

BILL ANALYSIS

Senate Research Center

H.B. 2190
By: Elkins (Huffman)
State Affairs
5/18/2011
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 2190 amends current law relating to the deadlines by which provisional ballots must be processed and the state canvass must be conducted for certain elections.

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 Section 65.051, Election Code, by adding Subsection (a-1), as follows:

(a-1) Requires the early voting ballot board, notwithstanding Subsection (a) (relating to requiring the early voting ballot board to verify and count provisional ballots as provided by this subchapter not later than the seventh day after the date of an election), to verify and count provisional ballots as provided by this subchapter not later than the 13th day after the date of the election for an election held on the date of the general election for state and county officers.

SECTION 2. Amends Section 65.052, Election Code, to require that, in an election described by Section 65.051(a-1), the procedures allow for seven calendar days for the voter registrar to review a provisional voter's eligibility.

SECTION 3. Amends Section 67.003, Election Code, by amending Subsection (a) and adding Subsection (c), as follows:

(a) Requires each local canvassing authority to convene to conduct the local canvass at the time set by the canvassing authority's presiding officer not earlier than the eighth day or later than the 11th day after election day, except as provided by Subsection (b) (relating to time for local canvass) or (c).

(c) Provides that the time for the local canvass may be set not later than the 14th day after election day in an election described by Section 65.051(a-1).

SECTION 4. Amends Section 67.012(a), Election Code, as follows:

(a) Requires the governor to conduct the state canvass at the time set by the secretary of state:

(1) not earlier than the 15th or later than the 30th day after election day; or

(2) for an election described by Section 65.051(a-1), not earlier than the 18th or later than the 33rd day after election day.

Makes nonsubstantive changes.

SECTION 5. Effective date: September 1, 2011.