

By: Ellis

S.B. No. 1449

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to automatic voter registration on issuance or change of a  
3 driver's license or identification card by the Department of Public  
4 Safety.

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

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

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

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

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

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

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

24 ~~[(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 [~~registrar of the county in~~  
7 ~~which the person resides~~]. Except as provided by Subsection (e), an  
8 application must be submitted by personal delivery, by mail, or by  
9 telephonic facsimile machine in accordance with Sections 13.143(d)  
10 and (d-2).

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

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

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

21           SECTION 1.07. Section 13.004, Election Code, is amended to  
22 read as follows:

23           Sec. 13.004. RECORDING AND DISCLOSURE OF CERTAIN  
24 INFORMATION [~~BY REGISTRAR~~]. (a) The secretary of state  
25 [~~registrar~~] may not transcribe, copy, or otherwise record a  
26 telephone number furnished on a registration application.

27           (b) The secretary of state [~~registrar~~] may transcribe,

1 copy, or otherwise record a social security number furnished on a  
2 registration application only in maintaining the accuracy of the  
3 registration records.

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

7 (1) a social security number;

8 (2) a Texas driver's license number;

9 (3) a number of a personal identification card issued  
10 by the Department of Public Safety;

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

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

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

23 (B) provided the secretary of state [~~registrar~~]  
24 with an affidavit describing the applicant's status under this  
25 subdivision, including an affidavit under Section [13.0021](#) or  
26 [15.0215](#) if the applicant is a federal judge or state judge or the  
27 spouse of a federal judge or state judge[~~, or~~

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

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

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

- 11                   (1) a telephone number;
- 12                   (2) a social security number;
- 13                   (3) a driver's license number or a number of a personal  
14 identification card;
- 15                   (4) a date of birth; or
- 16                   (5) 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 application under Section [13.0021](#) or the  
20 secretary of state ~~[registrar]~~ has received an affidavit submitted  
21 under Section [13.0021\(c\)](#) or [15.0215](#).

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

24           Sec. 13.009. VOTER REGISTRATION THROUGH DEPARTMENT OF  
25 PUBLIC SAFETY. (a) The secretary of state shall automatically  
26 register any individual who is eligible to vote as provided by  
27 Section [13.001](#) and:

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

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

6           (b) A driver's license or personal identification card  
7 transaction with an indication provided by Section 20.062(b) or  
8 20.063(c) that the transaction is not for voter registration  
9 purposes is not subject to this section.

10           Sec. 13.010. PAPER APPLICATION FOR VOTER REGISTRATION. The  
11 secretary of state shall post on its Internet website voter  
12 registration application forms that may be printed and submitted to  
13 the secretary of state in:

14                   (1) English; and

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

19           SECTION 1.09. Section 13.071, Election Code, is amended to  
20 read as follows:

21           Sec. 13.071. REVIEW OF APPLICATION. (a) The secretary of  
22 state [~~registrar~~] shall review each submitted application for  
23 registration to determine whether it complies with Section 13.002  
24 and indicates that the applicant is eligible for registration.

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

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

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

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

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

12 (A) the applicant's Texas driver's license number  
13 or number of a personal identification card issued by the  
14 Department of Public Safety; or

15 (B) the last four digits of the applicant's  
16 social security number.

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

25 (c) If [~~Except as provided by Subsection (d), if~~] the  
26 secretary of state [~~registrar~~] determines that an application does  
27 not comply with Section 13.002 or does not indicate that the

1 applicant is eligible for registration, the secretary of state  
2 [~~registrar~~] shall reject the application.

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

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

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

23 (1) the secretary of state cannot verify the accuracy  
24 of an applicant's Texas driver's license number, Department of  
25 Public Safety issued personal identification card number, or social  
26 security number as submitted by the applicant; or

27 (2) the secretary of state verifies the accuracy of



1 the number provided, but it is not a perfect match with the personal  
2 information provided by the applicant.

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

9 SECTION 1.12. Section 13.073, Election Code, is amended to  
10 read as follows:

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

22 (b) If the secretary of state [~~registrar~~] rejects an  
23 application in the applicant's presence, at that time the secretary  
24 of state [~~registrar~~] shall orally inform the applicant of the  
25 reason for the rejection. If the rejection is for incompleteness,  
26 the secretary of state [~~registrar~~] shall return the application to  
27 the applicant for completion and resubmission.

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

10 SECTION 1.13. Sections [13.074](#)(a) and (b), Election Code,  
11 are amended to read as follows:

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

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

23 SECTION 1.14. Section [13.080](#), Election Code, is amended to  
24 read as follows:

25 Sec. 13.080. RECORDING REJECTION. On rejection of an  
26 applicant's registration application by a registrar under Section  
27 [13.079](#), the registrar shall inform the secretary of state and the

1 secretary of state shall enter the date of and reason for the  
2 rejection on the application.

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

5 (a) The secretary of state [~~registrar~~] shall maintain a file  
6 containing the approved registration applications of the  
7 registered voters of the state [~~county~~].

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

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

17 (a) The secretary of state [~~registrar~~] shall maintain a file  
18 containing the rejected applications of applicants for  
19 registration.

20 (b) The secretary of state [~~registrar~~] shall maintain a  
21 file, separate from the file maintained under Subsection (a),  
22 containing the applications of the voters whose registrations have  
23 been canceled.

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

27 SECTION 1.17. Section 13.103, Election Code, is amended to

1 read as follows:

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

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

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

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

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

20           (a) The secretary of state shall notify the registrar of a  
21 voter's registration as soon as practicable. After notification of  
22 registration of a voter by the secretary of state under Section  
23 13.009, or approval of a registration application by the secretary  
24 of state, the registrar shall:

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

27                   (2) enter the applicant's county election precinct

1 number and registration number on the applicant's registration  
2 application.

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

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

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

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

15 (2) telephonic facsimile machine is considered to be  
16 submitted to the secretary of state [~~registrar~~] on the date the  
17 transmission is received by the secretary of state [~~registrar~~],  
18 subject to Subsection (d-2).

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

25 (e) If the 30th day before the date of an election is a  
26 Saturday, Sunday, or legal state or national holiday, an  
27 application is considered to be timely if it is submitted to the

1 secretary of state [~~registrar~~] on or before the next regular  
2 business day.

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

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

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

11 (2) by mail to the applicant.

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

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

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

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

24 (c) The registrar shall retain the notice on file [~~with the~~  
25 ~~voter's registration application~~]. If the correction is a change  
26 of the voter's name, the registrar shall file the application under  
27 the new name.

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

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

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

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

15 SECTION 1.26. Section 16.005, Election Code, is amended to  
16 read as follows:

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

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

23 (a) The registrar shall cancel a voter's registration  
24 immediately on receipt of:

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

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

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

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

10           (5) notice from a voter registration official in  
11 another state that the voter has registered to vote outside this  
12 state;

13           (6) notice from the early voting clerk under Section  
14 101.053 [~~101.0041~~] that a federal postcard application submitted by  
15 an applicant states a voting residence address located outside the  
16 registrar's county; or

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

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

24           (f) The registrar shall retain a copy of the notice mailed  
25 to a voter under this section on file [~~with the voter's registration~~  
26 ~~application~~]. If the voter's reply to the notice is in writing, the  
27 registrar shall also retain the reply on file [~~with the~~



1 ~~application~~]. If the reply is oral, the registrar shall prepare a  
2 memorandum of the reply, indicating the substance and date of the  
3 reply, and shall retain the memorandum on file [~~with the~~  
4 ~~application~~].

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

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

9 SECTION 1.30. Section 16.034, Election Code, is amended to  
10 read as follows:

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

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

20 (c) On reinstatement of a registration, the registrar shall  
21 notify the secretary of state of [enter] the date of and reason for  
22 the reinstatement and the secretary of state shall record the  
23 information on the voter's registration application and duplicate  
24 registration certificate, make any appropriate corrections in the  
25 registration records, and take any other action necessary to give  
26 effect to the reinstatement.

27 SECTION 1.32. Section 31.040(b), Election Code, is amended

1 to read as follows:

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

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

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

14 ARTICLE 2. PROCEDURES FOR IDENTIFYING REGISTERED VOTERS

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

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

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

1           Sec. 18.006. DELIVERY OF LISTS TO ELECTION AUTHORITIES.

2 The registrar shall deliver the lists furnished under this  
3 subchapter, including the lists furnished under Section 18.007, to  
4 the appropriate authority as soon as practicable after the request  
5 but in every case in time for receipt before the beginning of early  
6 voting by mail for the election in which the lists are to be used.  
7 If those lists do not contain the names of all voters who will be  
8 eligible to vote as of the beginning of early voting by personal  
9 appearance, another set of the appropriate lists shall be delivered  
10 before the beginning of early voting by personal appearance. If  
11 those lists do not contain the names of all voters whose  
12 registrations will be effective on election day, another set of the  
13 appropriate lists shall be delivered as soon as practicable after  
14 the secretary of state [~~registrar~~] has processed the remaining  
15 applications.

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

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

23           (c) The secretary of state [~~registrar~~] shall maintain the  
24 information required for the statements in accordance with  
25 procedures prescribed by this section [~~the secretary of state~~].

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

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

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

9 (b) Information furnished under this section may not  
10 include:

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

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

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

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

23 SECTION 2.07. Section 101.055(c), Election Code, is amended  
24 to read as follows:

25 (c) Under procedures prescribed by the secretary of state,  
26 the secretary of state [~~The registrar~~] shall register the person at  
27 the address provided under Subsection (b) unless that address no

1 longer is recognized as a residential address, in which event the  
2 secretary of state [~~registrar~~] shall assign the person to an  
3 address [~~under procedures prescribed by the secretary of state~~].

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

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

12 ARTICLE 3. VOTER REGISTRATION AGENCIES

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

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

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

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

23 SECTION 3.02. Sections 20.033, 20.034, and 20.035, Election  
24 Code, are amended to read as follows:

25 Sec. 20.033. EFFECT OF SUBMISSION OF APPLICATION TO  
26 EMPLOYEE. The date of submission of a completed registration  
27 application to the agency employee is considered to be the date of

1 submission to the secretary of state [~~voter registrar~~] for the  
2 purpose of determining the effective date of registration only.

3 Sec. 20.034. SUBMISSION TO REGISTRAR BY APPLICANT. (a) The  
4 applicant may keep the registration application form or the  
5 completed application to submit the application personally to the  
6 secretary of state [~~voter registrar~~].

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

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

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

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

22 (c) An application form delivered by mail must be  
23 accompanied by a notice informing the applicant that the  
24 application may be submitted in person or by mail to the secretary  
25 of state [~~voter registrar of the county in which the applicant~~  
26 ~~resides or in person to a volunteer deputy registrar for delivery to~~  
27 ~~the voter registrar of the county in which the applicant resides~~].

1 SECTION 3.04. Section 20.061, Election Code, is amended to  
2 read as follows:

3 Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other  
4 provisions of this chapter apply to the Department of Public Safety  
5 except provisions that conflict with this subchapter or Section  
6 13.009.

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

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

14 SECTION 3.06. Section 20.063, Election Code, is amended to  
15 read as follows:

16 Sec. 20.063. REGISTRATION PROCEDURES. (a) The Department  
17 of Public Safety shall consider an application made in person, by  
18 mail, or online at the department's Internet website ~~[provide to~~  
19 ~~each person who applies in person at the department's offices]~~ for  
20 an original or renewal of a driver's license, a personal  
21 identification card, or a duplicate or corrected license or card by  
22 a person who is eligible to vote as provided by Section 13.001 an  
23 application for ~~[opportunity to complete a]~~ voter registration.  
24 The date of application is considered to be the date of submission  
25 to the secretary of state for the purpose of determining the  
26 effective date of registration ~~[application form]~~.

27 (b) The Department of Public Safety shall consider a change

1 of address that relates to [~~When the department processes~~] a  
2 license or card and that is submitted to [~~for renewal by mail,~~] the  
3 department [~~shall deliver to the applicant by mail a voter~~  
4 ~~registration application form.~~

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

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

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

27 (b) Each weekday the department is regularly open for



1 business, the department shall electronically transfer to the  
2 secretary of state the name and information designated by the  
3 secretary of state for [~~of each person who completes a~~] voter  
4 registration for each individual who is eligible to vote as  
5 provided by Section 13.001 and applies in person, by mail, or online  
6 at the department's Internet website for an original or renewal of a  
7 driver's license, a personal identification card, or a duplicate or  
8 corrected license or card [~~application submitted to the~~  
9 ~~department~~]. The secretary shall prescribe procedures necessary to  
10 implement this subsection.

11 SECTION 3.08. Subchapter C, Chapter 20, Election Code, is  
12 amended by adding Section 20.067 to read as follows:

13 Sec. 20.067. PUBLIC ANNOUNCEMENT. The Department of Public  
14 Safety and the secretary of state shall develop printed materials  
15 and a public service announcement to inform the public about  
16 automatic voter registration.

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

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

25 ARTICLE 4. DRIVER'S LICENSES AND PERSONAL IDENTIFICATION

26 CERTIFICATES

27 SECTION 4.01. Section 521.101, Transportation Code, is

1 amended by amending Subsection (f) and adding Subsection (m) to  
2 read as follows:

3 (f) A personal identification certificate:

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

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

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

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

13 (A) the earlier of:

14 (i) a date specified by the department; or

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

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

20 (m) The department shall indicate "VOTER" on the face of a  
21 personal identification certificate issued to a person  
22 automatically registered to vote under Section 20.063, Election  
23 Code, and "NONVOTER" on a personal identification certificate  
24 issued to a person who declines to be registered to vote under  
25 Section 20.063, Election Code, or is ineligible for voter  
26 registration.

27 SECTION 4.02. Subchapter F, Chapter 521, Transportation

1 Code, is amended by adding Section 521.127 to read as follows:

2 Sec. 521.127. VOTER REGISTRATION REQUIRED TO BE INDICATED  
3 ON LICENSE. The department shall indicate "VOTER" on the face of  
4 each driver's license issued to a person automatically registered  
5 to vote under Section 20.063, Election Code, and "NONVOTER" on each  
6 driver's license issued to a person who declines to be registered to  
7 vote under Section 20.063, Election Code, or is ineligible for  
8 voter registration.

9 SECTION 4.03. Section 521.422(a), Transportation Code, is  
10 amended to read as follows:

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

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

14 (2) \$15 for a person under 60 years of age;

15 (3) [~~2~~] \$5 for a person 60 years of age or older; and

16 (4) [~~3~~] \$20 for a person subject to the registration  
17 requirements under Chapter 62, Code of Criminal Procedure.

18 ARTICLE 5. REPEALER; EFFECTIVE DATE

19 SECTION 5.01. The following provisions of the Election Code  
20 are repealed:

21 (1) Section 12.002;

22 (2) Section 12.005;

23 (3) Section 12.006;

24 (4) Subchapter B, Chapter 12;

25 (5) Subchapter B, Chapter 13;

26 (6) Section 13.072(d);

27 (7) Section 13.121(c); and

1                   (8) Sections [20.065](#)(a) and (c).

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