AN ACT
relating to the selection of election officers for early voting for
the general election for state and county officers.

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

SECTION 1. The heading to Subchapter A, Chapter 85,
Election Code, is amended to read as follows:

SUBCHAPTER A. TIME AND PLACE FOR VOTING; ELECTION OFFICERS

SECTION 2. Subchapter A, Chapter 85, Election Code, is
amended by adding Section 85.009 to read as follows:

Sec. 85.009. ELECTION OFFICERS FOR GENERAL ELECTION FOR
STATE AND COUNTY OFFICERS. (a) The county clerk shall select
election officers for the main early voting polling place and any
branch polling place from a list provided under Subsection (b), in a
manner that provides equal representation to the extent possible
for each political party holding a primary election in the county.

(b) Before July of each year, the county chair of each
political party holding a primary election in the county shall
submit in writing to the county clerk a list of names of persons in
order of preference for each early voting polling place who are
eligible for selection as an election officer. The county chair may
supplement the list of names of persons until the 30th day before
early voting begins in case an appointed election officer becomes
unable to serve. The county clerk shall appoint the first person
meeting the applicable eligibility requirements from the list
submitted in compliance with this subsection by the party with the
highest number of votes in the county as the presiding election
officer of that polling place and the first person meeting the
applicable eligibility requirements from the list submitted in
compliance with this subsection by the party with the second
highest number of votes in the county as the alternate presiding
election officer of that polling place. The county clerk shall
appoint additional election officers for each polling place in the
manner described by Subsection (a). The county clerk may reject the
list if the persons whose names are submitted on the list are
determined not to meet the applicable eligibility requirements.

(c) The county clerk, after making a reasonable effort to
consult with the party chair of the appropriate political party or
parties, may select election officers for each early voting polling
place in which a list is not submitted in a manner that attempts to
ensure equal representation to the extent possible for the parties
holding a primary election in the county.

SECTION 3. Section 85.069, Election Code, is repealed.

SECTION 4. This Act takes effect September 1, 2007.
S.B. No. 1434

President of the Senate  

Speaker of the House

I hereby certify that S.B. No. 1434 passed the Senate on April 26, 2007, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 21, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1434 passed the House, with amendment, on May 17, 2007, by the following vote: Yeas 144, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

15 Jun 07  

Governor

Filed in the Office of the Secretary of State  

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