

By: Herrero

H.B. No. 3267

A BILL TO BE ENTITLED

AN ACT

relating to automatic voter registration on issuance or change of a driver's license or identification card by the Department of Public Safety.

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

ARTICLE 1. VOTER REGISTRAR, APPLICATION FOR REGISTRATION, INITIAL REGISTRATION, AND RENEWAL OF REGISTRATION

SECTION 1.01. Section 12.001, Election Code, is amended to read as follows:

Sec. 12.001. DESIGNATION OF VOTER REGISTRAR. (a) Except as provided by Subsection (b), the ~~[The]~~ county tax assessor-collector is the voter registrar for the county unless the position of county elections administrator is created or the county clerk is designated as the voter registrar.

(b) The secretary of state is the voter registrar for the purpose of the registration of voters and maintenance of the list of registered voters. The voter registrar designated under Subsection (a) is the voter registrar for all other purposes.

SECTION 1.02. Section 12.004, Election Code, is amended to read as follows:

Sec. 12.004. OFFICE HOURS. ~~(a) [The registrar shall conduct voter registration activities at all times during regular office hours.]~~

~~[(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) ~~[(a)]~~ 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 or to the registrar of the
7 county in which the person resides, who must forward the
8 application to the secretary of state not later than the fifth day
9 after the date the application is submitted. Except as provided by
10 Subsection (e), an application must be submitted by personal
11 delivery, by mail, or by telephonic facsimile machine in accordance
12 with Sections 13.143(d) and (d-2).

13 (j) Nothing in this section shall prevent a person from
14 becoming registered to vote as provided by Section 13.009.

15 SECTION 1.06. Section 13.0021, Election Code, is amended by
16 adding Subsection (c) to read as follows:

17 (c) A federal judge or state judge or the spouse of a federal
18 judge or state judge who is automatically registered to vote under
19 Section 13.009 and seeks to have a residence address omitted from
20 the registration list shall submit an affidavit to the secretary of
21 state stating that the individual is a federal judge or state judge
22 or the spouse of a federal judge or state judge.

23 SECTION 1.07. Section 13.004, Election Code, is amended to
24 read as follows:

25 Sec. 13.004. RECORDING AND DISCLOSURE OF CERTAIN
26 INFORMATION [~~BY REGISTRAR~~]. (a) The secretary of state
27 [~~registrar~~] may not transcribe, copy, or otherwise record a

1 telephone number furnished on a registration application.

2 (b) The secretary of state [~~registrar~~] may transcribe,
3 copy, or otherwise record a social security number furnished on a
4 registration application only in maintaining the accuracy of the
5 registration records.

6 (c) The following information furnished on a registration
7 application is confidential and does not constitute public
8 information for purposes of Chapter 552, Government Code:

9 (1) a social security number;
10 (2) a Texas driver's license number;
11 (3) a number of a personal identification card issued
12 by the Department of Public Safety;

13 (4) an indication that an applicant is interested in
14 working as an election judge; or

15 (5) the residence address of the applicant, if the
16 applicant is a federal judge or state judge, as defined by Section
17 13.0021, the spouse of a federal judge or state judge, or an
18 individual to whom Section 552.1175, Government Code, applies and
19 the applicant:

20 (A) included an affidavit with the registration
21 application describing the applicant's status under this
22 subdivision, including an affidavit under Section 13.0021 if the
23 applicant is a federal judge or state judge or the spouse of a
24 federal judge or state judge;

25 (B) provided the secretary of state [~~registrar~~]
26 with an affidavit describing the applicant's status under this
27 subdivision, including an affidavit under Section 15.0215 if the

1 applicant is a federal judge or state judge or the spouse of a
2 federal judge or state judge; or

3 (C) provided the secretary of state [~~registrar~~]
4 with a completed form approved by the secretary of state for the
5 purpose of notifying the secretary of state [~~registrar~~] of the
6 applicant's status under this subdivision.

7 (c-1) The secretary of state and the registrar shall ensure
8 that the information listed in Subsection (c) is excluded from
9 disclosure.

10 (d) The secretary of state, voter registrar, or other county
11 official who has access to the information furnished on a
12 registration application may not post the following information on
13 a website:

- 14 (1) a telephone number;
- 15 (2) a social security number;
- 16 (3) a driver's license number or a number of a personal
17 identification card;
- 18 (4) a date of birth; or
- 19 (5) the residence address of a voter who is a federal
20 judge or state judge, as defined by Section 13.0021, or the spouse
21 of a federal judge or state judge, if the voter included an
22 affidavit with the application under Section 13.0021 or the
23 secretary of state [~~registrar~~] has received an affidavit submitted
24 under Section 13.0021(c) or 15.0215.

25 SECTION 1.08. Subchapter A, Chapter 13, Election Code, is
26 amended by adding Sections 13.009 and 13.010 to read as follows:

27 Sec. 13.009. VOTER REGISTRATION THROUGH DEPARTMENT OF

1 PUBLIC SAFETY. (a) The secretary of state shall automatically
2 register any individual who is eligible to vote as provided by
3 Section 13.001 and:

4 (1) is issued a Texas driver's license or a personal
5 identification card by the Department of Public Safety; or

6 (2) makes a change to a Texas driver's license or
7 personal identification card issued by the Department of Public
8 Safety.

9 (b) A driver's license or personal identification card
10 transaction with an indication provided by Section 20.062(b) or
11 20.063(c) that the transaction is not for voter registration
12 purposes is not subject to this section.

13 Sec. 13.010. PAPER APPLICATION FOR VOTER REGISTRATION. The
14 secretary of state shall post on its Internet website voter
15 registration application forms that may be printed and submitted to
16 the secretary of state or to the registrar of the county in which
17 the person resides in:

18 (1) English; and

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

23 SECTION 1.09. Section 13.071, Election Code, is amended to
24 read as follows:

25 Sec. 13.071. REVIEW OF APPLICATION. (a) The secretary of
26 state [registrar] shall review each submitted application for
27 registration to determine whether it complies with Section 13.002

1 and indicates that the applicant is eligible for registration.

2 (b) The secretary of state [~~registrar~~] shall make the
3 determination not later than the seventh day after the date the
4 application is submitted to the secretary of state [~~registrar~~].

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

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

9 (1) the secretary of state [~~registrar~~] determines that
10 an application complies with Section 13.002 and indicates that the
11 applicant is eligible for registration; and

12 (2) for an applicant who has not included a statement
13 described by Section 13.002(c)(8)(C) or for an applicant who does
14 not register under Section 13.009, the [~~registrar verifies with~~
15 ~~the~~] secretary of state verifies:

16 (A) the applicant's Texas driver's license number
17 or number of a personal identification card issued by the
18 Department of Public Safety; or

19 (B) the last four digits of the applicant's
20 social security number.

21 (b) After approval of an application by an applicant who was
22 registered in another county at the time of application, the
23 secretary of state [~~registrar~~] shall update the statewide voter
24 registration list to reflect [~~deliver written notice of the~~
25 ~~applicant's change of residence to the other county's registrar and~~
26 ~~include in the notice~~] the applicant's change in county of [~~name,~~
27 ~~former~~] residence [~~address, and former registration number, if~~

known].

(c) If ~~[Except as provided by Subsection (d), if]~~ the secretary of state ~~[registrar]~~ determines that an application does not comply with Section 13.002 or does not indicate that the applicant is eligible for registration, the secretary of state ~~[registrar]~~ shall reject the application.

SECTION 1.11. Subchapter C, Chapter 13, Election Code, is amended by adding Section 13.0725 to read as follows:

Sec. 13.0725. PROCESS FOR VERIFICATION OF APPLICANT'S TEXAS DRIVER'S LICENSE NUMBER, DEPARTMENT OF PUBLIC SAFETY ISSUED PERSONAL IDENTIFICATION NUMBER, OR SOCIAL SECURITY NUMBER. (a) The secretary of state shall adopt rules establishing standards used for the verification of information on a voter registration application submitted under Section 13.072(a)(2)(A). The rules shall provide a process by which the secretary of state verifies an applicant's Texas driver's license number or Department of Public Safety issued personal identification card number if, based on the available information, a minor correction in the applicant's last name or date of birth would lead a reasonable person to conclude that the number submitted is the correct number for that applicant.

(b) If available, the secretary of state shall review the name and date of birth maintained by the Department of Public Safety or other agency used in the verification process for a submitted application that corresponds to the Texas driver's license number, Department of Public Safety issued personal identification card number, or social security number submitted by the applicant if:

(1) the secretary of state cannot verify the accuracy

1 of an applicant's Texas driver's license number, Department of
2 Public Safety issued personal identification card number, or social
3 security number as submitted by the applicant; or

4 (2) the secretary of state verifies the accuracy of
5 the number provided, but it is not a perfect match with the personal
6 information provided by the applicant.

7 (c) If the application was not otherwise verified under this
8 section and the secretary of state determines that a governmental
9 clerical error was made in processing or submitting the
10 application, the secretary of state shall correct the registration
11 record and submit the corrected record for verification under
12 Section 13.072(a)(2).

13 SECTION 1.12. Section 13.073, Election Code, is amended to
14 read as follows:

15 Sec. 13.073. NOTICE OF REJECTION. (a) Except as provided
16 by Subsection (b), the secretary of state [~~registrar~~] shall deliver
17 written notice of the reason for the rejection of an application to
18 the applicant not later than the second day after the date of
19 rejection. If an application is rejected because it was not
20 verified under Section 13.072, the notice shall indicate whether
21 the last name, date of birth, Texas driver's license number,
22 Department of Public Safety issued personal identification card
23 number, or social security number was the reason for the failure to
24 verify, if that information is provided to the secretary of state
25 under Section 13.0725.

26 (b) If the secretary of state [~~registrar~~] rejects an
27 application in the applicant's presence, at that time the secretary

1 of state [~~registrar~~] shall orally inform the applicant of the
 2 reason for the rejection. If the rejection is for incompleteness,
 3 the secretary of state [~~registrar~~] shall return the application to
 4 the applicant for completion and resubmission.

5 (c) If the secretary of state [~~registrar~~] rejects an
 6 application for incompleteness but receives a completed
 7 application not later than the 10th day after the date the notice is
 8 delivered under Subsection (a) or the date the incomplete
 9 application is returned under Subsection (b), as applicable, the
 10 original date of submission of the incomplete application is
 11 considered to be the date of submission to the secretary of state
 12 [~~registrar~~] for the purpose of determining the effective date of
 13 registration.

14 SECTION 1.13. Sections 13.074(a) and (b), Election Code,
 15 are amended to read as follows:

16 (a) If after the secretary of state determines
 17 [~~determining~~] that an application complies with Section 13.002 and
 18 indicates that the applicant is eligible for registration, the
 19 registrar has reason to believe the applicant is not eligible for
 20 registration or the application was submitted in an unauthorized
 21 manner, the registrar shall challenge the applicant.

22 (b) The registrar shall indicate on the statewide
 23 computerized voter registration list [~~application of a challenged~~
 24 ~~applicant~~] that the applicant's eligibility or the manner of
 25 submission of the application has been challenged and the date of
 26 the challenge.

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

1 read as follows:

2 Sec. 13.080. RECORDING REJECTION. On rejection of an
3 applicant's registration application by a registrar under Section
4 13.079, the registrar shall inform the secretary of state and the
5 secretary of state shall enter the date of and reason for the
6 rejection on the application.

7 SECTION 1.15. Sections 13.101(a) and (b), Election Code,
8 are amended to read as follows:

9 (a) The secretary of state [~~registrar~~] shall maintain a file
10 containing the approved registration applications of the
11 registered voters of the state [~~county~~].

12 (b) The secretary of state [~~registrar~~] shall maintain the
13 file in alphabetical order by voter name on a county by county
14 [~~countywide~~] basis. However, the secretary of state [~~registrar~~] may
15 maintain the file in numerical order by registration number if the
16 secretary of state [~~registrar~~] regularly maintains a list of
17 registered voters in alphabetical order by voter name on a county by
18 county [~~countywide~~] basis.

19 SECTION 1.16. Sections 13.102(a), (b), and (c), Election
20 Code, are amended to read as follows:

21 (a) The secretary of state [~~registrar~~] shall maintain a file
22 containing the rejected applications of applicants for
23 registration.

24 (b) The secretary of state [~~registrar~~] shall maintain a
25 file, separate from the file maintained under Subsection (a),
26 containing the applications of the voters whose registrations have
27 been canceled.

1 (c) The secretary of state [~~registrar~~] shall maintain each
2 file in alphabetical order by applicant or voter name on a county by
3 county [~~countywide~~] basis.

4 SECTION 1.17. Section 13.103, Election Code, is amended to
5 read as follows:

6 Sec. 13.103. PLACE FOR KEEPING FILES; SECURITY. (a) The
7 registration application files maintained under this subchapter
8 shall be kept in the secretary of state's [~~registrar's~~] office at
9 all times in a place and manner ensuring their security.

10 (b) Applications may be removed from the secretary of
11 state's [~~registrar's~~] office temporarily, in a manner ensuring
12 their security, for use in preparing registration certificates,
13 lists of registered voters, and other registration documents by
14 electronic data-processing methods.

15 SECTION 1.18. Section 13.104(a), Election Code, is amended
16 to read as follows:

17 (a) Instead of keeping the original registration
18 applications and supporting documentation as required by this
19 title, the secretary of state [~~registrar~~] may record the
20 applications and documentation on an optical disk or other computer
21 storage medium [~~approved by the secretary of state~~].

22 SECTION 1.19. Section 13.142(a), Election Code, is amended
23 to read as follows:

24 (a) The secretary of state shall notify the registrar of a
25 voter's registration as soon as practicable. After notification of
26 registration of a voter by the secretary of state under Section
27 13.009, or approval of a registration application by the secretary

1 of state, the registrar shall:

2 (1) prepare a voter registration certificate in
3 duplicate and issue the original certificate to the applicant; and

4 (2) enter the applicant's county election precinct
5 number and registration number on the applicant's registration
6 application.

7 SECTION 1.20. Sections 13.143(a), (d), (d-2), and (e),
8 Election Code, are amended to read as follows:

9 (a) Except as provided by Subsections (b) and (e), if an
10 applicant's registration application is approved, the registration
11 becomes effective on the 30th day after the date the application is
12 submitted to the secretary of state [~~registrar~~] or on the date the
13 applicant becomes 18 years of age, whichever is later.

14 (d) For purposes of determining the effective date of a
15 registration, an application submitted by:

16 (1) mail is considered to be submitted to the
17 secretary of state [~~registrar~~] on the date it is placed with postage
18 prepaid and properly addressed in the United States mail; or

19 (2) telephonic facsimile machine is considered to be
20 submitted to the secretary of state [~~registrar~~] on the date the
21 transmission is received by the secretary of state [~~registrar~~],
22 subject to Subsection (d-2).

23 (d-2) For a registration application submitted by
24 telephonic facsimile machine to be effective, a copy of the
25 registration application must be submitted by mail and be received
26 by the secretary of state [~~registrar~~] not later than the fourth
27 business day after the transmission by telephonic facsimile machine

1 is received.

2 (e) If the 30th day before the date of an election is a
3 Saturday, Sunday, or legal state or national holiday, an
4 application is considered to be timely if it is submitted to the
5 secretary of state ~~[registrar]~~ on or before the next regular
6 business day.

7 SECTION 1.21. Sections 13.144(a) and (b), Election Code,
8 are amended to read as follows:

9 (a) Not later than the 30th day after the date the registrar
10 receives notice from the secretary of state that an individual has
11 registered to vote ~~[the application]~~, the registrar shall deliver
12 the original of an initial certificate:

13 (1) in person to the applicant or the applicant's agent
14 appointed under Section 13.003; or

15 (2) by mail to the applicant.

16 (b) If delivery is by mail, the registrar shall send the
17 certificate to the mailing address provided for the individual in
18 the statewide computerized voter ~~[on the applicant's]~~ registration
19 list ~~[application]~~.

20 SECTION 1.22. Section 14.002(a), Election Code, is amended
21 to read as follows:

22 (a) Except as provided by Subsection (d), the registrar
23 shall deliver a voter's renewal certificate by mail to the mailing
24 address provided for the individual in the statewide computerized
25 voter ~~[on the voter's]~~ registration list ~~[application]~~.

26 SECTION 1.23. Section 15.021(c), Election Code, is amended
27 to read as follows:

1 (c) The registrar shall retain the notice on file [~~with the~~
2 ~~voter's registration application~~]. If the correction is a change
3 of the voter's name, the registrar shall file the application under
4 the new name.

5 SECTION 1.24. Section 15.0215(b), Election Code, is amended
6 to read as follows:

7 (b) A federal judge, a state judge, or the spouse of a
8 federal judge or state judge who is registered to vote may at any
9 time submit to the secretary of state [~~registrar of the county in~~
10 ~~which the judge resides~~] an affidavit stating that the voter is a
11 federal judge or state judge or the spouse of a federal judge or
12 state judge.

13 SECTION 1.25. Section 15.053(c), Election Code, is amended
14 to read as follows:

15 (c) The registrar shall submit [~~act on~~] the response to the
16 secretary of state for action in accordance with Section 13.072 and
17 retain the response on file [~~with the voter's registration~~
18 ~~application~~].

19 SECTION 1.26. Section 16.005, Election Code, is amended to
20 read as follows:

21 Sec. 16.005. PRESERVATION OF ABSTRACT. If an abstract
22 received under this subchapter affects a registered voter of the
23 county, the registrar shall retain a copy of the abstract on file
24 [~~with the affected voter's registration application~~].

25 SECTION 1.27. Section 16.031(a), Election Code, is amended
26 to read as follows:

27 (a) The registrar shall cancel a voter's registration

1 immediately on receipt of:

2 (1) notice under Section [~~13.072(b)~~ or] 15.021 or a
3 response under Section 15.053 that the voter's residence is outside
4 the county;

5 (2) an abstract of the voter's death certificate under
6 Section 16.001(a) or an abstract of an application indicating that
7 the voter is deceased under Section 16.001(b);

8 (3) an abstract of a final judgment of the voter's
9 total mental incapacity, partial mental incapacity without the
10 right to vote, conviction of a felony, or disqualification under
11 Section 16.002, 16.003, or 16.004;

12 (4) notice under Section 112.012 that the voter has
13 applied for a limited ballot in another county;

14 (5) notice from a voter registration official in
15 another state that the voter has registered to vote outside this
16 state;

17 (6) notice from the early voting clerk under Section
18 101.053 [~~101.0041~~] that a federal postcard application submitted by
19 an applicant states a voting residence address located outside the
20 registrar's county; or

21 (7) notice from the secretary of state that the voter
22 has registered to vote in another county, as determined by the
23 voter's driver's license number or personal identification card
24 number issued by the Department of Public Safety or social security
25 number.

26 SECTION 1.28. Section 16.033(f), Election Code, is amended
27 to read as follows:

1 (f) The registrar shall retain a copy of the notice mailed
2 to a voter under this section on file [~~with the voter's registration~~
3 ~~application~~]. If the voter's reply to the notice is in writing, the
4 registrar shall also retain the reply on file [~~with the~~
5 ~~application~~]. If the reply is oral, the registrar shall prepare a
6 memorandum of the reply, indicating the substance and date of the
7 reply, and shall retain the memorandum on file [~~with the~~
8 ~~application~~].

9 SECTION 1.29. Section 16.0331(c), Election Code, is amended
10 to read as follows:

11 (c) The registrar shall retain the request on file [~~with the~~
12 ~~voter's registration application~~].

13 SECTION 1.30. Section 16.034, Election Code, is amended to
14 read as follows:

15 Sec. 16.034. RECORDING CANCELLATION. On cancellation of a
16 voter's registration, the registrar shall notify the secretary of
17 state of [enter] the date of and reason for the cancellation and the
18 secretary of state shall record the information on the voter's
19 registration application and duplicate registration certificate
20 and make any other appropriate corrections in the registration
21 records.

22 SECTION 1.31. Section 16.037(c), Election Code, is amended
23 to read as follows:

24 (c) On reinstatement of a registration, the registrar shall
25 notify the secretary of state of [enter] the date of and reason for
26 the reinstatement and the secretary of state shall record the
27 information on the voter's registration application and duplicate

1 registration certificate, make any appropriate corrections in the
2 registration records, and take any other action necessary to give
3 effect to the reinstatement.

4 SECTION 1.32. Section 31.040(b), Election Code, is amended
5 to read as follows:

6 (b) The commissioners court or the administrator may
7 require any or all of the administrator's deputies[~~, other than~~
8 ~~unpaid volunteer deputy registrars,~~] to give a bond similar to that
9 required of the administrator in an amount not exceeding the amount
10 of the administrator's bond.

11 SECTION 1.33. Section 31.161(b), Election Code, is amended
12 to read as follows:

13 (b) The joint elections commission or the joint elections
14 administrator may require any or all of the administrator's
15 deputies[~~, other than unpaid volunteer deputy registrars,~~] to give
16 a bond similar to that required of the administrator in an amount
17 not exceeding the amount of the administrator's bond.

18 ARTICLE 2. PROCEDURES FOR IDENTIFYING REGISTERED VOTERS

19 SECTION 2.01. Section 18.005(c), Election Code, is amended
20 to read as follows:

21 (c) The original or supplemental list of registered voters
22 may not contain the residence address of a voter who is a federal
23 judge, a state judge, or the spouse of a federal judge or state
24 judge, if the voter included an affidavit with the voter's
25 registration application under Section 13.0021 or the secretary of
26 state [~~registrar~~] received an affidavit submitted under Section
27 15.0215 before the list was prepared. In this subsection, "federal

judge" and "state judge" have the meanings assigned by Section 13.0021.

SECTION 2.02. Section 18.006, Election Code, is amended to read as follows:

Sec. 18.006. DELIVERY OF LISTS TO ELECTION AUTHORITIES. The registrar shall deliver the lists furnished under this subchapter, including the lists furnished under Section 18.007, to the appropriate authority as soon as practicable after the request but in every case in time for receipt before the beginning of early voting by mail for the election in which the lists are to be used. If those lists do not contain the names of all voters who will be eligible to vote as of the beginning of early voting by personal appearance, another set of the appropriate lists shall be delivered before the beginning of early voting by personal appearance. If those lists do not contain the names of all voters whose registrations will be effective on election day, another set of the appropriate lists shall be delivered as soon as practicable after the secretary of state ~~[registrar]~~ has processed the remaining applications.

SECTION 2.03. Sections 18.043(a) and (c), Election Code, are amended to read as follows:

(a) The ~~[At the times prescribed by the]~~ secretary of state~~[, the registrar]~~ shall produce ~~[deliver to the secretary]~~ a statement containing the voter registration information determined ~~[by the secretary]~~ to be necessary to comply with reporting requirements prescribed under federal law.

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

1 information required for the statements in accordance with
2 procedures prescribed by this section [~~the secretary of state~~].

3 SECTION 2.04. Section 18.061(c), Election Code, is amended
4 to read as follows:

5 (c) Under procedures prescribed by the secretary of state,
6 the Department of Public Safety and each voter registrar shall
7 provide to the secretary of state on an expedited basis the
8 information necessary to maintain the registration list
9 established under Subsection (a). The procedures shall provide for
10 the electronic submission of the information.

11 SECTION 2.05. Section 18.066(b), Election Code, is amended
12 to read as follows:

13 (b) Information furnished under this section may not
14 include:

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

16 (2) the residence address of a voter who is a federal
17 judge or state judge, as defined by Section 13.0021, or the spouse
18 of a federal judge or state judge, if the voter included an
19 affidavit with the voter's registration application under Section
20 13.0021 or the secretary of state [~~applicable registrar~~] has
21 received an affidavit submitted under Section 15.0215.

22 SECTION 2.06. Section 63.0011(e), Election Code, is amended
23 to read as follows:

24 (e) The voter registrar shall retain each statement of
25 residence on file [~~with the voter's voter registration~~
26 ~~application~~].

27 SECTION 2.07. Section 101.055(c), Election Code, is amended

to read as follows:

(c) Under procedures prescribed by the secretary of state,
the secretary of state ~~[The registrar]~~ shall register the person at
the address provided under Subsection (b) unless that address no
longer is recognized as a residential address, in which event the
secretary of state ~~[registrar]~~ shall assign the person to an
address ~~[under procedures prescribed by the secretary of state]~~.

SECTION 2.08. Section 112.012, Election Code, is amended to
read as follows:

Sec. 112.012. NOTIFICATION TO SECRETARY OF STATE ~~[VOTER
REGISTRAR]~~. Not later than the 30th day after receipt of an
application for a limited ballot, the early voting clerk shall
notify the secretary of state ~~[voter registrar for the voter's
former county of residence]~~ that the voter has applied for a limited
ballot.

ARTICLE 3. VOTER REGISTRATION AGENCIES

SECTION 3.01. Section 20.008, Election Code, is amended to
read as follows:

Sec. 20.008. ASSISTANCE BY SECRETARY OF STATE ~~[OR
REGISTRAR]~~. If a question arises concerning voter registration
that an agency employee cannot answer, the employee shall provide
the person~~[-~~

~~[(1)]~~ the toll-free telephone number of the Elections
Division of the Office of the Secretary of State~~[-and~~

~~[(2) the telephone number of the voter registrar to
whom registration applications are submitted]~~.

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

Code, are amended to read as follows:

Sec. 20.033. EFFECT OF SUBMISSION OF APPLICATION TO EMPLOYEE. The date of submission of a completed registration application to the agency employee is considered to be the date of submission to the secretary of state [~~voter registrar~~] for the purpose of determining the effective date of registration only.

Sec. 20.034. SUBMISSION TO REGISTRAR BY APPLICANT. (a) The applicant may keep the registration application form or the completed application to submit the application personally to the secretary of state or to the voter registrar of the county in which the applicant resides.

(b) The agency employee shall enter on the declination of registration form a notation that after being given the opportunity to register, the applicant kept the application or application form for personal submission of the application to the secretary of state [~~registrar~~].

Sec. 20.035. DELIVERY OF APPLICATIONS TO SECRETARY OF STATE [~~REGISTRAR~~]. (a) The agency shall deliver to the secretary of state [~~voter registrar of the county in which the agency office is located~~] each completed registration application submitted to an agency employee.

(b) An application shall be delivered to the secretary of state [~~registrar~~] not later than the fifth day after the date the application is submitted to the employee.

SECTION 3.03. Section 20.037(c), Election Code, is amended to read as follows:

(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 or to the voter registrar of the county in which the
4 applicant resides [~~or in person to a volunteer deputy registrar for~~
5 ~~delivery to the voter registrar of the county in which the applicant~~
6 ~~resides~~].

7 SECTION 3.04. Section 20.061, Election Code, is amended to
8 read as follows:

9 Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other
10 provisions of this chapter apply to the Department of Public Safety
11 except provisions that conflict with this subchapter or Section
12 13.009.

13 SECTION 3.05. Section 20.062(b), Election Code, is amended
14 to read as follows:

15 (b) The department shall prescribe and use a change of
16 address form and procedure that combines department and voter
17 registration functions. The form must allow a licensee or
18 cardholder to indicate that [~~whether~~] the change of address is not
19 [~~also to be used~~] for voter registration purposes.

20 SECTION 3.06. Section 20.063, Election Code, is amended to
21 read as follows:

22 Sec. 20.063. REGISTRATION PROCEDURES. (a) The Department
23 of Public Safety shall consider an application made in person, by
24 mail, or online at the department's Internet website [~~provide to~~
25 ~~each person who applies in person at the department's offices~~] for
26 an original or renewal of a driver's license, a personal
27 identification card, or a duplicate or corrected license or card by

1 a person who is eligible to vote as provided by Section 13.001 an
 2 application for ~~[opportunity to complete a]~~ voter registration.
 3 The date of application is considered to be the date of submission
 4 to the secretary of state for the purpose of determining the
 5 effective date of registration ~~[application form]~~.

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

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

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

1 ~~applicant's correct residence address or mailing address, a~~
2 ~~department employee shall obtain the appropriate information from~~
3 ~~the applicant and enter the information on the application].~~

4 SECTION 3.07. Section 20.065(b), Election Code, is amended
5 to read as follows:

6 (b) Each weekday the department is regularly open for
7 business, the department shall electronically transfer to the
8 secretary of state the name and information designated by the
9 secretary of state for ~~[of each person who completes a]~~ voter
10 registration for each individual who is eligible to vote as
11 provided by Section 13.001 and applies in person, by mail, or online
12 at the department's Internet website for an original or renewal of a
13 driver's license, a personal identification card, or a duplicate or
14 corrected license or card ~~[application submitted to the~~
15 ~~department]~~. The secretary shall prescribe procedures necessary to
16 implement this subsection.

17 SECTION 3.08. Subchapter C, Chapter 20, Election Code, is
18 amended by adding Sections 20.067 and 20.068 to read as follows:

19 Sec. 20.067. AUTOMATIC REGISTRATION BEFORE TIME FOR RENEWAL
20 OR CHANGE OF ADDRESS. (a) Except as provided by Subsection (b),
21 not later than March 15 of each odd-numbered year, the Department of
22 Public Safety shall submit a voter registration application to the
23 secretary of state on behalf of a current holder of a driver's
24 license or personal identification card who is eligible to vote as
25 provided by Section 13.001 but who did not register to vote at the
26 time the person submitted an application form for a license or card
27 and who submitted an application form for a license or card on or

1 after January 1, 2013.

2 (b) Not later than January 1 of each odd-numbered year, the
3 department must notify each person described by Subsection (a) that
4 the department will submit the person's voter registration
5 application to the secretary of state. The notice must include a
6 declination of registration form prepared so that it may be mailed
7 free of United States postage and indicate that the form must be
8 received by the department on or before March 1 of the year in which
9 the notice is delivered or the department will submit the person's
10 application for voter registration to the secretary of state.

11 Sec. 20.068. PUBLIC ANNOUNCEMENT. The Department of Public
12 Safety and the secretary of state shall develop printed materials
13 and a public service announcement to inform the public about
14 automatic voter registration.

15 SECTION 3.09. Section 20.122(c), Election Code, is amended
16 to read as follows:

17 (c) The application forms must be accompanied by a notice
18 informing the licensees that the applications may be submitted in
19 person or by mail to the secretary of state or to the voter
20 registrar of the county in which they reside [~~or in person to a~~
21 ~~volunteer deputy registrar for delivery to the voter registrar of~~
22 ~~the county in which they reside~~].

23 ARTICLE 4. DRIVER'S LICENSES AND PERSONAL IDENTIFICATION

24 CERTIFICATES

25 SECTION 4.01. Section 521.101(f), Transportation Code, is
26 amended to read as follows:

27 (f) A personal identification certificate:

(1) for an applicant who is a citizen, national, or legal permanent resident of the United States or a refugee or asylee lawfully admitted into the United States, ~~+~~

~~[(A)] expires on a date specified by the department [if the applicant is younger than 60 years of age, or~~

~~[(B) does not expire if the applicant is 60 years of age or older]; or~~

(2) for an applicant not described by Subdivision (1), expires on:

(A) the earlier of:

(i) a date specified by the department; or

(ii) the expiration date of the applicant's authorized stay in the United States; or

(B) the first anniversary of the date of issuance, if there is no definite expiration date for the applicant's authorized stay in the United States.

SECTION 4.02. Section 521.422(a), Transportation Code, is amended to read as follows:

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

(1) waived for an individual eligible to register to vote under Section 13.001, Election Code;

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

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

(4) ~~[(3)]~~ \$20 for a person subject to the registration requirements under Chapter 62, Code of Criminal Procedure.

ARTICLE 5. REPEALER; EFFECTIVE DATE

SECTION 5.01. The following provisions of the Election Code

1 are repealed:

- 2 (1) Section 12.002;
- 3 (2) Section 12.005;
- 4 (3) Section 12.006;
- 5 (4) Subchapter B, Chapter 13;
- 6 (5) Section 13.072(d);
- 7 (6) Section 13.121(c);
- 8 (7) Section 20.064; and
- 9 (8) Sections 20.065(a) and (c).

10 SECTION 5.02. This Act takes effect September 1, 2015.