

By: Israel

H.B. No. 2327

Substitute the following for H.B. No. 2327:

By: Laubenberg

C.S.H.B. No. 2327

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a candidate's application for a place on the ballot.

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

4 SECTION 1. Section 141.031(a), Election Code, is amended to  
5 read as follows:

6 (a) A candidate's application for a place on the ballot that  
7 is required by this code must:

8 (1) be in writing;

9 (2) be signed and sworn to by the candidate and  
10 indicate the date that the candidate swears to the application;

11 (3) be timely filed with the appropriate authority;  
12 and

13 (4) include:

14 (A) the candidate's name;

15 (B) the candidate's occupation;

16 (C) the office sought, including any place number  
17 or other distinguishing number;

18 (D) an indication of whether the office sought is  
19 to be filled for a full or unexpired term if the office sought and  
20 another office to be voted on have the same title but do not have  
21 place numbers or other distinguishing numbers;

22 (E) a statement that the candidate is a United  
23 States citizen;

24 (F) a statement that the candidate has not been

1 determined by a final judgment of a court exercising probate  
2 jurisdiction to be:

3 (i) totally mentally incapacitated; or  
4 (ii) partially mentally incapacitated  
5 without the right to vote;

6 (G) a statement that the candidate has not been  
7 finally convicted of a felony from which the candidate has not been  
8 pardoned or otherwise released from the resulting disabilities;

9 (H) the candidate's date of birth;

10 (I) the candidate's residence address or, if the  
11 residence has no address, the address at which the candidate  
12 receives mail and a concise description of the location of the  
13 candidate's residence;

14 (J) the candidate's length of continuous  
15 residence in the state and in the territory from which the office  
16 sought is elected as of the date the candidate swears to the  
17 application;

18 (K) the statement: "I, \_\_\_\_\_, of  
19 \_\_\_\_\_ County, Texas, being a candidate for the office of  
20 \_\_\_\_\_, swear that I will support and defend the constitution  
21 and laws of the United States and of the State of Texas";

22 (L) a statement that the candidate is aware of  
23 the nepotism law, Chapter 573, Government Code; and

24 (M) a public mailing address at which the  
25 candidate receives correspondence relating to the candidate's  
26 campaign, if available, and an [any available] electronic mail  
27 address at which the candidate receives correspondence relating to

1 the candidate's campaign, if available.

2 SECTION 2. Section 141.039, Election Code, is amended to  
3 read as follows:

4 Sec. 141.039. OFFICIAL APPLICATION FORM. In addition to  
5 the other statements and spaces for entering information that  
6 appear on an officially prescribed form for an application for a  
7 place on the ballot, each official form for an application that a  
8 candidate is required to file under this code must include:

9 (1) a space for indicating the form in which the  
10 candidate's name is to appear on the ballot;

11 (2) a space for the candidate's public mailing  
12 address;

13 (3) spaces for the candidate's home and office  
14 telephone numbers and e-mail address at which the candidate  
15 receives correspondence relating to the candidate's campaign; and

16 (4) a statement informing candidates that the  
17 furnishing of the telephone numbers [~~or e-mail address~~] is  
18 optional.

19 SECTION 3. The change in law made by this Act to Section  
20 141.031(a), Election Code, applies to an application for a place on  
21 the ballot made on or after the effective date of this Act. An  
22 application for a place on the ballot made before the effective date  
23 of this Act is governed by the law in effect on the date the  
24 application is made, and the former law is continued in effect for  
25 that purpose.

26 SECTION 4. This Act takes effect September 1, 2017.