

By: Miller

H.B. No. 1681

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the acceptance of a voter at a polling place.

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

4 SECTION 1. Section 15.022(a), Election Code, is amended to  
5 read as follows:

6 (a) The registrar shall make the appropriate corrections in  
7 the registration records, including, if necessary, deleting a  
8 voter's name from the suspense list:

9 (1) after receipt of a notice of a change in  
10 registration information under Section 15.021;

11 (2) after receipt of a voter's reply to a notice of  
12 investigation given under Section 16.033;

13 (3) ~~[after receipt of any affidavits executed under~~  
14 ~~Section 63.006, following an election,~~

15 ~~[(4)]~~ after receipt of a voter's statement of  
16 residence executed under Section 63.0011;

17 (4) ~~[(5)]~~ before the effective date of the abolishment  
18 of a county election precinct or a change in its boundary;

19 (5) ~~[(6)]~~ after receipt of United States Postal  
20 Service information indicating an address reclassification;

21 (6) ~~[(7)]~~ after receipt of a voter's response under  
22 Section 15.053; or

23 (7) ~~[(8)]~~ after receipt of a registration application  
24 or change of address under Chapter 20.

1 SECTION 2. Section 63.006, Election Code, is amended to  
2 read as follows:

3 Sec. 63.006. VOTER [~~WITH REQUIRED DOCUMENTATION~~] WHO IS NOT  
4 ON LIST. (a) A voter who, when offering to vote, presents the  
5 documentation required under Section 63.001(b) but whose name is  
6 not on the precinct list of registered voters may [~~shall~~] be  
7 accepted for provisional voting only under Section 63.011 [~~if the~~  
8 ~~voter also presents a voter registration certificate indicating~~  
9 ~~that the voter is currently registered:~~

10 [~~(1) in the precinct in which the voter is offering to~~  
11 ~~vote; or~~

12 [~~(2) in a different precinct in the same county as the~~  
13 ~~precinct in which the voter is offering to vote and the voter~~  
14 ~~executes an affidavit stating that the voter:~~

15 [~~(A) is a resident of the precinct in which the~~  
16 ~~voter is offering to vote or is otherwise entitled by law to vote in~~  
17 ~~that precinct;~~

18 [~~(B) was a resident of the precinct in which the~~  
19 ~~voter is offering to vote at the time the information on the voter's~~  
20 ~~residence address was last provided to the voter registrar;~~

21 [~~(C) did not deliberately provide false~~  
22 ~~information to secure registration in a precinct in which the voter~~  
23 ~~does not reside; and~~

24 [~~(D) is voting only once in the election].~~

25 (b) For a [~~After the~~] voter to whom this section applies [~~is~~  
26 ~~accepted~~], an election officer shall attempt to verify with the  
27 voter registrar that the voter is a registered voter [~~+~~

1           ~~[(1) indicate beside the voter's name on the poll list~~  
2 ~~that the voter was accepted under this section; and~~  
3           ~~[(2) enter the voter's name on the registration~~  
4 ~~emissions list].~~

5           SECTION 3. Section [63.011](#)(a), Election Code, is amended to  
6 read as follows:

7           (a) A person to whom Section [63.001](#)(g) or [63.006](#) [~~63.009~~]  
8 applies may cast a provisional ballot if the person executes an  
9 affidavit stating that the person:

10           (1) is a registered voter in the precinct in which the  
11 person seeks to vote; and

12           (2) is eligible to vote in the election.

13           SECTION 4. Section [66.0241](#), Election Code, is amended to  
14 read as follows:

15           Sec. [66.0241](#). CONTENTS OF ENVELOPE NO. 4. Envelope no. 4  
16 must contain:

17           (1) the precinct list of registered voters;

18           (2) the registration correction list;

19           (3) any statements of residence executed under Section  
20 [63.0011](#); and

21           (4) any affidavits executed under Section [~~63.006 or~~]  
22 [63.011](#).

23           SECTION 5. Section [63.009](#), Election Code, is repealed.

24           SECTION 6. This Act takes effect September 1, 2017.