

1-1 By: Zaffirini S.B. No. 1901
 1-2 (In the Senate - Filed March 12, 2021; April 1, 2021, read
 1-3 first time and referred to Committee on State Affairs;
 1-4 April 15, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; April 15, 2021,
 1-6 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 S.B. No. 1901 By: Birdwell

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

1-21 relating to the authority of the secretary of state to order the
 1-22 performance of certain election functions.

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

1-24 SECTION 1. The heading to Section 31.005, Election Code, is
 1-25 amended to read as follows:

1-26 Sec. 31.005. PROTECTION OF VOTING RIGHTS; ENFORCEMENT.

1-27 SECTION 2. Section 31.005, Election Code, is amended by
 1-28 amending Subsection (b) and adding Subsection (c) to read as
 1-29 follows:

1-30 (b) The secretary of state may order [If the secretary
 1-31 determines that] a person performing official functions in the
 1-32 administration of any part of the electoral processes to correct
 1-33 offending conduct if the secretary determines that the person is
 1-34 exercising the powers vested in that person in a manner that:

1-35 (1) impedes the free exercise of a citizen's voting
 1-36 rights; or

1-37 (2) unless acting under an order of a court of
 1-38 competent jurisdiction, delays or cancels an election that the
 1-39 person does not have specific statutory authority to delay or
 1-40 cancel.

1-41 (c) [, the secretary may order the person to correct the
 1-42 offending conduct.] If a [the] person described by Subsection (b)
 1-43 fails to comply with an order from the secretary of state under this
 1-44 section, the secretary may seek enforcement of the order by a
 1-45 temporary restraining order or a writ of injunction or mandamus
 1-46 obtained through the attorney general.

1-47 SECTION 3. This Act takes effect September 1, 2021.

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