

1-1 By: Zaffirini S.B. No. 1072  
 1-2 (In the Senate - Filed March 9, 2015; March 16, 2015, read  
 1-3 first time and referred to Committee on State Affairs;  
 1-4 April 28, 2015, reported favorably by the following vote: Yeas 9,  
 1-5 Nays 0; April 28, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
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 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the removal of a precinct or county chair for  
 1-20 abandonment of office.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter B, Chapter 171, Election Code, is  
 1-23 amended by adding Section 171.029 to read as follows:

1-24 Sec. 171.029. REMOVAL OF PRECINCT CHAIR OR COUNTY CHAIR FOR  
 1-25 ABANDONMENT OF OFFICE. (a) A precinct or county chair who has  
 1-26 failed to perform statutory duties provided by this code or failed  
 1-27 to attend four or more consecutive meetings of the county executive  
 1-28 committee may be removed for abandonment of office as provided by  
 1-29 this section.

1-30 (b) If authorized by a resolution passed by the county  
 1-31 executive committee, a county chair may send a notice to a precinct  
 1-32 chair that states that the precinct chair is considered to have  
 1-33 abandoned the office of precinct chair and the duties of the office.  
 1-34 The notice must:

1-35 (1) state the reasons the county executive committee  
 1-36 believes the precinct chair has abandoned the office;

1-37 (2) be sent by certified mail; and

1-38 (3) request a response from the precinct chair not  
 1-39 later than the seventh day after the date the precinct chair  
 1-40 receives the notice.

1-41 (c) If authorized by a resolution passed by the state  
 1-42 executive committee, a state chair may send a notice to a county  
 1-43 chair that states that the county chair is considered to have  
 1-44 abandoned the office of county chair and the duties of the office.  
 1-45 The notice must:

1-46 (1) state the reasons the state executive committee  
 1-47 believes the county chair has abandoned the office;

1-48 (2) be sent by certified mail; and

1-49 (3) request a response from the county chair not later  
 1-50 than the seventh day after the date the county chair receives the  
 1-51 notice.

1-52 (d) A precinct or county chair must respond to a notice  
 1-53 under Subsection (b) or (c) on or before the seventh day after the  
 1-54 date the chair receives the notice and state whether the chair  
 1-55 wishes to continue in office. A chair's failure to respond and  
 1-56 affirmatively state that the chair wishes to remain in office  
 1-57 results in a vacancy in the office of precinct or county chair, as  
 1-58 applicable. The vacancy shall be filled as provided by this  
 1-59 subchapter.

1-60 SECTION 2. This Act takes effect September 1, 2015.

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