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FISCAL IMPACT REPORT

SPONSOR Durán DATE TYPED 3/07/05 HB _____

SHORT TITLE Allow Formation of Certain Precinct Boards SB 784

ANALYST Medina

APPROPRIATION

| Appropriation Contained | | Estimated Additional Impact | | Recurring or Non-Rec | Fund Affected |
|-------------------------|------|-----------------------------|------|----------------------|---------------|
| FY05 | FY06 | FY05 | FY06 | | |
| | NFI | | | | |
| | | | | | |

(Parenthesis () Indicate Expenditure Decreases)

Relates to School Election Law

SOURCES OF INFORMATION

LFC Files

Responses Received From

Secretary of State

Public Education Department

SUMMARY

Synopsis of Bill

Senate Bill 784 amends the School Election Law as it relates to the duties of the precinct board to make discretionary rather than mandatory the involvement of the county clerk on the precinct board. The provision applies when only one candidate for each position to be filled at the election has filed, there are no write-in candidates and not bond issues or questions on the ballot.

Significant Issues

According to the Public Education Department, this bill in effect provides that the precinct board always perform school election duties at each polling place, and that the county clerk would not be involved.

FISCAL IMPLICATIONS

The Public Education Department asserts that the fiscal impact to school districts is difficult to determine. The section of statute amended by this bill already requires school districts to assume the costs of school elections and it is reasonable to assume that the county clerk be at all precinct polling places in each school district during an election. Therefore, according to PED, it should be assumed that precinct boards already perform duties at polling stations during school elections and that any fiscal implication under this bill is likely to be minimal.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL?

Statute would continue to require the county clerk be involved in school elections performing the duties of the precinct board.

DXM/sb