APPLICATION FOR A PLACE ON BALLOT FOR A SPECIAL ELECTION TO FILL A LEGISLATIVE VACANCY IN A STATE OFFICE

ALL INFORMATION IS REQUIRED TO BE PROVIDED UNLESS INDICATED AS OPTIONAL Failure to provide required information may result in rejection of application. APPLICATION FOR A PLACE ON THE BALLOT (Special Election to Fill a Vacancy in a State Office) TO: Secretary of State I request that my name be placed on the above-named official ballot as a candidate for the office indicated below. **OFFICE SOUGHT** (Include any place number or other distinguishing number, if any.) PARTY ALIGNMENT (If any) PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT* **FULL NAME** (First, Middle, Last) **PERMANENT RESIDENCE ADDRESS** (Do not include a P.O. Box or Rural PUBLIC MAILING ADDRESS (Optional) (Address for which you receive Route. If you do not have a residence address, describe location of campaign related correspondence, if available.) residence.) CITY STATE ZIP CITY STATE ZIP VOTER REGISTRATION VUID OCCUPATION (Do not PUBLIC EMAIL ADDRESS (Optional) (Address for **DATE OF BIRTH NUMBER² (Optional)** which you receive campaign related emails, if leave blank) available.) **TELEPHONE CONTACT INFORMATION (Optional)** Office: Home: Cell: LENGTH OF CONTINUOUS RESIDENCE AS OF DATE THIS APPLICATION WAS SWORN FELONY CONVICTION STATUS (You MUST check one) I have not been finally convicted of a felony. IN THE STATE OF TEXAS IN TERRITORY/DISTRICT/PRECINCT FROM WHICH THE OFFICE SOUGHT IS ELECTED I have been finally convicted of a felony, but I have been _____ year(s) year(s) pardoned or otherwise released from the resulting disabilities of that felony conviction and I have provided proof of this fact with the submission of this application.³ *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) ____ County, Texas, _, swear that I will support and defend the Constitution and laws being a candidate for the office of 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." SIGNATURE OF CANDIDATE Sworn to and subscribed before me this the _____ day of ____ (month) (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: THIS APPLICATION IS ACCOMPANIED BY THE REQUIRED FILING FEE PAID BY: CASH CHECK MONEY ORDER CASHIERS CHECK OR PETITION IN LIEU OF A FILING FEE. Voter Registration Status Verified This document and \$_____ filing fee or a nominating petition of _____ pages received. _/____ (See Section 1.007) Date Accepted Signature of Secretary of State or Designee Date Received

2-43 Prescribed by Secretary of State Sections 141.031, 203.005, Chapter 204, Texas Election Code 09/2023

INSTRUCTIONS

The application must be filed with the Secretary of State not later than 5:00 p.m. of the filing deadline stated in the election order. This application is only used to apply for a place on the ballot to fill vacancies in the offices of State Senator and State Representative.

The application must be accompanied by a filing fee or a petition in lieu of a filing fee.

The filing fees are:

State Senator: \$ 1,250.00 State Representative: \$ 750.00

If you submit a petition in lieu of a filing fee, the application must be accompanied by a petition signed by registered voters of the district.

The number required is:

All District Offices 500

The form for the petition in lieu of a filing fee is available from the Secretary of State's Office.

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.

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.