1 AN ACT

2 relating to procedures concerning verification of certain

3 information submitted in a voter registration application.

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

5 SECTION 1. Subchapter C, Chapter 13, Election Code, is

6 amended by adding Section 13.0725 to read as follows:

7 Sec. 13.0725. PROCESS FOR VERIFICATION OF APPLICANT'S TEXAS

8 DRIVER'S LICENSE NUMBER, DEPARTMENT OF PUBLIC SAFETY ISSUED

9 PERSONAL IDENTIFICATION NUMBER, OR SOCIAL SECURITY NUMBER. (a) The

10 secretary of state shall adopt rules establishing standards used

11 for the verification of information on a voter registration

12 application submitted by a registrar under Section

13 13.072(a)(2)(A). The rules shall provide a process by which the

14 secretary of state verifies an applicant's Texas driver's license

15 number or Department of Public Safety issued personal

16 identification card number if, based on the available information,

17 a minor correction in the applicant's last name or date of birth as

18 submitted by the registrar would lead a reasonable person to

19 conclude that the number submitted is the correct number for that

20 applicant.

21 (b) If available, the secretary of state shall provide the

22 registrar with the name and date of birth maintained by the

23 Department of Public Safety or other agency used in the

24 verification process for a submitted application that corresponds

1 to the Texas driver's license number, Department of Public Safety

2 issued personal identification card number, or social security

3 number submitted by the registrar for verification if:

4 (1) the secretary of state cannot verify the accuracy

5 of an applicant's Texas driver's license number, Department of

6 Public Safety issued personal identification card number, or social

7 security number as submitted by the registrar; or

8 (2) the secretary of state verifies the accuracy of

9 the number provided, but it is not a perfect match with the personal

10 information provided by the registrar.

11 (c) A registrar shall review the information provided by the

12 secretary of state under Subsection (b). If the registrar

13 determines that a governmental clerical error was made in

14 processing or submitting the application, the registrar shall

15 correct the registration record and submit a corrected record to

16 the secretary of state as notice of the correction, and for

17 verification under Section 13.072(a)(2) if the application was not

18 verified.

19 SECTION 2. Section 13.073(a), Election Code, is amended to

20 read as follows:

21 (a) Except as provided by Subsection (b), the registrar

22 shall deliver written notice of the reason for the rejection of an

23 application to the applicant not later than the second day after the

24 date of rejection. If an application is rejected because it was not

25 verified by the secretary of state under Section 13.072, the notice

26 shall indicate whether the last name, date of birth, Texas driver's

27 license number, Department of Public Safety issued personal

1 identification card number, or social security number was the

2 reason for the failure to verify, if that information is provided to

3 the registrar by the secretary of state under Section 13.0725.

4   SECTION 3. Not later than January 1, 2010, the secretary of

5 state shall adopt rules establishing the standards required by

6 Section 13.0725, Election Code, as added by this Act.

7   SECTION 4. This Act takes effect immediately if it receives

8 a vote of two-thirds of all the members elected to each house, as

9 provided by Section 39, Article III, Texas Constitution. If this

10 Act does not receive the vote necessary for immediate effect, this

11 Act takes effect September 1, 2009.

_____   _____

President of the Senate   Speaker of the House

    I certify that H.B. No. 1457 was passed by the House on May 7, 2009, by the following vote: Yeas 144, Nays 1, 1 present, not voting.

                              _____

                                 Chief Clerk of the House

    I certify that H.B. No. 1457 was passed by the Senate on May 26, 2009, by the following vote: Yeas 31, Nays 0.

                              _____

                                 Secretary of the Senate

APPROVED: _____

                 Date

_____

          Governor