

DECLARATION OF WRITE-IN CANDIDACY FOR GENERAL ELECTION FOR STATE AND COUNTY OFFICERS

All fields **MUST** be completed unless marked optional¹. Failure to provide required information may result in rejection of application.

DECLARATION OF WRITE-IN CANDIDACY FOR _____ GENERAL ELECTION BALLOT

TO: Secretary of State/County Judge _____ (date of election)

I declare that I am a write-in candidate for the office indicated below.

OFFICE SOUGHT (Include any place number or other distinguishing number, if any.)	INDICATE TERM <input type="checkbox"/> FULL <input type="checkbox"/> UNEXPIRED
---	--

FULL NAME (First, Middle, Last)	PRINT NAME AS YOU WANT IT TO APPEAR ON THE LIST OF DECLARED WRITE-IN CANDIDATES*
--	---

PERMANENT RESIDENCE ADDRESS (Do not include a P.O. Box or Rural Route. If you do not have a residence address, describe location of residence.)	PUBLIC MAILING ADDRESS (Optional) (Address at which you receive campaign related correspondence, if available.)
--	--

CITY	STATE	ZIP	CITY	STATE	ZIP
-------------	--------------	------------	-------------	--------------	------------

PUBLIC EMAIL ADDRESS (Optional) (Address for which you receive campaign related emails, if available.)	OCCUPATION	DATE OF BIRTH / /	VOTER REGISTRATION VOID NUMBER² (Optional)
---	-------------------	-----------------------------	--

TELEPHONE CONTACT INFORMATION (Optional)

Home: _____ Office: _____ Cell: _____

FELONY CONVICTION STATUS (You MUST check one)	LENGTH OF CONTINUOUS RESIDENCE AS OF DATE THIS APPLICATION WAS SWORN	
<input type="checkbox"/> I have not been finally convicted of a felony. <input type="checkbox"/> I have been finally convicted of a felony, but I have been pardoned or otherwise released from the resulting disabilities of that felony conviction and I have provided proof of this fact. ³	IN THE STATE OF TEXAS _____ year(s) _____ month(s)	IN TERRITORY/DISTRICT/PRECINCT FROM WHICH THE OFFICE SOUGHT IS ELECTED _____ year(s) _____ month(s)

*If using a nickname as part of your name to appear on the ballot, you are also signing and swearing to the following statements: "I further swear that my nickname does not constitute a slogan or contain a title, nor does it indicate a political, economic, social, or religious view or affiliation. I have been commonly known by this nickname for at least three years prior to this election." Please review Sections 52.031, 52.032 and 52.033 of the Texas Election Code regarding the rules for how names may be listed on the official ballot.

Before me, the undersigned authority, on this day personally appeared (name of candidate) _____, who being by me here and now duly sworn, upon oath says:

"I, (name of candidate) _____, of _____ County, Texas, being a candidate for the office of _____, swear that I will support and defend the Constitution and laws of the United States and of the State of Texas. I am a citizen of the United States eligible to hold such office under the constitution and laws of this state. I have not been determined by a final judgment of a court exercising probate jurisdiction to be totally mentally incapacitated or partially mentally incapacitated without the right to vote. I am aware of the nepotism law, Chapter 573, Government Code. I am aware that I must disclose any prior felony conviction, and if so convicted, must provide proof that I have been pardoned or otherwise released from the resulting disabilities of any such final felony conviction. I am aware that knowingly providing false information on the application regarding my possible felony conviction status constitutes a Class B misdemeanor. I further swear that the foregoing statements included in my application are in all things true and correct."

X _____
SIGNATURE OF CANDIDATE

Sworn to and subscribed before me this the _____ day of _____, _____, by _____ (name of candidate)

 Signature of Officer Authorized to Administer Oath⁴

 Printed Name of Officer Authorized to Administer Oath

 Notarial or Official Seal

 Title of Officer Authorized to Administer Oath

TO BE COMPLETED BY SECRETARY OF STATE/COUNTY JUDGE:

CASH CHECK MONEY ORDER CASHIERS CHECK OR PETITION IN LIEU OF A FILING FEE. (See Section 1.007)

This document and \$_____ filing fee or a nominating petition of _____ pages received. Voter Registration Status Verified

_____/_____/_____
 Date Accepted

_____/_____/_____
 Date Received

 Signature of Filing Officer or Designee

INSTRUCTIONS

The Declaration of Write-In Candidacy shall be filed with the Secretary of State for statewide and district offices or with the county judge for county and precinct offices. Texas Election Code, Section 146.024

This candidate application must be accompanied by either a filing fee or a completed Petition in Lieu of a Filing Fee. The filing fee or the Petition in Lieu of a Filing Fee must be presented at the time the application is filed.

FILING PERIOD

The Declaration of Write-In Candidacy must be filed not later than 5:00 p.m. of the 78th day before general election day and not earlier than 30 days before the filing deadline. Texas Election Code, Section 146.025(a).

The filing deadline is extended if a candidate whose name is to appear on the ballot dies or is declared ineligible after the third day preceding the filing deadline. The extended filing deadline is 5:00 p.m. of the 75th day preceding Election Day. Texas Election Code, Section 146.025(b).

NEPOTISM LAW

The candidate must sign this statement indicating his awareness of the nepotism law. When a candidate signs the application, it is an acknowledgment that the candidate is aware of the nepotism law. The nepotism prohibitions of chapter 573, Government Code, are summarized below:

No officer may appoint, or vote for or confirm the appointment or employment of any person related within the second degree by affinity (marriage) or the third degree by consanguinity (blood) to the officer, or to any other member of the governing body or court on which the officer serves when the compensation of that person is to be paid out of public funds or fees of office. However, nothing in the law prevents the appointment, voting for, or confirmation of anyone who has been continuously employed in the office or employment for the following period prior to the election or appointment of the officer or member related to the employee in the prohibited degree: one year, if the officer or member is elected at the General Election for State and County Officers.

No candidate may take action to influence an employee of the office to which the candidate is seeking election or an employee or officer of the governmental body to which the candidate is seeking election regarding the appointment or employment of a person related to the candidate in a prohibited degree as noted above. This prohibition does not apply to a candidate's actions with respect to a bona fide class or category of employees or prospective employees.

FOOTNOTES

¹An application for a place on the ballot, including any accompanying petition, is public information immediately on its filing. (Section 141.035, Texas Election Code)

²Inclusion of a candidate's VUID is optional. However, many candidates are required to be registered voters in the territory from which the office is elected at the time of the filing deadline. Please visit the Elections Division of the Secretary of State's website for additional information.

³Proof of release from the resulting disabilities of a felony conviction would include proof of judicial clemency under Texas Code of Criminal Procedure 42A.701, proof of executive pardon under Texas Code of Criminal Procedure 48.01, or proof of a restoration of rights under Texas Code of Criminal Procedure 48.05. (Texas Attorney General Opinion KP-0251)

One of the following documents must be submitted with this application.

Judicial Clemency under Texas Code of Criminal Procedure 42A.701

Executive Pardon under Texas Code of Criminal Procedure 48.01

Restoration of Rights under Texas Code of Criminal Procedure 48.05

⁴All oaths, affidavits, or affirmations made within this State may be administered and a certificate of the fact given by a judge, clerk, or commissioner of any court of record, a notary public, a justice of the peace, and the Secretary of State of Texas. See Chapter 602 of the Texas Government Code for the complete list of persons authorized to administer oaths.

FILING FEE SCHEDULE (172.024 Texas Election Code)

United States Senator	\$5,000
All Other Statewide Offices	\$3,750
United States Representative	\$3,125
State Senator	\$1,250
State Representative	\$750
Member, State Board of Education	\$300
Chief Justice or Justice, Court of Appeals, other than a justice specified by Subdivision (8)	\$1,875
Chief Justice or Justice of a Court of Appeals that serves a Court of Appeals District in which a county with a population of more than one million is wholly or partly situated	\$2,500
District Judge or Judge specified by Sec. 52.092(d) for which this schedule does not otherwise prescribe a fee	\$1,500
District or Criminal District Judge of a court in a judicial district wholly contained in a county with a population of more than 1.5 million	\$2,500
Judge of a Statutory County Court, other than a judge specified by subdivision (12)	\$1,500
Judge of a Statutory County Court in a county with a population of more than 1.5 million	\$2,500
District Attorney or Criminal District Attorney or County Attorney performing the duties of a District Attorney	\$1,250
County Judge, County Commissioner, District Clerk, County Clerk, Sheriff, County Tax-Assessor-Collector and County Treasurer	
County of 200,000 or more in population	\$1,250
County under 200,000 in population	\$750
Justice of the Peace or Constable	
County of 200,000 or more in population	\$1,000
County under 200,000 in population	\$375
County Surveyor	\$75
All County Offices not otherwise listed	\$750