



OFFICE OF THE SECRETARY OF STATE

DAVID A. DEAN
SECRETARY OF STATE

STATE CAPITOL
P.O. Box 12697
AUSTIN, TEXAS 78711

June 24, 1982

Mr. Edward M. Sullivan
Chairman, Committee on Credentials
County Convention
Republican Party of Travis County
315 Medical Park Tower
Austin, Texas 78705

Election Law Opinion DAD-31
Re: Authority of a Political
Party Convention Creden-
tials Committee

Dear Mr. Sullivan:

This opinion is in response to your letter of May 28, 1982.

This official election law opinion is rendered by me as chief election officer of the state in accordance with Tex. Elec. Code Ann. art. 1.03, subd. 1 (Vernon Supp. 1982).

In your letter, you inquired whether a credentials committee of a political party convention could alter a delegation by adding or deleting a delegate.

The Texas Election Code provides the sole method by which delegates to the county and state conventions of a political parties holding primary elections may be selected. Tex. Elec. Code Ann. art. 13.34 (Vernon Supp. 1982).

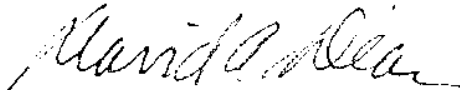
In my opinion, the authority of a convention credentials committee, or of any person or persons charged by the party rules with examining the credentials of persons seeking to be seated as delegates, extends only to determining whether delegates have been selected in compliance with the Election Code. All delegates whose selection complies with the Election Code must be seated, and no other persons may be seated as delegates.

Mr. Edward M. Sullivan
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SUMMARY

Tex. Elec. Code Ann. art. 13.34 (Vernon Supp. 1982) provides the sole method for the selection of delegates to county and state conventions of political parties holding primaries. Party conventions must seat delegates whose selection complies with the Texas Election Code and may not seat any other delegates.

Sincerely,



David A. Dean
Secretary of State

Willis Whatley
Counsel to the Secretary of State

Charles C. Bailey
Special Assistant for Elections

Prepared by Karen Gladney

APPROVED:
OPINION COMMITTEE

Karen Gladney, Chairman
Charles E. Evans
Horace Jennings III
Felix R. Sanchez
John Steiner
August Toudouze

Election Law Opinion DAD-31

Request from Edward M. Sullivan, Austin, concerning the authority of credentials committees of conventions of political parties holding primary elections.

SUMMARY

Tex. Elec. Code Ann. art. 13.34 (Vernon Supp. 1982) provides the sole method for the selection of delegates to county and state conventions of political parties holding primaries. Party conventions must seat delegates whose selection complies with the Texas Election Code and may not seat any other delegates.