

1-1 By: Israel, Laubenberg (Senate Sponsor - Zaffirini) H.B. No. 2410
1-2 (In the Senate - Received from the House May 10, 2017;
1-3 May 10, 2017, read first time and referred to Committee on State
1-4 Affairs; May 18, 2017, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 18, 2017, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|------------|-----|--------|-----|
| 1-7 | | | | |
| 1-8 | Huffman | X | | |
| 1-9 | Hughes | X | | |
| 1-10 | Birdwell | X | | |
| 1-11 | Creighton | X | | |
| 1-12 | Estes | X | | |
| 1-13 | Lucio | X | | |
| 1-14 | Nelson | X | | |
| 1-15 | Schwertner | X | | |
| 1-16 | Zaffirini | X | | |

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

1-19 relating to the authority to conduct a runoff primary election by
1-20 mail in certain counties.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter E, Chapter 172, Election Code, is
1-23 amended by adding Section 172.129 to read as follows:

1-24 Sec. 172.129. VOTING BY MAIL IN CERTAIN RUNOFF PRIMARY
1-25 ELECTIONS. (a) The state chair of a political party may by order
1-26 require a runoff primary election to be conducted in a county only
1-27 by mail if:

1-28 (1) fewer than 100 votes were cast in the county in the
1-29 party's general primary election; and

1-30 (2) a runoff election is required in the county only
1-31 for statewide offices or district offices filled by voters of more
1-32 than one county.

1-33 (b) If the state chair of the political party requires the
1-34 conduct of a runoff primary election only by mail, the state chair
1-35 shall send the order to the county clerk not later than the fifth
1-36 day after the local canvass is completed.

1-37 (c) The county clerk shall provide an official ballot in the
1-38 manner provided by Chapter 86 to each registered voter in a county
1-39 who:

1-40 (1) voted in the party's general primary election; or

1-41 (2) requests in writing a ballot for the runoff
1-42 primary election and is otherwise eligible to vote in the election.

1-43 (d) A person who did not vote in the party's general primary
1-44 election and did not vote in any other party's primary election may
1-45 request a runoff primary election ballot to be voted by mail:

1-46 (1) by submitting a written request to the county
1-47 clerk;

1-48 (2) by mailing to the county clerk an application form
1-49 prescribed by the secretary of state;

1-50 (3) in person before election day by presenting to the
1-51 county clerk an application form prescribed by the secretary of
1-52 state or a written request for a ballot by mail; or

1-53 (4) in person on election day by presenting to the
1-54 county clerk an application form prescribed by the secretary of
1-55 state or a written request for a ballot by mail.

1-56 (e) A written request submitted under Subsection (d)(1)
1-57 must include:

1-58 (1) the voter's name;

1-59 (2) the voter's registration address;

1-60 (3) the runoff election date or a statement that the
1-61 application is for the runoff election;

