

1-1 By: Bettencourt S.B. No. 1190  
 1-2 (In the Senate - Filed February 27, 2019; March 7, 2019,  
 1-3 read first time and referred to Committee on State Affairs;  
 1-4 April 8, 2019, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 9, Nays 0; April 8, 2019,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1190 By: Nelson

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the residence address of a voter for purposes of a  
 1-22 response to a confirmation notice sent by the voter registrar.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 15.052(b), Election Code, is amended to  
 1-25 read as follows:

1-26 (b) The official confirmation notice response form must:

1-27 (1) provide spaces for the voter to include all of the  
 1-28 information that a person must include in an application to  
 1-29 register to vote under Section 13.002; ~~and~~

1-30 (2) describe the requirements of Section 15.054,  
 1-31 provide a space for the voter to indicate if the voter is exempt  
 1-32 from those requirements, and provide a space to indicate the reason  
 1-33 for an exemption, if any; and

1-34 (3) be postage prepaid and preaddressed for delivery  
 1-35 to the registrar.

1-36 SECTION 2. Section 15.053(a), Election Code, is amended to  
 1-37 read as follows:

1-38 (a) Not later than the 30th day after the date a  
 1-39 confirmation notice is mailed, the voter shall submit to the  
 1-40 registrar a written, signed response to the notice that confirms  
 1-41 the voter's current residence. The response must contain:

1-42 (1) all of the information that a person must include  
 1-43 in an application to register to vote under Section 13.002; and

1-44 (2) evidence that the voter's residence address is  
 1-45 established in compliance with Section 15.054 or an indication that  
 1-46 the voter is exempt from those requirements.

1-47 SECTION 3. Subchapter C, Chapter 15, Election Code, is  
 1-48 amended by adding Section 15.054 to read as follows:

1-49 Sec. 15.054. RESIDENCE FOR PURPOSES OF CONFIRMATION NOTICE  
 1-50 RESPONSE. (a) For purposes of Section 15.053, a voter's residence  
 1-51 is established at the first residence address, beginning with  
 1-52 Subdivision (1) and continuing through Subdivision (6), in the  
 1-53 following list that is applicable to the voter:

1-54 (1) the address stated on a driver's license issued to  
 1-55 the voter by the Department of Public Safety that has not expired  
 1-56 or, if the voter has notified the department of a change of address  
 1-57 under Section 521.054, Transportation Code, the new address  
 1-58 contained in the notification;

1-59 (2) the address stated on a personal identification  
 1-60 card issued to the voter by the Department of Public Safety that has

2-1 not expired or, if the voter has notified the department of a change  
2-2 of address under Section 521.054, Transportation Code, the new  
2-3 address contained in the notification;

2-4 (3) the address stated on a license to carry a handgun  
2-5 issued to the voter by the Department of Public Safety that has not  
2-6 expired or, if the voter has notified the department of a change of  
2-7 address under Section 411.181, Government Code, the new address  
2-8 contained in the notification;

2-9 (4) an address corresponding to a residence at which  
2-10 the voter receives mail;

2-11 (5) the address the voter claims as a homestead in this  
2-12 state; or

2-13 (6) the registration address of a vehicle the voter  
2-14 owns.

2-15 (b) A voter whose residence in this state has no address may  
2-16 establish residence under this section by executing an affidavit  
2-17 stating that the voter's residence in this state has no address,  
2-18 providing a concise description of the location of the voter's  
2-19 residence, and delivering the affidavit to the registrar with the  
2-20 voter's response to the confirmation notice.

2-21 (c) The address described by Subsection (a)(4) may not be a  
2-22 commercial post office box or similar location that does not  
2-23 correspond to a residence.

2-24 (d) This section does not apply to:

2-25 (1) a voter who is a member of the armed forces of the  
2-26 United States or the spouse or a dependent of a member;

2-27 (2) a voter enrolled as a full-time student at an  
2-28 institution of higher education;

2-29 (3) a voter whose address is confidential under  
2-30 Subchapter C, Chapter 56, Code of Criminal Procedure;

2-31 (4) a federal judge, state judge, or spouse of a  
2-32 federal or state judge whose driver's license includes the street  
2-33 address of a courthouse under Section 521.121, Transportation Code;  
2-34 or

2-35 (5) a peace officer whose driver's license omits the  
2-36 officer's actual residence address under Section 521.1211,  
2-37 Transportation Code.

2-38 (e) Subsection (a)(1) does not apply to a voter who holds a  
2-39 commercial driver's license under Subchapter C, Chapter 522,  
2-40 Transportation Code.

2-41 (f) Notwithstanding the other provisions of this section, a  
2-42 voter enrolled as a full-time student at an institution of higher  
2-43 education may use the address of a post office box located on the  
2-44 campus of the institution or in a dormitory owned or operated by the  
2-45 institution to confirm the voter's residence.

2-46 (g) The secretary of state shall adopt rules as necessary to  
2-47 implement this section.

2-48 SECTION 4. This Act takes effect September 1, 2019.

2-49 \* \* \* \* \*