

1-1 By: Phelan, Fallon (Senate Sponsor - Nichols) H.B. No. 1661  
 1-2 (In the Senate - Received from the House May 12, 2017;  
 1-3 May 12, 2017, read first time and referred to Committee on State  
 1-4 Affairs; May 19, 2017, reported favorably by the following vote:  
 1-5 Yeas 9, Nays 0; May 19, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to a withdrawal of a candidate.  
 1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-21 SECTION 1. Section 2.052, Election Code, is amended by  
 1-22 adding Subsections (c) and (d) to read as follows:  
 1-23 (c) A certification may be made under Subsection (a)  
 1-24 following the filing of a withdrawal request by a candidate after  
 1-25 the deadline prescribed by Section 145.092 if:  
 1-26 (1) the withdrawal request is valid except for the  
 1-27 untimely filing;  
 1-28 (2) ballots for the election have not been prepared;  
 1-29 and  
 1-30 (3) the conditions for certification under Subsection  
 1-31 (a) are otherwise met.  
 1-32 (d) A certification described by Subsection (c) shall be  
 1-33 delivered to the governing body of the political subdivision as  
 1-34 soon as possible.  
 1-35 SECTION 2. Subchapter D, Chapter 145, Election Code, is  
 1-36 amended by adding Section 145.098 to read as follows:  
 1-37 Sec. 145.098. WITHDRAWAL OF CANDIDATE BEFORE BALLOTS ARE  
 1-38 PREPARED. If a candidate files a withdrawal request after the  
 1-39 deadline prescribed by Section 145.092, and the candidate complies  
 1-40 with each requirement under Section 145.001 except that the  
 1-41 candidate's filing to withdraw is untimely, the authority  
 1-42 responsible for preparing the ballots may choose to omit the  
 1-43 candidate from the ballot if the ballots have not been prepared at  
 1-44 the time the candidate files the withdrawal request.  
 1-45 SECTION 3. This Act takes effect September 1, 2017.

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