

BILL ANALYSIS

Senate Research Center

H.B. 51
By: Madden (Shapiro)
State Affairs
4-25-97
Committee Report (Amended)

DIGEST

Currently, there are no provisions requiring a declaration of write in candidacy in an election for the members of the governing body of a junior college district or the board of a hospital district. H.B. 51 sets forth the criteria for write-in voting for members of the governing body of a junior college, a hospital district, or the board of navigation and canal commissioners.

PURPOSE

As proposed, H.B. 51 sets forth the criteria for write-in voting for members of the governing body of a junior college, a hospital district, or the board of navigation and canal commissioners.

RULEMAKING AUTHORITY

Rulemaking authority is granted to the secretary of state under SECTIONS 1 and 2 (Sections 130.0825(f) and 285.131(f), Education Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 130E, Education Code, by adding Section 130.0825, as follows:

Sec. 130.0825. WRITE-IN VOTING IN ELECTION FOR MEMBERS OF GOVERNING BODY. Sets forth the conditions for write-in candidates for a general or special election for members of the governing body of a junior college district. Provides that Chapter 146B, Election Code, applies to write-in voting in an election for members of the governing body except to the extent of a conflict with this section. Requires the secretary of state to adopt rules necessary to implement this section.

SECTION 2. Amends Chapter 285, Health and Safety Code, by adding Subchapter J, as follows:

SUBCHAPTER J. WRITE-IN VOTING IN ELECTION FOR BOARD MEMBERS

Sec. 285.131. WRITE-IN VOTING IN ELECTION FOR BOARD MEMBERS. Sets forth the conditions for write-in candidates for a general or special election for board members of a hospital district created under general or special law. Makes conforming changes.

SECTION 3. Amends Chapter 63C, Water Code, by adding Section 63.0945, as follows:

Sec. 63.0945. WRITE-IN CANDIDATES. Sets forth procedures for a write-in candidate for the board of navigation and canal commissioners.

SECTION 4. Emergency clause.
Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

Amendment 1.

Adds new SECTION 3 to amend Chapter 63C, Water Code, by adding Section 63.0945 to set forth procedures for a write-in candidate for the board of navigation and canal commissioners.

Amendment 2.

Deletes proposed SECTIONS 3 and 4 and adds new SECTION 4 to provide the emergency clause and the effective date.