

1-1 By: Ellis S.B. No. 1448
1-2 (In the Senate - Filed March 12, 2015; March 18, 2015, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 15, 2015, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 15, 2015,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Huffman	X		
1-10	Ellis	X		
1-11	Birdwell	X		
1-12	Creighton	X		
1-13	Estes	X		
1-14	Fraser	X		
1-15	Nelson	X		
1-16	Schwertner	X		
1-17	Zaffirini	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1448 By: Ellis

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

1-21 relating to holding a primary election for a political party in a
1-22 county without party leadership.

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

1-24 SECTION 1. Section 172.128, Election Code, is amended to
1-25 read as follows:

1-26 Sec. 172.128. ALTERNATIVE PRIMARY PROCEDURE FOR COUNTIES
1-27 WITHOUT COUNTY PARTY LEADERSHIP. (a) Notwithstanding a
1-28 conflicting provision of this code, [~~This section applies only to~~]
1-29 a primary election that is required for the nomination of a
1-30 political party to a statewide office or a presidential primary
1-31 election shall be held in accordance with this section in a county
1-32 in which:

1-33 (1) the office of county chair is vacant and there is
1-34 an insufficient number of members serving on the county executive
1-35 committee to fill a vacancy on the committee; and

1-36 (2) the party is unable to establish a temporary
1-37 executive committee under Section 171.027.

1-38 (b) On request of the [~~The~~] state chair of a political
1-39 party, [~~may contract with~~] a county clerk, county tax
1-40 assessor-collector, or county elections administrator, as
1-41 appropriate, shall contract with the state chair to hold a primary
1-42 election under this section [~~in a county in which:~~

1-43 [~~(1) the office of county chair is vacant and there is~~
1-44 ~~an insufficient number of members serving on the county executive~~
1-45 ~~committee to fill a vacancy on the committee; and~~

1-46 [~~(2) the party is unable to establish a temporary~~
1-47 ~~executive committee under Section 171.027].~~

1-48 (c) The county may designate the location of the polling
1-49 place for an election held under this section at the main early
1-50 voting polling place or designate a location to serve as a polling
1-51 place in the county seat of the county if the polling place is
1-52 located so that it will adequately serve the voters.

1-53 (d) Voting shall be conducted at least during the hours that
1-54 the county clerk's main business office is regularly open for
1-55 business.

1-56 (e) The election returns for an election held under this
1-57 section shall be delivered to the state chair of the applicable
1-58 political party.

1-59 (f) A precinct convention is not required to be held
1-60 following a primary election conducted under this section.

