

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

May 22, 2013


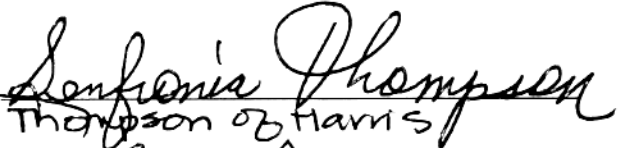
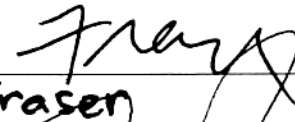
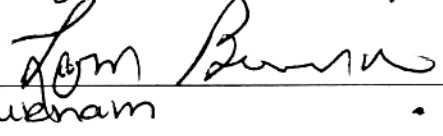


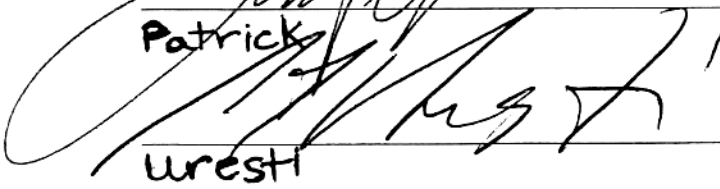
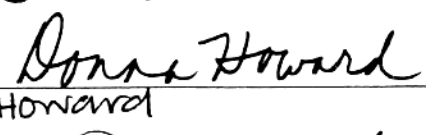
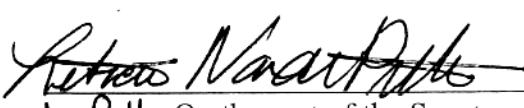
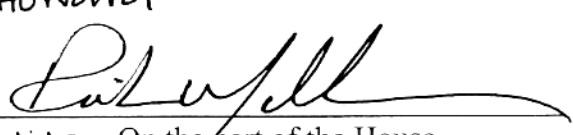
Date

Honorable David Dewhurst
President of the Senate

Honorable Joe Straus
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HB 394 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

 Huffman	 Thompson of Harris
 Frasen	 Burnam
 Patrick	 Davis of Harris
 Uresti	 Howard
 VandePutte On the part of the Senate	 Miller On the part of the House of Fort Bend

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

H.B. No. 396

A BILL TO BE ENTITLED

AN ACT

relating to providing a federal postcard applicant with a ballot for certain elections in which the applicant is eligible to vote.

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

SECTION 1. Section 101.054, Election Code, is amended by amending Subsections (a) and (b) and adding Subsection (b-1) to read as follows:

(a) A person may apply with a single federal postcard application for a ballot for any one or more elections in which the person is eligible to vote as provided by this section [~~the early voting clerk to whom the application is submitted conducts early voting~~].

(b) An application that does not identify the election for which a ballot is requested shall be treated as if it requests a ballot for:

(1) except as provided by Subdivision (3), each general election in which the clerk conducts early voting; [~~and~~]

(2) the general primary election if the application indicates party preference and is submitted to the early voting clerk for the primary; and

(3) each general or special election held by a county, a municipality, or an independent school district in the calendar year in which the application is received and in which the person is eligible to vote.

1 (b-1) If an application under Subsection (b) indicates the
2 person is eligible to vote in an election described by Subsection
3 (b)(3) in which the early voting clerk who received the application
4 does not conduct early voting, the clerk shall forward a copy of the
5 application in a form prescribed by the secretary of state to each
6 early voting clerk who conducts early voting for that election.

7 SECTION 2. This Act takes effect September 1, 2013.

House Bill 396
Conference Committee Report
Section-by-Section Analysis

HOUSE VERSION	SENATE VERSION (IE)	CONFERENCE
<i>No equivalent provision.</i>	SECTION __. Section 101.001, Election Code, is amended. [FA2]	Same as House version.
<i>No equivalent provision.</i>	SECTION __. Section 101.052, Election Code, is amended by adding Subsection (n). [FA2]	Same as House version.
SECTION 1. Section 101.054, Election Code, is amended. Among other provisions, Subsection (b) is amended to read as follows: (b) An application that does not identify the election for which a ballot is requested shall be treated as if it requests a ballot for: (1) <u>except as provided by Subdivision (3), each general election in which the clerk conducts early voting; [and]</u> (2) the general primary election if the application indicates party preference and is submitted to the early voting clerk for the primary; <u>and</u> (3) <u>each general or special election held by a county, a municipality, or an independent school district <i>within one</i> calendar year <i>after the date</i> the application is received and in which the person is eligible to vote.</u>	SECTION 1. Same as House version, except as follows: (b) An application that does not identify the election for which a ballot is requested shall be treated as if it requests a ballot for: (1) <u>except as provided by Subdivision (3), each general election in which the clerk conducts early voting; [and]</u> (2) the general primary election if the application indicates party preference and is submitted to the early voting clerk for the primary; <u>and</u> (3) <u>each general or special election held by a county, a municipality, or an independent school district <i>in the</i> calendar year <i>in which</i> the application is received and in which the person is eligible to vote.</u> [FA1]	SECTION 1. Same as Senate version.
<i>No equivalent provision.</i>	SECTION __. Subchapter B, Chapter 101, Election Code, is amended by adding Section 101.059. [FA2]	Same as House version.
<i>No equivalent provision.</i>	SECTION __. Section 114.002, Election Code, is amended. [FA2]	Same as House version.
SECTION 2. This Act takes effect September 1, 2013.	SECTION 2. Same as House version.	SECTION 2. Same as House version.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 24, 2013

TO: Honorable David Dewhurst, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB396 by Thompson, Senfronia (Relating to providing a federal postcard applicant with a ballot for certain elections in which the applicant is eligible to vote.), **Conference Committee Report**

No significant fiscal implication to the State is anticipated.

The bill would amend the Election Code to allow a person to apply for a ballot with a single federal postcard application for one or more elections in which the person is eligible to vote. The bill would require the early voting clerk who does not conduct early voting to forward a copy of the application in a form prescribed by the Secretary of State (SOS) to each early voting clerk who conducts early voting in general or special elections held by a county, a municipality, or an independent school district.

SOS indicated that any costs associated with the provisions of the bill could be absorbed within the agency's existing resources.

Local Government Impact

Costs associated with implementing the provisions of the bill would vary by locality; however, those amounts are not anticipated to be significant.

Source Agencies:

LBB Staff: UP, AG, KJo, JI, AHE

Certification of Compliance with Rule 13, Section 6(b), House Rules of Procedure

Rule 13, Section 6(b), House Rules of Procedure, requires that a copy of a conference committee report signed by a majority of each committee of the conference must be furnished to each member of the committee in person or if unable to deliver in person by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Section 10(a) of this rule. The paper copies of the report submitted to the chief clerk under Section 10(b) of this rule must contain a certificate that the requirement of this subsection has been satisfied, and that certificate must be attached to the printed copy of the report furnished to each member under Section 10(d) of this rule. Failure to comply with this subsection is not a sustainable point of order under this rule.

I certify that a copy of the conference committee report on H. B. 396 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Section 10(b), Rule 13, House Rules of Procedure.

Leifonia Thompson
(name)

May 24th 2013
(date)