

1-1 By: Bohac (Senate Sponsor - Bettencourt) H.B. No. 4034
 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 19, 2017, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
 1-6 May 19, 2017, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 4034 By: Huffman

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

1-21 relating to certain voter registration information.
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-23 SECTION 1. Section 13.004(c-1), Election Code, is amended
 1-24 to read as follows:
 1-25 (c-1) The registrar shall ensure that the information
 1-26 listed in Subsection (c) is excluded from disclosure, except that
 1-27 the registrar shall forward to the county chair of each county
 1-28 executive committee the information necessary to contact
 1-29 applicants who indicate interest in working as an election judge.
 1-30 SECTION 2. Section 16.031(a), Election Code, is amended to
 1-31 read as follows:
 1-32 (a) The registrar shall cancel a voter's registration
 1-33 immediately on receipt of:
 1-34 (1) notice under Section 13.072(b) or 15.021 or a
 1-35 response under Section 15.053 that the voter's residence is outside
 1-36 the county;
 1-37 (2) an abstract of the voter's death certificate under
 1-38 Section 16.001(a) or an abstract of an application indicating that
 1-39 the voter is deceased under Section 16.001(b);
 1-40 (3) an abstract of a final judgment of the voter's
 1-41 total mental incapacity, partial mental incapacity without the
 1-42 right to vote, conviction of a felony, or disqualification under
 1-43 Section 16.002, 16.003, or 16.004;
 1-44 (4) notice under Section 112.012 that the voter has
 1-45 applied for a limited ballot in another county;
 1-46 (5) notice from a voter registration official in
 1-47 another state that the voter has registered to vote outside this
 1-48 state;
 1-49 (6) notice from the early voting clerk under Section
 1-50 101.053 [~~101.0041~~] that a federal postcard application submitted by
 1-51 an applicant states a voting residence address located outside the
 1-52 registrar's county; or
 1-53 (7) notice from the secretary of state that the voter
 1-54 has registered to vote in another county, as determined by the
 1-55 voter's driver's license number or personal identification card
 1-56 number issued by the Department of Public Safety or social security
 1-57 number.
 1-58 SECTION 3. Section 18.061(c), Election Code, is amended to
 1-59 read as follows:
 1-60 (c) Under procedures prescribed by the secretary of state,

2-1 each voter registrar shall provide to the secretary of state on an
2-2 expedited basis the information necessary to maintain the
2-3 registration list established under Subsection (a). The procedures
2-4 shall provide for the electronic submission of the information and
2-5 ensure that each voter registrar collects and reports the correct
2-6 month, day, and year of birth for each registered voter.

2-7 SECTION 4. Subchapter C, Chapter 18, Election Code, is
2-8 amended by adding Section 18.0681 to read as follows:

2-9 Sec. 18.0681. SECRETARY OF STATE AUTHORITY TO ELIMINATE
2-10 DUPLICATE REGISTRATION RECORDS. (a) The secretary of state shall
2-11 periodically compare the information regarding voters maintained
2-12 as part of the statewide computerized voter registration list to
2-13 determine whether any voters have more than one voter registration
2-14 record on file.

2-15 (b) The secretary of state shall by rule determine what
2-16 information combinations identified as common to more than one
2-17 registration record constitute a weak match or a strong match in
2-18 order to:

2-19 (1) produce the least possible impact on Texas voters;
2-20 and
2-21 (2) fulfill its responsibility to manage the voter
2-22 rolls.

2-23 (c) The secretary of state may not determine that a voter
2-24 has more than one registration record based on a weak match. The
2-25 secretary of state may inform the county of the voter's residence
2-26 that a weak match exists.

2-27 (d) If the secretary of state determines that a voter on the
2-28 registration list has more than one registration record on file
2-29 based on a strong match, the secretary shall send notice of the
2-30 determination to the voter registrar of each county in which the
2-31 voter is registered to vote. If the voter records identified are:

2-32 (1) located in the same county, the voter registrar
2-33 may merge the records following a determination that each record
2-34 belongs to the same voter using the procedure for the correction of
2-35 registration records under Section 15.022; or

2-36 (2) located in more than one county, the registrar of
2-37 the county with the oldest record may deliver a written
2-38 confirmation notice in accordance with Section 15.051.

2-39 SECTION 5. Section 19.002(d), Election Code, is amended to
2-40 read as follows:

2-41 (d) The secretary of state may not make a payment under
2-42 Subsection (b) if on June 1 of the year in which the payment is to be
2-43 made the registrar is not in substantial compliance with Section
2-44 15.083, 16.031, 16.032, or 18.065 or with rules implementing the
2-45 registration service program.

2-46 SECTION 6. Subchapter A, Chapter 84, Election Code, is
2-47 amended by adding Section 84.014 to read as follows:

2-48 Sec. 84.014. ACTION BY EARLY VOTING CLERK ON CERTAIN
2-49 APPLICATIONS. If an applicant provides a date of birth, driver's
2-50 license number, or social security number on the applicant's
2-51 application for an early voting ballot to be voted by mail that is
2-52 different from or in addition to the information maintained by the
2-53 voter registrar in accordance with Title 2, the early voting clerk
2-54 shall notify the voter registrar. The voter registrar shall update
2-55 the voter's record with the information provided by the applicant.

2-56 SECTION 7. Section 101.053, Election Code, is amended to
2-57 read as follows:

2-58 Sec. 101.053. ACTION BY EARLY VOTING CLERK ON CERTAIN
2-59 APPLICATIONS. (a) The early voting clerk shall notify the voter
2-60 registrar of a federal postcard application submitted by an
2-61 applicant that states a voting residence address located outside
2-62 the registrar's county.

2-63 (b) If an applicant provides a date of birth, driver's
2-64 license number, or social security number on the applicant's
2-65 federal postcard application that is different from or in addition
2-66 to the information maintained by the voter registrar in accordance
2-67 with Title 2, the early voting clerk shall notify the voter
2-68 registrar. The voter registrar shall update the voter's record
2-69 with the information provided by the applicant.

3-1 SECTION 8. Section 62.0132(g), Government Code, is amended
3-2 to read as follows:

3-3 (g) The information contained in a completed questionnaire
3-4 may be disclosed to:

3-5 (1) a judge assigned to hear a cause of action in which
3-6 the respondent to the questionnaire is a potential juror;

3-7 (2) court personnel; ~~and~~

3-8 (3) a litigant and a litigant's attorney in a cause of
3-9 action in which the respondent to the questionnaire is a potential
3-10 juror; and

3-11 (4) other than information provided that is related to
3-12 Section 62.102(8) or (9), the voter registrar of a county in
3-13 connection with any matter of voter registration or the
3-14 administration of elections.

3-15 SECTION 9. This Act takes effect immediately if it receives
3-16 a vote of two-thirds of all the members elected to each house, as
3-17 provided by Section 39, Article III, Texas Constitution. If this
3-18 Act does not receive the vote necessary for immediate effect, this
3-19 Act takes effect September 1, 2017.

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