

## **BILL ANALYSIS**

Senate Research Center  
79R750 JRJ-D

H.B. 178  
By: Denny (Averitt)  
State Affairs  
5/1/2005  
Engrossed

### **AUTHOR'S/SPONSOR'S STATEMENT OF INTENT**

The 78th Legislature, Regular Session, 2003, adopted S.B. 1445, which specified the individuals who were permitted to access or use the electronically readable information contained on a driver's license. Election officials were inadvertently left off the list of individuals allowed to "swipe" a driver's license. H.B. 178 clarifies that election officials may access the electronically readable information on a driver's license to verify the identity of a voter.

### **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 Chapter 63, Election Code, by adding Section 63.0102, as follows:

Sec. 63.0102. USE OF CERTAIN ELECTRONICALLY READABLE INFORMATION. (a) Authorizes an election officer to access electronically readable information on a driver's license or personal identification card for proof of identification when determining whether a voter shall be accepted for voting.

(b) Requires the secretary of state to prescribe any necessary procedures to implement this section.

SECTION 2. Amends Section 521.126(d), Transportation Code, to make a conforming change.

SECTION 3. Effective date: September 1, 2005.