

By: Kacal

H.B. No. 3779

Substitute the following for H.B. No. 3779:

By: Schofield

C.S.H.B. No. 3779

A BILL TO BE ENTITLED

AN ACT

relating to providing certain persons with resources for notifying the voter registrar of a death and related procedures.

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

SECTION 1. Section 16.031, Election Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) The registrar shall cancel a voter's registration immediately if the registrar:

(1) determines from information received under Section 16.001(c) that the voter is deceased;

(2) has personal knowledge that the voter is deceased;

(3) receives from a person related within the second degree by consanguinity or affinity, as determined under Chapter 573, Government Code, to the voter a signed ~~[sworn]~~ statement by that person indicating that the voter is deceased; or

(4) receives notice from the secretary of state under Section 18.068 that the voter is deceased.

(c) The secretary of state shall prescribe and make publicly available a form that a person may use to make a statement under Subsection (b)(3). The form must:

(1) state that the person submitting the form must be related to the deceased person within the second degree by consanguinity or affinity, as determined under Chapter 573,

1 Government Code;

2 (2) require the person submitting the form to sign the
3 form; and

4 (3) require the person to provide enough information
5 to enable the voter registrar to distinguish the deceased person
6 from any other registered voter.

7 SECTION 2. Section 651.201(a), Occupations Code, is amended
8 to read as follows:

9 (a) The commission shall prepare a brochure with
10 information of public interest:

11 (1) explaining matters relating to funerals; ~~and~~

12 (2) describing:

13 (A) the functions of the commission; and

14 (B) the commission's procedures for filing and
15 resolving a public complaint; and

16 (3) informing persons that a voter registrar must
17 cancel a voter's voter registration if a person related to the voter
18 within the second degree by consanguinity or affinity, as
19 determined under Chapter 573, Government Code, provides the
20 registrar with a signed statement by the person indicating that the
21 voter is deceased, and that the secretary of state has adopted a
22 form that may be used to make the signed statement.

23 SECTION 3. This Act takes effect January 1, 2016.