

SENATE AMENDMENTS

2nd Printing

By: Larson

H.B. No. 630

A BILL TO BE ENTITLED

AN ACT

relating to the filling of vacancies on a political party's county executive committee.

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

SECTION 1. Sections 171.024(b) and (c), Election Code, are amended to read as follows:

(b) A ~~[Except as provided by Subsection (c), a]~~ majority of the committee's membership must participate in filling a vacancy in the office of county chair. To be elected, a person must receive a favorable vote of a majority of the members voting.

(c) Each party shall adopt rules to determine a percentage of committee membership that constitutes a quorum for purposes of filling a [A] vacancy in the office of precinct chair. To be elected, a person must receive a favorable vote of a majority of the members voting ~~[may be filled without participation of the majority of the committee membership if only one person is a candidate to fill the vacancy and the person:~~

~~[(1) was elected as a precinct chair in the most recent primary election in the county; and~~

~~[(2) is eligible to serve in the vacant office].~~

SECTION 2. Section 171.025, Election Code, is amended by adding Subsection (e) to read as follows:

(e) In a county with a population of less than 5,000, a vacancy in the office of county chair may be filled by appointment

1 of a person who is not a resident of the county if:

2 (1) the person resides in a county in this state with a
3 population of less than 5,000 that is adjacent to the county in
4 which the vacancy occurs; and

5 (2) the secretary of state approves the appointment of
6 the person under procedures prescribed by the secretary of state.

7 SECTION 3. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2013.

ADOPTED

MAY 15 2013

Atty Gen
Secretary of the Senate

By: LARSON SP: HUFFMAN

H.B. No. 630

Substitute the following for H.B. No. 630 :

By: Joan Huffman

C.S. H.B. No. 630

A BILL TO BE ENTITLED

AN ACT

relating to the filling of vacancies on a political party's county executive committee.

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

SECTION 1. Sections 171.024(b), (c), and (d), Election Code, are amended to read as follows:

(b) A [~~Except as provided by Subsection (e), a~~] majority of the committee's membership must participate in filling a vacancy in the office of county chair. To be elected, a person must receive a favorable vote of a majority of the members voting.

(c) Each party shall adopt rules to determine a percentage of committee membership that constitutes a quorum for purposes of filling a [A] vacancy in the office of precinct chair. To be elected, a person must receive a favorable vote of a majority of the members voting [~~may be filled without participation of the majority of the committee membership if only one person is a candidate to fill the vacancy and the person:~~

~~[(1) was elected as a precinct chair in the most recent primary election in the county; and~~

~~[(2) is eligible to serve in the vacant office].~~

(d) A vacancy in the office of county chair may not be filled before the beginning of the term of office in which the vacancy

occurs.

SECTION 2. Subchapter E, Chapter 172, Election Code, is amended by adding Section 172.128 to read as follows:

Sec. 172.128. ALTERNATIVE PRIMARY PROCEDURE FOR COUNTIES WITHOUT COUNTY PARTY LEADERSHIP. (a) This section applies only to a primary election:

(1) that is required for the nomination of a political party to a state or county office; or

(2) for which a measure appears on the ballot.

(b) The state chair of a political party may contract with a county clerk, county tax assessor-collector, or county elections administrator, as appropriate, to hold a primary election in a county in which:

(1) the office of county chair is vacant and there is an insufficient number of members serving on the county executive committee to fill a vacancy on the committee; and

(2) the party is unable to establish a temporary executive committee under Section 171.027.

SECTION 3. 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.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 15, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB630** by Larson (Relating to the filling of vacancies on a political party's county executive committee.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, SD, AG, JI, AHE

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 6, 2013

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB630 by Larson (Relating to the filling of vacancies on a political party's county executive committee.), **Committee Report 2nd House, Substituted**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, AG, JI, AHE

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 1, 2013

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB630 by Larson (Relating to the filling of vacancies on a political party's county executive committee.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Election Code relating to requirements for filling vacancies on a political party's county executive committee. The bill would require the Secretary of State (SOS) to prescribe procedures for approving certain appointments of non-county residents to fill vacancies in the office of county chair.

SOS indicated that any costs associated with the bill could be absorbed within the agency's existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 307 Secretary of State

LBB Staff: UP, AG, JI, AHE

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 9, 2013

TO: Honorable Geanie Morrison, Chair, House Committee on Elections

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB630 by Larson (Relating to the filling of vacancies on a political party's county executive committee.), **Committee Report 1st House, Substituted**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KJo, JI, AHE

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 7, 2013

TO: Honorable Geanie Morrison, Chair, House Committee On Elections

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB630 by Larson (Relating to the filling of vacancies on a political party's county executive committee.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KJo, JI, AHE