

Texas Historical Statutes Project

TEXAS ELECTION CODE 1984
SUPPLEMENT



This project was made possible by the
Texas State Law Library
and a grant from the
Texas Bar Foundation.

Digitized with permission from



THOMSON REUTERS

Supplement
to
Texas
Election
Code

Retain this supplement with
Texas Election Code Pamphlet



*As Amended at the
1984 Second
Called Session of the
68th Legislature*

WEST PUBLISHING CO.
ST. PAUL, MINNESOTA

COPYRIGHT © 1984
By
WEST PUBLISHING CO.

ELECTION CODE

CHAPTER SIX. OFFICIAL BALLOT

Art. 6.05c. Order of Offices and Names of Candidates

Order of State, District, County, and Precinct Offices

Subd. 1. (a) Whenever there are to appear on the ballot for any general, special, or primary election, two or more office titles of offices which are regularly filled at the general election provided for in Section 9 of this code (Article 2.01, Vernon's Texas Election Code), they shall be listed on the ballot in the following relative order:

Federal offices:

President and Vice President

United States Senator

Congressman-at-Large

United States Representative (district office)

State offices:

(1) Statewide offices

Governor

Lieutenant Governor

Attorney General

Comptroller of Public Accounts

State Treasurer

Commissioner of General Land Office

Commissioner of Agriculture

Railroad Commissioner

Chief Justice, Supreme Court

Justice, Supreme Court

Presiding Judge, Court of Criminal Appeals

Judge, Court of Criminal Appeals

(2) District offices

Member, State Board of Education

State Senator

State Representative

Chief Justice, Court of Appeals

Associate Justice, Court of Appeals

District Judge

Criminal District Judge

District Attorney

Criminal District Attorney

(3) County offices

County Judge

Judge, County Court-at-Law

Judge, County Criminal Court

Judge, County Probate Court

County Attorney

District Clerk

District and County Clerk

County Clerk

Sheriff

Sheriff and Tax Assessor-Collector

County Tax Assessor-Collector

County Treasurer

County School Superintendent

County School Trustee (county with population of two million or more, according to the most recent federal census)

County Surveyor

Inspector of Hides and Animals

(4) Precinct offices

County Commissioner

Justice of the Peace

Constable

Public Weigher.

The headings "federal offices" and "state offices" and the subheadings under "state offices" shall not be printed on the ballot.

[See Election Code Pamphlet for text of subds. 1(b) to 3]

[Amended by Acts 1984, 68th Leg., 2nd C.S., p. 283, ch. 28, art. I, part A, § 5, eff. Sept. 1, 1984.]

CHAPTER SEVEN. ARRANGEMENT AND EXPENSES OF ELECTION

Art. 7.15. Providing for Electronic Voting Systems

[See Election Code Pamphlet for text of subds. 1 to 11]

Preparation of Ballot and Program

[See Election Code Pamphlet for text of 11a(a) and (b)]

(c) In an election in which party columns appear on the ballot, the program for the electronic tabulating equipment shall be prepared to count the ballots in accordance with Subsection (c) of Section 101a of

this code (Article 8.19a, Vernon's Texas Election Code).

[See Election Code Pamphlet for text of subs. 12 to 24]

[Amended by Acts 1984, 68th Leg., 2nd C.S., p. 236, ch. 19, § 3, eff. Oct. 2, 1984.]

CHAPTER EIGHT. CONDUCTING ELECTIONS AND RETURNS THEREOF

Art. 8.19a. Counting Straight-Ticket Ballots

(a) In an election where party columns appear on the official ballot, the tally sheets for the election shall be prepared with appropriate spaces for tallying straight-ticket ballots.

(b) Except as provided by Subsection (c) of this section, each straight-ticket ballot voted shall be tallied for the party receiving the vote instead of being tallied for the individual candidates of the party. When the presiding judge makes out the returns for the election, to the number of votes tallied for each party nominee individually there shall be added the number of straight-ticket votes tallied for the party which nominated the candidate.

(c) If a ballot indicates a straight-ticket vote and a vote for one of the opponents of that party's nominee for a particular office, a vote shall be counted for the opponent and for each of the party's other nominees.

[Amended by Acts 1984, 68th Leg., 2nd C.S., p. 235, ch. 19, § 1, eff. Oct. 2, 1984.]

Art. 8.21. Ballots Not Counted

The counting judges and clerks shall familiarize themselves with the signature of the judge who writes his name on each ballot that is voted, shall count no ballot where two (2) or more are folded together, or is unnumbered. Except as provided by Subsection (c) of Section 101a of this code (Article 8.19a, Vernon's Texas Election Code), if the names of two (2) or more persons are upon a ballot for the same office, when but one person is to be elected to that office, such ballot shall not be counted for either of such persons. Likewise no ballot shall be counted if it is found to be fraudulent, but in the absence of a showing of fraud the mere failure of the presiding judge to sign the ballot shall not make any such ballot illegal.

[Amended by Acts 1984, 68th Leg., 2nd C.S., p. 236, ch. 19, § 2, eff. Oct. 2, 1984.]