

Texas Election Code

§ 87.121

Early Voting Rosters

- (a) The early voting clerk shall maintain for each election a roster listing each person who votes an early voting ballot by personal appearance and a roster listing each person to whom an early voting ballot to be voted by mail is sent.
- (b) For each person listed, the applicable roster must include:
 - (1) the person's name, address, and voter registration number;
 - (2) an identification of the person's county election precinct of registration; and
 - (3) the date of voting or the date the ballot was mailed to the person, as applicable.
- (c) Each roster shall be updated daily.
- (d) Each roster may be maintained in any form approved by the secretary of state.
- (e) The clerk shall preserve each roster after the election for the period for preserving the precinct election records.
- (f) Information on the roster for a person to whom an early voting mail ballot has been sent is not available for public inspection, except to the voter seeking to verify that the information pertaining to the voter is accurate, until the first business day after election day.
- (g) Information on the roster for a person who votes an early voting ballot by personal appearance shall be made available for public inspection as provided by Subsection (i) not later than 11 a.m. on the day after the date the information is entered on the roster under Subsection (c).
- (g) Information on the roster for a person who votes an early voting ballot by personal appearance shall be made available for public inspection not later than 11 a.m. on the day after the date the information is entered on the roster under Subsection (c).
- (h) Information on the roster for a person who votes an early voting ballot by mail shall be made available for public inspection as provided by Subsection (i) not later than 11 a.m. on the day following the day the early voting clerk receives a ballot voted by mail.
- (h) Information on the roster for a person who votes an early voting ballot by mail shall be made available for public inspection not later than 11 a.m. on the day following the day the early voting clerk receives a ballot voted by mail.
- (i) The information under Subsections (g) and (h) must be made available:
 - (1) for an election in which the county clerk is the early voting clerk:
 - (A) on the publicly accessible Internet website of the county; or
 - (B) if the county does not maintain a website, on the bulletin board used for posting notice of meetings of the commissioners court; or

- (2)** for an election not described by Subdivision (1):
- (A)** on the publicly accessible Internet website of the authority ordering the election; or
 - (B)** if the authority ordering the election does not maintain a website, on the bulletin board used for posting notice of meetings of the governing body of the authority.
- (i)** The early voting clerk for a primary election or the general election for state and county officers shall submit to the secretary of state for posting on the secretary of state's Internet website the information described by:
- (1)** Subsection (g) not later than 11 a.m. on the day after the date the information is entered on the roster under Subsection (c); and
 - (2)** Subsection (h) not later than 11 a.m. on the day following the day the early voting clerk receives a ballot voted by mail.
- (j)** The secretary of state shall make any early voting roster created under this section available to the public on the secretary's Internet website.
- (j)** The secretary of state shall post the information described by Subsection (i) on the secretary of state's Internet website in a downloadable format.
- (k)** The secretary of state shall create a system for an early voting clerk for a primary election or the general election for state and county officers to provide the information to the secretary of state for posting on the secretary of state's Internet website under Subsection (i).

Acts 1985, 69th Leg., ch. 211, Sec. 1, eff. Jan. 1, 1986. Amended by Acts 1991, 72nd Leg., ch. 203, Sec. 1.28; Acts 1991, 72nd Leg., ch. 554, Sec. 1, eff. Sept. 1, 1991; Acts 1997, 75th Leg., ch. 565, Sec. 6, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 864, Sec. 83, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1381, Sec. 23, eff. Sept. 1, 1997; Acts 2001, 77th Leg., ch. 958, Sec. 1, eff. Sept. 1, 2001; Acts 2003, 78th Leg., ch. 393, Sec. 17, 18, eff. Sept. 1, 2003.

Amended by:

Acts 2019, 86th Leg., R.S., Ch. 1083 (H.B. 1850), Sec. 2, eff. September 1, 2019.

Acts 2019, 86th Leg., R.S., Ch. 1215 (S.B. 902), Sec. 3, eff. September 1, 2019.

Location: https://texas.public.law/statutes/tex._election_code_section_87.121.

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