

By: Reynolds

H.B. No. 39

A BILL TO BE ENTITLED

AN ACT

relating to the registration of voters at a polling place and related procedures.

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

SECTION 1. Subchapter A, Chapter 12, Election Code, is amended by adding Section 12.007 to read as follows:

Sec. 12.007. CERTAIN ELECTION OFFICERS ARE VOTER REGISTRARS. An election officer serving a polling place for early voting by personal appearance is a deputy voter registrar and has the same authority as a regular deputy registrar.

SECTION 2. Chapter 62, Election Code, is amended by adding Section 62.0015 to read as follows:

Sec. 62.0015. VOTER REGISTRARS MUST BE PRESENT. Two voter registrars must be present at each polling place while the polls are open.

SECTION 3. Chapter 63, Election Code, is amended by adding Section 63.010 to read as follows:

Sec. 63.010. REGISTRATION AT POLLING PLACE. (a) A person who would be eligible to vote in an election under Section 11.001, but for the requirement to be a registered voter, shall be accepted during voting by personal appearance for voting the ballot for the precinct of the person's residence as shown by the identification presented if, on the day the person offers to vote, the person:

(1) submits a voter registration application that

1 complies with Section 13.002 to an election officer at the polling  
2 place; and

3 (2) presents as proof of residence a form of photo  
4 identification described by Section 63.0101(a) that states the  
5 person's current address.

6 (b) The election officer shall return the original proof of  
7 residence to the voter.

8 (c) A person voting under this section shall vote a  
9 provisional ballot in the manner provided by Section 63.011 except  
10 that the person is not required to submit the affidavit under  
11 Section 63.011(a).

12 (d) For each registration corresponding to a ballot cast  
13 under this section, the voter registrar shall review the  
14 application and determine whether the applicant is eligible for  
15 registration as provided by Subchapter C, Chapter 13. A  
16 registration approved under this subsection takes effect on the  
17 date the vote was cast.

18 (e) The secretary of state may by rule:

19 (1) designate additional documents that a person may  
20 offer to prove the person's residence to register and vote under  
21 this section; and

22 (2) prescribe procedures to implement this section.

23 SECTION 4. Section 65.051(a), Election Code, is amended to  
24 read as follows:

25 (a) The early voting ballot board shall verify and count  
26 provisional ballots as provided by this subchapter not later than  
27 the 10th [~~ninth~~] day after the date of an election.

1 SECTION 5. Section 67.003(b), Election Code, is amended to  
2 read as follows:

3 (b) Each [~~Except as provided by Subsection (c), each~~] local  
4 canvassing authority shall convene to conduct the local canvass at  
5 the time set by the canvassing authority's presiding officer not  
6 later than the 14th [~~11th~~] day after election day and not earlier  
7 than the later of:

- 8 (1) the third day after election day;
- 9 (2) the date on which the early voting ballot board has  
10 verified and counted all provisional ballots, if a provisional  
11 ballot has been cast in the election; or
- 12 (3) the date on which all timely received ballots cast  
13 from addresses outside of the United States are counted, if a ballot  
14 to be voted by mail in the election was provided to a person outside  
15 of the United States.

16 SECTION 6. Section 85.031(a), Election Code, is amended to  
17 read as follows:

18 (a) For each person entitled to vote an early voting ballot  
19 by personal appearance or entitled to register at a polling place,  
20 the early voting clerk shall follow the procedure for accepting or  
21 registering a regular voter on election day, with the modifications  
22 necessary for the conduct of early voting.

23 SECTION 7. Section 67.003(c), Election Code, is repealed.

24 SECTION 8. This Act takes effect on the 91st day after the  
25 last day of the legislative session.