

By: Swanson

H.B. No. 4129

A BILL TO BE ENTITLED

AN ACT

relating to the omission from the ballot of a withdrawing candidate.

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

SECTION 1. Section 145.098, Election Code, is amended to read as follows:

Sec. 145.098. WITHDRAWAL OF CANDIDATE BEFORE CERTAIN EVENTS OCCUR ~~[BALLOTS ARE PREPARED]~~. If a candidate files a withdrawal request after the deadline prescribed by Section 145.092, and the candidate complies with each requirement under Section 145.001 except that the candidate's filing to withdraw is untimely, the authority responsible for preparing the ballots may choose to omit the candidate from the ballot if ~~[the ballots have not been prepared]~~ at the time the candidate files the withdrawal request:

(1) the ballots have not been prepared; and
(2) if using a voting system to which Chapter 129 applies, public notice of the test of logic and accuracy has not been published.

SECTION 2. This Act takes effect September 1, 2019.