

## **BILL ANALYSIS**

Senate Research Center  
78R2405 JRJ-D

S.B. 757  
By: Brimer  
State Affairs  
3/25/2003  
As Filed

### **DIGEST AND PURPOSE**

Currently, the Texas Election Code requires candidates for judicial office to file a petition in order to appear on a primary ballot, and allows a candidate who does not wish to pay a filing fee to file a separate petition for that purpose. The Secretary of State provides two separate forms for the two separate purposes; however, current law does not specify which form should be used in a given case. As proposed, S.B. 757 specifies that a candidate for judicial office must file one type of petition, while the other type of petition can be submitted by any candidate who does not wish to pay a filing fee, regardless of what office the candidate is seeking.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Sections 172.021(b) and (e), Election Code, as follows:

(b) Requires that a certain petition accompany an application “in lieu of the filing fee,” rather than “instead of the filing fee.”

(e) Specifies that an application for a certain office must be accompanied by a petition “for a place on the primary ballot as a candidate for judicial office.” Makes a conforming change.

SECTION 2. Effective date: upon passage or September 1, 2003.