

Amend **HB 2911** (senate committee printing) as follows:

(1) In the heading of SECTION 1 of the bill, amending Section 13.002(i), Election Code (page 1, line 21), strike "13.002(i), Election Code, is amended" and substitute "13.002, Election Code, is amended by amending Subsection (i) and adding Subsection (c-1)".

(2) In SECTION 1 of the bill, amending Section 13.002, Election Code, immediately before amended Section 13.002(i), Election Code (page 1, between lines 22 and 23), insert the following:

(c-1) An application may not be accepted if, at the time the applicant received the application, a box on the application was marked to indicate that the applicant:

(1) is a United States citizen; or

(2) will be 18 years of age or older on election day.

(3) In SECTION 20 of the bill, amending Section 18.0681(d), Election Code (page 6, line 1), strike "may" and substitute "shall [~~may~~]".

(4) In SECTION 20 of the bill, amending Section 18.0681(d), Election Code (page 6, line 5), strike "may" and substitute "shall [~~may~~]".

(5) Add the following appropriately numbered SECTIONS to the bill and renumber the remaining SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 13.074(c), Election Code, is amended to read as follows:

(c) The registrar may not challenge an applicant later than:

(1) the fifth [~~second~~] day after the date the application is determined to comply with Section 13.002 and indicate that the applicant is eligible for registration, if the application was submitted less than 60 days before the next election in which the applicant would be eligible to vote; or

(2) the 30th day after the date the application is determined to comply with Section 13.002 and indicate that the applicant is eligible for registration, if the application was submitted more than 60 days before the next election in which the applicant would be eligible to vote.

SECTION \_\_\_\_\_. Section 15.028, Election Code, is amended to read as follows:

Sec. 15.028. NOTICE OF UNLAWFUL VOTING OR REGISTRATION ~~[TO PROSECUTOR]~~. ~~[(a)]~~ If the registrar determines that a person who is not eligible to vote may have registered to vote or ~~[a registered voter]~~ voted in an election, or that a person who is not registered to vote may have voted in an election, the registrar shall execute and deliver to the attorney general, the secretary of state, and the county or district attorney having jurisdiction in the territory covered by the election an affidavit stating the relevant facts.

~~[(b) If the election covers territory in more than one county, the registrar shall also deliver an affidavit to the attorney general.]~~

SECTION \_\_\_\_\_. Section 16.001(d), Election Code, is amended to read as follows:

(d) With the cooperation of the secretary of state, the Department of Public Safety shall, in accordance with federal law, enter into an agreement with the commissioner of social security to verify on a quarterly basis the information of voter registration records containing a social security number. At a minimum, the department shall verify if:

(1) the name, date of birth, and social security number listed in the commissioner's records match those on record with the department; and

(2) the commissioner's records show the person to be deceased. ~~[The secretary of state shall quarterly obtain from the United States Social Security Administration available information specified by the secretary relating to deceased residents of the state.]~~

SECTION \_\_\_\_\_. Section 16.0332(a), Election Code, is amended to read as follows:

(a) After the registrar receives a list under Section 18.068 of this code or Section 62.113, Government Code, of persons excused or disqualified from jury service or otherwise determined to be ineligible to vote because of citizenship status, the registrar shall deliver to each registered voter whose name appears on the list a written notice requiring the voter to submit to the registrar

proof of United States citizenship in the form of a certified copy of the voter's birth certificate, United States passport, or certificate of naturalization or any other form prescribed by the secretary of state. The notice shall be delivered by forwardable mail to the mailing address on the voter's registration application and to any new address of the voter known to the registrar.

SECTION \_\_\_\_\_. Section 18.065, Election Code, is amended by amending Subsection (a) and adding Subsections (e), (f), and (g) to read as follows:

(a) The secretary of state shall monitor each registrar for substantial compliance with Sections 15.083, 16.032, 16.0332, and 18.061 and with rules implementing the statewide computerized voter registration list.

(e) If a registrar fails to correct a violation within 30 days of a notice under Subsection (b), the secretary of state shall correct the violation on behalf of the registrar.

(f) The county served by a noncomplying registrar is liable to this state for a civil penalty of \$100 for each violation corrected by the secretary of state on behalf of the registrar under Subsection (e). The attorney general may bring an action to recover a civil penalty imposed under this section.

(g) A civil penalty collected by the attorney general under this section shall be deposited in the state treasury to the credit of the general revenue fund.

SECTION \_\_\_\_\_. Section 18.068, Election Code, is amended to read as follows:

Sec. 18.068. COMPARISON OF INFORMATION REGARDING INELIGIBILITY. (a) The secretary of state shall quarterly compare the information received under Section 16.001 of this code and Section 62.113, Government Code, to the statewide computerized voter registration list.

(a-1) The secretary of state shall enter into an agreement with the Department of Public Safety under which information in the statewide computerized voter registration list is compared against information in the database of the Department of Public Safety on a monthly basis to verify the accuracy of information provided on voter registration applications. The information compared must include, at a minimum, a voter's:

- (1) full legal name;
  - (2) former name, if applicable;
  - (3) date of birth;
  - (4) residence address;
  - (5) driver's license or state identification card number;
  - (6) signature;
  - (7) social security number;
  - (8) documentation of lawful presence in this state;
- and
- (9) citizenship status.

(a-2) If the secretary determines from information received under Subsection (a) or (a-1) that a voter on the registration list may be ineligible to vote [is deceased or has been excused or disqualified from jury service because the voter is not a citizen], the secretary shall send notice of the determination to:

- (1) the voter registrar of the counties considered appropriate by the secretary; and
- (2) the attorney general, who shall quarterly review the information to investigate whether a person has committed an offense under Section 13.007 or other law.

(b) The secretary of state shall by rule determine what information combinations identified as common to a voter and to an

individual who is deceased or ineligible to vote constitute a weak match or a strong match in order to:

(1) produce the least possible impact on Texas voters;  
and

(2) fulfill its responsibility to manage the voter rolls.

(c) The secretary of state may not determine that a voter is deceased or ineligible to vote based on a weak match. The secretary of state may inform the county of the voter's residence that a weak match exists.

(d) On receiving notification from the secretary of state under Subsection (c) that a weak match of identifying information exists for a county voter and an individual who is deceased or ineligible to vote, the county shall investigate whether the voter is that ~~the~~ individual ~~[who is deceased]~~.

(e) The secretary of state may determine that a voter is deceased or ineligible to vote based on a strong match.

(f) The secretary of state may obtain, for purposes of determining whether a voter is deceased or ineligible to vote, information from other state agency databases

relating to a voter that is the same type of information that the secretary of state or a voter registrar collects or stores for voter registration purposes.

(g) Not later than December 31 of each year, the secretary of state shall provide a report to the legislature of the number of voters determined to be ineligible under this section during the calendar year. The report must include the reason for ineligibility for each voter.

SECTION \_\_\_\_\_. Section 62.113(b), Government Code, is amended to read as follows:

(b) On the third business day of each month, the clerk shall send a copy of the list of persons excused or disqualified because of citizenship in the previous month to:

(1) the voter registrar of the county;

(2) the secretary of state; and

(3) the county or district attorney, as applicable, or the attorney general for an investigation of whether the person committed an offense under Section 13.007, Election Code, or other law.

SECTION \_\_\_\_\_. Sections 62.114(b) and (c), Government Code, are amended to read as follows:

(b) On the third business day of each month, the clerk shall send [~~to the voter registrar of the county~~] a copy of the list of persons excused or disqualified in the previous month because the persons do not reside in the county to:

(1) the voter registrar of the county;

(2) the secretary of state; and

(3) the county or district attorney, as applicable, or the attorney general for an investigation of whether the person committed an offense under Section 13.007, Election Code, or other law.

(c) A list compiled under this section may not be used for a purpose other than a purpose described by Subsection (b) or Section 15.081 or 18.068, Election Code.