar] shall return the application to

13   the applicant for completion and resubmission.

14   (c) If the secretary of state [registrar] rejects an

15   application for incompleteness but receives a completed

16   application not later than the 10th day after the date the notice is

17   delivered under Subsection (a) or the date the incomplete

18   application is returned under Subsection (b), as applicable, the

19   original date of submission of the incomplete application is

20   considered to be the date of submission to the secretary of state

21   [registrar] for the purpose of determining the effective date of

22   registration.

23   SECTION 1.13. Sections 13.074(a) and (b), Election Code,

24   are amended to read as follows:

25   (a) If after the secretary of state determines

26   [determining] that an application complies with Section 13.002 and

27   indicates that the applicant is eligible for registration, the

1 registrar has reason to believe the applicant is not eligible for

2 registration or the application was submitted in an unauthorized

3 manner, the registrar shall challenge the applicant.

4   (b) The registrar shall indicate on the statewide

5 computerized voter registration list [application of a challenged

6 applicant] that the applicant's eligibility or the manner of

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

8 the challenge.

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

10 read as follows:

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

12 applicant's registration application by a registrar under Section

13 13.079, the registrar shall inform the secretary of state and the

14 secretary of state shall enter the date of and reason for the

15 rejection on the application.

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

17 are amended to read as follows:

18   (a) The secretary of state [registrar] shall maintain a file

19 containing the approved registration applications of the

20 registered voters of the state [county].

21   (b) The secretary of state [registrar] shall maintain the

22 file in alphabetical order by voter name on a county by county

23 [countywide] basis. However, the secretary of state [registrar]

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

25 the secretary of state [registrar] regularly maintains a list of

26 registered voters in alphabetical order by voter name on a county by

27 county [countywide] basis.

1   SECTION 1.16. Sections 13.102(a), (b), and (c), Election
2 Code, are amended to read as follows:
3   (a) The secretary of state [registrar] shall maintain a file
4 containing the rejected applications of applicants for
5 registration.
6   (b) The secretary of state [registrar] shall maintain a
7 file, separate from the file maintained under Subsection (a),
8 containing the applications of the voters whose registrations have
9 been canceled.
10   (c) The secretary of state [registrar] shall maintain each
11 file in alphabetical order by applicant or voter name on a county by
12 county [countywide] basis.
13   SECTION 1.17. Section 13.103, Election Code, is amended to
14 read as follows:
15   Sec. 13.103. PLACE FOR KEEPING FILES; SECURITY. (a) The
16 registration application files maintained under this subchapter
17 shall be kept in the secretary of state's [registrar's] office at
18 all times in a place and manner ensuring their security.
19   (b) Applications may be removed from the secretary of
20 state's [registrar's] office temporarily, in a manner ensuring
21 their security, for use in preparing registration certificates,
22 lists of registered voters, and other registration documents by
23 electronic data-processing methods.
24   SECTION 1.18. Section 13.104(a), Election Code, is amended
25 to read as follows:
26   (a) Instead of keeping the original registration
27 applications and supporting documentation as required by this

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

2 applications and documentation on an optical disk or other computer

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

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

5 to read as follows:

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

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

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

9 13.009, or approval of a registration application by the secretary

10 of state, the registrar shall:

11 (1) prepare a voter registration certificate in

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

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

14 number and registration number on the applicant's registration

15 application.

16 SECTION 1.20. Sections 13.143(a), (d), and (e), Election

17 Code, are amended to read as follows:

18 (a) Except as provided by Subsections (b) and (e), if an

19 applicant's registration application is approved, the registration

20 becomes effective on the 30th day after the date the application is

21 submitted to the secretary of state [registrar] or on the date the

22 applicant becomes 18 years of age, whichever is later.

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

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

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

26 placed with postage prepaid and properly addressed in the United

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

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

2 mail unless proven otherwise.

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

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

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

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

7 business day.

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

9 are amended to read as follows:

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

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

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

13 the original of an initial certificate:

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

15 appointed under Section 13.003; or

16   (2) by mail to the applicant.

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

18 certificate to the mailing address provided for the individual in

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

20 list [application].

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

22 to read as follows:

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

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

25 address provided for the individual in the statewide computerized

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

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

1 to read as follows:

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

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

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

5 the new name.

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

7 to read as follows:

8   (b) A federal judge, a state judge, or the spouse of a

9 federal judge or state judge who is registered to vote may at any

10 time submit to the secretary of state [registrar of the county in

11 which the judge resides] an affidavit stating that the voter is a

12 federal judge or state judge or the spouse of a federal judge or

13 state judge.

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

15 to read as follows:

16   (c) The registrar shall submit [act on] the response to the

17 secretary of state for action in accordance with Section 13.072 and

18 retain the response on file [with the voter's registration

19 application].

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

21 read as follows:

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

23 received under this subchapter affects a registered voter of the

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

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

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

27 to read as follows:

1   (a) The registrar shall cancel a voter's registration
2 immediately on receipt of:
3   (1) notice under Section [13.072(b) or] 15.021 or a
4 response under Section 15.053 that the voter's residence is outside
5 the county;
6   (2) an abstract of the voter's death certificate under
7 Section 16.001(a) or an abstract of an application indicating that
8 the voter is deceased under Section 16.001(b);
9   (3) an abstract of a final judgment of the voter's
10 total mental incapacity, partial mental incapacity without the
11 right to vote, conviction of a felony, or disqualification under
12 Section 16.002, 16.003, or 16.004;
13   (4) notice under Section 112.012 that the voter has
14 applied for a limited ballot in another county;
15   (5) notice from a voter registration official in
16 another state that the voter has registered to vote outside this
17 state;
18   (6) notice from the early voting clerk under Section
19 101.053 [101.0041] that a federal postcard application submitted by
20 an applicant states a voting residence address located outside the
21 registrar's county; or
22   (7) notice from the secretary of state that the voter
23 has registered to vote in another county, as determined by the
24 voter's driver's license number or personal identification card
25 number issued by the Department of Public Safety or social security
26 number.
27   SECTION 1.28. Section 16.033(f), Election Code, is amended

1 to read as follows:

2   (f) The registrar shall retain a copy of the notice mailed

3 to a voter under this section on file [with the voter's registration

4 application]. If the voter's reply to the notice is in writing, the

5 registrar shall also retain the reply on file [with the

6 application]. If the reply is oral, the registrar shall prepare a

7 memorandum of the reply, indicating the substance and date of the

8 reply, and shall retain the memorandum on file [with the

9 application].

10   SECTION 1.29. Section 16.0331(c), Election Code, is amended

11 to read as follows:

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

13 voter's registration application].

14   SECTION 1.30. Section 16.034, Election Code, is amended to

15 read as follows:

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

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

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

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

20 registration application and duplicate registration certificate

21 and make any other appropriate corrections in the registration

22 records.

23   SECTION 1.31. Section 16.037(c), Election Code, is amended

24 to read as follows:

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

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

27 the reinstatement and the secretary of state shall record the

1 information on the voter's registration application and duplicate

2 registration certificate, make any appropriate corrections in the

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

4 effect to the reinstatement.

5   SECTION 1.32. Section 31.040(b), Election Code, is amended

6 to read as follows:

7   (b) The commissioners court or the administrator may

8 require any or all of the administrator's deputies[, other than

9 unpaid volunteer deputy registrars,] to give a bond similar to that

10 required of the administrator in an amount not exceeding the amount

11 of the administrator's bond.

12   SECTION 1.33. Section 31.161(b), Election Code, is amended

13 to read as follows:

14   (b) The joint elections commission or the joint elections

15 administrator may require any or all of the administrator's

16 deputies[, other than unpaid volunteer deputy registrars,] to give

17 a bond similar to that required of the administrator in an amount

18 not exceeding the amount of the administrator's bond.

19   ARTICLE 2. PROCEDURES FOR IDENTIFYING REGISTERED VOTERS

20   SECTION 2.01. Section 18.005(c), Election Code, is amended

21 to read as follows:

22   (c) The original or supplemental list of registered voters

23 may not contain the residence address of a voter who is a federal

24 judge, a state judge, or the spouse of a federal judge or state

25 judge, if the voter included an affidavit with the voter's

26 registration application under Section 13.0021 or the secretary of

27 state [registrar] received an affidavit submitted under Section

1 15.0215 before the list was prepared. In this subsection, "federal
2 judge" and "state judge" have the meanings assigned by Section
3 13.0021.
4   SECTION 2.02. Section 18.006, Election Code, is amended to
5 read as follows:
6   Sec. 18.006. DELIVERY OF LISTS TO ELECTION AUTHORITIES.
7 The registrar shall deliver the lists furnished under this
8 subchapter, including the lists furnished under Section 18.007, to
9 the appropriate authority as soon as practicable after the request
10 but in every case in time for receipt before the beginning of early
11 voting by mail for the election in which the lists are to be used.
12 If those lists do not contain the names of all voters who will be
13 eligible to vote as of the beginning of early voting by personal
14 appearance, another set of the appropriate lists shall be delivered
15 before the beginning of early voting by personal appearance. If
16 those lists do not contain the names of all voters whose
17 registrations will be effective on election day, another set of the
18 appropriate lists shall be delivered as soon as practicable after
19 the secretary of state [registrar] has processed the remaining
20 applications.
21   SECTION 2.03. Sections 18.043(a) and (c), Election Code,
22 are amended to read as follows:
23   (a) The [At the times prescribed by the] secretary of
24 state[, the registrar] shall produce [deliver to the secretary] a
25 statement containing the voter registration information determined
26 [by the secretary] to be necessary to comply with reporting
27 requirements prescribed under federal law.

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

2 information required for the statements in accordance with

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

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

5 to read as follows:

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

7 the Department of Public Safety and each voter registrar shall

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

9 information   necessary   to   maintain   the   registration   list

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

11 the electronic submission of the information.

12   SECTION 2.05. Section 18.066(b), Election Code, is amended

13 to read as follows:

14   (b) Information furnished under this section may not

15 include:

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

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

18 judge or state judge, as defined by Section 13.0021, or the spouse

19 of a federal judge or state judge, if the voter included an

20 affidavit with the voter's registration application under Section

21 13.0021 or the secretary of state [applicable registrar] has

22 received an affidavit submitted under Section 15.0215.

23   SECTION 2.06. Section 63.0011(e), Election Code, is amended

24 to read as follows:

25   (e) The voter registrar shall retain each statement of

26 residence on file [with the voter's voter registration

27 application].

1 SECTION 2.07. Section 101.055(c), Election Code, is amended
2 to read as follows:
3   (c) Under procedures prescribed by the secretary of state,
4 the secretary of state [The registrar] shall register the person at
5 the address provided under Subsection (b) unless that address no
6 longer is recognized as a residential address, in which event the
7 secretary of state [registrar] shall assign the person to an
8 address [under procedures prescribed by the secretary of state].
9   SECTION 2.08. Section 112.012, Election Code, is amended to
10 read as follows:
11   Sec. 112.012. NOTIFICATION TO SECRETARY OF STATE [VOTER
12 REGISTRAR]. Not later than the 30th day after receipt of an
13 application for a limited ballot, the early voting clerk shall
14 notify the secretary of state [voter registrar for the voter's
15 former county of residence] that the voter has applied for a limited
16 ballot.
17   ARTICLE 3. VOTER REGISTRATION AGENCIES
18   SECTION 3.01. Section 20.008, Election Code, is amended to
19 read as follows:
20   Sec. 20.008. ASSISTANCE BY SECRETARY OF STATE [OR
21 REGISTRAR]. If a question arises concerning voter registration
22 that an agency employee cannot answer, the employee shall provide
23 the person[:
24   [(1)] the toll-free telephone number of the Elections
25 Division of the Office of the Secretary of State[; and
26   [(2) the telephone number of the voter registrar to
27 whom registration applications are submitted].

1 SECTION 3.02. Sections 20.033, 20.034, and 20.035, Election

2 Code, are amended to read as follows:

3 Sec. 20.033. EFFECT OF SUBMISSION OF APPLICATION TO

4 EMPLOYEE. The date of submission of a completed registration

5 application to the agency employee is considered to be the date of

6 submission to the secretary of state [voter registrar] for the

7 purpose of determining the effective date of registration only.

8 Sec. 20.034. SUBMISSION TO REGISTRAR BY APPLICANT. (a) The

9 applicant may keep the registration application form or the

10 completed application to submit the application personally to the

11 secretary of state [voter registrar].

12 (b) The agency employee shall enter on the declination of

13 registration form a notation that after being given the opportunity

14 to register, the applicant kept the application or application form

15 for personal submission of the application to the secretary of

16 state [registrar].

17 Sec. 20.035. DELIVERY OF APPLICATIONS TO SECRETARY OF STATE

18 [REGISTRAR]. (a) The agency shall deliver to the secretary of

19 state [voter registrar of the county in which the agency office is

20 located] each completed registration application submitted to an

21 agency employee.

22 (b) An application shall be delivered to the secretary of

23 state [registrar] not later than the fifth day after the date the

24 application is submitted to the employee.

25 SECTION 3.03. Section 20.037(c), Election Code, is amended

26 to read as follows:

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

1 accompanied by a notice informing the applicant that the
2 application may be submitted in person or by mail to the secretary
3 of state [voter registrar of the county in which the applicant
4 resides or in person to a volunteer deputy registrar for delivery to
5 the voter registrar of the county in which the applicant resides].
6   SECTION 3.04. Section 20.061, Election Code, is amended to
7 read as follows:
8   Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other
9 provisions of this chapter apply to the Department of Public Safety
10 except provisions that conflict with this subchapter or Section
11 13.009.
12   SECTION 3.05. Section 20.062(b), Election Code, is amended
13 to read as follows:
14   (b) The department shall prescribe and use a change of
15 address form and procedure that combines department and voter
16 registration functions.   The form must allow a licensee or
17 cardholder to indicate that [whether] the change of address is not
18 [also to be used] for voter registration purposes.
19   SECTION 3.06. Section 20.063, Election Code, is amended to
20 read as follows:
21   Sec. 20.063. REGISTRATION PROCEDURES. (a) The Department
22 of Public Safety shall consider an application made in person, by
23 mail, or online at the department's Internet website [provide to
24 each person who applies in person at the department's offices] for
25 an original or renewal of a driver's license, a personal
26 identification card, or a duplicate or corrected license or card by
27 a person who is eligible to vote as provided by Section 13.001 an

1 application for [opportunity to complete a] voter registration.
2 The date of application is considered to be the date of submission
3 to the secretary of state for the purpose of determining the
4 effective date of registration [application form].

5   (b) The Department of Public Safety shall consider a change
6 of address that relates to [When the department processes] a
7 license or card and that is submitted to [for renewal by mail,] the
8 department [shall deliver to the applicant by mail a voter
9 registration application form.

10   [(c) A change of address that relates to a license or card
11 and that is submitted to the department] in person, [or] by mail, or
12 online at the department's Internet website [serves] as a change in
13 [of address for] voter registration [unless the licensee or
14 cardholder indicates that the change is not for voter registration
15 purposes]. The date of submission of a change of address to a
16 department employee is considered to be the date of submission to
17 the secretary of state [voter registrar] for the purpose of
18 determining the effective date of registration [only].

19   (c) The registration of an eligible [(d) If a completed]
20 voter as required by Subsections (a) and (b) is automatic unless the
21 person indicates that the transaction is not for voter
22 registration purposes [application submitted to a department
23 employee does not include the applicant's correct driver's license
24 number or personal identification card number, a department
25 employee shall enter the appropriate information on the
26 application. If a completed application does not include the
27 applicant's correct residence address or mailing address, a

1 department employee shall obtain the appropriate information from

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

3   SECTION 3.07. Section 20.065(b), Election Code, is amended

4 to read as follows:

5   (b) Each weekday the department is regularly open for

6 business, the department shall electronically transfer to the

7 secretary of state the name and information designated by the

8 secretary of state for [of each person who completes a] voter

9 registration for each individual who is eligible to vote as

10 provided by Section 13.001 and applies in person, by mail, or online

11 at the department's Internet website for an original or renewal of a

12 driver's license, a personal identification card, or a duplicate or

13 corrected license or card [application submitted to the

14 department]. The secretary shall prescribe procedures necessary to

15 implement this subsection.

16   SECTION 3.08. Subchapter C, Chapter 20, Election Code, is

17 amended by adding Section 20.067 to read as follows:

18   Sec. 20.067. PUBLIC ANNOUNCEMENT. The Department of Public

19 Safety and the secretary of state shall develop printed materials

20 and a public service announcement to inform the public about

21 automatic voter registration.

22   SECTION 3.09. Section 20.122(c), Election Code, is amended

23 to read as follows:

24   (c) The application forms must be accompanied by a notice

25 informing the licensees that the applications may be submitted in

26 person or by mail to the secretary of state [voter registrar of the

27 county in which they reside or in person to a volunteer deputy

1 registrar for delivery to the voter registrar of the county in which

2 they reside].

3   ARTICLE 4. DRIVER'S LICENSES AND PERSONAL IDENTIFICATION

4   CERTIFICATES

5   SECTION 4.01. Section 521.101, Transportation Code, is

6 amended by amending Subsection (f) and adding Subsection (l) to

7 read as follows:

8   (f) A personal identification certificate:

9   (1) for an applicant who is a citizen, national, or

10 legal permanent resident of the United States or a refugee or asylee

11 lawfully admitted into the United States, [:

12   [(A)] expires on a date specified by the

13 department [if the applicant is younger than 60 years of age; or

14   [(B) does not expire if the applicant is 60 years

15 of age or older]; or

16   (2) for an applicant not described by Subdivision (1),

17 expires on:

18   (A) the earlier of:

19   (i) a date specified by the department; or

20   (ii) the expiration date of the applicant's

21 authorized stay in the United States; or

22   (B) the first anniversary of the date of

23 issuance, if there is no definite expiration date for the

24 applicant's authorized stay in the United States.

25   (l) The department shall indicate "VOTER" on the face of a

26 personal identification certificate issued to a person

27 automatically registered to vote under Section 20.063, Election

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

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

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

4 registration.

5 SECTION 4.02. Subchapter F, Chapter 521, Transportation

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

7 Sec. 521.127. VOTER REGISTRATION REQUIRED TO BE INDICATED

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

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

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

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

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

13 voter registration.

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

15 amended to read as follows:

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

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

18 vote under Section 13.001, Election Code;

19 (2) $15 for a person under 60 years of age;

20 (3) [(2)] $5 for a person 60 years of age or older; and

21 (4) [(3)] $20 for a person subject to the registration

22 requirements under Chapter 62, Code of Criminal Procedure.

23 ARTICLE 5. REPEALER; EFFECTIVE DATE

24 SECTION 5.01. The following provisions of the Election Code

25 are repealed:

26 (1) Section 12.002;

27 (2) Section 12.005;

1   (3) Section 12.006;

2   (4) Subchapter B, Chapter 12;

3   (5) Subchapter B, Chapter 13;

4   (6) Section 13.072(d);

5   (7) Section 13.121(c); and

6   (8) Sections 20.065(a) and (c).

7   SECTION 5.02.   This Act takes effect September 1, 2013.