

BILL ANALYSIS

Senate Research Center
76R1593 DRH-D

H.B. 442
By: Madden (Shapiro)
State Affairs
5/10/1999
Engrossed

DIGEST

Currently, the language in the Education Code regarding write-in school elections is vague enough to cause confusion in defining some of its requirements. This bill would clarify the Education Code by requiring a person to file a declaration of write-in candidacy in a certain manner in order to receive a vote as a write-in candidate.

PURPOSE

As proposed, H.B. 442 requires a person to file a declaration of write-in candidacy in order to receive a vote as a write-in candidate.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 130.0825, Education Code, to prohibit a write-in vote in a general or special election for members of the governing body of a junior college district from being counted for a person unless the person has filed a declaration of write-in candidacy with the secretary of the board of trustees in the manner provided for write-in candidates in the general election for state and county officers, rather than unless the name written appears on the list of write-in candidates. Deletes existing Subsections (b) and (c), requiring write-in candidates who want to be placed on the list of write-in candidates to make such a declaration, and regarding requirements for a declaration of write-in candidacy. Makes conforming and nonsubstantive changes.

SECTION 2. Effective date: September 1, 1999.

SECTION 3. Emergency clause.