

By: Swanson

H.B. No. 895

A BILL TO BE ENTITLED

AN ACT

relating to the recording of certain personal information of voters  
by election officials.

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

SECTION 1. Chapter 63, Election Code, is amended by adding  
Section 63.0012 to read as follows:

Sec. 63.0012. RECORDED DOCUMENTATION OF CERTAIN PERSONAL  
INFORMATION. (a) An election officer may copy documentation  
presented by a voter under Section 63.001(b) or record information  
from the documentation.

(b) An election officer may photograph the entire face of a  
voter who is accepted for voting under this chapter if:

(1) the documentation presented by a voter under  
Section 63.001(b) is not documentation issued by the Department of  
Public Safety containing the person's photograph; or

(2) the election official questions the authenticity  
of the documentation presented by a voter under Section 63.001(b),  
regardless of whether the documentation is issued by the Department  
of Public Safety and contains the person's photograph.

(c) A voter may only be photographed under this section  
while being accepted for voting and may not be photographed while  
the voter is occupying a voting station.

(d) Information copied or recorded under this section,  
including a photograph produced under Subsection (b), is

1 confidential except for use in a criminal investigation or  
2 prosecution or a civil court proceeding.

3 (e) All information collected under this section shall be  
4 provided to the secretary of state for election-related purposes.

5 SECTION 2. This Act takes effect September 1, 2021.