



FLOOR AMENDMENT NO. _____

BY: Klick

1 Amend S.B. No. 7 (house committee printing) by adding the
2 following SECTIONS to ARTICLE 2 of the bill and renumbering
3 subsequent SECTIONS of ARTICLE 2 accordingly:

4 SECTION ____ Chapter 86, Election Code, is amended by adding
5 Section 86.015 to read as follows:

6 Sec. 86.015. ELECTRONIC TRACKING OF APPLICATION FOR BALLOT
7 VOTED BY MAIL OR BALLOT VOTED BY MAIL. (a) The secretary of state
8 shall develop or otherwise provide an online tool to each early
9 voting clerk that enables a person who submits an application for
10 a ballot to be voted by mail to track the location and status of
11 the person's application and ballot on the secretary's Internet
12 website and on the county's Internet website if the early voting
13 clerk is the county clerk of a county that maintains an Internet
14 website.

15 (b) The online tool developed or provided under Subsection
16 (a) must require the voter to provide, before permitting the voter
17 to access information described by that subsection:

18 (1) the voter's name and registration address and the
19 last four digits of the voter's social security number; and

20 (2) the voter's:

21 (A) driver's license number; or

22 (B) personal identification card number issued by
23 the Department of Public Safety.

24 (c) An online tool used under this section must update the
25 applicable Internet website as soon as practicable after each of
26 the following events occurs:

1 (1) receipt by the early voting clerk of the person's
2 application for a ballot to be voted by mail;

3 (2) acceptance or rejection by the early voting clerk
4 of the person's application for a ballot to be voted by mail;

5 (3) placement in the mail by the early voting clerk of
6 the person's official ballot;

7 (4) receipt by the early voting clerk of the person's
8 marked ballot; and

9 (5) acceptance or rejection by the early voting ballot
10 board of a person's marked ballot.

11 (d) The secretary of state shall adopt rules and prescribe
12 procedures as necessary to implement this section.

13 (e) The information contained in Subsection (c) is not
14 public information for purposes of Chapter 552, Government Code,
15 until after election day.

16 SECTION ____ . Section 87.121, Election Code, as amended by
17 Chapters 1083 (H.B. 1850) and 1215 (S.B. 902), Acts of the 86th
18 Legislature, Regular Session, 2019, is reenacted and amended to
19 read as follows:

20 Sec. 87.121. EARLY VOTING ROSTERS. (a) The early voting
21 clerk shall maintain for each election a roster listing each person
22 who votes an early voting ballot by personal appearance and a
23 roster listing each person to whom an early voting ballot to be
24 voted by mail is sent.

25 (b) For each person listed, the applicable roster must
26 include:

27 (1) the person's name, address, and voter registration
28 number;

29 (2) an identification of the person's county election
30 precinct of registration; and

31 (3) the date of voting or the date the ballot was mailed
32 to the person, as applicable.

1 (c) Each roster shall be updated daily.

2 (d) Each roster may be maintained in any form approved by
3 the secretary of state.

4 (e) The clerk shall preserve each roster after the election
5 for the period for preserving the precinct election records.

6 (f) Information on the roster for a person to whom an early
7 voting mail ballot has been sent is not available for public
8 inspection, except to the voter seeking to verify that the
9 information pertaining to the voter is accurate, until the first
10 business day after election day.

11 (g) Information on the roster for a person who votes an early
12 voting ballot by personal appearance shall be made available for
13 public inspection as provided by Subsection (i) not later than 11
14 a.m. on the day after the date the information is entered on the
15 roster under Subsection (c).

16 (h) Information on the roster for a person who votes an early
17 voting ballot by mail shall be made available for public inspection
18 as provided by Subsection (i) not later than 11 a.m. on the day
19 following the day the early voting clerk receives any [a] ballot
20 voted by mail.

21 (i) The information under Subsections (g) and (h) must be
22 made available:

23 (1) for an election in which the county clerk is the
24 early voting clerk:

25 (A) on the publicly accessible Internet website of
26 the county; or

27 (B) if the county does not maintain a website, on
28 the bulletin board used for posting notice of meetings of the
29 commissioners court; or

30 (2) for an election not described by Subdivision (1):

31 (A) on the publicly accessible Internet website of
32 the authority ordering the election; or

1 (B) if the authority ordering the election does
2 not maintain a website, on the bulletin board used for posting
3 notice of meetings of the governing body of the authority.

4 (j) [(i)] The early voting clerk for a primary election or
5 the general election for state and county officers shall submit to
6 the secretary of state for posting on the secretary of state's
7 Internet website the information described by:

8 (1) Subsection (g) not later than 11 a.m. on the day
9 after the date the information is entered on the roster under
10 Subsection (c); and

11 (2) Subsection (h) not later than 11 a.m. on the day
12 following the day the early voting clerk receives any [a] ballot
13 voted by mail.

14 (k) The early voting clerk for a primary election or the
15 general election for state and county officers shall submit to the
16 secretary of state for posting on the secretary of state's Internet
17 website the election day information described by Subsections (g)
18 and (h) not later than 11 a.m. on the day after the election.

19 (l) The early voting clerk for a primary election or the
20 general election for state and county officers shall submit to the
21 secretary of state for posting on the secretary of state's Internet
22 website the final rosters containing information described by
23 Subsections (g) and (h) not later than the 20th day after the date
24 of the local canvass.

25 (m) [(j)] The secretary of state shall ~~[make any early~~
26 ~~voting roster created under this section available to the public~~
27 ~~on the secretary's Internet website.~~

28 ~~[(j) The secretary of state shall]~~ post the information
29 described by Subsection (j) [(i)] on the secretary of state's
30 Internet website in a downloadable format not later than 11 a.m.
31 on the day following the day of receipt of the information.

1 (n) [~~(k)~~] The secretary of state shall create a system for
2 an early voting clerk for a primary election or the general
3 election for state and county officers to provide the information
4 to the secretary of state for posting on the secretary of state's
5 Internet website under Subsection (j) [~~(i)~~].

6 SECTION _____. To the extent of any conflict, this Act prevails
7 over another Act of the 87th Legislature, Regular Session, 2021,
8 relating to nonsubstantive additions to and corrections in enacted
9 codes.