

1-1 By: Capriglione, et al. (Senate Sponsor - Hancock) H.B. No. 484  
 1-2 (In the Senate - Received from the House May 4, 2015;  
 1-3 May 5, 2015, read first time and referred to Committee on State  
 1-4 Affairs; May 18, 2015, reported adversely, with favorable  
 1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;  
 1-6 May 18, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 484 By: Ellis

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the eligibility of a person to be a candidate for or  
 1-22 holder of certain public elective offices.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 141.001, Election Code, is amended by  
 1-25 amending Subsection (a) and adding Subsection (d) to read as  
 1-26 follows:

1-27 (a) To be eligible to be a candidate for, or elected or  
 1-28 appointed to, a public elective office in this state, a person must:

1-29 (1) be a United States citizen;

1-30 (2) be 18 years of age or older on the first day of the  
 1-31 term to be filled at the election or on the date of appointment, as  
 1-32 applicable;

1-33 (3) have not been determined by a final judgment of a  
 1-34 court exercising probate jurisdiction to be:

1-35 (A) totally mentally incapacitated; or

1-36 (B) partially mentally incapacitated without the  
 1-37 right to vote;

1-38 (4) have not been finally convicted of a felony from  
 1-39 which the person has not been pardoned or otherwise released from  
 1-40 the resulting disabilities;

1-41 (5) have resided continuously in the state for 12  
 1-42 months and in the territory from which the office is elected for six  
 1-43 months immediately preceding the following date:

1-44 (A) for a candidate whose name is to appear on a  
 1-45 general primary election ballot, the date of the regular filing  
 1-46 deadline for a candidate's application for a place on the ballot;

1-47 (B) for an independent candidate, the date of the  
 1-48 regular filing deadline for a candidate's application for a place  
 1-49 on the ballot;

1-50 (C) for a write-in candidate, the date of the  
 1-51 election at which the candidate's name is written in;

1-52 (D) for a party nominee who is nominated by any  
 1-53 method other than by primary election, the date the nomination is  
 1-54 made; and

1-55 (E) for an appointee to an office, the date the  
 1-56 appointment is made; ~~and~~

1-57 (6) on the date described by Subdivision (5), be  
 1-58 registered to vote in the territory from which the office is  
 1-59 elected; and

1-60 (7) satisfy any other eligibility requirements

2-1 prescribed by law for the office.

2-2 (d) Subsection (a)(6) does not apply to a member of the  
2-3 governing body of a district created under Section 52(b)(1) or (2),  
2-4 Article III, or Section 59, Article XVI, Texas Constitution.

2-5 SECTION 2. Chapter 601, Government Code, is amended by  
2-6 adding Section 601.009 to read as follows:

2-7 Sec. 601.009. ELECTED OFFICER MUST BE REGISTERED VOTER.

2-8 (a) A person may not qualify for a public elective office unless  
2-9 the person is a registered voter.

2-10 (b) Subsection (a) does not apply to an office for which the  
2-11 federal or state constitution prescribes exclusive qualification  
2-12 requirements.

2-13 (c) Subsection (a) does not apply to a member of the  
2-14 governing body of a district created under Section 52(b)(1) or (2),  
2-15 Article III, or Section 59, Article XVI, Texas Constitution.

2-16 SECTION 3. The changes in law made by this Act apply only to  
2-17 the eligibility and qualification requirements for a candidate or  
2-18 officer whose term of office will begin on or after the effective  
2-19 date of this Act. The eligibility and qualification requirements  
2-20 for a candidate or officer whose term of office will begin before  
2-21 the effective date of this Act are governed by the law in effect  
2-22 immediately before the effective date of this Act, and the former  
2-23 law is continued in effect for that purpose.

2-24 SECTION 4. This Act takes effect September 1, 2015.

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